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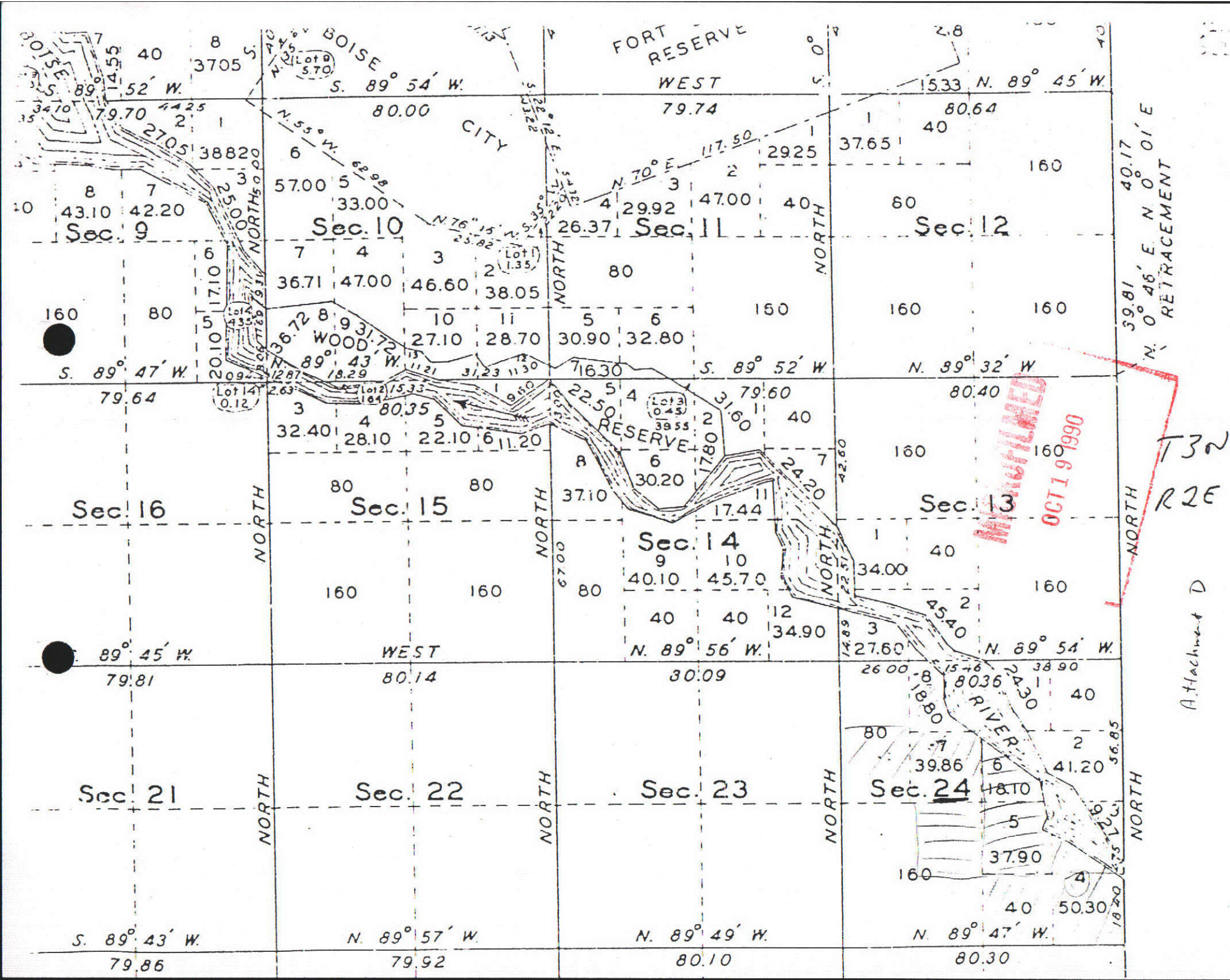
13 18
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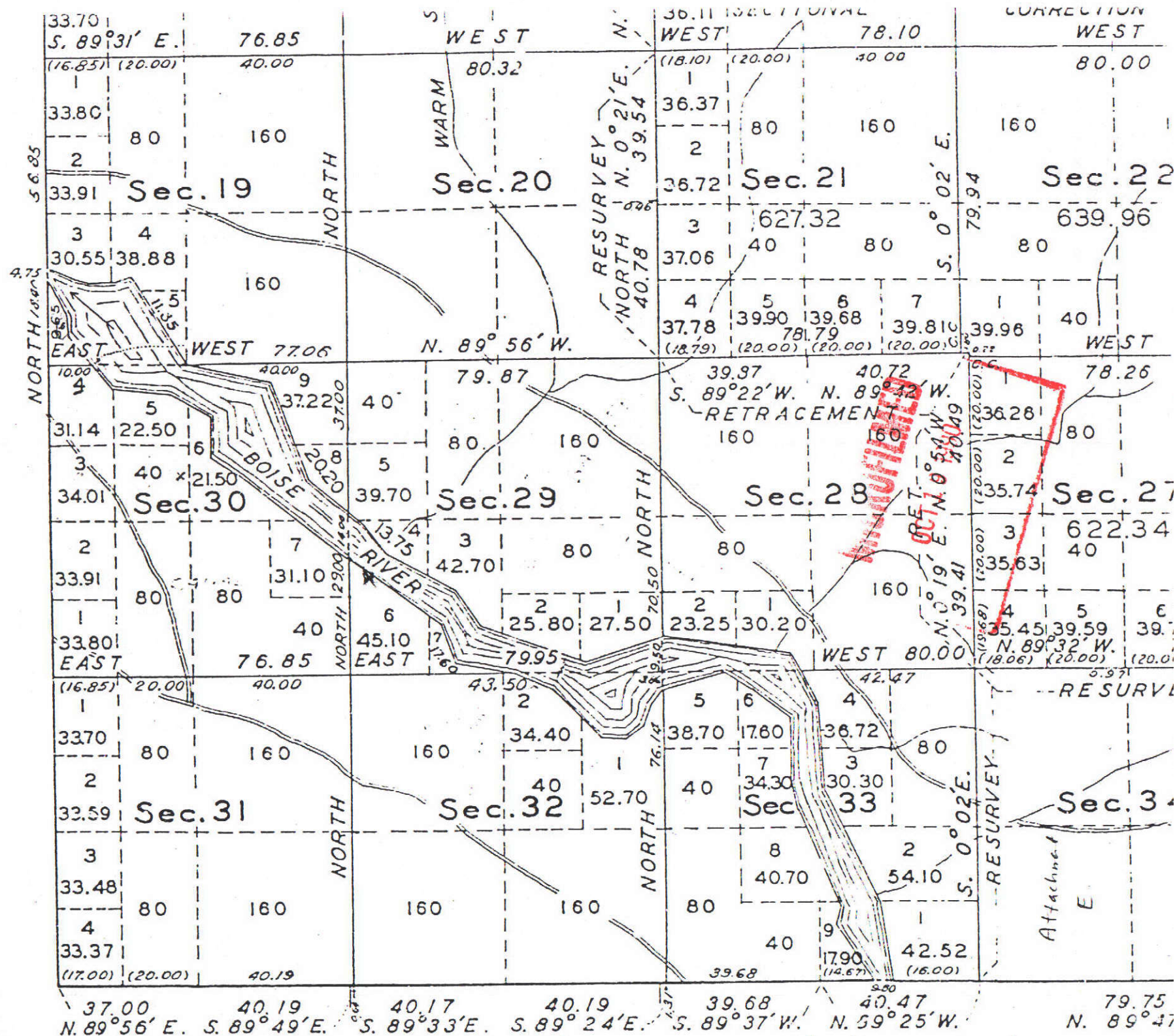
BOISE AVE

RE-REFILMED
OCT 29 1990

Photo for ~~Att~~ Addendum to Attachment B







T3N
R3E

TRANS 4048

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

WATER RIGHT NOS. 63-00242B/00243G/00243H/00280/00281/00282/00283/00284

Trans. #4048

This is to certify that: **SOUTH BOISE MUTUAL IRRIGATION CO LTD**
% DALE MILTON
1120 CHAMBERLAIN
BOISE ID 83706

has requested a change to the above captioned water rights. 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>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
Right No. 63-00242B: IRRIGATION Priority: 05/01/1889	03/15 - 11/15	0.86 CFS	193.5 AF
Right No. 63-00243G: IRRIGATION Priority: 05/01/1889	03/15 - 11/15	1.34 CFS	241.2 AF
Right No. 63-00243H: MUNICIPAL Priority: 05/01/1889	03/15 - 11/15	0.93 CFS	172.0 AF
Right No. 63-00280: IRRIGATION Priority: 04/01/1865	03/15 - 11/15	1.80 CFS	279.0 AF
Right No. 63-00281: IRRIGATION Priority: 04/01/1865	03/15 - 11/15	0.50 CFS	117.0 AF
Right No. 63-00282: IRRIGATION Priority: 04/01/1870	03/15 - 11/15	0.30 CFS	63.0 AF
Right No. 63-00283: IRRIGATION Priority: 04/01/1870	03/15 - 11/15	0.70 CFS	157.5 AF
Right No. 63-00284: IRRIGATION Priority: 03/01/1889	03/15 - 11/15	0.84 CFS	58.5 AF

Source: BOISE RIVER

Tributary to: SNAKE RIVER

FEB 18 1993

TRANSFER OF WATER RIGHT
WATER RIGHT NOS. 63-00242B/00243G/00243H/00280/00282/00283/00284

Trans. #4048

LOCATION OF POINT(S) OF DIVERSION: (Right Nos. 63-00242B/00243G/00280/00281/00282/00283/00284)

Lot 6 (NWSW), Section 29, Township 03N, Range 03E, ADA County

SENE, Section 30, Township 03N, Range 03E, ADA County

LOCATION OF POINT(S) OF DIVERSION: (Right No. 63-00243H)

Lot 7 (SENE), Section 14, Township 03N, Range 02E, ADA County

PLACE OF USE: IRRIGATION (Right Nos. 63-00242B)

TWN	RGE	SEC	ACRES	ACRES	ACRES
03N	02E	23	SENE 20.0	NWNW 5.0	NESE 18.0

Total number of acres irrigated: 43.0

PLACE OF USE: IRRIGATION (Right Nos. 63-00243G)

TWN	RGE	SEC	ACRES	ACRES	ACRES	ACRES
03N	02E	23	NENW 4.0	NWNW 0.6	SWNW 26.0	SENE 23.0

Total number of acres irrigated: 53.6

PLACE OF USE: IRRIGATION (Right Nos. 63-00280)

TWN	RGE	SEC	ACRES	ACRES	ACRES
03N	02E	15	NWSE 15.0	SWSE 24.9	SESE 14.9
03N	02E	22	NENE 6.5		
03N	02E	23	NENW 0.7		

Total number of acres irrigated: 62.0

PLACE OF USE: IRRIGATION (Right Nos. 63-00281)

TWN	RGE	SEC	ACRES	ACRES
03N	02E	22	NENE 17.5	NWNE 7.9
03N	02E	23	NENW 1.1	

Total number of acres irrigated: 26.0

TRANSFER OF WATER RIGHT
WATER RIGHT NOS. 63-00242B/00243G/00243H/00280/00282/00283/00284

Trans. #4048

PLACE OF USE: IRRIGATION (Right Nos. 63-00282)

TWN	RGE	SEC	ACRES	ACRES	ACRES
03N	02E	23	NENW 9.5		
03N	02E	24	NESW 0.5	NWSE 3.0	SWSE 1.0

Total number of acres irrigated: 14.0

PLACE OF USE: IRRIGATION (Right Nos. 63-00283)

TWN	RGE	SEC	ACRES	ACRES	ACRES
03N	02E	22	NWNE 6.9	SWNE 12.0	SENE 11.0
03N	02E	23	NENW 0.7	NWNW 0.4	SWNW 4.0

Total number of acres irrigated: 35.0

PLACE OF USE: IRRIGATION (Right Nos. 63-00284)

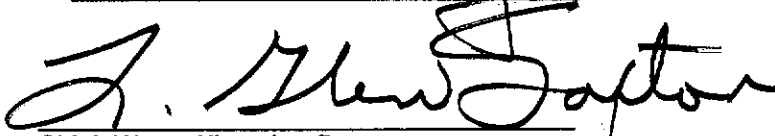
TWN	RGE	SEC	ACRES	ACRES
03N	02E	22	SENE 6.3	
03N	02E	23	NENW 4.0	NWNW 2.7

Total number of acres irrigated: 13.0

CONDITIONS/REMARKS:

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. 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.
3. 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.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
5. These water rights when combined with all other water rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. The amount of water transferred to the ranney collectors is 172 acre feet per annum, diverted at a rate not in excess of 0.93 cfs with a priority of 5/1/1889.

Dated this 16th day of February, 1993.


Chief, Water Allocation Bureau

FEB 18 1993

TRANK 3755

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3750

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

HT
APPROVED

Name of applicant South Boise Mutual Irrigation Company, Ltd. Phone 344-9492

Post Office address c/o Richard D. Harland, Pres., 1507 Garfield, Boise, ID 83706

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 The company proposes to transfer senior rights to lands currently holding junior rights and vice versa. The junior rights will then be available to be sold or conveyed to another water user. In addition, S.B. Mutual may begin to divert via the Ridenbaugh Canal and/or continue to use the Bubb Canal diversion.

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>63-00280</u>	<u>April 1, 1865</u>	<u>1.8 cfs</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>63-00281</u>	<u>April 1, 1865</u>	<u>.50 cfs</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>63-00282</u>	<u>March 15, 1870</u>	<u>.30 cfs</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>63-00283</u>	<u>March 15, 1870</u>	<u>.70 cfs</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>

2. Total amount of water being transferred 7.27 cfs ^{3.50 (Per Addendum to Attachment B 03/22/90)}
~~8.03~~ 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:

[illegible]

5. 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	
63-00280	3N	2E	15													15	25	15	55
		22	7																7
63-00281		22	18	8															26
63-00282		24								10						L ⁵ ₃	1		14
63-00283		22		7	12	16													35
63-00284		22				9													9
		23					4	(see attachment A for remainder of 1										4	

land list)
Tot Acres 284

PART 1**6. General Information:**

a. Description of diversion system The historic diversion system for these water rights has been via the South Boise Mutual Irrigation Co., Ltd. diversion dam, into the Bubb ditch. One intent of this transfer is to add a new potential diversion site of the Ridenbaugh Ditch operated by the Nampa Meridian Irrigation District.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes 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:

Total number of acres irrigated will not change.

d. Remarks:

See Attachment B

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

63-0243

This is to certify that I have examined Application for Transfer of Water Rights No. 63-0280/0281/0282/0283/0284/0242

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

1. A lockable controlling device and totalizing flow measuring device acceptable to the Department shall be permanently installed and maintained as part of the diverting works.

2. Use of water under this right is subject to control by the ~~watermaster~~ **FILED** State Water District 63, Boise River.

3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

4. Failure to comply with the conditions of this transfer ~~to cause for the director to~~ issue an order to show cause why the approval of the transfer should not be rescinded.

Witness my hand this

15th day ofOctober, 19 90A. Glen Saxton
Chief, Water Alloc. Bureau

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. 63-00280 Decreed to 1st Nat'l Bank of Pueblo, Inc.
in case of Farmers Cooperative Ditch Co. vs. Riverside Irrigation District, et al.
dated 5/11/1925 in 7th Jud Dist Court county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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 to be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority April 1, 1865

5. Water is used for the following purpose:

amount 1.80 cfs 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 1.80 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	3E	19																	
		30																	
	2E	24																	
		25																	

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-00 243

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 1.80 cfs 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
		SE	NW	30	3N	3E	Ada	Bubb Canal

3. Lands irrigated or place of use: Actual p/u and acres per map and U-2 interpretation.

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	
3N	3E	30						L.4 21	L.3 1										22
		19											L.5 6						5
	2E	24												L.1 4				L.4 28	29
		25	6																6

Total acres 62**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) None**

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

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	

Total acres _____

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. 63-00281 Decreed to S. Glee Hardies
in case of Farmers Cooperative Ditch Co. vs. Riverside Irrigation Dist. etal
dated 5/11/1925 in 7th Judicial Dist County of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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 To be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority April 1, 1865

5. Water is used for the following purpose:

amount 0.50 cfs 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 0.50 cfs 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	NW	30	3N	3E	Ada	Bubb Canal

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	
3N	2E	24									X								

Total acres _____

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

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 0.50 cfs 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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	2E	24									26								26

Total acres 26**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) None**

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

Total acres _____

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. 63-00282 Decreed to Amelia Eisley
in case of Farmers Coop Ditch Co. vs. Riverside Irr. Dist. etal
dated 5/11/1925 in 7th Judicial Dist Ct county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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 To be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority March 15, 1870 (beginning of irrigation season of 1870)

5. Water is used for the following purpose:

amount 0.30 cfs 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 0.30 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	2E	24			X						X					L.5	X		

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-00283, 63-00284

63-00243

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 0.30 cfs 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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
30	3E	SE	NW	30	3N	3E	Ada	Bubb Canal

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	2E	24									15								15

Total acres 15

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) None

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

MICROFILMED

OCT 19 1990

Total acres _____

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. 63-00283 Decreed to Amelia Eisley
in case of Farmers Coop Ditch Co. vs. Riverside Irr. Dist., et al
dated 5/11/1925 in 7th Jud. Dist. Ct. county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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 to be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority 3/15/1870 (beginning of irrigation season, 1870)

5. Water is used for the following purpose:

amount 0.70 cfs 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 0.70 cfs 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	NW	30	3N	3E	Ada	Bubb Canal

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	
3N	2E	24			L. 6 X					X						L. 5 X			

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-00282, 63-00284

63-00243

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 0.70 cfs 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
		SE	NW	30	3N	3E	Ada	Bubb Canal

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	
3N	2E	24													23	4	8	4	35

Total acres 35**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)** None

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

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

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	

Total acres _____

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. 63-00284 Decreed to Amelia Eisley
in case of Farmers Coop Ditch Co. vs. Riverside Irr. Dist., etal
dated 5/11/1925 in 7th Jud. Dist. Ct. county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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 To be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority March 1, 1889

5. Water is used for the following purpose:

amount 0.84 cfs 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 0.84 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	NW	30	3N	3E	Ada	Bubb Canal

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	
3N	2E	24			L X						X					L X			

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-00282, 63-00283
63-00243

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 0.84 cfs 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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	2E	24									10					1.5			13

Total acres 13

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) None

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

Total acres _____

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. 63-00242 Decreed to Steve & John Utter & C.B. Taylor
in case of Farmers Coop Ditch Co. vs. Riverside Irr. Dist., etal
dated 5/11/1925 in 7th Judicial Dist Ct county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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 To be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority May 1, 1889

5. Water is used for the following purpose:

amount 2.40 cfs 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 2.40 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	NW	30	3N	3E	Ada	Bubb Canal

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	
3N	2E	23				X									X				
		24					L. 8 X		X	L. 7 X									

Total acres _____

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

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 2.40 cfs 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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Rubb Canal

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	2E	25				25									18				43

Total acres 43

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

Total acres

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. 63-00243 Decreed to South Boise Mutual Irrig. Co.
in case of Farmers Coop Ditch Co. vs. Riverside Irr. Dist., etal
dated 5/11/1925 in 7th Jud. Dist. Ct. county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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 To be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority May 1, 1889

5. Water is used for the following purpose:

amount 6.00 cfs 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 6.00 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	NW	30	3N	3E	Ada	Bubb Canal

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	
3N	2E	24			L.6 X						X				L.4 X	L.5 X			
		15														X	X	X	
		22	X	X	X	X													

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-00280, 63-00282,

63-00283, 63-00284

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 6.00 cfs 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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	2E	23					1	20	30	25									76
		24									10					L 3 5	1		14

Total acres 90

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

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.

See attached maps

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PART 3**B. CHANGES IN NATURE OF USE** N/A

1.	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ 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.

Richard D. Harland Pres.
(Signature of Applicant)

Subscribed and sworn to before me this 5th day of April, 19 89.

Nancy M. Lindgren
(Notary Public)

My commission expires 1-19-1994

FOR DEPARTMENT USE ONLY

Transfer contains 19 pages and A-R attachments

Received by SL (includes 1A) (with check) Date 3/3/89 Protest filed by _____

Prelim. check by SL Fee \$50.00

Received by SL Date 3/9/89 W002372

Published in Idaho Statesman Copies of protest forwarded by _____

Pub. dates 4/7 + 4/14/1989 Hearing held by _____ Date _____

Watermaster recommendation requested on 3/29/90 Recommended for ☒ approval ☐ denial

_____ rec'd. 4/21/90 **MICROFILMED** DET Aug

Copy of transfer sent to lien holder _____

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B. Description of right(s) or portion thereof, after the requested change

1. Right No.	Priority	Amount	Nature of Use	Period of Use
63-00284	March 1, 1889	.84 cfs	Irrigation	3/15 to 11/15
63-00242A	May 1, 1889	.86 cfs	Irrigation	3/15 to 11/15
63-00243A	May 1, 1889	2.27 cfs 3.50*	Irrigation	3/15 to 11/15
63-00243B	May 1, 1989	3.03 cfs	Irrigation	3/15 to 11/15

*Per Addendum to Attachment B

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Attachment B

Remarks for Transfer of Water Right. These concepts identify the methodology of preparation of this application.

1. The South Boise Mutual Irrigation Co., Ltd. (hereinafter Company) desires to place its most senior water rights on lands located on the west end of the delivery system. The concept of this transfer application is to move senior water rights to the west end of the service area, and replace these senior water right with a junior water right on lands in the east end of the service area which are no longer intended to be irrigated but which have been irrigated within the past five years. This east end junior water right will be available to be granted, bargained or conveyed to other waterusers in the Boise River system.

2. Records of the Department of Water Resources and of Water District 63 are summarized on three pages extracted from the 1987 Water District 63 Watermaster's Report, shown as attachments F, G and H. These attachments identify water rights that total 21.14 cfs, which is more water than the Company has utilized in recent years.

3. This transfer application is intended to move the following senior water rights to the westerly lands:

<u>Number</u>	<u>Priority Date</u>	<u>Amount</u>
63-00280	4-1-1865	1.80 cfs
63-00281	4-1-1865	0.50 cfs
63-00282	1870	0.30 cfs
63-00283	1870	0.70 cfs
63-00284	3-1-1889	0.84 cfs
Total:		4.14 cfs

4. To document the transfer, the following additional attachments are included:

Attachment I - Map showing current places of use of decreed water rights.

Attachments J through M - copies of decrees identifying water rights.

Attachment N - Statement by Company President Richard Harland, describing present water delivery patterns.

Attachment O - Copy of orthophotoquad of delivery area.

Attachment P - Copy of 1980 U-2 photograph of service area which describes irrigated acreage based on a review of the infrared photograph.

5. To determine the amount of current, valid water rights used by the Company, the presently irrigated acreage was computed using Attachment P. This acreage totals 284 irrigated acres. At 0.02 cfs/acre, the delivered amount of water would be 5.68 cfs. This amount was run through the "Loser" FORTRAN program to compute ditch loss. The result of this computer run is

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shown on Attachment Q. The irrigation diversion requirement via the present point of diversion into Bubb Ditch is described as 7.27 cfs. This quantity is not anticipated to change significantly if the point of diversion is changed to the Ridenbaugh Canal.

6. To account for the 7.27 cfs, first the 4.14 cfs of senior water rights are utilized. For each of the rights, 0.02 cfs per acre is assigned, and water in excess of this amount is considered to be "carriage" or "ditch loss" water. For example, water right no. 63-00280, decreed for 1.80 cfs, now appears to be used on only 62 acres. While the water right is requested to be moved to 62 other acres, at 0.02 cfs this amounts to only 1.24 cfs. The remaining 0.56 cfs (1.80 - 1.24) is considered to be some of the carriage water for the Company's water rights.

7. Water right no. 63-00242 specifies 2.40 cfs. It is presently used upon only 43 acres. Only 0.86 cfs has been recommended as a final amount for this water right because it has the same date of priority as 63-00243, and all remaining carriage water will be included in the latter water right.

8. A portion of water right no. 63-00243, which will be designated as 63-00243A, applies to the remaining 90 acres of land that do not have a ^{senior} water right. The recommended amount for this right is 1.80 cfs, plus the 0.47 cfs of carriage water for a total of 2.27 cfs to bring the total right to 7.27 cfs.

-- See Addendum to Attachment B --

-- 9. Another portion of water right no. ^{137 acres} 63-00243, which will be designated as 63-00243B, will be replaced on the land from which the senior water rights are being taken. This land, which totals ⁽¹²⁷⁾ acres, is land that is currently in the process of being developed for subdivision use and this water right will likely be conveyed to other Boise River waterusers. The extent of this water right is identified as 0.02 cfs per acre irrigated, plus ditch loss of 0.49 cfs (per the Loser routine as shown on Attachment R), for a total of 3.03 cfs.

9. The water rights in excess of 7.27 cfs plus ^{3.50*} ~~3.03~~ cfs are considered to have been lost through abandonment or forfeiture. Thus, the following rights are considered to have been lost:

<u>Number</u>	<u>Priority Date</u>	<u>Amount</u>
63-00240	5-1-1889	0.06 cfs
63-00241	5-1-1889	0.02 cfs
63-00242B	5-1-1889	1.54 cfs
63-00243C	5-1-1889	0.70 cfs 0.23 cfs*
63-00244	5-1-1889	2.94 cfs
63-00245	5-1-1889	0.05 cfs
63-00246	5-1-1889	0.10 cfs
63-00247	5-1-1889	0.03 cfs
63-00298	5-1-1889	5.40 cfs

Total: ~~10.84 cfs~~ 10.37 cfs*

*Per Addendum to Attachment B

DR 2/24/1989

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Addendum to Attachment B

Prepared by Dave Tuthill on March 22, 1990

Recently, the Department was approached by Mr. Jeff Fereday, Esq., regarding the historic use of water to irrigate the Gilmore property, which is located in the vicinity of the center of Section 24, T 3N, R 2E. Mr. Fereday indicated that Mr. Gilmore had represented to him that the property in question had been irrigated into the mid 1980's, and that the property was served via the Bubb ditch by the South Boise Mutual Irrigation Company, Ltd. Mr. Fereday was concerned that only a small portion of the acreage was found to have been irrigated in the photo-investigation conducted by Dale Melton, Richard Harland and Dave Tuthill on February 23, 1989.

I advised Mr. Fereday that to make any changes to the photo-investigation, additional information would be required. He subsequently obtained additional photographs from the ASCS office, and reviewed early 1980's NHAP photography with Mr. Doug Harrison of the SCS. The results of this information were inconclusive -- there appeared to have been partial but not fully effective irrigation of the property. Upon the receipt of this information, I visited Mr. Harrison's equipment studio to personally review the information. Based on a detailed study of the photographic materials, and discussion with Mr. Harrison, I have concluded that the lands should be partially credited as having been irrigated, because although the lands were not dry, the irrigation patterns were not fully effective. A total of 22 acres in the parcel had been initially shown to be un-irrigated. Per discussions with both Mr. Fereday and Mr. Harland, an acceptable approach is to give credit for irrigation of half, or 11 acres, of the land.

To conform with the advertising of the Application for Transfer, the 11 acres can be added to the NW 1/4 SE 1/4, Sec. 24, T 3 N, R 2 E. This change has been annotated on the application in strikeout asterisk format. The result is that the lands from which junior water rights are eligible for removal total 148 instead of 137.

With respect to the rate of flow, I reviewed the information in item 9. of Attachment B. The acreage used to determine the rate of flow was 127. This is an outdated acreage, and should be 137 prior to the addition of the 11 acres of Gilmore lands. Thus the total acreage should be 148. A new run of the Loser ditch loss routine shows that the rate of flow diverted from the Boise River to provide 0.02 cfs for this acreage is 3.50 cfs. This is the newly recommended rate of flow for water right no. 63-00243B. This rate, when combined with the recommendation of 2.27 cfs for water right no. 63-00243A, totals 5.77 cfs, which is less than the originally decreed amount of 6.00 cfs for water right no. 63-00243. The remaining 0.23 cfs will be shown as the amount forfeited (63-00243C).

Dar 3/22/90

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1969

677

28R

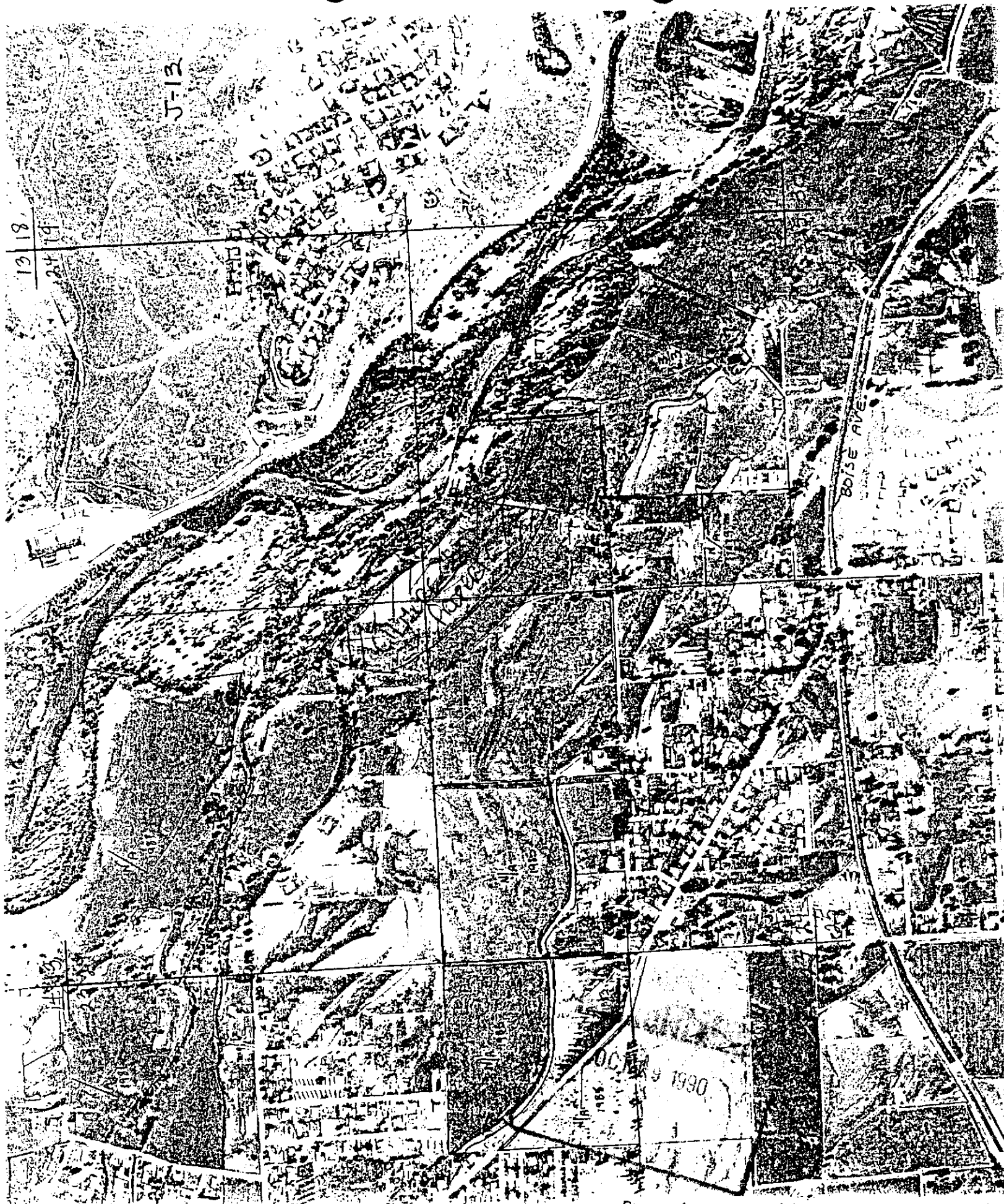
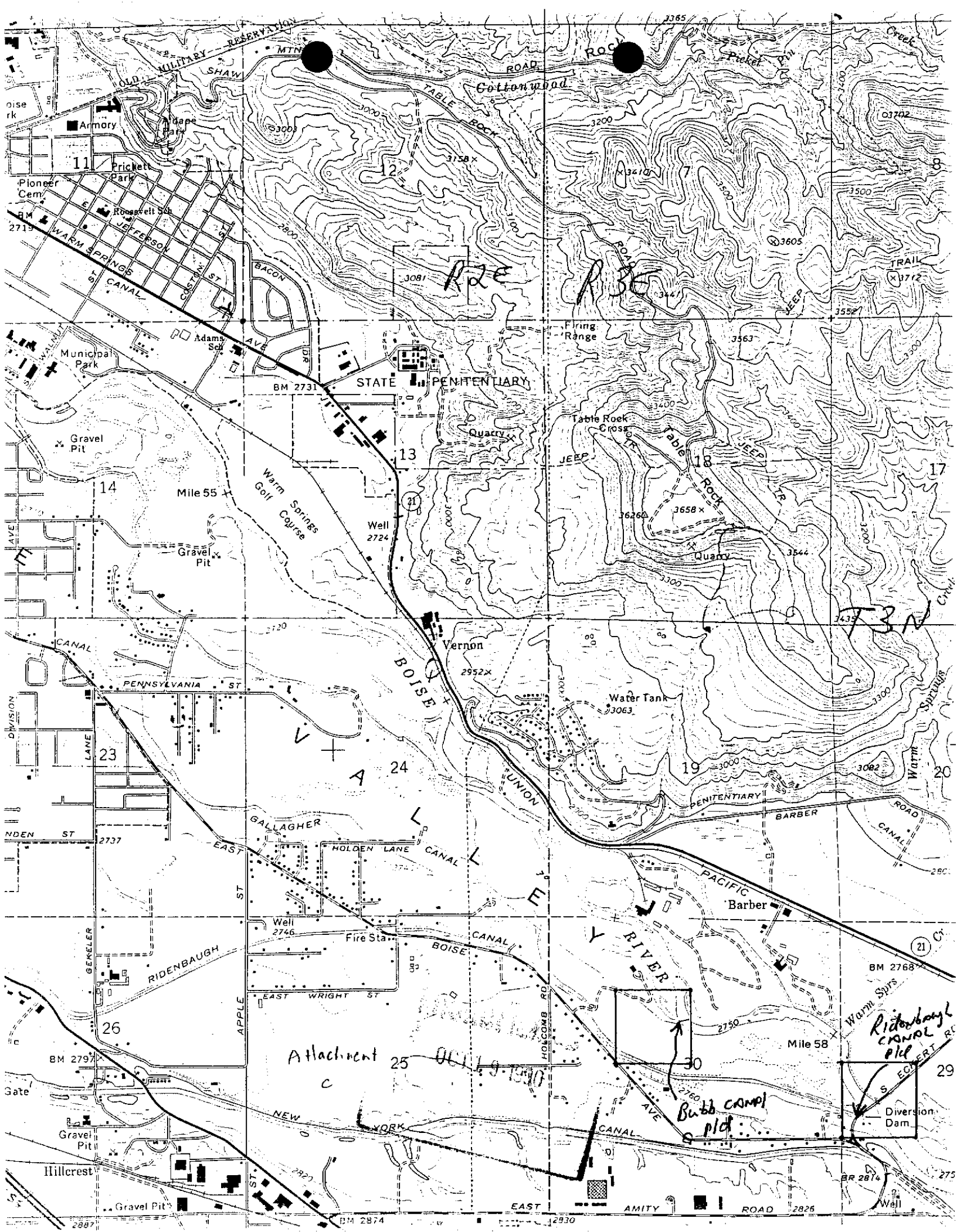
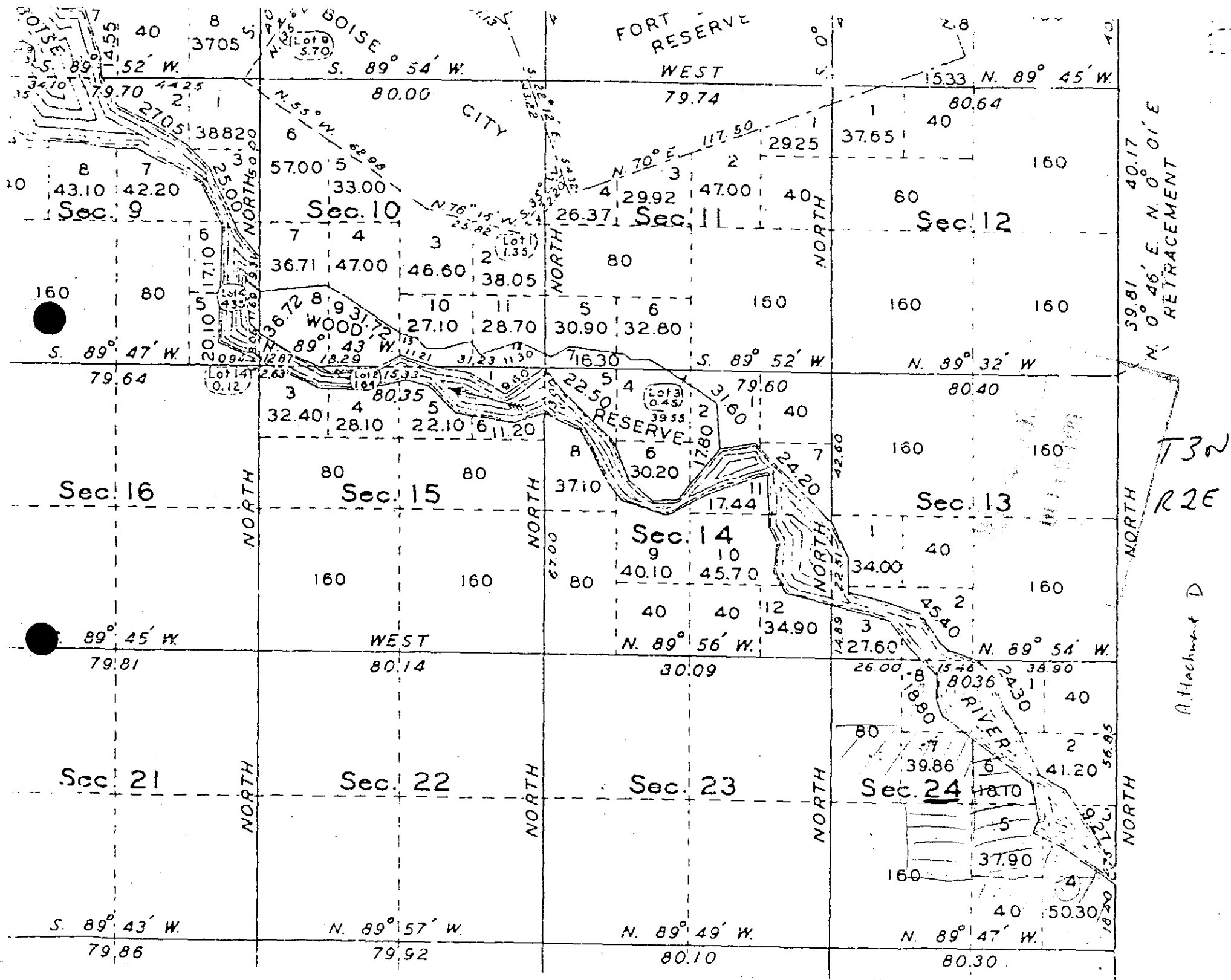
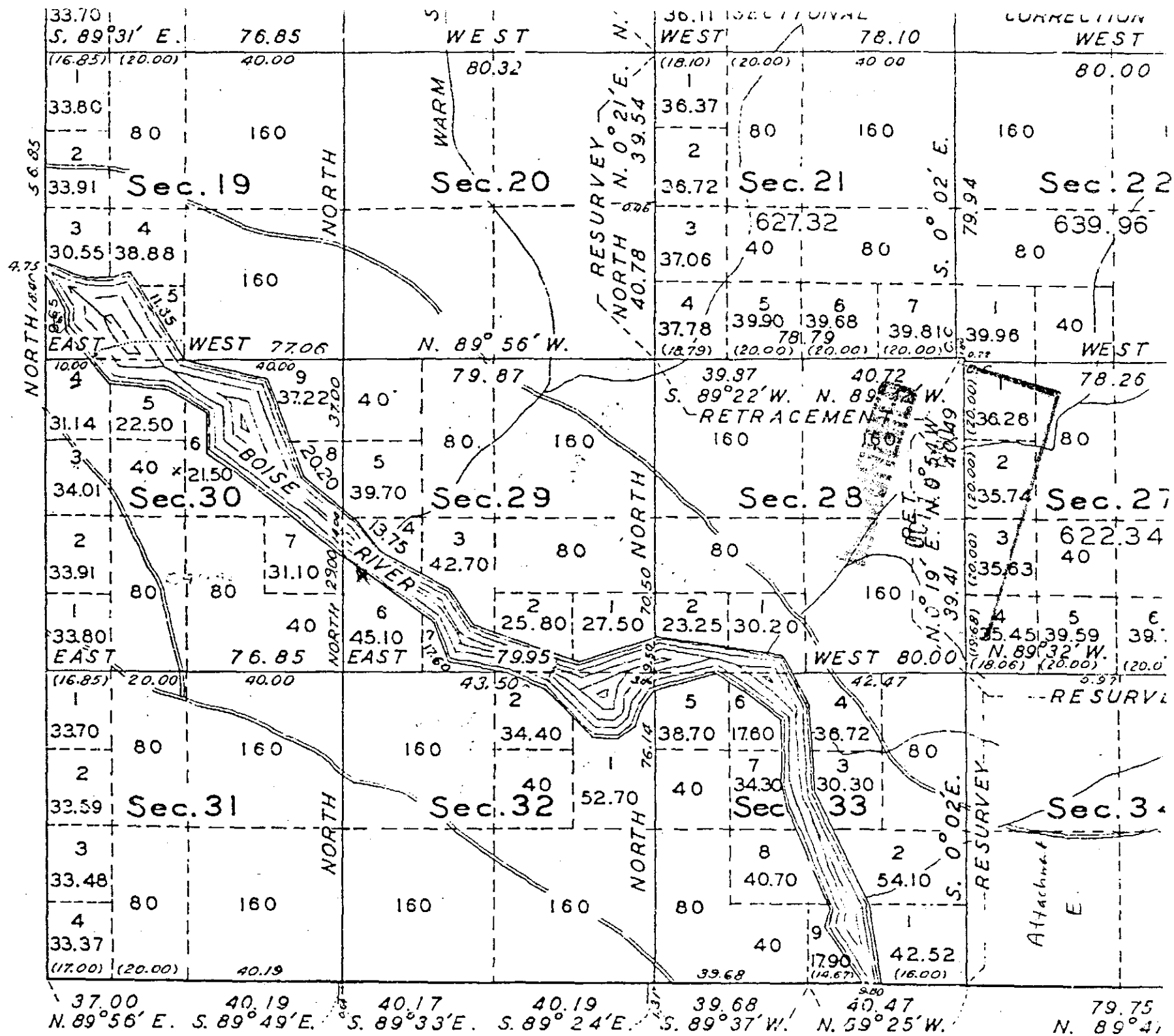


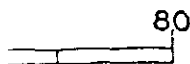
Photo for ~~the~~ Addendum to Attachment B



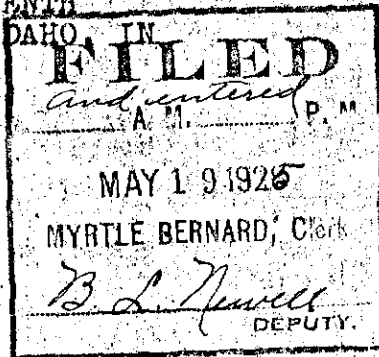




T3N
R3E



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



.....
Farmers Co-operative Ditch Company,
a corporation,

Plaintiff,

v.

Riverside Irrigation District,
Limited, et al., (said action being
commonly known as the Boise River
Priority Suit.)

Defendants,

S. Glee Hardies and Amelia Eisley
(substituted in place of C. H. Foster,
intervenor)

Intervenors.

JUDGEMENT AND DECREE.

THIS CAUSE, came on regularly for trial upon the
answer and cross-complaint of the above named intervenor,
C. H. Foster, the said intervenor appearing in person and by
his counsel Cavanah, Blake and MacLane, said intervenor having
been heretofore, by consent of all parties to this action and
by the order of this Court, permitted to intervene in this
action and file herein his answer and cross-complaint and
asked to proceed with the trial, all of the parties to said
suit having heretofore, under stipulation, answered and denied
the allegations of said answer and cross-complaint of said
intervenor, and the several parties being before the Court,
all present consented to the hearing of the evidence in the
above entitled cause, and since the submission of the evidence
S. Glee Hardies and Amelia Eisley have become the owners of
the premises and water rights as hereinafter stated, and an
order of this Court having been made substituting the said
S. Glee Hardies and Amelia Eisley in the place of the said
C. H. Foster as defendants and intervenors herein.

WHEREUPON, witnesses were sworn and testified in
behalf of said intervenor, and documentary evidence

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erly bank of Boise river and where such bank is intersected by the line between Township 3 North of Range 2 East and Township 3 North of Range 3 East, is one inch of water per acre.

That the above mentioned one inch of water per acre is understood to be in the same status as the one inch of water per acre in the judgement rendered in the above entitled action, on or about January 19, 1906, and is subject to such modifications and temporary orders as this Court may make for the above entitled case;

63 0281 And it is further ordered, adjudged and decreed, that

the said intervenor, S. Glee Hardies, be, and she is hereby, awarded the use of the water of the Boise river and the tributaries thereof upon the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$), Section 24, Township 3, North Range 2 East Boise Meridian, in Ada County, Idaho, subject to the above modifications, of 25 inches of water beginning with the irrigation season of 1865, and, also, with priority to 15 inches more of said waters beginning with the irrigation season of 1870, and the said ^{Amelia} Easley is awarded the use of the water of

63 0282 said river and its tributaries upon the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$), and Lots 5 and 6 in Section 24, Township 3 North Range 2 East, Boise Meridian, in Ada County,

63 0283 Idaho, with priority of 35 inches of said water beginning with the irrigation season of 1870, and also with priority of 42

63 0284 inches more of said waters beginning with the month of March, 1889, and which said 77 inches of water is included in the decree heretofore entered herein, all of said waters herein awarded to said parties are to be carried through the Canal or ditch known as the said "Bubb Canal", and diverted from Boise river at the point of the intake of said Canal at a point on the southerly bank of said Boise river near where such bank is intersected

MICROFILMED
OCT 19 1990

MEMORANDUM

TO: Files 63-00243/00280/00281/00282/00283/00284

FROM: Sharla

DATE: January 7, 1993

RE: Trans. #4048

See file 63-00242 for all correspondence regarding the above referenced transfer.

63-00242

FEB 18 1993

DATE 9-19-1990

FROM Cam Skaggs

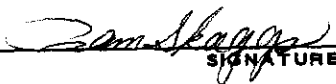
TO File 63-0281

SUBJECT Transfer # ~~3756~~ 3755

See all attachments concerning transfer
in file 63-0280.

MICROFILMED

OCT 19 1990


SIGNATURE