

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 63-30131
Date Received: 10/5/1989
Receipt No: W006153
Received By:

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

1. Name of Claimant(s)

THURMAN MILL DITCH CO LTD Phone: (208)376-3769

10611 W TREELINE CT
BOISE ID USA 83713

2. Date of Priority: 06/01/1882

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	02E	5	NE SE	ADA	

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	3/15	11/15	5.6	

7. Total Quantity Appropriated is:
5.6 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
04N	01E	21	SW NE	IRRIGATION	40.2
			SE NE	IRRIGATION	26.3
			NW SW	IRRIGATION	40

			SW	SE	IRRIGATION	24
			NE	SW	IRRIGATION	40
			SW	SW	IRRIGATION	16
			NW	SE	IRRIGATION	40
					Section Acres	226.5
04N	01E	22	SW	NE	IRRIGATION	4
			SE	NW	IRRIGATION	21.3
			NE	SW	IRRIGATION	40
			NW	SE	IRRIGATION	16.1
			SW	NW	IRRIGATION	40
					Section Acres	121.4
04N	01E	27	NE	NE	IRRIGATION	22.9
			NW	NE	IRRIGATION	11.8
					Section Acres	34.7
					Total Acres	382.6

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

Attorney name added per request. DH 4/17/2003

DESC. OF DIVERTING WORKS: BOISE RIVER-CEMENT HEADGATE WITH LOCKED GATES AND APRON EXTENDING ACROSS BOISE RIVER WITH COLLAPSIBLE STEEL STANCHIONS. JUNCTION DRAIN-24" PIPE ABOUT 50 FT LONG USING A SMALL EARTH DAM AS OCCASION MAY REQUIRE.

REMARKS: THE HARTSON DECREE DATED 8-13-25 DIRECTED DIVERSION OF 570.98" (11.42 CFS) OF DRAINAGE WATERS FROM JUNCTION DRAIN INTO THE THURMAN MILL DITCH (CLAIM NO. A63-19084).

NOTE: ON PLACE OF USE CLAIM INDICATES THAT IN SECTION 22, ONLY 42.86% OF THE 108.4 ACRES LISTED ARE CLAIMED UNDER THIS WATER RIGHT. CLAIM LISTS A TOTAL OF 46.46 ACRES IN THAT SECTION RATHER THAN THE TOTAL THAT THE ACRES ADD UP TO WHICH IS 108.4 AS SHOWN ON THIS CLAIM.

THIS CLAIM IS A COMBINATION OF RIGHT NOS. 63-00140, 63-00212, 63-00214B(PORTION) & 63-00219(PORTION). SEE COPIES OF PROFILE REPORTS IN FILE FOR EXPLANATION OF PORTIONS. AKA RIGHT NOS. 78, 79, 81 & 84 IN BOISE RIVER BOOK.

LAND OWNED BY INDIVIDUAL SHAREHOLDERS IN THE THURMAN MILL DITCH CO.

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: **A63-30131**
Date Received: 10/ 5/1989
Receipt No: W006153
Received By: _____

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

1. Name: THURMAN MILL DITCH COMPANY LTD 208-939-0490
Address: C/O MIKE HORKLEY, SEC
11532 WEST JOPLIN RD
BOISE ID 83714

2. Date of Priority: JUN 1, 1882

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	02E	5		NE	SE		ADA

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	03/15	11/15	5.600		

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

8. Total consumptive use is 986.7 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	01E	21	SW	NE		IRR	40.2
			SE	NE		IRR	26.3
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	21	SW	SW		IRR	16.0
			NW	SE		IRR	40.0
			SW	SE		IRR	24.0
						Section Acres	226.5
		22	SW	NE		IRR	4.0
			SW	NW		IRR	40.0
			SE	NW		IRR	21.3
			NE	SW		IRR	40.0
			NW	SE		IRR	16.1
						Section Acres	121.4
		27	NE	NE		IRR	22.9
			NW	NE		IRR	11.8
						Section Acres	34.7
						Total Acres	382.6

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

A63-00135/176/193/210/211/221/250/19084/30125/29/30.

14. Remarks:

DESC. OF DIVERTING WORKS: BOISE RIVER-CEMENT HEADGATE WITH LOCKED GATES AND APRON EXTENDING ACROSS BOISE RIVER WITH COLLAPSIBLE STEEL STANCHIONS. JUNCTION DRAIN-24" PIPE ABOUT 50' LONG USING A SMALL EARTH DAM AS OCCASION MAY REQUIRE.

REMARKS: THE HARTSON DECREE DATED 8-13-25 DIRECTED DIVERSION OF 570.98" (11.42 CFS) OF DRAINAGE WATERS FROM JUNCTION DRAIN INTO THE THURMAN MILL DITCH (CLAIM NO. A63-19084).

NOTE: ON PLACE OF USE CLAIM INDICATES THAT IN SECTION 22, ONLY 42.86% OF THE 108.4 ACRES LISTED ARE CLAIMED UNDER THIS WATER RIGHT. CLAIM LISTS A TOTAL OF 46.46 ACRES IN THAT SECTION RATHER THAN THE TOTAL THAT THE ACRES ADD UP TO WHICH IS 108.4 AS SHOWN ON THIS CLAIM.

THIS CLAIM IS A COMBINATION OF RIGHT NOS. 63-00140, 63-00212, 63-00214B(PORION) & 63-00219(PORION). SEE COPIES OF PROFILE REPORTS IN FILE FOR EXPLANATION OF PORTIONS. AKA RIGHT NOS. 78, 79, 81 & 84 IN BOISE RIVER BOOK.

LAND OWNED BY INDIVIDUAL SHAREHOLDERS IN THE THURMAN MILL DITCH CO.

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OCT 18 1996

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.

Decree Plaintiff

RIVERSIDE IRR. DIST.

vs

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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APR 16 2003

WATER RESOURCES
WESTERN REGION

Laura E. Burri
Jeffrey R. Christenson
David P. Claiborne
D. Blair Clark
Michael J. Doolittle
S. Bryce Farris
David Hammerquist
Charles L. Honsinger
Joseph B. Jones
James P. Kaufman
Jennifer Reid Mahoney
James G. Reid
Daniel V. Steenson
Ailyn L. Sweeney

William F. Ringert, of Counsel
Samuel Kaufman (1921-1986)

April 15, 2003

Mel Schulte
Sr. Adjudication Agent
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

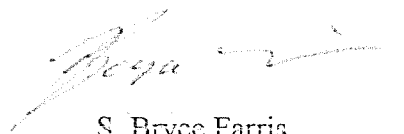
Re: Attorney of record filings

Dear Mr. Schulte:

Enclosed please find a Claimant Acknowledgment of Change in Attorney form from Thurman Mill Ditch Company, Ltd., which we recently received, for your file.

Please contact me if you have any questions or comments regarding this matter.

Yours very truly,



S. Bryce Farris

SBF:kw
Enclosure

✓
DH
4.17.03

RECEIVED

APR 16 2003

WATER RESOURCES
WESTERN REGIONClaimant Acknowledgement of Change in Attorney
in Snake River Basin Adjudication (SRBA)

Name(s) of Claimant (please print):

Thurman Mill Ditch Company, Ltd.

I/we acknowledge (check one):

☐ The attorney formerly representing me has withdrawn and I/we will be representing myself/ourselves.☒ I/we are now represented by the attorney at the address below.

Ringer + Clark, Chartered Lawyers
455 South Third Street
P.O. Box 2773
Boise, Idaho 83701
 Attorney's Phone 342-4591 Attorneys: Dan Steenson
+ S. Bryce Farris

The SRBA water right claim notice(s) affected by this change are listed below or on the attached sheet(s).

ALL WATER RIGHTS AND WATER RIGHT MATTERS IN THE SRBA.

For Individuals:

Authorized signature(s) Date _____

For Organizations:

I am Secretary / Treas of Thurman Mill Ditch Co. Ltd and I

Title

Organization

have signed the foregoing document in the space below as

Same

of

Same

Title

Organization

Signature of Authorized Agent Bonnie L. OuelletteTitle Sec / Treas.Date March 24, 03Organization Thurman Mill Ditch Co., Ltd.

IDWR Use:

Date Received 4-16-03Data Entry DH

http://wenet/apps/appsWorkflow/Framebuild.asp - Microsoft Internet Explorer

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Address http://wenet/apps/appsWorkflow/Framebuild.asp Go Links

References

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[Query Tools](#)

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Screen ID 424

Process Information Search

B...	Sequ...	S...	V...	Source Table	Basis	Status	Priority Date	Di...	Source List	Water Use List	Owner List	Ap...
63	135			wrAdjudicationClaim	Decreed	Active	1864-06-01	3.30	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH ...	
63	176			wrAdjudicationClaim	Decreed	Active	1869-06-01	1.60	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH ...	
63	193			wrAdjudicationClaim	Decreed	Active	1876-06-01	0.44	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH ...	
63	210			wrAdjudicationClaim	Decreed	Active	1880-06-01	2.40	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH ...	
63	211			wrAdjudicationClaim	Decreed	Active	1880-10-20	0.90	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH ...	
63	221			wrAdjudicationClaim	Decreed	Active	1883-06-01	0.90	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH ...	
63	250			wrAdjudicationClaim	Decreed	Active	1895-07-01	0.66	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH ...	
63	3618	M		wrAdjudicationClaim	Permit	Active	1955-01-01		BOISE RIVER	IRRIGATION F...	THURMAN MILL DITCH ...	
63	19084			wrAdjudicationClaim	Decreed	Active	1925-08-13	11...		IRRIGATION	THURMAN MILL DITCH ...	
63	30125			wrAdjudicationClaim	Decreed	Active	1865-06-01	1.86	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH ...	
63	30129			wrAdjudicationClaim	Decreed	Active	1872-06-01	2.10	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH ...	
63	30130			wrAdjudicationClaim	Decreed	Active	1868-06-01	17...	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH ...	
63	30131			wrAdjudicationClaim	Decreed	Active	1882-06-01	5.60	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH ...	

The number of records is 13

View Documents Print Proof Report Print Transfer Part 2

Parameters Results

Hide References Next Step Previous Steps: Screen ID 424

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Start

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8:33 AM

COMMUNICATION DOCUMENTATION

Claim No. THURMAN MILL DITCH CO.
CLAIM

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent JAN SHURTE Date 11-1-94Contact Person(s) MIKE HORKLEYNature of Contact TELEPHONE

Substance of Communication MR. HORKLEY PHONED
REQUESTING COPIES OF ALL THURMAN
MILL DITCH CO. RIGHTS, PLUS HE WANTED
IDWR TO CHANGE THE NAME FOR IN
CARE OF FROM HIS WIFE'S, MITZI HORKLEY,
TO HIMSELF, MIKE HORKLEY, SECRETARY.
I TOLD HIM WE WOULD SEND HIM A
COPY.

MICROFILMED
OCT 18 1996

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: **A63-30131**
Date Received: 10/ 4/1989
Receipt No: W00615340622320
Received By: [Signature]

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

1. Name: THURMAN MILL DITCH COMPANY LTD 208-939-0490
Address: C/O MITZI HORKLEY
11532 WEST JOPLIN RD
BOISE ID 83714

2. Date of Priority: JUN 1, 1882

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	02E	5		NE	SE		ADA

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	03/15	11/15	5.600		

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

8. Total consumptive use is 986.7 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	01E	21	SW	NE		IRR	40.2
			SE	NE		IRR	26.3
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	21	SW	SW		IRR	16.0
			NW	SE		IRR	40.0
			SW	SE		IRR	24.0
						Section Acres	226.5
		22	SW	NE		IRR	4.0
			SW	NW		IRR	40.0
			SE	NW		IRR	21.3
			NE	SW		IRR	40.0
			NW	SE		IRR	16.1
						Section Acres	121.4
		27	NE	NE		IRR	22.9
			NW	NE		IRR	11.8
						Section Acres	34.7
						Total Acres	382.6

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

A63-00135/176/193/210/211/221/250/19084/30125/29/30.

14. Remarks:

DESC. OF DIVERTING WORKS: BOISE RIVER-CEMENT HEADGATE WITH LOCKED GATES AND APRON EXTENDING ACROSS BOISE RIVER WITH COLLAPSIBLE STEEL STANCHIONS. JUNCTION DRAIN-24" PIPE ABOUT 50' LONG USING A SMALL EARTH DAM AS OCCASION MAY REQUIRE.

REMARKS: THE HARTSON DECREE DATED 8-13-25 DIRECTED DIVERSION OF 570.98" (11.42 CFS) OF DRAINAGE WATERS FROM JUNCTION DRAIN INTO THE THURMAN MILL DITCH (CLAIM NO. A63-19084).

NOTE: ON PLACE OF USE CLAIM INDICATES THAT IN SECTION 22, ONLY 42.86% OF THE 108.4 ACRES LISTED ARE CLAIMED UNDER THIS WATER RIGHT. CLAIM LISTS A TOTAL OF 46.46 ACRES IN THAT SECTION RATHER THAN THE TOTAL THAT THE ACRES ADD UP TO WHICH IS 108.4 AS SHOWN ON THIS CLAIM.

THIS CLAIM IS A COMBINATION OF RIGHT NOS. 63-00140, 63-00212, 63-00214B(PORTION) & 63-00219(PORTION). SEE COPIES OF PROFILE REPORTS IN FILE FOR EXPLANATION OF PORTIONS. AKA RIGHT NOS. 78, 79, 81 & 84 IN BOISE RIVER BOOK.

LAND OWNED BY INDIVIDUAL SHAREHOLDERS IN THE THURMAN MILL DITCH CO.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.

Decree Plaintiff

RIVERSIDE IRR. DIST.

vs

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) ss.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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OCT 18 1996

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:

Ident. Number

Date Received

Receipt Number

39576
A63-30131
10-4-89
W006153

RECEIVED
OCT 04 1989

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) THURMAN MILL DITCH COMPANY, LTD Phone (208) 939-0490
Mailing Address c/o Mitzi Horkley
11532 West Joplin Road, Boise, Idaho Zip 83714
2. Date of Priority (Only one (1) per claim) June 1, 1882 (Webster, Campbell, S. Joplin and A. Joplin per Stewart Decree)
3. Source of water supply (a) Boise River
which is tributary to (b) Snake River
4. a. Location of existing point of diversion is: Township 3N Range 2E Section 5,
1/4 of NW 1/4 of SE 1/4, Govt. Lot, B.M., County of Ada
Junction Drain of Drainage District No. 4 of Ada County,
Additional points of diversion if any: Idaho--SW 1/4 SE 1/4 of Section 23 of T4N, R 1E of BM, Idaho
- b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.
Boise River: Cement headgate with locked gates and apron extending across Boise River with collapsible steel stanchions.
Junction Drain: 24" pipe about 50 feet long using a small earth dam as occasion may require

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OCT 18 1990

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount 5.6 or 11.11

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.6 (cfs) and/or (b) 11.11 (acre feet)

8. Total consumptive use claimed is ~~41.11~~ 986.79 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	1E	21			70.16	24.28					40	38.94	15.72			40	24.51		200.62
4N	1E	22			4				70	21.3	40					16.1			46.46*
4N	1E	27			22.94	11.8													34.72
					SEE MAP ATTACHED														
* As to Section 22, only 42.86% of 108.4 acreage																			
is claimed under the claimed water right																			

Total number of acres irrigated ~~30~~ 281.94

11. In which county (ies) are lands listed above as place of use located? Ada

12. Do you own the property listed above as place of use? Yes _____ No X
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Junction Drain: See Remarks or None ()

14. Remarks: The Hartson Decree dated August 13, 1925 directed diversion of 570.98 inches (11.42 cfs) of drainage waters from the Junction Drain into the Thurman Mill Ditch

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OCT 18 1996

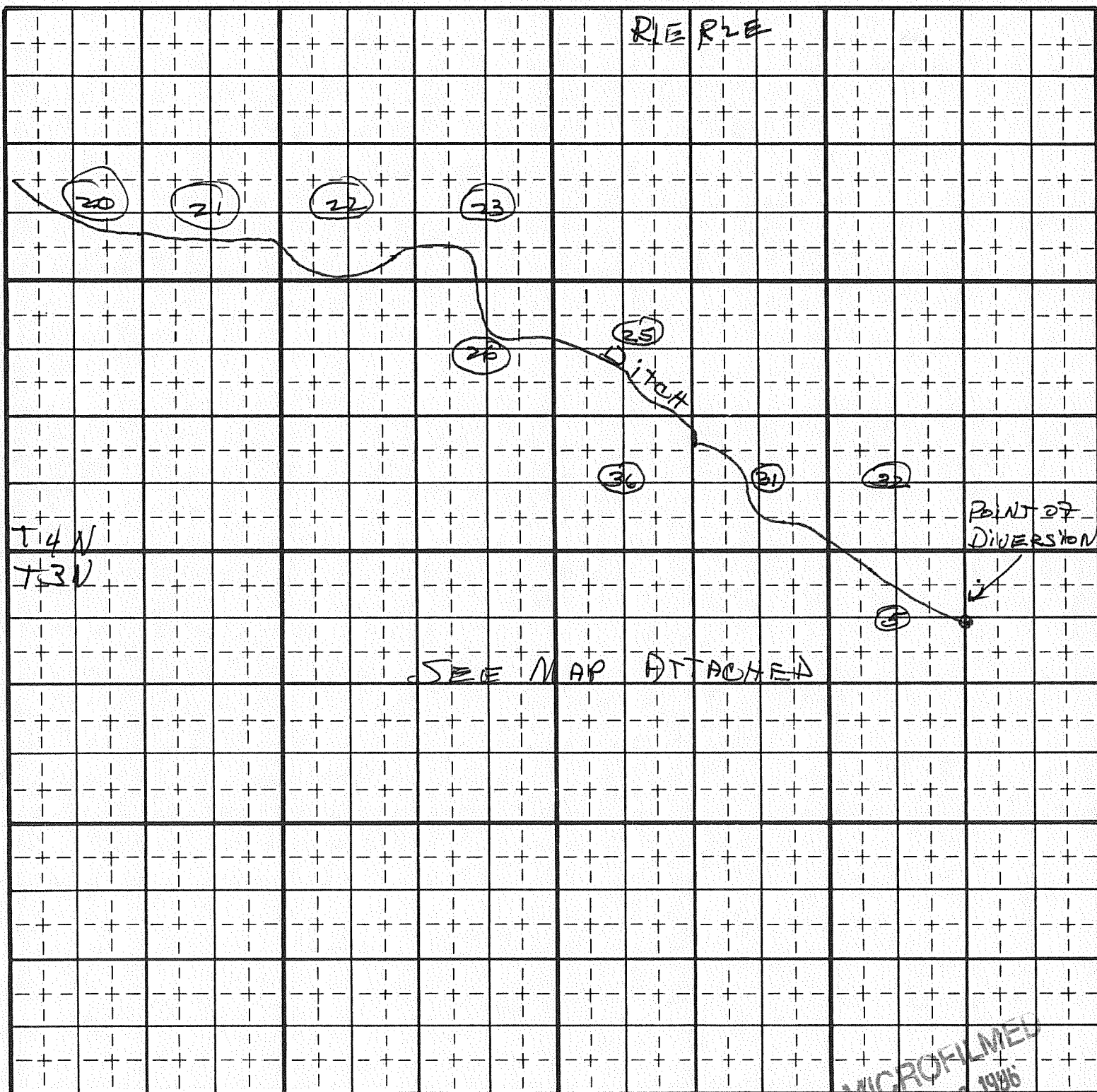
Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

SEE MAP ATTACHED



Last Name Thurman Mill Ditch Co Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree x

If applicable provide IDWR Water Right Number _____

Court District Court Case Number _____ Decree Date Jan. 18, 1906

Plaintiff vs Defendant Farmer's Cooperative Ditch Company vs.
Riverside Irrigating District

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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ the Attorney
Title

of Thurman Mill Ditch Company, Ltd , that I have signed the foregoing
Organization

document in the space below as the attorney of the Thurman Mill
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

Elbert E. Gass

Title and Organization Attorney for the Date 10-2-89
Thurman Mill Ditch Company, Ltd

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of October 19 89

SEAL

Notary Public

Walter J. Gass

Residing at Boise, Idaho

My Commission Expires

9/6/93

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Elbert E. Gass will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature

Elbert E. Gass

Address 1655 Fairview Ave., #204, Boise, Idaho 83702

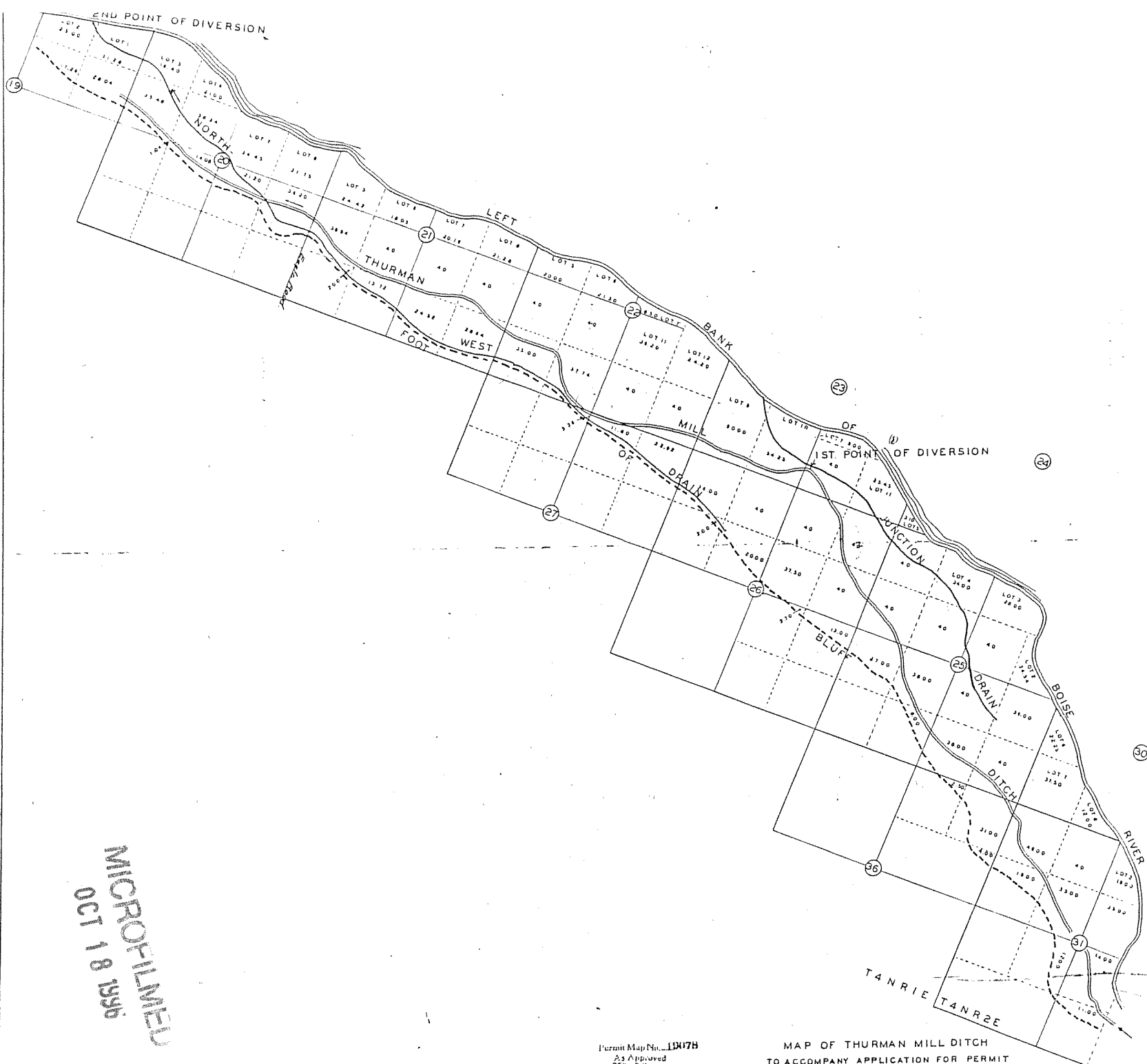
Date 10/2/89

MICROFILMED
OCT 18 1990

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

MICROFILMED
OCT 18 1956



Permit Map No. 13478
25 Approved
DEC 2 1940
E. B. SMITH
Trustee of E. B. Smith

MAP OF THURMAN MILL DITCH
TO ACCOMPANY APPLICATION FOR PERMIT
BY E. B. SMITH TRUSTEE
BOISE 10AHO AUGUST 28 1940
SCALE 1" = 1000'

78

WR0749NP
No. 63-00140

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/03/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ALLEN V. WEBSTER	06/01/1882	IRRIGATION	00-00 00-00	0.90 CFS	
TOTAL DIVERSION:					0.90 CFS	

Water Source: BOISE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T03N R02E S05

SENE

ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
04N	01E	22	:					07-I						05-I	06-I			I			11-I	

Pou County: ADA

Dates:	App. Received:	Priority Date:	06/01/1882
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 63 Field Exam Fee:

MICROFILMED
OCT 18 1996

#79
WR0749NP
No. 63-00212

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/03/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SUSIE CAMPBELL	06/01/1882	IRRIGATION	00-00 00-00	0.60 CFS	
TOTAL DIVERSION:					0.60 CFS	

Water Source: BOISE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03N R02E S05 SENE

ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
03N	01E	27	:	I																:	

Pou County: ADA

Remarks: WATER CARRIED IN THURMAN MILL SLOUGH.

Dates:	App. Received:	Priority Date:	06/01/1882
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 63 Field Exam Fee:

MICROFILMED
OCT 18 1996

WR0749NP
No. 63-00214B

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/04/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SONORA JOPLIN	06/01/1882	IRRIGATION	00-00 00-00	3.00 CFS	SHOULD BE
TOTAL DIVERSION:					3.00 CFS	2.2 CFS

Water Source: BOISE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03N R02E S05 SENE

ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
04N	01E	21	:					:					:			I	I	I	:			I		:	

Pou County: ADA

Remarks: WATER CARRIED IN THURMAN MILL SLOUGH.

Dates:	App. Received:	Priority Date:	06/01/1882
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 63 Field Exam Fee:

NOTE: .8 cfs of this right appears to have been delivered to the Warm Springs Ditch Co. per the Boise River Decree Book (distribution portion) although the Dept. has no transfer for this in their records.

There is a transfer # 412 transferring .4 cfs - copy attached.

Therefore, since original right was for 3.4 cfs - .8 cfs + -.4 cfs this right should show 2.2 cfs remaining for Thurman Mill Ditch Co. rather than the 3.0 cfs listed above. Discrepancy is .4 cfs. Not recorded in Dept records as belonging to Warm Springs.

#84
WR0749NP
No. 63-00219

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/03/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ANDREW J. JOPLIN	06/01/1882	IRRIGATION	00-00 00-00	2.86 CFS	
TOTAL DIVERSION:					2.86 CFS	

Water Source: BOISE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03N R02E S05 SENE

ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
04N	01E	21	:						07-1		08-1				I					I				

Pou County: ADA

Remarks: WATER CARRIED IN THURMAN MILL SLOUGH.

Dates:	App. Received:	Priority Date:	06/01/1882
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 63 Field Exam Fee:

NOTE: 1/2 approx. (1.36 cfs) of this right shows up under the Warm Springs Ditch Co. + 1.5 cfs shows up under the Thurman Mill Ditch. No transfers are shown in the Boise River Book, however, it must have occurred prior to the book being printed.

1.5 cfs in Boise River Book

RECEIVED
OCT 18 1996
MID-PROVIDENCE

THURMAN MILL DITCH COMPANY

ADDITIONAL INFORMATION

DATE: JUNE 8, 2005

BY: Mel Schulte

The main contacts for Thurman Mill Ditch Company are Bart DeChambeau, President, and his wife Bonnie, Secretary (376-3769). They became officers mid-way through the claim review process. I met with them personally to explain the importance of the boundary/place of use map and requested they provide us with the number of shares in the company's records. I made several telephone requests for a boundary/place of use map that had been reviewed by the company and the shareholder information previously requested. The amended map was not provided until the notice of error period and we still have not received the shareholder information.

The place of use for Thurman Mill is made up mostly of land in the heart of Garden City that has experienced a great deal of change through the years from irrigated farms to residential, commercial and light industrial uses. A lot of the irrigated land is composed of small lawn and garden areas that are very difficult to estimate the acres irrigated. It was my intention to use the shareholder information and digitized information to cover the company's decreed rights but without cooperation from the company it is not possible to use this approach.

Another problem associated with Thurman Mill is the fact their ditch system carries not only their own water, but also the rights owned by Warm Springs Ditch Company and Drainage District No. 4. After the water is co-mingled it is impossible to know whose water is delivered to which entities users. It appears their delivery ditch is inadequate to carry all of the decreed and other water allocated to it in any one single diversion. Also, the volume of water diverted into the Thurman Mill canal has decreased through the years.

The Thurman Mill delivery system is made up of numerous smaller laterals and ditches in addition to the main canal. The main canal is approximately 9-10 miles long and the amount of water required as carry water in order to push water from the river diversion to the end could be substantial.

The acreage limitation of 1782 acres is based on one acre per inch of decreed water as we have used in other recommendations. The number of digitized acres for larger parcels within the boundary is 1271.1 acres but this number does not include all of the smaller uses and subdivisions.

There may be an overlap of boundaries between Thurman Mill and Fairview Acres Water Users west of Veterans Parkway. This determination cannot be made until Thurman Mill provides us with a boundary map.

63-19084 was disallowed in favor of Drainage District No 4's claim for the same right. Ringert & Clark represents both DD #4 and Thurman Mill and attorney Bryce Farris has discussed this matter with both organizations.

The diversion rate for 63-30131 was increased from 5.6 cfs to 6.0 cfs because 63-214B right was understated in the water master's records. It is described as having a rate of 2.60 cfs and should be 3.0 cfs. Copies of the water right records are in the file.

The recommendations for Thurman Mill are open for scrutiny.

MTS

The map is an aerial photograph with a color overlay. A blue line traces a path from the top left, through the center, and towards the bottom right. A yellow line follows a similar but slightly different path, mostly parallel to the blue one. The area between these lines is filled with a red and white dotted pattern. The background is a complex mosaic of red, blue, and grey patches, representing different land uses or terrain. In the top left corner, the text 'T04N, R01E' is visible. Below it, the number '16' is printed. The title box is located in the upper right quadrant of the map.

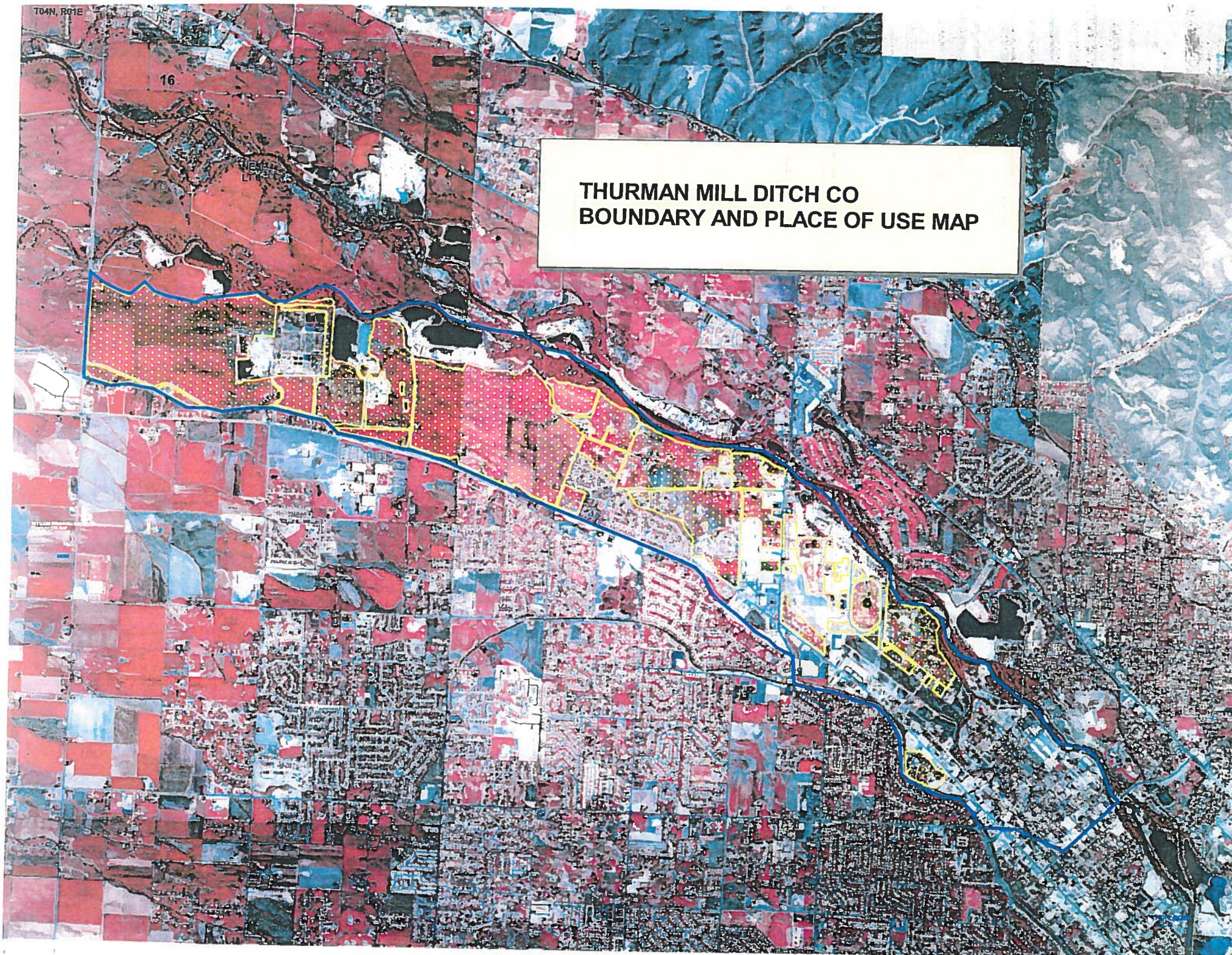
**THURMAN MILL DITCH CO
BOUNDARY AND PLACE OF USE MAP**

T04N, R01E

16

NEED
L.P.

**THURMAN MILL DITCH CO
BOUNDARY AND PLACE OF USE MAP**



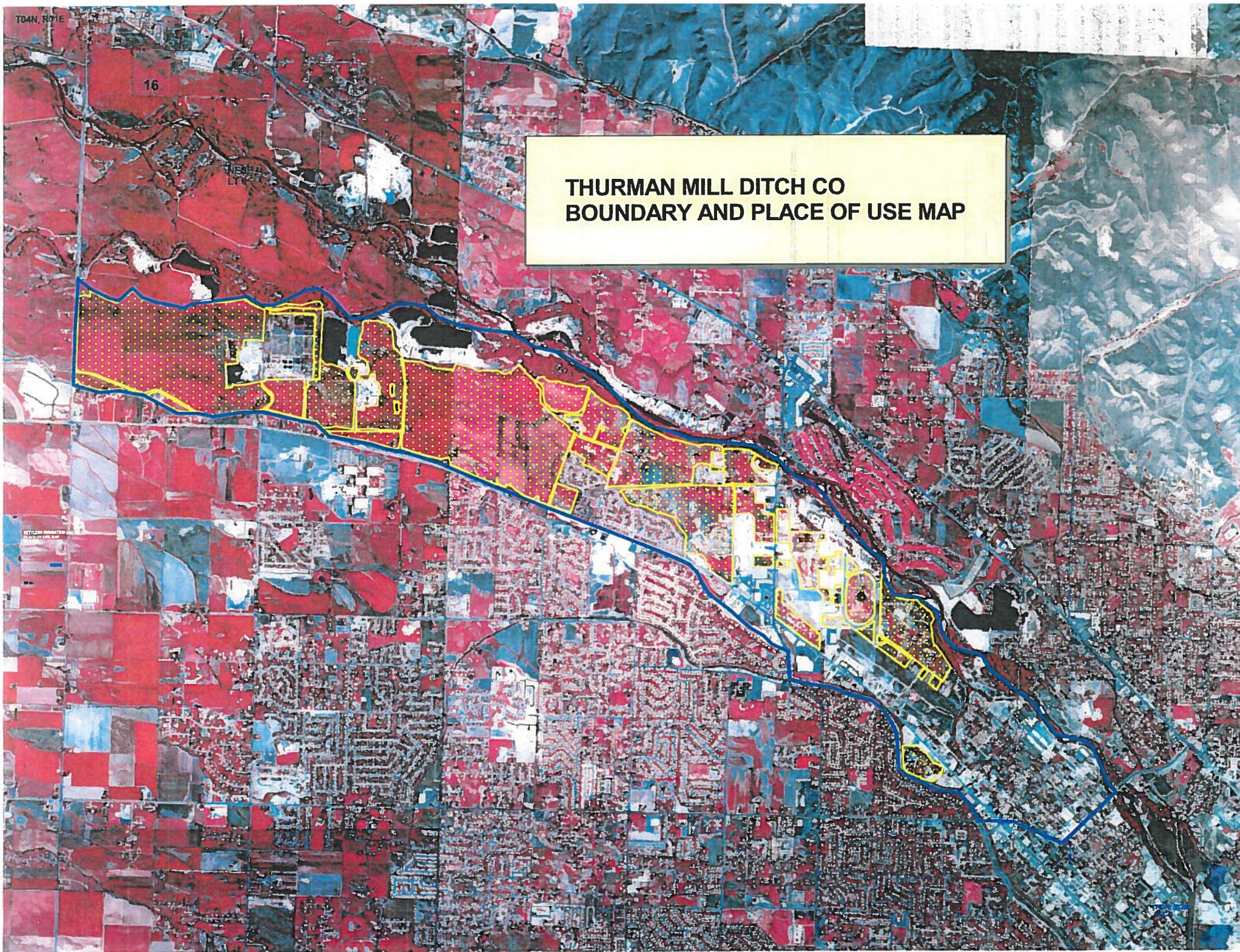
T04N, R01E

16

NE 1/4
LY

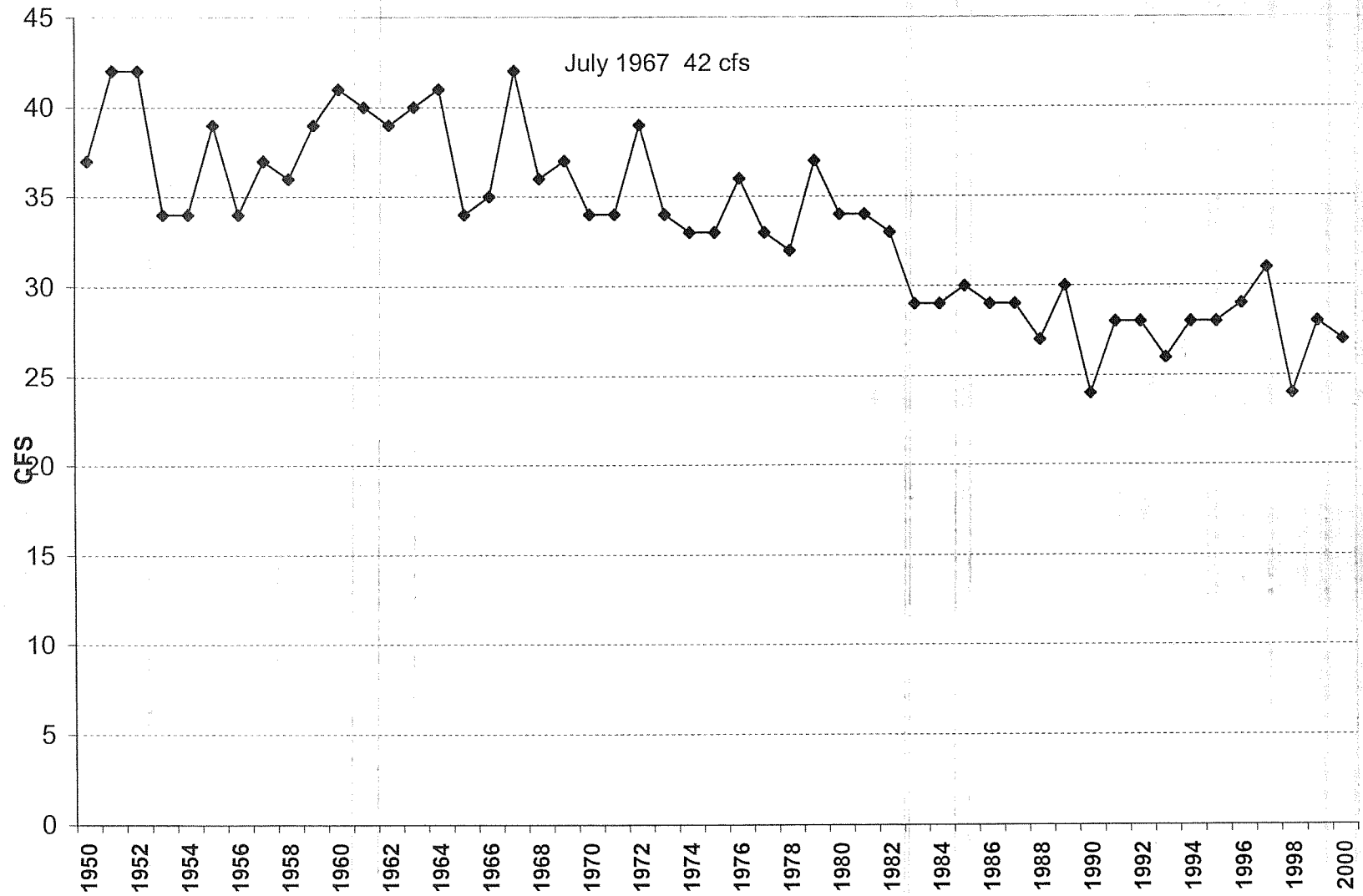
**THURMAN MILL DITCH CO
BOUNDARY AND PLACE OF USE MAP**

STUDY AREA
BOUNDARY
PLACE OF USE MAP



MAXIMUM MONTHLY DIVERSION 1950-2000

13205622 THURMAN MILL CANAL



13205622	HISTORIC DIVERSION OF THURMAN MILL CANAL										(CFS)				
W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN		
1950	5	0	0	0	0	0	12	36	37	36	31	18	175		
1951	7	0	0	0	0	0	18	42	34	33	28	18	180		
1952	7	0	0	0	0	0	8	31	42	31	28	20	167		
1953	7	0	0	0	0	0	17	33	20	34	24	17	151		
1954	5	0	0	0	0	0	10	34	29	29	24	20	152		
1955	7	0	0	0	0	0	0	16	39	29	36	24	150		
1956	7	0	0	0	0	0	12	33	24	34	31	20	160		
1957	7	0	0	0	0	0	3	31	30	37	34	22	164		
1958	8	0	0	0	0	0	2	28	32	36	31	20	156		
1959	7	0	0	0	0	0	18	28	37	39	33	15	176		
1960	3	0	0	0	0	0	8	31	39	41	33	18	173		
1961	7	0	0	0	0	0	8	37	40	29	31	24	176		
1962	3	0	0	0	0	0	15	34	37	39	31	29	188		
1963	7	0	0	0	0	0	0	36	40	39	29	20	171		
1964	7	0	0	0	0	0	7	34	32	39	41	24	183		
1965	7	0	0	0	0	0	2	31	34	31	29	29	161		
1966	16	0	0	0	0	0	13	28	35	31	28	22	173		
1967	8	0	0	0	0	0	3	34	32	42	31	22	173		
1968	8	0	0	0	0	0	17	36	34	33	21	24	172		
1969	5	0	0	0	0	0	20	37	37	34	34	22	190		
1970	7	0	0	0	0	0	7	34	29	31	31	17	155		
1971	2	0	0	0	0	0	5	34	34	26	33	18	151		
1972	8	0	0	0	0	0	0	39	37	37	33	18	173		
1973	8	0	0	0	0	0	17	34	34	33	28	20	173		
1974	3	0	0	0	0	0	2	33	32	20	28	20	137		
1975	5	0	0	0	0	0	0	23	30	33	28	22	140		
1976	8	0	0	0	0	0	3	31	30	36	29	17	155		
1977	0	0	0	0	0	0	22	29	32	33	28	17	160		
1978	0	0	0	0	0	0	0	28	32	26	24	17	127		
1979	11	0	0	0	0	0	5	36	37	31	28	25	173		
1980	8	0	0	0	0	0	13	31	30	34	33	22	171		
1981	7	0	0	0	0	0	13	34	34	34	31	29	181		
1982	7	0	0	0	0	0	0	33	27	29	28	25	148		
1983	8	0	0	0	0	0	7	24	29	26	24	20	138		
1984	10	0	0	0	0	0	5	21	29	29	29	27	150		
1985	10	0	0	0	0	0	12	28	30	29	26	18	153		
1986	7	0	0	0	0	0	15	23	29	29	23	17	142		
1987	5	0	0	0	0	0	13	29	29	28	26	20	150		
1988	8	0	0	0	0	0	12	26	27	24	21	17	135		
1989	7	0	0	0	0	0	8	29	30	28	24	20	147		
1990	7	0	0	0	0	0	12	24	20	21	21	18	124		
1991	7	0	0	0	0	0	13	24	27	28	26	20	145		
1992	7	0	0	0	0	0	12	28	24	23	21	20	134		
1993	0	0	0	0	0	0	8	26	24	26	23	20	127		
1994	13	0	0	0	0	0	13	28	27	26	24	24	155		
1995	16	0	0	0	0	0	12	26	27	28	24	24	157		
1996	13	0	0	0	0	0	10	26	29	29	23	20	150		
1997	10	0	0	0	0	0	12	21	29	31	24	22	148		
1998	10	0	0	0	0	0	15	16	20	24	24	24	134		
1999	10	0	0	0	0	0	13	28	27	24	24	22	148		
2000	10	0	0	0	0	0	7	26	27	24	23	20	137		
AVERAGE:															
1950-2000	7	0	0	0	0	0	9	30	31	31	28	21	157		

Thurman Memo

1. Water delivered North of Boise River? ^{NO!}
2. " " above Rims South of Chinden? ^{NO!}
3. Water delivered to rims North of Chinden & East of Eagle Lake? ^{NO!}
4. Sheds still appropriate to gravel Banks and sewer pond area? ^{Yes}
5. Fairgrounds included in boundary - sheds appropriate? ^{Yes!}
6. Boundary overlap with Fairview area West of Veterans Parkway?

→ Paid for 1575 acres
Stewart decree map = 1810 acres - approx
Need 1782 acres @ 1" / acre for 35.64 gfs
Rain acres total ~~1575~~ ?
Digitized acres = 1373.6 1271 + subdivisions and small parcels

STEWART AND BRYAN DECREES GROUPED UNDER CANAL HEADINGS

CHART NO. 3

NAME OF CANAL	CHANGE IN P. OF D.	TRANSFER	PRIORITY NO.	DATE	AMOUNT DECREED			TOTAL SEC. FT.
					STEWART DECREE	INTERVENORS STEWART DECREE	BRYAN DECREE	INCHES
SIEBENBERG			9	6-1-1865	13.42			671
		105*	9	6-1-1865	.50*			25*
		717*	9	6-1-1865	.64*			32*
								12.28
THURMAN MILL			7	6-1-1864	3.30 -			165
			10	6-1-1865	1.20 -	+ .40		60
			11	6-1-1865	.66 -			33
			36	6-1-1868	14.10 -			705
			37	6-1-1868	3.70 -			185
			42	6-1-1869	1.60 -			80
			55	6-1-1872	.70 -			35
			56	6-1-1872	1.40 -			70
			62	6-1-1876	.44 -			22
			75	6-1-1880	2.40 -			120
			76	10-20-1880	.90 -			45
			78	6-1-1882	.90 -			45
			79	6-1-1882	.60 -			30
			81	6-1-1882	2.60 -	(3.0)		130
			84	6-1-1882	1.50 -			75
			87	6-1-1883	.90 -			45
			128	7-1-1895	.66 -			33
		412*	81	6-1-1882	.40*			20*
		736*	37	6-1-1868	1.00* -			50*
		871*	36	6-1-1868	.288* -			14.4*
		872*	36	6-1-1868	.22* -			11*
	3373*	3373*	36	6-1-1868	.814* -			40.7*
								34.838
						35.6440		
UPPER CENTER POINT			23	6-1-1865	3.20			160
			24	6-1-1865	2.40			120
			25	6-1-1865	3.94			197
			26	6-1-1865	1.60			80
			27	6-1-1865	1.58			79
	71*		24	6-1-1865	.80*			40*
	85*		24	6-1-1865	.50*			25*
	148		96	10-1-1887	3.00			150
	159*		24	6-1-1865	.10*			5*
	289		89	11-9-1883	.50			25
								14.82

*SUBTRACT

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Volume(af)	Source	Water Use(s)	Source Table
63	135		Decreed	Active	1864-06-01	3.3		BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD (Current)
63	176		Decreed	Active	1869-06-01	1.6		BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD (Current)
63	193		Decreed	Active	1876-06-01	0.44		BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD (Current)
63	210		Decreed	Active	1880-06-01	2.4		BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD (Current)
63	211		Decreed	Active	1880-10-20	0.9		BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD (Current)
63	221		Decreed	Active	1883-06-01	0.9		BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD (Current)
63	250		Decreed	Active	1895-07-01	0.66		BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD (Current)
63	3618	M	Permit	Active	1/1/1955		800	BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	THURMAN MILL DITCH CO LTD (Current)
63	19084		Decreed	Active	8/13/1925	11.42		waste water	IRRIGATION	THURMAN MILL DITCH CO LTD (Current)
63	30125		Decreed	Active	1865-06-01	1.86		BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD (Current)
63	30129		Decreed	Active	1872-06-01	2.1		BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD (Current)
63	30130		Decreed	Active	1868-06-01	* 17.8	= 15.48	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD (Current)
63	30131		Decreed	Active	1882-06-01	5.6		BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD (Current)

* 37.56 cfs = Boise River decrees as claimed
 11.42 " = credited waste water

* Not claimed by 2.32 35.24 = correct amount after deducting 2.32 cfs
 $35.24 \div 0.2 = 1762 \text{ acres}$

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Priority</u>	<u>Date</u>	<u>Rate(cfs)</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner/Version</u>	<u>Source Table</u>
63	135	OK	Decreed	1864-06-01	103.6	3.3	BOISE RIVER IRRIGATION	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	
63	176		Decreed	1869-06-01	169	1.6	BOISE RIVER IRRIGATION	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	
63	193		Decreed	1876-06-01	12	0.44	BOISE RIVER IRRIGATION	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	
63	210		Decreed	1880-06-01	103.6	2.4	BOISE RIVER IRRIGATION	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	
63	211		Decreed	1880-10-20	35	0.9	BOISE RIVER IRRIGATION	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	
63	221		Decreed	1883-06-01	37.7	0.9	BOISE RIVER IRRIGATION	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	
63	250		Decreed	1895-07-01	38.1	0.66	BOISE RIVER IRRIGATION	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	
63	3618 M		Permit	1/1/1955			BOISE RIVER IRRIGATION	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	
63	19084		Decreed	8/13/1925	758	11.42	IRRIGATION	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	
63	30125		Decreed	1865-06-01	68.9	1.86	BOISE RIVER IRRIGATION	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	
63	30129		Decreed	1872-06-01	34.1	2.1	BOISE RIVER IRRIGATION	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	
63	30130		Decreed	1868-06-01	103.6	17.8	BOISE RIVER IRRIGATION*	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	
63	30131		Decreed	1882-06-01	281.9	5.6	BOISE RIVER IRRIGATION	THURMAN MILL DITCH CO LT	wrAdjudicationClaim	

$1925.5 \quad 48.98 \text{ cfs} \quad * \text{ overclaimed}$
 $- 11.42 = \text{waste water}$
 $\underline{37.56} = \text{decrees} - \text{should be } 35.24$

$35.24 \div 0.2 = 176.2 \text{ acres}$

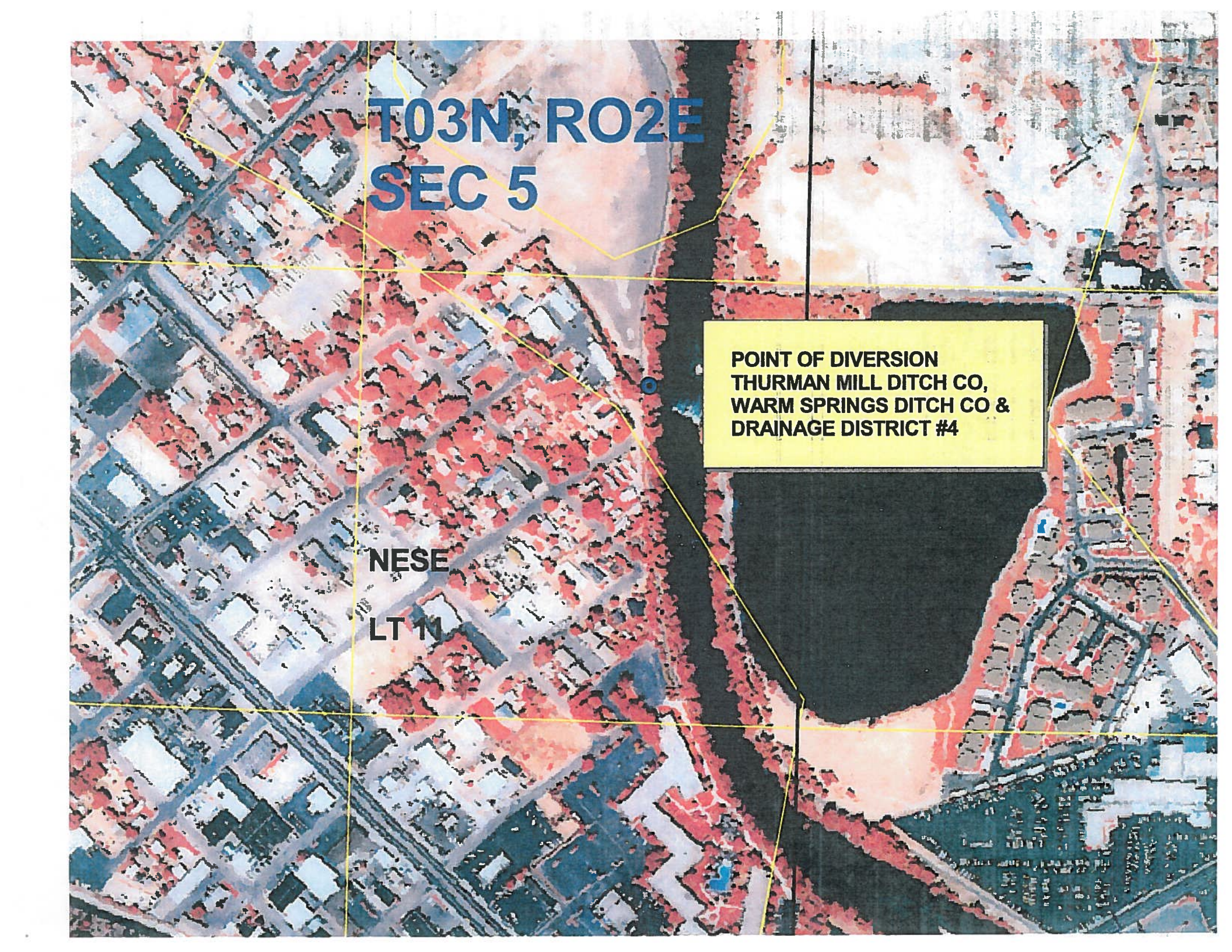
BasinNumber	SequenceNum	SplitSuffix	OrganizationName	Agent
63	✓ 135		THURMAN MILL DITCH COMPANY LT	Mel
63	✓ 176		THURMAN MILL DITCH COMPANY LT	Mel
63	✓ 193		THURMAN MILL DITCH COMPANY LT	Mel
63	✓ 210		THURMAN MILL DITCH COMPANY LT	Mel
63	✓ 211		THURMAN MILL DITCH COMPANY LT	Mel
63	✓ 221		THURMAN MILL DITCH COMPANY LT	Mel
63	✓ 250		THURMAN MILL DITCH COMPANY LT	Mel
63	✓ 19084		THURMAN MILL DITCH COMPANY LT	Mel
~~63~~	~~19084~~		THURMAN MILL DITCH COMPANY LT	Mel
63	✓ 30125	139 & 141	THURMAN MILL DITCH COMPANY LT	Mel
63	✓ 30129	142 & 143	THURMAN MILL DITCH COMPANY LT	Mel
63	✓ 30130	169 & 170 B	THURMAN MILL DITCH COMPANY LT	Mel
63	✓ 30131	140, 212,	THURMAN MILL DITCH COMPANY LT	Mel

~~Copy~~ Part of
214B & 219

**THURMAN MILL DITCH COMPANY
BOUNDARY AND PLACE OF USE MAP
DIGITIZED ACRES = 1373.6**

8-2-04

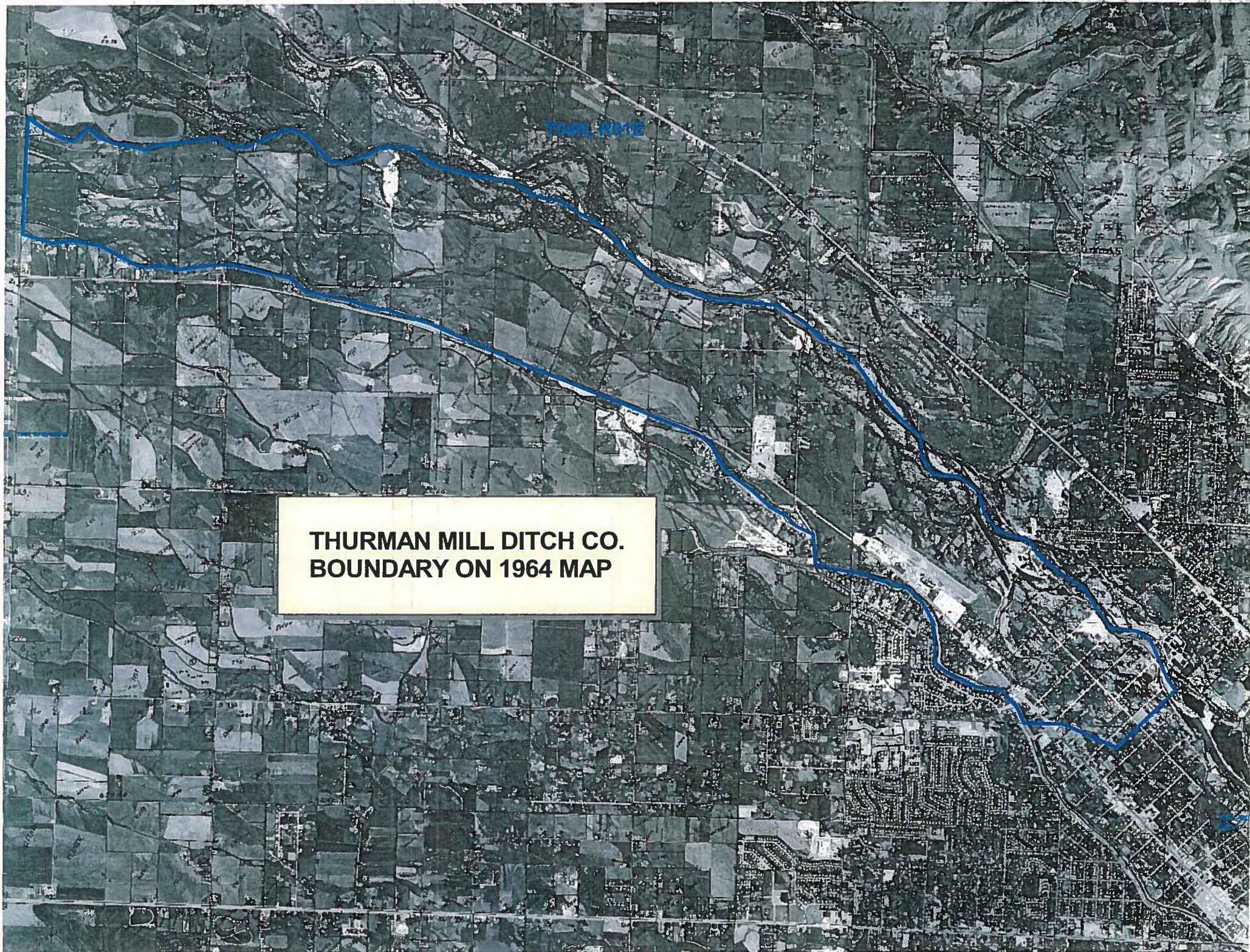
The company failed to
provide a boundary and
place of use map. The
draft is the best guess
possible using the water
right claims and the
physical nature of the
area.



**T03N, R02E
SEC 5**

**POINT OF DIVERSION
THURMAN MILL DITCH CO,
WARM SPRINGS DITCH CO &
DRAINAGE DISTRICT #4**

**NESE
LT 11**

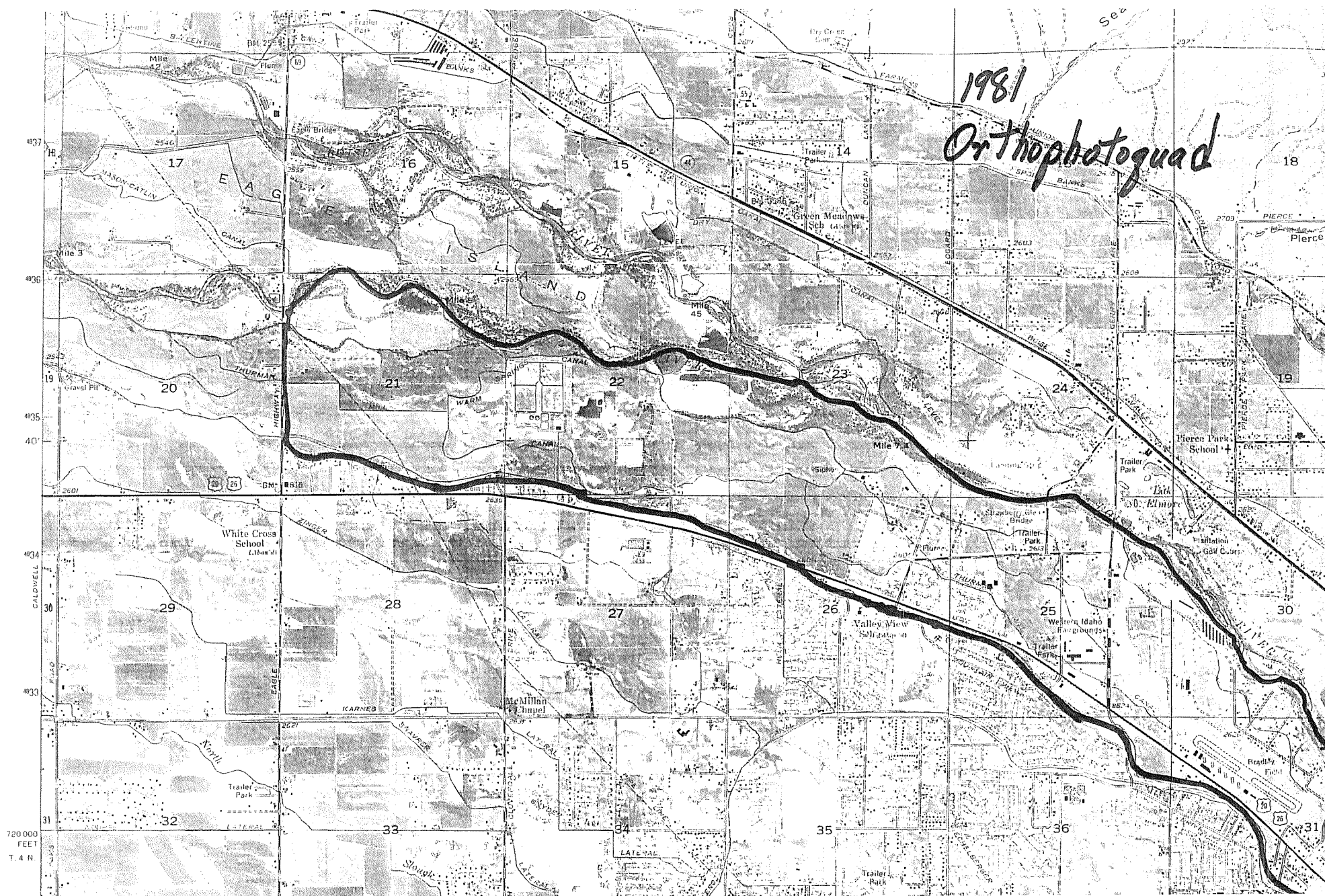


T04N, R01E

**THURMAN MILL DITCH CO.
BOUNDARY ON 1964 MAP**

8-2-04
POD search for 3N, 2E, 5, NESE

Source Ta App.ID



Thurman Mill Ditch Co
Stewart Decree acres = 1810

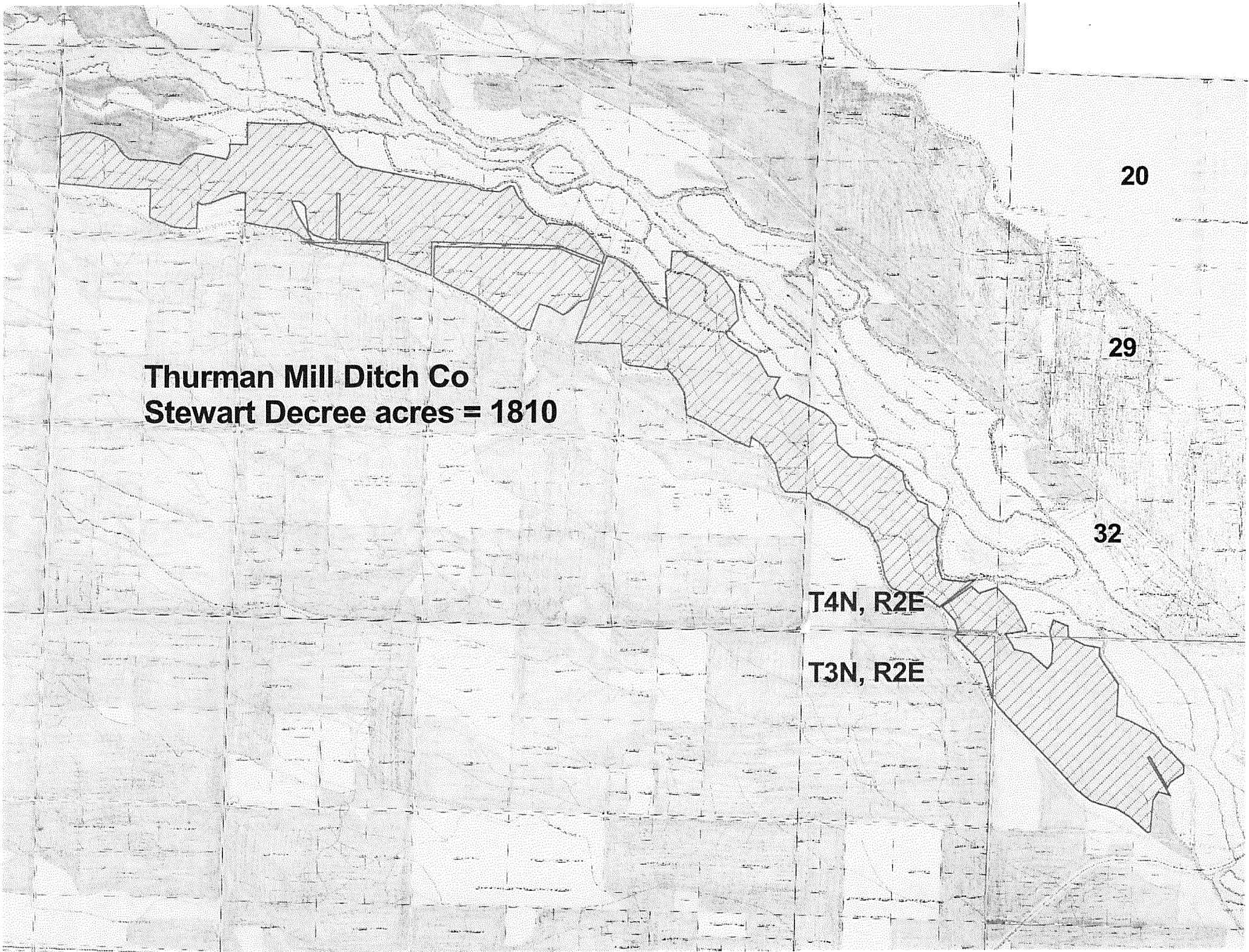
T4N, R2E

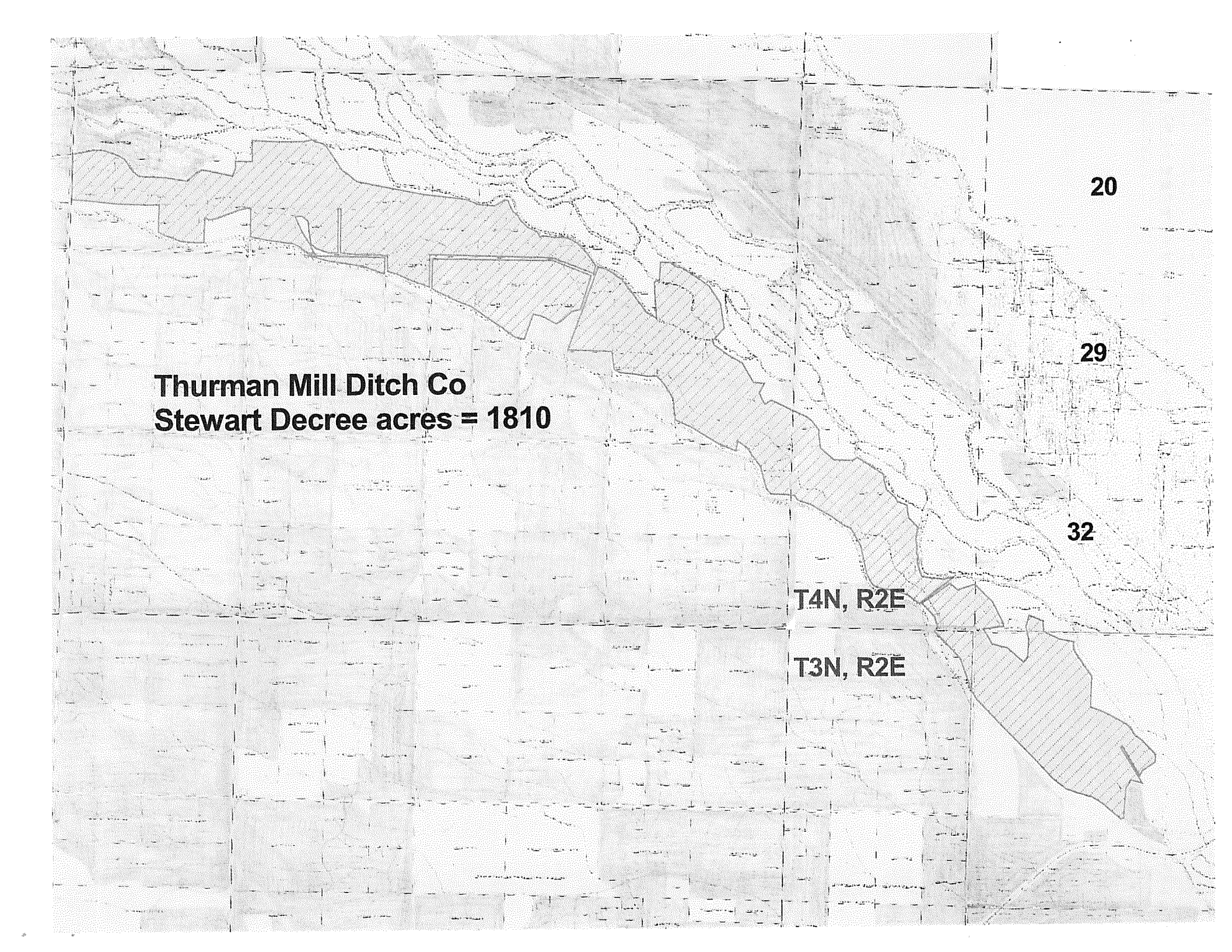
T3N, R2E

20

29

32





Thurman Mill Ditch Co
Stewart Decree acres = 1810

20

29

32

T4N, R2E

T3N, R2E

Thurman Mill Ditch Co
Stewart Decree acres = 1810

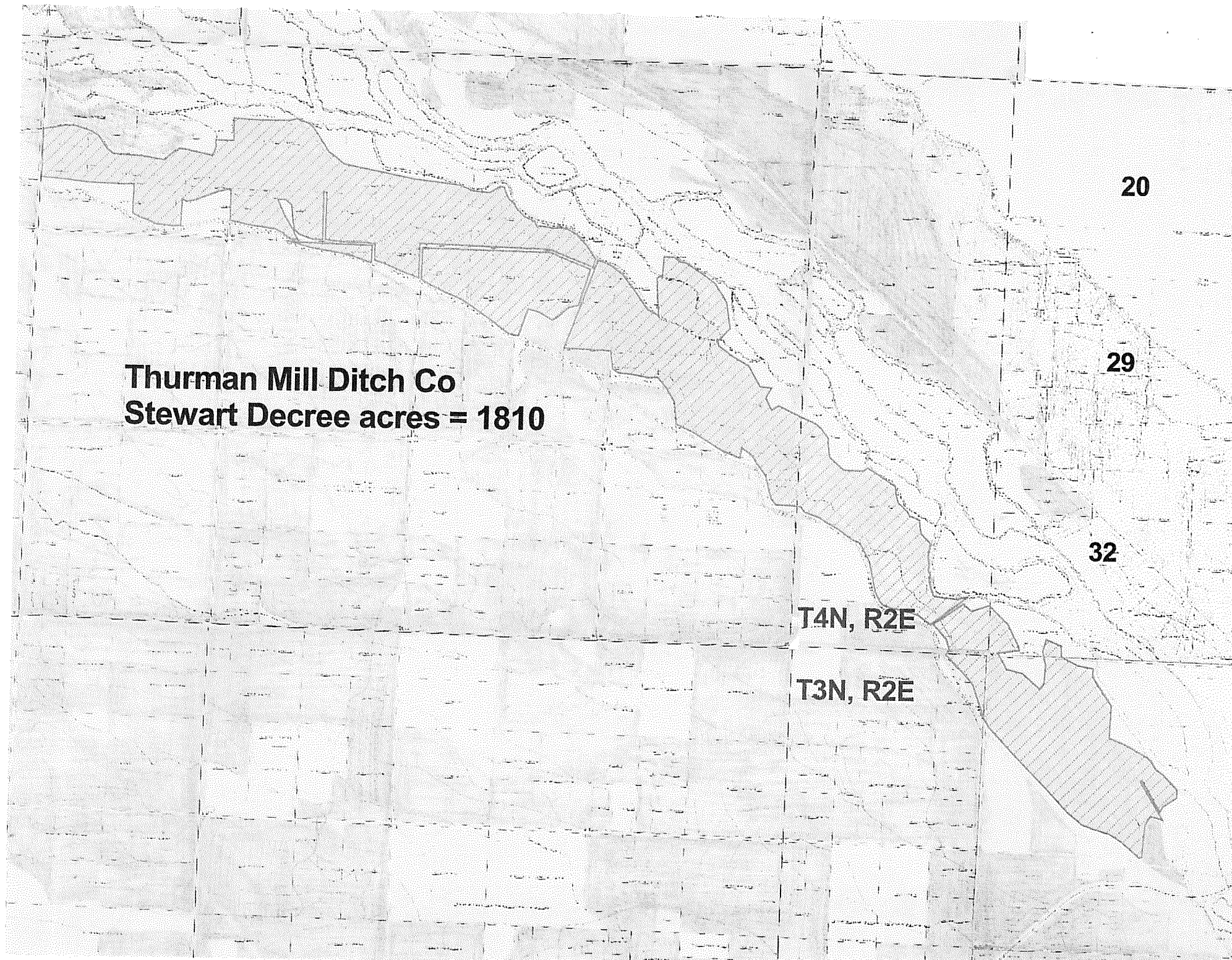
20

29

32

T4N, R2E

T3N, R2E



06/23/2005

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

RIGHT NUMBER: 63-30131

NAME AND ADDRESS: THURMAN MILL DITCH CO LTD
10611 W TREELINE CT
BOISE ID 83713

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 6.000 CFS

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 preceding 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 preceding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 06/01/1882

POINT OF DIVERSION:
T03N R02E S5 NESE Lot 11 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	6.000 CFS
Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; 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:

1782 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 IS LIMITED TO THE IRRIGATION OF 1782 ACRES WITHIN THE BOUNDARY OF THURMAN MILL 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

DESIGNATED AS NOS 78, 79, 81 AND 84 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTERS RECORDS

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 63-140, 63-212, 63-214B AND 63-219 (PART)

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-176, 63-193, 63-210, 63-211, 63-221, 63-250, 63-31936, 63-135, 63-30129, 63-30125, 63-30130, 63-192, 63-19425, 63-216C

WATER IS DELIVERED THROUGH THE THURMAN MILL CANAL

RECEIVED

JUN 23 2005

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR

REPLY

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: June 24, 2005

Water Right Number: 63-30131

THURMAN MILL DITCH CO LTD
10611 W TREELINE CT
BOISE, ID 83713
Telephone Number: (208)376-3769

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
PERIOD OF USE: QUANTITY: 5.600 CFS
2. Describe the changes you wish to make in the proposed recommendation:
PERIOD OF USE: QUANTITY: 6.000 CFS
3. Give a brief explanation as to why you disagree with these portions:
Water right no. 63-30131 includes Stewart and Bryant Decree nos. 78 for 0.90 cfs, 79 for 0.60 cfs, 81 for 3.00 cfs, and 84 for 1.50 cfs. The total cfs for this water right is 6.00. *Correct - 63-214B is understated in the water-master's records.*

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

DATE: 6/22/05

SIGNATURE: *[Signature]*

Please print your name: S. Bryce Ferris

RECEIVED

JUN 23 2005

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR

REPLY

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: June 24, 2005

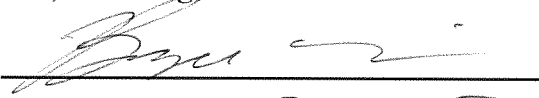
Water Right Number: 63-30131

THURMAN MILL DITCH CO LTD
10611 W TREELINE CT
BOISE, ID 83713
Telephone Number: (208)376-3769

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
Place of use:
1373.6 ACRES TOTAL
2. Describe the changes you wish to make in the proposed recommendation:
Place of Use: 1782 ACRES TOTAL
3. Give a brief explanation as to why you disagree with these portions:
Based on an application of one inch to the acre, the total irrigated acres for any given season should be 1782.

_____ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 6/22/05

SIGNATURE: 

Please print your name: S. Bryce Ferris

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-30131Owner: Thurman Mule Ditch Co. Phone No. See 63-135

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER See 63-135
- ☐ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 64-1882(If priority date, based on your exam, seems questionable, explain below.)

_____Source: Boise River Tributary to Snake River

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
	11		NE	SE	5	3N	2E	Ada	GPS + USGS topo map

Description of diverting works

See 63-135**OVERLAP REVIEW**

Other water rights with the same point of diversion:

See 63-135

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES☐ No change☐ Different Uses

Use Irrigation From 3-1 To 11-15 Amount 5.6 CFS 6.0 - connected during notice of error AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only NA

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA
- ☐ Changes found, the new total is, Amount _____ CFS _____ AFA
- ☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:☐ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☐ No Change☒ Changes shown below:

Limited to 1782 acres within the boundary Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: See 63-136

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: See 63-135

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
NH					

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Designated as Nos 78, 79, 81, 84

The diversion rate recommended is the claimed rate.

It appears part of 63-219 may not have been

claimed but the portion in this claim is supported

by the water master's historical records.

Combination of 63-140, 212, 214B and 219 part.

63-30131

STEWART AND BRYAN DECREES GROUPED UNDER CANAL HEADINGS

CHART NO. 3

NAME OF CANAL	CHANGE IN P. OF D.	TRANSFER	PRIORITY NO.	DATE	AMOUNT DECREED			TOTAL INCHES	TOTAL SEC. FT.
					STEWART DECREE	INTERVENORS STEWART DECREE	BRYAN DECREE		
SIEBENBERG			9	6-1-1865	13.42			671	
		105*	9	6-1-1865	.50*			25*	
		717*	9	6-1-1865	.64*			32*	12.28
THURMAN MILL			7	6-1-1864	3.30			165	
			10	6-1-1865	1.20			60	
			11	6-1-1865	.66			33	
			36	6-1-1868	14.10			705	
			37	6-1-1868	3.70			185	
			42	6-1-1869	1.60			80	
			55	6-1-1872	.70			35	
			56	6-1-1872	1.40			70	
			62	6-1-1876	.44			22	
			75	6-1-1880	2.40			120	
			76	10-20-1880	.90			45	
			78	6-1-1882	.90			45	
			79	6-1-1882	.60			30	
			81	6-1-1882	2.60			130	
			84	6-1-1882	1.50			75	
			87	6-1-1883	.90			45	
			128	7-1-1895	.66			33	
		412*	81	6-1-1882	.40*			20*	
		736*	37	6-1-1868	1.00*			50*	
		871*	36	6-1-1868	.288*			14.4*	
		872*	36	6-1-1868	.22*			11*	
3373*		3373*	36	6-1-1868	.814*			40.7*	34.838
UPPER CENTER POINT			23	6-1-1865	3.20			160	
			24	6-1-1865	2.40			120	
			25	6-1-1865	3.94			197	
			26	6-1-1865	1.60			80	
			27	6-1-1865	1.58			79	
	71*		24	6-1-1865	.80*			40*	
	85*		24	6-1-1865	.50*			25*	
	148		96	10-1-1887	3.00			150	
	159*		24	6-1-1865	.10*			5*	
289			89	11-9-1883	.50			25	14.82

63-30131
 wrong = 3.0

*SUBTRACT

(9)

63-30131

X.

That the defendant ALLEN V. WEBSTER be, and he is hereby awarded the use of the waters of Boise River, diverted from a point on said river in SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon lots 5, 6, 7 and 11, and NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 22, T. 4 N. R. 1 E. B.M., excepting therefrom a piece of land commencing at the SE corner of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and running thence west 12.32 chains, thence north 28 chains, thence south 42 $\frac{1}{2}$ degrees east 10.92 chains, thence east 5 chains, thence south 20 chains to place of beginning, in the following amounts and from the following dates;

60 inches, from June 1, 1865; and hereby designated as Right No. 10.
45 inches, from June 1, 1882; and hereby designated as Right No. 78.

63 0140

And be adjudged to pay \$7.35 costs, in addition to the costs incurred by him.

XI.

That the defendant J. F. YARYAN be, and he is hereby awarded the use of the waters of Boise River, diverted from a point on said river in SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon lot 8, Sec. 23, T. 4 N. R. 1 E. B.M., in the following amount from the following date;

63 0141

33 inches, from June 1, 1865; and hereby designated as Right No. 11.

For use upon the following described tract of land; commencing at SE corner of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 22, T. 4 N. R. 1 E. B.M., running thence west 12.32 chains, thence north 28 chains, thence south 42 $\frac{1}{2}$ degrees east 10.91 chains, thence east 5 chains, thence south 20 chains to place of beginning, in the following amount from the following date;

63 0142

35 inches, from June 1, 1872; and hereby designated as Right No. 55.

For use upon the SE $\frac{1}{4}$ and lot 10 of Sec. 22, T. 4 N. R. 1 E. B.M., in the following amount from the following date;

63 0143

70 inches, from June 1, 1872; and hereby designated as Right No. 56.

And be adjudged to pay \$9.66 costs, in addition to the costs incurred by him.

MICROFILMED

JUN 21 1996

63-30131

RECEIVED

MAR 13 1969

6880K 27

Department of Reclamation

LXIV.

That the defendant Isham Joplin be, and he is hereby awarded the use of the waters of Boise River, diverted at a point in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon the E. 1/2 of SE 1/4 of Sec. 21, and SW 1/4 of SW 1/4 of Sec. 22, all in T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0210

120 inches, from June 1, 1880, and hereby designated as Right No. 75. And be adjudged to pay \$8.40 costs in addition to the costs incurred by him.

LXV.

That the defendant JOSEPH GOBLE be, and he is hereby awarded the use of the waters of Boise River, diverted from said river at a point in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon the SW 1/4 of SE 1/4 of Sec. 22, T. 4 N. R. 1 E. B.M., in the following amount from the following date;

63 0211

45 inches, from Oct. 20, 1880, and hereby designated as Right No. 76. And be adjudged to pay \$3.15 costs in addition to the costs incurred by him.

LXVI.

That the defendant SUSIE CAMPBELL be, and she is hereby awarded the use of the waters of Boise River, diverted from said river at a point in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon the following described tract of land; commencing at the NE corner of Sec. 27, T. 3 N. R. 1 E. B.M., and running thence south along the section line between sections 26 and 27 in said township and range to the bottom of the foot of the bluff that runs east and west through the NE 1/4 of NE 1/4 of said section 27, running thence in a westerly direction, following the bottom or foot of said bluff to the west line of said NE 1/4 of NE 1/4 of said section 27, thence north along said line to the NW corner of said NE 1/4 of NE 1/4 of section 27, thence east along the north line of said Sec. 27 to place of beginning, in the following amount and from the following date;

63 0212

30 inches, from June 1, 1882, and hereby designated as Right No. 79. And be adjudged to pay \$2.10 costs in addition to the costs incurred by her,

JUN 2 1969

63-30131

LXVII.

That the defendant J. T. BARBER be, and he is hereby awarded the use of the waters of Boise River, diverted from said river at a point in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon lands lying under said ditch in Sec. 19, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0213
-1647

80 inches, from June 1, 1882; and hereby designated as Right No. 80. And be adjudged to pay \$5.60 costs in addition to the costs incurred by him.

LXVIII.

That the defendant SONORA JOPLIN is entitled to the use of the waters of Boise River, diverted from said river at a point in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon the NW 1/4 of SW 1/4, and S. 1/2 of S. W. 1/4, and SW 1/4 of SE 1/4 of Sec. 21, T. 4 N. R. 1 E. B.M. in the following amount from the following date;

63 0214
-412

170 inches, from June 1, 1882; and hereby designated as Right No. 81.

For use upon the following described tract; commencing at a point 30 feet south of the corral fence, thence south 69 degrees 30 minutes west 500.3 feet, thence south 315 feet to edge of bluff, thence south 76 degrees east 562 feet along the edge of bluff, thence north 29 degrees 30 minutes east 162 feet, thence north 29 degrees 45 minutes west 409 feet to place of beginning, in lot 3 of Sec. 15, T. 3 N. R. 2 E. B.M., in the following amount from the following date;

63 0215

3 inches, from June 1, 1889, and hereby designated as Right No. 115.

For use upon lots 5 and 6, Sec. 21, T. 4 N. R. 1 E. B. M., in the following amount from the following date;

63 0216

60 inches, from June 1, 1889, and hereby designated as Right No. 116.

And be adjudged to pay \$16.31 costs in addition to the costs incurred by her.

RECORDED

JUN 21 1996

63-30131

LXIX.

That the defendant S. W. HUTCHINSON be, and he is hereby awarded the use of the waters of Boise River, diverted from a point on said river in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon 20 acres of land situated in Sec. 14, T. 4 N. R. 1 E. B.M., in the following amount from the following date;

63 0217

22 inches, from June 1, 1882.; and hereby designated as Right No. 82. And be adjudged to pay \$1.54 costs in addition to the costs incurred by him.

LXX.

That the defendant JOHNSON be, and he is hereby awarded the use of the waters of Boise River, diverted from a point on said river in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon 20 acres of land situated in Sec. 14, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0218

22 inches, from June 1, 1882; and hereby designated as Right No. 83. And be adjudged to pay \$1.54 costs in addition to the costs incurred by him.

LXXI.

That the defendant ANDREW J. JOPLIN be, and he is hereby awarded the use of the waters of Boise River, diverted from a point on said river in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon the NE 1/4 of SW 1/4, and NW 1/4 of SE 1/4, and lots 7 and 8, Sec. 21, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0219

143 inches, from June 1, 1882; and hereby designated as Right No. 84.

And be adjudged to pay \$10.01 costs in addition to the costs incurred by him.

MICROFILMED

JUN 21 1996

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-30131

WATER RIGHT NUMBER: 63-30131

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THURMAN MILL DITCH co LTD 10611 W TREELINE COURT BOISE, ID 83713 (208)376-3769

Priority Date: 06/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15	11/15	5.600 CFS	
	<u>Total Diversion:</u>		5.600 CFS	

Location of Point(s) of Diversion

BOISE RIVER	NE1/4SE1/4	Sec. 5, Twp 03N, Rge 02E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R01E S21	NESE	40.0	T04N R01E S21	SESE	28.6
T04N R01E S22	SWSW	35.0			
Total Acres: 382.6					

Conditions of Approval:Remarks:

1. General

DESC. OF DIVERTING WORKS: BOISE RIVER -CEMENT HEADGATE WITH LOCKED GATES AND APRON EXTENDING ACROSS BOISE RIVER WITH COL LAPSIBLE STEEL STANCHIONS. JUNCTION DRAIN-24" PIPE ABOUT 50' LONG USING A SMALL EARTH DAM AS OCCASION MAY REQUIRE.

REMARKS: THE HARTSON DECREE DATED 8-13-25 DIRECTED DIVERSION OF 570.98" (11.42 CFS) OF DRAINAGE WATERS FROM JUNCTION DRAIN INTO THE THURMAN MILL DITCH (CLAIM NO. A63-19084).

NOTE: ON PLACE OF USE CLAIM INDICATES THAT IN SECTION 22, ONLY 42.86% OF THE 108.4 ACRES LISTED ARE CLAIMED UNDER THIS WATER RIGHT. CLAIM LISTS A TOTAL OF 46.46 ACRES IN THAT SECTION RATHER THAN THE TOTAL THAT THE ACRES ADD UP TO WHICH IS 108.4 AS SHOWN ON THIS CLAIM.

THIS CLAIM IS A COMBINATION OF RIGHT NOS. 63-00140, 63-00212, 63-00214B(PORION) & 63-00219(PORION). SEE COPIES OF PROFILE REPORTS IN FILE FOR EXPLANATION OF PORTIONS. AKA RIGHT NOS. 78, 79, 81 & 84 IN BOISE RIVER BOOK.

LAND OWNED BY INDIVIDUAL SHAREHOLDERS IN THE THURMAN MILL DITCH CO.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-30131

Comments:

Dates and Other Information:

Claim Received Date: 10/5/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-214B

WATER RIGHT NUMBER: 63-214B

Owner Type Name and Address

Current Owner SONORA JOPLIN

, ZZ

Priority Date: 06/01/1882

Basis: Decreed

Status: Active

Source

BOISE RIVER

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To

/ to /

Diversion Rate

3.000 CFS

Annual VolumeTotal Diversion:

3.000 CFS

Location of Point(s) of Diversion

BOISE RIVER

SE1/4NE1/4

Sec. 5, Twp 03N, Rge 02E, B.M.

ADA County

Place of UseIRRIGATION Within ADA County

T04N R01E S21

NWSW

T04N R01E S21

SWSW

T04N R01E S21

SESW

T04N R01E S21

SWSE

Conditions of Approval:Remarks:

1. General WATER CARRIED IN THURMAN MILL SLOUGH.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-140

WATER RIGHT NUMBER: 63-140

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ALLEN V WEBSTER
	, ZZ

Priority Date: 06/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	0.900 CFS	
	<u>Total Diversion:</u>	0.900 CFS	

Location of Point(s) of Diversion

BOISE RIVER	SE1/4NE1/4	Sec. 5, Twp 03N, Rge 02E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R01E S22 Lot 7 SWNE	T04N R01E S22 Lot 5 SWNW
T04N R01E S22 Lot 6 SENW	T04N R01E S22 NESW
T04N R01E S22 Lot 11 NWSE	

Conditions of Approval:Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-212

WATER RIGHT NUMBER: 63-212

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SUSIE CAMPBELL
	, ID

Priority Date: 06/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	0.600 CFS	
	<u>Total Diversion:</u>	0.600 CFS	

Location of Point(s) of Diversion

BOISE RIVER	SE1/4NE1/4	Sec. 5, Twp 03N, Rge 02E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T03N R01E S27 NENE

Conditions of Approval:Remarks:

1. General WATER CARRIED IN THURMAN MILL SLOUGH.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-214A

WATER RIGHT NUMBER: 63-214A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CHAS P MACE
	, ID
Original Owner	SONORA JOPLIN
	, ZZ

Priority Date: 06/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	/	to /		
IRRIGATION	/	to /	0.400 CFS	
	<u>Total Diversion:</u>		0.400 CFS	

Location of Point(s) of Diversion

BOISE RIVER	NW1/4NW1/4	Sec. 9,	Twp 03N,	Rge 02E, B.M.
ADA County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	28						X	X										

DOMESTIC same as IRRIGATIONConditions of Approval:

1. TRANS. 412.

Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-214B

WATER RIGHT NUMBER: 63-214B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SONORA JOPLIN
	, ZZ

Priority Date: 06/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	3.000 CFS	
	<u>Total Diversion:</u>	3.000 CFS	

Location of Point(s) of Diversion

BOISE RIVER	SE1/4NE1/4	Sec. 5,	Twp 03N,	Rge 02E, B.M.
ADA County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	21											X	X	X			X	

Conditions of Approval:

1. WATER CARRIED IN THURMAN MILL SLOUGH.

Remarks:Comments:

[illegible]

Water Right Report 63-219

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ANDREW J JOPLIN
	, ZZ

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

Location of Point(s) of Diversion

Place of Use

IRRIGATION Within ADA County

Conditions of Approval:

Remarks:

Comments:

Dates and Other Information:

**T03N, R02E
SEC 5**

**POINT OF DIVERSION
THURMAN MILL DITCH CO,
WARM SPRINGS DITCH CO &
DRAINAGE DISTRICT #4**

**NESE
LT 11**

**THURMAN MILL DITCH CO
BOUNDARY AND PLACE OF USE MAP**

27
T04N, R01E

28

25

30

T04N, R02E

ADJUDICATION MEMORANDUM

CLAIM NO.: See BelowSUBJECT: Request to See FilesEMPLOYEE: Mel SchulteDATE: 9-20-95

Mr. Dale Merrick (342-3563) was in the office on 9-20-95 and requested to review the files for the claims filed by the Thurman Mill Ditch Company listed on the attached summary report. Mr. Merrick reviewed the files independently on this date and indicated he obtained the information he needed.

03/26/1996: An employee of TARCUS, DERRICK, & Montgomery came into the office for copies of the following original claims (no correspondence was copied):

A63-00135 A63-00176 A63-00193 A63-00210 A63-00211

A63-00221 A63-00250 A63-19084 A63-30125 A63-30129

A63-30130 A63-30131

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OCT 18 1996

OD-5816
AJ5816NP
SELECTION FILE: THUR_MILL

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION SOURCE SUMMARY REPORT
BY WATER SOURCE/CURRENT OWNER LAST NAME

DATE: 08/08/95
TIME: 14:27:36
PAGE: 1

WATER RIGHT NUMBER	CURRENT OWNER NAME	PRIORITY DATE	STG	POINT OF DIVERSION	POD FLAG	TOTAL DIVERSION	TOTAL ACRES	WATER USES
=====								
WATER SOURCE: BOISE RIVER								

A63-20040	BOISE CITY CANAL COMPANY	09/01/1921	D	03N 02E 5	SENE	3.010 CFS	575.1	01
A63-20041	BOISE CITY CANAL COMPANY	06/01/1866	D	03N 02E 24	NWNE 1	36.370 CFS	575.1	01,04,19,20,40
A63-20040	BOISE CITY CANAL COMPANY	09/01/1921	D	03N 02E 14	SENE	3.010 CFS	575.1	01
A63-20041	BOISE CITY CANAL COMPANY	06/01/1866	D	03N 02E 5	SENE	36.370 CFS	575.1	01,04,19,20,40
A63-20040	BOISE CITY CANAL COMPANY	09/01/1921	D	03N 02E 24	NWNE 1	3.010 CFS	575.1	01
A63-20041	BOISE CITY CANAL COMPANY	06/01/1866	D	03N 02E 14	SENE	36.370 CFS	575.1	01,04,19,20,40
A63-02360	BOISE VALLEY IRRIGATION DITCH CO	07/19/1921	L	03N 02E 5	NESENE	1.200 CFS	45.0	01
A63-00147	BOISE VALLEY IRRIGATION DITCH CO	06/01/1865	D	03N 02E 5	NESENE	54.580 CFS	2501.0	01
A63-00169F	BOISE WATER CORP	06/01/1868	D	03N 02E 14	NWSENE	0.814 CFS		40
A63-00169F	BOISE WATER CORP	06/01/1868	D	03N 02E 5	SENE	0.814 CFS		40
A63-00165L	BOISE WATER CORP	06/01/1866	D	03N 02E 14	NWSENE 7	0.680 CFS		40
A63-00165L	BOISE WATER CORP	06/01/1866	D	03N 02E 5	SENE	0.680 CFS		40
A63-00123C	FARMERS UNION DITCH CO LTD	06/01/1864	D	03N 02E 5	NESENE	20.000 CFS	8394.0	01
A63-00297	FARMERS UNION DITCH CO LTD	07/02/1894	D	03N 02E 5	NESENE	54.460 CFS	8394.0	01
A63-00124Q	FARMERS UNION DITCH CO LTD	06/01/1864	D	03N 02E 5	NESENE	0.100 CFS	8394.0	01
A63-00198AG	FARMERS UNION DITCH CO LTD	06/01/1877	D	03N 02E 5	NESENE	3.120 CFS	8394.0	01
A63-00126F	FARMERS UNION DITCH CO LTD	06/01/1891	D	03N 02E 5	NESENE	0.080 CFS	8394.0	01
A63-00164E	FARMERS UNION DITCH CO LTD	06/01/1866	D	03N 02E 5	NESENE	1.800 CFS	8394.0	01
A63-00125J	FARMERS UNION DITCH CO LTD	06/01/1871	D	03N 02E 5	NESENE	0.260 CFS	8394.0	01
A63-00165M	FARMERS UNION DITCH CO LTD	06/01/1866	D	03N 02E 5	NESENE	1.690 CFS	8394.0	01
A63-00120G	FARMERS UNION DITCH CO LTD	06/01/1864	D	03N 02E 5	NESENE	1.800 CFS	8394.0	01
A63-00248	FARMERS UNION DITCH CO LTD	07/02/1894	D	03N 02E 5	NESENE	110.000 CFS	8394.0	01
A63-00176	THURMAN MILL DITCH COMPANY LTD	06/01/1869	D	03N 02E 5	NESE	1.600 CFS		01
A63-30131	THURMAN MILL DITCH COMPANY LTD	06/01/1882	D	03N 02E 5	NESE	5.600 CFS	382.6	01
A63-00193	THURMAN MILL DITCH COMPANY LTD	06/01/1876	D	03N 02E 5	NESE	0.440 CFS	12.0	01
A63-00135	THURMAN MILL DITCH COMPANY LTD	06/01/1864	D	03N 02E 5	NESE	3.300 CFS		01
A63-00221	THURMAN MILL DITCH COMPANY LTD	06/01/1883	D	03N 02E 5	NESE	0.900 CFS	37.8	01
A63-19084	THURMAN MILL DITCH COMPANY LTD	08/13/1925	D	04N 01E 23	SWSE	11.420 CFS	938.0	01
A63-30130	THURMAN MILL DITCH COMPANY LTD	06/01/1868	D	03N 02E 5	NESE	17.800 CFS		01
A63-00250	THURMAN MILL DITCH COMPANY LTD	07/01/1895	D	03N 02E 5	NESE	0.660 CFS	38.1	01
A63-30125	THURMAN MILL DITCH COMPANY LTD	06/01/1865	D	03N 02E 5	NESE	1.860 CFS	72.4	01
A63-00210	THURMAN MILL DITCH COMPANY LTD	06/01/1880	D	03N 02E 5	NESE	2.400 CFS	103.6	01
A63-19084	THURMAN MILL DITCH COMPANY LTD	08/13/1925	D	03N 02E 5	NESE	11.420 CFS	938.0	01
A63-30129	THURMAN MILL DITCH COMPANY LTD	06/01/1872	D	03N 02E 5	NESE	2.100 CFS	34.1	01
A63-00211	THURMAN MILL DITCH COMPANY LTD	10/20/1880	D	03N 02E 5	NESE	0.900 CFS	35.0	01
A63-19425	WARM SPRINGS DITCH COMPANY	06/01/1882	D	04N 01E 22		4.200 CFS	210.0	01
A63-00192	WARM SPRINGS DITCH COMPANY	06/01/1876	D	03N 02E 5	SENE 6	2.300 CFS	115.0	01
A63-00216C	WARM SPRINGS DITCH COMPANY	06/01/1889	D	03N 02E 5	SENE	1.200 CFS	55.0	01
A63-00192	WARM SPRINGS DITCH COMPANY	06/01/1876	D	04N 01E 22		2.300 CFS	115.0	01
A63-00216C	WARM SPRINGS DITCH COMPANY	06/01/1889	D	04N 01E 22		1.200 CFS	55.0	01
A63-19425	WARM SPRINGS DITCH COMPANY	06/01/1882	D	03N 02E 5	SENE 6	4.200 CFS	210.0	01

WATER SOURCE: JUNCTION DRAIN

084 THURMAN MILL DITCH COMPANY LTD
084 THURMAN MILL DITCH COMPANY LTD

08/13/1925 D 04N 01E 23 SWSE
08/13/1925 D 03N 02E 5 NESE

11.420 CFS 938.0 01
11.420 CFS 938.0 01

Gale Merrick
342-3563

OCT 18 1996
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COMMUNICATION DOCUMENTATION

Claim No. THURMAN MILL DITCH CO.

CLAIMS

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent JAN SHURTE Date 11-1-94Contact Person(s) MIKE HORKLEYNature of Contact TELEPHONE

Substance of Communication MR. HORKLEY PHONED
REQUESTING COPIES OF ALL THURMAN
MILL DITCH CO. RIGHTS, PLUS HE WANTED
IDWR TO CHANGE THE NAME FOR IN
CARE OF FROM HIS WIFE'S, MITZI HORKLEY
TO HIMSELF, MIKE HORKLEY, SECRETARY.
I TOLD HIM WE WOULD SEND HIM A
COPY.

MICROFILMED
OCT 18 1996

Law Offices
Timothy J. Gass
Counselor & Attorney at Law
Main Street Plaza, Suite 204
1655 Fairview Ave.
Boise, Idaho 83702

RECEIVED
OCT 04 1989

Department of Water Resources
Western Regional Office

Elbert E. Gass
of Counsel

Area Code 208
345-3817

October 2, 1989

Idaho Dept. of Water Resources
2735 Airport Way
Boise, Idaho 83705

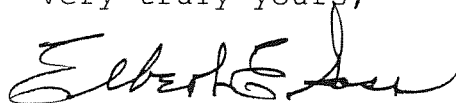
Re: Thurman Mill Ditch Company, Ltd

Gentlemen:

I enclose eleven Notices of Claim to a Water Right based upon the Stewart Decree and a Notice of Claim to a Water Right based on the Hartson Decree.

After removing subdivided properties from the acreage within its original delivery system, the Thurman ascertained that there were 1,575 irrigable acres. Thus, I enclose the Thurmans check in the amount of \$1,625.00.

Very truly yours,



Elbert E. Gass

EEG/mg

Enclosures

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OCT 18 1996

SEP 03 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 by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

THURMAN MILL DITCH COMPANY, LTD. (208) 939-2323
Name of Claimant Phone Number
c/o ROBERT C. CARRICO, ROUTE NO. 4, Boise, Idaho 83704
Mailing Address City State Zip
ADA August 18, 1989
County(s) where place of use is located Date claim originally due
1,973.4 inches (39.468 cfs) awarded by the Stewart Decree of 1-18-1906
and 570.98 inches of drainage water from Drainage District No. 4
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Registered Agent confused due date of Claim to Water Right with that of another entity.
Ditch Company and Attorney thought he had obtained Extension of Time. Have been collecting
all information (the Stewart Decree, Licenses, Minutes and Boise River Master Reports) to
submit a proper claim. Verification of land now under irrigation required due to change
of land use and impact of growth in Garden City and Boise City.

Claimant requests an extension to October 1, 1989
Signature ELBERT E. GASS September 1, 1989
Date of request
ATTORNEY
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to October 1, 1989
Signed this 8 day of September, 1989
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

DAVID B. SHAW

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OCT 18 1990

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 10/03/94
Time: 15:18:33

Rec/No - W006153 AR/No -
From: - THURMAN MILL DITCH CO.

Receipt Type - CK Doc/No - 311
Remarks - FEE STILL DUE - \$550

MOST CURRENT RECEIPT

Receipt Date: 10/05/1989

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
ADJUDICATION CLAIM FEES	9337		410162	6490		1625.00

Total Due - 1625.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A6319084	1075.00	A6300210	50.00	A6330125	50.00
A6300250	50.00	A6300193	50.00	A6330129	50.00
A6300211	50.00	A6300135	50.00	A6330130	50.00
A6330131	50.00	A6300221	50.00	A6300176	50.00

(ENTER=CONTINUE)

(GOLD7=SELECTION SCREEN)

(GOLD8=CANCEL)

*Paid for 1575 acres + 1 \$50 claim - A63-19084
all other \$50 flat fees for remaining
11 claims paid under C022320.*

MICROFILMED
OCT 18 1996

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 10/03/94
Time: 15:27:56

Rec/No - C022320 AR/No -
From: - THURMAN MILL DITCH COMPAN

Receipt Type - CK Doc/No - 126
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 11/14/1991

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
ADJUDICATION FEES	9337		410162	6490		550.00

Total Due - 550.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A6300135	50.00	A6300176	50.00	A6300193	50.00
A6300210	50.00	A6300211	50.00	A6300221	50.00
A6300250	50.00	A6330125	50.00	A6330129	50.00
A6330130	50.00	A6330131	50.00		

(ENTER=CONTINUE)

(GOLD7=SELECTION SCREEN)

(GOLD8=CANCEL)

*\$50 flat fees paid under this receipt
for only the above 11 claims.*

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OCT 18 1996

NAME OF CANAL	CHANGE IN P. OF D.	TRANSFER	PRIORITY		INTERVENORS			INCHES	TOTAL SEC. FT.
			NO.	DATE	STEWART DECREE	STEWART DECREE	BRYAN DECREE		
SIEBENBERG			9	6-1-1865	13.42			671	
		105*	9	6-1-1865	.50*			25*	
		717*	9	6-1-1865	.64*			32*	12.28
THURMAN MILL			7	6-1-1864	3.30	A63-00135		165	
			10	6-1-1865	1.20	A63-30125 (combo)		60	
			11	6-1-1865	.66			33	
			36	6-1-1868	14.10	A63-30130 (combo)		705	
			37	6-1-1868	3.70			185	
			42	6-1-1869	1.60	A63-00170		80	
			55	6-1-1872	.70	A63-30129 (combo)		35	
			56	6-1-1872	1.40			70	
			62	6-1-1876	.44	A63-00193		22	
			75	6-1-1880	2.40	A63-00210		120	
			76	10-20-1880	.90	A63-00211		45	
			78	6-1-1882	.90	A63-30131 (combo)		45	
			79	6-1-1882	.60			30	
			81	6-1-1882	2.60			130	
			84	6-1-1882	1.50			75	
			87	6-1-1883	.90	A63-00221		45	
			128	7-1-1895	.66	A63-00250		33	
		412*	81	6-1-1882	.40*	SUBTRACTED THRU TRANSFERS TO OTHERS		20*	
		736*	37	6-1-1868	1.00*			50*	
		871*	36	6-1-1868	.288*			14.4*	
		872*	36	6-1-1868	.22*			11*	
		3373*	36	6-1-1868	.814*			40.7*	34.85
UPPER CENTER POINT			23	6-1-1865	3.20			160	
			24	6-1-1865	2.40			120	
			25	6-1-1865	3.94			197	
			26	6-1-1865	1.60			80	
			27	6-1-1865	1.58			79	
		71*	24	6-1-1865	.80*			40*	
		85*	24	6-1-1865	.50*			25*	
		148	96	10-1-1887	3.00			150	
		159*	24	6-1-1865	.10*			5*	
		289	89	11-9-1883	.50			25	14.82

*SUBTRACT

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OCT 18 1996

720 000
FEET
4832

37°30"
MERIDIAN 8 MI
CLOVERDALE 4 MI

2.7 MI TO INTERSTATE 80N

4828000m N.

4827

