

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BEAR LAKE

PIONEER IRRIGATION AND MANUFACTURING
COMPANY, a corporation,

Plaintiff,

-vs-

SOUTHFIELD DITCH AND CANAL COMPANY, a corporation,
SOUTHFIELD IRRIGATION COMPANY, a corporation, PARIS
RELIER CANAL COMPANY, a corporation, DEY LAKE CANAL
COMPANY, a corporation, UTAH POWER AND LIGHT COMPANY,
a corporation, PARIS CITY, municipal corporation, J.
VIVIAN NYE, OTTO ROEMER, OAK B. BURRUS, HENRY FUCHS,
EMIL GRANDY, PRICE LUMBER COMPANY, a corporation, PARILL
MILLING COMPANY, a corporation, L. FERR, LESTER ALLRED
and WILLIAM CALDWELL, Mrs. J. W. COOK, MRS. W. G. HAYWARD,
DANIEL C. RICH, JACOB HESS, C. H. COOPER,

Defendants,

and

LOUIS W. BUDGE, CYRIL S. BUDGE, WILFORD W. BUDGE,
NEWELL R. BUDGE, TAFT P. BUDGE, EMILY M. RICH, FRANK
P. FOULGER, JESSE P. RICH, Executrix and Executors
of the Estate of Wm. L. Rich, deceased,

Substituted Defendants.

THIS CAUSE came further on to be heard before the
above entitled court upon the Amended Complaint of the plaintiff
and the Answers and amended cross-complaints of the respective
defendants and the Answers of the respective parties to the
various cross-complaints. Peterson & Clark and Leroy D. Young,
Attorneys at Law, appeared for and on behalf of the plaintiff,
Pioneer Irrigation and Manufacturing Company, a corporation,
D. E. Haddock, Attorney at Law, appeared for and on behalf of
Southfield Irrigation Company, J. Vivian Nye, Henry Fuchs, Emil
Grandy, Lester Allred, William Caldwell, and Southfield Ditch

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distance of 2080 feet, more or less, to a point in the East line of the NE $\frac{1}{4}$ of said sec. 27, 800 ft., S of the NEcorner of said Section 27; thence S 1000 ft.; thence W 75 ft.; thence N 80° W 450 ft.; thence S 34°50' W 200 feet; thence S 85° West 800 feet; thence S 1000 ft., more or less, to a point in the North line of the Lanark Road; thence in a S $\frac{1}{2}$ ly direction following in the S line of the said road 1700 feet, more or less to the place of beginning. Area, (more or less) 68.00 acres;

Also beginning at the center of said section 27; thence W in the S line of the NE $\frac{1}{4}$ of said section 27, 800 feet, more or less, to a point in the Right bank of the Paris Relief Canal; thence following in the Right Bank of the said aforesaid Canal in a general S $\frac{1}{2}$ ly direction for a distance of 600 ft., more or less, to its intersection with the E and S center line of said Section 27; thence S 600 feet to the place of beginning. Area (more or less) 1.80 acres;

Section 33
Beginning at a point in the right Bank of the Paris Relief Canal 150 feet S of the East Quarter corner of said Section 33; thence in a general S $\frac{1}{2}$ ly direction following the meanderings of the said Canal for a distance of 1200 feet, more or less, to a point in the E line of said Sec. 33, at a point 1180 feet S of beginning; thence N 1180 feet, to beginning. Area (more or less) 4.00 acres;

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SOUTHFIELD DITCH AND CANAL COMPANY

Original Date of
Appropriation:

May 1, 1884

For Use Upon the Follow-
ing Described Lands:

Point of Diversion:

Being in Paris Creek in the Southwest Quarter of the Northeast quarter of Sec. 10, Twp. 14 S Range 45 E., S. M.

Approximately 3 acres lying E of the ditch and S of the point of diversion in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 10, Twp. and Range aforesaid;

Approximately 5.80 acres lying E of the Ditch in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10;

Approximately 6 acres lying E of the ditch and E of the point of diversion in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 10;

Approximately 39.4 acres lying E of the ditch in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 10;

Approximately 14.80 acres lying E of the Ditch in SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 10;

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Approximately 25.80 acres lying NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 11;

Approximately 8.94 acres lying and being in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 11;

Approximately 7.38 acres lying and being in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 11;

Approximately 51.80 acres lying and being in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 11;

Approximately 3 acres lying and being in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 12;

Approximately 15.8 acres lying and being in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14;

All of the S $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11;

All of S $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11;

All of the NW $\frac{1}{4}$ of Sec. 14;

All of the W $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14;

Approximately 8 acres lying and being in SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14;

Approximately 2 acres lying and being in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14;

Approximately 51.80 acres lying and being in NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14;

Approximately 5 acres lying and being in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14;

Approximately 2 acres lying and being in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14;

Approximately 32 acres lying and being in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14;

Approximately 6 acres lying and being in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 15;

Approximately 18.42 acres lying and being in SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 15;

Approximately 15.86 acres lying and being in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15;

All of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14;

All of the above lands are located in Township 14, South, Range 43 East of the Boise Meridian;

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SOUTHFIELD IRRIGATION COMPANY
Point of Diversion;

Original Date of
Appropriation:

May 1, 1885

Being in Paris Creek in Sec. 8,

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ing Company and the diversion works of the Southfield Ditch and Canal Company and Wilford Sudge; and provided further, that this right shall never be so construed as to interfere with or diminish the rights of Paris City to the water herein decreed to it for the purposes stated in this Decree.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Court retain jurisdiction of this cause for a period of Seven years from the date of the signing of this Decree for the purpose of correcting any typographical or clerical errors, inadvertences and/ or omissions, or misdescriptions of any of the Rights decreed. In all other respects, this Decree shall be final.

DONE IN OPEN COURT this 27 day of July, 1932.

Signed: JAY L. DOWNING
District Judge.

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RAFT January 28, 2000

11-01114	7.5 cfs	06/01/1955	Decree	Irrigation	Ovid Creek
11-01116	1.660 cfs	06/01/1955	Decree	Irrigation	Ovid Creek
HYDRO PROJECTS • Bear River hydro water rights appear in bold print					
RIGHT NO.	AMOUNT	PRIORITY DATE	STATUS	TYPE OF USE	PLACE OF USE
11-00086	70 cfs	02/03/1910	Decree	Power	Paris Hydro
11-02081	1500 cfs	06/12/1922	License	Power	Soda Hydro
11-02084	1 cfs	06/09/1923	License	Domestic / Irrigation	Soda Hydro
11-04354	0.02 cfs	01/01/1922	Claim	Irrigation	Soda Hydro
11-04357	400 cfs	01/01/1922	Claim	Power	Soda Hydro
11-04358	0.08 cfs	01/01/1922	Claim	Domestic	Soda Hydro
13-04128	600 cfs	01/01/1922	Claim	Power / Storage	Soda Hydro
13-00957	500 cfs	12/28/1905	Decree	Power	Grace Hydro
13-00958	500 cfs	07/06/1908	Decree	Power	Grace Hydro