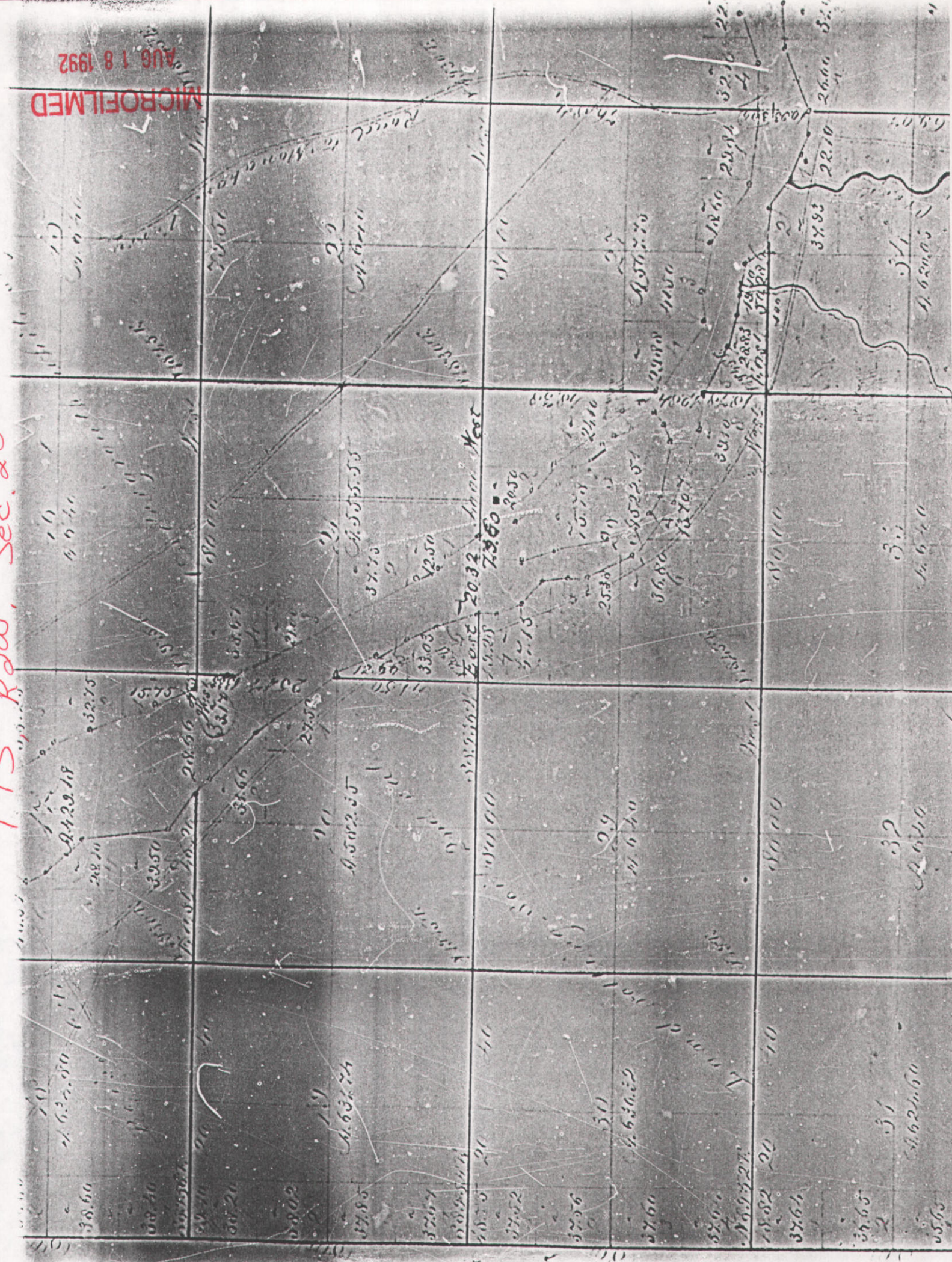


TIS, R2W, Sec. 20

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T1S, R2W, Sec 6, 7, 8, 17



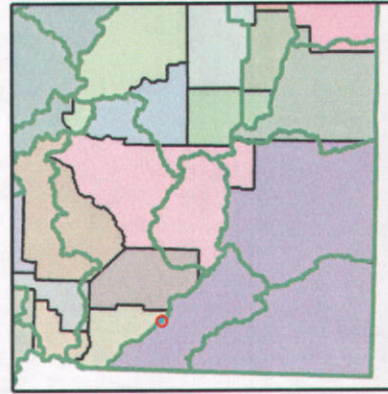
Idaho Department of Water Resources

Adjudication Claim:

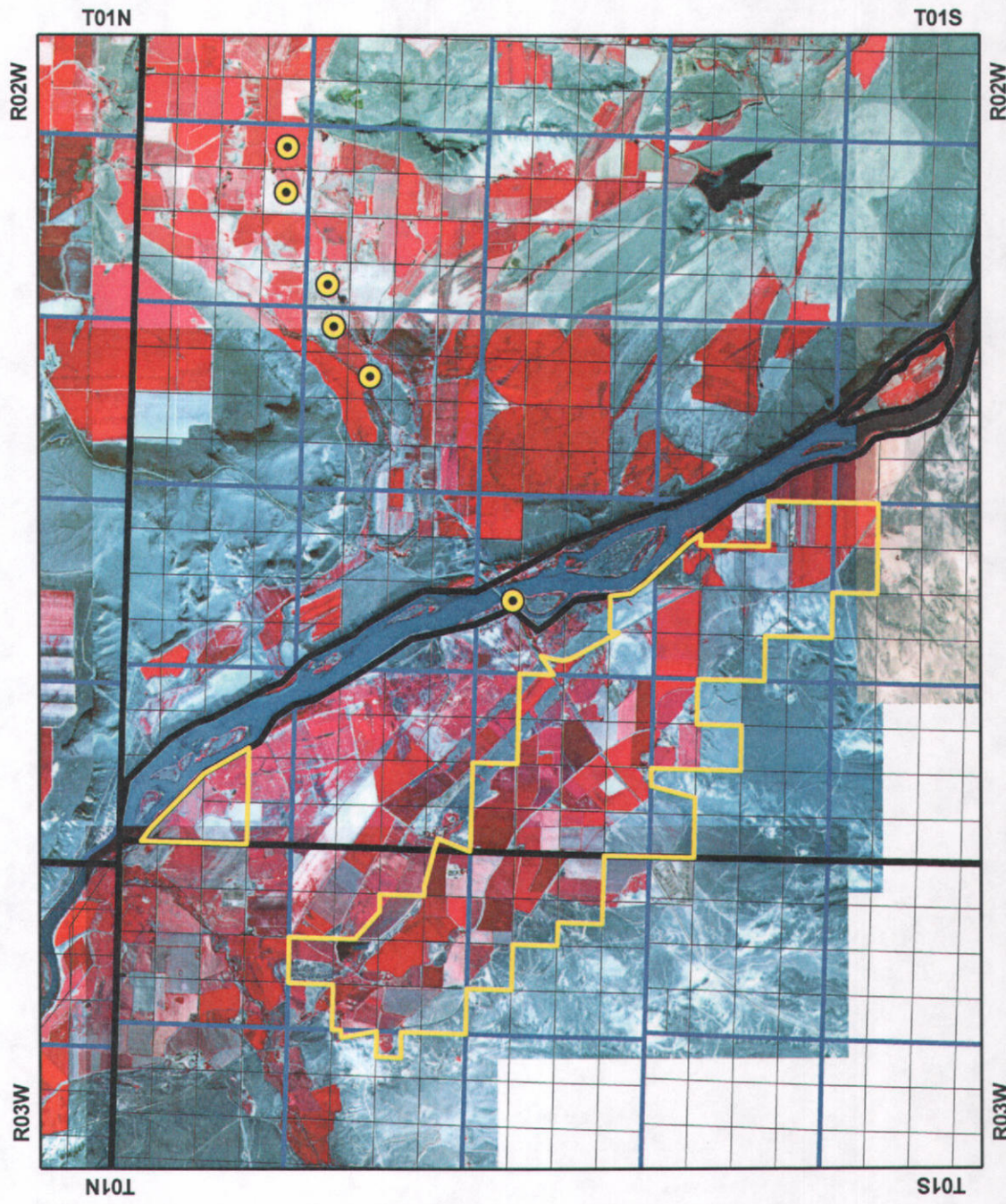
63-359

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon, Owyhee Counties
IDWR Basin 63



0 2 4 Miles

Prepared by A. Warntjes
On Wednesday, April 5, 2006
1987/88 Aerial Photography



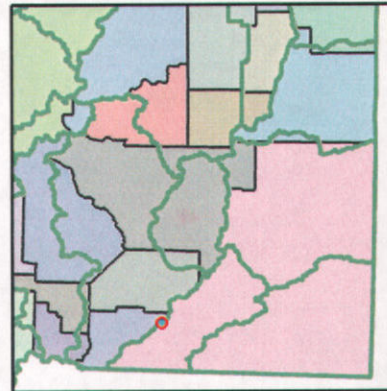
Idaho Department of Water Resources

Adjudication Claim Number: **63-359**

T01N R02W
T01N R03W
T01S R02W
T01S R03W

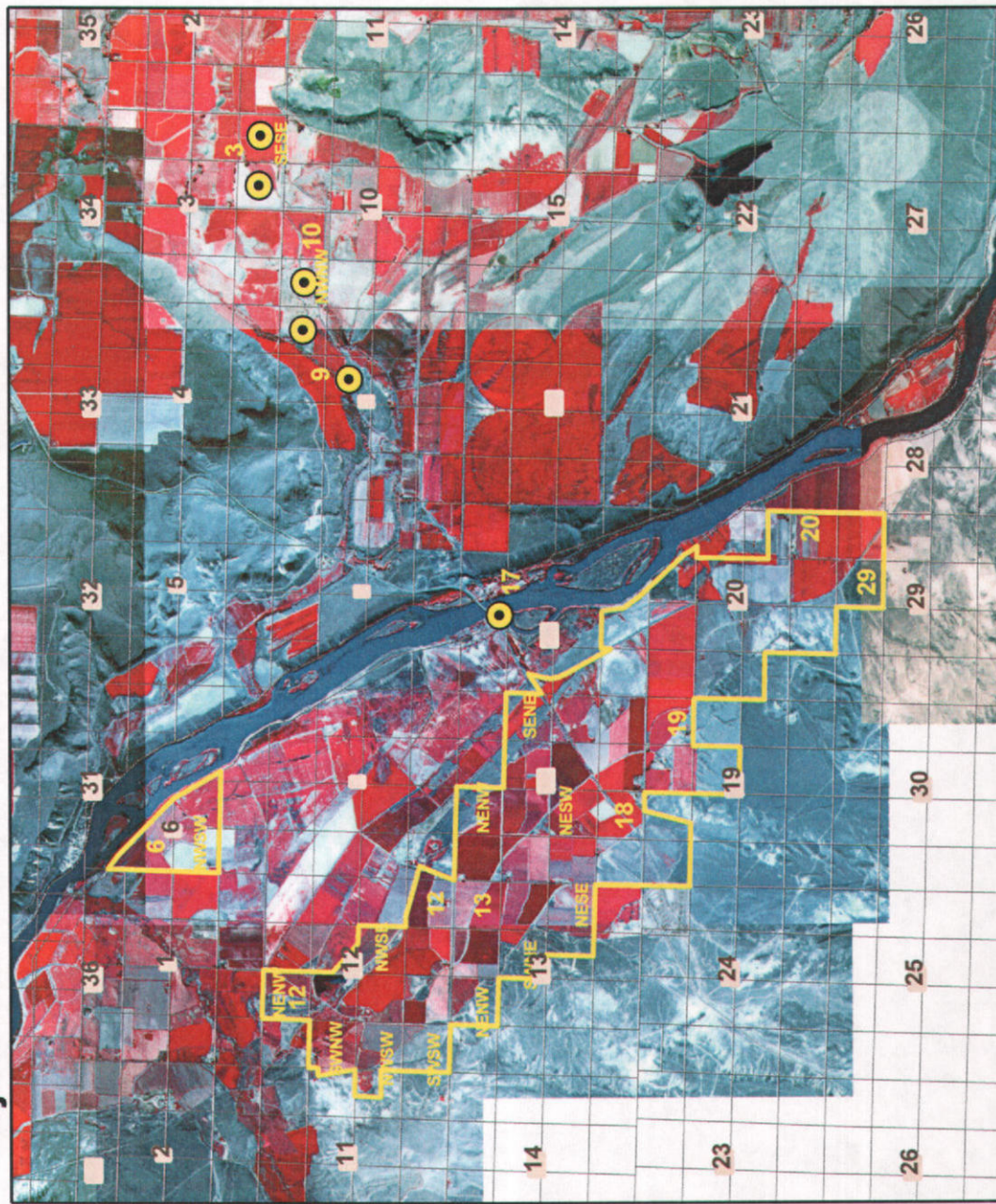
Legend

- POD Recommended**
- Reynolds irrig district.shp
- GCDB01S03W GCDB
- GCDB01S02W GCDB
- GCDB01N03W GCDB
- GCDB01N02W GCDB



Owyhee County
IDWR Basin 63

Prepared by A. Warntjes
On Friday, January 13, 2006
1987/88 Aerial Photography



0 2 4 Miles

50⁰⁰
overlap w/ A63-02920
50⁰⁰

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-00359
Date Received: 1/19/1989
Receipt No: W002492
Received By: EJR

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: REYNOLDS IRRIGATION DISTRICT 208-495-2810
Address: % JERRY HOAGLAND, CHAIRMAN
HC 79 BOX 44
MELBA, ID 83641

2. Date of Priority: APR 01, 1950

3. Source: DRAINS Trib. to: WARM SPRINGS CREEK
GROUNDWATER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	02W	3	SW	SE			CANYON
			SE	SE			CANYON
		9	NE	NE			CANYON
			SW	NE			CANYON
		10	NW	NW			CANYON
		17	NE	NW	5	R	CANYON

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	26.000		

7. Total Quantity Appropriated is:
26.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A63-00359

Page 1

Date: 03/29/89

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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	02W	6	NW NW		IRR	
			SW NW		IRR	
			SE NW		IRR	
			NE SW		IRR	
			NW SW		IRR	
		17	SW SW		IRR	
			SW NW		IRR	
			NW SW		IRR	
		18	SE SW		IRR	
			SW NE		IRR	
			SE NE		IRR	
			NE NW		IRR	
			NW NW		IRR	
			SW NW		IRR	
			SE NW		IRR	
			NE SW		IRR	
			NW SW		IRR	
			SW SW		IRR	
			SE SW		IRR	
			NE SE		IRR	
			NW SE		IRR	
			SW SE		IRR	
		19	SE SE		IRR	
			NE NE		IRR	
			NW NE		IRR	
			SW NE		IRR	
		20	NE NE		IRR	
			NW NE		IRR	
			SW NE		IRR	
			NE NW		IRR	
			NW NW		IRR	
			SW NW		IRR	
			SE NW		IRR	
			NE SW		IRR	
			NW SW		IRR	
			SE SW		IRR	
			NE SE		IRR	
			NW SE		IRR	
			SW SE		IRR	
		29	SE SE		IRR	
			NE NE		IRR	
			NW NE		IRR	
	03W	1	NE NE		IRR	
			SW NE		IRR	
			NE SE		IRR	
			NW SE		IRR	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	03W	1	SW	SE		IRR	
			SE	SE		IRR	
		11	NE	SE		IRR	
		12	NE	NW		IRR	
			NW	NW		IRR	
			SW	NW		IRR	
			SE	NW		IRR	
			NE	SW		IRR	
			NW	SW		IRR	
			SW	SW		IRR	
			SE	SW		IRR	
			NW	SE		IRR	
			SW	SE		IRR	
			SE	SE		IRR	
		13	NE	NE		IRR	
			NW	NE		IRR	
			SW	NE		IRR	
			SE	NE		IRR	
			NE	NW		IRR	
			NE	SE		IRR	

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

02-2027B & 02-0054, 63-00306, 00359, 02420.

14. Remarks:

TRANS. 3027 (63-0306/0359/2420). THE RATE OF DIV. SHALL NOT AT ANY TIME EXCEED THE RATE OF INJECTION. THE RATE OF DIV. SHALL BE LIMITED TO A MAX. OF 31.28 CFS. MEASURING DEVICES OF A TYPE APPROVED BY THE DEPT. SHALL BE INSTALLED & MAINTAINED AT THE PTS. OF DIV., REDIVERSION & INJECTION. THESE MEASURING DEVICES SHALL BE ACCESSIBLE & SUBJECT TO CONTROL BY THE DEPT., WATERMASTER OF W. DIST. 63T & WATERMASTER OF W. DIST. 02 AT SUCH TIME AS SUCH DISTRICT MAY BE FORMED.

PT. OF INJECTION INTO SNAKE R. LOCATED IN NWNE, S17, T1S, R2W, LOT 4.

DESCRIPTION OF DIVERTING WORKS:::

70' ARTESIAN WELLS TO DITCH TO POND TO DITCH TO SIPHON TO DITCH TO PENSTOCK TO INJECTION INTO SNAKE RIVER TO REDIVERSION TO PENSTOCK TO CANAL.

POND LISTED IN P.O.D IN SECTION 17 IS A 0.80 ACRE FOOT RESERVOIR THAT REFILLS WITHIN A 24 HOUR PERIOD AT THE DIVERSION RATE AND IS

14. Remarks: Continued

CONSIDERED A PART OF THE DIVERSION.

Reynolds Irrig. Dist. Irrigator 1580 acres in sections listed in P.O. EX

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

CARL E. NICHOLSON

Decree Plaintiff

vs

REYNOLDS IRR. DIST.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Chairman of _____

Title

Reynolds Irrigation District that I have signed the foregoing

Organization

document in the space below as chairman of _____

Title

Reynolds Irrigation District and that the statements contained in the

Organization

foregoing document are true and correct.

Jerry L. Hoagland
Signature of Authorized Agent

Chairman Reynolds Irrigation District
Title and Organization

3/29/89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 29 day
of March 19 89

Eldon L. Roush
Notary Public

Seal

Residing at _____

My Commission Expires _____

Eldon L. Roush
Residing at Boise, Idaho
My Commission Expires September 8, 1994

Water Right Number - 63-00359 Adj. Flag Translation: Standard Water Right Number Old (D) Number -
+ - - - - Last Name - - - - + + - - - - Address - - - - + - - - -

*** C - CURRENT OWNER ***
REYNOLDS IRRIGATION DISTRICT

1 - C/O SAM PITMAN, DIRECTOR
2 - STAR RT.
3 -

City- MELBA State- ID Zip- 83641
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1950 14 D - DECREED

+ - - - - Source - - - - + + - - - - Tributary - - - - +
DRAINS WARM SPRINGS CREEK
GROUNDWATER

+ - - - - Rng Sec Tract Lot Rplg County Point of Diversion - - - - +
01S 02W 3 SW SE (27) CANYON
01S 02W 3 SE SE (27) CANYON
01S 02W 9 NE NE (27) CANYON
01S 02W 9 SW NE (27) CANYON
01S 02W 10 NW NW (27) CANYON
01S 02W 17 NE NW 5 R (27) CANYON

*Redirection from
warm springs c&k
to Snake from
snake to ditches
used to be pipeline
from warm springs to
ditch*

+ - - - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01
04 - STOCKWATER 26.000
43 - DOMESTIC

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
26.000

+ - - - - Twn Rng Sec Tract Lot Acres Place of Use Code Description County
01S 02W 6 01 IRRIGATION (27) CANYON
01S 02W 17 01 IRRIGATION (27) CANYON
01S 02W 18 01 IRRIGATION (27) CANYON
01S 02W 19 01 IRRIGATION (27) CANYON
01S 02W 20 01 IRRIGATION (27) CANYON
01S 02W 21 01 IRRIGATION (27) CANYON
01S 02W 28 01 IRRIGATION (27) CANYON
01S 02W 29 01 IRRIGATION (27) CANYON
01S 03W 11 01 IRRIGATION (27) CANYON
01S 03W 12 01 IRRIGATION (27) CANYON
01S 03W 13 01 IRRIGATION (27) CANYON

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Water right number - 63-00359 Adj. flag translation: Standard Water Right Number

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
-----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 02-2027B & 02-0054.

+ - - Remarks

TRANS. 3027 (63-0306/0359/2420). THE RATE OF DIV. SHALL NOT AT ANY TIME EXCEED THE RATE OF INJECTION. THE RATE OF DIV. SHALL BE LIMITED TO A MAX. OF 31.28 CFS. MEASURING DEVICES OF A TYPE APPROVED BY THE DEPT. SHALL BE INSTALLED & MAINTAINED AT THE PTS. OF DIV., REDIVERSION & INJECTION. THESE MEASURING DEVICES SHALL BE ACCESSIBLE & SUBJECT TO CONTROL BY THE DEPT., WATERMASTER OF W. DIST. 63T & WATERMASTER OF W. DIST. 02 AT SUCH TIME AS SUCH DISTRICT MAY BE FORMED.

PT. OF INJECTION INTO SNAKE R. LOCATED IN NENW, S17, T1S, R2W, LOT 4.

P/U DESCRIPTION MAY NOT COVER ALL LANDS OF REYNOLDS IRR. DIST. INCLUDED IN TRANS.

+ - - Decree Plaintiff - - - +

CARL E. NICHOLSON

+ - - Audit Fields -

+ - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	Approved/Denied	Proof Made Date	Start Work Date	Order Show Cause	Licensed Date	Decree Date	Field Exam Made	Protested Date	Hearing Date	Verified Date	Receipt Number	Appl Received	Field Exam Fee	Swan Falls	Temporary Right	DLE/Carey Act	Water District	Transfer/Amended
- 00/00/0000	- 00/00/0000	- 00/00/0000	- 00/00/0000	- 00/00/0000	- 00/00/0000	- 06/11/1956	- 00/00/0000	- 00/00/0000	- 00/00/0000	- 09/30/1985	-	- 00/00/0000	-	-	-	-	-	-

+ - - Decree Defendant - - - +

REYNOLDS IRR. DIST.

+ - - Decree Date - - - +

06/11/1956

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AUG 18 1992

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER
OF WATER RIGHT NUMBERS 63-0306, 63-0359
AND 63-2420 IN THE NAME OF REYNOLDS
IRRIGATION DISTRICT

ORDER

WHEREAS, on February 21, 1984, Reynolds Irrigation District filed an Application for Transfer with the Department of Water Resources to add a point of injection into the Snake River and to add a point of rediversion from the Snake River to the above referenced water rights; and,

WHEREAS, the summation of the diversion rates of these three water rights, is 57.56 cubic feet per second; and,

WHEREAS, water diverted under the three water rights has, since their development, been carried across the Snake River by a common pipeline; and,

WHEREAS, the capacity of that pipeline was measured by the Department to be 31.28 cubic feet per second on August 3, 1982; and,

WHEREAS, the total actual development of these three water rights is limited to the capacity of the pipeline; and,

WHEREAS, the transfer will meet the requirements of Section 42-222, Idaho Code if the rediversion rate is limited to the pipeline capacity;

IT IS, THEREFORE, HEREBY ORDERED, that the application for transfer of water right numbers 63-0306, 63-0359 and 63-2420 is APPROVED subject to the following conditions:

1. The rate of rediversion shall not at any time exceed the rate of injection.
2. The rate of rediversion shall be limited to a maximum of 31.28 cubic feet per second.
3. Measuring devices of a type approved by the Department shall be installed and maintained at the points of diversion, injection and rediversion. These measuring devices

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shall be accessible and subject to control by to the Department,
the Watermaster of Water District No. 63T, and the Watermaster of
Water District 02 at such time as such District may be formed.

Dated this 24th day of September, 1984.

L. Glen Saxton
L. GLEN SAXTON
Chief, Operations Bureau

LEI

Transfer No. 3017
 (1) 63-0306
 Water Right No. (2) 63-0359
 (3) 63-2420

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Reynolds Irrigation District Phone 495-2277
 Post Office address c/o Sam Pitman, Director; Star Rt., Melba, ID 83641

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
 - a. Decree No. (1) 63-0306 Decreed to Reynolds Irrigation District
(2) 63-0359 (Name)
 in case of (1) Bachman, Kennison, et al vs Reynolds Irrigation District
(2) Nicholson
 dated in (1) 9/17/1934 in Seventh Jud. Dist. county of Canyon
(2) 6/11/1956 (Name of court)
 - b. License No. (3) 63-2420 issued by the Idaho Department of Water Resources
 - c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water (1) Warm Springs Creek (2) Wells & Drain Ditches tributary to Snake River
(3) Warm Springs Creek Snake River
4. Date of priority (1) 4/1/1934
(2) 4/1/1950
(3) 3/8/1929
5. Water is used for the following purposes:
 amount (1) 8 cfs for Irr. & Dometic purposes from 4/1 to 11/1
 amount (2) 26 cfs for Irr. & Dometic & Stockwater purposes from 4/1 to 11/1
 amount (3) 23.56 cfs for Irrigation purposes from 4/1 to 11/1
 (month/day — both dates inclusive)
6. Total amount of water under right: a. 57.56 cubic feet per second
 &/or
 b. _____ acre feet per annum
7. Location of original point of diversion is (1) SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 10
 Township 1S Range 2W, B.M., in Canyon County
 Additional points of diversion, if any (2) NWNW Sec 10 T1S R2W
(3) NWNW Sec 10 T1S R2W

8. Lands irrigated or place of use: Lands Within Reynolds Irr. Dist. Boundaries

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above 02-2027B, 02-0054

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? no If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 57.56 c.f.s. &/or _____ acre feet

Description of diverting works:

Headgates and ditches will still divert and carry well, drain ditch and Warm Springs Creek water, but will dump this water into the Snake River on the Canyon County side. The District will then use it's Snake River pumping plant located on the Owyhee County side to divert a like amount of water into it's irrigation system.

Describe the reasons for the proposed changes:

By dumping water and pumping, the District will eliminate a pipeline across the Snake River and thus reduce maintenance costs. The pipeline has a capacity of approximately 34 cfs; the Snake River pumping plant will also pump only the 34 cfs that could be delivered by the pipeline.

2. Change in point of diversion

Point of diversion NW ¼ NW ¼, Section 10 Township 1S

Range 2W, B.M., Canyon County

Additional points SWSE, SESE Sec 3 and SWNE, NENE Sec 9 T1S R2W

Snake River Diversion Lot 5 (NENW) Sec 17 T1S R2W

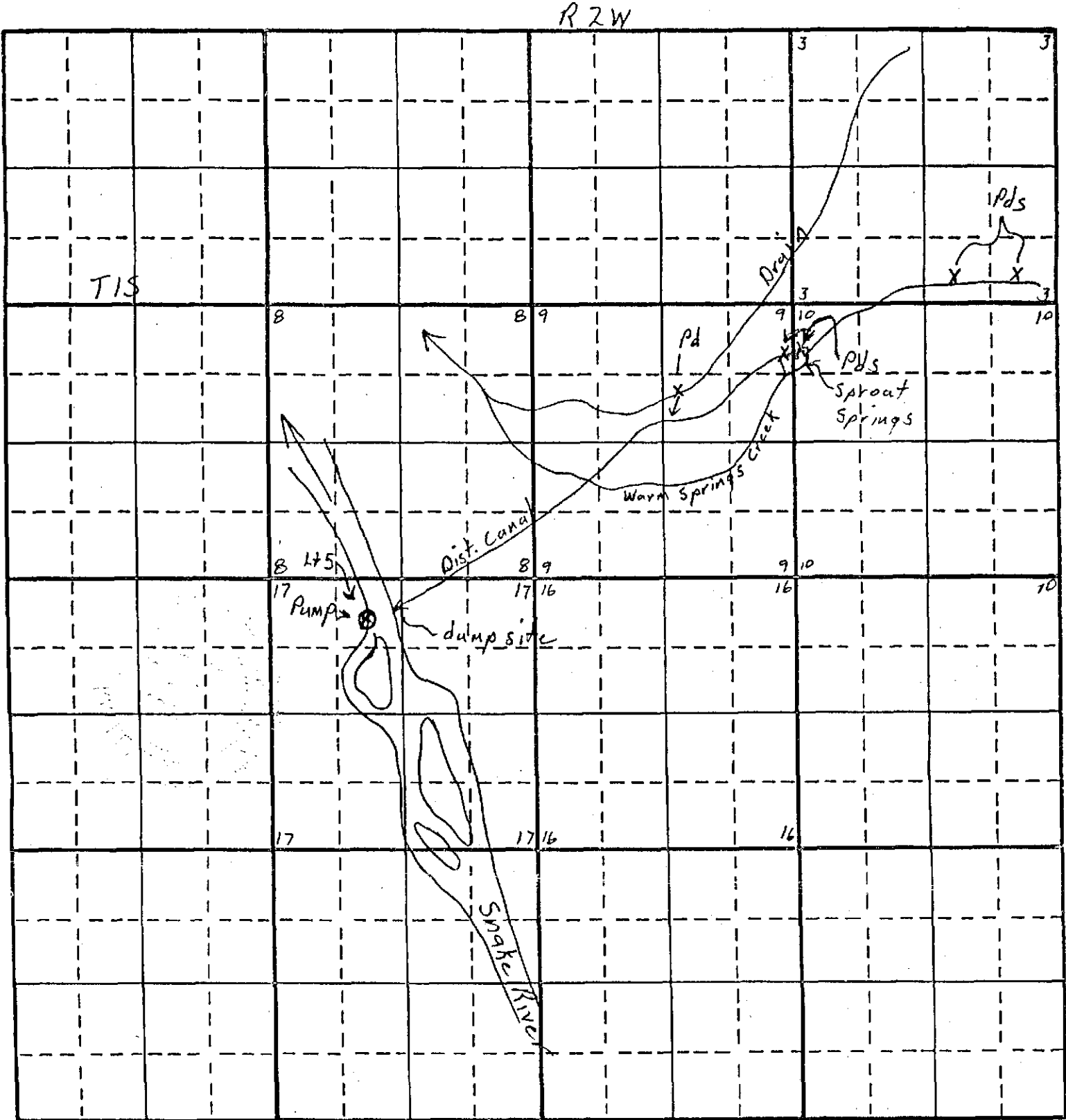
3. Change in place of use no change

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No x _____. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

4. Describe any other water rights used for the same purpose as described above. 02-2027B,
02-0054
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Sam C. Thorne
(Signature of Applicant)

Subscribed and sworn to before me this 21 day of February, 19 84

Kathleen A. Walker
(Notary Public)

My commission expires 2/15/1987

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-0306/0359/2420 and said application is hereby APPROVED, subject to the following limitations and conditions:
SEE ORDER DATED 9/24/84.

Witness my hand this 24th day of September, 19 84

J. Glen Gayton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by KW Date 2/21/84 Protest filed by _____
Prelim. check by GLS Fee 50.00
Receipted by KW Date 2/21/84 # 33758
Published in Times Tribune 3/14 & 3/21/84 Copies of protest forwarded by _____
Pub. dates 3/7 & 3/14/84 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for (approval) denial
_____ rec'd. _____ by DBS DKT

63-0359

INSTRUMENT NO. 434650

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CANYON.

FILED

CARL E. NICHOLSON and
BLANCHE NICHOLSON,
husband and wife,

Plaintiffs

vs.

REYNOLDS IRRIGATION DISTRICT
a quasi-public corporation of
Owyhee County, Idaho; and

ELLEN T. SPROAT,

Defendants.

A.M. 3:30 P.M.
JUN 11 1956
S. S. FOOTE, CLERK
Lavona Sayre, DEPUTY

THIS CAUSE came regularly on for hearing and disposition before the Court without a jury, on the 11th day of June, 1956; Edwin Snow and Homer E. Martin, of Boise, Idaho, appearing as attorneys for plaintiffs; Maurice H. Greene and David Doane, of Boise, Idaho, appearing as attorneys for the defendant Reynolds Irrigation District; and Laurel E. Elam, of Boise, Idaho, appearing as attorney for the defendant Ellen T. Sproat.

The parties presented to the Court a stipulation in writing, signed by their respective attorneys of record, thereunto duly authorized, which stipulation had been duly filed herein; and wherein were set out and agreed upon the ultimate facts with respect to the beneficial use of the waters involved in the suit by the respective parties hereto, and also the amount and the date of priority of the water right to which each party was entitled based upon its said use; and the Court having examined and approved the said stipulation. And the parties having also presented to the Court this decree based upon such stipulation, upon which decree is endorsed the written consent and approval of the attorneys of record for the respective parties;

NOW, THEREFORE, in conformity with said stipulation and said consent, and all the parties having waived Findings of Fact and Conclusions of Law in connection with such decree, it is hereby ORDERED, ADJUDGED and DECREED as follows:

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111.

The plaintiffs, Carl E. Nicholson and Blanche Nicholson, husband and wife, are hereby decreed the right to the use of the following amounts of the waters of the drains and wells involved in this suit:

- 63 0356 (a) 390 miners inches during the month of April of each irrigation season;
- 63 0357 (b) 420 miners inches of said waters during the months of May and June of each irrigation season;
- 63 0358 (c) 475 miners inches of water at all times after July 1st of each irrigation season.

The priority of all of said plaintiffs' rights dates from April 1, 1948.

Said water is decreed for irrigation, livestock, and domestic uses upon said plaintiffs' lands, to-wit:

E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 4;
N $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9;

Township 1 South, Range 2 W. B. M.

ALSO:

Lots 8 and 9, Section 28;
SW $\frac{1}{4}$ S $\frac{1}{4}$, Section 25;
Lots 2, 3 and 4, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ S $\frac{1}{4}$,
and the SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 26;
Lot 4, Section 27;
Lots 5 and 6, Section 35;
Lots 5, 6 and 7, and the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36;
All in Township 1 North, Range 3, W. B. M.

The point of diversion of said water is, as it has been for a long time heretofore, at a point located in Section 10, Twp. 1 S., R. 2, W. B. M., where an irrigation ditch belonging to plaintiffs and to said defendant Ellen T. Sprent has its heading in said drain.

IV.

- 63 0359 The defendant Reynolds Irrigation District is hereby decreed the right to the use of 1300 miners inches of the waters of the drains and wells involved in this suit, with priority dating from April 1, 1950. Said water is decreed for irrigation, livestock and domestic uses upon the lands embraced in the boundaries of said defendant Reynolds Irrigation District, in Owyhee County, Idaho, located and being in Sections 11, 12 and 13, Twp 1 South, Range 3, West Boise Meridian, and in Sections 6, 17, 18, 19, 20, 21, 28 and 29 in Twp. 1 South, Range 2 West Boise Meridian.

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AUG 18 1992

The point of diversion of said water is, as it for a long time heretofore has been, at a point in Section 10, Twp. 1 S., R. 2, W.B.M., where an irrigation ditch belonging to said defendant has its heading in said drain.

V.

All the said lands of each of the parties hereto upon which water for irrigation is herein allotted are arid lands requiring irrigation; and the amount of water herein allotted to each party for use upon such lands is required and necessary for the proper growing of crops thereon, in addition to any water used from any other source, including Snake River, Reynolds Creek in Owyhee County, Idaho, and Warm Springs Creek in Canyon County, Idaho.

VI.

A miners inch of water as that term is herein used shall be deemed equivalent to one-fiftieth of a cubic foot per second; and the water herein allotted shall be measured at, or as nearly as practicable at, the head of the ditch whereby it is diverted by the party to whom its use is allotted herein.

In and near the head of the main drain from which plaintiffs and the defendant Ellen T. Sproat divert their water, said last named parties shall maintain a suitable and accurate measuring device whereby the water diverted for their use may be measured. The plaintiffs shall bear two-thirds of the expense of maintaining such measuring device and the defendant Ellen T. Sproat one-third thereof.

At the place where the defendant Reynolds Irrigation District diverts its water from the drain, a headgate and, if desirable or necessary, an accurate and suitable measuring device shall be installed by said defendant district at its expense in the drain so as to permit a constant flow of water down the drain to the point where plaintiffs and the defendant Ellen T. Sproat divert their water. The purpose of the above provision is to avoid fluctuations in the water supply available to plaintiffs and to Ellen T. Sproat at the head of their ditch just above mentioned; the said device or devices to be so installed, and the operation

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thereof, shall be as prescribed by the State Reclamation Engineer of the State of Idaho and satisfactory to him.

VII.

The enforcement of this decree is hereby committed in the first instance, pending the creation, as provided by law, of a Water District comprising the sources of supply of the water rights herein decreed, to the State Reclamation Engineer of Idaho. He is hereby appointed to Commissioner of this Court, for that purpose, to serve without compensation during the remainder of the 1956 irrigation season, he having consented so to do. Said State Reclamation Engineer is hereby directed during such period to regulate and distribute the waters of said drain in accordance with the terms of this decree, and thereafter to supervise such distribution by the Water Master as provided by law.

VIII.

Each of the parties hereto and their respective servants, attorneys, employees, and successors in interest, are hereby enjoined and restrained from any and all use of the waters constituting the source of supply here involved, except to the extent and for the purposes herein provided.

IX.

Each of the parties herein shall bear his own costs.

Dated: June 11th 1956

Gilbert C. Norris
District Judge

We hereby consent to the foregoing decree.

Edwin Snow

Homer E. Martin by Snow
Attorneys for Plaintiffs

Maurice H. Greene

David Doane
Attorneys for Defendant
Reynolds Irrigation Dist.

Laurel E. Elias
Attorney for Defendant
Ellen T. Sprent

State of Idaho)
County of Canyon) ss

I hereby certify the foregoing)
instrument is a true and correct)
copy of the original as the same)
appears in this office,

DATED

April 2, 1957

S. S. Foote, Clerk of the District
Court and Ex Officio Recorded

By s/ Lavona Sayre
Deputy.

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AUG 18 1992

husband and wife, are hereby decreed the right to the use of the following amounts of the waters of the drains and wells involved in this suit:

- 63 0356 (a) 390 miners inches during the month of April of each irrigation season;
- 63 0357 (b) 420 miners inches of said waters during the months of May and June of each irrigation season;
- 63 0358 (c) 475 miners inches of water at all times after July 1st of each irrigation season.

The priority of all of said plaintiffs' rights dates from April 1, 1948.

Said water is decreed for irrigation, livestock, and domestic uses upon said plaintiffs' lands, to-wit:

$E\frac{1}{2}$ $SE\frac{1}{4}$, Section 4;
 $NE\frac{1}{2}$ $NE\frac{1}{4}$, $E\frac{1}{2}$ $NW\frac{1}{4}$, $SW\frac{1}{4}$ $NE\frac{1}{4}$, Section 9;

Township 1 South, Range 2 W. B. M.

ALSO:

Lots 8 and 9, Section 22;
 $SW\frac{1}{4}$ $SW\frac{1}{4}$, Section 25;
Lots 2, 3 and 4, $S\frac{1}{2}$ $SE\frac{1}{4}$, $NW\frac{1}{4}$ $SE\frac{1}{4}$, $NE\frac{1}{4}$ $SW\frac{1}{4}$,
and the $SE\frac{1}{4}$ $NW\frac{1}{4}$, $NW\frac{1}{4}$ $NW\frac{1}{4}$, Section 26;
Lot 4, Section 27;
Lots 5 and 6, Section 35;
Lots 5, 6 and 7, and the $NE\frac{1}{4}$ $NW\frac{1}{4}$, Section 36;
All in Township 1 North, Range 3, W. B. M.

The point of diversion of said water is, as it has been for a long time heretofore, at a point located in Section 10, Twp. 1 S., R. 2, W. B. M., where an irrigation ditch belonging to plaintiffs and to said defendant Ellen T. Sproat has its heading in said drain.

IV.

63 6359 The defendant Reynolds Irrigation District is hereby decreed the right to the use of 1300 miners inches of the waters of the drains and wells involved in this suit, with priority dating from April 1, 1950. Said water is decreed for irrigation, livestock and domestic uses upon the lands embraced in the boundaries of said defendant Reynolds Irrigation District, in Owyhee County, Idaho, located and being in Sections 11, 12 and 13, Twp 1 South, Range 3, West Boise Meridian, and in Sections 6, 17, 18, 19, 20, 21, 28 and 29 in Twp. 1 South, Range 2 West Boise Meridian.

The point of diversion of said water is, as it for a long time heretofore has been, at a point in Section 10, Twp. 1 S., R. 2, W.B.M., where an irrigation ditch belonging to said defendant has its heading in said drain.

V.

All the said lands of each of the parties hereto upon which water for irrigation is herein allotted are arid lands requiring irrigation; and the amount of water herein allotted to each party for use upon such lands is required and necessary for the proper growing of crops thereon, in addition to any water used from any other source, including Snake River, Reynolds Creek in Owyhee County, Idaho, and Warm Springs Creek in Canyon County, Idaho.

VI.

A miners inch of water as that term is herein used shall be deemed equivalent to one-fiftieth of a cubic foot per second; and the water herein allotted shall be measured at, or as nearly as practicable at, the head of the ditch whereby it is diverted by the party to whom its use is allotted herein.

In and near the head of the main drain from which plaintiffs and the defendant Ellen T. Sproat divert their water, said last named parties shall maintain a suitable and accurate measuring device whereby the water diverted for their use may be measured. The plaintiffs shall bear two-thirds of the expense of maintaining such measuring device and the defendant Ellen T. Sproat one-third thereof.

At the place where the defendant Reynolds Irrigation District diverts its water from the drain, a headgate and, if desirable or necessary, an accurate and suitable measuring device shall be installed by said defendant district at its expense in the drain so as to permit a constant flow of water down the drain to the point where plaintiffs and the defendant Ellen T. Sproat divert their water. The purpose of the above provision is to avoid fluctuations in the water supply available to plaintiffs and to Ellen T. Sproat at the head of their ditch just above mentioned; the said device or devices to be so installed, and the operation

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	6	NW	NW		IRR	
			SW	NW	7	IRR	35 + 9.35?
			SE	NW		IRR	
			NE	SW		IRR	
			NW	SW	11	IRR	14
			SW	SW	10	IRR	36
		17	SW	NW		IRR	
			NW	SW		IRR	3
			SE	SW		IRR	
		18	SW	NE		IRR	
			SE	NE		IRR	26
			NE	NW	1	IRR	37.0
			NW	NW	2	IRR	36
			SW	NW		IRR	
			SE	NW		IRR	
			NE	SW		IRR	35
			NW	SW	3	IRR	39
			SW	SW	4	IRR	5
			SE	SW		IRR	26 (?)
			NE	SE		IRR	23
			NW	SE		IRR	3
			SW	SE		IRR	21?
			SE	SE		IRR	
		19	NE	NE		IRR	
			NW	NE		IRR	25 + 2.5?
			SW	NE		IRR	5
		20	NE	NE		IRR	
			NW	NE		IRR	
			SW	NE		IRR	
			NE	NW		IRR	
			NW	NW		IRR	
			SW	NW		IRR	20
			SE	NW		IRR	40
			NE	SW		IRR	27
			NW	SW		IRR	3?
			SE	SW		IRR	
			NE	SE		IRR	
			NW	SE		IRR	
			SW	SE		IRR	
			SE	SE		IRR	
		29	NE	NE		IRR	
			NW	NE		IRR	
	03W	1	NE	NE		IRR	
			SW	NE		IRR	17 + 28(?)
			NE	SE		IRR	33
			NW	SE		IRR	37
			SE	NE		IRR	27 + 10 overlap

A63-00359

Page

2

Date: 03/29/89

✓ = Acres done
? ✓ w/ ASCS map

See 63-00306 for map + more info.

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Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres			
01S	03W	1	SW	SE		IRR	38			
			SE	SE		IRR	38			
		12	11	NE	SE		IRR	5		
				12	NE	NW		IRR	17 ?	
				NW	NW		IRR	7		
				SW	NW		IRR	38		
				SE	NW		IRR	11		
				NE	SW		IRR	38		
				NW	SW		IRR	26		
				SW	SW		IRR	4		
				SE	SW		IRR	35		
				NW	SE		IRR	25		
				SW	SE		IRR	38		
				SE	SE		IRR	25		
				13	13	NE	NE		IRR	40
					NW	NE		IRR	40	
					SW	NE		IRR	6	
					SE	NE		IRR	38	
					NE	NW		IRR	12	
					NE	SE		IRR	32	

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

02-2027B & 02-0054, 63-00306, 00359, 02420.

14. Remarks:

TRANS. 3027 (63-0306/0359/2420). THE RATE OF DIV. SHALL NOT AT ANY TIME EXCEED THE RATE OF INJECTION. THE RATE OF DIV. SHALL BE LIMITED TO A MAX. OF 31.28 CFS. MEASURING DEVICES OF A TYPE APPROVED BY THE DEPT. SHALL BE INSTALLED & MAINTAINED AT THE PTS. OF DIV., REDIVERSION & INJECTION. THESE MEASURING DEVICES SHALL BE ACCESSIBLE & SUBJECT TO CONTROL BY THE DEPT., WATERMASTER OF W. DIST. 63T & WATERMASTER OF W. DIST. 02 AT SUCH TIME AS SUCH DISTRICT MAY BE FORMED.

PT. OF INJECTION INTO SNAKE R. LOCATED IN NWNE, S17, T1S, R2W, LOT 4.

DESCRIPTION OF DIVERTING WORKS:::

70' ARTESIAN WELLS TO DITCH TO POND TO DITCH TO SIPHON TO DITCH TO PENSTOCK TO INJECTION INTO SNAKE RIVER TO REDIVERSION TO PENSTOCK TO CANAL.

POND LISTED IN P.O.D IN SECTION 17 IS A 0.80 ACRE FOOT RESERVOIR THAT REFILLS WITHIN A 24 HOUR PERIOD AT THE DIVERSION RATE AND IS

4. Remarks: Continued

CONSIDERED A PART OF THE DIVERSION.

Reynolds Irrig. Dist. Irrigates 1580 acres in sections listed on P.G.U. EX

5. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

CARL E. NICHOLSON

Decree Plaintiff

vs

REYNOLDS IRR. DIST.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

For Organizations:

I do solemnly swear or affirm that I am Chairman of

Title

Reynolds Irrigation District that I have signed the foregoing

Organization

document in the space below as chairman of

Title

Reynolds Irrigation District and that the statements contained in the

Organization

foregoing document are true and correct.

Jerry L. Haughwout
Signature of Authorized Agent

Chairman Reynolds Irrigation District
Title and Organization

3/29/89
Date

TIS R2W, Sec. 20

MED

Do Not
Film

TIS Row, Sec. 20

MED



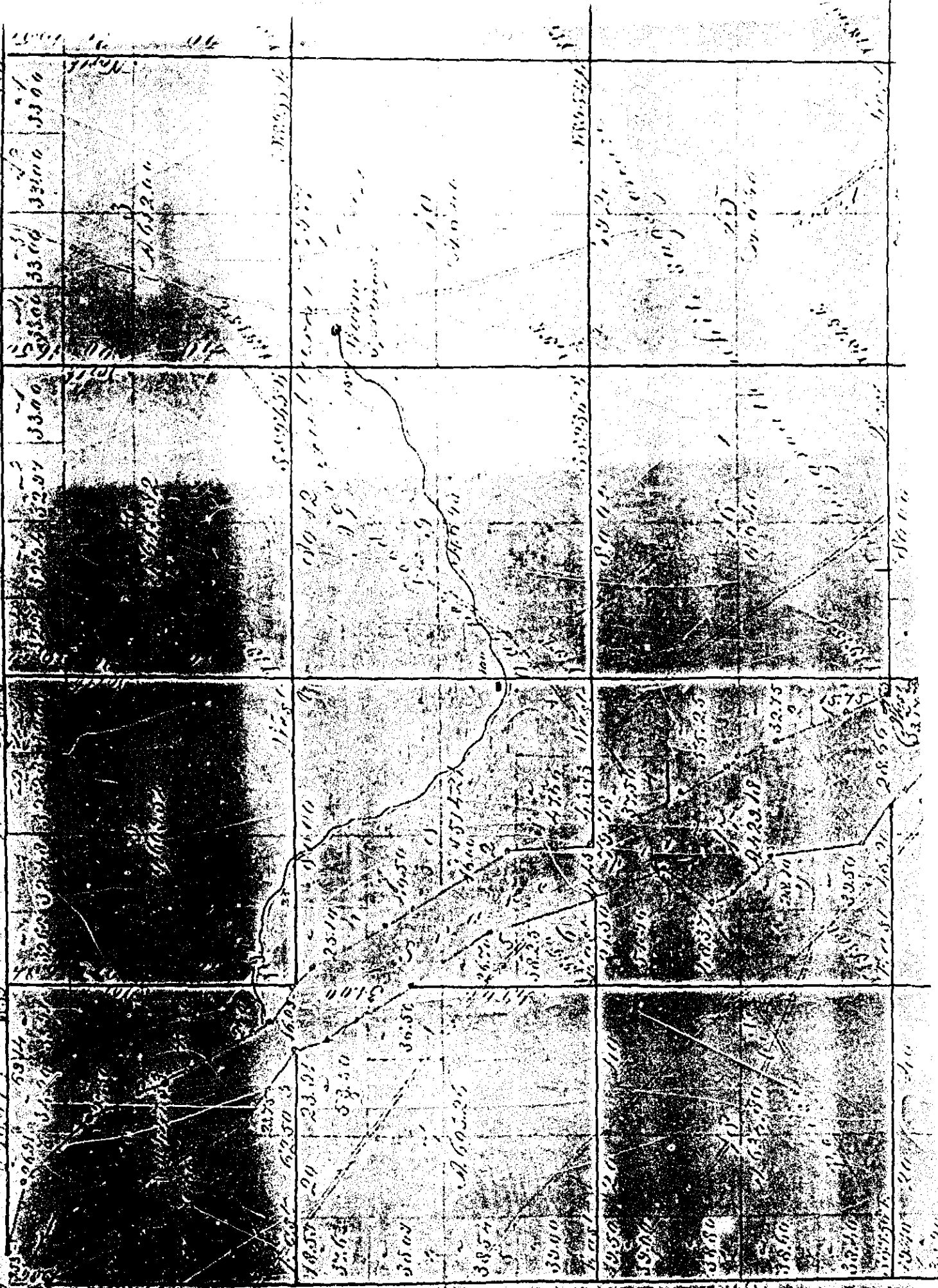
AUG 18 1992

R2W Sec 6, 7, 8, 17

Not
to
fulm

T-15 R2W Sec 6, 7, 8, 17

AUG 18 1992



Date Received

RECEIVED
JAN 12 1989

State of Idaho
Department of Water Resources

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Approved

Reynolds Irrigation District
Name of Claimant

HC 79 Box 127
Post Office Address

Melba, Idaho, 83641
City, State, Zip Code

Department of Water Resources
Western Regional Office

Owyhee with Points of Diversion in Canyon
County(s) where Place of Use is located

Jan 19, 1989
Date Claim Originally Due

all rights within Reynolds Irrig Dist.
Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

Appointment made & kept 01/11/89 w/agent @
Western Region. Claims will not be finished prior to deadline.
This extension filed @ request of agent Eldon Pouch

Claimant requests an extension to _____, 19____.

Jerry L. Hargland
Signature

Chairman
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby

X granted denied
and the filing deadline extended to 2/28, 1989.

Signed this 12 day of January, 1989.

Director or his designated agent

DAVID B. SHAW

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OCT 02 1998

In Re SRBA) A. Subcase 63-359
(Insert water right number)
)
Case No. 39576) STANDARD FORM 1
) OBJECTION

Name & Address of Attorney, if any:
Shelley M. Davis
Barker Rosholt & Simpson, LLP
1010 W. Jefferson, Ste. 102, Boise ID 83702

Name: Reynolds Irrigation District
Address: PO Box 12
Melba, ID 83641

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☒ **Source**
Should be: The source is waste water, and waste waters belong to the Boise-Kuna Irrigation District.
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
- 10 ☐ **I object because:**
☒ This water right Should not exist.
☐ This water right was not recommended, but Should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTIONS(S): There has been no lawful appropriation of this right. The description of the source is waste water. The waste waters belong to the Boise-Kuna Irrigation District and are not available for private development and appropriation. Further, any attempted development of this right constitutes a trespass against the drains of the Boise-Kuna Irrigation District. Claimant is also unlawfully attempting to transfer waters belonging to the Boise-Kuna Irrigation District to lands outside of the District.

F. VERIFICATION (must be completed)

State of Idaho)
County of Ada)ss.

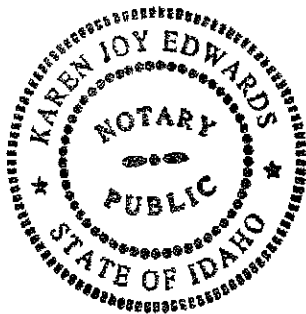
Shelly M. Davis, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 6/18/07



Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 8/2/2012

Karen Joy Edwards

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on August 19, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

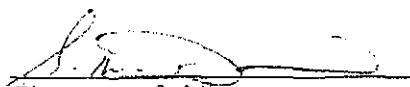
Name: Reynolds Irrigation District
Address: PO Box 12
Melba, ID 83641

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

10/26/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-359
NAME AND ADDRESS: REYNOLDS IRRIGATION DIST
PO BOX 12
MELBA ID 83641
SOURCE: DRAINS TRIBUTARY: WARM SPRINGS CREEK
GROUND WATER TRIBUTARY: WARM SPRINGS CREEK
QUANTITY: 26.000 CFS

The rate of div. shall not at any time exceed the rate of injection.

The rate of div. shall be limited to a max. of 31.28 cfs.

PRIORITY DATE: 04/01/1950

POINT OF DIVERSION:

T01S R02W S3 SWSE Within CANYON County
T01S R02W S3 SESE Within CANYON County
T01S R02W S9 NENE Within CANYON County
T01S R02W S9 SWNE Within CANYON County
T01S R02W S10 NWNW Within CANYON County
T01S R02W S17 NENW Lot 5 Rediversion Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	26.000 CFS
The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE:

1388 ACRES TOTAL

This right when combined with Right Nos. 02-2027, 63-306, and 63-2420 can be used to irrigate up to 1388 acres within the boundary of the Reynolds Irrigation District.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

10/26/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

Measuring devices of a type approved by the dept. shall be installed & maintained at the pts. of div., redirection & injection. These measuring devices shall be accessible & subject to control by the dept., watermaster of Water Dist. 63T & watermaster of Water District 02 at such time as such District may be formed.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

RECEIVED

08/08/2006

OCT 03 2006

NOTICE OF ERROR
REPLY

DEPARTMENT OF
WATER RESOURCES

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 5, 2006

Water right number: 63-359

REYNOLDS IRRIGATION DIST

PO BOX 12

MELBA ID 83641

Telephone Number: (208)495-2810

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

*Point of Diversion — Add: TO 15
ROW 517 NEW Re diversion ^{within} Canyon / Owyhee Co
(water is rejected in canyon co. ^{into water} water is Rediverted Owyhee CO.*

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

*Point of Diversion: Rediversion is missing and should be
Owyhee County.*

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: Sept 29 2006

SIGNATURE: Jerry L. Hoagland

Please print your name: Jerry L. Hoagland

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED
OCT 03 2006

08/17/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-359

NAME AND ADDRESS: REYNOLDS IRRIGATION DIST
PO BOX 12
MELBA ID 83641

SOURCE:

DRAINS
GROUND WATER

TRIBUTARY: WARM SPRINGS CREEK
TRIBUTARY: WARM SPRINGS CREEK

QUANTITY:

26.000 CFS

The rate of div. shall not at any time exceed the rate of injection.

The rate of div. shall be limited to a max. of 31.28 cfs.

PRIORITY DATE: 04/01/1950

POINT OF DIVERSION:

T01S R02W S3 SWSE Within CANYON County
T01S R02W S3 SESE Within CANYON County
T01S R02W S9 NENE Within CANYON County
T01S R02W S9 SWNE Within CANYON County
T01S R02W S10 NWNW Within CANYON County

*add Pt of diversion
like 63-306*

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	26.000 CFS

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:

1388 ACRES TOTAL

This right when combined with Right Nos. 02-2027, 63-306, and 63-2420 can be used to irrigate up to 1388 acres within the boundary of the Reynolds Irrigation District.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

08/31/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Measuring devices of a type approved by the dept. shall be installed & maintained at the pts. of div., redirection & injection. These measuring devices shall be accessible & subject to control by the dept., watermaster of Water Dist. 63T & watermaster of Water District 02 at such time as such District may be formed.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

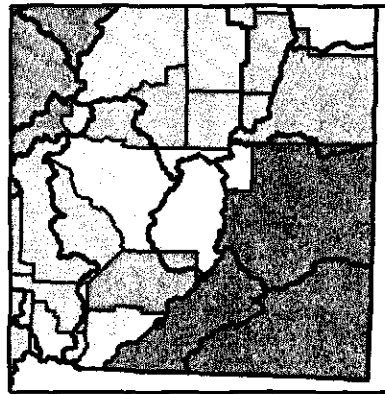


Idaho Department of Water Resources

Adjudication Claim:
63-359

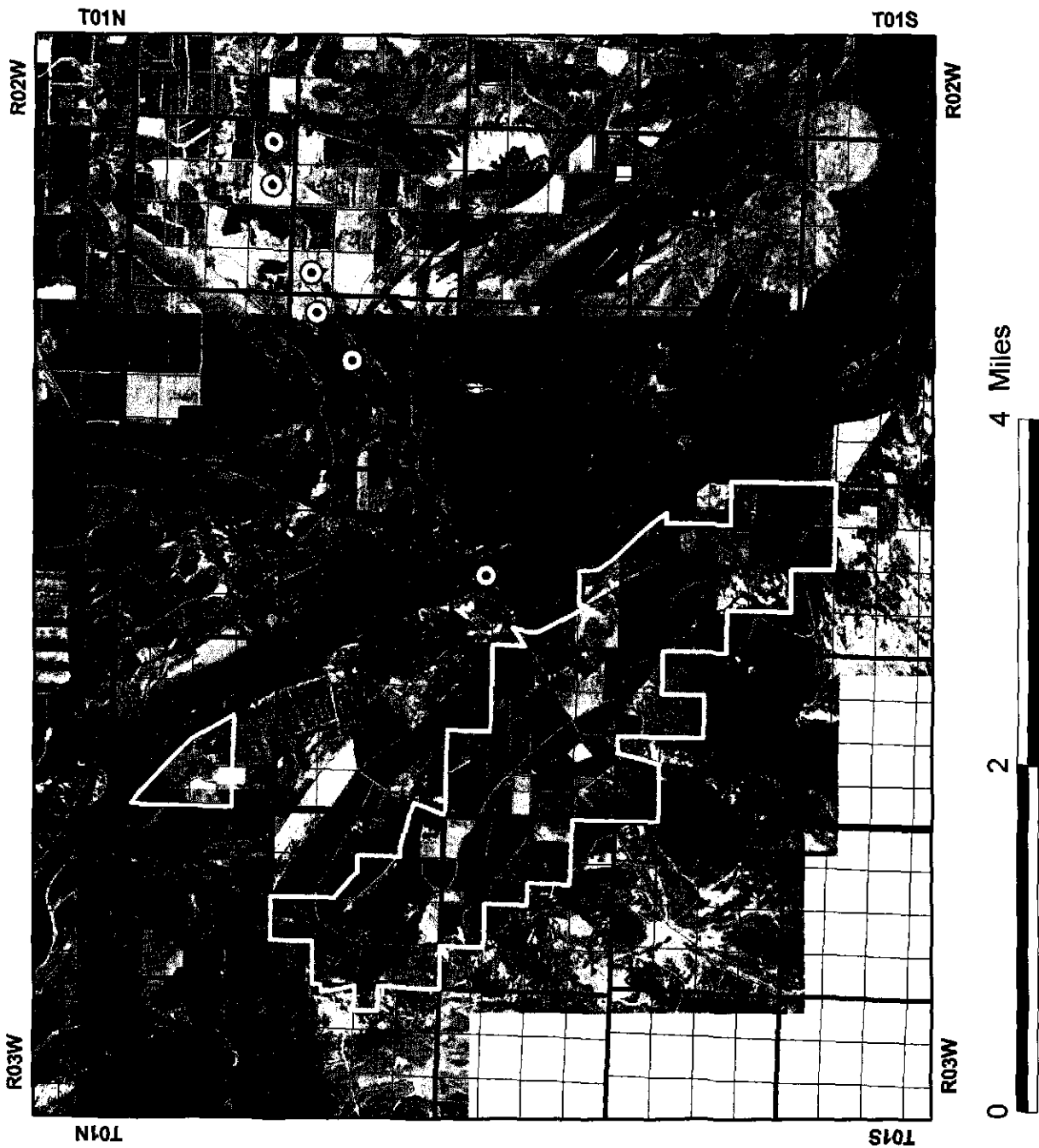
Legend

- ⊙ Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Canyon, Owyhee County
IDWR Basin 63

Prepared by A. Warntjes
On Wednesday, April 5, 2006
1987/88 Aerial Photography



Idaho Department of Water Resources

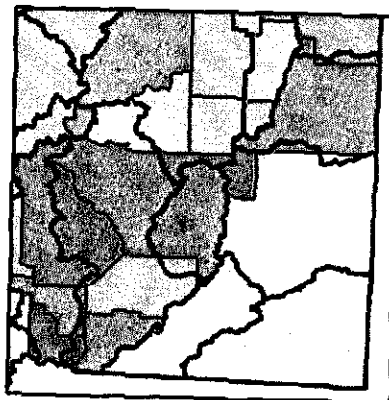


T01N R02W
T01N R03W
T01S R02W
T01S R03W

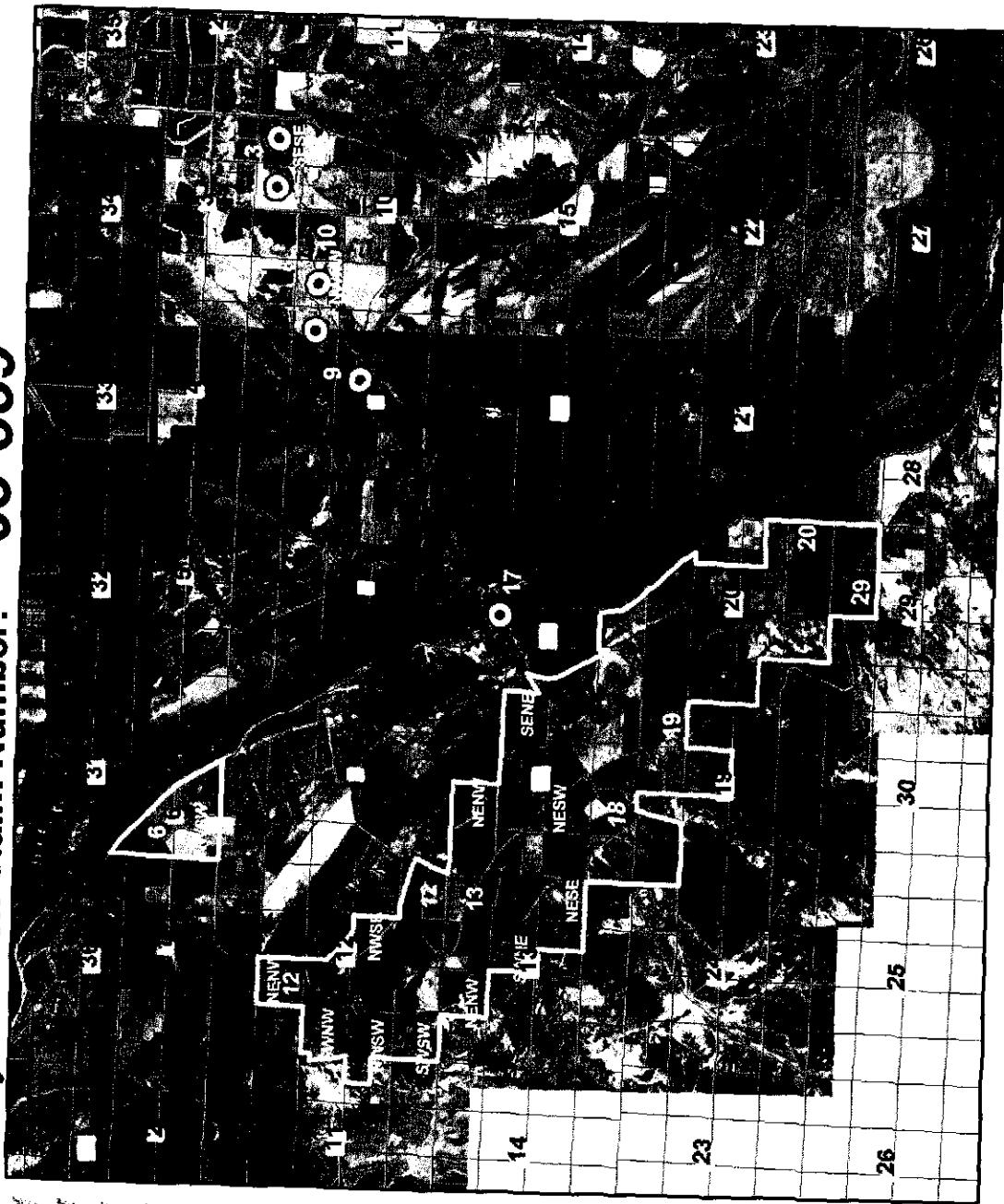
Adjudication Claim Number: **63-359**

Legend

- ⊙ **POD Recommended**
- Reynolds irrig district shp
- GCDB01S03W GCDB
- GCDB01S02W GCDB
- GCDB01N03W GCDB
- GCDB01N02W GCDB



Owyhee County
IDWR Basin 63



Prepared by A. Warntjes
On Friday, January 13, 2006
1987/88 Aerial Photography

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER)
OF WATER RIGHT NUMBERS 63-0306, 63-0359)
AND 63-2420 IN THE NAME OF REYNOLDS) ORDER
IRRIGATION DISTRICT)

WHEREAS, on February 21, 1984, Reynolds Irrigation District filed an Application for Transfer with the Department of Water Resources to add a point of injection into the Snake River and to add a point of redirection from the Snake River to the above referenced water rights; and,

WHEREAS, the summation of the diversion rates of these three water rights, is 57.56 cubic feet per second; and,

WHEREAS, water diverted under the three water rights has, since their development, been carried across the Snake River by a common pipeline; and,

WHEREAS, the capacity of that pipeline was measured by the Department to be 31.28 cubic feet per second on August 3, 1982; and,

WHEREAS, the total actual development of these three water rights is limited to the capacity of the pipeline; and,

WHEREAS, the transfer will meet the requirements of Section 42-222, Idaho Code if the redirection rate is limited to the pipeline capacity;

IT IS, THEREFORE, HEREBY ORDERED, that the application for transfer of water right numbers 63-0306, 63-0359 and 63-2420 is APPROVED subject to the following conditions:

1. The rate of redirection shall not at any time exceed the rate of injection.

2. The rate of redirection shall be limited to a maximum of 31.28 cubic feet per second.

3. Measuring devices of a type approved by the Department shall be installed and maintained at the points of diversion, injection and redirection. These measuring devices

SCANNED
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shall be accessible and subject to control by to the Department,
the Watermaster of Water District No. 63T, and the Watermaster of
Water District 02 at such time as such District may be formed.

Dated this 24th day of September, 1984.

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

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B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

a. Amount of water to be diverted 57.56 c.f.s. &/or _____ acre feet

Description of diverting works:

Headgates and ditches will still divert and carry well, drain ditch and Warm Springs Creek water, but will dump this water into the Snake River on the Canyon County side. The District will then use it's Snake River pumping plant located on the Owyhee County side to divert a like amount of water into it's irrigation system.

Describe the reasons for the proposed changes:

By dumping water and pumping, the District will eliminate a pipeline across the Snake River and thus reduce maintenance costs. The pipeline has a capacity of approximately 34 cfs; the Snake River pumping plant will also pump only the 34 cfs that could be delivered by the pipeline.

2. Change in point of diversion

Point of diversion NW 1/4 NW 1/4, Section 10 Township 1S

Range 2W, B.M., Canyon County

Additional points SWSE Sec 3 and SWNE, NENE Sec 9 T1S R2W

Snake River Diversion Lot 5 (NENW) Sec 17 T1S R2W

3. Change in place of use no change

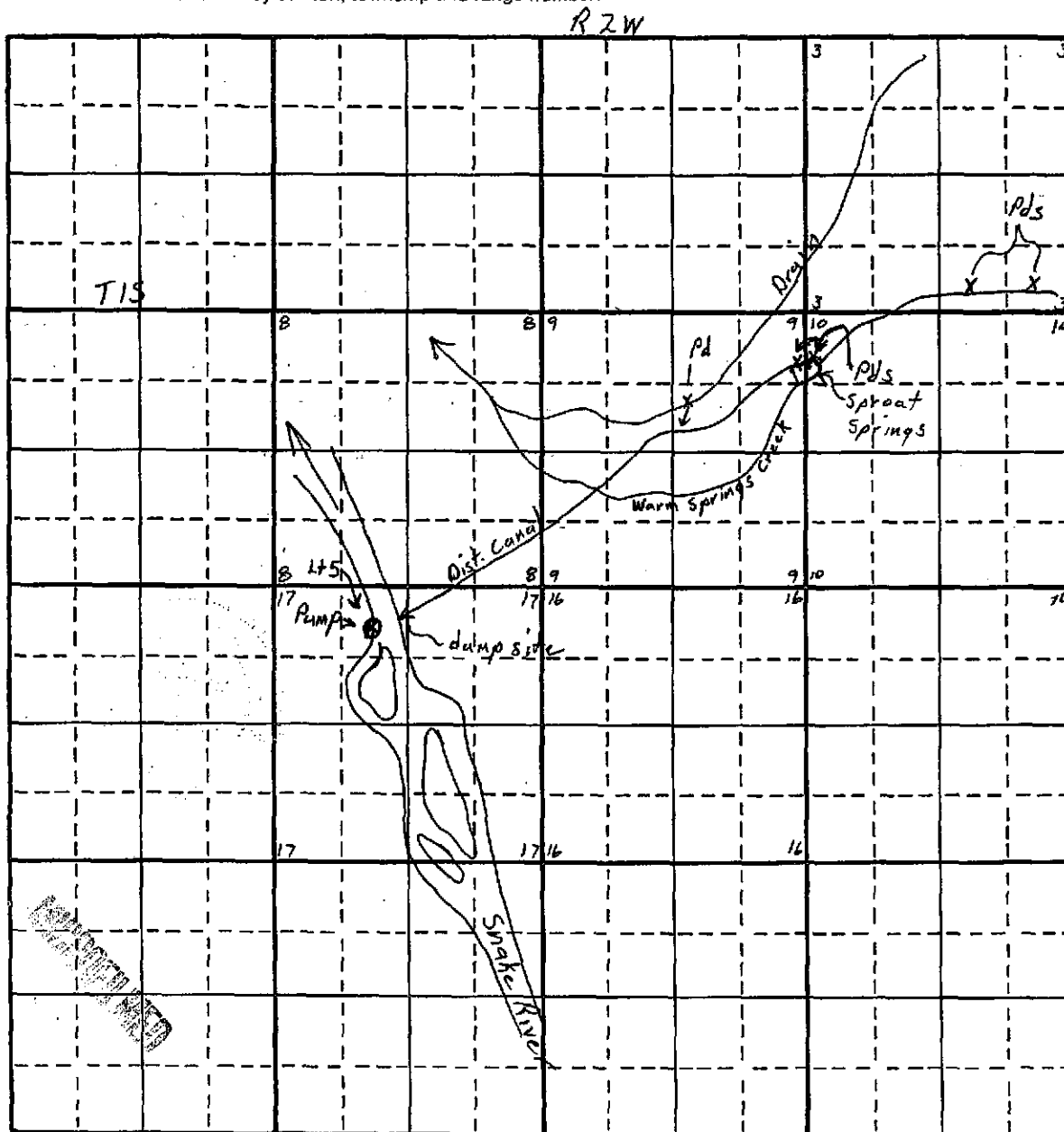
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No x If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

c. Describe the lands -- place of use to which the right will be transferred:

[illegible]

Total number of acres to be irrigated _____

4. Describe any other water rights used for the same purpose as described above. 02-2027B,
02-0054
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

_____ hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 21 day of February, 19 84

Sam R. Thomas
(Signature of Applicant)

Kathleen A. Walker
(Notary Public)

My commission expires 2/15/1987

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-0306/0359/2420 and said application is hereby APPROVED, subject to the following limitations and conditions:
SEE ORDER DATED 9/24/84.

Witness my hand this 27th day of September, 19 84

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by KW Date 2/21/84 Protest filed by W
Prelim. check by CLS Fee 50.00
Received by KW Date 2/21/84 # 33758
Published in Press Tribune 3/14 & 3/21/84 Copies of protest forwarded by _____
Pub. dates 3/7 & 3/14/84 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial
_____ rec'd. _____ by DBS DET