

RECEIVED 9-14

SEP 14 2010

DEPARTMENT OF
WATER RESOURCES

Attorneys for Claimant and Objector
Pioneer Irrigation District

Scott L. Campbell, ISB No. 2251
Andrew J. Waldera, ISB No. 6608
Dylan B. Lawrence, ISB No. 7136
MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED
101 S. Capitol Blvd., 10th Floor
Post Office Box 829
Boise, Idaho 83701
Telephone (208) 345-2000
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18946.0137

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

In Re SRBA

Case No. 39576

Subcase Nos. 63-00166A 63-00166B
63-00167A 63-00167B
63-00179A 63-00179C
63-32580

AFFIDAVIT OF DYLAN B. LAWRENCE
IN SUPPORT OF MOTION FOR PARTIAL
SUMMARY JUDGMENT AND MOTION
TO REMAND

STATE OF IDAHO)
) ss.
County of Ada)

Dylan B. Lawrence, having been duly sworn upon oath, deposes and states as
follows:

1. I am an attorney duly licensed to practice law in the state of Idaho. I am one of the attorneys representing Pioneer Irrigation District in the above-referenced matter. I have access to the client's files in this matter, and make this affidavit based upon my personal knowledge.

2. Attached hereto as Exhibit A is a true and correct copy of IDWR's recommendation in the SRBA for water right 63-166B.

3. Attached hereto as Exhibit B is a true and correct copy of IDWR's recommendation in the SRBA for water right 63-167B.

4. Attached hereto as Exhibit C is a true and correct copy of IDWR's recommendation in the SRBA for water right 63-179C.

5. Attached hereto as Exhibit D is a true and correct copy of relevant excerpts of Franklin Ditch Company's discovery responses.

6. Attached hereto as Exhibit E is a true and correct copy of relevant excerpts of Mason Creek Ditch Company's discovery responses.

7. Attached hereto as Exhibit F is a true and correct copy of Pioneer's objection (without exhibits) to the recommendation for water right 63-166B.

8. Attached hereto as Exhibit G is a true and correct copy of Pioneer's objection (without exhibits) to the recommendation for water right 63-167B.

9. Attached hereto as Exhibit H is a true and correct copy of Pioneer's objection (without exhibits) to the recommendation for water right 63-179C.

10. Attached hereto as Exhibit I is a true and correct copy of the "Subcase Summary" for subcase 63-166B, which I printed from the SRBA website.

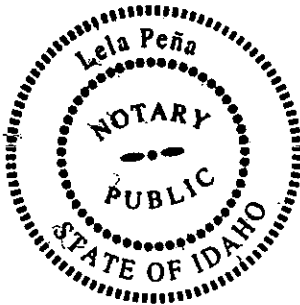
11. Attached hereto as Exhibit J is a true and correct copy of the "Subcase Summary" for subcase 63-167B, which I printed from the SRBA website.

12. Attached hereto as Exhibit K is a true and correct copy of the "Subcase Summary" for subcase 63-179C, which I printed from the SRBA website.

Further your affiant sayeth naught.


Dylan B. Lawrence

SUBSCRIBED AND SWORN to before me this 13th day of September, 2010.




NOTARY PUBLIC FOR IDAHO
Residing at Boise, Ada County
My Commission Expires 5-31-2012

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 13th day of September, 2010, I caused a true and correct copy of the foregoing **AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION FOR PARTIAL SUMMARY JUDGMENT AND MOTION TO REMAND** to be served by the method indicated below, and addressed to the following:

Mason Creek Ditch Company

Represented by:

Albert P Barker

BARKER RSHOLT & SIMPSON LLP

1010 W. Jefferson, STE 102

P.O. Box 2139

Boise, ID 83701-2139

☒ U.S. Mail, Postage Prepaid

☐ Hand Delivered

☐ Overnight Mail

☐ Facsimile

Franklin Ditch Co.

Represented by:

Jon C. Gould

Daniel V. Steenson

RINGERT CLARK CHARTERED

P.O. Box 2773

Boise, ID 83701

☒ U.S. Mail, Postage Prepaid

☐ Hand Delivered

☐ Overnight Mail

☐ Facsimile

Martin Galvin

P.O. Box 115

Middleton, ID 83644

☒ U.S. Mail, Postage Prepaid

☐ Hand Delivered

☐ Overnight Mail

☐ Facsimile

John J. McEvoy

1703 N. KCID Road

Caldwell, ID 83605

☒ U.S. Mail, Postage Prepaid

☐ Hand Delivered

☐ Overnight Mail

☐ Facsimile

Director

IDAHO DEPARTMENT OF WATER RESOURCES

322 E. Front Street, 6th Floor

P.O. Box 83720

Boise, ID 83720

☒ U.S. Mail, Postage Prepaid

☐ Hand Delivered

☐ Overnight Mail

☐ Facsimile


Dylan B. Lawrence

EXHIBIT A

TO AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY JUDGMENT AND MOTION TO REMAND

In Re SRBA Case No. 39576

Subcase Nos. 63-00166A, 63-00166B, 63-00167A,
63-00167B, 63-00179A, 63-00179C, 63-32580

12/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-166B

NAME AND ADDRESS: FRANKLIN DITCH CO
C/O HELEN I LARSON
8500 JOPLIN RD
CALDWELL ID 83605

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 15.400 CFS

Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 07/03/1866

POINT OF
DIVERSION: T04N R02W S24 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	15.400 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE:

2056 ACRES TOTAL

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.

This right when combined with Right Nos. 63-167B and 63-5239 can be used to irrigate up to 2056 present and future acres within the boundary of the Franklin Ditch Company.

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

This right is designated as No. 34 in the Stewart Decree and the Boise Water Distribution Report.

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

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

EXHIBIT B

TO AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY JUDGMENT AND MOTION TO REMAND

In Re SRBA Case No. 39576

Subcase Nos. 63-00166A, 63-00166B, 63-00167A,
63-00167B, 63-00179A, 63-00179C, 63-32580

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-167B

NAME AND ADDRESS: FRANKLIN DITCH CO
C/O HELEN I LARSON
8500 JOPLIN RD
CALDWELL ID 83605

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 27.600 CFS

Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 10/29/1880

POINT OF
DIVERSION: T04N R02W S24 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	3/15 11/15	27.600 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NEM of the SEM of the SEM, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE:

2056 ACRES TOTAL

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.

This right when combined with Right Nos. 63-166B and 63-5239 can be used to irrigate up to 2056 acres within the boundary of the Franklin Ditch Company.

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

This right is designated as No. 77 in the Stewart Decree and the Boise Water Distribution Report.

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

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

EXHIBIT C

TO AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY JUDGMENT AND MOTION TO REMAND

In Re SRBA Case No. 39576

Subcase Nos. 63-00166A, 63-00166B, 63-00167A,
63-00167B, 63-00179A, 63-00179C, 63-32580

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-179C

NAME AND ADDRESS: MASON CREEK DITCH CO
C/O RICHARD BICANDI
1905 MASON
CALDWELL ID 83605

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 36.200 CFS

Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 06/01/1869

POINT OF

DIVERSION: T04N R02W S24 NENENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	36.200 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NEM of the SEM of the SEM, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE:

1504.3 ACRES TOTAL

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.

This right can be used to irrigate up to 1504.3 acres within the boundary of the Mason Creek Ditch Company.

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

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.

This right is designated as No. 46 in the Stewart Decree and the Boise Water Distribution Report.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

This right in Caldwell High Line Canal. Trans #29

EXHIBIT D

TO AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY JUDGMENT AND MOTION TO REMAND

In Re SRBA Case No. 39576

Subcase Nos. 63-00166A, 63-00166B, 63-00167A,
63-00167B, 63-00179A, 63-00179C, 63-32580

DANIEL V. STEENSON (ISB #4332)
JON C. GOULD (ISB #6709)
RINGERT LAW CHARTERED
455 S. Third, P. O. Box 2773
Boise, Idaho 83701-2773
Telephone: (208) 342-4591
Facsimile: (208) 342-4657

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SEP 03 2010
MOFFATT, THOMAS, BARRETT,
ROCK & FIELDS, CHTD.

Attorneys for Franklin Ditch Company, Inc.

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

In Re SRBA	)	
	)	SUBCASE NOS. 63-00166B and 63-00167B
Case No. 39576	)	
	)	FRANKLIN DITCH COMPANY'S
	)	ANSWERS TO PIONEER IRRIGATION
	)	DISTRICT'S REQUESTS FOR
	)	ADMISSIONS
	)	

Franklin Ditch Company (Franklin) answers Pioneer Irrigation District's Request For Admissions pursuant to Rules 26, 33, 34, and 36 of the Idaho Rules of Civil Procedure.

REQUEST FOR ADMISSION NO. 1: Please admit that the Point of Diversion for water right nos. 63-00166B and 63-00167B is also the Point of Diversion or heading of the Highline Canal.

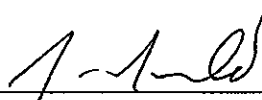
RESPONSE TO REQUEST FOR ADMISSION NO. 1: Admit.

REQUEST FOR ADMISSION NO. 2: Please admit that the Highline Canal is owned, operated, and maintained by Pioneer.

RESPONSE TO REQUEST FOR ADMISSION NO. 2: Franklin admits that through a deed executed in 1884, Pioneer's predecessor gained ownership of what is now the Highline Canal.

DATED this 2nd day of September, 2010.

RINGERT LAW CHARTERED

By: 
Jon C. Gould
Attorneys for Franklin Ditch Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 2nd day of September, 2010, I served a true and correct copy of the foregoing document by U.S. mail, postage pre-paid to the following:

Pioneer Irrigation District
c/o Scott L. Campbell
Andrew J. Waldera
Moffatt, Thomas, Barrett, Rock & Fields, Chtd.
101 S. Capitol Blvd., 10th Floor
P.O. Box 829
Boise, Idaho 83701

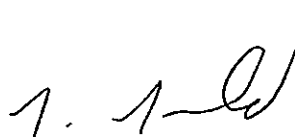

Jon C. Gould

EXHIBIT E

TO AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY JUDGMENT AND MOTION TO REMAND

In Re SRBA Case No. 39576

Subcase Nos. 63-00166A, 63-00166B, 63-00167A,
63-00167B, 63-00179A, 63-00179C, 63-32580

Albert P. Barker, ISB #2867
Shelley M. Davis, ISB #6788
BARKER ROSHOLT & SIMPSON LLP
1010 W. Jefferson St., Ste. 102
P.O. Box 2139
Boise, ID 83701-2139
Telephone: (208) 336-0700
Facsimile: (208) 344-6034

Attorneys for Mason Creek Ditch Company

RECEIVED

SEP 08 2010

MOFFATT, THOMAS, BARRETT,
ROCK & FIELDS, CHTD.

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

In Re SRBA

Case No. 39576

)
) SUBCASE NOS.: 63-179C, 63-32580
)
) **MASON CREEK DITCH COMPANY'S**
) **RESPONSE TO PIONEER IRRIGATION**
) **DISTRICT'S FIRST SET OF DISCOVERY**
) **REQUESTS**

COMES NOW, Claimant, MASON CREEK DITCH COMPANY, by and through his attorneys of record, Barker Rosholt & Simpson LLP, in response to Pioneer Irrigation District's First Set of Discovery Requests to MASON CREEK DITCH COMPANY, hereby makes the following responses in accordance with the Idaho Rules of Civil Procedure.

GENERAL OBJECTIONS

1. MASON CREEK DITCH COMPANY objects to the Interrogatories, Requests for Production of Documents, and Requests for Admission, and to the definitions and instructions to the extent they purport to require discovery responses beyond that required under the local rules and orders of the Idaho Rules of Civil Procedure. These responses are provided in accordance

& Meridian, New York, and Boise Kuna Irrigation Districts as far as to the New York Canal.

There is also likely some natural flow in Mason Creek during certain times of the year and hydrological conditions.

REQUEST FOR ADMISSION NO. 3: Please admit that the water you divert out of Mason Creek/Drain and Five Mile Creek drain substitutes for the water you historically diverted from the Boise River under water right no. 63-00179C.

RESPONSE TO REQUEST FOR ADMISSION NO. 3: Deny. Mason Creek Ditch Company's Boise River water right continues to be diverted at Pioneer's request into the Caldwell Highline Canal. Mason Creek Ditch Company diverts wastewater out of Mason Creek drain and Five Mile Creek/drain as a supplement to water which has been diverted from the river through water right no. 63-179C.

REQUEST FOR ADMISSION NO. 4: Please admit that the Point of Diversion for water right no. 63-00167C is also the Point of Diversion or heading of the Highline Canal.

RESPONSE TO REQUEST FOR ADMISSION NO. 4: Admit.

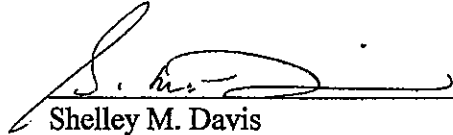
REQUEST FOR ADMISSION NO. 5: Please admit that the Highline Canal is owned, operated, and maintained by Pioneer.

RESPONSE TO REQUEST FOR ADMISSION NO. 5: Admit that the Caldwell Highline Canal is operated and maintained by Pioneer and admit that Pioneer has an obligation to deliver water through that canal to Mason Creek and Franklin Ditch Companies.

REQUEST FOR ADMISSION NO. 6: Please admit that all Boise River diversion infrastructure (i.e., diversion dam and headgate) corresponding to the Highline Canal is owned, operated, and maintained by Pioneer.

DATED this 7th day of September, 2010.

BARKER ROSHOLT & SIMPSON LLP



Shelley M. Davis
Attorneys for Mason Creek Ditch Company

EXHIBIT F

TO AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY JUDGMENT AND MOTION TO REMAND

In Re SRBA Case No. 39576

Subcase Nos. 63-00166A, 63-00166B, 63-00167A,
63-00167B, 63-00179A, 63-00179C, 63-32580

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2007 JUN 19 AM 11 34

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

In Re SRBA

Case No. 39576



Subcase 63-00166B

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:



NAME AND ADDRESS OF PERSON OBJECTING

Name: Pioneer Irrigation District

Address: PO Box 426

Caldwell Idaho 83606

Daytime Phone: (208) 459-3617

Name & Address of Attorney, if any:

Scott L. Campbell

Moffatt Thomas Barrett Rock & Fields

PO Box 829, Boise, Idaho 83701



CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Franklin Ditch Co.

Address: c/o Helen I. Larson

8500 Joplin Rd., Caldwell Idaho 83605

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: _____
3. ☒ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: _____
5. ☒ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: _____
8. ☒ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: _____

11. **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 OBJECTION(S):

This water right should be recommended as No. 63-00166A, as claimed by Pioneer Irrigation District, based upon historic diversion, delivery, and use by the Pioneer Irrigation District through its system of canals and laterals. A true and correct copy of the claim is attached hereto as Attachment 1.



VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Scott L. Campbell, 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)

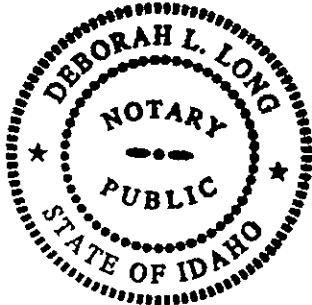
Scott L. Campbell
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 6/19/07

Deborah Long
Notary Public for Idaho

Residing at: Boise

My Commission Expires: 10/10/07



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.



CERTIFICATE OF MAILING

I certify that on June 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: Franklin Ditch Co.
Address: c/o Helen I. Larson
8500 Joplin Rd., Caldwell Idaho 83605

3. Copies to:

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

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

mailing on Objector's behalf

EXHIBIT G

TO AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY JUDGMENT AND MOTION TO REMAND

In Re SRBA Case No. 39576

Subcase Nos. 63-00166A, 63-00166B, 63-00167A,
63-00167B, 63-00179A, 63-00179C, 63-32580

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2007 JUN 19 AM 11 34

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

In Re SRBA

Case No. 39576



Subcase 63-00167B

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Pioneer Irrigation District

Address: PO Box 426

Caldwell Idaho 83606

Daytime Phone: (208) 459-3617

Name & Address of Attorney, if any:

Scott L. Campbell

Moffatt Thomas Barrett Rock & Fields

PO Box 829, Boise, Idaho 83701

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Franklin Ditch Co.

Address: c/o Helen I. Larson

8500 Joplin Rd., Caldwell Idaho 83605

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: _____
3. ☒ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: _____
5. ☒ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: _____
8. ☒ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: _____

11. **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 OBJECTION(S):

This water right should be recommended as No. 63-00167A, as claimed by Pioneer Irrigation District, based upon historic diversion, delivery, and use by the Pioneer Irrigation District through its system of canals and laterals. A true and correct copy of the claim is attached hereto as Attachment 1.

F

VERIFICATION (Must be Completed)

State of Idaho)
County of Ada) ss.

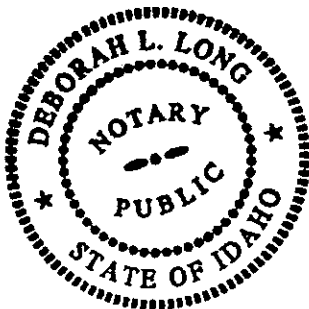
Scott L. Campbell, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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)

Scott L. Campbell
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 6/19/07



Deborah Long
Notary Public for Idaho

Residing at: Boise

My Commission Expires: 10/10/07

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.



CERTIFICATE OF MAILING

I certify that on June 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: Franklin Ditch Co.
Address: c/o Helen I. Larson
8500 Joplin Rd., Caldwell Idaho 83605

3. Copies to:

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

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

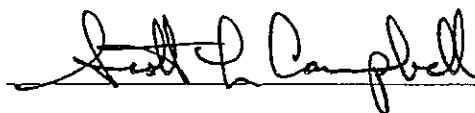

mailing on Objector's behalf

EXHIBIT H

TO AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY JUDGMENT AND MOTION TO REMAND

In Re SRBA Case No. 39576

Subcase Nos. 63-00166A, 63-00166B, 63-00167A,
63-00167B, 63-00179A, 63-00179C, 63-32580

2007 JUN 19 AM 11 34

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

In Re SRBA)

A Subcase 63-00179C

(Insert water right number)

Case No. 39576)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B

NAME AND ADDRESS OF PERSON OBJECTING

Name: Pioneer Irrigation District

Address: PO Box 426

Caldwell Idaho 83606

Daytime Phone: (208) 459-3617

Name & Address of Attorney, if any:

Scott L. Campbell

Moffatt Thomas Barrett Rock & Fields

PO Box 829, Boise, Idaho 83701

C

CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Mason Creek Ditch Co.

Address: c/o Richard Bicandi

1905 Mason, Caldwell Idaho 83606

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: _____
3. ☒ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: _____
5. ☒ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: _____
8. ☒ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: _____

11. 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 OBJECTION(S):

This water right should be recommended as No. 63-00179A, as claimed by Pioneer Irrigation District, based upon historic diversion, delivery, and use by the Pioneer Irrigation District through its system of canals and laterals. A true and correct copy of the claim is attached hereto as Attachment 1.



VERIFICATION (Must be Completed)

State of Idaho)
County of Ada)ss.

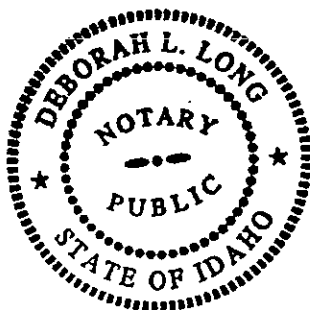
Scott L. Campbell, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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)

Scott L. Campbell
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 6/19/07



Deborah Long
Notary Public for Idaho

Residing at: Boise

My Commission Expires: 10/10/07

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 June 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: Mason Creek Ditch Co.

Address: c/o Richard Bicandi
1905 Mason, Caldwell Idaho 83606

3. Copies to:

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

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


mailing on Objector's behalf

EXHIBIT I

TO AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY JUDGMENT AND MOTION TO REMAND

In Re SRBA Case No. 39576

Subcase Nos. 63-00166A, 63-00166B, 63-00167A,
63-00167B, 63-00179A, 63-00179C, 63-32580

SRBA

SUBCASE SUMMARY REPORT 63-00166B

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SRBA

SUBCASE SUMMARY REPORT

HTML12

09-11-2010

SUBCASE: 63-00166B FILE#: 01595
CLAIMANT: FRANKLIN DITCH CO
C/O HELEN I LARSON
8500 JOPLIN RD

CALDWELL ID 83605
STATUS: TRIAL SET SPECIAL MASTER: BOOTH, THEODORE R.
WATER SOURCE: BOISE RIVER TRIBUTARY: SNAKE RIVER
ISSUES: NAME AND ADDRESS DESCRIPTION
SOURCE OF WATER
QUANTITY OF WATER USED
PRIORITY DATE
POINT(S) OF DIVERSION DESCRIPTION
PURPOSE OF USE DESCRIPTION
PERIOD OF YEAR WHEN WATER IS USED
PLACE OF USE OR IRRIGATED ACRES IN EACH 40 A.
0

**** PARTIES INVOLVED ****

FRANKLIN DITCH CO C ATTY: JON C GOULD
" ATTY: DANIEL V. STEENSON
PIONEER IRRIGATION DISTRICT O ATTY: SCOTT L CAMPBELL
" ATTY: ANDREW J WALDERA

**** ROA ENTRIES ****

12-19-2006	DIGITAL BOUNDARY PLACE OF USE		
12-19-2006	CD/MAPS FOR DIGITAL BOUNDARY PLACE OF USE		
06-19-2007	OBJ 01 F/B PIONEER IRRIGATION DISTRICT	RB	08-20-2007 0001
08-24-2007	ORIGINAL NOTICE OF CLAIM		
<u>05-23-2008</u>	ORDER SETTING INITIAL HEARING	1S	06-20-2008 1100
<u>06-19-2008</u>	NOTICE OF APPEARANCE OF COUNSEL		
06-20-2008	INITIAL HEARING HELD	1H	06-20-2008 1100
06-20-2008	MINUTES		
<u>07-17-2008</u>	ORDER SETTING STATUS CONFERENCE	US	10-28-2008 1030
10-28-2008	STATUS CONFERENCE HELD	UH	10-28-2008 1030
10-28-2008	MINUTES		
<u>10-29-2008</u>	ORDER SETTING MANDATORY SETTLEMENT CONFERENCE	LS	12-12-2008 1000
	AND APPOINTING SPECIAL MASTER DOLAN AS		
	SETTLEMENT MODERATOR		
<u>10-29-2008</u>	ORDER SETTING STATUS CONFERENCE	US	02-10-2009 1030
02-10-2009	STATUS CONFERENCE HELD	UH	02-10-2009 1030
02-10-2009	MINUTES		
<u>07-24-2009</u>	ORDER SETTING STATUS CONFERENCE	US	09-08-2009 0300
09-08-2009	STATUS CONFERENCE HELD	UH	09-08-2009 0300
09-08-2009	MINUTES		

<u>09-08-2009</u>	ORDER SETTING SCHEDULING CONFERENCE	SS	02-23-2010	1130
<u>02-23-2010</u>	SCHEDULING CONFERENCE HELD	SH	02-23-2010	1130
<u>02-23-2010</u>	MINUTES			
<u>02-23-2010</u>	TRIAL SCHEDULING ORDER	TV	12-14-2010	1000
	STATUS CONFERENCE	ZZ	03-25-2010	0930
	SUPPLEMENTAL SCHEDULING CONFERENCE	SS	05-04-2010	1130
	HEARING ON SUMMARY JUDGMENT MOTIONS	ZZ	05-27-2010	0130
<u>04-23-2010</u>	NOTICE RE CHANGE IN PHONE PARTICIPATION			
<u>05-04-2010</u>	SUPPLEMENTAL SCHEDULING CONFERENCE HELD	SH	05-04-2010	1130
<u>05-04-2010</u>	MINUTES			
<u>05-27-2010</u>	TRIAL SCHEDULING ORDER	TS	12-14-2010	1000
	HEARING ON SUMMARY JUDGMENT	HS	10-12-2010	0130
	DISCOVERY COMPLETED	DC	11-19-2010	0500
	PRETRIAL CONFERENCE	PS	11-30-2010	1000
	TRIAL -- 12/14/10 10 AM - SRBA			
<u>08-09-2010</u>	NOTICE OF SERVICE OF PIONEER IRRIGATION			
	DISTRICT'S FIRST SET OF DISCOVERY REQUESTS			
	TO FRANKLIN DITCH COMPANY			
<u>08-09-2010</u>	NOTICE OF SERVICE OF FIRST DISCOVERY REQUESTS			
	TO PIONEER IRRIGATION DISTRICT			
<u>08-30-2010</u>	NOTICE OF SERVICE FOR RULE 30(B) (6)			
	DEPOSITION OF THE IDAHO DEPARTMENT OF WATER			
	RESOURCES			
<u>09-02-2010</u>	(FAX) NOTICE OF SERVICE OF FRANKLIN DITCH			
	COMPANY'S ANSWERS TO PIONEER IRRIGATION			
	DISTRICT'S REQUESTS FOR ADMISSIONS			
<u>09-03-2010</u>	AFFIDAVIT OF SERVICE			

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EXHIBIT J

TO AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY JUDGMENT AND MOTION TO REMAND

In Re SRBA Case No. 39576

Subcase Nos. 63-00166A, 63-00166B, 63-00167A,
63-00167B, 63-00179A, 63-00179C, 63-32580

SRBA

SUBCASE SUMMARY REPORT 63-00167B

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SRBA
09-11-2010

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 63-00167B FILE#: 01596
CLAIMANT: FRANKLIN DITCH CO
C/O HELEN I LARSON
8500 JOPLIN RD

CALDWELL ID 83605
STATUS: TRIAL SET SPECIAL MASTER: BOOTH, THEODORE R.
WATER SOURCE: BOISE RIVER TRIBUTARY: SNAKE RIVER
ISSUES: NAME AND ADDRESS DESCRIPTION
SOURCE OF WATER
QUANTITY OF WATER USED
PRIORITY DATE
POINT(S) OF DIVERSION DESCRIPTION
PURPOSE OF USE DESCRIPTION
PERIOD OF YEAR WHEN WATER IS USED
PLACE OF USE OR IRRIGATED ACRES IN EACH 40 A.
0

**** PARTIES INVOLVED ****

FRANKLIN DITCH CO	C ATTY: JON C GOULD
"	ATTY: DANIEL V. STEENSON
PIONEER IRRIGATION DISTRICT	O ATTY: SCOTT L CAMPBELL
"	ATTY: ANDREW J WALDERA

**** ROA ENTRIES ****

12-19-2006	DIGITAL BOUNDARY PLACE OF USE		
12-19-2006	CD/MAPS FOR DIGITAL BOUNDARY PLACE OF USE		
06-19-2007	OBJ 01 F/B PIONEER IRRIGATION DISTRICT	RB	08-20-2007 0001
08-24-2007	ORIGINAL NOTICE OF CLAIM		
05-23-2008	ORDER SETTING INITIAL HEARING	1S	06-20-2008 1100
06-19-2008	NOTICE OF APPEARANCE OF COUNSEL		
06-20-2008	INITIAL HEARING HELD	1H	06-20-2008 1100
06-20-2008	MINUTES		
07-17-2008	ORDER SETTING STATUS CONFERENCE	US	10-28-2008 1030
10-28-2008	STATUS CONFERENCE HELD	UH	10-28-2008 1030
10-28-2008	MINUTES		
10-29-2008	ORDER SETTING MANDATORY SETTLEMENT CONFERENCE	LS	12-12-2008 1000
	AND APPOINTING SPECIAL MASTER DOLAN AS		
	SETTLEMENT MODERATOR		
10-29-2008	ORDER SETTING STATUS CONFERENCE	US	02-10-2009 1030
02-10-2009	STATUS CONFERENCE HELD	UH	02-10-2009 1030
02-10-2009	MINUTES		
07-24-2009	ORDER SETTING STATUS CONFERENCE	US	09-08-2009 0300
09-08-2009	STATUS CONFERENCE HELD	UH	09-08-2009 0300
09-08-2009	MINUTES		

<u>09-08-2009</u>	ORDER SETTING SCHEDULING CONFERENCE	SS	02-23-2010 1130
<u>02-23-2010</u>	SCHEDULING CONFERENCE HELD	SH	02-23-2010 1130
<u>02-23-2010</u>	MINUTES		
<u>02-23-2010</u>	TRIAL SCHEDULING ORDER	TV	12-14-2010 1000
	STATUS CONFERENCE	ZZ	03-25-2010 0930
	SUPPLEMENTAL SCHEDULING CONFERENCE	SS	05-04-2010 1130
	HEARING ON SUMMARY JUDGMENT MOTIONS	ZZ	05-27-2010 0130
<u>04-23-2010</u>	NOTICE RE CHANGE IN PHONE PARTICIPATION		
<u>05-04-2010</u>	SUPPLEMENTAL SCHEDULING CONFERENCE HELD	SH	05-04-2010 1130
<u>05-04-2010</u>	MINUTES		
<u>05-27-2010</u>	TRIAL SCHEDULING ORDER	TS	12-14-2010 1000
	HEARING ON SUMMARY JUDGMENT	HS	10-12-2010 0130
	DISCOVERY COMPLETED	DC	11-19-2010 0500
	PRETRIAL CONFERENCE	PS	11-30-2010 1000
	TRIAL -- 12/14/10 10 AM - SRBA		
<u>08-09-2010</u>	NOTICE OF SERVICE OF PIONEER IRRIGATION		
	DISTRICT'S FIRST SET OF DISCOVERY REQUESTS		
	TO FRANKLIN DITCH COMPANY		
<u>08-09-2010</u>	NOTICE OF SERVICE OF FIRST DISCOVERY REQUESTS		
	TO PIONEER IRRIGATION DISTRICT		
<u>08-30-2010</u>	NOTICE OF SERVICE FOR RULE 30(B)(6)		
	DEPOSITION OF THE IDAHO DEPARTMENT OF WATER		
	RESOURCES		
<u>09-02-2010</u>	(FAX) NOTICE OF SERVICE OF FRANKLIN DITCH		
	COMPANY'S ANSWERS TO PIONEER IRRIGATION		
	DISTRICT'S REQUESTS FOR ADMISSIONS		
<u>09-03-2010</u>	AFFIDAVIT OF SERVICE		

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EXHIBIT K

TO AFFIDAVIT OF DYLAN B. LAWRENCE IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY JUDGMENT AND MOTION TO REMAND

In Re SRBA Case No. 39576

Subcase Nos. 63-00166A, 63-00166B, 63-00167A,
63-00167B, 63-00179A, 63-00179C, 63-32580

SRBA

SUBCASE SUMMARY REPORT 63-00179C

[Return to SRBA Home Page](#)

SRBA
09-11-2010

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 63-00179C FILE#: 01610
CLAIMANT: MASON CREEK DITCH CO
C/O RICHARD BICANDI
1905 MASON

CALDWELL ID 83605
STATUS: TRIAL SET SPECIAL MASTER: BOOTH, THEODORE R.
WATER SOURCE: BOISE RIVER TRIBUTARY: SNAKE RIVER
ISSUES: NAME AND ADDRESS DESCRIPTION
SOURCE OF WATER
QUANTITY OF WATER USED
PRIORITY DATE
POINT(S) OF DIVERSION DESCRIPTION
PURPOSE OF USE DESCRIPTION
PERIOD OF YEAR WHEN WATER IS USED
PLACE OF USE OR IRRIGATED ACRES IN EACH 40 A.
0

**** PARTIES INVOLVED ****

MASON CREEK DITCH CO	C ATTY: ALBERT P BARKER
PIONEER IRRIGATION DISTRICT	O ATTY: SCOTT L CAMPBELL
"	ATTY: ANDREW J WALDERA
JOHN J MC EVOY	R PRO SE
JOHN J MC EVOY	I PRO SE
MARTIN GALVIN	I PRO SE

**** ROA ENTRIES ****

12-19-2006	DIGITAL BOUNDARY PLACE OF USE		
12-19-2006	CD/MAPS FOR DIGITAL BOUNDARY PLACE OF USE		
06-19-2007	OBJ 01 F/B PIONEER IRRIGATION DISTRICT	RB	08-20-2007 0001
08-24-2007	ORIGINAL AND AMENDED NOTICES OF CLAIM TO A WATER RIGHT		
08-30-2007	LATE RESPONSE F/B MC EVOY, JOHN J TO OBJ 1	MG	06-20-2008 0001
05-23-2008	ORDER SETTING INITIAL HEARING	IS	06-20-2008 1100
05-23-2008	NOTICE SETTING HEARING	HS	06-20-2008 1100
	MOTION TO FILE LATE RESPONSE		
06-20-2008	HEARING HELD ON MOTION TO FILE LATE RESPONSE	HH	06-20-2008 1100
06-20-2008	INITIAL HEARING HELD	1H	06-20-2008 1100
06-20-2008	MINUTES		
06-20-2008	RESPONSE TO OBJ 0001 F/B MC EVOY, JOHN J		06-20-2008 0001
07-17-2008	ORDER SETTING STATUS CONFERENCE	US	10-28-2008 1030
10-28-2008	STATUS CONFERENCE HELD	UH	10-28-2008 1030
10-28-2008	MINUTES		
10-29-2008	ORDER SETTING MANDATORY SETTLEMENT CONFERENCE AND APPOINTING SPECIAL MASTER DOLAN AS	LS	12-12-2008 1000

SETTLEMENT MODERATOR

<u>10-29-2008</u>	ORDER SETTING STATUS CONFERENCE	US	02-10-2009 1030
<u>02-10-2009</u>	STATUS CONFERENCE HELD	UH	02-10-2009 1030
<u>02-10-2009</u>	MINUTES		
<u>07-24-2009</u>	ORDER SETTING STATUS CONFERENCE	US	09-08-2009 0300
<u>09-08-2009</u>	STATUS CONFERENCE HELD	UH	09-08-2009 0300
<u>09-08-2009</u>	MINUTES		
<u>09-08-2009</u>	ORDER SETTING SCHEDULING CONFERENCE	SS	02-23-2010 1130
<u>02-19-2010</u>	NOTICE OF APPEARANCE OF COUNSEL		
<u>02-23-2010</u>	SCHEDULING CONFERENCE HELD	SH	02-23-2010 1130
<u>02-23-2010</u>	MINUTES		
<u>02-23-2010</u>	TRIAL SCHEDULING ORDER	TV	12-14-2010 1000
	STATUS CONFERENCE	ZZ	03-25-2010 0930
	SUPPLEMENTAL SCHEDULING CONFERENCE	SS	05-04-2010 1130
	HEARING ON SUMMARY JUDGMENT MOTIONS	ZZ	05-27-2010 0130
<u>04-23-2010</u>	NOTICE RE CHANGE IN PHONE PARTICIPATION		
<u>05-04-2010</u>	SUPPLEMENTAL SCHEDULING CONFERENCE HELD	SH	05-04-2010 1130
<u>05-04-2010</u>	MINUTES		
<u>05-27-2010</u>	TRIAL SCHEDULING ORDER	TS	12-14-2010 1000
	HEARING ON SUMMARY JUDGMENT	HS	10-12-2010 0130
	DISCOVERY COMPLETED	DC	11-19-2010 0500
	PRETRIAL CONFERENCE	PS	11-30-2010 1000
	TRIAL -- 12/14/10 10 AM - SRBA		
<u>08-09-2010</u>	NOTICE OF SERVICE OF PIONEER IRRIGATION		
	DISTRICT'S FIRST SET OF DISCOVERY REQUESTS		
	TO MASON CREEK DITCH COMPANY		
<u>08-09-2010</u>	NOTICE OF SERVICE OF FIRST DISCOVERY REQUESTS		
	TO PIONEER IRRIGATION DISTRICT		
<u>08-30-2010</u>	NOTICE OF SERVICE FOR RULE 30(B)(6)		
	DEPOSITION OF THE IDAHO DEPARTMENT OF WATER		
	RESOURCES		
<u>09-03-2010</u>	AFFIDAVIT OF SERVICE		
<u>09-08-2010</u>	AFFIDAVIT OF SERVICE OF MASON CREEK DITCH		

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