

05/31/2005

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

RIGHT NUMBER: 63-147D

NAME AND ADDRESS: BOISE VALLEY IRRIGATION DITCH CO
8750 N BOGART LN
BOISE ID 83714

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.790 CFS
190.00 AFY

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

PRIORITY DATE: 06/01/1865

POINT OF DIVERSION:
T03N R02E S14 SENE 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	0.790 CFS 190.00 AFY

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:

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 42.2 ACRES WITHIN THE UNITED WATER SERVICE AREA.

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

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-147

THIS RIGHT IS DESIGNATED AS NO 15 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTER RECORDS

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-163F, 63-243E, 63-243H, 63-20041

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-147D V1

WATER RIGHT NUMBER: 63-147D V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	RINGERT CLARK CHARTERED 455 S 3RD ST PO BOX 2773 BOISE, ID 83701-2773 (208)342-4591
Current Owner	BOISE VALLEY IRRIGATION DITCH CO 8750 N BOGART LN BOISE, ID 83714 (208)853-5288

Priority Date: 06/01/1865

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	0.790 CFS	190.00 AF
	<u>Total Diversion:</u>	0.790 CFS	190.00 AF

Location of Point(s) of Diversion

BOISE RIVER	L7 (SE1/4NE1/4)	Sec. 14, Twp 03N, Rge 02E, B.M.
ADA County		

Place of UseConditions of Approval:

1. 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.
2. 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 63-147D V1

3. 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 THIS RIGHT IS DESIGNATED AS NO 15 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTER RECORDS
2. Quantity THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS IS LIMITED TO .02 CFS PER ACRE AND NO MORE THAN 4.5 AFA PER ACRE.
3. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-163F, 63-243E, 63-243H, 63-20041
4. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 42.2 ACRES WITHIN THE UNITED WATER SERVICE AREA.
5. Explanatory THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-147

Comments:

1. TransferUser 3/29/2001 12:40:40 PM Approved Transfer
Comment: This right is a result of approved transfer.

Water Supply Bank:

**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) 63-147DOwner: Boise Valley Irr. Ditch Co. Phone No. See 63-147B

Current Address: _____

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

Accompanied by: _____

PRIORITY DATE

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

Priority date, per claimant, is: 6-1-1865 = 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

Description of diverting works

United Water's Ramney collectors on the Boise River -

OVERLAP REVIEWOther water rights with the same point of diversion: see attached POO search

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

WATER USES☐ No change☐ Different Uses

Use Augation From 3-1 To 11-15 Amount .79 CFS 190 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only NA☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☐ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

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

Limited to			42.2 acres within the United Water service area																Totals
Place of Use			NE				NW				SW				SE				
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: numerous

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

Delivery System Narrative: United Water's delivery system

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Designated as #15

See Transfer 67019 in the claim stack.

The initial recommendation for this claim was prepared in conjunction with T 67019.

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:

FIELD EXAMINER:

ICTED: Mel Schulte

63-1470

(10)
(10)

XII.

That the defendants JAMES L. GRAHAM, FRANK N. GRAHAM and WILLIAM GILBERT, be, and they are hereby awarded the use of the waters of Boise River, diverted from a point on said river near the SE corner of NW 1/4 of NE 1/4, Sec. 21, T. 4 N. R. 1 E. B.M., for use upon Lots 2 and 3, in NW 1/4 NE 1/4 and NE 1/4 NW 1/4, and lot 1 in NE 1/4 of NE 1/4, Sec. 20, and lots 3 and 4 in N. 1/2 NW 1/4, Sec. 21, all in T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0144

220 inches, from June 1, 1865; and hereby designated as Right No. 12. And be adjudged to pay \$15.40 costs, in addition to the costs incurred by them.

XIII.

That the defendant the EUREKA WATER COMPANY, 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 easterly of what is now the farm of William Simpson in Sec. 23, T. 4 N. R. 1 W. B.M., for use upon the lands lying under its canal system, in the following amount and from the following date;

63 0145

1666 inches, from June 1, 1865, and hereby designated as Right No. 13. And be adjudged to pay \$116.62 costs, in addition to the costs incurred by it.

XIV.

That the defendant the NEW UNION DITCH COMPANY, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the north bank of said river on Lot 2, Sec. 23, T. 4 N. R. 1 E. B. M., for use upon the lands lying under its canal system, in the following amount and from the following date;

63 0146

688 inches, from June 1, 1865; and hereby designated as Right No. 14. And be adjudged to pay \$48.16 costs, in addition to the costs incurred by it.

XV.

That the defendant the BOISE VALLEY IRRIGATION DITCH COMPANY, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted from said river at the head of the canal of defendant the Farmers' Union Ditch Company, and taken through said canal to the point of use, for use upon the lands lying under its canal system, in the following amount and from the following date;

2729 inches, from June 1, 1865; and hereby designated as Right No. 15. And be adjudged to pay \$191.03 costs, in addition to the costs incurred by it.

63 0147

JUN 21 1996

T 1982
1983

63-147 reconciliation of splits

63-147 per T4381

$$54.58 \text{ cfs} + 2542 \text{ ac.}$$

$$-147A = 50.61 \text{ cfs} + 2343.6 \text{ ac.}$$

$$A) -147B = 3.97 \text{ cfs} + 198.4 \text{ ac.}$$

$$\begin{aligned} &\xrightarrow{T67019} C = 49.82 \text{ cfs} + 2301.4 \text{ ac} \\ &\xrightarrow{\quad} D = .79 \text{ cfs} + 42.2 \text{ acres} \end{aligned}$$

$$* \rightarrow 31197 = 49.71 + 2295.9 \text{ ac}$$

T67107

$$\rightarrow 31198 = .11 \text{ cfs} + 5.5 \text{ ac.}$$

Adjudication claims:

$$63-147B - 3.97 \text{ cfs}$$

$$-147D = .79 \text{ cfs}$$

$$-31197 = 49.71 "$$

$$31198 = .11$$

$$\hline 54.58 \text{ cfs}$$

* A) claim = 49.71 cfs + 2343.6 ac
and additional uses. (see
T66743)

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-147D V1

WATER RIGHT NUMBER: 63-147D V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BOISE VALLEY IRRIGATION DITCH CO 8750 N BOGART LN BOISE, ID 83703 (208)853-5288

Priority Date: 06/01/1865

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	0.790 CFS	190.00 AF
	<u>Total Diversion:</u>	0.790 CFS	190.00 AF

Location of Point(s) of Diversion

BOISE RIVER	L7 SE1/4NE1/4	Sec. 14, Twp 03N, Rge 02E, B.M.
ADA County		

Place of UseConditions of Approval:Remarks:

1. Place of Use THIS RIGHT IS LIMITED TO THE IRRIGATION OF 42.2 ACRES WITHIN THE UNITED
- Irrigation WATER SERVICE AREA.

Comments:

1. TransferUser 3/29/2001 12:40:40 PM Approved Transfer
Comment: This right is a result of approved transfer.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-147D

WATER RIGHT NUMBER: 63-147D

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BOISE VALLEY IRRIGATION DITCH CO 8750 N BOGART LN BOISE, ID 83703 (208)853-5288

Priority Date: 06/01/1865

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	0.790 CFS	190.00 AF
	<u>Total Diversion:</u>	0.790 CFS	190.00 AF

Location of Point(s) of Diversion

BOISE RIVER	L7 SE1/4NE1/4	Sec. 14, Twp 03N, Rge 02E, B.M.
ADA County		

Place of UseConditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 63, Boise River.
2. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T09 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.

Remarks:

1. Right 63-147D is limited to the irrigation of 42.2 acres within United Water service area.
2. General Approval of Transfer 67019 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-147D

Comments:

1. CHODGES 7/11/1994 TRANSFER NO. 4381

Comment: Transfer filed 6/8/94 to modify place of use and nature of use of 15 acres irrigation per sale and transfer of Boise Valley Irrigation Ditch Co. shares. Following review of the proposed change, approval represents transfer of acres within the BVID Co. system.

2. PSKAGGS 1/23/1998 TRANSFER 5119

Comment: Transfer 5119 changes the point of diversion & place of use under a portion of Right 63-00147, splitting the right into Parts A & B.

3. STAYLOR 11/16/1999 TRANSFER NO. 5599

Comment: This transfer was filed to add a point of diversion and change the place of use and to split the water right.

4. PSKAGGS 3/26/2001 10:48:15 AM Transferred Right

Comment: This is now an approved transfer, transfer number = 67019

5. mhalter 3/29/2001 12:28:30 PM Transferred Right

Comment: This is now an approved transfer, transfer number = 67019

6. mhalter 3/29/2001 12:40:33 PM Transferred Right

Comment: This is now an approved transfer, transfer number = 67019

Dates and Other Information:

Claim Received Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number: 63

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF TRANSFER)

NOS. 67019 AND 67107 IN THE)

NAME OF BOISE VALLEY)

IRRIGATION DITCH CO.)

**PRELIMINARY ORDER WITHDRAWING
ORDERS APPROVING TRANSFERS AND
AMENDING TRANSFER APPROVALS**

This matter having come before the Department of Water Resources (Department) as a result of the filing of a petition to correct certain transfer approvals, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On February 12, 2001, the Department issued an order approving Transfer No. 67019 in the name of Boise Valley Irrigation Ditch Co. The transfer changed the point of diversion and place of use for part of Water Right No. 63-147A, splitting the water right into nos. 63-147C and 63-147D. Prior to the transfer, Water Right No. 63-147A authorized 50.61 cfs and 10546.2 af for irrigation of 2343.6 acres. The transfer authorized a change in the point of diversion and place of use for 0.79 cfs and 190 af for irrigation of 42.2 acres under Water Right No. 63-147D. By subtraction, the irrigated acreage and corresponding diversion volume remaining for the un-transferred portion of Water Right No. 63-147A would be 2301.4 acres and 10356.3 af. The order approving the transfer provided for 49.82 cfs and 9872.1 af for irrigation of 2193.8 acres under Water Right No. 63-147C thereby reducing the irrigated acreage and diversion volume amounts by 107.6 acres and 484.2 af. The reduction was based on a forfeiture review by the Department for the place of use listed under Water Right No. 63-147A.
2. On April 10, 2001, the Department issued an order approving Transfer No. 67107 in the Name of Boise Valley Irrigation Ditch Co. The transfer changed the point of diversion and place of use for part of Water Right No. 63-147C, splitting the water right into nos. 63-31197 and 63-31198. The transfer authorized a change in the point of diversion and place of use for 0.11 cfs and 24.7 af for 5.5 acres within a 30.9 acre permissible place of use under Water Right No. 63-31198. The order approving the transfer provided for 49.71 cfs and 9847.4 af for irrigation of 2188.3 acres under Water Right No. 63-31197 for the un-transferred portion of Water Right No. 63-147C.
3. On April 26, 2001, the Department received a petition from Charles L. Honsinger, Attorney for Boise Valley Irrigation Ditch Co., asking the Department to reverse its decision to reduce

the acreage and volume elements of Water Right No. 63-147C and correct the approvals for Transfer Nos. 67019 and 67107 accordingly.

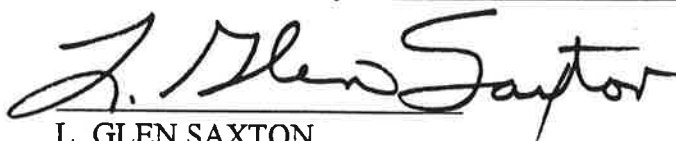
CONCLUSIONS OF LAW

1. The un-transferred portion of Water Right No. 63-147A should not have been subjected to a forfeiture reduction in the irrigated acreage and diversion volume amounts in the approval of Transfer No. 67019 because the un-transferred portion was not the subject of the transfer.
2. The Department should withdraw the order approving Transfer No. 67019 and issue an amended transfer approval to correct the irrigated acreage and diversion volume amounts to 2301.4 acres and 10356.3 af for Water Right No. 63-147C.
3. The Department should withdraw the order approving Transfer No. 67107 and issue an amended transfer approval to correct the irrigated acreage and diversion volume amounts to 2295.9 acres and 10331.6 af for Water Right No. 63-31197.

ORDER

IT IS HEREBY ORDERED that the order approving Transfer No. 67019 issued by the Department on February 12, 2001 and the order approving Transfer No. 67107 issued by the Department on April 10, 2001 are WITHDRAWN and AMENDED as set forth in the amended transfer approvals issued in conjunction with this order.

Dated this 1st day of June, 2001.



L. GLEN SAXTON
Chief, Water Allocation Bureau

Harris, Lori

From: Shaff, Don
Sent: Thursday, June 21, 2001 9:59 AM
To: Harris, Lori
Cc: Shurte, Jan
Subject: FW: Order & Amended Transfer Approvals 67019 & 67107

Here's one I had seen was ahead of you and did not forward until now.

Don
dshaff@idwr.state.id.us
208/327-7932

-----Original Message-----

From: Skaggs, Pam
Sent: Friday, June 01, 2001 2:31 PM
To: Shaff, Don
Subject: Order & Amended Transfer Approvals 67019 & 67107

Don,

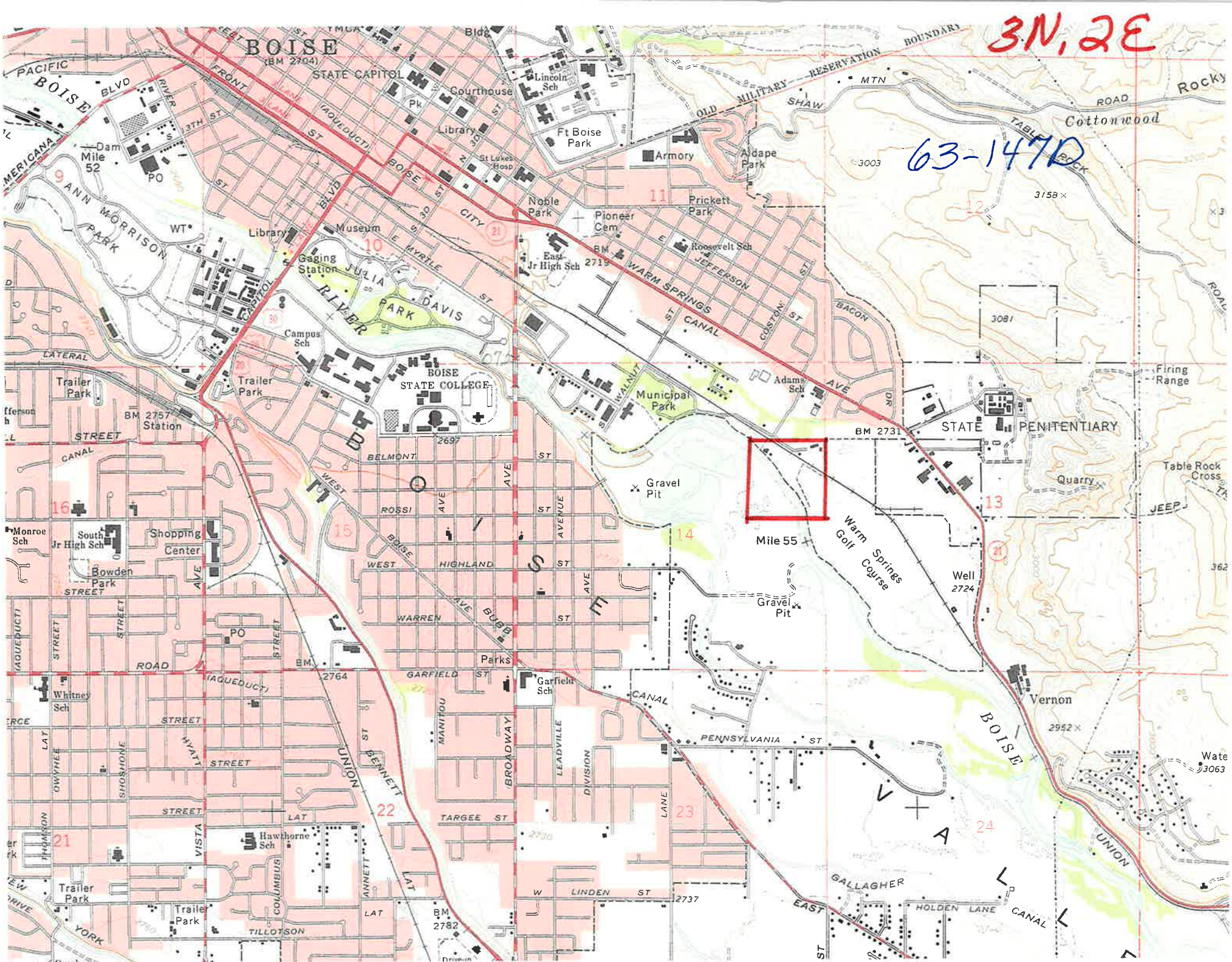
An Order & Amended approvals were issued for Transfers 67019 & 67107. All the editing was done on the Word documents & updates will need to be made to the AJ records for 63-147C (T67019) &/or 63-31197 (a further split of 63-147C.) The Order & approvals changed the POU, acres & volume under this "unchanged" portions of the rights.

The approvals will be sent out & a copy sent to you.

Pam

Pop search 3N, 2E, S14, SENE

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Volume(af)	Source	Water Use(s)	Source Table
63	147	D	Decreed	Active	1865-06-01	0.79	190	BOISE RIVER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	169	F	Decreed	Active	1868-06-01	0.81	199	BOISE RIVER	MUNICIPAL	UNITED WATER IDAHO INC (Current)
63	243	E	Decreed	Active	1889-05-01	3.3	682	BOISE RIVER	MUNICIPAL	UNITED WATER IDAHO INC (Current)
63	243	H	Decreed	Active	1889-05-01	0.93	172	BOISE RIVER	MUNICIPAL	UNITED WATER IDAHO INC (Current)
63	No 2892		License	Active	2/7/1952	15		GROUND WATER	MUNICIPAL	UNITED WATER IDAHO INC (Current)
63	No 10386		License	Active	9/19/1986	1.78		GROUND WATER	MUNICIPAL	UNITED WATER IDAHO INC (Current)
63	No 20040		Decreed	Active	9/1/1921	3.01		BOISE RIVER	IRRIGATION	BOISE CITY CANAL CO (Current)
63	20041		Decreed	Active	1866-06-01	36.37	46.44	BOISE RIVER	AESTHETIC, AESTHETIC STORAGE, IRRIGATION, MUNICIPAL, STOCKWATER	BOISE CITY CANAL CO (Current)



BOISE VALLEY IRRIGATION DITCH CO.

ADDITIONAL INFORMATION ABOUT THE BOUNDARY AND PLACE OF USE.

The boundary and place of use for the Boise Valley Irrigation Ditch Co. is not a contiguous shape due the delivery systems and several transfers that moved water from their historical area of delivery to several locations. The largest place of use is approximately 2375 acres lying in the northwest Boise and east Eagle areas.

Boise Valley's water is diverted from the Boise River into the Farmers Union canal. About 1¼ miles downstream a head gate delivers water to the Boise Valley's own canal. The Farmer's Union canal continues to carry about 785 inches of Boise Valley water downstream from the head gate to Boise Valley shareholders. Some of the 785 shares are within the Boise Valley's historic boundary and some are further to the west within the Farmer' Union boundary. This split delivery system causes a fragmented boundary and place of use for Boise Valley that overlaps with the Farmer's Union Canal Co. boundary and place of use.

Several approved transfers have established points of diversion and places of use east of Boise that also contributed to the fragmentation of the company's boundary and place of use. Transfer 67107 moved 5.5 inches of water to irrigate 5.5 acres within a 30.9 acre parcel at the Shakespear Festival site. Approved transfer 71032 moved 10 inches of water to the Shakespear site to irrigate and additional 10 acres within the 30.9 acre parcel. Transfer 5119 was approved to move 3.97 cfs to irrigate 198.4 acres at the Simplot Sports Complex and common areas in Columbia Village. This water is diverted at a pumping station in the Boise River just upstream from the Hwy 21 bridge into a pipe line that serves the Micron plant, the Simplot Complex and United Water's proposed municipal station.

Below is a summary of the place of use acres for Boise Valley :

2375.1 acres	Within the main boundary
15.5 acres	Shakespear Festival site
198.4 acres	Simplot Complex
42.2 acres	Within the United Water service area
19.4 shares	Quong place of use
15.0 shares	Ada County landfill shares
16.0 shares	McCrae place of use
14.6 shares	Hanson place of use
12.97 shares	Moyle place of use
3.33 shares	Charlton place of use
1.0 shares	Canova place of use
14.4 shares	Buckhorn Estates place of use
14.6 shares	ACHD shares
37.0 shares	Veterans Cemetary irrigation
2779.5 acres	Total acres irrigated within the boundaries of Boise Valley Irrigation Co.

BOISE VALLEY IRRIGATION DITCH CO

ADDITIONAL INFORMATION

DATE: MAY 31, 2005

BY: MEL SCHULTE

The primary contact is Stan Matlock, company president. (853-0992). The company secretary is Pauly Pierce (853-5288).

The company is represented by Ringert & Clark law office, Charley Honsinger.

The primary problem associated with Boise Valley Irrigation Ditch Co is their fragmented boundary and place of use. This problem was created by several approved transfers and the fact some of their water is delivered to several shareholders by Farmers Union ditch to an area far to the West of BVID main delivery area. See the attach memo that further explains this boundary and place of use issue.

The POD's for all of BVID's rights were established by GPS except two that were added by transfer 71032 at the Shakespeare Festival site.

MTS

BOISE VALLEY IRRIGATION DITCH CO.

ADDITIONAL INFORMATION ABOUT THE BOUNDARY AND PLACE OF USE.

The boundary and place of use for the Boise Valley Irrigation Ditch Co. is not a contiguous shape due the delivery systems and several transfers that moved water from their historical area of delivery to several locations. The largest place of use is approximately 2375 acres lying in the northwest Boise and east Eagle areas.

Boise Valley's water is diverted from the Boise River into the Farmers Union canal. About 1¼ miles downstream a head gate delivers water to the Boise Valley's own canal. The Farmer's Union canal continues to carry about 785 inches of Boise Valley water downstream from the head gate to Boise Valley shareholders. Some of the 785 shares are within the Boise Valley's historic boundary and some are further to the west within the Farmer' Union boundary. This split delivery system causes a fragmented boundary and place of use for Boise Valley that overlaps with the Farmer's Union Canal Co. boundary and place of use.

Several approved transfers have established points of diversion and places of use east of Boise that also contributed to the fragmentation of the company's boundary and place of use. Transfer 67107 moved 5.5 inches of water to irrigate 5.5 acres within a 30.9 acre parcel at the Shakespear Festival site. Approved transfer 71032 moved 10 inches of water to the Shakespear site to irrigate and additional 10 acres within the 30.9 acre parcel. Transfer 5119 was approved to move 3.97 cfs to irrigate 198.4 acres at the Simplot Sports Complex and common areas in Columbia Village. This water is diverted at a pumping station in the Boise River just upstream from the Hwy 21 bridge into a pipe line that serves the Micron plant, the Simplot Complex and United Water's proposed municipal station.

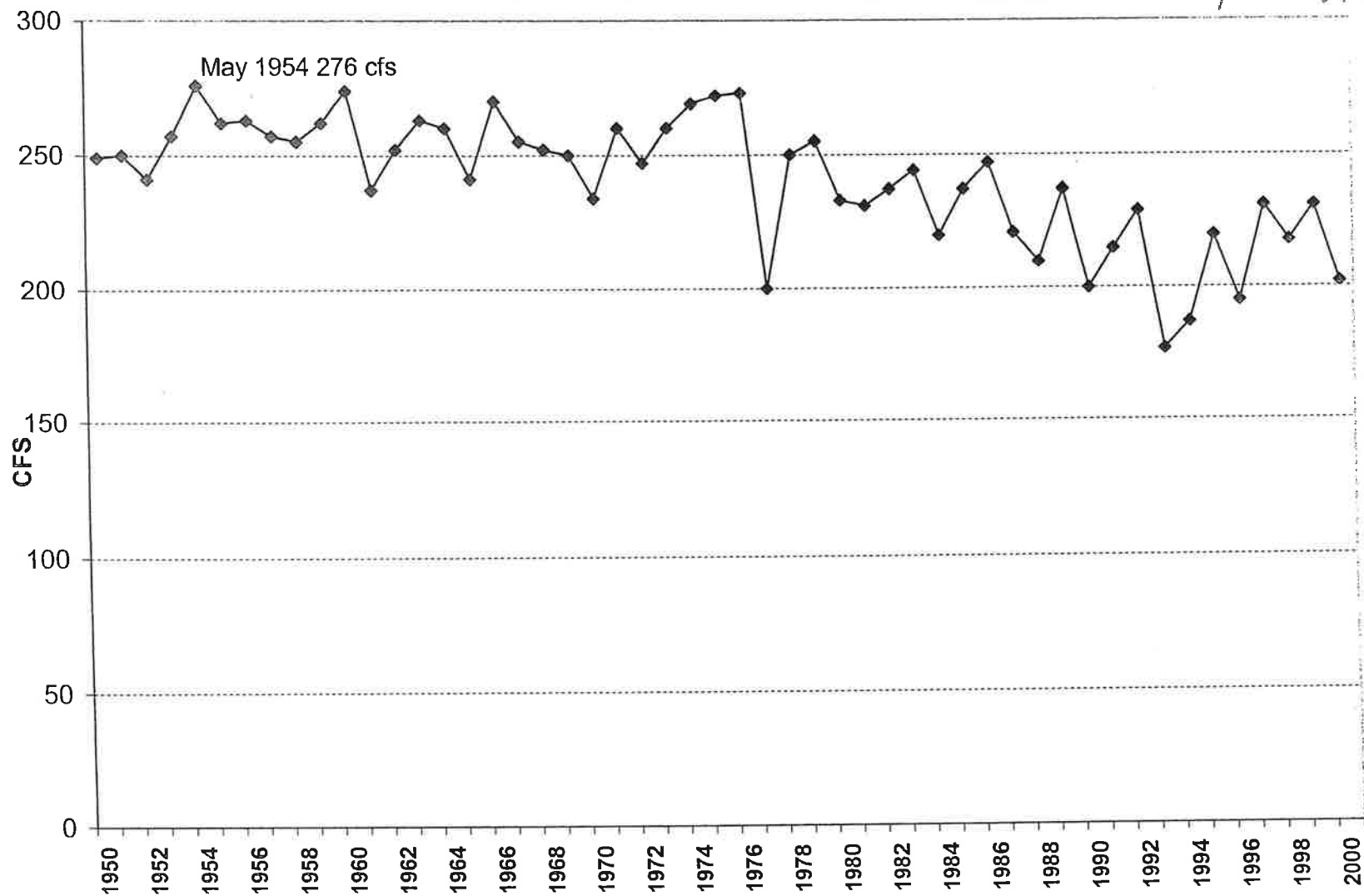
Below is a summary of the place of use acres for Boise Valley :

2375.1 acres	Within the main boundary
15.5 acres	Shakespear Festival site
198.4 acres	Simplot Complex
42.2 acres	Within the United Water service area
19.4 shares	Quong place of use
15.0 shares	Ada County landfill shares
16.0 shares	McCrae place of use
14.6 shares	Hanson place of use
12.97 shares	Moyle place of use
3.33 shares	Charlton place of use
1.0 shares	Canova place of use
43.33 shares	Buckhorn Estates place of use
14.6 shares	ACHD shares
37.0 shares	Veterans Cemetary irrigation

2808.43 acres	Total acres irrigated within the boundaries of Boise Valley Irrigation Co.
---------------	--

MAXIMUM MONTHLY DIVERSION 1950-2000

13205640 FARMERS UNION AND BOISE VALLEY CANALS *And Capital View*



13205640 HISTORIC DIVERSION OF FARMERS UNION AND BOISE VALLEY CANALS (CFS)													
W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN
1950	44	0	0	0	0	0	104	229	245	249	192	163	1227
1951	57	0	0	0	0	0	131	216	240	250	210	160	1265
1952	54	0	0	0	0	0	59	231	220	241	207	165	1176
1953	54	0	0	0	0	0	129	229	168	257	220	188	1245
1954	62	0	0	0	0	0	126	276	235	260	207	176	1343
1955	60	0	0	0	0	0	27	145	262	239	218	176	1127
1956	44	0	0	0	0	0	148	237	260	263	223	185	1361
1957	55	0	0	0	0	0	34	176	257	249	221	181	1173
1958	62	0	0	0	0	0	67	226	218	255	233	181	1243
1959	62	0	0	0	0	0	175	237	262	241	221	106	1304
1960	21	0	0	0	0	0	129	244	274	242	211	171	1294
1961	57	0	0	0	0	0	101	237	217	189	189	109	1099
1962	20	0	0	0	0	0	101	197	242	252	231	195	1237
1963	44	0	0	0	0	0	79	239	234	263	242	171	1273
1964	54	0	0	0	0	0	101	226	190	260	239	185	1255
1965	47	0	0	0	0	0	84	241	237	241	220	180	1249
1966	75	0	0	0	0	0	188	270	232	221	200	126	1312
1967	39	0	0	0	0	0	118	250	203	255	208	133	1207
1968	26	0	0	0	0	0	134	247	252	215	114	151	1140
1969	37	0	0	0	0	0	97	250	245	223	229	158	1241
1970	36	0	0	0	0	0	72	231	232	234	218	150	1173
1971	57	0	0	0	0	0	52	254	230	260	236	183	1272
1972	29	0	0	0	0	0	60	236	230	247	234	171	1209
1973	65	0	0	0	0	0	126	250	260	231	211	148	1292
1974	21	0	0	0	0	0	39	252	269	257	246	188	1272
1975	50	0	0	0	0	0	8	174	272	268	241	203	1217
1976	68	0	0	0	0	0	62	273	252	262	207	151	1275
1977	46	0	0	0	0	0	136	168	197	200	197	138	1080
1978	23	0	0	0	0	0	29	171	250	247	220	146	1085
1979	65	0	0	0	0	0	42	221	255	224	176	138	1122
1980	39	0	0	0	0	0	55	189	208	233	200	143	1067
1981	63	0	0	0	0	0	30	179	213	231	205	161	1083
1982	46	0	0	0	0	0	42	195	237	216	215	150	1100
1983	36	0	0	0	0	0	34	135	244	223	210	160	1040
1984	47	0	0	0	0	0	32	184	198	220	207	160	1047
1985	55	0	0	0	0	0	59	220	237	210	179	118	1077
1986	26	0	0	0	0	0	62	181	234	246	247	126	1121
1987	11	0	0	0	0	0	92	221	200	190	185	104	1005
1988	3	0	0	0	0	0	74	210	203	150	137	84	861
1989	13	0	0	0	0	0	24	216	237	213	185	134	1023
1990	46	0	0	0	0	0	84	184	173	200	151	108	945
1991	57	0	0	0	0	0	66	159	215	179	153	74	903
1992	33	0	0	0	0	0	77	229	155	109	102	97	803
1993	44	0	0	0	0	0	13	135	175	177	148	145	837
1994	50	0	0	0	0	0	133	187	187	172	171	143	1043
1995	62	0	0	0	0	0	50	163	220	215	182	161	1053
1996	59	0	0	0	0	0	39	145	195	189	172	151	949
1997	78	0	0	0	0	0	123	215	220	231	226	166	1259
1998	88	0	0	0	0	0	87	151	163	218	198	158	1064
1999	59	0	0	0	0	0	101	182	210	231	210	153	1145
2000	42	0	0	0	0	0	86	189	202	174	156	138	986
AVERAGE: 1950-2000	47	0	0	0	0	0	81	210	225	226	201	151	1141

Idaho Dept. of Water Resources
Place of Use Comparison Report

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Volume(af)	Source	Water Use(s)	Owner(s)
63	16767		Beneficial Use	Active	9/10/1921	15.05		WASTE WATER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	147	B	Decreed	Active	1865-06-01	3.97	892.8	BOISE RIVER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	147	D	Decreed	Active	1865-06-01	0.79	190	BOISE RIVER	IRRIGATION <i>Simple</i>	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	31197		Decreed	Active	1865-06-01	49.71	10311	BOISE RIVER	IRRIGATION <i>Unk'd Waste</i>	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	31198		Decreed	Active	1865-06-01	0.11	24.7	BOISE RIVER	AESTHETIC, AESTHETIC STORAGE, DIVERSION TO ST	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	2360		License	Active	7/19/1921	1.2		BOISE RIVER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	3614	E	License	Active	12/9/1940		961	BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	3618	H	Permit	Active	1/1/1955		2500	BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	BOISE VALLEY IRRIGATION DITCH CO (Current)

55.78 cfs without waste water

55.78 ÷ 0.2 = 2789 acres

2375.1 digitized acres within main boundary - after transfer
2794 total acres (see list of additional acres and shares outside the main boundary)

Boise Valley POU areas

2375.1	=	within main boundary	
15.5ac	=	Spoilsper Festival	C31198
198.4ac	=	Sanport Complex	C147B
42.2ac	=	United Water	C147D
19.4sh	=	Quona	
15.2sh	=	Olda City	
16.0sh	=	McRae	
14.6sh	=	Hanson	
12.97sh	=	Moyle	
3.33sh	=	Charlton	
1.0sh	=	Conover	
14.4sh	=	Buckhorn Estates	
14.6sh	=	ACHD	
37.0sh	=	Veterans Cemetery	
<u>2779.5</u>			

10:07 PM

11/24/03

Boise Valley Irrigation Ditch Co. Customer Contact List November 24, 2003

Customer	Phone	Bill to	Shares	Lateral
ARNOLD, LANCE & SHARON	939-2922	ARNOLD, LANCE & SHARON 8730 HORSESHOE B...	.62	36
BALDWIN, MARLIN & DARLE...	939-0797	BALDWIN, MARLIN & DARLEEN 9801 ARNOLD RD...	.93	36
BALDWIN, VELMA		BALDWIN, VELMA 9999 ARNOLD RD BOISE ID 83...	1.24	36
BARGMANN, SUSAN	939-4671	BARGMANN, SUSAN 9820 SHIELDS AVE BOISE I...	.61	36
BEELER, WM R	853-5109	BEELER, WM R 7302 GARDNER BOISE ID 83714	1/3	36
BLACK, TINA	384-0553	BLACK, TINA 1000 S CURTIS BOISE ID 83705	0.62	36
BLANC, ROBERT K	939-1826	ROBERT BLANC 10233 W ARNOLD RD BOISE ID ...	1	36
BLANTON, RODNEY & MOLLY	384-0345	BLANTON, RODNEY & MOLLY 1700 N. 20th BOISE ...	0.60	36
BLESSINGER, MYRLE & OLGA		BLESSILNGER, MYRLE & OLGA 10158 UTAHNA R...	0.93	36
BROWN, LARRY	853-0739	BROWN, LARRY 10242 UTAHNA RD BOISE ID 837...	0.31	36
CAMBELL, TREY	939-0728	CAMBELL, TREY 10095 ARNOLD RD BOISE ID 83...	0.62	36
CARMAN, CLAYTON & BARB...	939-2475	CLAYTON & BARBARA CARMAN 9755 SHIELDS A...	0.50	36
CHRISTENSEN, JACK	853-2256	CHRISTENSEN, JACK 9724 UTAHNA RD BOISE I...	0.30	36
COLE, MATT & CHETTIE	853-1583	COLE, MATT & CHETTIE 9751 UTAHNA RD BOISE...	1.94	36
CUNNINGHAM, FERN	853-3158	CUNNINGHAM, FERN 9815 UTAHNA RD BOISE ID...	1.24	36
CUNNINGHAM, K A		CUNNINGHAM, K A 9798 ARNOLD RD BOISE ID ...	1.86	36
DABELL, KATHERINE	343-6857	KATHERINE DABELL 3705 FORSYTHIA BOISE ID...	0.62	36
DAVISON, GERALD & ANN	376-2844	DAVISON, GERALD & ANN P O BOX 140791 BOIS...	2.17	36
DIETRICH, MATT OR FAITH	938-3741	MATT DIETRICH 9740 SHIELDS AVE BOISE ID 83...	.61	36
DRESIE, MICHAEL	939-6977	DRESIE, MICHAEL 10400 ARNOLD RD BOISE ID 8...	0.62	36
DUNBAR, MAXINE	853-1240	DUNBAR, MAXINE 10008 MAYMIE RD BOISE ID 83...	1.86	36
ECHAVARRIA, FLOREN	939-6964	ECHAVARRIA, FLOREN 9876 ARNOLD RD BOISE I...	0.62	36
FRIEND, CLAY & NANCY	939-6443	CLAY & NANCY FRIEND 10030 ARNOLD RD BOIS...	.62	36
FRIEND, LARRY	939-6960	LARRY FRIEND 10155 ARNOLD RD BOISE, ID 83714	.75	36
GASKELL, ROBERT W	853-1443	GASKELL, ROBERT W 7672 GARDENER LN BOIS...	1.24	36
GIVENS, JACK H	939-1208	GIVENS, JACK H 10274 W. SHIELDS AVE BOISE I...	5	36
HOLDEN, MARGO	853-7640	HOLDEN, MARGO 7468 GARDEN ST BOISE ID 83...	0.93	36
HOLMES, DORIS	939-7170	HOLMES, DORIS 23414 FREEZEOUT RD CALDWE...	1.24	36
HUFF, CYNDA	939-0820	Cynda Huff 9797 SHIELDS AVE BOISE ID 83714	0.50	36
HUMPHREYS, HELEN	853-9143	HUMPHREYS, HELEN L 9954 UTAHNA BOISE ID 8...	0.95	36
JENSEN, ALONZO JAY & MARY	939-0050	JENSEN, ALONZO JAY & MARY 10050 SHIELDS A...	0.62	36
JONES, BART & CHERYL	939-5241	Bart & Cheryl Jones 10031 ARNOLD RD BOISE ID ...	0.62	36
JONES, PAULINE	939-8022	JONES, PAULINE 9665 ARNOLD RD BOISE ID 83714	1.24	36
LARSON, LOUIE S	938-4527	LOUIE S LARSON 10234 W ARNOLD RD BOISE I...	.62	36
LEIDING, JERRY		LEIDING, JERRY 9924 UTAHNA BOISE ID 83714	0.93	36
LOWRY, LANA & LYNN JONES	939-8032	LOWRY, LANA OR JONES, LYNN % DOUG EISEN...	0.61	36
MAESTAS, DOUGLAS & SHE...	939-1654	MAESTAS, DOUGLAS & SHERRY 10301 ARNOLD ...	0.62	36
MILLER, TERRY & JENNIFER	853-2893	MILLER, TERRY & JENNIFER 10195 MAYMIE RD B...	1.24	36
MOENCH, EVERETT & VICKIE	939-4865	MOENCH, EVERETT & VICKIE 10000 SHIELDS AV...	0.62	36
MYERS, LEON	939-6727	MYERS, LEON 9833 ARNOLD RD BOISE, ID 83714	1.24	36
NEY, ROBERT & LISA		NEY, ROBERT & LISA % STEVEN OR MARY FRIE...	0.62	36
RADFORD, VEE & EVA	939-6386	RADFORD, VEE & EVA 10300 ARNOLD RD BOISE ...	0.62	36
RAMSEY, FRANK	789-7274	RAMSEY, FRANK 2114 RADCLIFF RD JUNEAU AK...	0.31	36
RITCHIE, BRUCE & SHIRLEY		Bruce & Shirley Ritchie 9958 SHIELDS AVE BOISE ...	1.24	36
RYAN, MICHAEL, JUDITH, MA...	939-1360	RYAN, MICHAEL, JUDITH MARK OR LURA 9731 SH...	0.62	36
RYBKA, BERNICE	939-6398	Bernice Rybka 9903 SHIELDS BOISE ID 83714	1.24	36
SALUTREGUI, RICARDO	939-0089	SALUTREGUI, RICARDO 9966 ARNOLD RD BOISE...	1 1/2	36
SCOTT, WALTER & PEGGY		SCOTT, WALTER & PEGGY 9689 SHIELDS AVE B...	0.62	36
SHERER, DOROTHY	344-2655	SHERER, DOROTHY 2625 REGAN BOISE ID 83702	0.31	36
SKOGERSON, LORI	327-0498	SKOGERSON, LORI 7609 CAMBRIDGE BOISE ID 8...	0.46	36
SMITH, JESSIE JR	853-0391	SMITH, JESSIE JR 10168 MAYMIE RD BOISE ID 83...	0.31	36
STRATE, LISA		STRATE, LISA 9680 UTAHNA BOISE ID 83714	0.31	36
THORNOCK, WM & PHYLIS	853-2335	THORNOCK, WM & PHYLIS 7500 GARDNER LN B...	.62	36
TITUS, CHARLES	939-6986	Charles Titus 10257 Shield Ave BOISE ID 83714	1.24	36
WHEELER, ALTA	939-6661	Alta Wheeler 10252 ARNOLD RD BOISE ID 83714	0.62	36
WILSON, ANNIE		Annie Wilson 10190 SHIELDS AVE BOISE ID 83714	1	36
WORKMAN, ROBERT, & Lyla	939-8474	WORKMAN, ROBERT, & Lyla 10154 ARNOLD RD...	1.24	36

RECEIVED

DEC 01 2003

WATER RESOURCES
WESTERN REGION

52,62

Part of 2010 show

BasinNumber	SequenceNum	Split/Suffix	OrganizationName	Agent
63	✓ 147	D	BOISE VALLEY IRRIGATION DITCH C	Mel
63	✓ 147	B	BOISE VALLEY IRRIGATION DITCH C	Mel
63	✓ 2360		BOISE VALLEY IRRIGATION DITCH C	Mel
63	✓ 16767		BOISE VALLEY IRRIGATION DITCH C	Mel
63	✓ 31197		BOISE VALLEY IRRIGATION DITCH C	Mel
63	✓ 31198		BOISE VALLEY IRRIGATION DITCH C	Mel

~~3614E ?~~
~~3618H ?~~ NO. competing claims to Anderson storage right.

BVIC Co.
 8-19-02

Stan Matlock, Pres.
 8633 Bogart Lane
 83703

853-0992.

Simplot soccer fields
 and the Shakespeare Theatre
 should be included in the
 boundary map for BVIC

Copies of decrees
 + vehicle
 splits & transfers



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JUNE 6, 2003

BOISE VALLEY IRRIGATION DISTRICT CO
8633 BOGART LANE
BOISE, ID 83703

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 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,

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

RECEIVED

APR 28 2003

Department of Water Resources

Boise Valley Irrigation District

9750 N. Broadway

Boise, ID 83714

April 22, 2003

RECEIVED

JUL 20 2004

WATER RESOURCES
WESTERN REGION

Mr. Dave Farrell ^{DM}
Dept. of Water Resources
1301 N. Commercial
Boise, ID 83714

Dear Dave:

Boise Valley Irrigation District has a problem with developers purchasing land on laterals and not using the irrigation water.

When purchasing the property they will do some things which do not have to use it on the development. This can cause the other water users on the lateral to be short of water and could in some cases cause insufficient water to operate the lateral.

Boise Valley would like to require the developers to use the irrigation water on the subdivision. The objection to this is they do not have continual use. All laterals operate on a rotation schedule.

Boise Valley would like to adopt a system similar to the Gary Lane Meadows Homeowner open park area: which we worked with Idaho Water Resources in obtaining water shares and assigning the share to the nearest lateral for recharge so they could pump from a shallow well or sump.

Boise Valley District would like to be able to require developers to keep the irrigation water in the lateral for ground water recharge and in turn be able to pump from a shallow well or sump of 10'-12'.

The majority of Boise Valley area has a high water table.

We would like for the developers to able to install pumps in a well consisting of cement pipes stacked on top to each other in a pie on deeper than 12'. This can be excavated with a backhoe and not a filled with sand.

Although different in design this would be no different than Gary Lane Meadows or the Olympia sewer field, who pump from a pond 12' to 15' deep.

Page 2

It is being suggested that the "World" should be published
and given as a gift to the children in the presence of the
and a small quantity of the same.

It is also suggested that the "World" should be published
and given as a gift to the children in the presence of the

and given as a gift to the children in the presence of the
the correct department.

Stanley Matlock

Stanley Matlock

Stanley Matlock

Stanley Matlock

GPS readings

#809 Boise City Canal
above golf course = 321124
276610

#810 Downstream ranney
325637
278495

811 324449 = Upstream ranney
279812

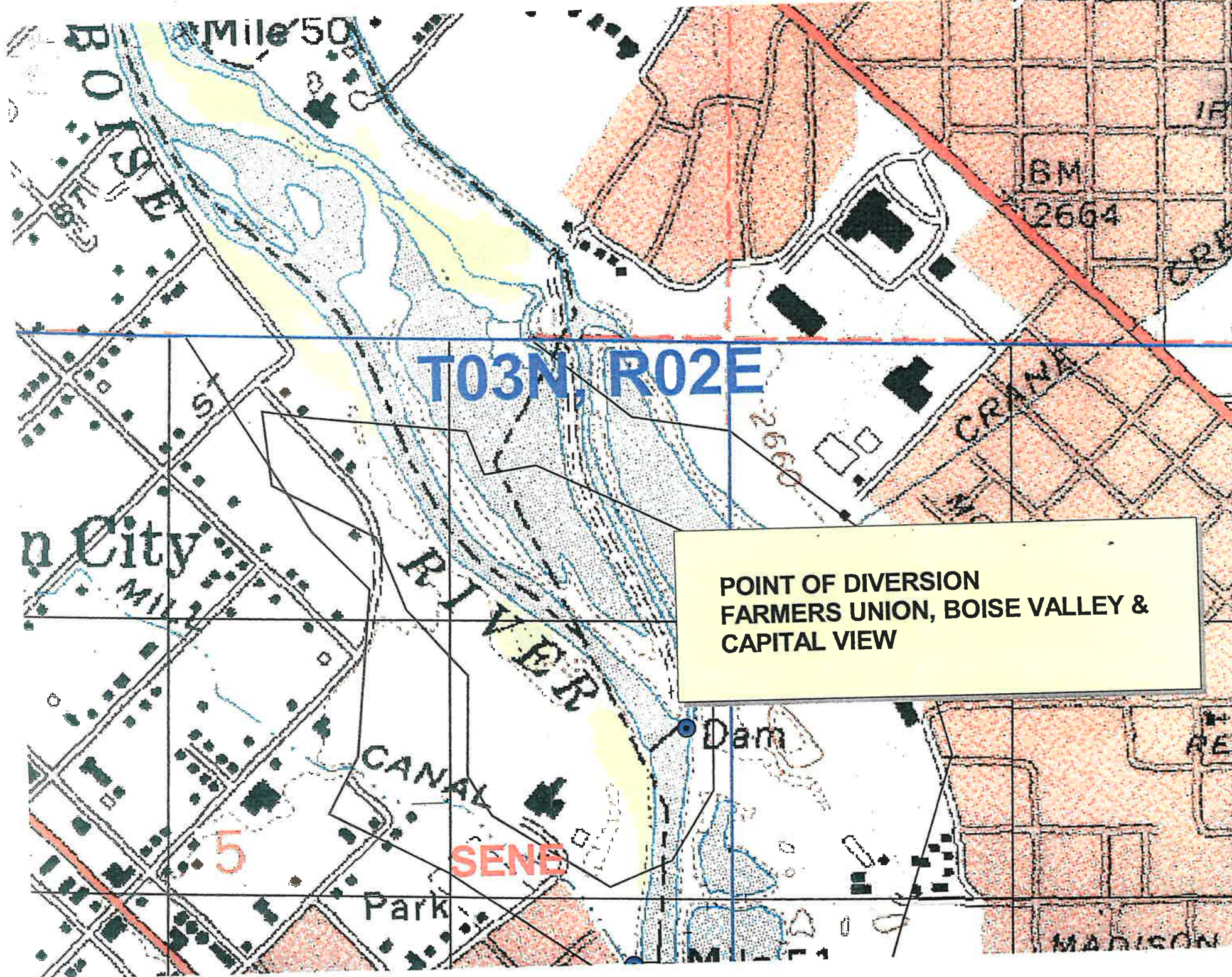
#812 Boise Valley
H. Kasper = 324512
279728

813 Sump lot 329160
275631

POD search 3N, 2E, S5, SENE

ASIN	Sequence Number	Split Suffix	Basic	Status	Right ID	Priority Date	RATE	Source List	Water Use List	Owner List	Source Table	Source Tel Application
63	120	G	Decreed	Active	303511	1864-06-01	1.8	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	123	C	Decreed	Active	303512	1864-06-01	20	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	123	D	Decreed	Active	549018	1864-06-01	0.52	BOISE RIVER	IRRIGATION	EAST HILLS DEVELOPMENT LLC (Current)		wrAdjudicationClaim
63	124	Q	Decreed	Active	303513	1864-06-01	0.1	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	125	J	Decreed	Active	303514	1871-06-01	0.26	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	126	F	Decreed	Active	303515	1891-06-01	0.08	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	164	E	Decreed	Active	303516	1866-06-01	1.8	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	165	M	Decreed	Active	303517	1866-06-01	1.68	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	192		Decreed	Active	291415	1876-06-01	2.3	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)		wrAdjudicationClaim
63	198	AG	Decreed	Active	303518	1877-06-01	3.12	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	216	G	Decreed	Active	345922	1889-06-01	1.2	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)		wrAdjudicationClaim
63	248		Decreed	Active	303521	1894-07-02	110	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	297		Decreed	Active	303523	1894-07-02	54.46	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	2360		License	Active	277959	#####	1.2	BOISE RIVER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)		wrAdjudicationClaim
63	2387	A	License	Active	344742	#####	2.23	DRAIN	IRRIGATION	WARM SPRINGS DITCH co (Current)		wrAdjudicationClaim
63	2892		License	Active	288901	2/7/1952	15	GROUND WATER	MUNICIPAL	UNITED WATER IDAHO INC (Current)		wrAdjudicationClaim
63	2895		License	Active	309106	#####	1.5	GROUND WATER	MUNICIPAL	CITY OF GARDEN CITY (Current)		wrAdjudicationClaim
63	3613	A	License	Active	560597	#####		BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	FARMERS UNION DITCH CO (Current)		wrAdjudicationClaim
63	3614	G	License	Active	560598	#####		BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	FARMERS UNION DITCH CO (Current)		wrAdjudicationClaim
63	3618	D	Permit	Active	560600	1/1/1955		BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	FARMERS UNION DITCH CO (Current)		wrAdjudicationClaim
63	7805		License	Active	309110	6/1/1973	1.1	GROUND WATER	MUNICIPAL	CITY OF GARDEN CITY (Current)		wrAdjudicationClaim
63	8186		License	Active	318380	8/7/1975	0.94	GROUND WATER	DOMESTIC, INDUSTRIAL, IRRIGATION	BILBAO, DAN (Current)		wrAdjudicationClaim
63	16767		Beneficial Use	Active	277971	#####	15.05	WASTE WATER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)		wrAdjudicationClaim
63	19425		Decreed	Active	291420	1882-06-01	4.2	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)		wrAdjudicationClaim
63	20040		Decreed	Active	294993	9/1/1921	3.01	BOISE RIVER	IRRIGATION	BOISE CITY CANAL CO (Current)		wrAdjudicationClaim
63	20041		Decreed	Active	295289	1866-06-01	36.37	BOISE RIVER	FISH PROPAGATION, FISH PROPAGATION STORAGE, IRRIGATION, MUNICIPAL, STOCKWATER	BOISE CITY CANAL CO (Current)		wrAdjudicationClaim
63	21729		Beneficial Use	Active	303578	#####	1.8	DRAINS	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	21730		Beneficial Use	Active	303579	#####	38.5	DRAINS	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	31197		Decreed	Active	554307	1865-06-01	49.71	BOISE RIVER	AESTHETIC, AESTHETIC STORAGE, DIVERSION TO STORAGE, IRRIGATION, IRRIGATION FROM STORAGE, IRRIGATION STORAGE	BOISE VALLEY IRRIGATION DITCH CO (Current)		wrAdjudicationClaim

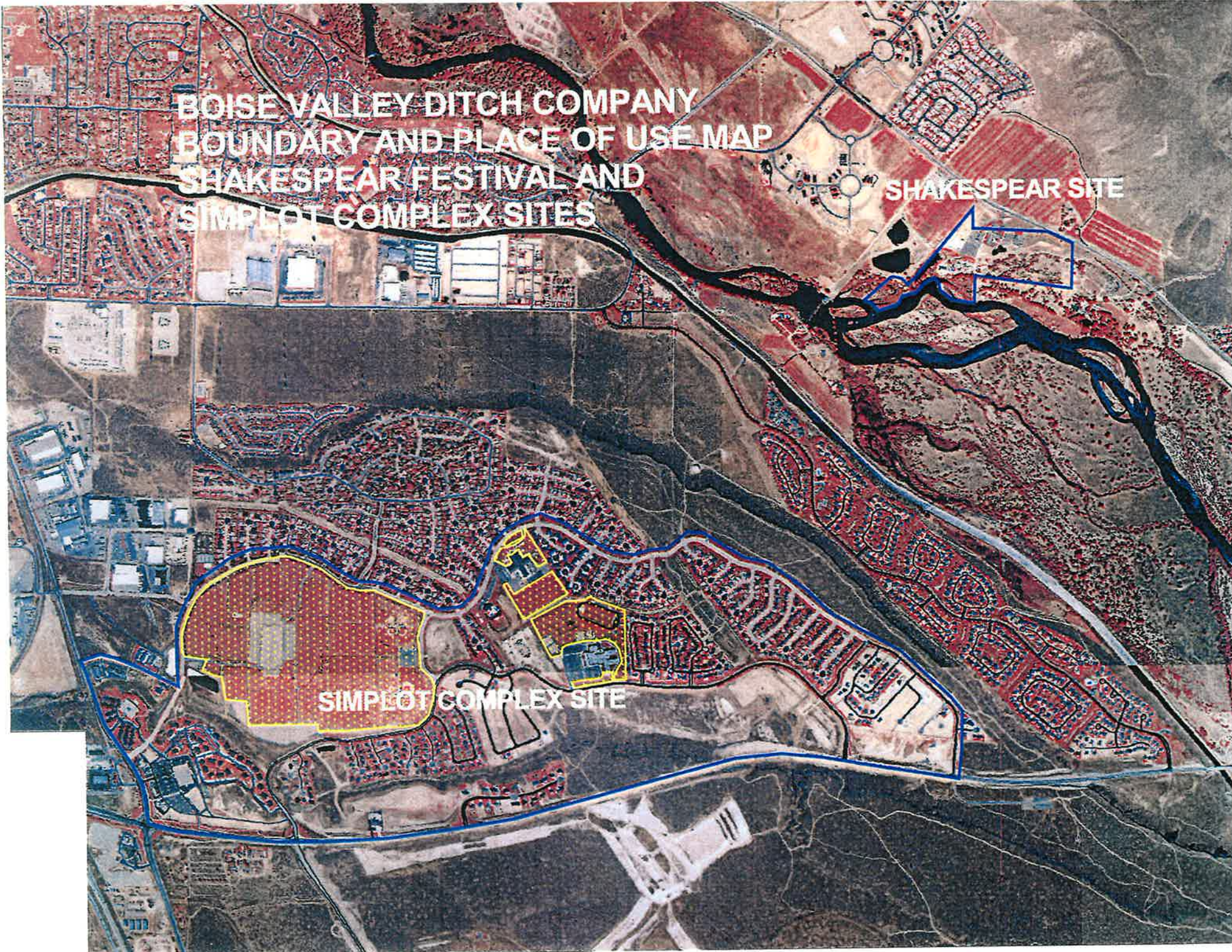
953-0999



**BOISE VALLEY DITCH COMPANY
BOUNDARY AND PLACE OF USE MAP
SHAKESPEAR FESTIVAL AND
SIMPLOT COMPLEX SITES**

SHAKESPEAR SITE

SIMPLOT COMPLEX SITE



2:29 PM

11/03/03

Boise Valley Irrigation Ditch Co. Customer Contact List November 3, 2003

Customer	Phone	Bill to	Shares	Lateral
ACHD	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:4811 Alamosa Ln (1/2 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:4820 Willow Ln (1 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:7433 Hill Rd (2 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:7613 Hill Rd (4 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:7820 Gary Ln (1 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:8103 Hill Rd (1 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:8955 Duncan Ln (5 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ADA COUNTY SOLID WASTE...	853-1297	ADA COUNTY S.W.M. SOLID WASTE MANAGEME...	15	FU
ADAMS, THOMAS & MARIE	342-7855	ADAMS, THOMAS & MARIE P O BOX 9753 BOISE ...	6.5	FU
ANDERSON, CLARK & VEDA	853-0123	Clark & Veda Anderson 8298 CASA REAL BOISE ID ...	4	FU
ANDERTON, LILA	853-1059	ANDERTON, LILA 847 E. INCA ST. MESA, AZ 85203	1	FU P4
AYLING, SCOTT		AYLING, SCOTT P O BOX 2645 RONKONKOMA N...	1 1/2	FU
BALKINS, JAMES & JUDITH	344-8111	BALKINS, JAMES & JUDITH 1606 RIDGECLIFF LN ...	17.75	FU
BALL, RAYMOND D		BALL, RAYMOND D 891 LANDER ST BOISE ID 83714	1	FU
BARNES, BOB & EVON	343-9790	Bob & Evon Barnes 5887 LAMPLIGHTER BOISE ID...	217.29	FU
BARNES, KEN R	342-5043	BARNES, KEN R 4820 WYLIE LN BOISE ID 83703	6	FU
BEAVER, REX & JOLENE	853-1199	BEAVER, REX & JOLENE 7141 HILL RD BOISE ID ...	1	FU
BENNETT, TAMARA	343-7088	BENNETT, TAMARA 4860 ALAMOSA LN BOISE ID ...	1	FU
BETSCHER, MAUREEN OR A...	343-5072	BETSCHER, MAUREEN OR ALLAN 5558 W. LUCKY...	1/4	FUD HDGT5
BOISE BIBLE HALL PROPER...	385-0305	BOISE BIBLE HALL PROPERTIES, INC DBA COLLI...	5	FU
BOISE PARKS & RECREATIO...	384-4240	Boise Parks & Recreation Dept 1104 ROYAL BLVD B...	105.75	FU, 23, 15, 34
BORGESON, DON	343-0464	DON BORGESON 5525 HILL RD BOISE ID 83714	4	FU
BRAY, CHRISTOPHER & GAIL	343-1855	Christopher and Gail Bray 6201 PIERCE PARK BOIS...	10	FU
BRIGGS, MARGARET	342-1973	BRIGGS, MARGARET 5701 HILL RD BOISE ID 83...	2	FU
BROOKHART, ALBERT & FE...	336-4195	ALBERT & FEROL BROOKHART 5207 STINGER D...	1	FU
BROWNFIELD, ROBT. & SHA...		ROBERT E. BROWNFIELD 5713 HILL RD BOISE I...	1	FUD
BUCKHORN ESTATES HOME...		Buckhorn Estates Homeowners Association Inc. c/o B...	14.40	FU
BUICH, DAVID OR KAREN	939-1788	DAVID BUICH 3497 HOLL DR EAGLE ID 83616	3.25	FUD
BYRNE, THOMAS P	853-2133	BYRNE, THOMAS P 6211 HILL RD BOISE ID 83714	19.78	FU
CANOVA, SUZANNE	286-9705	CANOVA SUZANNE 4393 N. POLLARD STAR ID 83...	1	FU
CARLSON, RONALD & RUTH	853-0323	CARLSON, RONALD & RUTH 8035 HILL RD BOISE...	3	FU
CASITAS NORTE H.O. ASSOC	884-0403	CASITAS NORTE H.O. ASSOC. % TOM MOHR P.O...	1 1/2	FU
CHARLTON, DAVID & KATHL...	286-7335	DAVID & KATHLEEN CHARLTON 4095 POLLARD L...	3.33	FU
CHERRY LANE CONSTRUCT...	468-9200	CHERRY LANE CONSTRUCTION % BRIAN FALCK...	.70	FUD
CLARIDON HILLS HOMEWO...	853-3144...	CLARIDON HILLS HOMEOWNERS ASSO c/o MAH...	11	FU
CLEMMENS, WALT OR CAROL	853-8043	CLEMMENS, WALT OR CAROL 8205 HILL RD BOI...	2	FU
CLOPTON, DAVID	344-0184	DAVID CLOPTON 5205 HILL RD BOISE ID 83714	2	FU
COBB, LAWRENCE OR BARB...		COBB, LAWRENCE OR BARBARA 7055 HILL RD B...	2	FU
COGSWELL, J H & KIETH MC...	383-9399	COGSWELL, J H & KIETH MCNALLY 4690 ALAMO...	1	FU
COLEMAN, SHAWN OR SHEL...	363-0686	COLEMAN, SHAWN OR SHELLEY 4707 ALAMOSA ...	2	FU lat 02
CROMWELL, BROCK J	853-1500	Brock J. Cromwell 8844 DUNCAN LN BOISE ID 837...	5	FU
CULVER, WALTER & ALICE A...	867-1397...	CULVER, WALTER & ALICE ANN 6100 PIERCE PA...	17.375	FU
DANIEL PLACE H O ASSOCIA...	424-0117	DANIEL PLACE H O ASSOC. STEVE HANSON 610...	3	FU
DAVIS, J BRENT	939-6660	J. BRENT DAVIS 2546 W TIMBER DR EAGLE IDA ...	5	FUD
DAVIS, M E		DAVIS, M E 7107 HILL RD BOISE ID 83714	5	FUD 14
DAVISON, BESSIE	853-2122	DAVISON, BESSIE 6216 PIERCE PARK LN BOISE ...	1 3/4	FU
DAWSON, JEAN	424-1854	DAWSON, JEAN 4808 WYLIE LN BOISE ID 83703	1/2	FU

303.135 n 288.25

2:29 PM

11/03/03

Boise Valley Irrigation Ditch Co. Customer Contact List November 3, 2003

Customer	Phone	Bill to	Shares	Lateral
DODD, THAD & JULIE	(816) 628...	DODD, THAD & JULIE 17201 NE 128th KEARNEY, ...	2 1/2	FU DUNCAN LN
DOWDING & STAHL		DOWDING & STAHL % SHANE STAHL 102 COUR...	39 11/100	FU
DRY CREEK CEMETERY	853-1940	Dry Creek Cemetery 9600 HILL RD BOISE ID 83714	48	FU
EVANS, HARLAN OR ANITA	343-9725	EVANS, HARLAN OR ANITA 5810 HILL RD BOISE I...	1	FU
FLANAGAN, PATRICIA TRUS...	831-623-...	FLANAGAN, PATRICIA TRUST JEAN F. ZLOTKIN, ...	11	FUD
FOLTMAN, BRADLEY & RUTH	342-1679	Bradley & Ruth T Folman 5611 HILL RD BOISE ID 8...	1	FU
FOWLER, WM R	853-5333	FOWLER, WM R P O BOX 1129 IDA CITY ID 83631	1	FU 4906 W STATE
FREELAND, DOROTHY M	853-2563	FREELAND, DOROTHY M 6913 HILL RD BOISE ID...	8 1/3	FU
FREEMAN, BUTCH	939-5783	LLOYD (BUTCH) FREEMAN 1665 W WOODSGULC...	25	FU
FUGATE, DARREL		DARREL FUGATE 1571 N BALLANTYNE LN EAGL...	.50	FU
GENTHER, ED & BETTY	344-2776	GENTHER, ED & BETTY 5712 HILL RD BOISE ID 8...	2	FU
GILLIS, DON & MARY	853-2308	DON & MARY GILLIS 7749 N. CREWE PL BOISE I...	2	FU
GILLIS, JOE & SUE	853-1323	GILLIS, JOE & SUE 7822 N. CREWE PL BOISE ID 8...	2	FU
GILLIS, STEVE W	853-1271	GILLIS, STEVE W 7351 HILL RD BOISE ID 83714	2	FU
GREEN, WILLIS E.	888-0388	WILLIS E GREEN 1647 S. GOLDSMITH AVE MERI...	1	FU 7775 HILL RD
HANSON, ROBERT J. & ELSIE	286-7596	ROBERT J HANSON 4151 HARTLEY RD EAGLE I...	14.6	FUD
HAUSTVEIT, RICHARD & CH...	344-4880	HAUSTVEIT, RICHARD & CHRISTINE 4709 ALAMO...	1	FU
HENRY'S N 40, LLC		HENRY'S N 40, LLC H. CRAIG VAN ENGLN 6126 ...	19.41	FU Quong's
HODGES, CYNTHIA & WM SI...	338-9031	Cynthia Hodges & Wm Sifford 4510 WILLOW LN BOI...	1 1/8	FU
HOMAN, MIKE	429-1900...	MIKE HOMAN 2229 W STATE ST BOISE, IDA 83702	9.26	FU Bogart / HILL RD PARKWAY
JAMES, TODD OR CARRIE J...		TODD JAMES 5472 N RIFFLE BOISE ID 83713	1	FU 777 HILL RD
JONES, GORDON	345-4035	JONES, GORDON P.O. BOX 8492 BOISE ID 83707	14.65	FU 4531 HILL RD
JONES, LEON	345-4199	JONES, LEON ATT: MIKE & DIANE JONES 5211 N ...	5	FU HILL RD
KING, DANIEL		Daniel King 5115 STINGER BOISE ID 83703	2	FU
KING, J R & JEANNE	853-0500	KING, J R & JEANNE 6980 HILL RD BOISE ID 8371...	14	FU
KLOTZ, JOHN	336-7187	KLOTZ, JOHN 851 E. HIGHLAND VIEW BOISE ID ...	1	FU
LEXINGTON HEIGHTS, LLC	939-6000	LEXINGTON HEIGHTS, LLC 9601 W STATE ST S...	30	FU
LINK, CHARLES & FRANCIE	345-2450	Charles & Francie Link 5920 HILL RD BOISE ID 83714	1 47.57	FU
LLEWELLYN, DAVID & GAI	853-1448	DAVID & GAI LLEWELLYN 9170 HILL RD BOISE ID...	14	FU
LOWDER, O'DELL & DONNA	853-1064	LOWDER, O'DELL & DONNA 3703 KOOTENAI ST ...	1	FU 3512 N ST.
MASON, KEVIN & DENICE	939-7727	MASON, KEVIN & DENICE 8602 ULMER LN BOISE ...	2 1/2	FU
MATLOCK, STANLEY & DONNA	853-0992	MATLOCK, STANLEY & DONNA 8633 N BOGART L...	106.95	FU & LAT 33, 34, 37, 38
MC BAINE, RON & LORI	343-0840	MC BAINE, RON & LOR 4618 WILLOW LN BOISE I...	1	FU
MC KAY, DOROTHY	337-2123	MC KAY, DOROTHY 1784 So Whisper Cove Ave BO...	8.29	FU, 33 HILL RD & OLD HORSES HOE BEN
McMAINS, CHARLES & HELEN	853-7773	Charles & Helen McMains 3523 NORTH ST BOISE I...	1	FU
McPHERSON, DANIEL & ROB...	853-3721	Daniel & Roberta McPherson 3528 NORTH ST BOIS...	1 1/2	FU
MCRAE, DENNEY	938-9815	DENNEY MCRAE 1700 W WOODS GULCH BOISE I...	16	FU
MCREYNOLDS, KENNETH		MCREYNOLDS, KENNETH 9050 DUNCAN LN BOIS...	6	FU
MOORE, CHARLES		CHARLES MOORE 3510 NORTH ST BOISE ID 83...	1	FU
MOORE, DONALD	853-2721	DONALD MOORE 3510 NORTH ST BOISE ID 83703	1	FU
MORRIS, MARK OR SANDRA	336-4056	MARK MORRIS 5415 HILL RD BOISE ID 83714	2	FU
MOYLE, MARJORIE	286-7413	MOYLE, MARJORIE 9594 BEACON LIGHT STAR I...	12.97	FU
O'LOUGHLIN, STEVEN & LES...	853-3679	O'LOUGHLIN, STEVEN & LESLIE 8399 HILL RD BOI...	3.25	FU
PACHECO, RYAN & TAUNA	345-0188	PACHECO, RYAN & TAUNA %MATTHEW HIGGIN...	1	FU 4615 ALAMOSA
PARKER, NEIL & TERESA	853-3029	PARKER, NEIL & TERESA 8895 HILL RD BOISE ID...	2	FU
PENDLETON, JAMES	853-1645	PENDLETON, JAMES 7010 HILL RD BOISE ID 83714	3/4	FU
PERRY, NICKY	343-9963	PERRY, NICKY 5321 BLOOM ST BOISE ID 83703	1	FU
PFEIFER, MARK & TERESA	336-8453	PFEIFER, MARK & TERESA 5363 HILL RD BOISE I...	2	FU

426.665

2:29 PM

11/03/03

Boise Valley Irrigation Ditch Co.
Customer Contact List
 November 3, 2003

Customer	Phone	Bill to	Shares	Lateral
PIERCE PARK GREENS	853-3302	PIERCE PARK GREENS 5812 PIERCE PARK LN B...	15.015	FU
PIERCE, FRANKIE & RITA	344-9987	PIERCE, FRANKIE & RITA 5832 HILL RD BOISE ID...	1 9/14, 64	FU
PIERCE, WILLIS & PAULINE	853-1360	PIERCE, WILLIS & PAULINE 8750 N BOGART LN B...	9.67	FU
PULLMAN, EUGENE & PHYLLIS	853-2556	PULLMAN, EUGENE & PHYLLIS 7897 HILL RD BOI...	8	FU
RIEBE, JAMES	344-6488	RIEBE, JAMES BOX 140214 BOISE ID 83714-0214	4 1/2	FU
ROLES, WALKER	853-2737	ROLES, WALKER 7610 GARY LN BOISE ID 83714	2 1/4	FU
ROUNDTREE, JAMES & BEV...	385-9268	ROUNDTREE, JAMES & BEVERLY 4598 ALAMOSA...	1 1/2	FU
RUCKDASHEL, GLENN & BR...	331-0433	RUCKDASHEL, GLENN & BRENDA 5353 HILL RD ...	1	FU
SANCHEZ, JUAN & MARIA		SANCHEZ, JUAN & MARIA 4507 ALAMOSA LN BOI...	2	FU
SELLERS, WM. & MAUREEN	853-8785	SELLERS, WM & MAUREEN 8053 HILL RD BOISE I...	2	FU
STATE OF ID.DIV. OF VETER...		STATE OF ID.DIV. OF VET.CEMETERY % JOE BL...	37	FU
STEPHENSON, SAM	853-3605	STEPHENSON, SAM 9051 DUNCAN LN BOISE ID ...	7	FU
STOPPENHAGEN, RANDALL ...	853-9345	STOPPENHAGEN, RANDALL & MAARCIA 8441 HIL...	3.79	FU
STOY, MARGIE		STOY, MARGIE 5433 HILL RD BOISE ID 83714	1	FU
SYMMONDS, JEFFERY & AN...	853-2123	SYMMONDS, JEFFERY & ANDREA 6513 HILL RD ...	21 2/3	FU
THOMAS, RICK & VAL	338-1315	THOMAS, RICK & VAL 5727 HILL RD BOISE ID 837...	11	FU
THOMPSON, WARREN & EDI...	853-3238	THOMPSON, WARREN & EDITH 8900 DUNCAN L...	6	FU
THOMSEN, RONALD	939-6577	THOMSEN, RONALD & BETH 9805 Hwy 55 BOIE I...	20 11/...	FU
TMC, INC		TMC INC 2313 OVERLAND RD BOISE ID 83705	1	FU
WAGAR, DARCIE		DARCIE WAGAR 4614 ALAMOSA BOISE ID 83714	.50	FU
WARE, PETER JR. OR LISA	319-0096	PETER OR LISA WARE, JR 5423 HILL RD BOISE; I...	.50	FU
WEAVER, ELIZABETH	344-5378	WEAVER, ELIZABETH 4800 WYLIE LN BOISE ID 8...	1/2	FU
WILSON, F J & SARAH	853-5288	WILSON, F J & SARAH 23221 BLESSENGER LN S...	1/2	FU
ZEH, BARBARA	342-6891	Barbara Zeh 4804 ALAMOSA LN BOISE ID 83703	1	FU
ZIMMER, TERESA	389-9864	ZIMMER, TERESA 4650 WILLOW LN BOISE ID 83...	1/8	FU

HILL Rd

4902 W. State

160,115

2:34 PM

11/03/03

Boise Valley Irrigation Ditch Co.
Customer Contact List
 November 3, 2003

Customer	Phone	Bill to	Shares	Lateral
IDAHO SHAKESPEARE FEST...	429-9908	IDAHO SHAKESPEARE FESTIVAL c/o MARK HOFFMAN P....	10.50	BR
J R SIMPLOT CO		J R SIMPLOT CO P.O. BOX 27 BOISE ID 83707	255.485	BR
UNITED WATER	362-7345	UNITED WATER % SCOTT RHEAD 8248 W VICTORY BOIS...	42.22	BR
			<u>308.205</u>	

Beaver River

PO Box 9365, Boise 83709

83709

3010.04
- 308,225
2701.83

3010.04 above - include

785.4 within Jarvis Bound
Ada Cnty has 15" for the Jarvis

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-147

WATER RIGHT NUMBER: 63-147

Owner Type

Name and Address

Priority Date:

Basis:

Status: See Remarks

Source

Tributary

Beneficial Use

From To

Diversion Rate

Annual Volume

Total Diversion:

Location of Point(s) of Diversion

Place of Use

Conditions of Approval:

Remarks:

1. General RIGHT SPLIT INTO PARTS A & B THRU APPROVED TRANSFER 5119.

Comments:

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-147

Dates and Other Information:

Licensed Date:
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Formal Action Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-147

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-147

WATER RIGHT NUMBER: 63-147

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	BOISE VALLEY IRRIGATION DITCH CO 8750 N BOGART LN BOISE, ID 83703 (208)853-5288

Priority Date: 06/01/1865

Basis:

Status: Parent

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	54.580 CFS	
	<u>Total Diversion:</u>	54.580 CFS	

Location of Point(s) of Diversion

BOISE RIVER

NE1/4SE1/4NE1/4

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

ADA County

Place of UseIRRIGATION Within ADA County

T04N R01E S03	SESW	29.0	T04N R01E S03	SWSE	10.0
T04N R01E S10	NENE	35.0	T04N R01E S10	NWNE	20.0
T04N R01E S10	SWNE	10.0	T04N R01E S10	SENE	30.0
T04N R01E S10	NESE	36.0	T04N R01E S10	NWSE	38.0
T04N R01E S10	SWSE	20.0	T04N R01E S10	SESE	10.0
T04N R01E S11	SWSW	25.0	T04N R01E S11	SESW	15.0
T04N R01E S11	NWSE	5.0	T04N R01E S11	SWSE	12.0
T04N R01E S13	SWNE	5.0	T04N R01E S13	SWNW	30.0
T04N R01E S13	SENE	20.0	T04N R01E S13	NESW	2.0
T04N R01E S13	NWSW	35.0	T04N R01E S13	SWSW	30.0
T04N R01E S13	SESW	23.0	T04N R01E S13	NESE	20.0
T04N R01E S13	NWSE	6.2	T04N R01E S13	SWSE	8.1
T04N R01E S13	SESE	25.0	T04N R01E S14	NENE	5.0
T04N R01E S14	NWNE	25.0	T04N R01E S14	SWNE	38.0
T04N R01E S14	SENE	38.0	T04N R01E S14	NENW	35.0
T04N R01E S14	NWNW	35.0	T04N R01E S14	SWNW	15.0
T04N R01E S14	SENE	18.3	T04N R01E S14	NESW	24.8
T04N R01E S14	NWSW	23.7	T04N R01E S14	SWSW	38.0
T04N R01E S14	SESW	32.0	T04N R01E S14	NESE	37.0
T04N R01E S14	NWSE	39.0	T04N R01E S14	SWSE	35.0
T04N R01E S14	SESE	38.0	T04N R01E S15	NENE	37.0
T04N R01E S15	SENE	38.0	T04N R01E S23	NENE	35.0
T04N R01E S23	NWNE	37.0	T04N R01E S23	SWNE	10.0
T04N R01E S23	SENE	35.0	T04N R01E S23	NESE	15.0
T04N R01E S24	NENE	7.0	T04N R01E S24	NWNE	38.0
T04N R01E S24	SWNE	35.0	T04N R01E S24	SENE	15.0
T04N R01E S24	NENW	35.0	T04N R01E S24	NWNW	32.5
T04N R01E S24	SWNW	35.0	T04N R01E S24	SENE	10.0
T04N R01E S24	NESW	25.0	T04N R01E S24	NWSW	39.0

T04N R01E S24	SWSW	10.0
T04N R01E S24	NWSE	30.0

T04N R01E S24	SESW	20.0
T04N R01E S24	SWSE	15.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-147

T04N R01E S24	NWSE	30.0	T04N R01E S24	SWSE	15.0
T04N R01E S24	SESE	15.0	T04N R01E S25	NENE	20.0
T04N R02E S18	SWSW	20.0	T04N R02E S19	NENE	2.0
T04N R02E S19	NWNE	15.0	T04N R02E S19	SWNE	5.0
T04N R02E S19	SENE	5.0	T04N R02E S19	NENW	29.0
T04N R02E S19	NWNW	15.0	T04N R02E S19	SWNW	30.0
T04N R02E S19	SENE	28.0	T04N R02E S19	NESW	30.0
T04N R02E S19	NWSW	8.6	T04N R02E S19	SWSW	21.0
T04N R02E S19	SESW	35.0	T04N R02E S19	NESE	20.0
T04N R02E S19	NWSE	20.0	T04N R02E S19	SWSE	6.1
T04N R02E S19	SESE	35.0	T04N R02E S20	SWSW	35.0
T04N R02E S29	NWNW	15.0	T04N R02E S29	SWNW	20.0
T04N R02E S29	SWSW	25.0	T04N R02E S30	NENE	15.0
T04N R02E S30	NWNE	25.0	T04N R02E S30	SWNE	30.0
T04N R02E S30	SENE	20.4	T04N R02E S30	NENW	30.0
T04N R02E S30	NWNW	35.0	T04N R02E S30	SWNW	15.0
T04N R02E S30	SENE	25.0	T04N R02E S30	NESW	20.0
T04N R02E S30	NESE	2.4	T04N R02E S30	NWSE	25.0
T04N R02E S30	SESE	5.0	T04N R02E S31	NENE	3.0
T04N R02E S32	NENW	15.0	T04N R02E S32	NWNW	13.5
T04N R02E S32	SWNW	8.0	T04N R02E S32	SENE	31.0
T04N R02E S32	NESW	4.0	T04N R01W S01	NWNW	7.0
T04N R01W S01	SWNW	13.0	T05N R01W S33	SENE	15.0
T05N R01W S33	NESW	2.0			

Total Acres: 2542

Conditions of Approval:

1. 01D A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
2. R32 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 irrigation of the lands above.
3. T04 Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T09 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.

Remarks:

1. General THIS CLAIM HAS BEEN SPLIT INTO 63-00147A AND 63-00147B BY APPROVED TRANSFER NO. 5119

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-147

Dates and Other Information:

Claim Received Date: 7/28/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

(10)
(10)

XII.

That the defendants ~~THOS. L. GRAHAM, FRANK N. GRAHAM and WILLIAM OILBERT~~, be, and they are hereby awarded the use of the waters of Boise River, diverted from a point on said river near the SE corner of NW 1/4 of NE 1/4, Sec. 21, T. 4 N. R. 1 E. B.M., for use upon Lots 2 and 3 in NW 1/4 NE 1/4 and NE 1/4 NW 1/4, and lot 1 in NE 1/4 of NE 1/4, Sec. 20, and lots 3 and 4 in N. 1/2 NW 1/4, Sec. 21, all in T. 4 N. R. 1 E. B.M., in the following amount and from the following date;
63 0144
220 inches, from ~~June 1, 1868~~, and hereby designated as Right No. 12. And be adjudged to pay \$15.40 costs, in addition to the costs incurred by them.

XIII.

That the defendant the ~~BOISE VALLEY IRRIGATION COMPANY~~, 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 easterly of what is now the farm of William Simpson in Sec. 23, T. 4 N. R. 1 W. B.M., for use upon the lands lying under its canal system, in the following amount and from the following date;
63 0145 *T. 4 N. R. 1 W. B.M.*
1666 inches, from ~~June 1, 1868~~, and hereby designated as Right No. 13. And be adjudged to pay \$116.62 costs, in addition to the costs incurred by it.

XIV.

That the defendant the ~~NEW UNION DITCH COMPANY~~, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the north bank of said river on Lot 2, Sec. 23, T. 4 N. R. 1 E. B. M., for use upon the lands lying under its canal system, in the following amount and from the following date;
63 0146
688 inches, from ~~June 1, 1868~~, and hereby designated as Right No. 14. And be adjudged to pay \$48.16 costs, in addition to the costs incurred by it.

XV.

That the defendant the ~~BOISE VALLEY IRRIGATION DITCH COMPANY~~, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted from said river at the head of the canal of defendant the Farmers' Union Ditch Company, and taken through said canal to the point of use, for use upon the lands lying under its canal system, in the following amount and from the following date;
2729 inches, from ~~June 1, 1868~~, and hereby designated as Right No. 15. And be adjudged to pay \$191.03 costs, in addition to the costs incurred by it.

54.58

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: A63-00147A
Date Received: 7/28/1989
Receipt No: C008662
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: BOISE VALLEY IRRIGATION DITCH CO 208-342-7136
Address: C/O WILMA RANSOM SECY
4822 ALAMOSA LANE
BOISE ID 83703

2. Date of Priority: JUN 1, 1865

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	5	NE	SE	NE		ADA

5. Description of diverting works:
FRM.RIV.VIA FARM.UN.TO BVIDCO GATE,NWSWNE,S32,T4N,R2E, FOR DISTR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	50.620		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STKWTR.INCIDENTAL TO IRRIGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	3	SE	SW		IRR	29.0
			SW	SE		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	39.0
		10	NE	NE		IRR	35.0
			NW	NE		IRR	20.0
			SW	NE		IRR	10.0
			SE	NE		IRR	30.0
			NE	SE		IRR	36.0
			NW	SE		IRR	38.0
			SW	SE		IRR	20.0
			SE	SE		IRR	10.0
						Section Acres	199.0
		11	SW	SW		IRR	25.0
			SE	SW		IRR	15.0
			NW	SE		IRR	5.0
			SW	SE		IRR	12.0
						Section Acres	57.0
		13	SW	NE		IRR	5.0
			SW	NW		IRR	30.0
			SE	NW		IRR	20.0
			NE	SW		IRR	38.0
			NW	SW		IRR	35.0
			SW	SW		IRR	35.0
			SE	SW		IRR	35.0
			NE	SE		IRR	20.0
			NW	SE		IRR	35.0
			SW	SE		IRR	39.0
			SE	SE		IRR	25.0
						Section Acres	317.0
		14	NE	NE		IRR	5.0
			NW	NE		IRR	25.0
			SW	NE		IRR	38.0
			SE	NE		IRR	38.0
			NE	NW		IRR	35.0
			NW	NW		IRR	35.0
			SW	NW		IRR	15.0
			SE	NW		IRR	20.0
			NE	SW		IRR	25.0
			NW	SW		IRR	25.0
			SW	SW		IRR	38.0
			SE	SW		IRR	32.0

10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
04N	01E	14	NE	SE		IRR	37.0
			NW	SE		IRR	39.0
			SW	SE		IRR	35.0
			SE	SE		IRR	38.0
					Section Acres		480.0
		15	NE	NE		IRR	37.0
			SE	NE		IRR	38.0
					Section Acres		75.0
		23	NE	NE		IRR	35.0
			NW	NE		IRR	37.0
			SW	NE		IRR	10.0
			SE	NE		IRR	35.0
			NE	SE		IRR	15.0
					Section Acres		132.0
		24	NE	NE		IRR	15.0
			NW	NE		IRR	38.0
			SW	NE		IRR	35.0
			SE	NE		IRR	15.0
			NE	NW		IRR	35.0
			NW	NW		IRR	35.0
			SW	NW		IRR	35.0
			SE	NW		IRR	10.0
			NE	SW		IRR	25.0
			NW	SW		IRR	39.0
			SW	SW		IRR	10.0
			SE	SW		IRR	20.0
			NE	SE		IRR	5.0
			NW	SE		IRR	30.0
			SW	SE		IRR	15.0
			SE	SE		IRR	15.0
					Section Acres		377.0
		25	NE	NE		IRR	20.0
					Section Acres		20.0
	02E	18	SW	SW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
						Section Acres	20.0
		19	NE	NE		IRR	2.0
			NW	NE		IRR	15.0
			SW	NE		IRR	5.0
			SE	NE		IRR	5.0
			NE	NW		IRR	30.0
			NW	NW		IRR	15.0
			SW	NW		IRR	30.0
			SE	NW		IRR	32.0
			NE	SW		IRR	30.0
			NW	SW		IRR	37.0
			SW	SW		IRR	30.0
			SE	SW		IRR	35.0
			NE	SE		IRR	20.0
			NW	SE		IRR	20.0
			SW	SE		IRR	25.0
			SE	SE		IRR	35.0
						Section Acres	366.0
		20	SW	SW		IRR	35.0
						Section Acres	35.0
		29	NW	NW		IRR	15.0
			SW	NW		IRR	25.0
			NW	SW		IRR	25.0
			SW	SW		IRR	25.0
						Section Acres	90.0
		30	NE	NE		IRR	15.0
			NW	NE		IRR	25.0
			SW	NE		IRR	30.0
			SE	NE		IRR	25.0
			NE	NW		IRR	30.0
			NW	NW		IRR	35.0
			SW	NW		IRR	15.0
			SE	NW		IRR	25.0
			NE	SW		IRR	20.0
			NE	SE		IRR	10.0
			NW	SE		IRR	25.0
			SE	SE		IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	260.0
		31	NE	NE		IRR	3.0
						Section Acres	3.0
		32	NE	NW		IRR	15.0
			NW	NW		IRR	15.0
			SE	NW		IRR	4.0
			NE	SW		IRR	1.0
						Section Acres	35.0
	01W	1	NW	NW		IRR	7.0
			SW	NW		IRR	13.0
						Section Acres	20.0
05N	01W	33	SE	NW		IRR	15.0
			NE	SW		IRR	2.0
						Section Acres	17.0
						Total Acres	2542.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

LIC.63-2360 & POSSIBLY B/U RT.FROM DEVELOPED WATERS.

14. Remarks:

LANDS DESCRIBED AS PLACES OF USE ARE THOSE IRRIGATED BY WATER DECREED FOR RT.# 63-0147 AND DELIVERED TO BVIDCO CONTROL GATE IN T04N,R02E,SEC.32,NWSWNE,UNDER AGREEMENT WITH FARMER'S UNION DITCH CO. LTD.,OR WATERS SO DECREED FOR LANDS LYING BEYOND THE BVIDCO GATE LYING EITHER ABOVE OR BELOW THE FARMERS'S UNION DITCH HELD BY BVIDCO SHAREHOLDERS AND DELIVERED BY AGREEMENT WITH FARMER'S UNION DITCH. ALL LANDS DESCRIBED ARE OWNED BY THE VARIOUS SHARE HOLDERS OF BVIDCO STOCK.

USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 63

CLAIM AMENDED PER TRANSFER 4381 APPROVED 3/14/1996. 4/26/96 MTS THE RIGHT HOLDER SHALL MAINTAIN A MEASURING DEVICE AND

14. Remarks: Continued

LOCKABLE CONTROLLING WORKS OF A TYPE APPROVED BY THE DEPARTMENT IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN 0.02 CFS PER ACRE NOR MORE THAN 4.5 AFA PER ACRE AT THE FIELD HEADGATE FOR IRRIGATION OF THE LANDS ABOVE.

APPROVAL OF TRANSFER 5119 DOES NOT GRANT ANY RIGHT-OF-WAY OR EASEMENT FOR USE OF A DELIVERY SYSTEM OWNED BY PERSON(S) OTHER THAN THE RIGHT OWNER.

DURING THE PERIOD BEGINNING OCTOBER 16 AND ENDING NOVEMBER 15 OF ANY IRRIGATION SEASON, THE RIGHT HOLDER WILL FOREGO ITS RIGHT TO DIVERT WATER FROM THE ADDITIONAL POINT OF DIVERSION IDENTIFIED UNDER TRANSFER 5119 IF THE AMOUNT OF WATER RELEASED FROM LUCKY PEAK DAM INTO THE BOISE RIVER IS EQUAL TO OR LESS THAN 240.0 CUBIC FEET PER SECOND.

DURING THE PERIOD BEGINNING MARCH 16 AND ENDING APRIL 15 OF ANY IRRIGATION SEASON, THE RIGHT HOLDER WILL FOREGO ITS RIGHT TO DIVERT WATER FROM THE ADDITIONAL POINT OF DIVERSION IDENTIFIED UNDER TRANSFER 5119 IF THE AMOUNT OF WATER RELEASED FROM LUCKY PEAK DAM INTO THE BOISE RIVER IS EQUAL TO OR LESS THAN 1,000 CUBIC FEET PER SECOND.

SEE ALSO ADDITIONAL CONDITONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 5119 IN FILE.

CLAIM AMENDED PER TRANSFER NO. 5119 APPROVED 02/04/1998.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/16/1906

FARMER'S COOP DITCH CO.
Decree Plaintiff

RIVERSIDE IRRIG.DISTRICT, LTD
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 _____ of

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5119
WATER RIGHT NO. 63-00147B

RECEIVED

APR 08 1998

WATER RESOURCES
WESTERN REGION

This is to certify that: **BOISE VALLEY IRRIGATION DITCH CO**
4822 ALAMOSA LANE
BOISE ID 83703

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	3.97 CFS	892.8 AF
<u>SOURCE</u>	<u>TRIBUTARY OF</u>		
BOISE RIVER	SNAKE RIVER		

Priority: 06/01/1865

LOCATION OF POINT(S) OF DIVERSION: Lot 7(NWNE), Sec. 4, Township 02N, Range 03E
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>
02N	02E	1	NENE 3.0	SENE 1.0		4.0
	03E	5	NENE 0.5	NWNE 1.0	NWNW 1.0	2.5
		6	NENE 0.5	NWNE 6.0	SWNE 1.0	
			SENE 2.0	NENW 25.0	NWNW 13.0	
			SENE 1.0			48.5
03N	02E	36	NESE 0.5	SESE 2.0		2.5
	03E	31	NESW 6.0	NWSW 7.0	SWSW 23.0	
			SESW 31.5	NESE 15.0	NWSE 3.5	
			SWSE 21.5	SESE 15.0		122.5
		32	NESW 2.0	NWSW 2.5	SWSW 1.9	
			SESW 1.0	NWSE 2.0	SWSE 8.0	
			SESE 1.0			18.4
Total number of acres irrigated:						198.4

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

TRANSFER NO. 5119
WATER RIGHT NO. 63-00147B

CONDITIONS OF APPROVAL AND REMARKS

3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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.
7. Approval of Transfer 5119 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
8. During the period beginning October 16 and ending November 15 of any irrigation season, the right holder will forego its right to divert water from the additional point of diversion identified under Transfer 5119 if the amount of water released from Lucky Peak Dam into the Boise River is equal to or less than 240.0 cubic feet per second.
9. During the period beginning March 16 and ending April 15 of any irrigation season, the right holder will forego its right to divert water from the additional point of diversion identified under Transfer 5119 if the amount of water released from Lucky Peak Dam into the Boise River is equal to or less than 1,100 cubic feet per second.

Dated this

4th

day of

February

, 19

98



Chief, Water Allocation Bureau

MEMORANDUM

Date: January 21, 1998

To: Pam

From: Jim Johnson

Subject: Boise Valley Transfer 5119

=====

Finalizing this transfer had been delayed because Vic Conrad was trying to get an amended withdraw of protest from Idaho Rivers United. After several unsuccessful attempts Vic has now asked us to proceed. I have informed him that we propose to approve the transfer as follows.

- Split the water right into A & B
- Part B will not include a permissible place of use
- Part B will show only one point of diversion
- Part B will only include paragraph 1 and 2 of the Withdraw of Protest and Agreement of Conditions.
- A copy of the approved transfer (preliminary order) will be sent to both protestants allowing them to file a petition for reconsideration.

If you have any questions please let me know.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED
NOV 28 1995

WATER RESOURCES
WESTERN REGION

Name of applicant BOISE VALLEY IRRIGATION DITCH COMPANYPhone (208) 342-7136Post Office address 4822 Alamosa Lane, Boise, Idaho 83703**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 To add a point of diversion and increase the Boise Valley Irrigation Ditch Company's service area. The total number of irrigated acres within the new and old service area combined will remain unchanged as a result of this transfer.

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
<u>63-00147</u>	<u>June 1, 1865</u>	<u>54.58 c.f.s.</u>	<u>Irrigation</u>	<u>3-15</u> to <u>11-15</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 4.5 cubic feet per second and/or _____ acre-feet per annum.3. Source of water Boise River tributary to Snake River

4. Point(s) of Diversion: _____

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
7		NW	NE	4	2N	3E	Ada	
	NE	SE	NE	5	3N	2E	Ada	

5. Lands irrigated or place of use: The area described below identifies only the new lands to be added to the existing Boise Valley service area.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	3E	4							26	7	40	35	39	36		40	38		261
		5			*37	39			*24	*33	40	40	30	40	40	40	40	40	443
		8	40	39			38	39											156
		10									30	40		40	20		20		150
		15	10	40	39		40	39	40	39	25	36							308
		9	40			40													80
NOTE: Area described here is requested Permissible Place of Use to be added to existing Boise Valley Service Area. Attached map illustrates boundary of existing Boise Valley Service Area.																			

PART 1

6. General Information:

a. Description of diversion system Diversion Dam, Pumps, Pipeline

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:

Some of the land formerly irrigated within Boise Valley's service area is no longer irrigated within this water right as a result of Urban Development.

d. Remarks:

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____.

3 of 6
WR0749NP
No. 63-00147

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/16/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BOISE VALLEY IRRIGATION DITCH CO 4822 ALAMOSA BOISE ID 83703-4332	06/01/1865	IRRIGATION	03/15 11/15	54.580 CFS	11439.00 AFA
TOTAL DIVERSION:					54.580 CFS	11439.00 AFA

Water Source: BOISE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03N R02E S05 SENE ADA County

Point of Diversion Name(s):

T03N	R02E	S05	SE NE	Name	Rate	Number
				FARMERS UNION CANAL		

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
04N	01E	3	:													29			10	:	39.0	
04N	01E	10	:	35		20		10		30								36	38	20	10	199.0
04N	01E	11	:											25	15			05	12			57.0
04N	01E	13	:					05			30	20		38	35	35	35	20	35	39	25	317.0
04N	01E	14	:	05		25		38		38	35	15	20	25	25	38	32	37	39	35	38	480.0
04N	01E	15	:	37				38														75.0
04N	01E	23	:	35		37		10		35								15				132.0
04N	01E	24	:	15		38		35		15		35	35	35	10	25	39	10	20	30	15	372.0
04N	01E	25	:	20																		20.0
04N	02E	18	:													20						20.0
04N	02E	19	:	02		15		05		05		30	15	30	32	30	37	30	35	20	20	366.0
04N	02E	20	:													35						35.0
04N	02E	29	:								15	20				25						60.0
04N	02E	30	:	15		25		30		25		30	35	15	25	20		07	25		05	257.0
04N	02E	31	:	03																		3.0
04N	02E	32	:								15	15	08	31		04						73.0
04N	01W		:									07	13									20.0
05N	01W	33	:										15			02						17.0
TOTAL ACRES																				2542.0		

Pou County: ADA

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
- R43 - 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.
- R32 - This right when combined with all other rights shall provide no

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/16/97

PAGE: 2

Conditions of Approval:

- more than .02 cfs per acre nor more than 4.5 afa per acre for the
- lands above.
- T04 - Approval of this transfer in no way grants any right-of-way or
- easement for use of a delivery system owned by person(s) other
- than the right owner.
- T07 - The change authorized by this transfer shall be accomplished
- within one (1) year of the date of this approval.
- T08 - 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.
- T09 - 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.

Dates: App. Received: Priority Date: 06/01/1865
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 63 Field Exam Fee:

Comments: Date: 07/11/1994 User-ID: CHODGES Subject: TRANSFER NO. 381
Transfer filed 6/8/94 to modify place of use and nature of use
of 15 acres irrigation per sale and transfer of Boise Valley
Irrigation Ditch Co. shares.
Following review of the proposed change, approval represents
transfer of acres within the BVID Co. system.

Audit: 05/28/85 05/01/88 CONVERT 08/21/90 CURTIS 07/11/94 CHODGES
02/27/96 PSKAGGS 02/27/96 PSKAGGS

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-00147 Decreed to BOISE VALLEY IRRIGATION DITCH COMPANY
in case of Farmers Co-Op Ditch Company vs. Riverside Irrigation District
dated January 18, 1906 in _____ county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A63-00147 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority 6-1-1865

5. Water is used for the following purpose:

amount 54.58 c.f.s. for Irrigation purposes from 3-15 to 11-15
(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 54.58 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	NE	5	3N	2E	Ada	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
			Lands irrigated are within the boundaries of the Boise Valley																
			Irrigation Ditch Company (Map Attached)																

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

s, describe _____

(If the entire right is to be changed by the applicant, omit part B and C.)

.s. for Irrigation purposes from 3-15 to 11-15
 _____ for _____ purposes from _____ to _____
 _____ for _____ purposes from _____ to _____

	Sec.	Twp.	Rge.	County	Local name for diversion
1	4	2N	3E	Ada	
2					
3					

purpose of use: The area described here identifies only the new lands to be added to the existing Boise Valley service area.

NE ¼				NW ¼				SW ¼				SE ¼				Totals
NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
						26	7	40	35	39	36		40	38		261
		*37	39			*24	*33	40	40	30	40	40	40	40	40	443
0	39			38	39											156
2			40					30	40		40	20		20		80
																150
0	40	39		40	39	40	39	25	36							308

Hwy 21	Permissible Place of Use to be added to existing Boise Valley Service Area.	Total acres	1,398.00
--------	---	-------------	----------

_____ for Irrigation purposes from 3-15 to 11-15
 _____ for _____ purposes from _____ to _____
 _____ for _____ purposes from _____ to _____

	Sec.	Twp.	Rge.	County	Local name for diversion
	5	3N	2E	Ada	

ace of use:

[illegible]

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

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 4.5 c.f.s. for Irrigation purposes from 3-15 to 11-15
 (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	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
7		NW	NE	4	2N	3E	Ada	

3. Lands irrigated or place of use: The area described here identifies only the new lands to be added to the existing Boise Valley service area.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	3E	4							26	7	40	35	39	36		40	38		261
		5			*37	39			*24	*33	40	40	30	40	40	40	40	40	443
		8	40	39			38	39											156
		9	40			40													80
		10									30	40		40	20		20		150
		15	10	40	39		40	39	40	39	25	36							308

* Lying South of Hwy 21

Permissible Place of Use to be added to existing Boise Valley Service Area.

Total acres 1,398.00

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 50.08 for Irrigation purposes from 3-15 to 11-15
 (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	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	NE	5	3N	2E	Ada	

3. Lands irrigated or place of use:

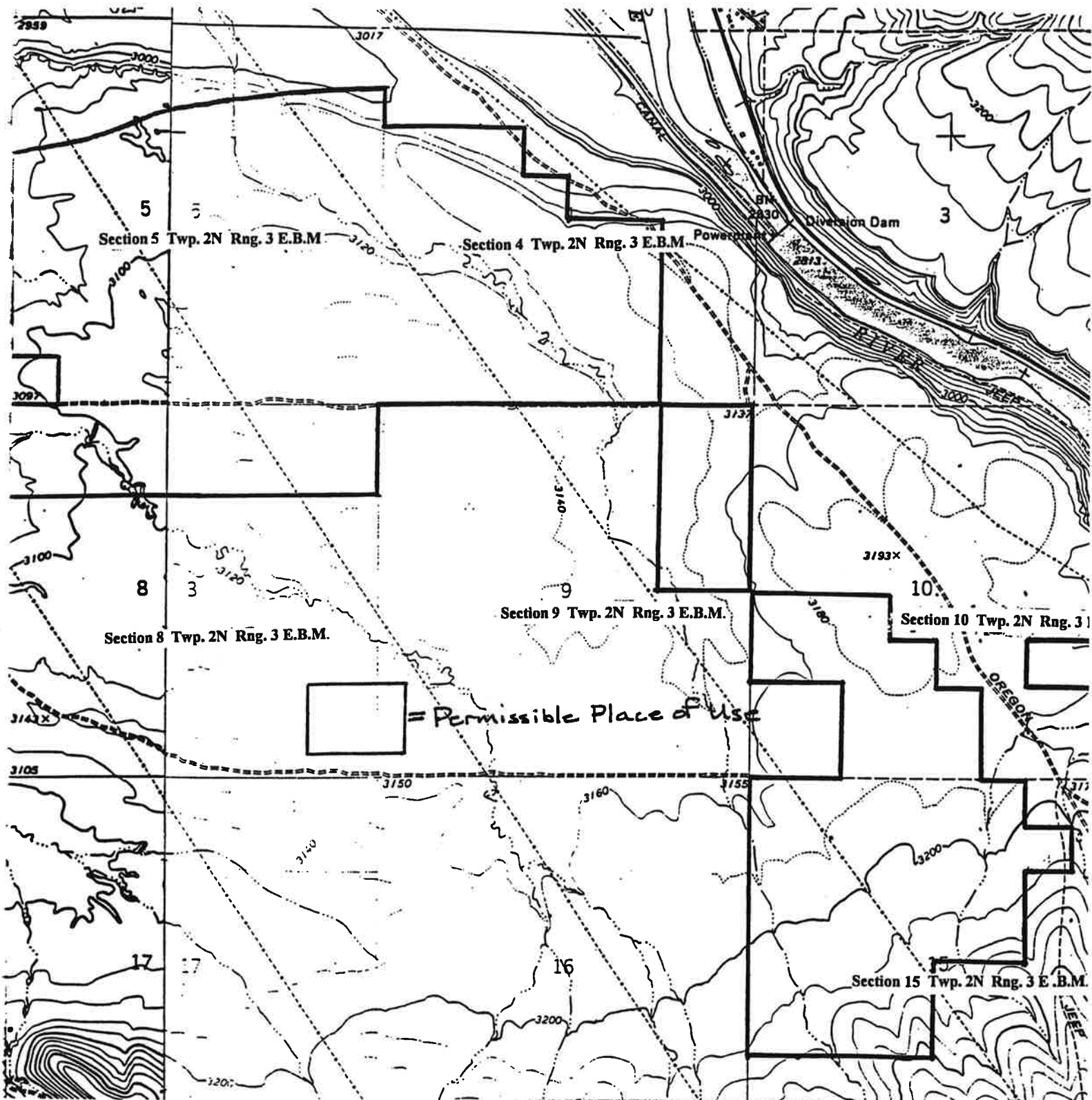
Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Lands irrigated are within the boundaries of the Boise Valley Irrigation Ditch Company Service Area.
 (Map of Existing Boundary Attached)

Total acres _____

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.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

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

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

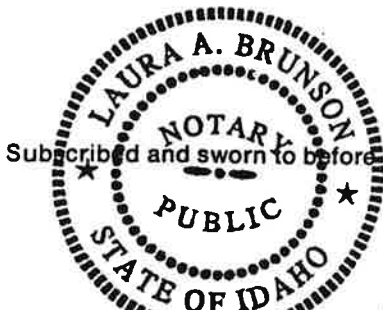
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

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

Boise Valley Irrigation Ditch Company

By: Dee Gibbens
Dee Gibbens, President (Signature of Applicant)

Subscribed and sworn to before me this 28th day of November, 19 95.



Laura A Brunson
(Notary Public)

My commission expires 10/29/99

+ 3 Amendment Letters FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments

Received by VR Date 11-28-95

Prelim. check by VR Fee \$50 - @ \$50 -

Receipted by VR #W020140 Date 11-29-95

VR @ W021240 7-22-96

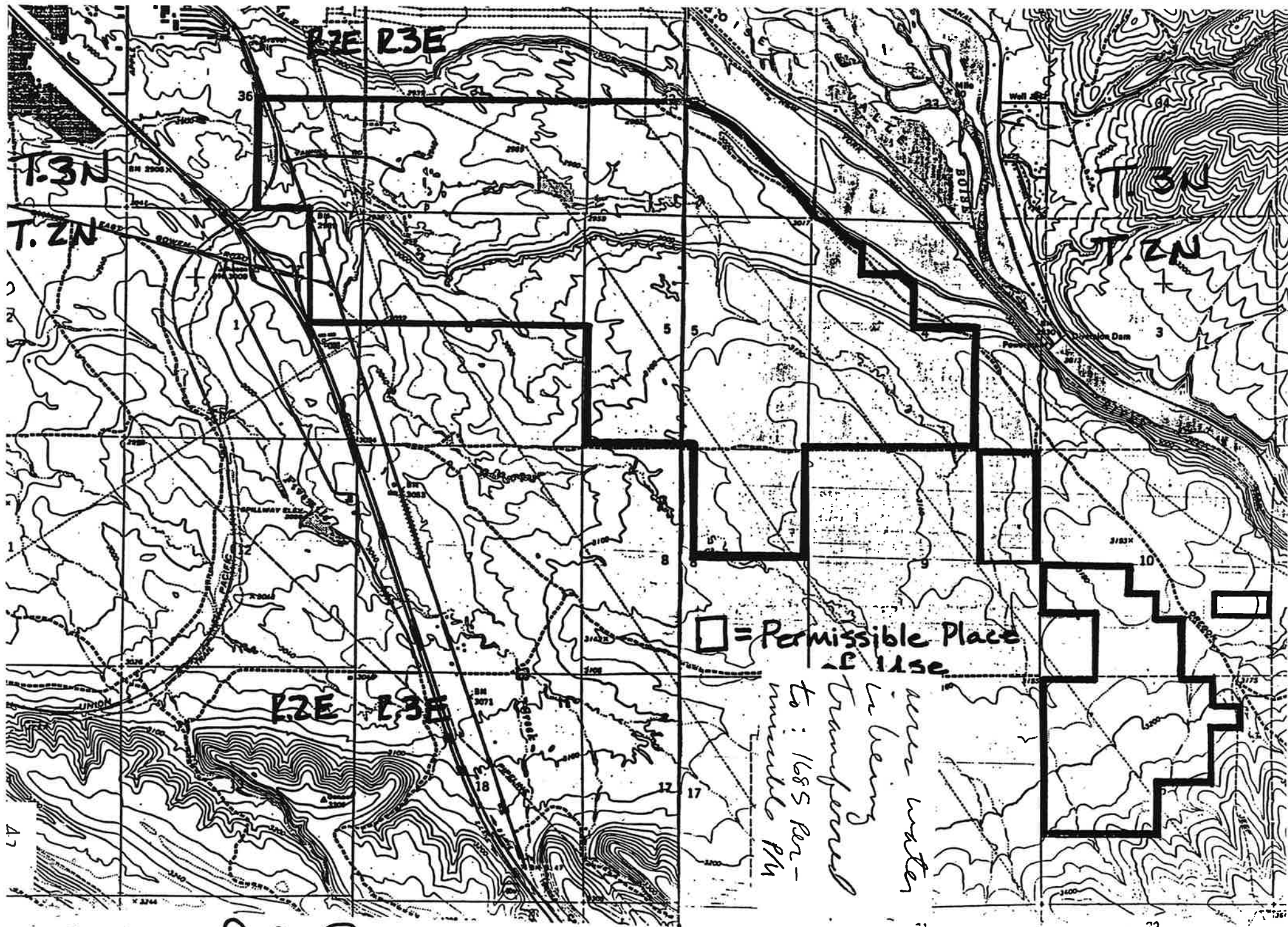
Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____



size South Quad reduced to 70% of original

← → Lucky Peak Quad reduced to 70% of original

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: A63-00147
Date Received: 7/28/1989
Receipt No: C008662
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: BOISE VALLEY IRRIGATION DITCH CO 208-342-7136
Address: C/O WILMA RANSOM SECY
4822 ALAMOSA LANE
BOISE ID 83703

2. Date of Priority: JUN 1, 1865

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

4. Point of Diversion:

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

5. Description of diverting works:
FRM.RIV.VIA FARM.UN.TO BVIDCO GATE,NWSWNE,S32,T4N,R2E, FOR DISTR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	54.580		

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

8. Total consumptive use is 8753.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STKWTR.INCIDENTAL TO IRRIGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	01E	3	SE	SW		IRR	29.0
			SW	SE		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	39.0
		10	NE	NE	IRR	35.0
			NW	NE	IRR	20.0
			SW	NE	IRR	10.0
			SE	NE	IRR	30.0
			NE	SE	IRR	36.0
			NW	SE	IRR	38.0
			SW	SE	IRR	20.0
			SE	SE	IRR	10.0
					Section Acres	199.0
		11	SW	SW	IRR	25.0
			SE	SW	IRR	15.0
			NW	SE	IRR	5.0
			SW	SE	IRR	12.0
					Section Acres	57.0
		13	SW	NE	IRR	5.0
			SW	NW	IRR	30.0
			SE	NW	IRR	20.0
			NE	SW	IRR	38.0
			NW	SW	IRR	35.0
			SW	SW	IRR	35.0
			SE	SW	IRR	35.0
			NE	SE	IRR	20.0
			NW	SE	IRR	35.0
			SW	SE	IRR	39.0
			SE	SE	IRR	25.0
					Section Acres	317.0
		14	NE	NE	IRR	5.0
			NW	NE	IRR	25.0
			SW	NE	IRR	38.0
			SE	NE	IRR	38.0
			NE	NW	IRR	35.0
			NW	NW	IRR	35.0
			SW	NW	IRR	15.0
			SE	NW	IRR	20.0
			NE	SW	IRR	25.0
			NW	SW	IRR	25.0
			SW	SW	IRR	38.0
			SE	SW	IRR	32.0

991 77 1996

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01E	14	NE		SE		IRR	37.0
			NW		SE		IRR	39.0
			SW		SE		IRR	35.0
			SE		SE		IRR	38.0
			Section Acres 480.0					
		15	NE		NE		IRR	37.0
			SE		NE		IRR	38.0
			Section Acres 75.0					
		23	NE		NE		IRR	35.0
			NW		NE		IRR	37.0
			SW		NE		IRR	10.0
			SE		NE		IRR	35.0
			NE		SE		IRR	15.0
			Section Acres 132.0					
		24	NE		NE		IRR	15.0
			NW		NE		IRR	38.0
			SW		NE		IRR	35.0
			SE		NE		IRR	15.0
			NE		NW		IRR	35.0
			NW		NW		IRR	35.0
			SW		NW		IRR	35.0
			SE		NW		IRR	10.0
			NE		SW		IRR	25.0
			NW		SW		IRR	39.0
			SW		SW		IRR	10.0
			SE		SW		IRR	20.0
			NE		SE		IRR	5.0
			NW		SE		IRR	30.0
			SW		SE		IRR	15.0
			SE		SE		IRR	15.0
			Section Acres 377.0					
		25	NE		NE		IRR	20.0
			Section Acres 20.0					
	02E	18	SW		SW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
		19	NE	NE	IRR	2.0
			NW	NE	IRR	15.0
			SW	NE	IRR	5.0
			SE	NE	IRR	5.0
			NE	NW	IRR	30.0
			NW	NW	IRR	15.0
			SW	NW	IRR	30.0
			SE	NW	IRR	32.0
			NE	SW	IRR	30.0
			NW	SW	IRR	37.0
			SW	SW	IRR	30.0
			SE	SW	IRR	35.0
			NE	SE	IRR	20.0
			NW	SE	IRR	20.0
			SW	SE	IRR	25.0
			SE	SE	IRR	35.0
					Section Acres	366.0
		20	SW	SW	IRR	35.0
					Section Acres	35.0
		29	NW	NW	IRR	15.0
			SW	NW	IRR	25.0
			NW	SW	IRR	25.0
			SW	SW	IRR	25.0
					Section Acres	90.0
		30	NE	NE	IRR	15.0
			NW	NE	IRR	25.0
			SW	NE	IRR	30.0
			SE	NE	IRR	25.0
			NE	NW	IRR	30.0
			NW	NW	IRR	35.0
			SW	NW	IRR	15.0
			SE	NW	IRR	25.0
			NE	SW	IRR	20.0
			NE	SE	IRR	10.0
			NW	SE	IRR	25.0
			SE	SE	IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	260.0
		31	NE	NE	IRR	3.0
					Section Acres	3.0
		32	NE	NW	IRR	15.0
			NW	NW	IRR	15.0
			SE	NW	IRR	4.0
			NE	SW	IRR	1.0
					Section Acres	35.0
	01W	1	NW	NW	IRR	7.0
			SW	NW	IRR	13.0
					Section Acres	20.0
05N	01W	33	SE	NW	IRR	15.0
			NE	SW	IRR	2.0
					Section Acres	17.0
					Total Acres	2542.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

LIC.63-2360 & POSSIBLY B/U RT.FROM DEVELOPED WATERS.

14. Remarks:

LANDS DESCRIBED AS PLACES OF USE ARE THOSE IRRIGATED BY WATER DECREED FOR RT.# 63-0147 AND DELIVERED TO BVIDCO CONTROL GATE IN T04N,R02E,SEC.32,NWSWNE,UNDER AGREEMENT WITH FARMER'S UNION DITCH CO. LTD.,OR WATERS SO DECREED FOR LANDS LYING BEYOND THE BVIDCO GATE LYING EITHER ABOVE OR BELOW THE FARMERS'S UNION DITCH HELD BY BVIDCO SHAREHOLDERS AND DELIVERED BY AGREEMENT WITH FARMER'S UNION DITCH. ALL LANDS DESCRIBED ARE OWNED BY THE VARIOUS SHARE HOLDERS OF BVIDCO STOCK. AT ONE TIME IT WAS PROPOSED TO SPLIT THIS RIGHT INTO A AND B PORTIONS BY TRANSFERS #1982 AND #1983. THESE TRANSFERS WERE NEVER PROCESSED TO COMPLETION AND ACCORDING TO THE FILE WERE APPARENTLY WITHDRAWN, HENCE THE RIGHT IS BEING CLAIMED AS A SINGLE ENTITY.

14. Remarks: Continued

USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE
WATERMASTER OF STATE WATER DISTRICT NO. 63
CLAIM AMENDED PER TRANSFER 4381 APPROVED 3/14/1996. 4/26/96 MTS

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/16/1906

FARMER'S COOP DITCH CO.

Decree Plaintiff

RIVERSIDE IRRIG.DISTRICT, LTD

vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

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

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-147D

WATER RIGHT NUMBER: 63-147D

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BOISE VALLEY IRRIGATION DITCH CO 8750 N BOGART LN BOISE, ID 83703 (208)853-5288

Priority Date: 06/01/1865

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	0.790 CFS	190.00 AF
	<u>Total Diversion:</u>	0.790 CFS	190.00 AF

Location of Point(s) of Diversion

BOISE RIVER	L7 SE1/4NE1/4	Sec. 14, Twp 03N, Rge 02E, B.M.
ADA County		

Place of UseConditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 63, Boise River.
2. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T09 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.

Remarks:

1. Right 63-147D is limited to the irrigation of 42.2 acres within United Water service area.
2. General Approval of Transfer 67019 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-147D

Comments:

1. CHODGES 7/11/1994 TRANSFER NO. 4381

Comment: Transfer filed 6/8/94 to modify place of use and nature of use of 15 acres irrigation per sale and transfer of Boise Valley Irrigation Ditch Co. shares. Following review of the proposed change, approval represents transfer of acres within the BVID Co. system.

2. PSKAGGS 1/23/1998 TRANSFER 5119

Comment: Transfer 5119 changes the point of diversion & place of use under a portion of Right 63-00147, splitting the right into Parts A & B.

3. STAYLOR 11/16/1999 TRANSFER NO. 5599

Comment: This transfer was filed to add a point of diversion and change the place of use and to split the water right.

4. PSKAGGS 3/26/2001 10:48:15 AM Transferred Right

Comment: This is now an approved transfer, transfer number = 67019

5. mhalter 3/29/2001 12:28:30 PM Transferred Right

Comment: This is now an approved transfer, transfer number = 67019

6. mhalter 3/29/2001 12:40:33 PM Transferred Right

Comment: This is now an approved transfer, transfer number = 67019

Dates and Other Information:

Claim Received Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number: 63

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

WATER RIGHT NO. 63-147D
As Modified by Transfer No. 67019

In accordance with the approval of Transfer No. 67019, Water Right No. 63-147D is now described as follows.

Right Holder: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

Priority Date: 06/01/1865

Source: BOISE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.79 CFS	190.0 AF
			0.79 CFS	190.0 AF

LOCATION OF POINT(S) OF DIVERSION:

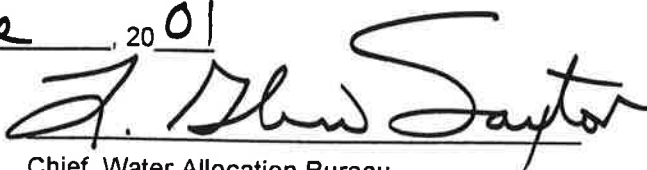
BOISE RIVER Lot 7 SENE Sec. 14 Twp 03N Rge 02E ADA County

CONDITIONS OF APPROVAL

1. Approval of Transfer 67019 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 63, Boise River.
3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
4. 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.
5. Right 63-147D is limited to the irrigation of 42.2 acres within United Water service area.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 1st day of June, 2001


Chief, Water Allocation Bureau

RECEIVED

JUN 12 2001

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

TRANSFER OF WATER RIGHT

AMENDED

TRANSFER NO. 67019

This is to certify that: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-147A	AJC/Decreed	06/01/1865	50.61 cfs	10,546.2 af	2,343.6	2,343.6	BOISE RIVER

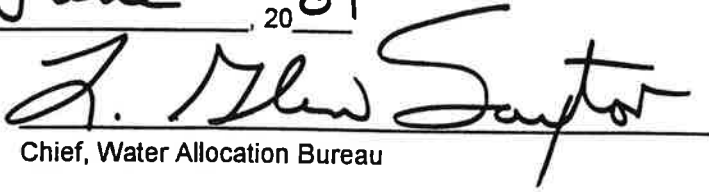
Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-147A	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-147A	63-147D	0.79 cfs	190 af	42.2	N/A	63-147C	49.82 cfs	10,356.3 af	N/A	2,301.4
TOTALS		0.79 cfs	190 af	42.2	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 1st day of June, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 63-147D
As Modified by Transfer No. 67019

In accordance with the approval of Transfer No. 67019, Water Right No. 63-147D is now described as follows.

Right Holder: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

Priority Date: 06/01/1865

Source: BOISE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.79 CFS	190.0 AF
			0.79 CFS	190.0 AF

LOCATION OF POINT(S) OF DIVERSION:

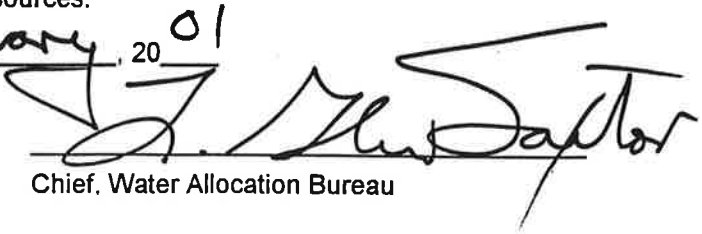
BOISE RIVER Lot 7 SENE Sec. 14 Twp 03N Rge 02E ADA County

CONDITIONS OF APPROVAL

1. Approval of Transfer 67019 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 63, Boise River.
3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
4. 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.
5. Right 63-147D is limited to the irrigation of 42.2 acres within United Water service area.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 12th day of February, 2001


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 67019

RECEIVED

FEB 14 2001

WATER RESOURCES
WESTERN REGION

This is to certify that: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-147A	AJC/Decreed	06/01/1865	50.62 cfs		2,542.0	2,542.0	BOISE RIVER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-147A	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-147A	63-147D	0.79 cfs	190 af	42.2	N/A	63-147C	49.82 cfs	9872.1 af	N/A	2,193.8
TOTALS		0.79 cfs	190 af	42.2	N/A		N/A	N/A	N/A	N/A

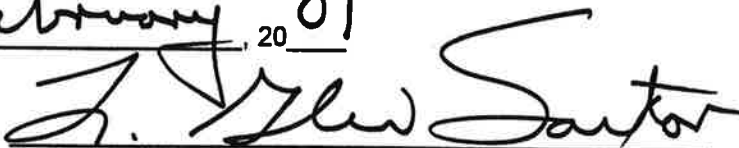
Detailed Water Right Description(s) attached

Dated this

12th

day of

February, 2001



Chief, Water Allocation Bureau

RECEIVED

OCT 08 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

AMENDED

RECEIVED

WATER RESOURCES
WESTERN REGIONName of applicant BOISE VALLEY IRRIGATION DITCH COMPANYPhone 208-939-0490Post Office Address 4822 Alamosa Lane, Boise, Idaho 83703

MAY 10 2000

A. PURPOSE OF TRANSFER

WATER RESOURCES
WESTERN REGION

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 Boise Valley Irrigation Ditch Company ("BVIDC") and United Water Idaho ("UWID") recently entered into a share purchase agreement wherein BVIDC agreed to sell UWID shares in BVIDC thereby entitling UWID to divert 0.79 cfs from BVIDC's 50.61 cfs water right identified as water right 63-00147A. UWID proposes to use water under this right to provide irrigation water to customers residing throughout UWID's service area. UWID's service area encompasses land not included within the currently authorized place of use for Right No. 63-00147A. BVIDC therefore proposes to transfer 0.79 cfs from lands within its service area that will no longer be irrigated to be used for irrigation of lands throughout UWID's service area.

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

See Narrative, Exhibit A. Rather than amending the place of use for the entire existing right, BVIDC proposes to split the existing right into two separate water rights. The D portion would amend the existing place of use to UWID's service area.

- | | Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|----|------------------|-----------------|-----------------------|-------------------|-----------------------|
| 1. | <u>63-00147D</u> | <u>6/1/1865</u> | <u>0.79 cfs</u> | <u>Irrigation</u> | <u>03/15 To 11/15</u> |
2. Total amount of water being transferred .79 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Boise River tributary to Snake River
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
<u>7</u>		<u>SE</u>	<u>NE</u>	<u>14</u>	<u>3N</u>	<u>2E</u>	<u>ADA</u>	<u>Marden Water Treatment Plant</u>

5. Lands irrigated or place of use: UWID's service area.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres: N/A

* changes approved by: Daniel V. Steensen
initials DVS
date 5-5-00

6: General Information:

- a. Description of diversion system 36 inch pipe in the river and 3 Ranney Collectors.
- 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. Described the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
See Narrative, Exhibit A hereto
- d. Remarks:

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 conditio

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)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-00147A Decreed to BVIDC
in case of Farmers Co-Op Ditch Company, LTD. vs. Riverside Irrigation District
dated January 18, 1906 in Canyon County
- 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. 5119 which produced this right. (Note: Another transfer, No.: 5322, is pending)

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. Check appropriate box below:

- ☐ Tax Notice ☐ Warranty Deed ☒ Other Treasury share certificates reissued in one
certificate to UWID (Exhibit D)

3. Source of water Boise River tributary to Snake River

4. Date or priority 6/1/1865

5. Water is used for the following purpose:

amount 50.610 cfs for irrigation purpose from 03/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purpose from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purpose from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 50.610 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	5	3N	2E	ADA	Farmers Union Canal

8. Lands irrigated or place of use: **BVIDC Service Area. See Water Right Proof Reading Report, Exhibit B hereto.**

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

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

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.79 cfs for irrigation purpose from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purpose from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion: See Narrative, Exhibit A hereto. The new point of diversion to be added by the proposed transfer is described below.

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	14	3N	2E	ADA	Marden Water Treatment Plant
								← This entry should be same as item C.2 below - OK since intent is clear. -82 11/10/91

3. Lands irrigated or place of use: See Narrative, Exhibit A hereto. The place of use will be UWID's service area.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 49.82 cfs for irrigation purpose from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purpose from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	5	3N	2E		Farmers Union Canal

3. Lands irrigated or place of use: Place of use as described in the Water Right Profile Report, Exhibit B hereto, unaffected by proposed transfer except that 42.2 acres will no longer be irrigated. The place of use description below shows the changes to the existing place of use description in the Water Right Profile Report.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	1E	14										22							476.1
4N	1E	23				31													71
4N	1E	24																2	359.5
4N	2E	19							24		29	5							295.1
4N	2E	30					23			17									232.8

Total acres 2301.8 acres of existing right will be unaffected by the proposed transfer

Balance for other as in
 DWR where reduction occurs

PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of Use Amount Hours/days/years Period of Use
 (cfs/ac-ft)

_____ to _____
 _____ to _____

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

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

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.

Bain Valley Irrig Ditch Co
Arford H. Bihlman President
 (Signature of Applicant)

Subscribed and sworn to before me this 17 day of October, 19 99.

Donna Matlock
 (Notary Public)

My commission expires 3-20-01

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 3 attachments

Received by Kh Date 10/8/99

Prelim. check by PL Fee \$100.00

Receipted by Kh Date 10/8/99

Published in Id Stateman

Pub. dates 11-18+25-99

Watermaster recommendation request on _____

Exhibit A = pgs. 6-8
 " B-D = 3 Attachments

Protest by W025806

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to line holder _____

NOTE For map of "new" pld, see Reviewer's 7/31/99 memo.
 This map was omitted from transfer appl. in
 advn of issue since it's already in dept records.

EXHIBIT A**NARRATIVE IN SUPPORT OF WATER RIGHT TRANSFER**

Water Right Number 63-00147A

Applicant: Boise Valley Irrigation Ditch Company

OVERVIEW OF PROPOSED TRANSFER

BVIDC files this transfer application in conjunction with BVIDC's conveyance of 42.22 shares of BVIDC stock to UWID. The shares and the water rights they represent were purchased as shares reacquired by BVIDC from shareholders who recently discontinued irrigation with BVIDC water. The shares represent historical use for irrigation of 42.22 acres originally developed and irrigated by shareholders of BVIDC within BVIDC's existing service area. Exhibit C identifies the certificate numbers and the corresponding places of use for the purchased shares. Before being reacquired by BVIDC, these shares authorized delivery of water to the lands identified below:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼			
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼
4N	1E	14										.66						
4N	1E	23				.4												
4N	1E	24																13
4N	2E	19							5.8		.76	3						
4N	2E	30					7			8								

Actual reduction in acres per share ↗ - 11/10/99

Each share of BVIDC stock entitles the holder to divert up to 0.94 miner's inch under water right 63-00147A. This transfer would enable UWID to deliver 39.69 miners inches, or 0.79 cfs, of water to meet increased customer demand during the irrigation season. Water diverted pursuant to this transfer will be commingled with water diverted under other UWID water rights owned by UWID at the Marden Water Treatment Plant and delivered to UWID customers through UWID's municipal water system. UWID will be able to demonstrate through demand and production data that the 0.79 cfs proposed to be transferred will be used to meet the irrigation demand of its customers.

The place of use will be within the boundaries of UWID's service area. Only the 0.79 cfs represented by shares purchased by UWID will be authorized for delivery in UWID's certificated service area. The proposed transfer would therefore split water right 63-00147A into a water right for 0.79 cfs for irrigation in UWID's service area and a separate water right identical to the current water right 63-00147A except that the quantity element would be reduced by 0.79 cfs and the place of use within BVIDC's remaining service area would be reduced by 42.22 acres.

DESCRIPTION OF EXISTING RIGHT

The Water Right Proof Reading Report (Exhibit B) shows the current status of right no. 63-00147A. Currently recorded information about this right includes:

Pgs. 6-8 = Exhibit A T. 5599

<u>Right No.</u>	<u>Priority</u>	<u>Cfs</u>	<u>Acres</u>	<u>Purpose</u>	<u>Period</u>
63-00147A	06/01/1865	50.610	2343.6	Irrigation	03/15 - 11/15

The existing point of diversion is:

<u>Twn</u>	<u>Rng</u>	<u>Section</u>	<u>Tract</u>	<u>County</u>	<u>Description</u>
03N	02E	5	SE NE	(1) Ada	Farmers Union Canal

The Water Right Profile Report describes the existing place of use for the portion of the right that is the subject of this proposed transfer as:

<u>Twn</u>	<u>Rng</u>	<u>Section</u>	<u>Tract</u>	<u>Acres</u>	<u>Description</u>	<u>County</u>
			<i>NWSW*</i>			
04N	01E	14	SWNW	23	Irrigation	(1) Ada
04N	01E	23	SENE	35	Irrigation	(1) Ada
04N	01E	24	SESE	15	Irrigation	(1) Ada
04N	02E	19	SWNW	30	Irrigation	(1) Ada
04N	02E	19	NESW	30	Irrigation	(1) Ada
04N	02E	19	NWSW	08	Irrigation	(1) Ada
04N	02E	30	SENE	25	Irrigation	(1) Ada
04N	02E	30	NENE	30	Irrigation	(1) Ada

Transfer no. 5119, approved on February 4, 1998, produced the right as it now exists. A separate transfer not related to this transfer is currently pending.

SUMMARY OF PROPOSED CHANGES

The transfer would have the following results:

1. Split water right no. 63-00147A into two separate water rights, 63-00147C and 63-00147D.
2. Water right 63-00147C would retain the elements as described in water right 63-00147A except that the quantity and place of use elements would be changed as follows:
 - A. The quantity element would be reduced by 0.79 cfs from 50.61 cfs to 49.37 cfs.
 - B. The place of use would be reduced by 42.22 acres from 2343.6 acres to 2301.38 acres. The following chart shows the particular quarter/quarter sections where acreage will be reduced.

* corrected per pg. 6 of transfer application.

-82 11/10/99

<u>Twn</u>	<u>Rng</u>	<u>Section</u>	<u>Tract</u> <i>NWSW *</i>	<u>Current Acres</u>	<u>Proposed Acres</u>
04N	01E	14	SWNW	23	22
04N	01E	23	SENE	35	31
04N	01E	24	SESE	15	2
04N	02E	19	SWNW	30	24
04N	02E	19	NESW	30	29
04N	02E	19	NWSW	08	5
04N	02E	30	SENW	25	17
04N	02E	30	NENW	30	23

3. Water Right 63-00147D would be the same as water right 63-00147A except that the quantity element would be 0.79 cfs, the place of use would be UWID's service area, and the point of diversion will be located in the SE 1/4 of the NE 1/4 of Township 3 North, Range 2 East.

* corrected per pg. 6 of transfer application.
-SL 11/10/99

EXHIBIT B

T. 5599
Exhibit B
(3 pgs)

WR5809NP
No. 63-00147A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/27/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BOISE VALLEY IRRIGATION DITCH CO	06/01/1865	IRRIGATION	03/15 11/15	50.610 CFS	10546.20 AFA
TOTAL DIVERSION:					50.610 CFS	10546.20 AFA

Water Source: BOISE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03N R02E S05 SENE ADA County

Point of Diversion Name(s):

	Name	Rate	Number
T03N R02E S05	SE NE FARMERS UNION CANAL		

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE	
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
04N	01E	3	:																													
04N	01E	10	:	35		20		10		30																						
04N	01E	11	:																													
04N	01E	13	:				05							30		20																
04N	01E	14	:	05		25		38				35		35		15		18				02		35		30		23		20		204.3
04N	01E	15	:	37						38																						
04N	01E	23	:	35		37		10		35																						
04N	01E	24	:	07		38		35		15		35		32		35		10				25		39		10		20				
04N	01E	25	:	20																												
04N	02E	18	:																													
04N	02E	19	:	02		15		05		05		29		15		30		28				30		08		21		35		20		304.7
04N	02E	20	:																													
04N	02E	29	:											15		20																
04N	02E	30	:	15		25		30		20		30		35		15		25				20										
04N	02E	31	:	03																												
04N	02E	32	:									15		13		08		31				04										
04N	01W	1	:											07		13																
05N	01W	33	:													15						02										
TOTAL ACRES																														2343.6		

Pou County: ADA

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
- R43 - The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
- R32 - This right when combined with all other rights shall provide no

B2

Conditions of Approval:

- more than .02 cfs per acre nor more than 4.5 afa per acre for
- irrigation of the lands above.
- T04 - Approval of this transfer in no way grants any right-of-way or
- easement for use of a delivery system owned by person(s) other
- than the right owner.
- T07 - The right holder shall accomplish the change authorized by this
- transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this
- transfer is cause for the Director to rescind approval of the
- transfer.
- T09 - 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.

Dates: App. Received: Priority Date: 06/01/1865
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 63 Field Exam Fee:

Comments: Date: 07/11/1994 User-ID: CHODGES Subject: TRANSFER NO. 4381
Transfer filed 6/8/94 to modify place of use and nature of use
of 15 acres irrigation per sale and transfer of Boise Valley
Irrigation Ditch Co. shares.
Following review of the proposed change, approval represents
transfer of acres within the BVID Co. system.

Date: 01/23/1998 User-ID: PSKAGGS Subject: TRANSFER 5119
Transfer 5119 changes the point of diversion & place of use under
a portion of Right 63-00147, splitting the right into Parts A & B.

Audit: 01/23/98 PSKAGGS 01/23/98 PSKAGGS

EXHIBIT C

STOCK CERTIFICATES PURCHASED BY UNITED WATER AND THEIR CORRESPONDING ADDRESS AND LEGAL DESCRIPTION

SHARES	CERTIFICATE No.	ADDRESS	LEGAL DESCRIPTION
13	02943- 02944- 02945	RIVERSIDE VILLAGE SUB.	4N 1E S24 SESE
4	02939- 02940	5866 ARNEY LANE	4N 1E S23 SENE
8	02910	3921 KESSINGER LANE	4N 2E S30 SENW
7	02867- 02968	6324 W. STATE ST.	4N 2E S30 NENW
5.8	02885- 02883	5121 PIERCE PARK LANE	4N 2E S19 SWNW
3	02900	5521 PIERCE PARK LANE	4N 2E S19 NWSW
.76	02905	5108 EUGENE	4N 2E S19 NESW
.35	02912	10202 MAYMIE	4N 1E S14 NWSW
.31	02913	10104 CLAUDIA	4N 1E S14 NWSW
42.22	TOTAL SHARES		

EXHIBIT D

7. 5599

Exhibit D

(3 pgs)

INCORPORATED UNDER THE LAWS OF THE STATE OF IDAHO

NO. 0012

42.22 Shares

NON-VOTING

Boise Valley Irrigation Ditch Co.

REINCORPORATED MARCH 17, 1933

CAPITAL STOCK \$30,000.00

THIS CERTIFICATE *United Water Idaho, Inc.* is the owner of
Forty-two and 2/100 (42.22) Shares of the Capital Stock of
Boise Valley Irrigation Ditch Co.

transferable only on the books of the Corporation by the holder hereof in person or by Attorney upon surrender of this Certificate properly endorsed.

IN WITNESS WHEREOF, the said Corporation has caused this Certificate to be signed
by its duly authorized officers and its Corporate Seal to be hereunto affixed.
this 27 day of July 1939

Donna Matheson

SECRETARY

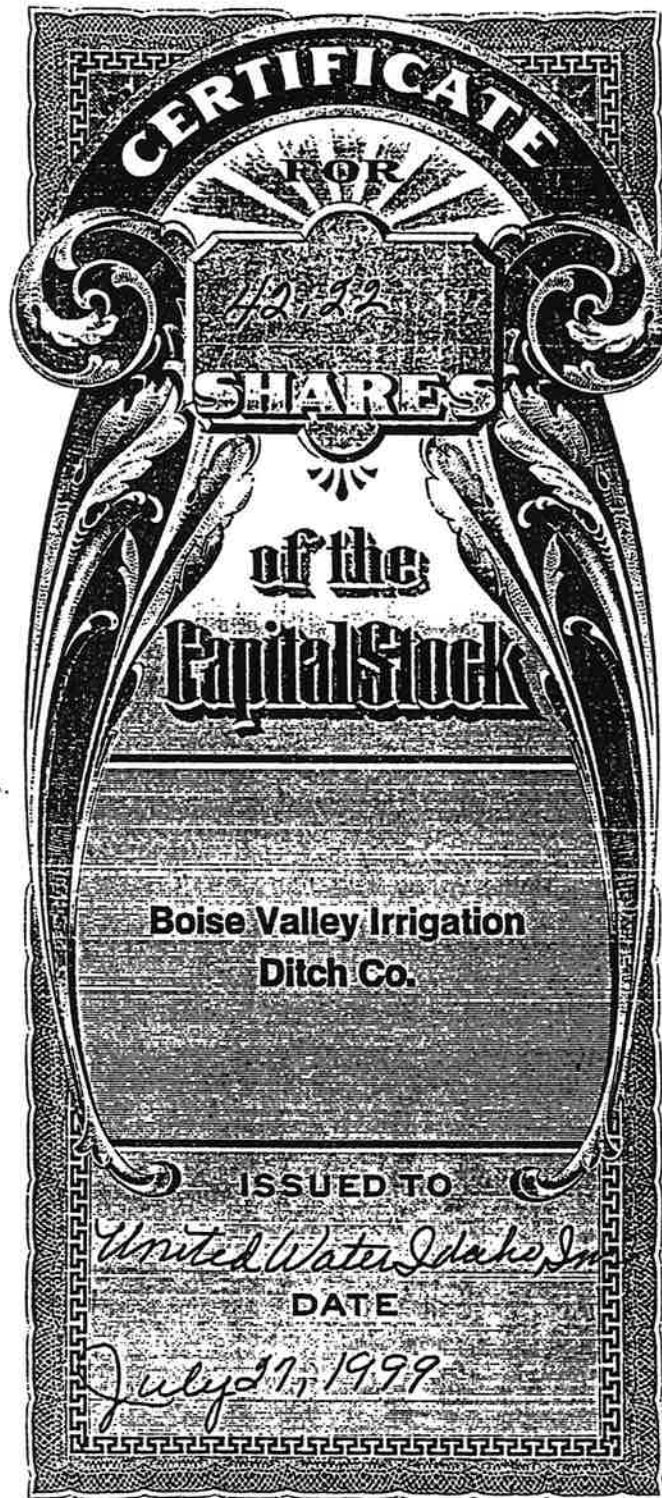
Lee Gibson

PRESIDENT

SHARES

10.00

EACH



02943, 02944-02945
02939, 02940, 02910,
02867, 02968, 02885,
02883, 02900, 02905
02912 + 02913
Transferred to Certificate
0012

D3

For Value Received, hereby sell, assign, and transfer
under _____

*of the Capital Stock represented by the within
Certificate, and do hereby irrevocably constitute and appoint
attorney
to transfer the said Stock on the books of the within named
Company with full power of substitution in the premises.*

Dated _____ 19__

In presence of

NOTICE: THE SIGNATURE OF THIS ASSIGNMENT
MUST CORRESPOND WITH THE NAME AS WRITTEN UPON THE
FACE OF THE CERTIFICATE. IN EVERY PARTICULAR WITHOUT
ALTERATION OR ENLARGEMENT OR ANY CHANGE WHATSOEVER.

RECEIVED

DEC 18 2008

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
DEC 16 2008	
By _____	Clerk
_____	Deputy Clerk

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	)	SPECIAL MASTER'S REPORT
	)	
Case No. 39576	)	FINDINGS OF FACT AND
	)	CONCLUSIONS OF LAW
	)	
	)	FOR WATER RIGHT 63-00147D

A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

Although no objections were filed to the *Director's Report* for this water right claim, IDWR identified the claim as an uncontested matter that may be affected by the outcome of a contested water right claim. The contested subcases have been resolved, and therefore a partial decree for this water right may be issued consistent with the elements as recommended in the *Director's Report*. It should be noted, however, that this Special Master recommends herein a modification of the language used to describe the place of use for the water right. The change so recommended does not alter the physical location of the place of use, but rather modifies the language to be consistent with that used in other water rights for the same claimant, which is United Water Idaho, Inc.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein and pursuant to the *Standard Form 5*, IT IS RECOMMENDED that water right 63-000147D be decreed with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated Dec 16, 2008



Theodore R. Booth
Special Master
Snake River Basin Adjudication

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

DISTRICT COURT - SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
DEC 16 2008	
By _____	Clerk
_____	Deputy Clerk

In Re SRBA
Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-00147D

NAME AND ADDRESS:

BOISE VALLEY IRRIGATION
DITCH CO
8750 N BOGART LN
BOISE, ID 83714

SOURCE:

BOISE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY:

0.79 CFS
190.00 AFY

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

PRIORITY DATE:

06/01/1865

POINT OF DIVERSION:

T03N R02E S14 LOT 7 (SENE) Within Ada County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-01 TO 11-15	0.79 CFS 190.00 AFY

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:

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 42.2 ACRES WITHIN THE SERVICE AREA OF UNITED WATER IDAHO, INC., AS PROVIDED FOR UNDER IDAHO LAW. THE PLACE OF USE IS GENERALLY DESCRIBED AS WITHIN THE CITY LIMITS OF BOISE AND THE SURROUNDING SERVICE AREA.

DISTRICT COURT - SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
DEC 16 2008	
By _____	Clerk
_____	Deputy Clerk

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)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

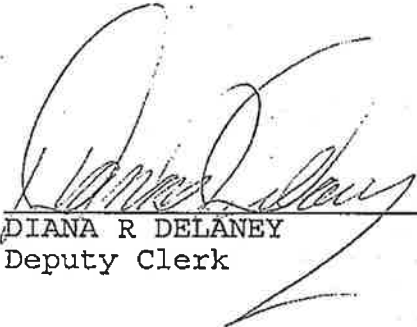
Water Right(s): 63-00147D

On December 16, 2008, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED December 16, 2008.



DIANA R DELANEY
Deputy Clerk

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
DEC 16 2008	
By _____	Clerk
_____	Deputy Clerk

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)

CERTIFICATE OF MAILING

Water Right(s): 63-00147D

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on December 16, 2008, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BOISE VALLEY IRRIGATION
DITCH CO
8750 N BOGART LN
BOISE, ID 83714
Phone: 208-853-5288



DIANA R DELANEY
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
12/16/08

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

RIGHT NUMBER: 63-147D

NAME AND ADDRESS: BOISE VALLEY IRRIGATION DITCH CO
8750 N BOGART LN
BOISE ID 83714

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.790 CFS
190.000 AFY

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

PRIORITY DATE: 06/01/1865

POINT OF DIVERSION:

T03N R02E S14 SENE 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	0.790 CFS 190.00 AFY

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:

2808.43 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 42.2 ACRES WITHIN THE SERVICE AREA OF UNITED WATER IDAHO, INC., AS PROVIDED FOR UNDER IDAHO LAW. THE PLACE OF USE IS GENERALLY DESCRIBED AS WITHIN THE CITY LIMITS OF BOISE AND THE SURROUNDING SERVICE AREA.

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

THIS RIGHT IS DESIGNATED AS NO 15 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTER RECORDS

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-163F, 63-243E, 63-243H, 63-20041

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-147

Shurte, Jan

From: Ted Booth [tbooth@srba.state.id.us]
Sent: Monday, December 15, 2008 10:01 AM
To: Shurte, Jan
Subject: 63-147D

Jan,
As we discussed on the phone, I am changing the language of the POU for this right as follows: "This right is limited to the irrigation of 42.2 acres within the service area of United Water Idaho, Inc., as provided for under Idaho law. The place of use is generally described as within the city limits of Boise and the surrounding service area." The change is not meant to be substantive, but rather to make the POU description consistent with other UWI rights.
Ted Booth

Eliminate annoying spam!

My mailbox is protected by iHateSpam, the #1-rated spam buster.
<http://www.ihatespam.net>

12/15/2008

RECEIVED

MAY 26 2005

WATER RESOURCES
WESTERN REGION

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 24, 2005

Water Right Number: 63-147D

BOISE VALLEY IRRIGATION DITCH CO.
8750 N. BOGART LN.
BOISE, ID 83714
Telephone Number: (208)853-3288

c/o

CHARLES L. HONSINGER
RINGERT CLARK CHARTERED
BOISE, ID 83701-2773
Telephone Number: (208) 342-4591

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
Place of Use
2. Describe the changes you wish to make in the proposed recommendation:
Change place of use from 2779.5 acres to 2822.83 acres,
No! POU is within the United Water service area!
3. Give a brief explanation as to why you disagree with these portions:
BVID erroneously did not include 28.93 acres in the place of use when discussing the same with IDWR.

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

DATE: 05/25/05

SIGNATURE: _____

Please print your name: Charles L. Honsinger