

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: A63-00230F

Date Received: 9/ 8/1989

Receipt No: C011305

Received By: Updated 8-27-99

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SETTLERS IRRIGATION DISTRICT 208-344-2471
Address: PO BOX 7571
BOISE ID 83707

2. Date of Priority: OCT 17, 1884

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
03N	02E	9	NW	NW			ADA

5. Description of diverting works:
STEEL REINFORCED CONCRETE DIV. DAM TO HEADGATE AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	99.060		

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

8. Total consumptive use is 37325.7 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	01E	3	NE	SW		IRR	40.0
			SE	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
		4	SW	NE	IRR	20.0
			SE	NE	IRR	20.0
			SW	NW	IRR	35.0
					Section Acres	75.0
		5	NW	SE	IRR	40.0
			SW	SE	IRR	40.0
					Section Acres	80.0
		6	NE	SW	IRR	20.0
			SE	SE	IRR	3.0
					Section Acres	23.0
		7	NE	SE	IRR	38.0
					Section Acres	38.0
		8	SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NE	SE	IRR	20.0
					Section Acres	140.0
		9	NW	SW	IRR	24.0
					Section Acres	24.0
	01W	1	NE	SW	IRR	18.0
			NE	SE	IRR	28.0
					Section Acres	46.0
		2	SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			SE	NW	IRR	33.0
			NE	SW	IRR	12.0
			NW	SE	IRR	38.0

10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
Section Acres							203.0
		3	SW	SW		IRR	40.0
			SE	SW		IRR	40.0
Section Acres							80.0
		4	SW	NE		IRR	40.0
			NW	NW		IRR	40.0
			SE	SE		IRR	40.0
Section Acres							120.0
		5	NW	NE		IRR	40.0
			SW	NE		IRR	39.5
			SE	NW		IRR	40.5
Section Acres							120.0
		10	NW	NE		IRR	20.0
			NE	NW		IRR	30.0
			NW	NW		IRR	20.0
Section Acres							70.0
04N	01E	19	NE	NE		IRR	15.0
			NW	NE		IRR	5.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	25.0
			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							485.0
		20	NE	SW		IRR	30.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01E	20	NE		SE		IRR	20.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres 250.0					
		21	SW		SW		IRR	12.8
			SE		SW		IRR	12.8
			SW		SE		IRR	12.8
			SE		SE		IRR	12.8
			Section Acres 51.2					
		26	SW		NW		IRR	15.0
			Section Acres 15.0					
		27	SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	5.0
			NE		SW		IRR	20.0
			SW		SW		IRR	30.0
			SE		SW		IRR	30.0
			NE		SE		IRR	30.0
			NW		SE		IRR	15.0
			SW		SE		IRR	5.0
			SE		SE		IRR	30.0
			Section Acres 325.0					
		28	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
			SE		SW		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
Section Acres							520.0
		29	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
			SE	SW		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
Section Acres							520.0
		30	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	24.5
			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							624.5
		31	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	20.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01E	31	NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
Section Acres								500.0
		32	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	35.0
			NE		NW		IRR	40.0
			NW		NW		IRR	20.0
			SW		NW		IRR	20.0
			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								595.0
		33	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	4.0
			NW		SE		IRR	12.5
			SW		SE		IRR	35.0
			SE		SE		IRR	4.0
Section Acres								535.5
		34	NE		NE		IRR	10.0
			SW		NE		IRR	15.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
04N	01E	34	SE	NE		IRR	10.0	
			NE	NW		IRR	40.0	
			NW	NW		IRR	20.0	
			SW	NW		IRR	5.0	
			SE	NW		IRR	40.0	
						Section Acres	140.0	
	01W	20	SW	SE		IRR	20.0	
			SE	SE		IRR	20.0	
						Section Acres	40.0	
			21	NE	SW		IRR	20.0
				NW	SW		IRR	25.0
		SW		SW		IRR	40.0	
		SE		SW		IRR	40.0	
		NE		SE		IRR	30.0	
		NW		SE		IRR	20.0	
		SW		SE		IRR	40.0	
		SE		SE		IRR	40.0	
					Section Acres	255.0		
		22	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			
23		SW	NE		IRR	20.0		
		SE	NE		IRR	20.0		
		SW	NW		IRR	10.0		
		SE	NW		IRR	15.0		
	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			

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
Section Acres							385.0
		24	NE	NE		IRR	5.0
			NW	NE		IRR	5.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			SW	NW		IRR	35.0
			SE	NW		IRR	35.0
			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							480.0
		25	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
		26	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

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01W	26	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
		27	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
		28	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
			SE		NW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	440.0
		33	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SE		NE		IRR	24.0

Place of Use: Amended

Jun-99

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	32	NE NE		IRR	25
			NW NE		IRR	35
			SW NE		IRR	20
			SE SE		IRR	10
			NE NW		IRR	30
			NW NW		IRR	35
			SE NW		IRR	25
			NE SW		IRR	40
			NW SW		IRR	40
			SW SW		IRR	40
			SE SW		IRR	40
Section Acres						340

60 of the acres in the NE4 are delivered by Settlers Irrigation District.
The balance of the section is delivered for Settlers by the Nampa & Meridian
Irrigation District.

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01W	33	NE		NW		IRR	40.0
			NW		NW		IRR	30.0
			SE		SW		IRR	40.0
			SW		SE		IRR	40.0
							Section Acres	254.0
		34	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	30.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
							Section Acres	230.0
		35	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		SE		IRR	40.0
			NW		SE		IRR	40.0
							Section Acres	400.0
		36	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
							Section Acres	440.0
							Total Acres	11164.2

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
63-00231

14. Remarks:

FOR IRR. OF LANDS UNDER CANAL SYSTEM.

CLAIMANT IS AN IRR. DIST ORGANIZED UNDER IDAHO LAW. IT IS THERE-
FORE, AUTHORIZED TO CLAIM THIS WATER ON BEHALF OF THE OWNERS OF T
HE PROPERTIES LYING WITHIN IT'S BOUNDARY.

NOTE THAT THE ADDITION OF THE SUBMITTED LANDS LIST DOES NOT TOTAL
AS PER THEIR CLAIMED TOTAL

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 Organizations:

I do solemnly swear or affirm that I am President of
Settlers Irrigation District, that I have signed the foregoing
Organization
document in the space below as President of
Settlers Irrigation District and that the statements contained in the
Organization
foregoing document are true and correct.

Don Smith
Signature of Authorized Agent

President, Settlers Irrigation District
Title and Organization

May 21, 1999

Date

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 21 day
of May 19 99

Shannon T. Pukewich
Notary Public

Seal

Residing at Boise
My Commission Expires 9/30/2002

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: A63-00230F

Date Received: 9/ 8/1989

Receipt No: C011305

Received By:

*See Receipt W014332 for
additional fee*
AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SETTLERS IRRIGATION DISTRICT 208-344-2471
Address: PO BOX 7571
BOISE ID 83707

2. Date of Priority: OCT 17, 1884

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	9	NW	NW	NW		ADA

5. Description of diverting works:
STEEL REINFORCED CONCRETE DIV. DAM TO HEADGATE AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	99.060		

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

8. Total consumptive use is 37325.7 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	01E	3	NE	SW		IRR	40.0
			SE	SW		IRR	40.0

MICROFILMED
OCT 02 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	40.0
					Total Acres	40.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-00230, 63-00231, 63-05262, 63-03618, 63-03614

14. Remarks:

TRANS. 483.

ITEM 5=REINFORCED CONCRETE DIVERSION DAM IN RIVER TO EARTHEN CANAL, TO EARTHEN LATERAL DITCH SYSTEM.

A POWER OF ATTORNEY (EXHIBIT A) PROVIDES WRITTEN AUTHORIZATION FOR THE CHAIRMAN OF SETTLERS IRRIGATION DISTRICT TO FILE THIS CLAIM. THIS WATER RIGHT IS EVIDENCE BY TRANSFER NO. 483 (EXHIBIT C).

FEES PAID AS FOLLOWS: \$16.00 UNDER C011305, \$34.00 UNDER RECEIPT NO. W018420. KW 12/21/94

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: _____

MICROFILMED
OCT 02 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

Number Changed 12/2/92

Ident. Number: A63-00230 F

Date Received: 9/ 8/1989

Receipt No: C011305

Received By: *FW 3/18/92*

See also Receipt #W01433

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

3/18/92

1. Name: SETTLERS IRRIGATION DISTRICT
Address: PO BOX 7571
BOISE ID 83707
208-344-2471

2. Date of Priority: OCT 17, 1884

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	9		NW	NW		ADA

5. Description of diverting works:
STEEL REINFORCED CONCRETE DIV. DAM TO HEADGATE AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	99.060		

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

8. Total consumptive use is 37325.7 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	01E	3	NE	SW		IRR	40.0
			SE	SW		IRR	40.0

MICROFILMED
OCT 02 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
		4	SW	NE	IRR	20.0
			SE	NE	IRR	20.0
			SW	NW	IRR	35.0
					Section Acres	75.0
		5	NW	SE	IRR	40.0
			SW	SE	IRR	40.0
					Section Acres	80.0
		6	NE	SW	IRR	20.0
			SE	SE	IRR	3.0
					Section Acres	23.0
		7	NE	SE	IRR	38.0
					Section Acres	38.0
		8	SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NE	SE	IRR	20.0
					Section Acres	140.0
		9	NW	SW	IRR	24.0
					Section Acres	24.0
01W		1	NE	SW	IRR	18.0
			NE	SE	IRR	28.0
					Section Acres	46.0
		2	SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			SE	NW	IRR	33.0
			NE	SW	IRR	12.0
			NW	SE	IRR	38.0

MICROFILMED
OCT 02 1996

10. Place of Use: Continued

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

Section Acres 203.0

3	SW	SW	IRR	40.0
	SE	SW	IRR	40.0

Section Acres 80.0

4	SW	NE	IRR	40.0
	NE	NW	IRR	40.0
	SE	SE	IRR	40.0

Section Acres 120.0

5	NW	NE	IRR	40.0
	SW	NE	IRR	39.5
	SE	NW	IRR	40.5

Section Acres 120.0

10	NW	NE	IRR	20.0
	NE	NW	IRR	30.0
	NW	NW	IRR	20.0

Section Acres 70.0

04N	01E	19	NE	NE	IRR	15.0
			NW	NE	IRR	5.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	25.0
			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 485.0

20	NE	SW	IRR	30.0
	NW	SW	IRR	40.0
	SW	SW	IRR	40.0
	SE	SW	IRR	40.0
	NE	SE	IRR	20.0

MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01E	20	SW		SE		IRR	40.0
			SE		SE		IRR	40.0
					Section Acres			250.0
		21	SW		SW		IRR	12.8
			SE		SW		IRR	12.8
			SW		SE		IRR	12.8
			SE		SE		IRR	12.8
					Section Acres			51.2
		26	SW		NW		IRR	15.0
					Section Acres			15.0
		27	SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	5.0
			NE		SW		IRR	20.0
			SW		SW		IRR	30.0
			SE		SW		IRR	30.0
			NE		SE		IRR	30.0
			NW		SE		IRR	15.0
			SW		SE		IRR	5.0
			SE		SE		IRR	30.0
					Section Acres			325.0
		28	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
			SE		SW		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
					Section Acres			520.0
		29	NE		NE		IRR	40.0

MICROFILMED
OCT 02 1996

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01E	29	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
			SE		SW		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0

Section Acres 520.0

30	NE	NE	IRR	40.0
	NW	NE	IRR	40.0
	SW	NE	IRR	40.0
	SE	NE	IRR	24.5
	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 624.5

31	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	20.0
	NW	SW	IRR	40.0
	SW	SW	IRR	40.0
	NE	SE	IRR	40.0
	NW	SE	IRR	40.0

MICROFILMED
OCT 02 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	500.0
		32	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	35.0
			NE	NW		IRR	40.0
			NW	NW		IRR	20.0
			SW	NW		IRR	20.0
			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	595.0
		33	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	4.0
			NW	SE		IRR	12.5
			SW	SE		IRR	35.0
			SE	SE		IRR	4.0
						Section Acres	535.5
		34	NE	NE		IRR	10.0
			SW	NE		IRR	15.0
			SE	NE		IRR	10.0
			NE	NW		IRR	40.0
			NW	NW		IRR	20.0
			SW	NW		IRR	5.0
			SE	NW		IRR	40.0

MICROFILMED
OCT 02 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
			Section Acres				140.0
	01W	20	SW	SE		IRR	20.0
			SE	SE		IRR	20.0
			Section Acres				40.0
		21	NE	SW		IRR	20.0
			NW	SW		IRR	25.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	30.0
			NW	SE		IRR	20.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				255.0
		22	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
		23	SW	NE		IRR	20.0
			SE	NE		IRR	20.0
			SW	NW		IRR	10.0
			SE	NW		IRR	15.0
			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				385.0
		24	NE	NE		IRR	5.0
			NW	NE		IRR	5.0
			SW	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01W	24	SE		NE		IRR	40.0
			SW		NW		IRR	35.0
			SE		NW		IRR	35.0
			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 480.0

25	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

26	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

MICROFILMED
OCT 02 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	26	SE	SE		IRR	40.0

Section Acres 640.0

27	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

28	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
	SE	NW	IRR	40.0
	SW	SW	IRR	40.0
	SE	SW	IRR	40.0
	NE	SE	IRR	40.0
	SE	SE	IRR	40.0

Section Acres 440.0

33	NE	NE	IRR	40.0
	NW	NE	IRR	40.0
	SE	NE	IRR	24.0
	NE	NW	IRR	40.0
	NW	NW	IRR	30.0
	SE	SW	IRR	40.0
	SW	SE	IRR	40.0

Section Acres 254.0

34	NE	NE	IRR	40.0
----	----	----	-----	------

MICROFILMED
OCT 02 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
04N	01W	34	NW	NE		IRR	40.0	
			SW	NE		IRR	40.0	
			SE	NE		IRR	30.0	
			NE	NW		IRR	40.0	
			NW	NW		IRR	40.0	
			Section Acres					230.0
		35	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	SE		IRR	40.0	
			NW	SE		IRR	40.0	
			Section Acres					400.0
		36	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	
			Section Acres					440.0
			Total Acres					10824.2

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
63-00231

14. Remarks:

FOR IRR. OF LANDS UNDER CANAL SYSTEM.

CLAIMANT IS AN IRR. DIST ORGANIZED UNDER IDAHO LAW. IT IS THERE-

MICROFILMED
OCT 02 1995

14. Remarks: Continued

FORE, AUTHORIZED TO CLAIM THIS WATER ON BEHALF OF THE OWNERS OF THE PROPERTIES LYING WITHIN IT'S BOUNDARY.

NOTE THAT THE ADDITION OF THE SUBMITTED LANDS LIST DOES NOT TOTAL AS PER THEIR CLAIMED TOTAL

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 Organizations:

I do solemnly swear or affirm that I am Secretary / Treasurer of _____ Title

Settlers Irrigation District, that I have signed the foregoing Organization

document in the space below as Secretary / Treasurer of Title

Settlers Irrigation District and that the statements contained in the Organization

foregoing document are true and correct.

Victor R. Klem
Signature of Authorized Agent

Secretary / Treasurer, Settlers Irr. D.
Title and Organization

3/18/92

Date

MICROFILMED
OCT 02 1996

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of March 19 92

Kathleen A. Walker
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 2-14-1993

MICROFILMED
OCT 02 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: A63-00230
Date Received: 9/08/1989
Receipt No: C011305
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SETTLERS IRRIGATION DISTRICT 208-344-2471
Address: P.O. BOX 7571
BOISE, ID 83707

2. Date of Priority: OCT 17, 1884

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
03N	02E	9	NW	NW			ADA

5. Description of diverting works:
STEEL REINFORCED CONCRETE DIV. DAM TO HEADGATE AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	99.060		

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

8. Total consumptive use is 37325.7 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	01E	3	NE	SW		IRR	40.0
			SE	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
		4	SW	NE	IRR	20.0
			SE	NE	IRR	20.0
			SW	NW	IRR	35.0
					Section Acres	75.0
		6	NE	SW	IRR	20.0
			SE	SE	IRR	3.0
					Section Acres	23.0
		7	NE	SE	IRR	38.0
					Section Acres	38.0
		8	SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NE	SE	IRR	20.0
					Section Acres	140.0
		9	NW	SW	IRR	24.0
					Section Acres	24.0
01W		1	NE	SW	IRR	18.0
			NE	SE	IRR	28.0
					Section Acres	46.0
		2	SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			SE	NW	IRR	33.0
			NE	SW	IRR	12.0
			NW	SE	IRR	38.0
					Section Acres	203.0
		3	SW	SW	IRR	40.0
			SE	SW	IRR	40.0

10. Place of Use: Continued

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

					Section Acres	80.0
--	--	--	--	--	---------------	------

		4	SW	NE	IRR	40.0
			NW	NW	IRR	40.0
			SE	SE	IRR	40.0

← changed
to NENW
per origin
claim 3/18/91
KW

					Section Acres	120.0
--	--	--	--	--	---------------	-------

		10	NW	NE	IRR	20.0
			NE	NW	IRR	30.0
			NW	NW	IRR	20.0

					Section Acres	70.0
--	--	--	--	--	---------------	------

04N	01E	19	NE	NE	IRR	15.0
			NW	NE	IRR	5.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	25.0
			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	485.0
--	--	--	--	--	---------------	-------

		20	NE	SW	IRR	30.0
			NW	SW	IRR	40.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
			NE	SE	IRR	20.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0

					Section Acres	250.0
--	--	--	--	--	---------------	-------

		21	SW	SW	IRR	12.8
			SE	SW	IRR	12.8
			SW	SE	IRR	12.8
			SE	SE	IRR	12.8

10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
						Section Acres	51.2
		26	SW	NW		IRR	15.0
						Section Acres	15.0
		27	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	5.0
			NE	SW		IRR	20.0
			SW	SW		IRR	30.0
			SE	SW		IRR	30.0
			NE	SE		IRR	30.0
			NW	SE		IRR	15.0
			SW	SE		IRR	5.0
			SE	SE		IRR	30.0
						Section Acres	325.0
		28	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
			SE	SW		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
						Section Acres	520.0
		29	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

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01E	29	SE	SW	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0

Section Acres 520.0

30	NE	NE	IRR	40.0
	NW	NE	IRR	40.0
	SW	NE	IRR	40.0
	SE	NE	IRR	24.5
	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 624.5

31	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	20.0
	NW	SW	IRR	40.0
	SW	SW	IRR	40.0
	NE	SE	IRR	40.0
	NW	SE	IRR	40.0

Section Acres 500.0

32	NE	NE	IRR	40.0
	NW	NE	IRR	40.0
	SW	NE	IRR	40.0
	SE	NE	IRR	35.0
	NE	NW	IRR	40.0
	NW	NW	IRR	20.0
	SW	NW	IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01E	32	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	595.0
		33	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	4.0
			NW		SE		IRR	12.5
			SW		SE		IRR	35.0
			SE		SE		IRR	4.0
							Section Acres	535.5
		34	NE		NE		IRR	10.0
			SW		NE		IRR	15.0
			SE		NE		IRR	10.0
			NE		NW		IRR	40.0
			NW		NW		IRR	20.0
			SW		NW		IRR	5.0
			SE		NW		IRR	40.0
							Section Acres	140.0
	01W	20	SW		SE		IRR	20.0
			SE		SE		IRR	20.0
							Section Acres	40.0
		21	NE		SW		IRR	20.0
			NW		SW		IRR	25.0

27/90
MICROFILMED
JUL 02 1996

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01W	21	SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	30.0
			NW		SE		IRR	20.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres 255.0					
		22	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					
		23	SW		NE		IRR	20.0
			SE		NE		IRR	20.0
			SW		NW		IRR	10.0
			SE		NW		IRR	15.0
			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 385.0					
		24	NE		NE		IRR	5.0
			NW		NE		IRR	5.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			SW		NW		IRR	35.0
			SE		NW		IRR	35.0
			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

10. Place of Use: Continued

Township 04N	Range 01W	Section 24	1/4 SE	of 1/4 SE	Lot	Use IRR	Acres 40.0
Section Acres							480.0
		25	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
		26	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
		27	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

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01W	27	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
28			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
			SE		NW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
SE		SE		IRR	40.0			
Section Acres								440.0
33			NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SE		NE		IRR	24.0
			NE		NW		IRR	40.0
			NW		NW		IRR	30.0
			SE		SW		IRR	40.0
			SW		SE		IRR	40.0
Section Acres								254.0
34			NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	30.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
Section Acres								230.0
35			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	01W	35	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	SE		IRR	40.0
			NW	SE		IRR	40.0

Section Acres 400.0

36	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

Section Acres 440.0

Total Acres 10624.2

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
63-00231

14. Remarks:

FOR IRR. OF LANDS UNDER CANAL SYSTEM.

CLAIMANT IS AN IRR. DIST ORGANIZED UNDER IDAHO LAW. IT IS THEREFORE, AUTHORIZED TO CLAIM THIS WATER ON BEHALF OF THE OWNERS OF THE PROPERTIES LYING WITHIN IT'S BOUNDARY.

NOTE THAT THE ADDITION OF THE SUBMITTED LANDS LIST DOES NOT TOTAL AS PER THEIR CLAIMED TOTAL

15. Basis of Claim: DECREED

Case Number:

Court :

A63-00230

Page 10

Date: 04/27/90

MICROFILMED

OCT 02 1996

Decree date:

FARMERS CO-OP DITCH CO.

Decree Plaintiff

vs

RIVERSIDE IRR. DIST.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For 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 _____

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 63-0230

Date Received 9-08-89

Receipt Number 0011305

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Settlers Irrigation District Phone (208) 344-2471

Mailing Address P.O. Box 7571, Boise, Idaho Zip 83707

2. Date of Priority (Only one (1) per claim) October 17, 1884

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 3 N. Range 2 E. Section 9,
1/4 of NW 1/4 of NW 1/4, Govt. Lot, B.M., County of Ada

Additional points of diversion if any: _____

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. Steel reinforced concrete diversion
dam to headgate structure and earthen/gunnite lined canal to earthen lateral
ditches

MICROFILMED
OCT 02 1996

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 99.06 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 99.06 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 37,325.75 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 EXHIBIT A

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 10,664.5*

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.
63-0231 or None ()

14. Remarks: Claimant is an irrigation district organized under Idaho law. It is,
therefore, authorized to claim this water right on behalf of the owners of property
lying within the boundaries of the district.

*TOTAL SERVICE AREA WITHIN THE DISTRICT IS 12,322 ACRES

MICROFILMED
OCT 02 1996

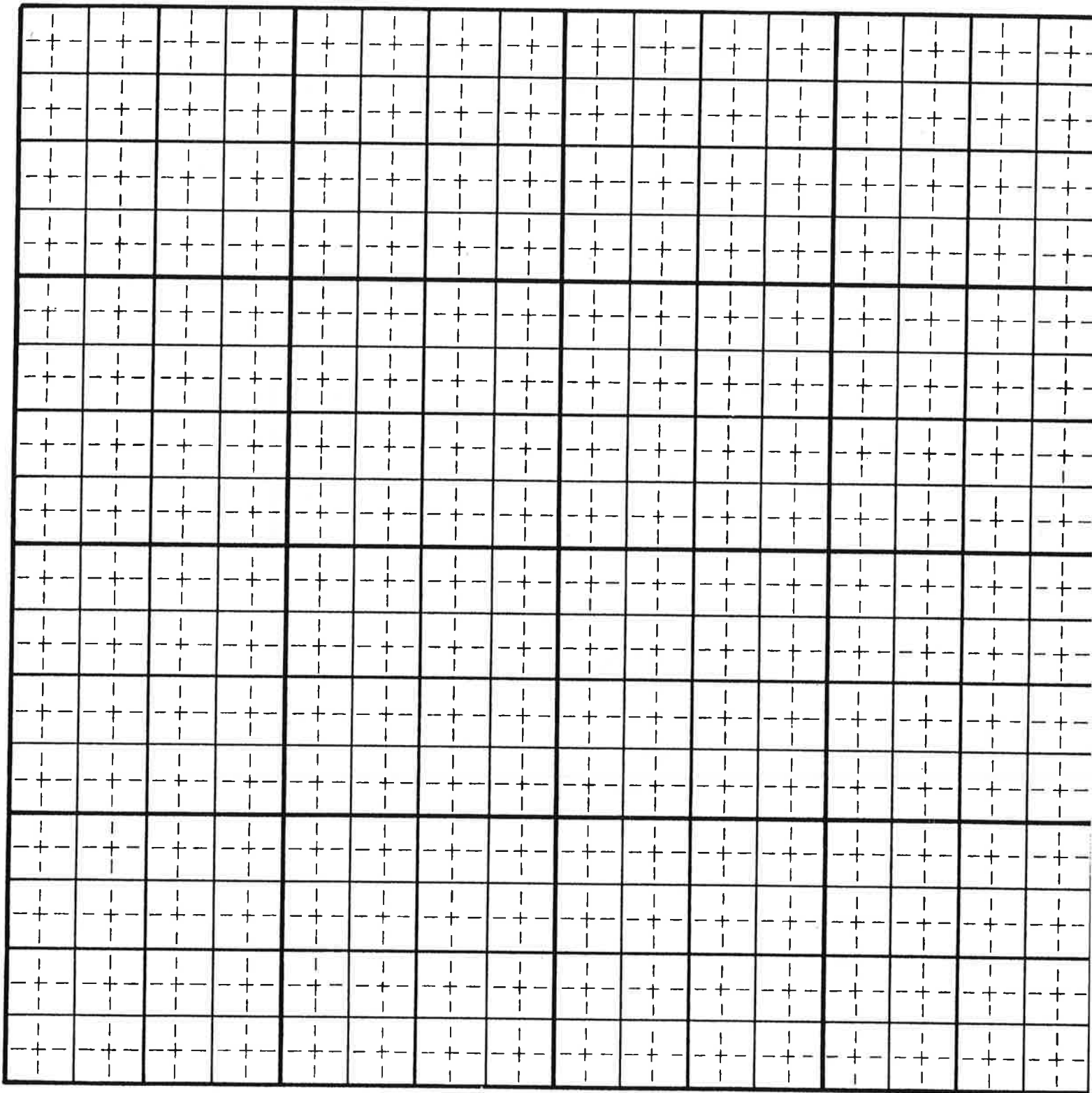
Last Name Settlers Ident No. _____

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 EXHIBIT B



MICROFILMED

OCT 02 1996

Last Name _____ 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 63-0230
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 x wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 2

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 President
Title
of Settlers Irrigation District , that I have signed the foregoing
Organization
document in the space below as President of Settlers Irrigation District
Title Organization

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

Signature of Authorized Agent Don Smith

Title and Organization

President
Settlers Irrigation District

Date 9/5/89

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

Subscribed and sworn (or affirmed) before me this 5th day of Sept 19 89

SEAL

Notary Public

Residing at

My Commission Expires

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Scott L. Campbell 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

Address P.O. Box 1539, Boise, ID 83701

Date 9/8/89

MICROFILMED
OCT 02 1996

Last Name Settlers Ident. Number _____

Copies White-State, Yellow-Claimant

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	
3N	1W	1									18				28				46
3N	1W	2			40	40	40			33	12					38			203
3N	1W	3											40	40					80
3N	1W	4			40		40											40	120
3N	1W	10		20			30	20											70

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	1W	20															20	20	40
4N	1W	21									20	25	40	40	30	20	40	40	225
4N	1W	22									40	40	40	40	40	40	40	40	320
4N	1W	23			20	20			10	15	40	40	40	40	40	40	40	40	385
4N	1W	24	5	5	40	40			35	35	40	40	40	40	40	40	40	40	480
4N	1W	25	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
4N	1W	26	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640

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	1W	27	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
4N	1W	28	40	40	40	40	40	40		40			40	40	40			40	420
4N	1W	33	40	40		24	40	30						40			40		254
4N	1W	34	40	40	40	30	40	40											230
4N	1W	35	40	40	40	40	40	40	40	40					40	40			400
4N	1W	36	40	40	40	40	40	40	40	40	40	40	40						400

TOTAL ACRES 10,664.5

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	

MICROFILMED
OCT 02 1996

*1
12

IRRIGATION WATER SOURCES

Data based on 1975 agricultural season



Private groundwater diversions



Combined small district and private Boise River diversions



Boise - Kuna Irrigation District (Boise River diversion)



Eagle Island Water Users (Boise River diversion)



Farmers Union Ditch Co. (Boise River diversion)



Little Pioneer Ditch Co. (Boise River diversion)



Nampa - Meridian Irrigation District (Boise River diversion)



New York Irrigation District (Boise River diversion)



Pioneer Irrigation District (Boise River diversion)



Settlers Irrigation District (Boise River diversion)



Private Boise River tributary diversions



District surface water and supplemental private groundwater diversion

MICROFILMED
OCT 02 1996

Shimberg No. 5119

EXHIBIT

B

YES NO

23. Should this claim be receipted and data entered?

Claim checked by:

Date:

Claim must be returned to claimant:

(Yes) ☒ (No)

Claimant must be notified of modifications:

(Yes) ☒ (No)

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Checked by:

Date:

Sent to claimant by:

Date:

Comments:

Basis of Claim should be 230A, 230B, 230D, 230E, 230F

Adj Claim A63-00230, claims quantity which

equals the total of all splits 63-00230A → K, however,

Settlers also claimed A63-00230C for the current

owners and therefore the Quantity Claimed should

be 99.06 less 0.23 cfs = 98.83 cfs. send

letter of Modification

MICROFILMED
OCT 02 1996

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Eugene C. Thomas	Michael E. Thomas	Jon A. Stenquist
John W. Barrett	Patricia M. Olsson	Tyler J. Henderson
R. B. Rock	Christine E. Nicholas	C. Edward Cather III
Richard C. Fields	Bradley J. Williams	Andrew J. Waldera
John S. Simko	Lee Radford	Tyler J. Anderson
John C. Ward	Michael O. Roe	Dylan B. Lawrence
D. James Manning	David S. Jensen	Benjamin C. Ritchie
David B. Lincoln	James L. Martin	Rebecca A. Rainey
Gary T. Dance	C. Clayton Gill	Nathan R. Starnes
Larry C. Hunter	Michael W. McGreaham	Andrew J. Snook
Randall A. Peterman	David P. Gardner	
Mark S. Prusynski	Tara Martens	Robert E. Bakes, <i>of counsel</i>
Stephen R. Thomas	Julian E. Gabiola	
Glenna M. Christensen	Kimberly D. Evans Ross	Willis C. Moffatt, 1907-1980
Gerald T. Husch	Jason G. Murray	Kirk R. Helvie, 1956-2003
Scott L. Campbell	Mark C. Peterson	
Robert B. Burns	Paul D. McFarlane	

RECEIVED

SEP 28 2007

DEPARTMENT OF
WATER RESOURCES

Boise
Idaho Falls
Pocatello
Twin Falls

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

September 27, 2007

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

Clerk of the Court
Snake River Basin Adjudication District Court
PO Box 2707
Twin Falls, ID 83303-2707

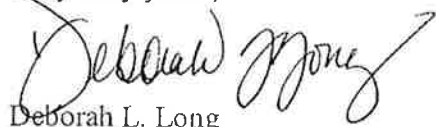
Re: SF 5 for Settlers Irrigation District Subcase Nos. 63-230L and 63-231D
MTBR&F File No. 18955.27

Dear Clerk:

Enclosed please find the Standard Form 5 for the above referenced subcases for filing with the Court.

Please return conformed copies in the envelopes provided. Thank you for your attention.

Very truly yours,



Deborah L. Long
Administrative Assistant to
Andrew J. Waldera

/dl

Enclosures

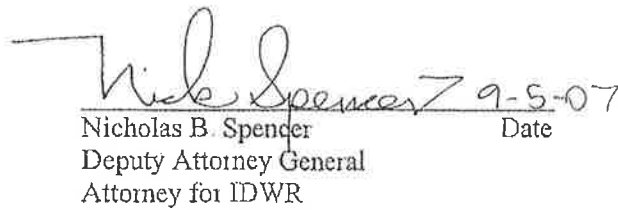
cc: Settlers Irrigation District
Idaho Department of Water Resources

In Re SRBA	)	Subcase No. 63-230L
	)	
Case No. 39576	)	
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

1.

IDWR Concurrence:

 8-31-07
Jan Shurte Date
Adjudication Supervisor

 9-5-07
Nicholas B. Spencer Date
Deputy Attorney General
Attorney for IDWR

CERTIFICATE OF MAILING

I certify that on September 27th, 2007, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

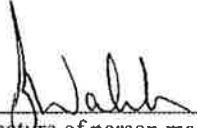
1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Andrew J Waldera
PO Box 829
Boise, ID 83701

IDWR Repository
P.O. Box 83720
Boise, ID 83720



Signature of person mailing the form

SF5 Right No. 63-230L

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

RIGHT NUMBER: 63-230L

NAME AND ADDRESS: SETTLERS IRRIGATION DISTRICT
PO BOX 7571
BOISE ID 83707

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 97.370 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: 10/17/1884

POINT OF DIVERSION:

T03N R02E S9 SWNE Lot 7 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	97.370 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 <u>with the agreement of all entities having rights in the reservoir system</u> ; provided that any such <u>diversion</u> 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:

13135 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 13135 ACRES WITHIN THE BOUNDARY OF THE SETTLERS IRRIGATION DISTRICT.

SF5 Right No. 63-230L

SF5

Right No. 63-230L

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 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

WATER IS DELIVERED THROUGH THE SETTLERS CANAL

DESIGNATED AS NO 92 IN THE STEWART DECREE AND THE BOISE RIVER
WATER MASTERS RECORDS

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 63-121, 63-122, 63-230M, 63-231D,
63-120H, 63-161AJ, 63-169A, 63-169C, 63-16532.

SF5

Right No. 63-230L

DRAFT

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

In Re SRBA	)	Subcase No. 63-230L
	)	
Case No. 39576	)	
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached amended recommendation. The parties and IDWR further agree and stipulate that the digital depiction of the boundary for Settlers Irrigation District remains unchanged since the place of use element is not contested.

CLAIMANT(s)/OBJECTOR(s):
Settlers Irrigation District

Andrew J Waldera
attorney

Date

IDWR Concurrence:

 8-31-07

Jan Shurte Date
Adjudication Supervisor

Nicholas B. Spencer Date
Deputy Attorney General
Attorney for IDWR

CERTIFICATE OF MAILING

I certify that on _____, 2007, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Andrew J Waldera
PO Box 829
Boise, ID 83701

IDWR Repository
P.O. Box 83720
Boise, ID 83720

Signature of person mailing the form

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

RIGHT NUMBER: 63-230L

NAME AND ADDRESS: SETTLERS IRRIGATION DISTRICT
PO BOX 7571
BOISE ID 83707

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 97.370 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: 10/17/1884

POINT OF DIVERSION:

T03N R02E S9 SWNE Lot 7 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	97.370 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 with the agreement of all entities having rights in <u>the reservoir system</u> ; provided that any such diversion 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:

13135 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 13135 ACRES WITHIN THE BOUNDARY OF THE SETTLERS IRRIGATION DISTRICT.

SF5

Right No. 63-230L

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 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

WATER IS DELIVERED THROUGH THE SETTLERS CANAL

DESIGNATED AS NO 92 IN THE STEWART DECREE AND THE BOISE RIVER
WATER MASTERS RECORDS

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 63-121, 63-122, 63-230M, 63-231D,
63-120H, 63-161AJ, 63-169A, 63-169C, 63-16532.

SF5

Right No. 63-230L

RECEIVED

APR 12 2006

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case No. 39576

A. Subcase 63-00230L

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Settlers Irrigation District

Address: PO Box 7571

Boise, Idaho 83707

Daytime Phone: (208) 344-2471

Name & Address of Attorney, if any:

Scott L. Campbell

Moffatt Thomas Barrett Rock & Fields

PO Box 829, Boise, Idaho 83701

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

Name: Settlers Irrigation District

Address: PO Box 7571

Boise, Idaho 83707

SCANNED
OCT 10 2006

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

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☒ **Purpose(s) of Use** See Attachment A hereto
Should be: _____
8. ☒ **Period of Year** See Attachment A hereto
Should be: _____
9. ☐ **Place of Use**
Should be: _____

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The remark, as drafted, may allow for the unilateral modification to the Memorandum of Agreement of 1953 and the Water Control Manual of 1985 based upon the passage of future state and federal laws and procedures that may threaten to undermine or abrogate the very purposes (irrigation and flood control) for which these facilities were developed, paid by, and operated for the benefit of the various irrigation entities.

F.

VERIFICATION (Must be Completed)

State of Idaho)
County of Ada) ss.

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

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

(Signature of person filing objection)

Scott L. Campbell
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

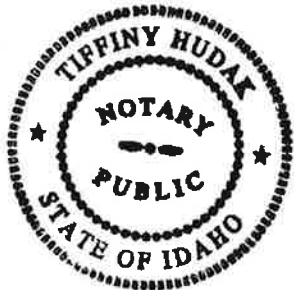
April 11, 2006

Tiffany Hudak

Notary Public for Idaho

Residing at: Boise

My Commission Expires: 9/16/09



INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

I certify that on April 11th, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

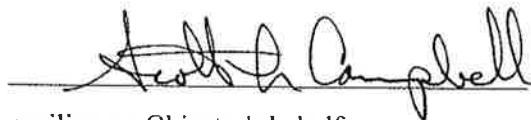
Name: Settlers Irrigation District
Address: PO Box 7571
Boise, Idaho 83707

3. Copies to:

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

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

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



mailing on Objector's behalf

**ATTACHMENT A TO
STANDARD FORM 1 – OBJECTION**

Settlers Irrigation District is objecting to inclusion of the following underlined language set forth in the remark under the Purpose and Period of Use element, as reflected on the Director's Report:

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 release for flood control by the Untied 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 Luck Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

06/22/2005

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

RIGHT NUMBER: 63-230L

NAME AND ADDRESS: SETTLERS IRRIGATION DISTRICT
PO BOX 7571
BOISE ID 83707

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 97.370 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: 10/17/1884

POINT OF DIVERSION:
T03N R02E S9 SWNE Lot 7 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	97.370 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:

13135 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 13135 ACRES WITHIN THE BOUNDARY OF THE SETTLERS IRRIGATION DISTRICT.

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

WATER IS DELIVERED THROUGH THE SETTLERS CANAL

DESIGNATED AS NO 92 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTERS RECORDS

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-121, 63-122, 63-230M, 63-231D, 63-120H, 63-161AJ, 63-169A, 63-169C, 63-16532.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-230L V1

WATER RIGHT NUMBER: 63-230L V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SETTLERS IRRIGATION DISTRICT PO BOX 7571 BOISE, ID 83707 (208)344-2471

Priority Date: 10/17/1884

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	03/01 to 11/15	97.370 CFS	
	<u>Total Diversion:</u>	97.370 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L7 (SW1/4NE1/4)	Sec. 9, Twp 03N, Rge 02E, B.M.
ADA County		

Place of Use

Conditions of Approval:

1. 135 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.
2. 155 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.
3. C18 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-230L V1

4. S45 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.

Remarks:

1. Explanatory DESIGNATED AS NO 92 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTERS RECORDS
2. Quantity THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE AT THE FIELD HEADGATE.
3. Explanatory WATER IS DELIVERED THROUGH THE SETTLERS CANAL
4. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-121, 63-122, 63-230M, 63-231D, 63-120H, 63-161AJ, 63-169A, 63-169C, 63-16532.
5. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 13189 ACRES WITHIN THE BOUNDARY OF THE SETTLERS IRRIGATION DISTRICT. 13135

Comments:

1. mcase 7/21/2004 POD
Comment: Correlated PODID 621341 from SpatialDataID 342579 to SpatialDataID 306185
2. mciscell 9/16/2004 POU
Comment: Updated Shape
3. mciscell 9/16/2004 POU
Comment: Updated Shape

Water Supply Bank:

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

RECEIVED

JUN 23 2005

WATER RESOURCES
WESTERN REGION

Boise
Idaho Falls
Pocatello
Twin Falls

Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
Robert E. Bakes
John S. Simko
John C. Ward
D. James Manning
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas
Glenna M. Christensen
Gerald T. Husch
Scott L. Campbell

Robert B. Burns
James C. Dale
Michael E. Thomas
Patricia M. Olsson
James C. deGlee
Bradley J. Williams
Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
David P. Gardner
John O. Fitzgerald, II
Julian E. Gabiola
Angela Schaefer Kaufmann
Michael W. McGreaham

Kimberly D. Evans Ross
Jon A. Stenquist
Eric M. Barzee
Valerie N. Charles
Bradley J. Dixon
Jason G. Murray
Mark C. Peterson
Andrew J. Waldera
Tyler J. Anderson
Russell G. Metcalf

Morgan W. Richards, *of counsel*

Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

June 22, 2005

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

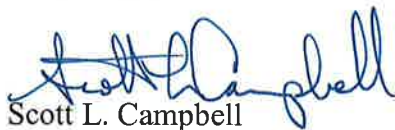
Mel Schulte
Western Region Office
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

**Re: Snake River Basin Adjudication/Preliminary Recommendations for Water Rights
in the Name of Settlers Irrigation District – Notice of Error Reply Forms**
MTBR&F File No. 18955.27

Dear Mel:

Enclosed for filing on behalf of my client, Settlers Irrigation District, please find an original and one copy of a Notice of Error Reply form for each of the following water rights: 63-230L, 63-230M, 63-231D, 63-2080, 63-3060, 63-11185, and 63-31874. Please file the originals, receive stamp the copies, and return the copies to me in the enclosed self-addressed, stamped envelope. Thank you for your assistance to this matter. If you have any questions, please do not hesitate to contact me.

Very truly yours,



Scott L. Campbell

SLC/tmh
Encl.

cc: Board of Directors (w/encl.)
Nathan Draper (w/encl.)

5/12/2005

NOTICE OF ERROR

REPLY

RECEIVED
JUN 23 2005
WATER RESOURCES
WESTERN REGION

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: 63-230L

SETTLERS IRRIGATION DISTRICT
PO BOX 7571
BOISE ID 83707
Telephone Number: (208) 344-2471

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

Quantity; Period of Use; Place of Use.

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

Quantity: Remove remark beginning with, "This right shall receive 100 percent of its decreed quantity . . ." in its entirety.

Period of Use: Remove remark beginning with, "Diversion for irrigation under this water right prior to April 1 . . ." in its entirety.

Place of Use: Remove 300 acre total limitation. Also, remove remark beginning with "The boundary encompassing the place of use for this water right is described with a digital boundary . . ." in its entirety.

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

Quantity: Water right 63-230L is a split right of the parent right 63-230, which was decreed in the name of the Settlers Irrigation District by virtue of the "Stewart Decree," dated 1/18/1906 in the case of Farmers Co-Op Ditch Co. v. Riverside Irrigation District, et al. This remark was not contained in the Stewart Decree.

Period of Use: Water right 63-230L is a split right of the parent right 63-230, which was decreed in the name of the Settlers Irrigation District by virtue of the "Stewart Decree," dated 1/18/1906 in the case of Farmers Co-Op Ditch Co. v. Riverside Irrigation District, et al. This remark was not contained in the Stewart Decree.

Place of Use: This water right is used within the service boundaries of the Settlers Irrigation District, which total an amount of 13,189 irrigated acres, and should not be limited to the irrigation

of 300 acres. Additionally, the digital boundary map was not included with the preliminary recommendation and therefore it cannot be verified as accurate.

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

DATE: 6-22-05 SIGNATURE: Richard E Allen

Please print your name: Richard Allen, President of the Board of Directors of the Settlers
Irrigation District

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, 2083342190

**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) 63-2304Owner: Settlers Augmentation Dist. Phone No. 344-2471Current Address: PO Box 7571, Boise, ID 83707

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

Accompanied by: Nathan Draper, Mgr.; Vickie Keen, Sec./Treas.
(Scott Campbell is attorney)**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: 10-17-1884 = same as decreed

(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
	7		SW	NE	9	3N	2E	Ada	GPS + USGS map.

Description of diverting works

Concrete dam in river and concrete headgate structure
diverts to the Settlers Canal and lateral system.

OVERLAP REVIEWOther water rights with the same point of diversion: 63-121, 122, 230M, 231, 31874

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

Zurwain Acres and Settlers rights both divert at
the POD above. Zurwain Acres redverts about $\frac{3}{4}$ mile
below the POD.

WATER USES☐ No change☐ Different UsesUse Irrigation From 3-1 To 11-15 Amount 97.37 CFS _____ 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:

13135																			Totals
Limited to 13,189 acres within the boundary of Settlers Irrigation			NE				NW				SW				SE				
Place of Use																			
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: Settlers water overlaps with other surface and groundwater rights owned by the shareholders.

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

63-3060 is a supplemental groundwater right and 63-2080 a surface water right added to the companies Boise River rights

Delivery System Narrative: The POP is located about 200 yds upstream from the Americana bridge on the south side of the river. Most of the canal system is rock, sand and dirt except for a stretch above Garden City that is concrete lined. A series of smaller laterals serve the individual users.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
N/A					

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Designated as No. 92

The Place of Use includes 775.49 acres within developed subdivisions that utilize company water for irrigation. (See attached letter dated July 9, 2003)

Transfer 66703 is pending on this right.

Nathan Draper the company manager assisted in developing the boundary and place of use map.

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☐ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☐ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: Conveyance loss measurements 39-2004

FIELD EXAMINER: Neil Schulte

63-230L

(222) 32

LXXVIII.

That the defendant the SETTLERS' CANAL COMPANY, Limited, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the south side of said river at the head of the Government Hay Reservation, in Sec. 9, T. 3 N. R. 2 E. B.M., for use on the lands lying under its canal system, in the following amounts from the following dates;

63 0230 *Trans. .30 Trah. .40 7-34, 35, 50, 477, 483*
4953 inches, from Oct. 17, 1884. and hereby designated as Right No. 92.
63 0231 *745, 50, 24*
3672 inches, from June 1, 1891; and hereby designated as Right No. 122.
And be adjudged to pay \$603.75 costs in addition to the costs incurred by it.

LXXIX.

That the defendants WILLIAM C. YOUNG, LIZZIE YOUNG and ESTELLA YOUNG be, and they are hereby awarded the use of the waters of Boise River, diverted at a point on the south bank of said river at or near the SE 1/4 of SW 1/4 of Sec. 10, T. 4 N. R. 3 W. B.M., through what is known as the Young ditch, for use upon lands lying under said ditch in sections 15 and 21, T. 4 N. R. 3 W. B.M., in the following amount from the following date;

63 0232
200 inches, from Jan. 23, 1887. and hereby designated as Right No. 95.
And be adjudged to pay \$14.00 costs in addition to the costs incurred by them.

LXXX.

That the defendant the AMERICAN DITCH ASSOCIATION, a corporation, 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 at or near the SE corner of SW 1/4 of Sec. 16, T. 4 N. R. 3 W. B.M., for use upon the lands lying under its canal system, in the following amount from the following date;

63 0233 *Trans. 2.0 P.D. Trans. 1475" 210"*
2390 inches, from Oct. 1, 1887. and hereby designated as Right No. 96.

And be adjudged to pay \$167.30 costs in addition to the costs incurred by it.

T- 62 P.D. 3
36 P.D. 36-A
47 P.D. 48
48 P.D. 148
111 P.D. 166
790 P.D. 172
38 P.D. 224
P.D. 171

MICROFILMED

JUN 21 1996

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-230L

WATER RIGHT NUMBER: 63-230L

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SETTLERS IRRIGATION DISTRICT PO BOX 7571 BOISE, ID 83707 (208)344-2471

Priority Date: 10/17/1884

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	03/15 to 11/15	97.370 CFS	
	<u>Total Diversion:</u>	97.370 CFS	

Location of Point(s) of Diversion

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

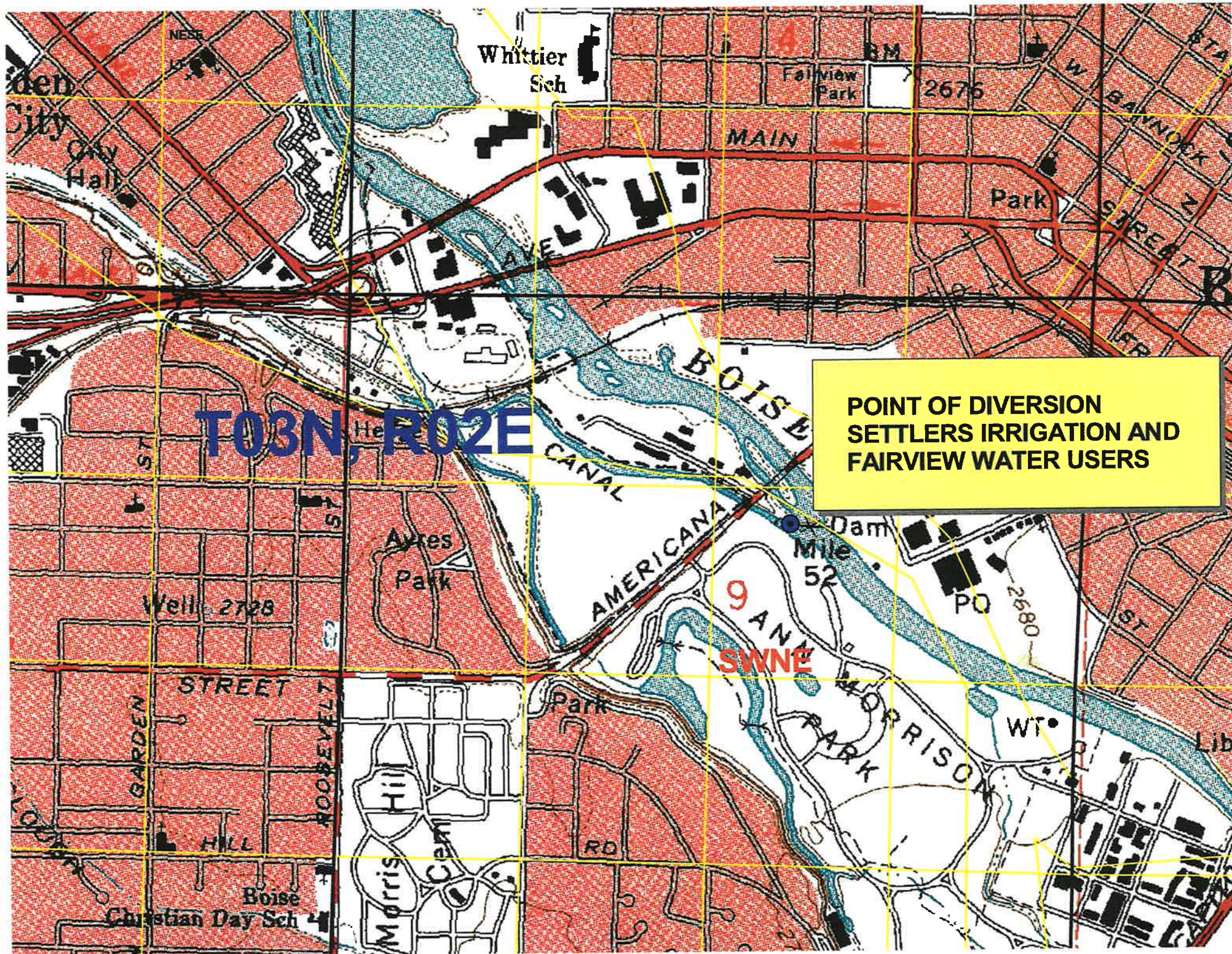
Place of Use

Conditions of Approval:

Remarks:

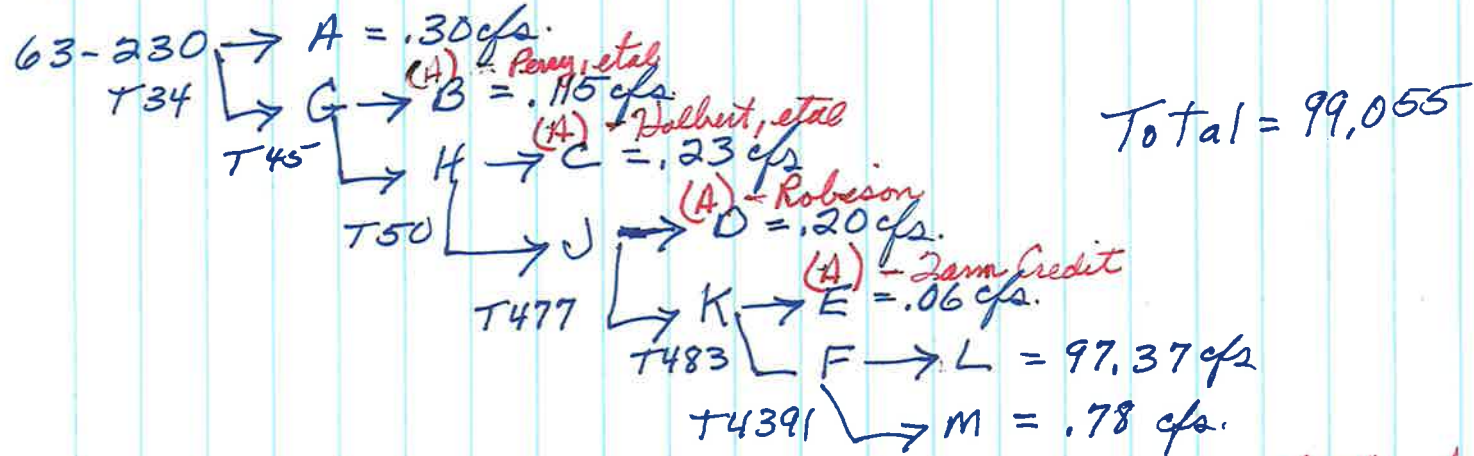
1. General Split from 63-230F by Trans. 4391.
 FOR IRR. OF LANDS UNDER CANAL SYSTEM.
 CLAIMANT IS AN IRR. DIST ORGANIZED UNDER IDAHO LAW. IT IS THEREFORE,
 AUTHORIZED TO CLAIM THIS WATER ON BEHALF OF THE OWNERS OF THE
 PROPERTIES LYING WITHIN ITS BOUNDARY.
 NOTE THAT THE ADDITION OF THE SUBMITTED LANDS LIST DOES NOT TOTAL AS PER
 THEIR CLAIMED TOTAL 60 ACRES IN THE NE1/4, T04N, R01W, S32 ARE DELIVERED BY
 THE SETTLERS IRRIGATION DISTRICT. THE BALANCE OF ACRES IN THIS SAME S32
 ARE DELIVERED BY THE NAMPA/MERIDIAN IRRIGATION DISTRICT.

Comments:



63-230L

Split tree 63-230
 63-230 as decreed = 99.06 cfs.



63-230F = 99.06 - Settlers In. (overclaimed)

Total AD claims = 99.665

less 99.06
 - .905 = total of 5 splits by transfers

98.155 = water right 63-230F prior to T4391

less - .78 = 63-230M after T4391

97.37 = 63-230L after T4391

63-230L

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Settlers Canal Company	99.06		63-0230
*34	Bruce, Walter S.	0.17	98.89	63-0230A
*45	Moore, J. E.	0.115	98.775	63-0230B
*50	Cleek, Jacob P.	0.23	98.545	63-0230C
477	Walker, Charles M.	0.2	98.345	63-0230D
483	Weasel, Franl. W.	0.06	98.285	63-0230E

T
R
A
N
S
F
E
R

* Amount determined by taking percentage of total rights.

63-230L

MEMORANDUM

TO: FILE NO. 63-00230F
FROM: PAM SKAGGS^{CS}/STATE OFFICE
SUBJECT: TRANSFER NO. 4391
DATE: July 31, 1995

Transfer No. 4391 was filed to more specifically identify the irrigation use and change the nature of use of a portion of Right No. 63-00230F, splitting the right into parts L and M.

Originally 39 acres were irrigated within the SESE, S29, but the planned development of a sports complex will reduce the actual irrigated acres to 30. One (1) acre will be converted to a lined pond approximately 5' deep. Water will be diverted directly to the pond to irrigate the 30 acres and for year round storage of 5 af for irrigation and aesthetic purposes.

The portion of the right associated with the remaining 8 acres no longer irrigated provides the rate and associated diversion volume for aesthetic use. Water will only be diverted during the irrigation season with no greater diversion than historically supplied to this land. Net consumptive use will be reduced with 8 acres removed from irrigation use.

Originally:	39 acres x 4.5 af	= 175.5 afa
After Transfer:	30 acres x 4.5 af	= 135.0 afa Irrigation
	Pond 1 acre x 5 ft	= 5.0 afa Storage Uses
No Longer Irrigated	8 acres x 4.5 af	= 36.0 afa Aesthetic Use
		176.0 afa

Pond Capacity exceeds the diversion volume for 1 acre by 0.5 afa. To compensate for the difference 0.5 afa will be reduced from the diversion volume available for aesthetic use.

135.0 afa + 5.0 afa + 35.5 afa = 175.5 afa

Recommended conditions include watermaster control, measuring device, future reporting, irrigation overlap and standard transfer conditions.

63-230L

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4391
WATER RIGHT NO. 63-00230M

This is to certify that: **SETTLERS IRRIGATION DISTRICT**
PO BOX 7571
BOISE ID 83707

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.60 CFS	135.0 AF
IRRIGATION STORAGE	01/01 to 12/31		5.0 AF
IRRIGATION FROM ST	03/15 to 11/15		5.0 AF
AESTHETIC	03/15 to 11/15	0.18 CFS	35.5 AF
AESTHETIC STORAGE	01/01 to 12/31		5.0 AF
DIVERSION TO STORA	03/15 to 11/15	0.78 CFS	
Totals		0.78 CFS	175.5 AF

SOURCE

BOISE RIVER

TRIBUTARY OF

SNAKE RIVER

Priority: 10/17/1884

LOCATION OF POINT(S) OF DIVERSION: Lot 7(SWNE), Sec. 9, Township 03N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	01E	29	SESE	30		30
Total number of acres irrigated:						30

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: AESTHETIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.

63-230L

PAGE 2

TRANSFER NO. 4391
WATER RIGHT NO. 63-00230M

CONDITIONS/REMARKS:

2. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 1st day of

August, 1995

J. Glen Saxton
Chief, Water Alloc. Bureau

63-230L

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT NO.
63-00230F & A63-00230F

Notice is hereby given that Settlers Irrigation District of Boise, ID has applied to the Department of Water Resources to change the following described water rights pursuant to section 42-222 of Idaho Code.

WATER RIGHTS AS RECORDED

Water Right No.	63-00230F
Basis	Decree
Date of Priority	10/17/1884
Source	Boise River
Amount	98.15 cfs
Use	Irrigation
Point of Div	Sec 09, T3N R2E

Place of Use	For Irrigation of Lands Under the Canal System
--------------	--

WATER RIGHT CLAIMED IN SNAKE RIVER BASIN ADJUDICATION

Water Right No.	A63-00230F
Basis	63-00230F
Date of Priority	10/17/1884
Source	Boise River
Amount	99.06
Use	Irrigation
Point of Div	NWNW, Sec 09, T3N, R2E

Place of Use	Same as above
--------------	---------------

THE FOLLOWING PORTIONS OF WATER RIGHT 63-00230F AND
ADJUDICATION CLAIM A63-00230F TO BE CHANGED AS FOLLOWS

Water Right No.	63-00230L (new portion)
Amount	.78 cfs, 5 afa Storage
Use	Irrigation/Irrigation Storage
	Aesthetic/Aesthetic Storage
Point of Div.	SWNE, Gov Lt 7, Sec 9, T3N, R2E
Place of Use	SESE, Sec 29, T3N, R2E

Water Right No.	63-00230M (remaining portion)
Amount	97.37 cfs
Use	Irrigation

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25 on or before August 8, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson
Director

Published in the Idaho Statesman on July 21 and 28, 1994.

63-230L

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CERTIFICATE OF WATER RIGHT
Transferred Right No. 477

This is to certify that Charles N. Walker of Boise, County of Ada, State of Idaho, has a right to the use of the waters of the Boise river, for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Seventh Judicial District of the State of Idaho, in and for the county of Canyon, in the case of Farmers Cooperative Ditch Company, Plaintiff, versus Riverside Irrigation District, et al, Defendants, wherein two-tenths (0.2) second feet of the waters of the Boise river, in water district 12-A, were decreed to the Settlers Canal Company for the irrigation of E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ and six acres at the southeast corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the NW $\frac{1}{4}$ SE $\frac{1}{4}$ except six acres in the southeast corner, all in Section 20, Twp. 4 N., R. 1 E., B.M., said right bearing date of priority of October 12, 1884; that a copy of said decree is now on file in the Department of Reclamation of the State of Idaho, at Boise.

That upon the application of Charles N. Walker for a 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 two-tenths of one cubic foot per second of the waters of Boise river upon the lands above described is hereby abandoned, and a description of the lands to be irrigated under such right and to which the water right hereby confirmed shall by this certificate become appurtenant, for irrigation and domestic purposes, is shown in the following list of lands, said water to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.2 sec. ft., dated October 12, 1884

The Northeast quarter of the Northwest quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of
Section 29, Township 4 North, Range 1 East. B. M.

That the water right to be transferred has heretofore and will continue to be diverted at a point in Section 9, Township 4 North, Range 2 East. B. M., and conducted through the Settlers Canal of the Settlers Irrigation District.

That the right to the use of the waters aforesaid and hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of the State of Idaho.

WITNESS, The seal and signature of the Commissioner of Reclamation of the State of Idaho, affixed at Boise, this 18th day of November, 1929.

GEO. N. CARTER
Commissioner of Reclamation.

SEAL

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CERTIFICATE OF WATER RIGHT
Transferred Right No. 485

THIS IS TO CERTIFY That Frank P. Weasel of Meridian, County of Ada, State of Idaho, has a right to the use of the waters of the Boise River, for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Seventh Judicial District of the State of Idaho, in and for the county of Canyon, in the case of Farmers Cooperative Ditch Company, Plaintiff, vs. Riverside Irrigation District, et al, Defendants, wherein three-fiftieths (0.06) second feet of the waters of the Boise river, in water district 12-A, were decreed to the Settlers Canal Company for the irrigation of E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ in Sec. 32, Twp. 4 N., R. 1 E., B.M., said right bearing date of priority of October 13, 1884; that a copy of said decree is now on file in the Department of Reclamation of the State of Idaho, at Boise.

THAT upon the application of Frank P. Weasel for a 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 three-fiftieths of one cubic foot per second of the waters of Boise River upon the lands above described is hereby abandoned, and a description of the lands to be irrigated under such right and to which the water right hereby confirmed shall by this certificate become appurtenant, for irrigation and domestic purposes, is shown in the following list of lands, said water to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.06 sec. ft., dated October 13, 1884

The Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of
Section 31, Township 4 North, Range 1 East, B.M.

THAT the water right to be transferred has heretofore and will continue to be diverted at a point in Section 9, Township 4 North, Range 3 East, B.M., and conducted through the Settlers Canal of the Settlers Irrigation District.

THAT the right to the use of the waters aforesaid and hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of the State of Idaho.

WITNESS, The seal and signature of the Commissioner of Reclamation of the State of Idaho, affixed at Boise, this 7th day of April, 1930.

GEO. N. CARTER
Commissioner of Reclamation.

S E A L

Boise
Idaho Falls
Pocatello

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
Robert E. Bakes
John S. Simko
John C. Ward
D. James Manning
Gary T. Dance
Larry C. Hunter
Morgan W. Richards
Mark A. Ellison
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas

Glenna M. Christensen
Gerald T. Husch
Scott L. Campbell
Robert B. Burns
James C. Dale
Michael E. Thomas
Patricia M. Olsson
James C. deGlee
Bradley J. Williams
Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
David P. Gardner

Julian E. Gabiola
Angela Schaer Kaufmann
Kimberly D. Evans Ross
Benjamin H. Schwartz
Jon A. Stenquist
Eric M. Barzee
Bradley J. Dixon
Jason G. Murray
Mark C. Peterson
Andrew J. Waldera
Shawn C. Nunley

Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

June 1, 2004

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise, Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

Mel Schulte
Western Region Office
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

**Re: Settlers Irrigation District Water Rights
Adjudication Claims**
MTBR&F File No. 18955.27

RECEIVED
JUN 02 2004
WATER RESOURCES
WESTERN REGION

Dear Mel:

Enclosed for filing please find amended notices of claim for the following water rights, which we are submitting on behalf of the Settlers Irrigation District: 63-00230F, 63-00231, 63-02080, 63-03060, 63-03614B, 63-03618B, and 63-05262B. Also enclosed please find notices of claim for the following water rights: 63-00230L, 63-00230M, 63-11185, 63-31264, 63-31265, and 63-31874. Copies of all claims are enclosed; please receive stamp the copies and return them in the enclosed self-addressed, stamped envelope.

Thank you for your attention to this matter. If you have any questions, please do not hesitate to contact me.

Very truly yours,



Scott L. Campbell

SLC/tmh
Enclosures
cc: Nathan Draper (w/encls.)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

JUNE 6, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

SETTLERS IRRIGATION DISTRICT
PO BOX 7571
BOISE, ID 83707

Re: Snake River Basin Adjudication (SRBA) claims review

We are currently reviewing the water right claims filed in the SRBA by all ditch companies and irrigation districts in Ada County prior to preparing our recommendations to the SRBA court. Your claims are part of this review process.

One of the end products resulting from the review process mentioned above will be a map for your organization that will include the land irrigated by your water rights and the outer perimeter boundary of the places of use. You may have already reviewed the boundary and place of use for your water rights with an employee of the department. However, if you have not recently reviewed and returned a map to us please call me at the number below as soon as possible. Establishing the most accurate boundary and place of use for your water rights is a very important initial step in our review process.

The total amount of water we will recommend for your water rights will be based on the standard of one inch (0.02 cubic foot per second) per acre or your historical diversion rate for the actual acres irrigated with your water rights as described in your boundary map. However, it is possible to have additional water for delivery loss within your ditch system and additional water for lands that require more water due to the nature of the soils. We might need additional information from you to quantify the amount of water needed for delivery loss within your canal and ditch system. We might also need from you additional data to support and quantify any excess water in addition to one inch per acre for irrigation that might be necessary.

It is our plan to prepare recommendations for your SRBA claims during the summer of 2003. In order to prepare the most accurate recommendations it's imperative that the boundary and place of use map for your organization be completed before we proceed.

If you need additional information or want to discuss these matters in more detail please call me at the number below.

Cordially,

A handwritten signature in cursive script that reads 'Mel Schulte'.

Mel Schulte
Sr. Water Right Agent
208-334-2190

RECEIVED

JUN 02 2004

WATER RESOURCES
WESTERN REGIONIN 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 63-00230L

Date Received

Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAWAttorney: Scott L. Campbell
Moffatt, Thomas, Barrett,
Rock & Fields, Chartered
P. O. Box 829
Boise, Idaho 83706
(208) 345-2000

Please type or print clearly

1. Name of Claimant (s) Settlers Irrigation District Phone (208) 344-2471
Mailing Address Post Office Box 7571, Boise, Idaho Zip 83707
2. Date of Priority (Only one (1) per claim) October 17, 1884
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 03N Range 02E Section 9,
1/4 of SW 1/4 of NE 1/4, Govt. Lot, 7 B.M., County of Ada
Additional points of diversion if any: _____
- 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.

Steel reinforced concrete diversion dam to headgate, main canal, and laterals.

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For irrigation purposes from 03/15 to 11/15 amount 97.37 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 97.37 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is n/a acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) none

10. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below. Please see attachment A
- 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 13,189

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

12. 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.

13. Describe any other water rights used at the same place and for the same purposes as described above.
63-00230F, 63-00230M, 63-00231, 63-03060, 63-03614B, 63-06318B, 63-05262B, 63-31264, 63-31265, 63-11185 or None (☐)

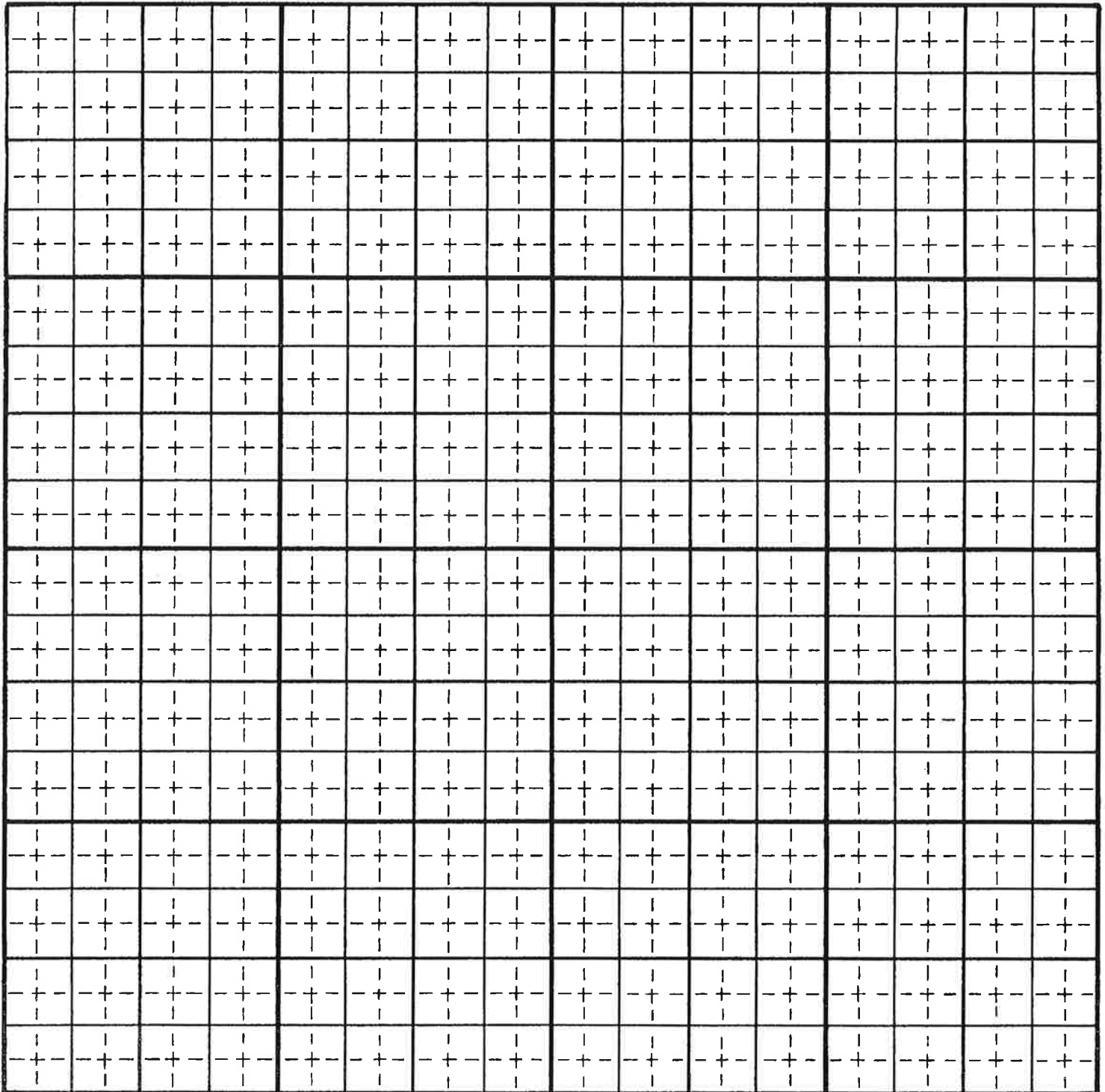
14. Remarks:

For irrigation of lands under canal system. Claimant is an irrigation district duly organized and existing pursuant to the laws of the State of Idaho. This water right is the product of water right transfer 4391, which split water right 63-00230F into 63-00230L and 63-00230M.

Last Name Settlers Irrigation District Ident No. 63-00230L

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

Scale: 2 inches equals 1 mile Please see attachment A to water right 63-00230F



Last Name Settlers Irrigation District Ident No. 63-00230L

BOI_MT2:540688.1

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree x
If applicable provide IDWR Water Right Number 63-00230F (parent)
Court _____ Case Number _____ Decree Date 1/18/1906
Plaintiff vs Defendant Farmers Co-Op Ditch Co. v. Riverside Irr. Dist.

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 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 President

Title

of Settlers Irrigation District, that I have signed the foregoing

Organization

document in the space below as President of Settlers Irrigation District

Title

Organization

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

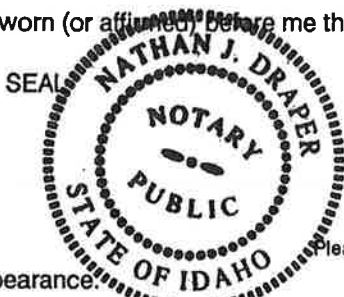
Signature of Authorized Agent Richard E. Allen

Title and Organization President, Settlers Irrigation District

Date 5-27-04

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

Subscribed and sworn (or affirmed) before me this 27th day of MAY 2004



Notary Public Nathan Draper

Residing at Boise, ID

My Commission Expires 9-25-09

Please Print Name

17. Notice of Appearance.

Notice is hereby given that I, Scott E. Campbell 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 Scott E. Campbell

Address PO Box 829, Boise, Idaho 83701

Date 6/01/04

Last Name Settlers Irrigation District Ident. Number 63-00230L

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4391
WATER RIGHT NO. 63-00230M

This is to certify that: **SETTLERS IRRIGATION DISTRICT**
PO BOX 7571
BOISE ID 83707

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.60 CFS	135.0 AF
IRRIGATION STORAGE	01/01 to 12/31		5.0 AF
IRRIGATION FROM ST	03/15 to 11/15		5.0 AF
AESTHETIC	03/15 to 11/15	0.18 CFS	35.5 AF
AESTHETIC STORAGE	01/01 to 12/31		5.0 AF
DIVERSION TO STORA	03/15 to 11/15	0.78 CFS	
Totals		0.78 CFS	175.5 AF

SOURCE

BOISE RIVER

TRIBUTARY OF

SNAKE RIVER

Priority: 10/17/1884

LOCATION OF POINT(S) OF DIVERSION: Lot 7(SWNE), Sec. 9, Township 03N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	01E	29	SESE	30		30
Total number of acres irrigated:						30

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: AESTHETIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.

MICROFILMED
OCT 02 1996

TRANSFER NO. 4391
WATER RIGHT NO. 63-00230M

CONDITIONS/REMARKS:

- * 2. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
- * 3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

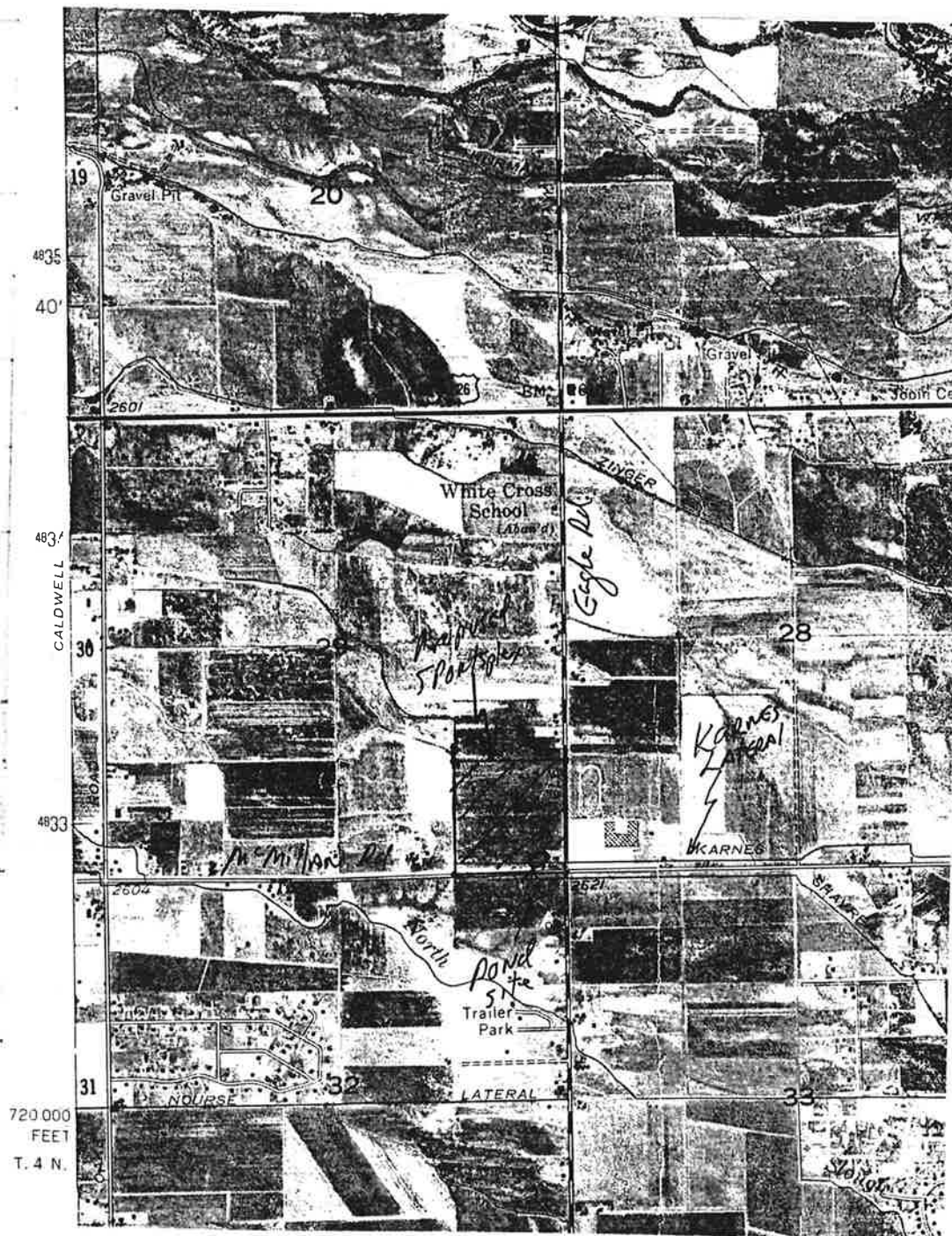
Dated this 1st day of August, 1995.

J. Glen Saylor
Chief, Water Alloc. Bureau

MICROFILMED
OCT 02 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



T4N
R1E
S.29
SESE
P/U

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	Storage Div. to storage Aesthetic	5 AT .78 cfs	all year. as available during irrig. season deliveries	to _____

2. Quantity and quality of return flows and location of discharge:

Return flows from pond will go to Karness Lateral in SESESE S. 29.
Quality of water should be more or less the same as available in lateral

3. Describe effects on other water uses resulting from the proposed change:

All of the water currently delivered to the tract will be routed to the pond (1 acre area & 5' deep). 30 acres will be irrigated with .60 cfs of this water pumped from pond for sprinkler system to be installed. Pond will be lined to retain some water outside of irrigation season. There will be no increase in water delivered to site or used on site. No anticipated impact on other water uses or water users.

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

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

Don Smitchger Pres
(Signature of Applicant) (AND TITLE)

Subscribed and sworn to before me this 7th day of June, 19 94.

Elizabeth M Matlock
(Notary Public)

My commission expires 3/5/99

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 3 attachments

Received by DWR Date 6/8/94 Protest filed by _____

Prelim. check by _____ Fee \$50

Receipted by dw Date 6/8/94 C 030475

Published in Ed. Stateman Copies of protest forwarded by _____

Pub. dates 7-21 + 28, 1994 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4391

RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED

JUN 08 1994

JUN 08 1994

WATER RESOURCES
WESTERN REGION

Department of Water Resources
Name of applicant _____

Settlers Irrigation District

Phone

344-2471

Post Office address

P.O. Box 7571

Boise

10

83707

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Provide more efficient way to use district water at proposed city sportsplex site. Will include construction of lined pond to be filled by shares of district water associated with this land. Reduced number of acres will be irrigated. Water to be delivered during irrigation season only but pond

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-------------------------|------------|-----------------------|------------------|----------------|
| 63-00230 ~~X~~ M | 10/17/1984 | | | _____ to _____ |
| _____ | _____ | | | _____ to _____ |
| _____ | _____ | SEE Attachment B | | _____ to _____ |
| _____ | _____ | | | _____ to _____ |

2. Total amount of water being transferred .78 cubic feet per second and/or 5.0 acre-feet per annum. (of storage)
3. Source of water BOISE RIVER tributary to SNAKE RIVER
4. Point(s) of Diversion: NO CHANGE in P/O BUT DECREASED DESCRIPTION CLARIFIED TO 1/4-1/4

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
07	—	SW	NE	09	3N	2E	Ada	Settlers Canal Diversion Dam & Headgate(s) at River - SEE Remarks and Attachment C

5. Lands irrigated or place of use:

[illegible]

Total acres 30

PART 1**6. General Information:**

- a. Description of diversion system Div. dam, Settlers Canal to Karnes Lateral, 8" headgate to 8" buried pipe to pond. Pump from pond to irrigated acres.
Currently, no pumping occurs at irrigated site where sportsplex will be.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Before transfer - 39 ac. irrigated with .78 cfs
After transfer - 30 ac. "
- 1 ac. covered by pond on currently irrigated land
- 8 ac. non-irrigated (roads etc. in sportsplex)

d. Remarks:

Water delivered to tract via Karnes Lateral is SESE 5.29 T4N R1E.
District considers its canal to begin at measuring point in NWNW
5.9 T4N R1E. Transfer splits rights into portions I (.97.37 cfs) for remainder of
district lands and L (.78 cfs) for SESE 5.29, although both portions remain under
district ownership.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

*claimed in SRBA
 AS A63-00230F*

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-00230F Decreed to Settlers Canal Co.
 in case of Riverside Irr. Dist. vs. Farmers Coop Ditch Co.
 dated 1/18/1906 in 7th Judicial Dist. county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 483 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below: Shows gift of land in 5856 S. 29 to city of Boise☐ Tax Notice☒ Warranty Deed☐ Other _____3. Source of water Boise River tributary to Snake River4. Date or priority 10/17/1884

5. Water is used for the following purpose:

amount 98.15 for Irrigation purposes from not shown to in decree
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 98.15 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
				9	3N	2E	Ada	1/4 1/4 not shown in decree

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

FOR IRR. OF LANDS UNDER CANAL SYSTEM

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-00231 63-02080

63-03060 63-11185

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(L) NO split in ownership of right - this pg. just shows shares currently available for (If the entire right is to be changed by the applicant, omit part B and C.) tract in question.

1. amount .78 for Irrigation purposes from undivided in to the decree
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
				9	3N	2E	Ada	Fettler's Canal - 1/4 1/4 not defined in decree

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	1E	29																39	39

Total acres 39**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT** (omit if there is no change) (M)

1. amount 97.37 for Irrigation purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

AS Above

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Remaining lands within Irrig. District boundary

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
																			—

Total acres —

DEED OF GIFT

THIS INDENTURE, made this 11th day of March, 1993, by and between Idaho Foundation for Parks and Lands, Inc., a not-for-profit corporation, with an address at 1020 W. Franklin Street, Boise, ID 83702 as Grantor and city of Boise, P.O. Box 500, Boise, ID 83701 as Grantee.

WITNESSETH:

That Grantor, in consideration of its duty of public benefit to the citizens of the State of Idaho does by these presents, give, grant, alien and confirm unto Grantee and to its successors and assigns forever, all of the following real property situated in the county of Ada, State of Idaho:

Tax Parcels #SO529449350 and #SO529449100
of the SOUTHEAST 1/4 of the SOUTHEAST 1/4,
SECTION 29, TOWNSHIP 4 NORTH, RANGE 1 EAST,
Boise Meridian.

TO HAVE AND TO HOLD the said premises with their appurtenances unto said Grantee, its heirs and assigns, for the use and benefit of the citizens of the city of Boise City, Idaho.

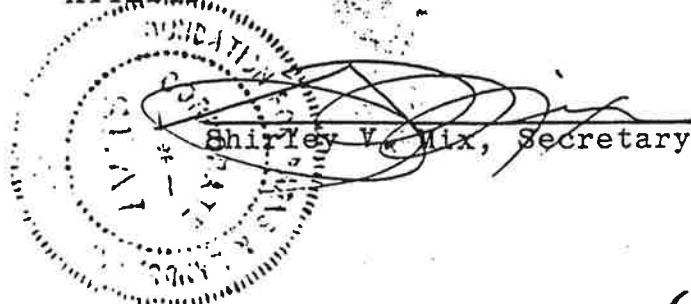
IN WITNESS WHEREOF, said Grantor has duly caused this Deed of Gift to be subscribed in its corporate name by its President and Secretary this 11th day of March, 1993.

IDAHO FOUNDATION FOR PARKS & LANDS, Inc.

BY

Hope Kading, President
Hope Kading, President

ATTEST:



STATE OF IDAHO)
 : ss.
County of Ada)

On this 12th day of March, 1993, before me, the undersigned notary public for said State, personally appeared HOPE KADING, known to me to be the President, and SHIRLEY V. MIX, known to me to be the Secretary, of the IDAHO FOUNDATION FOR PARKS AND LANDS, Inc., and acknowledged to me that they executed the within and foregoing instrument for and on behalf of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by official seal the day and year in this certificate first above written.

Carole L. Kiser
NOTARY PUBLIC FOR IDAHO, Boise
Commission Expires: 5-19-98



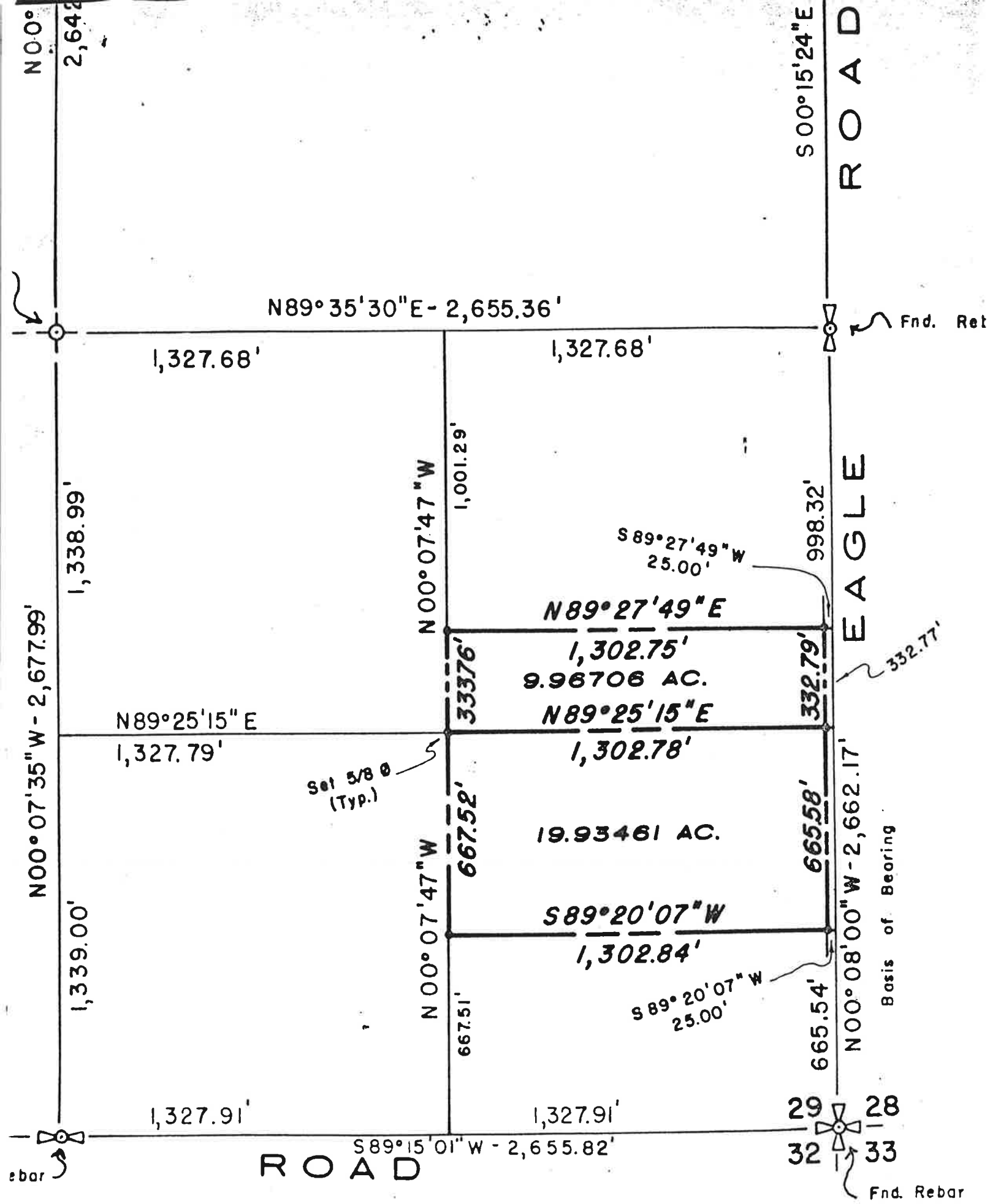
EXHIBIT "A"

THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29,
TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO,

EXCEPTING THEREFROM THAT PARCEL OF LAND DESCRIBED AS:

BEGINNING AT THE SECTION CORNER COMMON TO SECTIONS 28, 29, 30 AND 32, TOWNSHIP 4 NORTH,
RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO; THENCE
25.0 FEET NORTH ON THE CENTER LINE OF THE EXISTING NORTH SOUTH STATE OF IDAHO ROAD;
THENCE
WEST 25.0 FEET TO THE EXISTING STATE OF IDAHO RIGHT-OF-WAY MARKER, MARKING THE REAL
POINT OF BEGINNING; THENCE
NORTH 185 FEET PARALLEL TO THE CENTER LINE OF THE EXISTING NORTH SOUTH STATE ROAD;
THENCE
SOUTH 185 FEET 89 09' WEST; THENCE
SOUTH 185 FEET; THENCE
185 FEET NORTH 89 09' EAST TO THE REAL POINT OF BEGINNING.

END OF LEGAL DESCRIPTION



5535 S. 29th

Frank Root

Karnes

05066462505

5052949100

00911462505

S0529417450

0506446250

15819

16/21

112965

(1503)
(1184)

11503

1150

1661

(508103)

(354)

5554

11355)

(457)

(555)

(353)

1150

1661

G3. 00230 L

Part 1, B1:

AMOUNT	NATURE OF USE	PERIOD OF USE
.78 cfs	Diversio to Storage	3/15 to 11/15
5 AF	Irrigation Storage	" " "
5 AF	Irrigation from storage	" " "
.60 cfs	Irrigation	" " "
.18 cfs	Aesthetic	" " "
5 AF	Aesthetic Storage	1/1 " 12/31

The .78 cfs irrig. water for 39 acres currently in use will be re-configured to allow a small pond (lined to hold some water outside of irrig. season) & to allow continued irrigation of 30 acres.

No increase in consumptive use: pond will be on land now irrigated & evaporative losses outside of irrigation season are insignificant.

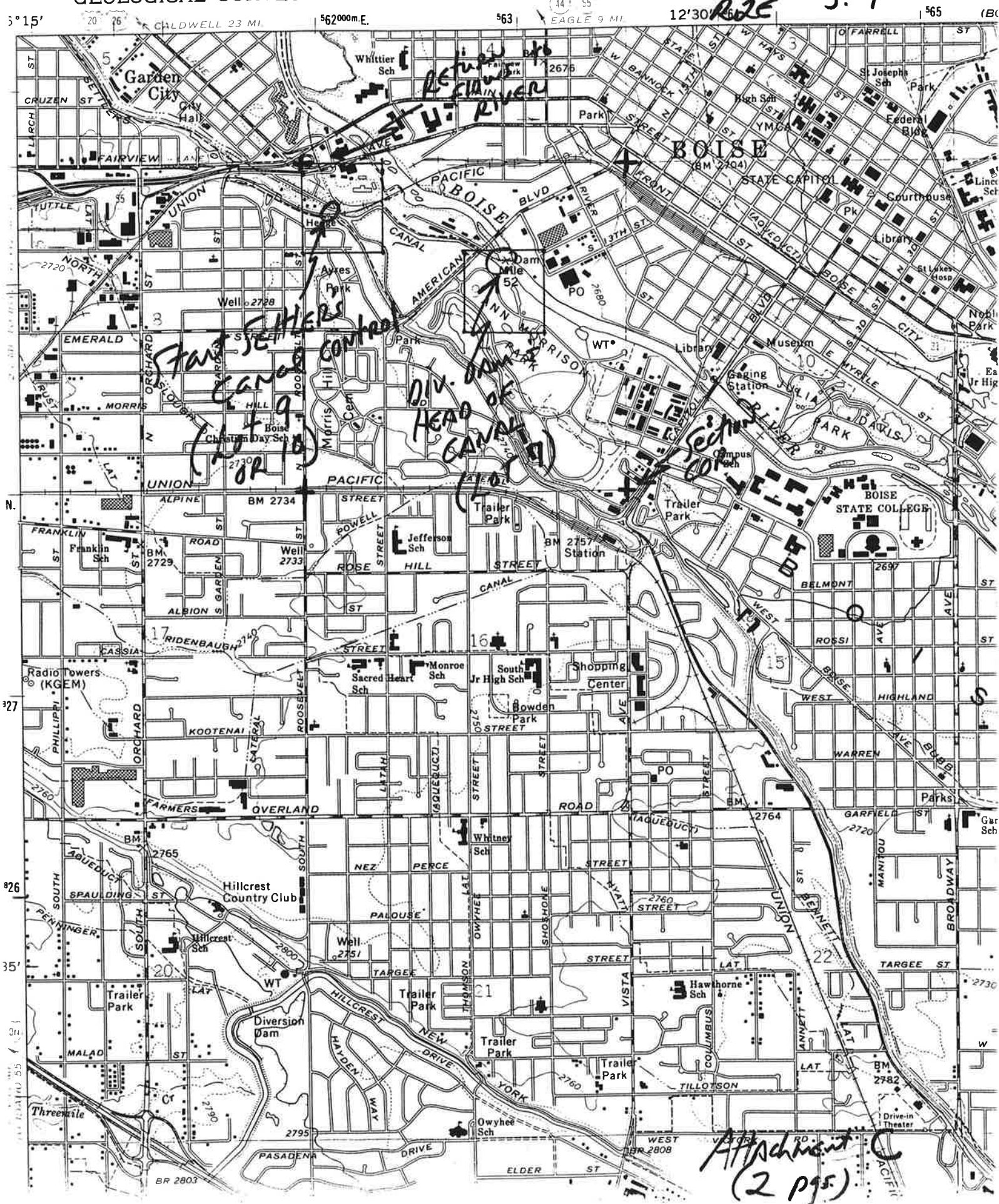
No deliveries beyond the amount historically provided to the acres will occur.

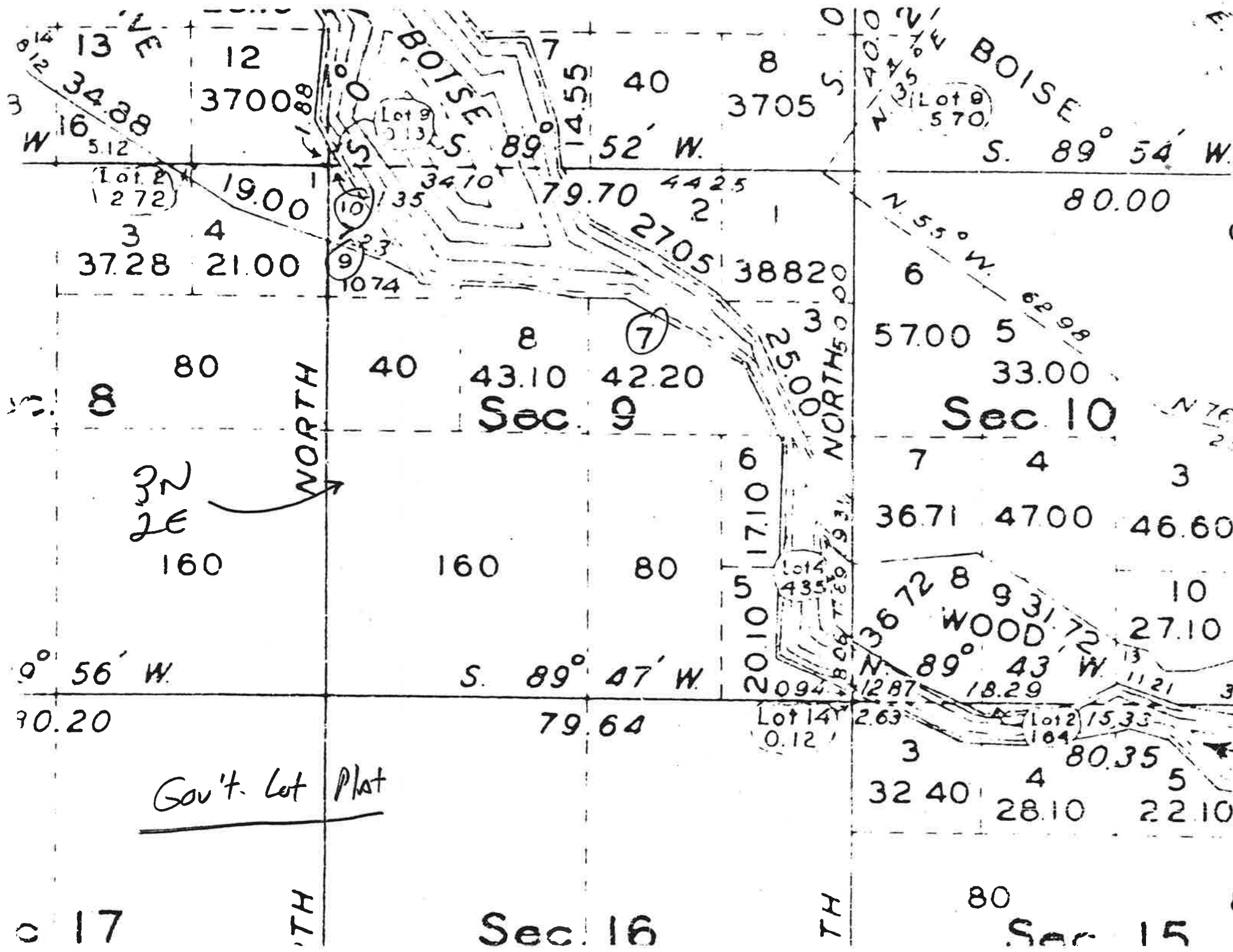
Total water used after transfer = .78 cfs which includes 5 A.F. of storage on-site.

Attachment B

Settler Canal P/O

T3N 5.9
D2E





SETTLERS IRRIGATION DISTRICT

ADDITIONAL INFORMATION

DATE: JUNE 28, 2005

BY: MEL SCHULTE

The main contact for Settlers Irrigation District is Nathan Draper (344-2471 or 870-6509 = Cell). Vicki Keen, Sec/Treasurer, was a lot of help in providing information needed during the claims review process. Scott Campbell, Elam & Burke, is the company's attorney. He wants copies of all correspondence including our recommendations.

There are no major issues of concern with Settlers Irrigation District claims.

Nathan and the officers of the company reviewed the place of use and boundary map and Vicki Keen provided a list of the acres irrigated within developed subdivisions. Settler's claims were amended to include the total of 13189 acres after the first draft map was prepared. The first map was amended slightly. The recommended acre limitation is now 13135 that include 12360 digitized acres plus 775 acres delivered and used within developed subdivisions. They indicated during one of our meetings and discussions that they deliver about 5/8 of an inch of water per share. This number is supported by the total number of acres irrigated compared to their decreed and licensed total of 179.08 cfs.

The company POD was verified by GPS and USGS topo map Boise South. The POD and the first ½ mile of Settlers Canal are shared with Fairview Acres Water Users.

Claim 63-31874 was filed after we estimated the delivery loss in portions of Settlers canal system. Nathan Draper assisted in obtaining the information and measurements for the delivery loss estimates. This claim was disallowed because in recent years the historical diversions by the water master do not support more water deliveries than their decreed rights. This was explained to Nathan Draper in their office on June 20, 2005. The notice of error filings state they do not agree.

The companies notice of error filings indicate they disagree with the "stepdown" remark the season of use remark that are standard to all recommendations because these remarks are not in the Stewart Decree. More than likely they will object to these remarks in the objection period also.

There is a pending transfer that could amend 63-230L.

MTS

SETTLERS' IRRIGATION DISTRICT

P.O. BOX 7571 • BOISE, IDAHO 83707
PHONE 344-2471

RECEIVED

JUL 10 2003

**WATER RESOURCES
WESTERN REGION**

July 9, 2003

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

Re: SRBA Acreage Request

Dear Mel:

Here is the list of subdivisions and corresponding acreages you requested relevant to our water rights claims.

SUBDIVISION	ACRES
HERITAGE SUBDIVISION 1 & 2	69
DEMEYER PARK 1, 2 & 3	47.97
WHISPERING CLIFFS 1, 2 & 3	24.201
GREYLOCH SUBDIVISION PHASE 2	10
LEATHER & SUEDE SUBDIVISION	8.587
SKYLINE SUBDIVISION 4 & 5	39.451
FRONTIER SUBDIVISION 2, 3, 4 & 5A	18.564
ELGIN SUBDIVISION	20
EAGLESON'S-USTICK SUBDIVISION (originally)	160
Bush Meadows (originally part of Eagleson's-Ustick Sub)	10.08 A
Goldenrod Park (originally part of Eagleson's-Ustick Sub)	3.83 A
BIG SKY 1, 2 & 3	75.409
COMBES PARK 1 & 2	37.76
BINGHAMSHIRE SQUARE 1 & 2	20.75
LEWIS & CLARK SUBDIVISION 1, 2, & 3	42.094
WILLOW GROVE	12.4
GINGER CREEK	48.311
WAGON WHEEL MANOR (not in District)	
DORIS SUB	28.963
MERIDIAN MANOR (not in District)	

WATERBURY PARK	28
SHAMROCK WEST	22.46
BRYSON SUB	31.686
FULLER RANCHETTES	29.88
TOTAL	775.486

If you require any more information, we will be happy to assist.

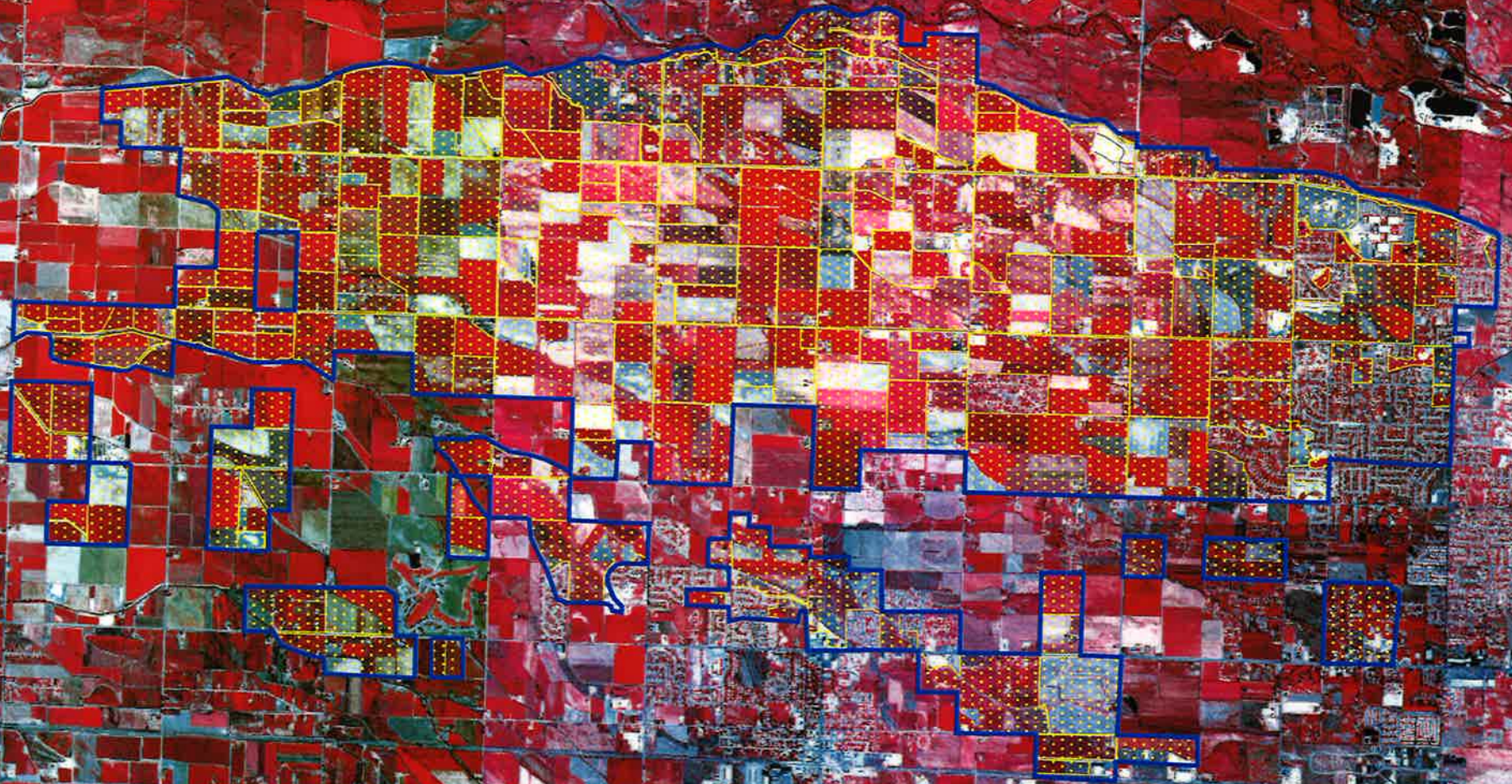
Sincerely,



Vicki R. Keen, Secretary/Treasurer
Settlers Irrigation District

cc: Scott Campbell

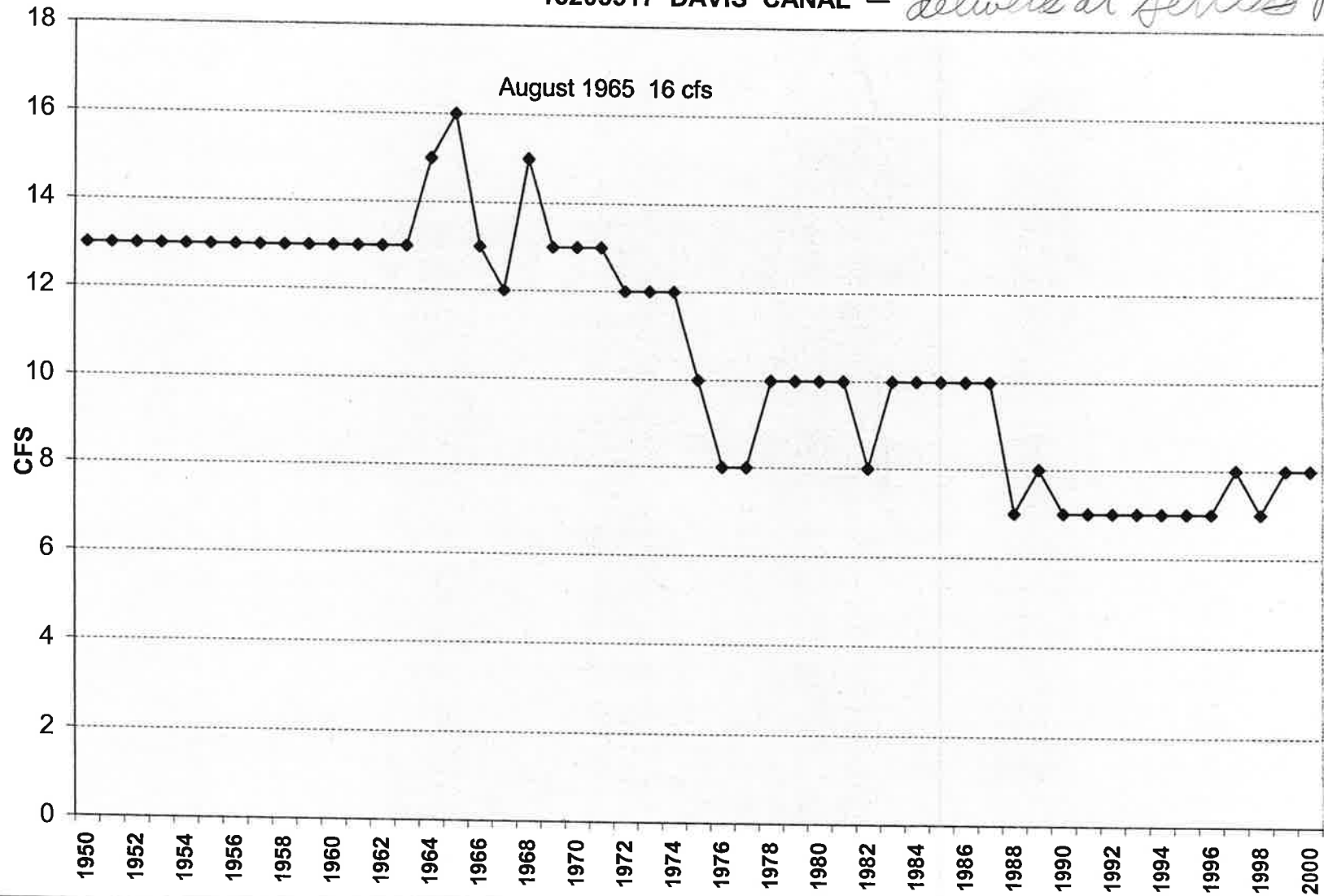
**SETTLERS IRRIGATION DISTRICT
AMENDED BOUNDARY AND PLACE OF USE
DIGITIZED ACRES = 12360 + 775 = 13135**



MAXIMUM MONTHLY DIVERSION 1950-2000

13205517 DAVIS CANAL —

delivered at Lettles PAD

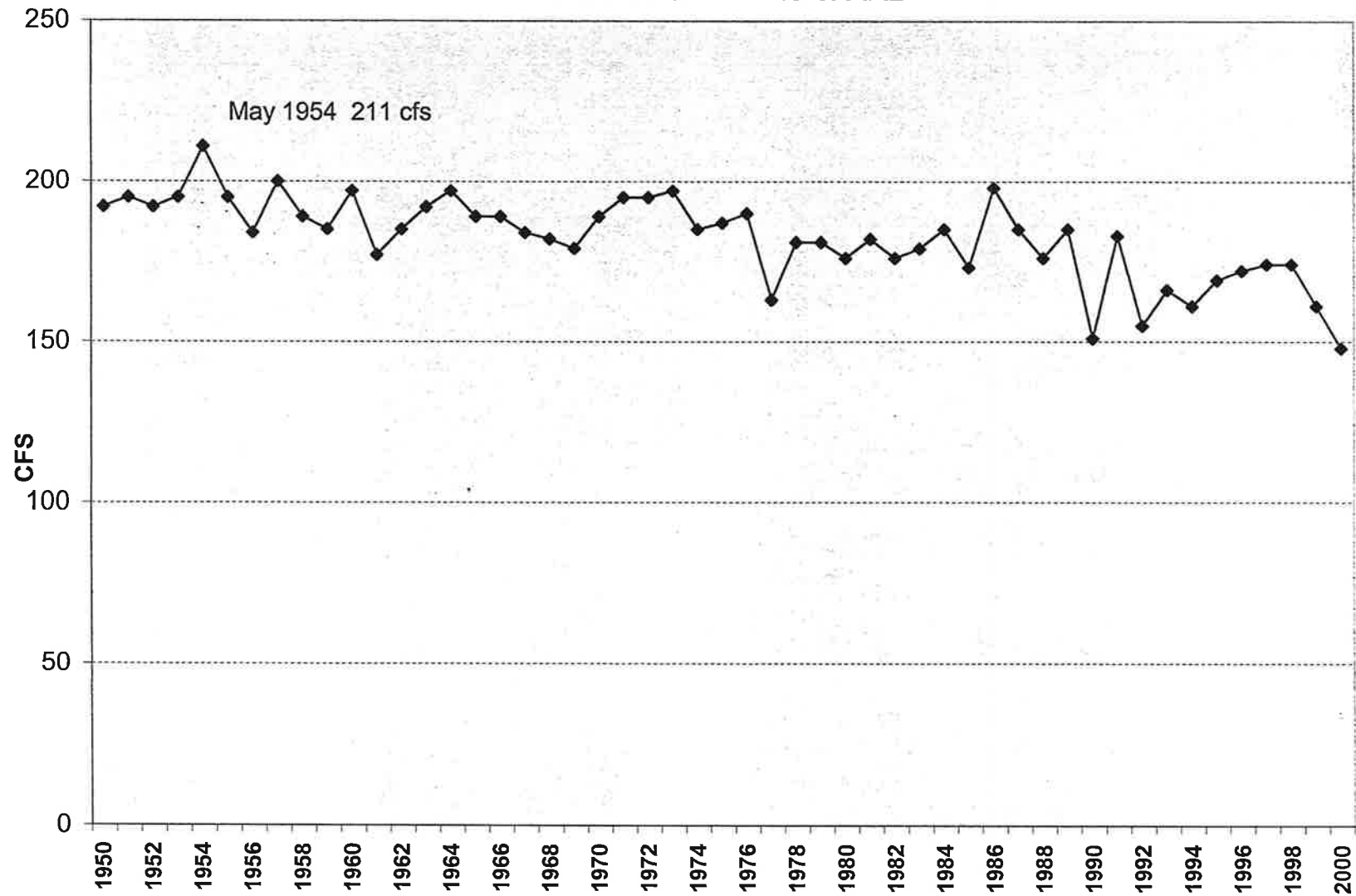


13205517	EST(1928-63)	AND	HISTORIC	DIVERSION	OF	DAVIS	CANAL	→ delivered to Settlers canal (CFS)							
W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN		
1950	5	0	0	0	0	0	0	5	13	13	13	10	72		
1951	3	0	0	0	0	0	0	8	13	13	13	10	74		
1952	3	0	0	0	0	0	0	3	13	13	13	10	69		
1953	3	0	0	0	0	0	0	8	13	13	13	12	76		
1954	5	0	0	0	0	0	0	7	13	10	13	12	72		
1955	5	0	0	0	0	0	0	0	13	13	13	8	63		
1956	3	0	0	0	0	0	0	10	13	13	13	10	76		
1957	3	0	0	0	0	0	0	5	13	13	13	12	73		
1958	5	0	0	0	0	0	0	8	13	13	13	12	78		
1959	5	0	0	0	0	0	0	12	13	13	13	10	79		
1960	3	0	0	0	0	0	0	8	13	13	13	12	76		
1961	5	0	0	0	0	0	0	8	13	13	13	12	78		
1962	5	0	0	0	0	0	0	7	13	13	13	12	76		
1963	5	0	0	0	0	0	0	2	13	13	13	12	71		
1964	5	0	0	0	0	0	0	5	13	12	15	15	79		
1965	8	0	0	0	0	0	0	3	13	12	11	16	79		
1966	5	0	0	0	0	0	0	8	13	12	13	11	73		
1967	5	0	0	0	0	0	0	7	10	12	11	7	63		
1968	5	0	0	0	0	0	0	8	15	15	15	11	79		
1969	5	0	0	0	0	0	0	5	11	12	11	13	69		
1970	3	0	0	0	0	0	0	3	11	10	11	13	64		
1971	5	0	0	0	0	0	0	2	8	12	13	13	63		
1972	2	0	0	0	0	0	0	5	11	12	11	11	63		
1973	3	0	0	0	0	0	0	3	10	12	11	11	61		
1974	2	0	0	0	0	0	0	2	11	12	11	11	59		
1975	3	0	0	0	0	0	0	0	5	7	10	8	41		
1976	5	0	0	0	0	0	0	2	8	8	8	8	48		
1977	2	0	0	0	0	0	0	5	8	8	8	8	45		
1978	0	0	0	0	0	0	0	0	10	8	10	8	39		
1979	3	0	0	0	0	0	0	2	10	10	10	10	53		
1980	2	0	0	0	0	0	0	2	7	7	10	10	44		
1981	0	0	0	0	0	0	0	0	8	10	8	10	46		
1982	2	0	0	0	0	0	0	0	8	8	8	8	43		
1983	2	0	0	0	0	0	0	0	3	10	8	8	40		
1984	2	0	0	0	0	0	0	2	8	8	10	10	48		
1985	2	0	0	0	0	0	0	3	8	8	10	8	48		
1986	0	0	0	0	0	0	0	2	10	8	8	8	43		
1987	0	0	0	0	0	0	0	3	10	8	8	8	45		
1988	0	0	0	0	0	0	0	2	7	5	7	7	26		
1989	0	0	0	0	0	0	0	2	8	8	7	7	35		
1990	0	0	0	0	0	0	0	2	5	5	7	7	31		
1991	2	0	0	0	0	0	0	0	5	7	7	7	33		
1992	0	0	0	0	0	0	0	3	7	7	7	7	30		
1993	0	0	0	0	0	0	0	0	5	5	7	7	30		
1994	3	0	0	0	0	0	0	5	7	7	7	7	40		
1995	0	0	0	0	0	0	0	2	7	7	7	7	35		
1996	3	0	0	0	0	0	0	0	5	7	7	7	35		
1997	3	0	0	0	0	0	0	3	7	7	8	7	41		
1998	2	0	0	0	0	0	0	3	7	7	7	7	38		
1999	2	0	0	0	0	0	0	3	7	7	7	8	40		
2000	3	0	0	0	0	0	0	5	8	8	7	5	36		
AVERAGE:															
1950-2000	3	0	0	0	0	0	0	4	10	10	10	10	55		

13205515 HISTORIC DIVERSION OF SETTLERS CANAL (1000 AC-FT)														(CFS)	
W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN		
1950	29	0	0	0	0	0	0	44	177	181	192	156	99	879	
1951	34	0	0	0	0	0	0	71	159	185	195	164	99	908	
1952	34	0	0	0	0	0	0	35	177	192	182	163	108	891	
1953	36	0	0	0	0	0	0	59	158	111	195	158	133	849	
1954	44	0	0	0	0	0	0	91	211	139	194	150	118	946	
1955	41	0	0	0	0	0	0	12	117	195	182	161	116	824	
1956	29	0	0	0	0	0	0	81	174	175	184	177	106	926	
1957	33	0	0	0	0	0	0	12	124	200	181	172	104	825	
1958	36	0	0	0	0	0	0	20	174	161	189	172	104	857	
1959	36	0	0	0	0	0	0	97	163	185	181	166	76	903	
1960	18	0	0	0	0	0	0	62	182	197	189	169	106	923	
1961	36	0	0	0	0	0	0	62	177	170	133	115	94	788	
1962	16	0	0	0	0	0	0	62	146	170	185	181	124	885	
1963	28	0	0	0	0	0	0	27	161	176	192	181	101	865	
1964	33	0	0	0	0	0	0	27	169	124	197	185	119	854	
1965	39	0	0	0	0	0	0	32	151	176	189	155	94	836	
1966	34	0	0	0	0	0	0	124	189	181	155	148	104	935	
1967	37	0	0	0	0	0	0	49	169	151	184	155	113	857	
1968	34	0	0	0	0	0	0	71	182	178	153	111	103	831	
1969	42	0	0	0	0	0	0	49	179	166	171	155	103	864	
1970	24	0	0	0	0	0	0	34	179	171	182	189	114	893	
1971	36	0	0	0	0	0	0	15	195	183	181	189	131	929	
1972	29	0	0	0	0	0	0	30	195	163	190	185	91	884	
1973	23	0	0	0	0	0	0	37	189	197	179	150	87	861	
1974	10	0	0	0	0	0	0	25	185	183	181	171	126	881	
1975	28	0	0	0	0	0	0	0	102	187	171	163	131	781	
1976	31	0	0	0	0	0	0	10	179	158	190	151	89	808	
1977	7	0	0	0	0	0	0	60	127	148	163	150	64	718	
1978	0	0	0	0	0	0	0	2	117	175	146	181	99	720	
1979	36	0	0	0	0	0	0	5	168	181	172	138	113	813	
1980	23	0	0	0	0	0	0	20	137	131	176	166	97	750	
1981	2	0	0	0	0	0	0	0	128	150	182	169	121	752	
1982	13	0	0	0	0	0	0	0	137	170	166	176	118	779	
1983	20	0	0	0	0	0	0	3	75	176	179	172	118	743	
1984	18	0	0	0	0	0	0	7	119	150	185	174	104	757	
1985	10	0	0	0	0	0	0	8	163	173	172	127	74	727	
1986	0	0	0	0	0	0	0	20	155	193	198	185	82	834	
1987	0	0	0	0	0	0	0	60	185	180	158	141	96	821	
1988	0	0	0	0	0	0	0	29	171	176	132	93	2	602	
1989	0	0	0	0	0	0	0	18	172	185	184	150	103	812	
1990	3	0	0	0	0	0	0	91	150	151	141	112	99	748	
1991	13	0	0	0	0	0	0	42	151	183	161	119	18	688	
1992	0	0	0	0	0	0	0	116	155	103	80	21	0	474	
1993	0	0	0	0	0	0	0	0	112	161	166	146	103	688	
1994	39	0	0	0	0	0	0	94	135	161	137	127	10	703	
1995	0	0	0	0	0	0	0	8	89	156	169	166	119	708	
1996	28	0	0	0	0	0	0	17	124	155	172	159	109	764	
1997	52	0	0	0	0	0	0	77	161	166	174	164	118	913	
1998	36	0	0	0	0	0	0	64	122	141	174	164	136	837	
1999	54	0	0	0	0	0	0	50	141	160	161	148	106	820	
2000	33	0	0	0	0	0	0	59	124	148	140	132	87	722	
AVERAGE: 1950-2000	24	0	0	0	0	0	0	41	155	167	172	154	98	811	

MAXIMUM MONTHLY DIVERSION 1950-2000

13205515 SETTLERS CANAL



Basin	Sequence	Suffix	Basis	Priority	Date	Rate(cfs)	Source	Water Use(s)	Owner(s)	Source Table
63	230	L	Decreed	1884-10-17		97.37	BOISE RIVER	IRRIGATION	SETTLERS IRF	wrWaterRight
63	230	M	Decreed	1884-10-17		0.78	BOISE RIVER	AESTHETIC, AESTHETIC STORA	SETTLERS IRF	wrWaterRight
63	231		Decreed	1891-06-01		73.06	BOISE RIVER	IRRIGATION	SETTLERS IRF	wrWaterRight
63	2080		License	5/9/1908		6	UNNAMED STREAM	DOMESTIC, IRRIGATION	SETTLERS IRF	wrWaterRight
63	3060		License	8/3/1955		1.87	GROUND WATER	IRRIGATION	SETTLERS IRF	wrWaterRight

179.08

Decreed rights for irrigation = 171.03 cfs = 8551.5 "

supplemental water = 7.87 cfs.

SETTLERS IRRIGATION DISTRICT

ADDITIONAL INFORMATION

DATE: AUGUST 23, 2004

BY: MEL SCHULTE

The main contact for Settlers Irrigation District is Nathan Draper (344-2471 or 870-6509 = Cell). Vicki Keen, Sec/Treasurer, was a lot of help in providing information needed during the claims review process. Scott Campbell, Elam & Burke, is the company's attorney. He wants copies of all correspondence including our recommendations.

There are no major issues of concern with Settlers Irrigation District claims.

Nathan and the officers of the company reviewed the place of use and boundary map and Vicki Keen provided a list of the acres irrigated within developed subdivisions. Settler's claims were amended to include the total of 13189 acres after the last draft map was prepared. The acre total is made up of 12412 digitized acres plus 775 acres delivered and used within developed subdivisions within Settler's boundary. They indicated during one of our meetings and discussions they deliver about 5/8 of an inch of water per share. This number is supported by the total number of acres irrigated compared to their decreed and licensed total of 179.08 cfs.

The company POD was verified by GPS and USGS topo map Boise South. The POD and the first ½ mile of Settlers Canal are shared with Fairview Acres Water Users.

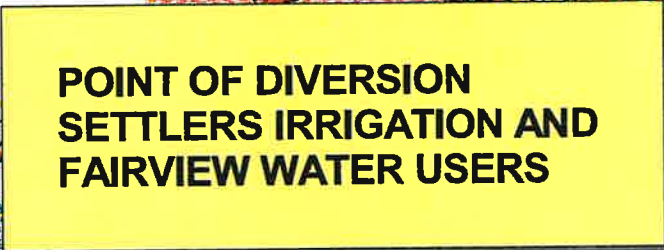
Claim 63-31874 was filed after we estimated there is delivery loss in portions of Settlers canal system. Nathan Draper assisted in obtaining the information and measurements to estimate the delivery loss.

There is a pending transfer that could amend 63-230L.

MTS

**SETTLERS IRRIGATION DISTRICT
BOUNDARY AND PLACE OF USE
DIGITIZED ACRES = 12412
SUBDIVISION ACRES = 775**





Bryan Deane

39

637

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

PIONEER IRRIGATION DISTRICT,
An Irrigation District,

Plaintiff

vs

AMERICAN DITCH ASSOCIATION,
a corporation,

HOISE CITY CANAL COMPANY,
a corporation,

BOISE RAPID TRANSIT COMPANY
a Corporation

BOISE VALLEY IRRIGATING DITCH
COMPANY, a Corporation,

BARBER LUMBER COMPANY, a
Corporation,

CANYON DITCH COMPANY, a
Corporation,

CANYON COUNTY CANAL COMPANY,
a Corporation,

CANYON COUNTY WATER COMPANY,
A Corporation,

CANYON COUNTY IRRIGATION COMPANY,
a Corporation,

CANYON IRRIGATION COMPANY, a
Corporation,

DRY CREEK DITCH COMPANY, a
Corporation,

EUREKA DITCH COMPANY, A
Corporation,

EUREKA DITCH COMPANY NO. 2,
a Corporation,

EUREKA WATER COMPANY, a
Corporation,

DECREE

RECEIVED
JUN 21 1996

FARMERS' CO OPERATIVE DITCH COMPANY,
LTD. a corporation,

FARMERS' UNION DITCH COMPANY,
a corporation,

FRANKLIN DITCH COMPANY,
a Corporation

HILL CREST IRRIGATION DISTRICT,
An Irrigation District,

JACOBS' CANAL COMPANY
a Corporation,

LOWER BOISE DITCH COMPANY
a corporation,

LOWER CENTER POINT DITCH COMPANY,
a Corporation,

MIDDLETON CANAL COMPANY, a
corporation,

MIDDLETON MILL DITCH COMPANY,
a Corporation,

MIDDLETON WATER COMPANY, a
Corporation,

MASON CREEK DITCH COMPANY
a Corporation,

NAMPA MERIDIAN IRRIGATION DISTRICT,
An Irrigation District,

NEW YORK CANAL COMPANY, A
Corporation,

NEW DRY CREEK DITCH COMPANY
A corporation,

PIONEER DIXIE DITCH COMPANY
a Corporation,

RIVERSIDE IRRIGATION DISTRICT,
LTD., a Corporation,

SETTLERS' CANAL COMPANY,
a corporation,

SETTLERS' IRRIGATION DISTRICT
an Irrigation District,

SIEBENBERG CO-OPERATIVE DITCH COMPANY
a Corporation

SOUTH BOISE MUTUAL IRRIGATION COMPANY
a Corporation,

UPPER CENTER POINT DITCH COMPANY ,
a corporation,

JUN 21 1996

UNION DITCH COMPANY,
a corporation,

PAYETTE-BOISE WATER USERS' ASSOCIATION,
a Corporation,

G. H. ALLEN, THOS. AIKEN, THOS
ANDREWS, J. T. BARBER, ISAAC BEDAL,
JAS. B. BELL, BERT BLACK, W. A. BLACK
BERT BOWMAN, Heirs of EDWARD AND MARY
CLARK, (Mary J. Clark, Daniel Clark,
Annie D. Clark, Lewis D. Clark) CUDDY &
PERKINS, JOHN COFFEY, JOHN CECIL, D. D.
CAMPBELL, T. C. CATLIN, GRACE CALL,
SAMUEL H. CANFIELD, W. U. CONWAY, EDGAR
DILLEY, THOMAS DAVIS, MARY G. DAVIS,
ANNA H. FOGARTY, WALTER GRIFFITHS, H.A.
GRIFFITHS, H. D. GOODMAN, AND DORA GOODMAN,
JAS L. GRAHAM, LEWIS T. GRAHAM, FRANK N.
GRAHAM, WM. GILBERT, Est. of JAMES H.
GALLAGHER, JOSEPH GOBLE, W. J. HAMMING,
LOOMIS M. HOSELEY, EDWARD N. HART, ANDREW
J. JOPLIN, SONORA JOPLIN, ISHAM JOPLIN,
J. M. JOHNSON, RICHARD JOHNSON, WILLIAM
KENNEDY, JANE KEOGH, FRANK LEONARD, A.V.
LINDER , et al, CHARLES S. MILLER, MRS. A.
MILLER, JOHN MAMMON, JULIA MAMMON, J.D.S.
MANVILLE, MARTHA E. MCCARTHY, CHARLES
OAKES, JOSEPH PERRAULT, PERRY PARISH,
W. H. ROSS, ^C O. B. ROSS, MARY ROE, OLLIE
RIFE, CHARLES REIN, PETER MEVES, W. H.
RIDENBAUGH, A. R. ROSSI, _____
RICE, Estate of ALBERT SHERWIN, MARTHA

RECEIVED
JUN 21 1996

GILGAN SARCHET, SMITH STOCKTON, R.H.
STOCKTON, JOHN TUCKER, Adm. Estate of
J.N. TUCKER, deceased, C.B. TAYLOR,
STEPHEN UTTER, JOHN UTTER, ALLEN VWEBSTER,
____ WILSON, J. R. YARYAN, ESTELLA YOUNG, LIZZIE YOUNG
WILLIAM C. YOUNG

DEFENDANTS

This cause heretofore came regularly on for trial before the Court sitting without a jury. J. M. Thompson and Frank T. Wyman appeared as attorneys for the plaintiff, Pioneer Irrigation District; Fremont Wood and Scatterday & Stone appeared for the Farmers' Co-Operative Ditch Company; Rice & Bicknell for the defendant, Riverside Irrigation District; Oppenheim & Lampert and Charles P. McCarthy, for the defendant, New York Irrigation District; G. W. Grebe, for the defendant, Boise-Kuna Irrigation District; T. L. Martin for the defendants, South Boise Mutual Irrigation Company, Stephen Utter, John Utter, and C. B. Taylor and Farmers' Union Ditch Company, Limited, and B. E. Stoutemyer, H. E. Ray, John C. Rice and G. W. Grebe for the intervenor, United States of America. It appearing to the Court that all of the other defendants to this action have been duly and regularly served within the State of Idaho with summons issued out of this Court in this cause and have been duly and regularly served with the cross-complaints of the several defendants and of the intervenor, and that none of said

MACROFILMED

JUN 21 1996

defendants

has filed any answer to any of them, and that the time for such answer had heretofore expired, the default of each and every of said defendants, both as to the complaint, the cross-complaints and the complaint in intervention was duly and regularly entered.

Whereupon, the parties to this cause not in default being present in Court and represented by counsel, evidence was offered on behalf of each of said parties on the issues in the said cause and certain stipulations appearing in the Reporter's Transcript and upon the minutes of the Court were duly entered into, and the taking of evidence was duly closed and, after argument of counsel, the cause was submitted to the Court for decision; that it was stipulated upon the trial of this cause, by and between counsel for the respective parties, that the complaint, answers, cross-complaints and complaints in intervention and all pleadings filed in this cause should be deemed to be amended to conform to the proof offered by the respective parties, and, based upon said stipulation, it was so ordered by the Court;

And the Court having considered the evidence and being fully advised in the premises, made and filed its Findings of Fact and Conclusions of Law herein and directed that decree should be entered in accordance therewith.

WHEREFORE, In consideration of the premises, it is ORDERED, ADJUDGED AND DECREED as follows:-

1-

That all of the lands affected by this

RECEIVED

JUN 21 1935

litigation under the several canals and ditches of the parties to this action are arid in character, and require water artificially applied for their successful reclamation and irrigation and the reising of crops thereon, and that the only source of water for the irrigation of said lands is from the Boise River.

11-

That the several parties to this suit are the owners of the respective ditches and canals, headgates, diversion works, reservoirs, including their entire irrigation system claimed by them, as shown by their respective pleadings and the evidence in this cause; that corporations or associations which are parties to this action are, and each of them is, a unit, or as a single claimant, and that the findings, conclusions and decree in this case shall run to such corporation or association rather than to the individuals who take or receive water under the same.

111-

That this suit was brought and prosecuted to this decree for the purpose of determining the rights of the several parties to such waters of Boise River as remained after satisfying the awards made in that certain decree rendered on January 18, 1906, in this Court in the suit brought by Farmers' Co-Operative Ditch Company, vs Riverside Irrigation District, Ltd., et al, known and hereinafter referred to as the Stewart Decree; and all rights and amounts of water herein awarded are and are hereby decreed to be subject, subsequent and inferior to all the rights and priorities established

INDEXED

JUN 21 1996

by and awarded in said Stewart Decree.

IV-

That the quantity of water to which each of the parties of this action is awarded under this decree shall be measured at the points of diversion thereof in each instance, except that in the case of water to be impounded in Arrowrook Reservoir, the same shall be measured at the head, or where the water flows into the same. That the duty of water (being the amount of water required successfully to irrigate said lands) under this decree is hereby decreed to be as follows:-

That, so long as the natural flow of the Boise River is sufficient to supply the waters decreed in this case and the rights heretofore decreed from the Boise River at the rate of one miner's inch per acre, measured at the respective points of diversion, the duty of water shall be determined and decreed to be one miner's inch per acre, measured at the points of diversion of the parties hereto;

That, as the season advances and the flow of the river drops, and on account of the longer nights and cooler weather, rising water table and other conditions, a higher duty of water is practical, and when the natural flow of the Boise River becomes insufficient to supply the waters herein decreed, and the rights prior thereto, at the rate of one miner's inch per acre at the points of diversion, the Court decrees that the amount of water required for the irrigation of the said lands is and the amount delivered to each appropriator

JUN 21 1996

under this decree in this action shall be cut to the basis of .75 of a miner's inch per acre at the points of diversion, beginning at the latest right, and then cutting, in succession, each right to the earliest right involved herein;

That, thereafter, when the natural flow of the Boise River becomes insufficient to supply the rights involved in this case, and the rights prior thereto, at the rate of .75 of a miner's inch, measured at the points of diversion, another cut shall be made to and the Court decrees that the amount of water required for the irrigation of said lands is .6 of a miner's inch per acre, measured at the points of diversion, said cut to begin with the latest right, and then cutting, in succession, each right to the earliest right involved herein, and that the distribution of water to supply the rights involved in this case shall be continued on a basis of .6 of a miner's inch per acre, measured at the points of diversion, so long as the natural flow of the Boise River is sufficient in volume to supply water to any of the rights involved in this case.

And the Court further decrees with respect to the duty of water as herein established and decreed that the Arrowrock Reservoir right, under License No. 7180, shall not be subject to cut until the flow of the Boise River is insufficient to supply the said right and all rights prior thereto, and that, after the flow of the Boise River becomes insufficient to supply the said right, under License No. 7180, and all rights prior thereto, then the said right, under License

RECORDED

JUN 21 1996

No 7180, shall be out in its entirety, before any right prior thereto shall be cut.

That in making the respective cuts to seventy-five per cent and to sixty per cent, it is meant that the reasonable amount of water so required for the irrigation of lands involved herein is such that when the cut to seventy-five per cent is made, the amount of water so required and to be delivered, respectively, shall be seventy-five per cent of the amount to which each claimant is decreed to be entitled herein; and, further, that when the cut to sixty per cent is made, the amount of water so required and to be delivered shall be sixty per cent of the respective amounts to which each claimant is decreed to be entitled herein, regardless of the number of acres upon which the said waters may be spread or used by each claimant.

V-

It is further ORDERED, ADJUDGED AND DECREED that none of the parties hereto, or their successors in interest, shall have the right to the use of the waters of Boise River herein awarded, except for a beneficial purpose; and that whenever the beneficial use has ceased, such party or parties shall cease to divert and have no right to divert the said waters; that each and every of the parties hereto, their servants, attorneys, employees, privies and successors in interest, are hereby enjoined and restrained from any and all interference with or diversion or use of the waters of said Boise River which are herein decreed except as provided in the said Stewart Decree,

RECORDED

JUN 21 1996

whenever such interference, diversion or use would in any manner interfere with with the quantity of water awarded by this decree to any of the other parties to this suit.

VI-

That each of the parties to this suit or their predecessors in interest, whose rights are adjudicated hereby, did by actual appropriation and diversion from Boise River or by compliance with the statutes of this State become entitled to the quantities of water hereinafter decreed and used such waters for a beneficial purpose and such parties are now entitled to the same as hereinafter set forth.

VII-

That each party hereto shall pay his own costs and disbursements.

VIII-

That subject to the duty of water and the limitations upon its use as provided in paragraph.IV hereof, each of the parties to this suit is entitled to the use of the said waters of the said Boise River (subject to the awards made in the Stewart Decree) in the quantity and of the date of each appropriation or right as follows, to-wit:

PIONEER IRRIGATION DISTRICT.

That, subject to the awards made in the said Stewart Decree, the plaintiff Pioneer Irrigation District is entitled to and is hereby awarded the said use of the waters of the Boise River diverted through its canals commonly known as the Phyllis and Caldwell Highline

MAILED

JUN 21 1996

Canals for domestic purposes and for use upon lands lying under the same in the following amounts from the following dates:

63 0294	306.56	second	feet	from	April 1, 1905
63 0295	54.5	"	"	"	1, 1908

FARMERS' CO-OPERATIVE DITCH COMPANY

That, subject to the awards made in the Stewart Decree, the defendant Farmers' Co-Operative Ditch Company is entitled to and is hereby awarded the ^{said} use of the waters of the Boise River diverted through its canal commonly known as the Farmers' Co-Operative Canal for domestic purposes and for use upon lands lying under the same in the following amount from the following date:

63 0296	154.455	second	feet	from	April 1, 1905.
---------	---------	--------	------	------	----------------

NEW YORK IRRIGATION DISTRICT
BOISE-KUNA IRRIGATION DISTRICT.

That neither the defendant New York Irrigation District nor the defendant Boise-Kuna Irrigation District is entitled to any waters whatsoever (in addition to that awarded thereunder in the Stewart Decree) under or by virtue of the water filing of W.C. Annett made on March 23, 1900.

FARMERS' UNION DITCH COMPANY

That, subject to the awards made in the said Stewart Decree, the defendant Farmers' Union Ditch Company is entitled to and is hereby awarded the said use of the waters of the Boise River diverted through its canal commonly known as the Farmers' Union Canal for domestic purposes and for use upon lands lying

JUN 21 1996

under the same in the following amount from the following date;

54.46 second feet from July 2, 1894.

63 0297

7SOUTH BOISE MUTUAL DITCH COMPANY

That, subject to the awards made in the said Stewart Decree, the defendant South Boise Mutual Ditch Company is entitled to and is hereby awarded the said use of the waters of the Boise River diverted through its canal commonly known as the South Boise Mutual Canal for domestic purposes and for use of lands lying below the same in the following amount from the following date:

63 0298

5.4 second feet from April 1,,1905

RIVERSIDE IRRIGATION DISTRICT, LIMITED.

That, subject to the awards made in the said Stewart Decree, the defendant Riverside Irrigation District. Limited, is entitled to and is hereby awarded the said use of the waters of the Boise River diverted through its canal commonly known as the Riverside Canal for domestic purposes and for use upon lands lying under the same in the following amounts from the following dates;

63 0299

63.78 second feet from April 1, 1910

63 0300

17.70 " " " " 1, 1914

UNITED STATES OF AMERICA

That the intervenor United States of America is not entitled to any waters whatsoever (in addition to that awarded thereunder in the Stewart Decree) under or by virtue of the water filing of W.C.

MICROFILM

JUN 21 1996

Annett made on March 23, 1900/ but subject to the awards made in the said Stewart Decree it is entitled to the use of the waters of said Boise River diverted through what is commonly known as the New York Canal for domestic purposes and (except as herein specifically limited) for use of lands lying under the same in the following amounts from the following dates:

[63 0301
63 0302

1062.08 second feet from Dec 14, 1903
634.00 " " " June 16 1909

superseded by
Sutton Order dated
1-30-1932,

and subsequent
continuation
by Evinsted
filed June 23,
1933. Watermaster
records indicate
that 1254.58 cfs
are delivered
under this order,
as defined in
the Sutton Order
DRT
1-27-83

That subject to the awards made in
→ said Decree it is entitled to (1500.00 second
63-036) feet from June 16, 1909 for power purposes only at
the Government power plant at its diversion dam
at the head of the New York Canal; and to
63 0302 8000.00 second feet from January 13,
1911, for storage in Arrowrock Reservoir during the
flood water season only and thereafter to be drawn
out and used in the irrigation of lands of the
Boise Project, and other lands entitled to the same.

Dated February 14th, 1929

Ed L. Bryan
District Judge

Entered and Filed
9:30 A.M. Feb 16, 1929
Myrtle Bernard, Clerk
Rose Edwards, Deputy

11-529
Compared

RECORDED

JUN 2 11996

STATE OF IDAHO, }
County of Canyon, } ss.

I, Myrtle Bernard, Clerk of the District Court and Ex-officio Recorder of the County of Canyon, State of Idaho, do hereby certify that the foregoing copy of Deed

..... has been compared by me with the original, and that it is a correct transcript therefrom, and of the whole of such original.....

Deed as the same appears
in file 7 in Book 11 Judgments Page 5-7 in my office

In TESTIMONY WHEREOF I have hereunto set my hand and affixed my seal this 7th
day of Feb, 1929.

Myrtle Bernard
Clerk of the District Court and Ex-officio Recorder.
By Joe Edwards Deputy.

MICROFILMED

JUN 21 1996

Basin	Sequence	Suffix	Priority Date	Rate(cfs)	Volume(ac)	Source	Water Use(s)	Source Table	Source Table
63	230	F	1884-10-17	99.06		BOISE RIVER	IRRIGATION	SETTLERS IRRIGATION	wrAdjudicationClaim
63	230	L	1884-10-17	97.37		BOISE RIVER	IRRIGATION	SETTLERS IRRIGATION	wrWaterRight
63	230	M	1884-10-17	0.78	175.5	BOISE RIVER	AESTHETIC, AESTHETIC STORAGE	SETTLERS IRRIGATION	wrWaterRight
63	231		1891-05-06	73.44		BOISE RIVER	IRRIGATION	SETTLERS IRRIGATION	wrAdjudicationClaim
63	231		1891-06-01	73.06		BOISE RIVER	IRRIGATION	SETTLERS IRRIGATION	wrWaterRight
63	2080		5/9/1908	6		UNNAMED STREET	DOMESTIC, IRRIGATION	SETTLERS IRRIGATION	wrWaterRight
63	3060		8/3/1955	1.87		GROUND WATER	IRRIGATION	SETTLERS IRRIGATION	wrAdjudicationClaim
63	3060		8/3/1955	1.87		GROUND WATER	IRRIGATION	SETTLERS IRRIGATION	wrWaterRight