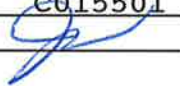


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

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: **A63-00222M**  
Date Received: 3/12/1990  
Receipt No: C015501  
Received By: 

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

1. Name: PIONEER DIXIE DITCH CO 208-459-3915  
Address: C/O MARJORIE MAXWELL  
PO BOX 1437  
CALDWELL ID 83606-1437

2. Date of Priority: JUN 1, 1883

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 |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 04N      | 03W   | 10      |        | SE     | SW  |     | CANYON |

5. Description of diverting works:  
DIVERSION OF PIONEER DIXIE DITCH THRU RIVERSIDE CANAL DIVERSION.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.000 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER INCIDENTAL TO IRRIGATION

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 04N      | 03W   | 11      | SE     | SW  |     | IRR | 40.0  |
|          |       |         | SW     | SE  |     | IRR | 40.0  |
|          |       |         | SE     | SE  |     | IRR | 40.0  |

10. Place of Use: Continued

| Township      | Range | Section | 1/4 | of 1/4 | Lot | Use | Acres |
|---------------|-------|---------|-----|--------|-----|-----|-------|
| Section Acres |       |         |     |        |     |     | 120.0 |
|               |       | 12      | NE  | SW     |     | IRR | 40.0  |
|               |       |         | NW  | SW     |     | IRR | 40.0  |
|               |       |         | SW  | SW     |     | IRR | 40.0  |
|               |       |         | SE  | SW     |     | IRR | 40.0  |
|               |       |         | NE  | SE     |     | IRR | 40.0  |
|               |       |         | NW  | SE     |     | IRR | 40.0  |
|               |       |         | SW  | SE     |     | IRR | 40.0  |
|               |       |         | SE  | SE     |     | IRR | 40.0  |
| Section Acres |       |         |     |        |     |     | 320.0 |
|               |       | 13      | NE  | NE     |     | IRR | 40.0  |
|               |       |         | NW  | NE     |     | IRR | 40.0  |
|               |       |         | SW  | NE     |     | IRR | 40.0  |
|               |       |         | SE  | NE     |     | IRR | 40.0  |
|               |       |         | NE  | NW     |     | IRR | 40.0  |
|               |       |         | NW  | NW     |     | IRR | 40.0  |
|               |       |         | SW  | NW     |     | IRR | 40.0  |
|               |       |         | SE  | NW     |     | IRR | 40.0  |
|               |       |         | NE  | SW     |     | IRR | 40.0  |
|               |       |         | NW  | SW     |     | IRR | 40.0  |
|               |       |         | SW  | SW     |     | IRR | 40.0  |
|               |       |         | SE  | SW     |     | IRR | 40.0  |
|               |       |         | NE  | SE     |     | IRR | 40.0  |
|               |       |         | NW  | SE     |     | IRR | 40.0  |
|               |       |         | SW  | SE     |     | IRR | 40.0  |
|               |       |         | SE  | SE     |     | IRR | 40.0  |
| Section Acres |       |         |     |        |     |     | 640.0 |
|               |       | 14      | NE  | NE     |     | IRR | 40.0  |
|               |       |         | NW  | NE     |     | IRR | 40.0  |
|               |       |         | SW  | NE     |     | IRR | 40.0  |
|               |       |         | SE  | NE     |     | IRR | 40.0  |
|               |       |         | NE  | NW     |     | IRR | 40.0  |
|               |       |         | NW  | NW     |     | IRR | 40.0  |
|               |       |         | SW  | NW     |     | IRR | 40.0  |
|               |       |         | SE  | NW     |     | IRR | 40.0  |
|               |       |         | NE  | SW     |     | IRR | 40.0  |
|               |       |         | NW  | SW     |     | IRR | 40.0  |
|               |       |         | NE  | SE     |     | IRR | 40.0  |
|               |       |         | NW  | SE     |     | IRR | 40.0  |
|               |       |         | SE  | SE     |     | IRR | 40.0  |

10. Place of Use: Continued

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| Section Acres |       |         |        |     |     |     | 520.0 |
|               |       | 17      | NE     | SW  |     | IRR | 40.0  |
|               |       |         | NW     | SW  |     | IRR | 40.0  |
|               |       |         | SW     | SW  |     | IRR | 40.0  |
|               |       |         | SE     | SW  |     | IRR | 40.0  |
| Section Acres |       |         |        |     |     |     | 160.0 |
|               |       | 18      | NE     | NE  |     | IRR | 40.0  |
|               |       |         | NW     | NE  |     | IRR | 40.0  |
|               |       |         | SW     | NE  |     | IRR | 40.0  |
|               |       |         | SE     | NE  |     | IRR | 40.0  |
|               |       |         | NE     | NW  |     | IRR | 40.0  |
|               |       |         | NW     | NW  |     | IRR | 40.0  |
|               |       |         | SW     | NW  |     | IRR | 40.0  |
|               |       |         | SE     | NW  |     | IRR | 40.0  |
|               |       |         | NE     | SW  |     | IRR | 40.0  |
|               |       |         | NW     | SW  |     | IRR | 40.0  |
|               |       |         | SW     | SW  |     | IRR | 40.0  |
|               |       |         | SE     | SW  |     | IRR | 40.0  |
|               |       |         | NE     | SE  |     | IRR | 40.0  |
|               |       |         | NW     | SE  |     | IRR | 40.0  |
|               |       |         | SW     | SE  |     | IRR | 40.0  |
|               |       |         | SE     | SE  |     | IRR | 40.0  |
| Section Acres |       |         |        |     |     |     | 640.0 |
|               |       | 19      | NE     | NE  |     | IRR | 40.0  |
|               |       |         | NW     | NE  |     | IRR | 40.0  |
|               |       |         | SW     | NE  |     | IRR | 40.0  |
|               |       |         | SE     | NE  |     | IRR | 40.0  |
|               |       |         | NE     | NW  |     | IRR | 40.0  |
|               |       |         | NW     | NW  |     | IRR | 40.0  |
|               |       |         | SW     | NW  |     | IRR | 40.0  |
|               |       |         | SE     | NW  |     | IRR | 40.0  |
| Section Acres |       |         |        |     |     |     | 320.0 |
|               |       | 20      | NW     | NW  |     | IRR | 40.0  |
|               |       |         | SW     | NW  |     | IRR | 40.0  |
| Section Acres |       |         |        |     |     |     | 80.0  |
|               |       | 24      | NE     | NE  |     | IRR | 40.0  |
|               |       |         | NW     | NE  |     | IRR | 40.0  |

10. Place of Use: Continued

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres  |
|---------------|-------|---------|--------|-----|-----|-----|--------|
| 04N           | 03W   | 24      | SW     | NE  |     | IRR | 40.0   |
|               |       |         | SE     | NE  |     | IRR | 40.0   |
| Section Acres |       |         |        |     |     |     | 160.0  |
| Total Acres   |       |         |        |     |     |     | 2960.0 |

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

THIS WATER CARRIED IN THE PIONEER DIXIE DITCH.  
TRANS. 608.

THIS CLAIM REPRESENTS A DUPLICATE CLAIM FILED FOR RIGHT NO.  
63-00222A. THE ADDITIONAL CLAIM FILED IS CLAIM NO. A63-00222K IN  
THE NAME OF SIMPLOT. JS

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 \_\_\_\_\_

MEMORANDUM

December 26, 1996

TO: PIONEER DIXIE DITCH CO. CLAIM FILES

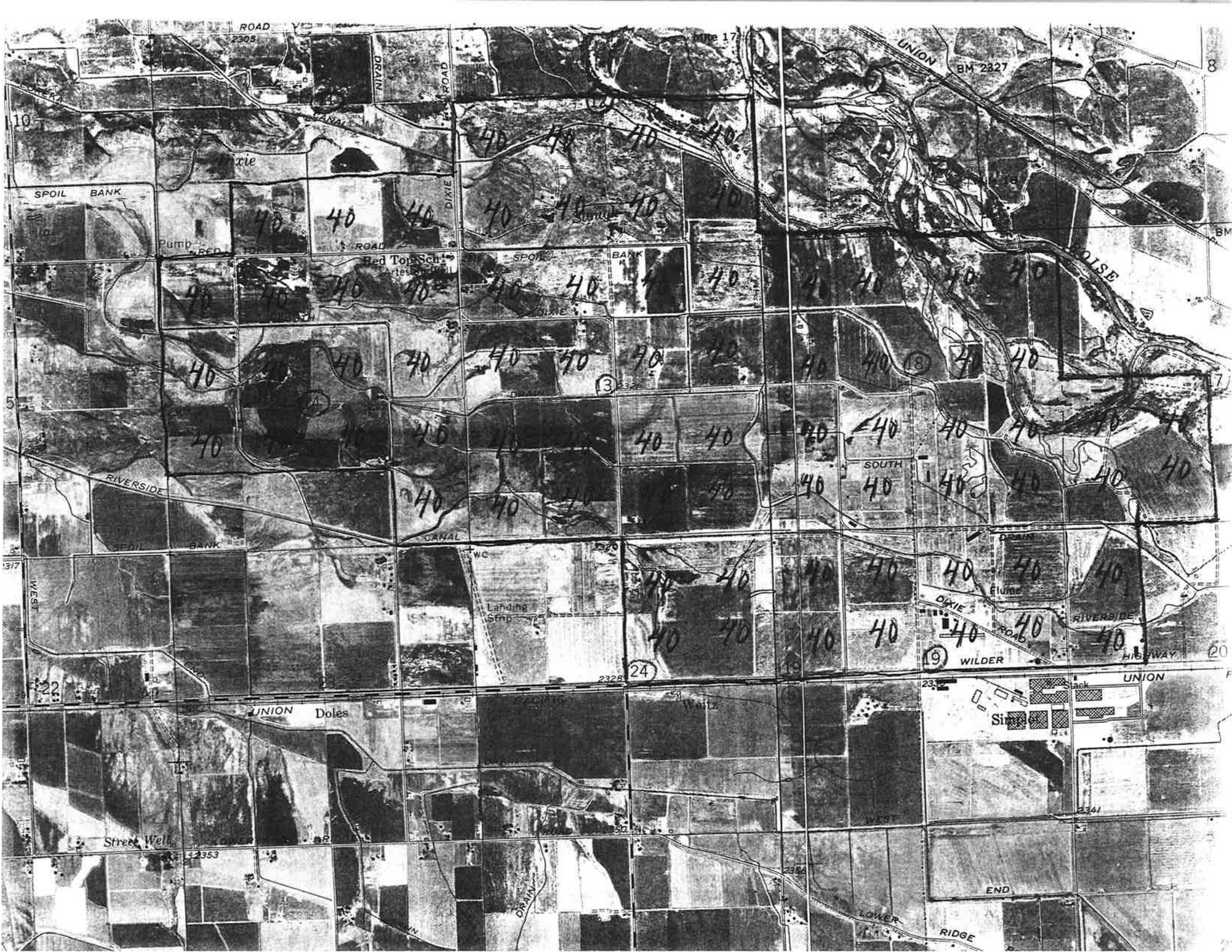
FROM: JAN SHURTE

RE: ADDITION OF PLACE OF USE

\*\*\*\*\*  
\*\*\*\*\*

The claims for the Pioneer Dixie Ditch Co. were submitted with a copy of the map outlining the acres irrigated. See copy of map in files.

The place of use was added later, using the map as a guideline. This memo is to explain the difference between the original claim submitted with the map and the claim created based on the acres outlined on the map.



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: **A63-00222M**  
Date Received: 3/12/1990  
Receipt No: C015501  
Received By: 

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

1. Name: PIONEER DIXIE DITCH CO 208-459-3915  
Address: C/O MARJORIE MAXWELL  
PO BOX 1437  
CALDWELL ID 83606-1437

2. Date of Priority: JUN 1, 1883

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 |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 04N      | 03W   | 10      | SE     | SW     |     |     | CANYON |

5. Description of diverting works:  
DIVERSION OF PIONEER DIXIE DITCH THRU RIVERSIDE CANAL DIVERSION.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.000 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER INCIDENTAL TO IRRIGATION

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
|----------|-------|---------|--------|-----|-----|-----|-------|

11. Place of use in counties:

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

THIS WATER CARRIED IN THE PIONEER DIXIE DITCH.  
TRANS. 608.

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:   1  

**For Organizations:**

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

PIONEER DIXIE DITCH, that I have signed the foregoing  
Organization

document in the space below as SECRETARY of  
Title

PIONEER DIXIE DITCH and that the statements contained in the  
Organization

foregoing document are true and correct.

Margaret C. Maxwell  
Signature of Authorized Agent

Pioneer Dixie Ditch Co.  
Title and Organization

December 18, 1996  
Date

State of Idaho )  
County of ADA ) SS.

Subscribed and sworn (or affirmed) before me this 18<sup>th</sup> day  
of December 19 96

Seal

Jan Shute  
Notary Public

Residing at Meridian ID

My Commission Expires 9-14-2000

08/17/2006

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

RIGHT NUMBER: 63-222M  
NAME AND ADDRESS: PIONEER DIXIE DITCH CO  
C/O MARJORIE MAXWELL  
PO BOX 1437  
CALDWELL ID 83606-1437

SOURCE: BOISE RIVER TRIBUTARY: SNAKE RIVER  
QUANTITY: 1.000 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 proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 06/01/1883  
POINT OF DIVERSION: T04N R03W S10 SESW Within CANYON County  
PURPOSE AND PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/01 11/15          | 1.000 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 Reservoirs 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:

2348 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.

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

This right when combined with Right Nos. 63-137A, 63-222C, 63-222N, 63-233C, 63-233L and 63-374 can be used to irrigate up to 2348 acres within the boundary of the Pioneer Dixie Ditch Company.

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

This right is designated as No. 88 in the Stewart Decree and the Boise Water Distribution Report.



**Adjudication Claim Number:** **63-222 M**

 **POD Recommended**

|                                                                                   |                             |
|-----------------------------------------------------------------------------------|-----------------------------|
|  | GCDB04N04W GCDB             |
|  | GCDB04N03W GCDB             |
|  | Piioneer dixie ditch co.shp |
|  | Recommendation POD          |



0 2 4 Miles

**Prepared by A. Warntjes  
On Tuesday, January 10, 2006  
1987/88 Aerial Photography**

(RS)

## LXXII.

That the defendant JAMES L. GRAHAM be, and he is hereby awarded the use of the waters of Boise River, diverted from a point on said river on Lot 6, Sec. 22, T. 4 N. R. 1 E. B.M., for use upon the S. 1/2 of NW 1/4 and lot 5 of Sec. 20, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0220  
110 inches, from June 1, 1882; and hereby designated as Right No. 85. And be adjudged to pay \$7.70 costs in addition to the costs incurred by him.

## LXXIII.

That the defendant FRANCIS M. JOPLIN be, and she 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 SE 1/4 of SW 1/4 of Sec. 22, T. 4 N. R. 1 E. B.M., in the following amount from the following date;

63 0221  
45 inches, from June 1, 1883; and hereby designated as Right No. 87. And be adjudged to pay \$3.15 costs in addition to the costs incurred by her.

## LXXIV.

That the defendant W. A. BLACK be, and he is hereby awarded the use of the waters of Boise River, diverted from said river through the canal now owned by the Riverside Irrigation District, Limited, Canyon County, Idaho, for use upon the E. 1/2 of Sec. 8 and all of Sec. 9, T. 4 N. R. 4 W. B.M., in the following amount and from the following date; and hereby designated as Right No. 88.

63 0222  
600 inches, from June 1, 1883. And be adjudged to pay \$42.00 costs in addition to the costs incurred by him.

## LXXV.

That the defendant the EUREKA DITCH COMPANY NO. 2 be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the south bank of said river near the SE corner of Sec. 12, T. 4 N. R. 4 W. B.M., for use upon the lands lying under its canal system, in the following amount and from the following date;

63 0223  
1085 inches, from Nov. 9, 1883.; and hereby designated as Right No. 89. And be adjudged to pay \$75.95 costs in addition to the costs incurred by it.

T- A.D. 25

P.D. 131

P.D. 171

P.D. 224

P.D. 245

P.D. 287

| TRANSFER NO. | NAME           | AMOUNT<br>C.F.S. | BALANCE<br>C.F.S. | RIGHT<br>NO. |
|--------------|----------------|------------------|-------------------|--------------|
|              | Black, W. A.   | 12.0             |                   | 63-0222      |
| 608          | Tracy, W. F.   | 1.0              | 11.0              | 63-0222A     |
| 644          | Smith, S. E.   | 0.7              | 10.3              | 63-0222B     |
| 660          | Baldwin, D. W. | 0.6              | 9.7               | 63-0222C     |

T  
MICROFILMED  
R

SCANNED  
AUG 14 2002

A  
N  
S  
F  
E

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
Certificate of Water Right  
Transferred Right No. 608.

THIS IS TO CERTIFY that W. F. TRACY, of Caldwell, Idaho, is the owner of and using certain water right, bearing date of priority of June 1, 1883, for 3.30 cubic feet per second of the waters of Boise River, in the county of Canyon, State of Idaho, said water being decreed to W. A. Black by decree of Judge George H. Stewart of the Seventh Judicial District of the State of Idaho, in and for the County of Canyon, in the case of

FARMERS CO-OPERATIVE DITCH CO.,  
a Corporation

vs. RIVERSIDE IRRIGATION DISTRICT, LTD.  
a Corporation, et al.,

said decree bearing date of January 18, 1906, for the purpose of irrigating the following described lands situate, lying and being in Water District No. 12-A, in the County of Canyon, State of Idaho, to-wit:

Northeast Quarter (NE $\frac{1}{4}$ ) and the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section 8, Township 4 North, Range 4 West, Boise Meridian.

THAT THE SAID DECREE HAS been entered in the records of the Department of Reclamation of the State of Idaho, in Book 5 of Decrees, Page 410.

THAT THE SAID Applicant has become the owner of the said land and water right by exchange of property, evidenced by deed.

THAT NOW, UPON THE APPLICATION of W. F. TRACY, of Caldwell, Idaho, for a Certificate of Transfer of Water Right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of 1 cubic foot per second of the waters of Boise River, upon the lands above described, is HEREBY ABANDONED and the lands to be irrigated under such right and to which the water right hereby confirmed shall become appurtenant, by this certificate, for irrigation and domestic purposes, are described as follows:

South half of the Southeast Quarter (S $\frac{1}{2}$  SE $\frac{1}{4}$ ) of Section 13, Township 4 North, Range 4 West, Boise Meridian,

situate, lying and being in the County of Canyon, State of Idaho, and said water to be limited at any time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

1.0 cubic foot per second of the waters of Boise River with date of priority of June 1, 1883.

THAT THE WATER RIGHTS, hereby transferred, have been diverted from the said Boise River at the

Riverside Irrigation District Point of Diversion

and conducted to the lands first described herein through the Riverside Irrigation District Canal and will hereafter be diverted into the

Priority  
no 888  
RECORDED

Riverside Irrigation District Canal to the lands of the Applicant through the Pioneer Dixie Ditch. )

THAT THE RIGHT To the use of the water aforesaid, hereby confirmed, is restricted to the lands or places of use specifically set forth in this transfer, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Department of Reclamation of the State of Idaho, to be affixed at Boise, Idaho, this 29th day of April, 1940.

JAMES SPOFFORD,  
Commissioner of Reclamation



By O. D. BECKER,  
Supervisor of Water Distribution.



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

July 19, 1996

Marjorie Maxwell  
PO Box 1437  
Caldwell, ID 83606-1437

Dear Marjorie:

Once again the question of claims filing came up concerning the rights for the Pioneer Dixie Ditch Company and Siebenberg Coop Ditch Co., Ltd. We do have claims filed for the Canyon Ditch Company, and a copy of those are enclosed for your review just in case you notice a problem with them. For the other two ditch companies, I have completed a thorough search of the Department's records, both paper and computer, and have found the following:

PIONEER DIXIE DITCH COMPANY - no recording of claims on paper or in the computer under the ditch company's name, however, we do have Receipt No. C015501 which shows a total of \$3,180 paid for filing fees for Pioneer Dixie Ditch Co. listing water right numbers 63-00137, 63-00222, 63-00233 and 63-00374. In researching which water rights Pioneer would need to file on, these numbers are the base numbers, however, Pioneer has portions of these rights. According to the Boise River Water Distribution book, Pioneer is delivered water under portions of Boise River Right No. 45 (aka Water Right #63-00137A for 33.1 cfs), No. 88 (aka Water Right Nos. 63-00222A, B & C for a total of 2.3 cfs), No. 96 (aka Water Right Nos. 63-00233C & L for a total of 2.2 cfs), and a Bryan Decree right known as Water Right No. 63-00374 for 20.9 cfs. The total of all these rights is 58.5 cfs (2925 inches). Enclosed are computer generated proof reports of each one of these rights.

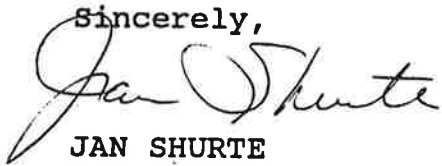
Simplot, Inc. has filed on two of these rights. Enclosed are copies of Claim Nos. A63-00222A and A63-00222B for your review. *→ DUPLICATE FILING NUMBERED No3-00222M (PIONEER DIXIE DITCH CO.)* Pioneer Dixie Ditch Company can file duplicate claims on these, or if there is some prior agreement between the ditch company and Simplot concerning the water rights, perhaps the name could be changed to add the Pioneer Dixie Ditch Company's name.

Enclosed are computer generated claims in the name of Pioneer Dixie Ditch Company for the rights listed above. The only items needed to file these are a landlist of the irrigated acres served by the ditch company in each quarter-quarter, section, township and range along with your notarized signature and title. From talking with you, it appears that a large map was made outlining these acres, however, I have not been able to locate it in any claim files or Forrest Luthy's old files.

SIEBENBERG COOPERATIVE DITCH CO., LTD. - I did locate a computer generated claim in the ditch company's name. However, I could not locate a signed copy in our files. Claim No. A63-00138D for 12.28 cfs (614 inches) covers the only Boise River right (#9) listed for the Siebenberg ditch in the Boise River Water Distribution book. This claim does have a landlist and filing fees have been paid under Receipt No. C015500. Enclosed is a computer generated copy of this claim and all that is needed is your notarized signature and title.

It appears you worked diligently towards filing these claims and I will try to provide you with any assistance you need in order to complete the filings again. I apologize for any inconvenience this may cause and please feel free to contact me with any questions or concerns you may have.

Sincerely,



JAN SHURTE  
Water Rights Supervisor  
Adjudication Section  
Western Region  
(208) 334-2190

Enclosures

NOTE: I DID NOT INCLUDE CLAIMS FOR YOU TO FILE THE  
DUPLICATE CLAIMS THAT SIMPLOT HAS CLAIMED.  
A63-00222A & A63-00222B. PLEASE LET ME KNOW  
IF YOU DO WISH TO FILE DUPLICATE CLAIMS & I  
CAN SEND THEM TO YOU FOR YOUR SIGNATURE.  
I WASN'T SURE IF YOU HAD A PRIOR ARRANGEMENT  
OR NOT. JAN

NOTE: SIMPLOT'S ORIGINAL CLAIMS RENUMBERED TO  
A63-00222K FROM A63-00222A DUE TO THIS  
DUPLICATE FILING BY PIONEER DIXIE.

WR5809NP  
No. 63-00222A

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 12/26/96  
PAGE: 3

| OWNER<br>CODE    | NAME & ADDRESS             | PRIORITY<br>DATE | WATER USE              | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------------------|------------------|------------------------|----------------------------|-------------------|---------------------|
| C                | W. F. TRACY<br>CALDWELL ID | 06/01/1883       | IRRIGATION<br>DOMESTIC | 00/00 00/00<br>00/00 00/00 | 1.000 CFS         |                     |
| TOTAL DIVERSION: |                            |                  |                        |                            | 1.000 CFS         |                     |

Water Source: BOISE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

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 | 04W | 13 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |     |
|     |     |    | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    | I  | I  | : |     |

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: CANYON

Remarks: THIS WATER CARRIED IN THE POINEER DIXIE DITCH.  
TRANS. 608.

|        |                 |                    |            |
|--------|-----------------|--------------------|------------|
| Dates: | App. Received:  | Priority Date:     | 06/01/1883 |
|        | Proof Due Date: | Proof Made Date:   |            |
|        | Exam Made Date: | Exam Sent to S.O.: |            |
|        | Licensed Date:  |                    |            |

Misc: Water District Number: 63 Field Exam Fee:

| NAME OF CANAL                                                                    | CHANGE IN<br>P. OF D. | TRANSFER | PRIORITY<br>NO. | DATE      | AMOUNT DECREED    |                   |                 | INCHES     | TOTAL<br>SEC. FT. |
|----------------------------------------------------------------------------------|-----------------------|----------|-----------------|-----------|-------------------|-------------------|-----------------|------------|-------------------|
|                                                                                  |                       |          |                 |           | STEWART<br>DECREE | STEWART<br>DECREE | BRYAN<br>DECREE |            |                   |
| PIONEER DIXIE<br><br>#8 WAS<br>COMPLETELY<br>TRANSFERRED<br>TO NEW YORK<br>CANAL |                       |          |                 |           |                   |                   |                 |            |                   |
|                                                                                  |                       |          | 8               | 9-1-1864  | 20.00             | * 35.44           | * 2.00          | 4.00       | 1000              |
|                                                                                  |                       |          | * 45            | 6-1-1869  | 35.44             | - .34             | + 4.20          | + .20      | 1772              |
|                                                                                  | 36-A                  |          | * 96            | 10-1-1887 | 2.00              | - 2.00            | 6.20            | 1.46       | 100               |
|                                                                                  | 48                    |          | * 96            | 10-1-1887 | 4.20              | 33.1              | - 1.00          | 2.30       | 210               |
|                                                                                  | 62*                   |          | * 96            | 10-1-1887 | 1.00              | 1.00              | - 3.00          |            | 50*               |
|                                                                                  | (790-111*)            |          | 8               | 9-1-1864  | 20.00             | 20.00             |                 |            | 1000*             |
|                                                                                  |                       |          | * 45            | 6-1-1869  | .34               |                   | 2.20            |            | 17*               |
|                                                                                  | 608                   | △ 88     | 6-1-1883        | 1.00      |                   |                   |                 |            | 50                |
|                                                                                  | 644                   | △ 88     | 6-1-1883        | .70       |                   |                   |                 |            | 35                |
|                                                                                  | 660                   | △ 88     | 6-1-1883        | .60       |                   |                   |                 |            | 30                |
|                                                                                  | 35*                   | * 45     | 6-1-1869        | 2.00      |                   |                   |                 |            | 100*              |
|                                                                                  | 148*                  | * 96     | 10-1-1887       | 3.00      |                   |                   |                 |            | 150*              |
|                                                                                  |                       |          | 7-3-1914        |           |                   |                   |                 |            | 045               |
|                                                                                  |                       |          |                 |           |                   |                   |                 |            | 59.5              |
|                                                                                  |                       |          |                 |           | TOTALS            |                   |                 |            |                   |
|                                                                                  |                       |          |                 |           |                   |                   |                 | 58.5       |                   |
|                                                                                  |                       |          |                 |           |                   |                   |                 | SAME TOTAL |                   |
| RIDENBAUGH (NAMPA & MERIDIAN)                                                    |                       |          | 67              | 5-1-1878  | 170.00            |                   |                 | 8500       |                   |
|                                                                                  |                       |          | 106             | 8-20-1888 | 370.84            |                   |                 | 18542      |                   |
|                                                                                  |                       | 392      | 65              | 6-1-1877  | .40               |                   |                 | 20         |                   |
|                                                                                  | 152                   | 47-A     | 4-1-1870        |           |                   | .80               |                 | 40         |                   |
|                                                                                  | 153                   | 127      | 5-1-1895        | 1.00      |                   |                   |                 | 50         |                   |
|                                                                                  | 154                   | 8-A      | 4-1-1865        |           |                   | .80               |                 | 40         |                   |
|                                                                                  | 466*                  | 106      | 8-20-1888       | 8.90*     |                   |                   |                 | 445*       |                   |
|                                                                                  | 595                   | 1        | 6-1-1864        | .20       |                   |                   |                 | 10         |                   |
|                                                                                  | 1711*                 | 67       | 5-1-1878        | .40*      |                   |                   |                 | 20*        | 534.7             |
| RIVERSIDE                                                                        |                       |          | 88              | 6-1-1883  | 12.00             |                   |                 | 600        |                   |
|                                                                                  |                       |          | 91              | 6-1-1884  | 20.00             |                   |                 | 1000       |                   |
|                                                                                  |                       |          | 95              | 1-23-1887 | 4.00              |                   |                 | 200        |                   |
|                                                                                  |                       |          | 124             | 5-1-1893  | 80.00             |                   |                 | 4000       |                   |
|                                                                                  |                       |          | 130             | 10-1-1899 | 20.00             |                   |                 | 1000       |                   |
|                                                                                  |                       |          | 133             | 6-1-1901  | 70.00             |                   |                 | 3500       |                   |
|                                                                                  |                       |          | 77-E            | 4-15-1882 |                   | 3.674             |                 | 183.7      |                   |
|                                                                                  |                       |          | 116-A           | 6-1-1890  |                   | .72               |                 | 36         |                   |
|                                                                                  |                       |          | 116-B           | 6-1-1890  |                   | .10               |                 | 5          |                   |
|                                                                                  |                       |          | 116-C           | 6-1-1890  |                   | .40               |                 | 20         |                   |
|                                                                                  |                       |          |                 | 4-1-1910  |                   |                   | 63.78           | 3189       |                   |
|                                                                                  |                       |          |                 | 4-1-1914  |                   |                   | 17.70           | 885        |                   |
|                                                                                  | 608*                  | 88*      | 6-1-1883        | 1.00*     |                   |                   |                 | 50*        |                   |
|                                                                                  | 644*                  | 88       | 6-1-1883        | .70*      |                   |                   |                 | 35*        |                   |
|                                                                                  | 660*                  | 88       | 6-1-1883        | .60*      |                   |                   |                 | 30*        |                   |
| ROEDEL DITCH                                                                     | 35                    | 45       | 6-1-1869        | 2.00      |                   |                   |                 | 100        |                   |
|                                                                                  | 175*                  | 88       | 6-1-1883        | 1.70*     |                   |                   |                 | 85*        | 290.37            |

\*SUBTRACT