

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

RIGHT NUMBER: 1-10488

NAME AND ADDRESS: NORTH SIDE CANAL CO LTD
921 N LINCOLN AVE
JEROME ID 83338

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 82.660 CFS ~~27.94 CFS~~

The rights listed below are limited to a total combined diversion rate of 4132 cfs. Combined Right Nos.: 1-5, 1-16, 1-210, 1-212, 1-213, and 1-10488.

PRIORITY DATE: 03/17/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF
DIVERSION:

T10S R21E S22 SESE Within JEROME County
T10S R21E S28 SWNW Lot 5 Within JEROME County
T10S R21E S28 SWSNW Lot 5 Within JEROME County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	~~27.94-CFS~~ <u>82.660 CFS</u>

PLACE OF USE:

~~155464~~ 158200 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.

Place of use is within the area served by North Side Canal Company.

~~The rights listed below are limited to the irrigation of a combined total of 155,464 acres in a single irrigation season. Combined Right Nos.: 1-5, 1-16, 1-210, 1-212, 1-213, 1-10488 and 37-507.~~

The rights listed below are limited to the irrigation of a combined total of 158,200 acres in a single irrigation season. Combined Right Nos.: 1-5, 1-16, 1-210, 1-212, 1-213, 1-10488 and 37-507.

Place of use does not include federal public lands.

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

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 based upon an enlargement of Right Nos. 1-5, 1-16, 1-210, 1-212, and 1-213 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Water is delivered through North Side Main Canal, Milner Gooding Canal, and P A Lateral.

~~This right is for an enlargement of 1397 acres within the place of use described for this right.~~

This right is for an enlargement of 4133 acres within the place of use described for this right.

08/31/2010

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

RIGHT NUMBER: 1-10488

NAME AND ADDRESS: NORTH SIDE CANAL CO LTD
921 N LINCOLN AVE
JEROME ID 83338

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 27.940 CFS

The rights listed below are limited to a total combined diversion rate of 4132 cfs. Combined Right Nos.: 1-5, 1-16, 1-210, 1-212, 1-213, and 1-10488.

PRIORITY DATE: 03/17/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF
DIVERSION:

T10S R21E S22 SESE Within JEROME County
T10S R21E S28 SWNW Lot 5 Within JEROME County
T10S R21E S28 SWSNW Lot 5 Within JEROME County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	27.940 CFS

PLACE OF USE:

155464 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.

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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 based upon an enlargement of Right Nos. 1-5, 1-16, 1-210, 1-212, and 1-213 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Water is delivered through North Side Main Canal, Milner Gooding Canal, and P A Lateral.

This right is for an enlargement of 1397 acres within the place of use described for this right.

NSCC shape work

1. Intersected "Rev_Claim3" with "Rev_Claim 8-10", which yielded "rev_claim3_8_10_intsct". The purpose of the intersect was to account for the adjustments made by NSCC and to eliminate those acres shown in "Rev_Claim 8-10" that were not claimed.
2. Merged "rev_claim3_8_10_intsct" with "nscacres 3-7-2006", which yielded "baseacresenlargMerge2". The purpose of the merge was to combine these acres for comparison against the new digital boundary and the public lands shape.
3. Michael Ciscell reviewed the "enlargmnt questionable acres" theme against some hard copies of 1983 imagery at the state office. He identified some acres within the theme that appeared to be irrigated in 1983. Therefore, I deleted those acres from the "enlargmnt questionable acres" theme. The result of those changes is found in the "enlargmnt questionable acres2" theme.
4. Reduced the size of themes "AFRD2_acres" and "A_&_B_acres" based on the adjustments made by NSCC. The new themes are called "AFRD2_acres2" and "A_&_B_acres2".
5. Removed some water rights from the shape "active_WR_that_intrsct_1-10488" based on the adjustments made by NSCC. The new theme is called "WR_that_intrsct_1-10488v2".
6. Intersected "baseacresenlargMerge2" with public lands theme, which yielded "acres on public land2". The purpose of the intersection was to show acreage located on public lands.
7. Erased "baseacresenlargMerge2" with "NSCC_SA 9_10_deleteV1" in order to show the acreage lying outside the digital boundary. The shape is called "acres outside bndry2".
8. Intersected "baseacresenlargMerge2" with "NSCC_SA 9_10_deleteV1" in order to show the acreage lying inside the digital boundary. The shape is called "acres within bndry".
9. Erased "acres within bndry" with "public_land" in order to eliminate from the count any acres on public lands. The result was named "alllessbndry_pub".
10. Erased "alllessbndry_pub" with "AFRD2_acres2" in order to eliminate from the count acreage already counted as AFRD2 acres. The result was named "alllessbnd_pub_AFRD2v2".
11. Erased "alllessbnd_pub_AFRD2v2" with "A_&_B_acres2" in order to eliminate from the count acreage already counted as A & B acres. The result was named "alllessbnd_pub_AFRD2_ANB2".
12. Intersected "rev_claim3_8_10_intsct" with "WR_that_intrsct_1-10488v2" to create "WR_3_8_10 intersect". Then erased "alllessbnd_pub_AFRD2_ANB2" with "WR_3_8_10 intersect" in order to eliminate from the count acreage that was covered by private water rights. The result was named "alllessbnd_pub_AFRD2_ANB_WR2".
13. Intersected "rev_claim3_8_10_intsct" with "enlargmnt_questionable_acres2" to create "ques ac_3_8_10 intersect". Then erased "alllessbnd_pub_AFRD2_ANB_WR2" with "ques ac_3_8_10 intersect" in order

- to eliminate from the count acreage that could not be confirmed as irrigated with NSCC water. The result was named "alllessbnd_pub_AFRD2_ANB_WR_ques2".
14. Exported "alllessbnd_pub_AFRD2_ANB_WR_ques2" to create a new theme called "ADR_acres_calc_10-5-2010". Then merged all the polygons in this theme into one polygon for the purpose of calculating the total acreage. After calculating the total acreage, I subtracted the number of acres recommended under the base rights in order to come up with the total number of enlargement acres.

M HOLLIDAY
OCT 2010

NSCC

37-507 SF5 boundary 154067
outside boundary 842
153,225

total claimed 155,791.7
1-10488 5585.52

2009 shares billed 161,480.48

need: ✓ signed amended claim

✓ additional filing fees

NSCC stock certificate listing (sorted by TRSQR)

Holliday, Michael

From: Baxter, Garrick
Sent: Friday, January 02, 2009 8:16 AM
To: Holliday, Michael
Subject: RE: northside canal co irrigated acres

Excellent email, Michael. Thanks!

From: Holliday, Michael
Sent: Wednesday, December 31, 2008 4:20 PM
To: Travis Thompson (tlt@idahowaters.com)
Cc: Baxter, Garrick; Williams, Ray
Subject: northside canal co irrigated acres

hi travis.

happy new year to you. garrick informed me that we may be able to get the total irrigated acres issue resolved for nssc without having to travel to the company office. that sounds good to me. he indicated that you would like to review the shape files that formed the basis of idwr's recommendation. please find attached some shape files for your review.

however, first I thought it might be beneficial to you to recall the history of the development of these shape files. terry walters was the nssc employee primarily responsible for digitizing all the acreage irrigated prior to 11/19/1987. I believe that terry was fairly new to the arcview program, but after receiving some technical assistance from danielle favreau, she was off and running. as the deadline for the filing of the director's report approached, terry worked diligently to get all of the acreage digitized. the bulk of the digitizing took place in early 2006. there had been some work done earlier but I don't recall the source of the early shapes, whether they were prepared by idwr or by nssc.

in january 2006 I began editing a shape that contained 159,013 acres. after my edits that shape was reduced to 146,864 acres. the acreage that I removed from the shape was roads, major canals, and land that did not appear to be irrigated based on the aerial photography and usgs quad maps. I sent my edited shape "nssc acres 2-17-2006" back to terry for review.

terry contended that much of what I had taken out had indeed been irrigated by the company prior to 11/19/1987. therefore she edited the shape I sent her and sent it back to me on 3/6/2006. she added back much of what I had removed. the acreage total after terry's edits came to 154,329 acres. I named that shape "nssc acres 3-6-2006".

on 3/7/2006 I made a few modifications to terry's shape and eliminated the overlapping polygons in order to prevent double accounting of acres. the resulting shape contained 154,067 acres and was the basis for the director's report total acres. that shape is called "nssc acres 3-7-2006" and is attached. I must admit that I was not very comfortable with the number of acres recommended because numerous acres were included that did not appear to me to be irrigated.

recently an SF5 has been signed for 37-507 resolving the blm objection over the nssc boundary. yesterday I had danielle favreau prepare a new shape file (see attachment), which identified 842 acres that were included in the director's report total acreage, but which lay outside the nssc service area. subtracting the 842 acres from the director's report acreage yields a total of 153,225 irrigated acres.

the total claimed under nssc's primary rights was 155,791.7 acres, which at this point is at least 2567 acres more than the number of acres found to be irrigated prior to 11/19/1987. therefore enlargement claim 1-10488, which was filed for an additional 5585.52 acres, was recommended disallowed.

hope this makes sense. feel free to call or e-mail back if you have questions.

<< File: nsscacres_3_7_06_notin_SF5bnd.shp.zip >> << File: nssc acres 3-7-2006.shx >> << File: nssc acres 3-7-2006.dbf >> << File: nssc acres 3-7-2006.sbn >> << File: nssc acres 3-7-2006.sbx >> << File: nssc acres 3-7-2006.shp >>

Michael Holliday
Water Resource Agent, Sr.

MASTER
in Date 01/31/09

NORTH SIDE CANAL COMPANY
TOTAL SHARES REPORT by BILLING NAME

Page 145
Run Time 16:24:49

BillNo	Billing Name	Certificate	Shares
2849	WYBENGA, STEVE	22163	31.5000 (T)
2992	YODER, DARWIN R	20631	23.4100 (U)
		22984	52.3500 (U)
		22985	81.1300 (W)
2993	YOUNG, JR, SHERMAN	23445	95.0000 (U)
1671	YOUNG, MARY E	22811	19.0000 (V)
2984	YURIVILCA, ARTURO L	24478	40.0000 (C)
2419	ZACARIAS, LUIS A	25388	1.0000 (W)
2536	ZEBELL, DEANNE M	23878	40.0000 (B)
3264	ZELLER, DALE J	1449P	5.0000 (1)
3000	ZIMMERMAN, WAYNE H	22701	160.0000 (B)
1965	ZUIDERVELD, THOMAS M	23698	8.9800 (K)

total shares: 161,480.48 Number of Certificates:4922

----- E N D O F R E P O R T -----

Bill # Billing Name	Owner Name	Acre	Shares Legal Description	Tow	Ran	Sec
3229 KINCAID, RAY	KINCAID, RAY & ELLEN	40.000	16.000 NENW	10	21	20
1300 CALLEN,SR, JERRY	CALLEN, JERRY & PATRICIA L	40.000	40.000 NESE	10	21	20
3229 KINCAID, RAY	KINCAID, RAY & ELLEN, BRIAN & C	28.100	28.100 NESH	10	21	20
3229 KINCAID, RAY	KINCAID, RAY & ELLEN	40.000	16.000 NWNE	10	21	20
3229 KINCAID, RAY	KINCAID, RAY & ELLEN	40.000	16.000 NWNW	10	21	20
1300 CALLEN,SR, JERRY	CALLEN, JERRY & PATRICIA L (h/v	40.000	42.000 NWSE	10	21	20
3229 KINCAID, RAY	KINCAID, RAY & ELLEN, BRIAN & C	17.400	17.400 NWSW	10	21	20
3229 KINCAID, RAY	KINCAID, RAY & ELLEN	40.000	40.000 SENE	10	21	20
3229 KINCAID, RAY	KINCAID, RAY & ELLEN	40.000	16.000 SENW	10	21	20
1300 CALLEN,SR, JERRY	CALLEN, JERRY & PATRICIA L	40.000	35.000 SESE	10	21	20
3229 KINCAID, RAY	KINCAID, RAY & ELLEN, BRIAN & C	40.000	36.050 SESW	10	21	20
3229 KINCAID, RAY	KINCAID, RAY & ELLEN	40.000	40.000 SWNE	10	21	20
3229 KINCAID, RAY	KINCAID, RAY & ELLEN	40.000	16.000 SWNW	10	21	20
3229 KINCAID, RAY	KINCAID, RAY & ELLEN, BRIAN & C	40.000	25.950 SWSW	10	21	20
Total for: 10* 21* 20:		565.500	424.500			
1300 CALLEN,SR, JERRY	CALLEN, JERRY & PATRICIA L	40.000	25.000 NESE	10	21	21
1300 CALLEN,SR, JERRY	CALLEN, JERRY & PATRICIA L	40.000	40.000 NESH	10	21	21
3229 KINCAID, RAY	KINCAID, RAY & ELLEN	40.000	40.000 NWNW	10	21	21
1300 CALLEN,SR, JERRY	CALLEN, JERRY & PATRICIA L	40.000	38.200 NWSE	10	21	21
1300 CALLEN,SR, JERRY	CALLEN, JERRY & PATRICIA L	40.000	40.000 NWSW	10	21	21
1300 CALLEN,SR, JERRY	CALLEN, JERRY & PATRICIA L	40.000	25.000 SESE	10	21	21
1300 CALLEN,SR, JERRY	CALLEN, JERRY & PATRICIA L	40.000	40.000 SESW	10	21	21
1300 CALLEN,SR, JERRY	CALLEN, JERRY & PATRICIA L	40.000	40.000 SWNW	10	21	21
1300 CALLEN,SR, JERRY	CALLEN, JERRY & PATRICIA L	40.000	40.000 SWSE	10	21	21
1300 CALLEN,SR, JERRY	CALLEN, JERRY & PATRICIA L	40.000	35.000 SWSW	10	21	21
Total for: 10* 21* 21:		400.000	363.200			
2616 BREEDING, GLEN SCOTT	BREEDING, GLEN SCOTT & DIANA	23.410	23.410 LT 1 (NENW)	10	21	30
2616 BREEDING, GLEN SCOTT	BREEDING, GLEN SCOTT & DIANA	24.000	24.000 LT 2 (NWNW)	10	21	30
2616 BREEDING, GLEN SCOTT	BREEDING, GLEN SCOTT & DIANA	30.000	30.000 NWNE	10	21	30
Total for: 10* 21* 30:		77.410	77.410			
1840 HOLLAND, JOHN H	HOLLAND, JOHN H & JUDITH ANN	2.300	2.000 LT 2 (NWNE)	11	20	5
1840 HOLLAND, JOHN H	HOLLAND, JOHN & JUDY	1.920	0.470 LT 3 (NENW)	11	20	5
1840 HOLLAND, JOHN H	HOLLAND, JOHN H & JUDITH ANN	18.740	19.530 LT 3 (NENW)	11	20	5
1840 HOLLAND, JOHN H	HOLLAND, JOHN & JUDY	20.090	1.500 LT 4 (NWNW)	11	20	5
Total for: 11* 20* 5:		43.050	23.500			

TOTALS: Acres: 198,122.974

SHARES

161,514.980 - 34.50 = 161,480.48 Total SLS

END OF REPORT

Items = 12725

pg 185

*John A. Rosholt
Albert P. Barker
John K. Simpson
Travis L. Thompson
Shelley M. Davis
Paul L. Arrington
Scott A. Magnuson
Sarah W. Higer*



113 Main Ave. W., Suite 303
P.O. Box 485
Twin Falls, ID 83303-485
(208) 733-0700 telephone
(208) 735-2444 facsimile
jar@idahowaters.com

1010 W. Jefferson St., Suite 102
P.O. Box 2139
Boise, ID 83701-2139
(208) 336-0700 telephone
(208) 344-6034 facsimile
brs@idahowaters.com

Travis L. Thompson
tlth@idahowaters.com

June 30, 2010

Chris Bromley
Deputy Attorney General
IDWR – State Office
P.O. Box 83720
Boise, Idaho 83720-0098

Re: North Side Canal Company Amended Claim (01-10488)

Dear Chris:

Please find enclosed a signed amended claim form for water right 01-10488 filed by the North Side Canal Company (NSCC) along with a CD that includes the shape files identifying the irrigated acres. The amended claim covers 6,800 acres total.

NSCC previously paid filing fees in the amount of \$5,635.52 (original claim filed 1/13/06) and \$3,273.20 (sent by letter of 3/17/10 for draft amended claim), or \$8,908.72 total. Since NSCC's actual amended claim only covers 6,800 acres NSCC has mistakenly overpaid fees to the Department in the amount of \$2,108.72. NSCC would appreciate a refund check in the amount.

Please call me at 733-0700 if you have any questions.

Sincerely,

BARKER ROSHOLT & SIMPSON LLP

A handwritten signature in black ink, appearing to be "TJZ".

Travis L. Thompson

Enc.

cc: Michael Holliday, IDWR – Eastern Region
Ted Diehl, NSCC

RECEIVED

JUL 01 2010

Department of Water Resources
Eastern Region

*John A. Rosholt
Albert P. Barker
John K. Simpson
Travis L. Thompson
Shelley M. Davis
Paul L. Arrington
Scott A. Magnuson
Sarah W. Higer*



Travis L. Thompson
tlt@idahowaters.com

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brs@idahowaters.com

March 17, 2010

Mr. Michael Holliday
IDWR – Eastern Regional Office
900 N. Skyline Dr., Suite A
Idaho Falls, Idaho 83402-1718

RECEIVED
MAR 18 2010
Department of Water Resources
Eastern Region

Re: North Side Canal Company Amended Claim Filing Fees

Dear Michael:

Please find enclosed a check for the remaining filing fees associated with NSCC's amended claim 01-10488. The acreage covered under the place of use was identified in the files we sent to Garrick Baxter along with the draft amended claim form. The amount on the check represents the difference between the acreage identified in the draft amended claim (8,858.7) and that in the original claim (5,583).

As discussed, we would like to review with IDWR before filing the actual signed claim since NSCC may need to amend other claims as well. Perhaps we can set up a meeting in Twin Falls or Jerome later this month or early April. Please call me at 733-0700 with any questions.

Sincerely,

BARKER ROSHOLT & SIMPSON LLP

Travis L. Thompson

Enc.

cc: Ted Diehl, NSCC

E035658

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:

Water right number: 1-10488

NORTH SIDE CANAL CO. LTD
921 N. LINCOLN AVE.
JEROME, ID 83338
Telephone Number: (208) 324-2319

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

NSCC disagrees with the proposed disallowal.

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

The water right should be recommended as claimed.

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

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

DATE:

11/30/06

SIGNATURE:



Please print your name:

Travis L. Thompson - attorney

IDWR Regional Office, 900 N Skyline Dr., Ste A, Idaho Falls, ID 83402, 2085257161

SCANNED
MAY 22 2007

RECEIVED

JUL 01 2010

Department of Water Resources
Eastern Region

SRBA Form No. 42-1409-1 (Internet 2/09)

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 1-10488

Date Received: _____

Receipt No: _____

Received By: _____

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) North Side Canal Company, Ltd. Phone (208) 324-2319

Mailing Address 921 N. Lincoln Ave. Jerome ID 83338
Street or Box City State

2. Date of Priority (Only one (1) per claim) March 15, 1987
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (✓) (a) Snake River
which is tributary to (b) Columbia River

4. a. Location of Point of Diversion is: Township 10S, Range 21E, Section 22,
SE, 1/4 of SE, 1/4 Govt. Lot _____, BM., County of Jerome

Parcel (PIN) no. _____

Additional points of diversion if any: T10S R21E Sec 28 SWNW

If available, GPS Coordinates _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., 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. North Side Canal Company diversion works, see descriptions include
on other claims listed below.

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 136 or

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 136 (cfs) and/or (b) (acre feet)

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

9. 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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Parcel (PIN) no(s).

Total number of acres irrigated 6800

10. In which county (ies) are lands listed above as place of use located? Jerome, Gooding, Elmore

11. Do you own the property listed above as place of use? Yes () No (✓)

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

1-5, 1-16, 1-210, 1-212, 1-213, 1-2064C, 1-10042B, 10043A, 10045B, 1-10053A or None ()

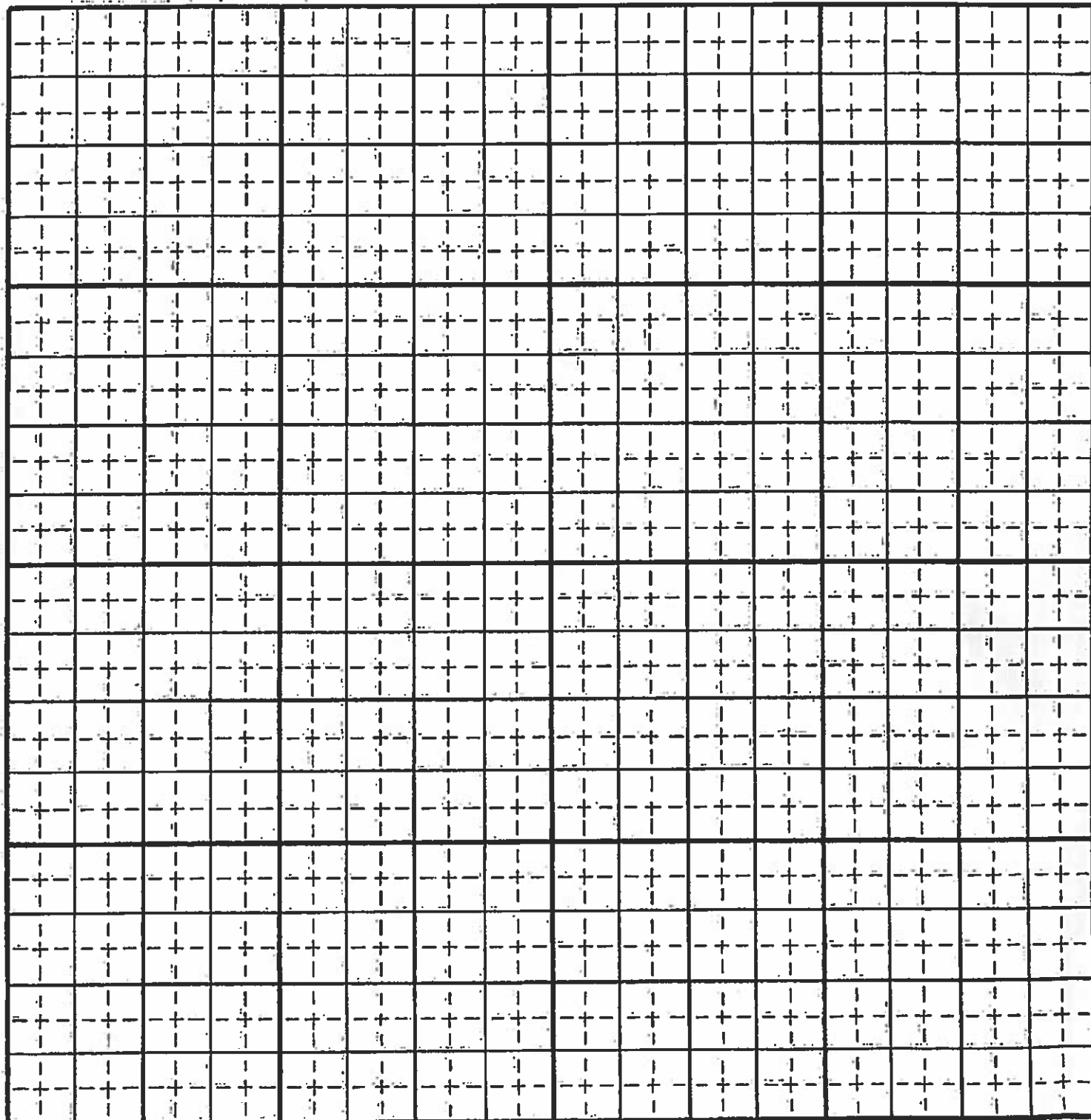
13. Remarks: This claim represents an enlargement claim of the above listed water rights pursuant to Idaho Code Section 42-1426. The acres identified above include lands served by NSCC and North Side Pumping Company.

This claim does not involve an increase in the rate of diversion for the rights listed above and does not reduce the quantity of water available to other water rights existing on the date of the enlargement in use.

Last Name North Side Canal Company, Ltd. Identification No.

Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 Inches equals 1 mile



Last Name _____ Identification No. _____

14. Basis of Claim (Check One) Beneficial Use (☒) Posted Notice (☐) License (☐) Permit (☐) Decree (☐)

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices 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: See attached CD

For Individuals: I/We do solemnly swear or affirm under penalty of perjury 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 under penalty of perjury that I am

Manager _____ of North Side Canal Company, Ltd. _____,
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____,
Title Organization

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

Signature of Authorized Agent Jed Duell Date 6-29-10

Title and Organization Manager - NORTH SIDE CANAL COMPANY LTD.

16. Notice of Appearance:

Notice is hereby given that I, Travis L. Thompson, will be acting as attorney at law of 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 [Signature] Date 6/31/10

Address PO Box 485
Twin Falls, ID 83303-0485

Last Name North Side Canal Company, Ltd. Identification No. _____

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 _____

Date Received: _____

Receipt No: _____

Received By: _____

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) North Side Canal Company, Ltd. Phone (208) 324-2319

Mailing Address 921 N. Lincoln Ave. Jerome ID ZIP 83338
Street or Box City State

2. Date of Priority (Only one (1) per claim) March 15, 1987
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (✓) (a) Snake River
which is tributary to (b) Columbia River

4. a. Location of Point of Diversion is: Township 10S, Range 21E, Section 22,
SE, 1/4 of SE, 1/4 Govt. Lot _____, BM., County of Jerome

Parcel (PIN) no. _____

Additional points of diversion if any: T10S R21E Sec 28 SWNW

If available, GPS Coordinates _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., 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. North Side Canal Company diversion works, see descriptions include
on other claims listed below.

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 177.17 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 177.17 (cfs) and/or (b) _____ (acre feet)

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

9. 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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Parcel (PIN) no(s). _____

Total number of acres irrigated 8858.7

10. In which county (ies) are lands listed above as place of use located? Jerome, Gooding, Elmore

11. Do you own the property listed above as place of use? Yes () No (✓)

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

1-5, 1-16, 1-210, 1-212, 1-213, 1-2064C, 1-10042B, 10043A, 10045B, 1-10053A or None ()

13. Remarks: This claim represents an enlargement claim of the above listed water rights pursuant to Idaho Code Section 42-1426. The acres identified above include lands served by NSCC and North Side Pumping Company.

This claim does not involve an increase in the rate of diversion for the rights listed above and does not reduce the quantity of water available to other water rights existing on the date of the enlargement in use.

Last Name North Side Canal Company, Ltd. Identification No. _____

14. Basis of Claim (Check One) Beneficial Use (☒) Posted Notice (☐) License (☐) Permit (☐) Decree (☐)

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices 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: See attached CD

For Individuals: I/We do solemnly swear or affirm under penalty of perjury 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 under penalty of perjury that I am

Manager _____ of North Side Canal Company, Ltd. _____,
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____,
Title Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

16. Notice of Appearance:

Notice is hereby given that I, Travis L. Thompson, will be acting as attorney at law of 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 _____ Date _____

Address PO Box 485

Twin Falls, ID 83303-0485

Last Name North Side Canal Company, Ltd. Identification No. _____

02/21/2006

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

RIGHT NUMBER: 1-10488
NAME AND ADDRESS: NORTH SIDE CANAL CO LTD
921 N LINCOLN AVE
JEROME ID 83338

Disallowed

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 3,000.000 CFS

PRIORITY DATE: 10/11/1900

POINT OF DIVERSION:

T10S R21E S22 SESE Within JEROME County

T10S R21E S28 SWNW Within JEROME County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	3,000.000 CFS

PLACE OF USE:

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

No beneficial use found.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

No beneficial use found: This is included for a claim based on beneficial use that is proposed to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.

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 1-10488
Date Received: 1/13/2006
Receipt No: S028296
Received By: MWH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

NORTH SIDE CANAL CO LTD Phone: (208)324-2319
921 N LINCOLN AVE
JEROME ID USA 83338

2. Date of Priority: 10/11/1900

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot		County	Type
10S	21E	22	SE	SE	JEROME	
10S	21E	28	SW	NW	JEROME	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	3000	

7. Total Quantity Appropriated is:
3000 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

This claim is for an enlargement of 5585.52 acres within the boundary of North Side Canal Co.

11. Place of use in counties: Jerome, Gooding, and Elmore

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

13. Other Water Rights Used:

14. Remarks:

This claim represents an enlargement claim of the above listed water rights pursuant to Idaho Code Section 42-1426. The acres identified above include lands served by North Side Canal Company, Ltd. and North Side Pump Company and involve acres that are served by operational spill deliveries and other deliveries. The claim does not involve an increase in the rate of diversion for the rights listed above and does not reduce the quantity of water available to other water rights existing on the dates of the enlargement in use.

15. Basis of Claim: Beneficial Use

16. Signature(s)

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

Number of attachments: _____

For Organizations:

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

_____, that I have signed the foregoing

Organization
document in the space below as _____ of
Title

_____, and that the statements contained in the

Organization
foregoing document are true and correct. _____

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

Form No. 42-1409 (2) a 1/88 (Internet)

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

Date Received

Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) North Side Canal Company, Ltd. Phone (208) 324-2319Mailing Address 921 N Lincoln Avenue, Jerome, Idaho Zip 833382. Date of Priority (Only one (1) per claim) October 11, 19003. Source of water supply (a) SNAKE RIVER
which is tributary to (b) COLUMBIA RIVER4. a. Location of existing point of diversion is: Township 10S Range 21E Section 22 .
1/4 of SE 1/4 of SE 1/4, Govt. Lot, B.M., County of JeromeAdditional points of diversion if any: T 10S R 21E Sec 28 SWNW

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.See descriptions of other claims listed below if necessaryNorth Side Canal Company diversion works

SCANNED

MAY 22 2007

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 or

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 3,000 (cfs) and/or (b) N/A (acre feet)

8. Total consumptive use claimed is 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: See Attached CD with GIS shapefiles
 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	

Total number of acres irrigated 5,585.52

11. In which county (ies) are lands listed above as place of use located? Jerome, Gooding, Elmore

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.

1-5; 1-16; 1-210; 1-212; 1-213; 1-215; 1-220; 1-2064C; 1-10042B; 1-10043A; 1-10045B; 1-10053R None ()

14. Remarks: This claim represents an enlargement claim of the above listed water rights pursuant to Idaho Code Section 42-1426. The acres identified above include lands served by North Side Canal Company, Ltd. and North Side Pump Company and involve acres that are served by operational spill deliveries and other deliveries. The claim does not involve an increase in the rate of diversion for the rights listed above and not reduce the quantity of water available to other water rights existing on the dates of the enlargement in use. The quantity claimed is the total maximum authorized diversion rate for the claims listed above.

Last Name Ident No.

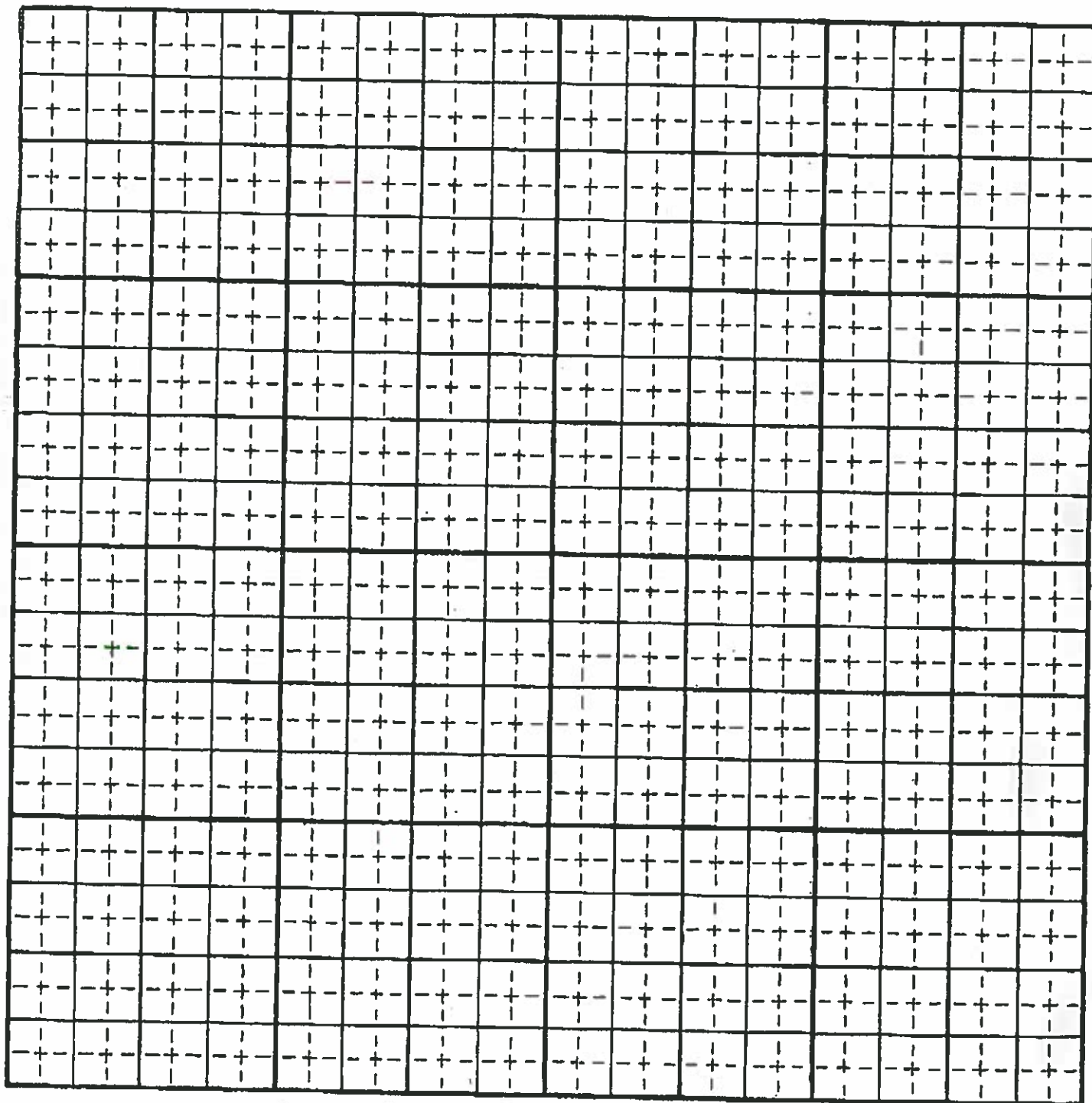
SCANNED

MAY 22 2007

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 Attached CD GIS Shapefiles, as well as map on file with IDWR for other claims listed above.



Last Name _____ Ident No. _____

SCANNED
MAY 22 2007

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

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 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 Ted Diehl, General Manager
Title _____

of North Side Canal Company, Ltd that I have signed the foregoing
Organization _____

document in the space below as General Manager of North Side Canal Company, Ltd
Title _____ Organization _____

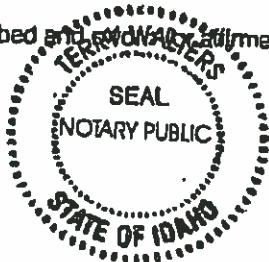
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Ted Diehl

Title and Organization Manager North Side Canal Co Date 1/17/06

State of Idaho/or _____)
County of Twin Falls) SS.

Subscribed and sworn to (affirmed) before me this 17th day of January 2006



Notary Public Jerry Walker

Residing at Frank, Idaho

My Commission Expires 2-12-07

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Travis L. Thompson 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 [Signature]

Address Barker Rosholt & Simpson LLP, P.O. Box 485, Twin Falls, Idaho 83303-0485

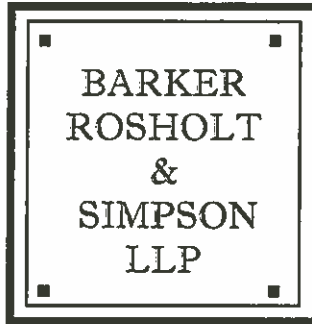
Date 1/17/06

Last Name _____ Ident. Number _____

SCANNED

MAY 22 2006

*John A. Rosholt
Albert P. Barker
John K. Simpson
Travis L. Thompson
Shelley M. Davis
Paul L. Arrington*



Travis L. Thompson
tlt@idahowaters.com

113 Main Ave. W., Suite 303
P.O. Box 485
Twin Falls, ID 83303-485
(208) 733-0700 telephone
(208) 735-2444 facsimile
jar@idahowaters.com

205 N. Tenth St., Suite 520
P.O. Box 2139
Boise, ID 83701-2139
(208) 336-0700 telephone
(208) 344-6034 facsimile
brs@idahowaters.com

January 13, 2006

Via Hand Delivery

Mr. Kelly Christensen
Idaho Department of Water Resources
Southern Regional Office
1341 Fillmore St., Suite 200
Twin Falls, Idaho 83301-3380

RECEIVED
JAN 12 2006
Department of Water Resources
Southern Region

Re: North Side Canal Company Enlargement Claim

Dear Kelly:

Please find attached North Side Canal Company's (NSCC) enlargement claim for their water rights in Basin 01. I have included a CD with the acres identified in GIS shapefiles rather than identifying them on the claim itself. I have also included a check from NSCC for the filing fee (\$5,635.52). I have contacted Michael Holliday in the Eastern Regional Office and have informed him I would be filing this claim with you today. If you could please transfer the information from the CD to him I would appreciate it.

Thank you for your assistance in this matter and please call me if you have any questions.

Sincerely,

BARKER ROSHOLT & SIMPSON LLP

Travis L. Thompson

Enc.

cc: Michael Holliday (IDWR)

SCANNED
MAY 22 2007