

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

RIGHT NUMBER: 63-199A

NAME AND ADDRESS: FARM CREDIT SERVICES
C/O HARLAN LUND
PO BOX 80530
BILLINGS MT 59108-0530

~~FARM CREDIT CORP~~
~~C/O RON MOFFITT~~
~~PO BOX TAF C5~~
~~SPOKANE WA 99220-4005~~

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.400 CFS

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

PRIORITY DATE: 05/01/1878

POINT OF DIVERSION:

T03N R02E S9 SWNE Lot 7 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.400 CFS
Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.		

PLACE OF USE:

IRRIGATION in ADA County

T04N R01E S31

SWSE

34.00

T04N R01E S31

SESE

31.00

65 ACRES TOTAL

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 also designated as Right No. 67 in the Boise River Stewart Decree and Boise River Water Distribution Report.

**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

Water Rights: 63-161CD, 63-199A

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion ☐ Place of use

☐ Period of use ☐ Nature of use

☐ Split of water right ☐ Change in ownership

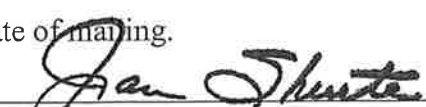
☐ Other

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: February 23, 2007


Signature of IDWR Representative

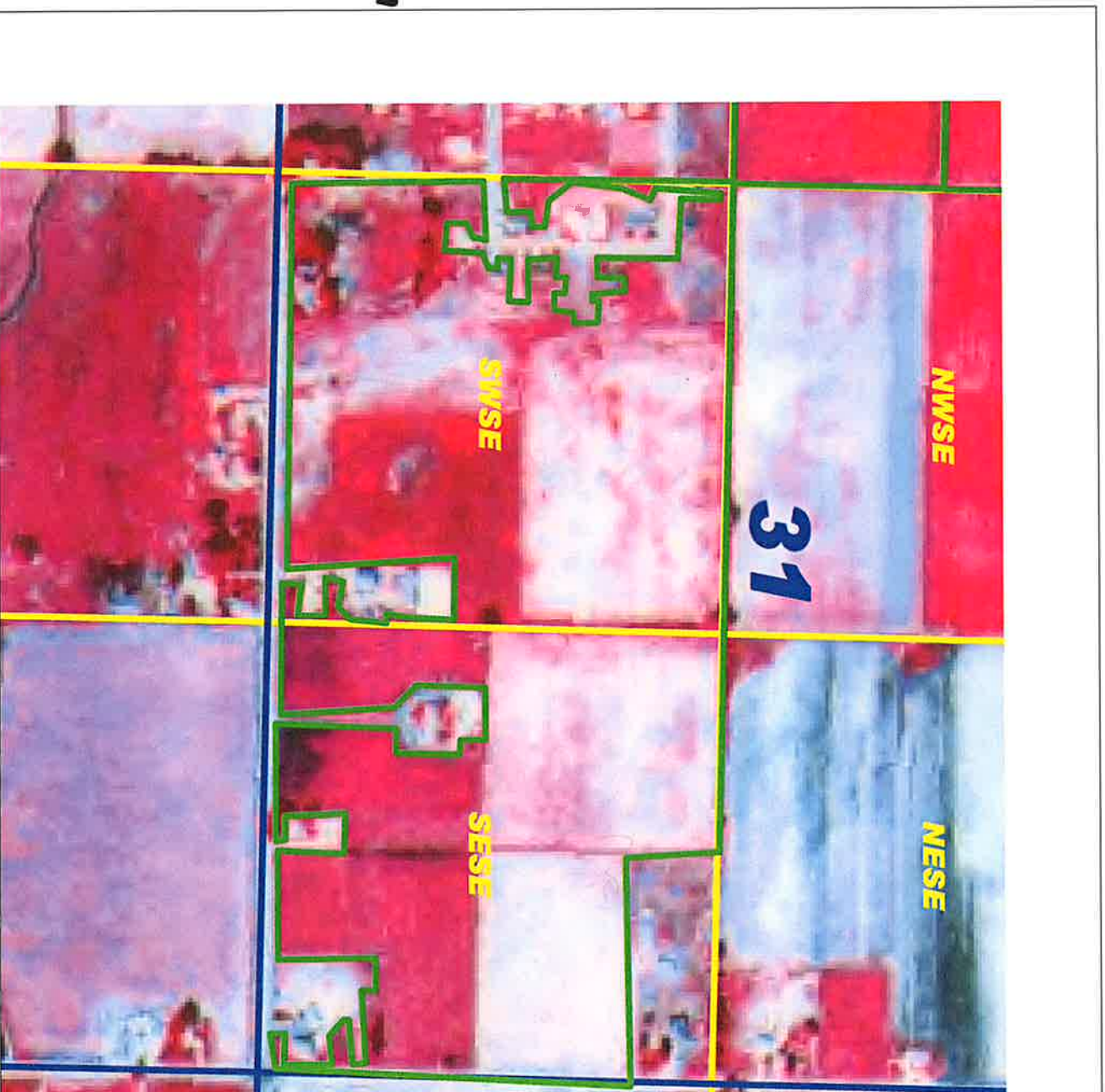
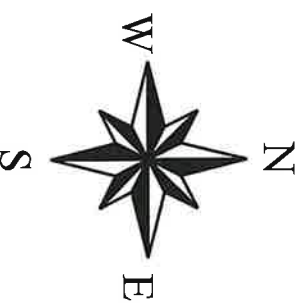
Water Right(s)

63-199A

IDAHO DEPT OF WATER RESOURCES

1987/1988 NAPP Photo
Prepared by: J. Shurte
Date: September, 2006

- Point of Diversion
- View 1
- 114114 Lines
- Section Lines



09/04/2006

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

RIGHT NUMBER: 63-199A

NAME AND ADDRESS: FARM CREDIT CORP
C/O RON MOFFITT
PO BOX TAF-C5
SPOKANE WA 99220-4005

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.400 CFS

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

PRIORITY DATE: 05/01/1878

POINT OF DIVERSION:

T03N R02E S9 SWNE Lot 7 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.400 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE: IRRIGATION Within ADA County

T04N R01E S31	SWSE	34.00	T04N R01E S31	SESE	31.00
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65 ACRES TOTAL

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

09/04/2006

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

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 also designated as Right No. 67 in the Boise River Stewart Decree and Boise River Water Distribution Report.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-199A V1

WATER RIGHT NUMBER: 63-199A V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CECIL A THOMAS N LOCUST GROVE RD MERIDIAN, ID 83642
Current Owner	FARM CREDIT CORP C/O RON MOFFITT PO BOX TAF-C5 SPOKANE, WA 99220-4005
Original Owner	NAMPA & MERIDIAN IRRIGATION DISTRICT C/O RINGERT CLARK CHTD ATTN DAN STEENSON PO BOX 2773 BOISE, ID 83701-2773 (208)342-4591

Priority Date: 05/01/1878

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	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

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

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	31															34.0	31.0	65.0

Total Acres: 65

Conditions of Approval:

- This right is also designated as Right No. 67 in the Boise River Stewart Decree and Boise River Water Distribution Report.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-199A V1

2. 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 Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4. 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 proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

Remarks:

Comments:

1. jshurte 9/4/2006 Private Settlers ID Rt

Comment: In this file there are documents that indicate this recommendations should go to the private individuals name and not that of Settlers. There is a water agreement whereby the predecessor transferred his rights from Nampa Meridian to Settlers which also indicates it was his right and he would only pay maintenance, etc. See file for complete details.

Water Supply Bank:

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-199A**

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	
63-199A	Claim	04N	01E	31	SW	SE		IRRIGATION	40/80	FARM CI
63-18312	Claim	04N	01E	31	SW	SE		IRRIGATION	2/2	THE SNIDEF
63-18314	Claim	04N	01E	31	SW	SE		IRRIGATION	1/2	THE SNIDEF
63-199A	Water Right	04N	01E	31	SW	SE		IRRIGATION		CECIL
63-199A	Claim	04N	01E	31	SE	SE		IRRIGATION	40/80	FARM CI
63-199A	Water Right	04N	01E	31	SE	SE		IRRIGATION		CECIL

09/29/2006

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: October 31, 2006

Water right number: 63-199A

FARM CREDIT CORP
C/O RON MOFFITT
PO BOX TAF-C5
SPOKANE WA 99220-4005

RECEIVED

OCT 27 2006

WATER RESOURCES
WESTERN REGION

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

Farm Credit no longer has an interest in this property or the water right. We have no knowledge of who now owns it.

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

Please remove Farm Credit Corp from your records under this water right.

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

FARM CREDIT SERVICES-NAMPA
16034 EQUINE DRIVE
P O BOX 3010
NAMPA, IDAHO 83653

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

DATE: 10-23-06

SIGNATURE: Rod Endow

Please print your name: Rod Endow

Authorized Agent for Northwest Farm Credit Svcs.

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

Note: Two messages were left for Jan at 334-2190 and the calls were never returned. I was attempting to get information on how to properly respond to this request.

RETURNED CALL (AFTER ROD CALLED 10-30-06 & STATED WE WOULD LOCATE NEW OWNERS.)

10-27-06
NOTE: LEFT MESSAGE 10-27-2006 - VOICE MESSAGE 2. A LITTLE BUSY DURING THIS TIME!

CERTIFICATE OF MAILING

I certify that on February 23, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

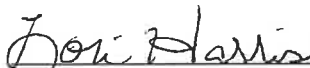
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Farm Credit Services
c/o Harlan Lund
PO Box 80530
Billings MT 59108-0530

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

February 23, 2007

FARM CREDIT SERVICES
C/O HARLAN LUND
PO BOX 80530
BILLINGS MT 59108-0530

Re: Water Right Nos. 63-161CD, 63-199A

Dear Sir or Madam:

Enclosed are copies of the above referenced water rights, which reflect your new address. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region Office

LH:l
Enclosures



Northwest
FARM CREDIT SERVICES

3113 South Highway 97, Suite 100
PO Box 607, Redmond, OR 97756
Voice: 541.504.3500 Toll Free: 800.954.2126 Fax: 541.504.3505

February 9, 2007

RECEIVED

FEB 12 2007

Idaho Department of Water Resources
Attn: Sally
P.O. Box 83720
Boise, ID 83720-0098

~~Idaho Department of Water Resources~~

RECEIVED

FEB 13 2007

WATER RESOURCES
WESTERN REGION

Dear Sally,

Per our phone conversation, could you please correct the address for the adjudication mailings we receive.

Currently being mailed to: Farm Credit Corp.
c/o Ron Moffitt
P.O. Box TAF-C5
Spokane, WA 99220-4005

Correct Address: Farm Credit Services
Attn: Harlan Lund
P.O. Box 80530
Billings, MT 59108-0530

If you have any questions, please give me a call at 800-954-2126.

Thank-you,

Ron Moffitt
Vice President
Appraisal Services

63-124 H
63-161 CD
63-199 A
63-230 E

MEMORANDUM

June 22, 1995

TO: SRBA Claims Submitted by Settler's Irrigation District

FROM: KAY WALKER *Kay*

RE: Correspondence prior to June 22, 1995

See File A63-00230F for all correspondence concerning
Settler's claims and claims they submitted for private individuals.

MICROFILMED
OCT 02 1996

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-199A

WATER RIGHT NUMBER: 63-199A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CECIL A THOMAS N LOCUST GROVE RD MERIDIAN, ID 83642
Original Owner	NAMPA & MERIDIAN IRRIGATION DIST C/O CHARLES L HONSINGER RINGER CLARK CHARTERED PO BOX 2773 BOISE, ID 83701-2773 (208)342-4591

Priority Date: 05/01/1878

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	/ to /	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

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

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
04N	01E	31																X	X	

Conditions of Approval:Remarks:

- General TRANS. 1711.
WATER CARRIED IN SETTLERS CANAL.

Comments:

LVI.

That the defendant the NAPA & MERIDIAN IRRIGATION DISTRICT, (substituted for defendant the Boise City Irrigation & Land 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 in Lot 6, Sec. 29, T. 5 N. R. 3 E. B.M., for use upon the lands lying under its canal system, in the following amounts, from the following dates;

³⁸ 0199 3500 inches, from ~~May~~ ⁷⁻¹⁹¹¹ 1, 1873; and hereby designated as Right No. 37.

³⁸ 0200 13542 inches, from August 20, 1883; and hereby designated as Right No 10 ^{T-466} And be adjudged to pay \$1692.84 costs in addition to the costs incurred by it.

LVIII.

That the defendant JULIA WATSON be, and she is hereby awarded the use of the waters of Boise River, diverted from said river at a point in NW corner of Sec. 36, T. 5 N. R. 3 W. B.M., for use upon the SE $\frac{1}{4}$ of SW $\frac{1}{4}$, and S. $\frac{1}{2}$ of SE $\frac{1}{4}$, and lot 7 in Sec. 26, T. 5 N. R. 3 W. B.M., in the following amount from the following date;

³⁸ 0201 133 inches, from June 1, 1873; and hereby designated as Right No. 68. ^{T-1111} And be adjudged to pay \$11.73 costs in addition to the costs incurred by her.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-199A

02/23/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
199A	Claim	04N	01E	31	SW	SE		IRRIGATION	40/80	FARM CREDIT CORP
18312	Claim	04N	01E	31	SW	SE		IRRIGATION	2/2	HELENE E SNIDER
18314	Claim	04N	01E	31	SW	SE		IRRIGATION	1/2	WILLIAM F SNIDER
199A	Water Right	04N	01E	31	SW	SE		IRRIGATION		CECIL A THOMAS
18584	Water Right	04N	01E	31	SW	SE		DOMESTIC		LEONARD S JUSTICE
18604	Water Right	04N	01E	31	SW	SE		DOMESTIC		BENICIA R MORRISON
18608	Water Right	04N	01E	31	SW	SE		DOMESTIC		BENICIA R MORRISON
18685	Water Right	04N	01E	31	SW	SE		DOMESTIC		BRANTLEY J DOOLITTLE
19517	Water Right	04N	01E	31	SW	SE		DOMESTIC		WILLIAM J SCHERRER
19521	Water Right	04N	01E	31	SW	SE		DOMESTIC		JOHN C GROSS
21704	Water Right	04N	01E	31	SW	SE		DOMESTIC		CAROL KAY EVANS
29432	Water Right	04N	01E	31	SW	SE		DOMESTIC		DAVID H JILLSON
199A	Claim	04N	01E	31	SE	SE		IRRIGATION	40/80	FARM CREDIT CORP
199A	Water Right	04N	01E	31	SE	SE		IRRIGATION		CECIL A THOMAS
19206	Water Right	04N	01E	31	SE	SE		STOCKWATER		MARTHA GIBBONS
19481	Water Right	04N	01E	31	SE	SE		STOCKWATER		C LEON JOHNSON
19206	Water Right	04N	01E	31	SE	SE		DOMESTIC		MARTHA GIBBONS
19481	Water Right	04N	01E	31	SE	SE		DOMESTIC		C LEON JOHNSON

Receipt Details for ID C011305

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
9/8/1989 10:08:08 AM	9/8/1989	State	\$12,715.00	Check
Payer		SETTLERS' IRRIGATION DIST		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
8265			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$12,715.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	230	F	\$10,675.00	Claim
63	161	G	\$50.00	Claim
63	161	N	\$50.00	Claim
63	22227		\$50.00	Claim
63	22226		\$70.00	Claim
63	22225		\$50.00	Claim
63	161	BG	\$50.00	Claim
63	161	V	\$100.00	Claim
63	161	AX	\$50.00	Claim

63	161	AV	\$50.00	Claim
63	161	Z	\$50.00	Claim
63	161	AJ	\$50.00	Claim
63	161	AL	\$70.00	Claim
63	161	AN	\$50.00	Claim
63	161	BA	\$50.00	Claim
63	161	A	\$50.00	Claim
63	161	T	\$50.00	Claim
63	231		\$50.00	Claim
63	230	C	\$50.00	Claim
63	124	F	\$50.00	Claim
63	124	H	\$50.00	Claim
63	214	A	\$50.00	Claim
63	199	A	\$130.00	Claim
63	124	K	\$50.00	Claim
63	198	A	\$64.00	Claim
63	257		\$90.00	Claim
63	161	AC	\$50.00	Claim
63	230	B	\$50.00	Claim
63	120	H	\$130.00	Claim
63	198	Y	\$70.00	Claim
63	170	A	\$50.00	Claim
63	169	A	\$50.00	Claim
63	161	J	\$50.00	Claim
63	161	Q	\$50.00	Claim
63	161	BW	\$50.00	Claim

[Print Report](#)

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: A63-00199A
Date Received: 9/ 8/1989
Receipt No: C011305
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FARM CREDIT CORP.
Address: P.O. BOX FAT-C5
SPOKANE WA

99220-4005

2. Date of Priority: MAY 1, 1878

3. Source: BOISE RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02E	9		NW	NW		ADA

5. Description of diverting works:
CONCRETE DAM AND EARTHEN LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		

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

8. Total consumptive use is 280.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	31	SW	SE		IRR	40.0
			SE	SE		IRR	40.0

MICROFILMED

OCT 02 1996

corrected p/d per original claim below - 12/1/92

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
					Total Acres	80.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-230, 63-231, 63-5262, 63-3618, 63-3614

14. Remarks:

TRANS. 1711.

WATER CARRIED IN SETTLERS CANAL.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.
Decree Plaintiff

RIVERSIDE IRR. DIST.
vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
OCT 02 1996

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-00199A
Date Received: 2/21/1990
Receipt No: 1011305
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FARM CREDIT CORP.
Address: P.O. BOX FAT-C5
SPOKANE, WA

99220-4005

2. Date of Priority: MAY 01, 1878

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02E	9	SW	NE			ADA

5. Description of diverting works:
CONCRETE DAM AND EARTHEN LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		

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

8. Total consumptive use is 280.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	31	SW	SE		IRR	40.0
			SE	SE		IRR	40.0

A63-00199A

Page 1

Date: 05/09/90

MICROFILMED

AUG 17 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
					Total Acres	80.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-230, 63-231, 63-5262, 63-3618, 63-3614

14. Remarks:

TRANS. 1711.

WATER CARRIED IN SETTLERS CANAL.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

FARMERS CO-OP DITCH CO.

Decree Plaintiff

vs

RIVERSIDE IRR. DIST.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of) SS.
)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

Date Received

Receipt Number

9-08-89

C011305

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Farm Credit Corp. Phone () _____
Mailing Address Post Office Box FAT-C5, Spokane, WA Zip 99220-4005

2. Date of Priority (Only one (1) per claim) May 1, 1878

3. Source of water supply (a) Boise River
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 3N Range 2E Section 9,
1/4 of NW 1/4 of NW 1/4, Govt. Lot, B.M., County of Ada

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Reinforced concrete diversion dam in
river to earthen canal, to earthen lateral ditch system

MICROFILMED

AUG 17 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount .4 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .4 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 280 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	1E	31															40	40	80

Total number of acres irrigated 80

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

12. Do you own the property listed above as place of use? Yes _____ No x
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Water Right Nos. 63-0230, 63-0231, 63-05262, 63-03618, 63-03614 or None ()

14. Remarks: A power of attorney (Exhibit A) provides written authorization for the Chairman of Settlers Irrigation District to file this claim. This water right is evidenced by transfer no. 1711 and supporting documents (Exhibit C).

Last Name Farm Credit Corp. Ident No. _____

MICROFILMED
Copies: White -State, Yellow-Claimant
AUG 17 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree x
If applicable provide IDWR Water Right Number 63-0199
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not x
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 3

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

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

Signature of Authorized Agent Don Smith
Title and Organization Chairman / President Date 9/5/89

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

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

SEAL

Notary Public Zee Ann M. Bickel

Residing at Bozeman, MT

My Commission Expires 8-1-93

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Farm Credit Corp. Ident. Number _____

Copies White-State, Yellow-Claimant **MICROFILMED**

AUG 17 1992

#720
#349

LIMITED POWER OF ATTORNEY

I/We do hereby authorize and appoint Settlers Irrigation District and its duly elected and authorized officers and their agents to take all actions necessary or appropriate to prepare or cause to be prepared Notice of Water Right Claims and to execute and file the same on our behalf with the Idaho Department of Water Resources.

This authorization is limited to those Notice of Water Right Claims which describe and refer to water rights which allow the diversion and delivery of surface water from the Boise River through the Settlers Irrigation District water diversion and delivery system.

8-22-89
Date

Ron Moffitt
Signature

Ron Moffitt
(Please print full name)
Title: Assistant Vice President
For: Farm Credit Bank of Spokane

Date

Signature

(Please print full name)

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AUG 17 1992

EXHIBIT A

IRRIGATION WATER SOURCES

Data based on 1975 agricultural season



Private groundwater diversions



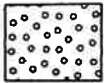
Combined small district and private Boise River diversions



Boise - Kuna Irrigation District (Boise River diversion)



Eagle Island Water Users (Boise River diversion)



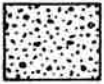
Farmers Union Ditch Co. (Boise River diversion)



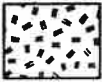
Little Pioneer Ditch Co. (Boise River diversion)



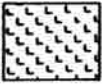
Nampa-Meridian Irrigation District (Boise River diversion)



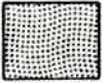
New York Irrigation District (Boise River diversion)



Pioneer Irrigation District (Boise River diversion)



Settlers Irrigation District (Boise River diversion)



Private Boise River tributary diversions



District surface water and supplemental private groundwater diversion

MICROFILMED

AUG 17 1982

EXHIBIT

B

Blumberg No. 5119

Transfer No. 1711

APPLICATION FOR TRANSFER OF WATER RIGHT To Change the Point of Diversion and or the Place of Use

Post-office address _____
1. Vincent Grove Road, Meridian, Idaho 83642

2. Comtee to Vandal Verdian Irrigation District Case of Farmers Cooperative Ditch Co.

Our County of Ada & Canyon

Source of name Dolse River tributary to Saske River
(Name of stream or launch)

5 Amount of water 0.4 c.f.s. or 1/4

6 Water is used for irrigation from April 15 to October 15
(Month, Day) (Month, Day)

Township 3 N, Range 3 E, B.M. in _____ County: _____

Additional points of diversion, if any _____

[illegible]

Total number of acres presently irrigated 80
(with both Bettlers Canal and
Ridenbaugh Canal water)

2 applicant was not the original holder of this right explain how it was acquired.

8

b. Name point of direction SW W NE N Section 9 Township 3 N

Boys 2 F M (Settlers Irr. Dist. Canal)

Settlers in Dist. Canal along with 55 inches which I also use on the same

Yes	No
1	1

[illegible]

c. Describe the reasons for applying to a company.

of Settlers water and this 20 inches together.

Yot

.....

Indicate on the above plot:

Indicate on the above p

1000

[illegible]

b. Do you intend to make the transfer permanent?

c. Are you completely abandoning the land previously irrigated by this right? If not explain your plans.

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right.

e. Indicate on the above plan the new land to be irrigated and the point of diversion. I hereby assert that no one will be injured by such transfer and that this change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Subscribed and sworn to before me this 17th day of June, 1974.

[Signature]
Notary Public

My commission expires:

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 63-0199 (Part).

and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:

A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons:

Witness my hand this 3 day of July, 1976.

[Signature]
R. KEITH HIGGINSON, Director
Irrigation Department of Water Resources

FOR DEPARTMENT USE ONLY

Received by <u>W.H.</u>	Date <u>5/27/75</u>	Protest filed by:	Date
Protest check by <u>W.H.</u>	Date <u>5-21-75</u>		
Fee received by <u>Cash</u>	Date <u>5-21-75</u>		
Approved for publication by			
Published in <u>Shoshone</u>	Date		
Hearing held			
Watermaster Recommendation sent			

WATER DELIVERY AGREEMENT

THIS AGREEMENT, Made and entered into this 6th day of ^{May} ~~March~~, 1975, by and between CECIL A. THOMAS and MARGIE L. THOMAS, husband and wife, parties of the first part, hereinafter referred to as "Thomas", NAMPA & MERIDIAN IRRIGATION DISTRICT, an irrigation district organized and existing under, and by virtue of, the laws of the State of Idaho, party of the second part, hereinafter referred to as "Nampa & Meridian", and SETTLER'S IRRIGATION DISTRICT, an irrigation district organized and existing under, and by virtue of, the laws of the State of Idaho, party of the third part, hereinafter referred to as "Settler's",

WITNESSETH:

WHEREAS, Thomas owns the NW¹/₄SE¹/₄ of Section 31, Township 3 North, Range 1 East, B.M., in Ada County, Idaho, to which there is appurtenant a water right for 20 miners inches of the waters of Boise River; and,

WHEREAS, for many years water has been delivered to Thomas and his predecessors in interest through the irrigation system of Nampa & Meridian, under said water right of Thomas, for the irrigation of the lands hereinbefore described, such deliveries having

been made on the basis of what is commonly referred to by Nampa & Meridian as a "rental right"; and,

WHEREAS, irrigation of said lands can be accomplished more effectively by delivery of water through the irrigation system of Settler's instead of through the irrigation system of Nampa & Meridian,

NOW, THEREFORE, in consideration of the premises and of the mutual covenants hereinafter set forth, the parties agree as follows:

Settler's agrees that, beginning with the 1975 irrigation season and in each irrigation season thereafter, it shall deliver to Thomas through its irrigation system ^{the} 20 miners inches of the ^{along} ^{and} ^{car} waters of Boise River ~~under the same water right under~~ which Thomas now receives ~~water~~ through the Nampa & Meridian irrigation system. Delivery of such water shall be made to Thomas at the head gate of PAULINE ALLEN Lateral.

Nampa & Meridian and Settler's hereby consent to a change in the point of diversion for said water right of Thoma such change to be accomplished by adding the main diversion works of the Settler's Canal as a supplemental point of diversion under the water right of Thomas.

Thomas hereby releases Nampa & Meridian from all obligation to deliver water to Thomas under his said water right and Nampa & Meridian hereby releases Thomas from all obligation to pay tolls, charges and assessments of Nampa & Meridian for the year 1975 and all subsequent years with respect to the lands hereinbefore described.

Thomas agrees to pay Settler's, for the year 1975 and for all subsequent years, his proportionate share of the cost and expense of operating, maintaining and repairing the irrigation system of Settler's, the same as if said described lands of Thomas were within Settler's irrigation district. Any toll, charge or assessment levied against said lands of Thomas by Settler's shall be paid due upon receipt of a statement from Settler's and shall be paid within thirty (30) days after receipt of the applicable statement. Thomas acknowledges and agrees that Settler's shall have such lien rights as are provided by the laws of the State of Idaho to secure payment of any such toll, charge or assessment.

The covenants, conditions and agreements herein contained shall constitute covenants to run with, and running with, the lands of Thomas hereinbefore described and with the irrigation system of Settler's, and shall be binding on each of the parties hereto and

on all parties and all persons claiming under them or any of them, and the benefits hereof shall inure to each of the parties hereto and their respective successors, assigns, heirs or personal representatives.

IN WITNESS WHEREOF, Thomas has hereunto subscribed his name and each Settler's and Nampa & Meridian has hereunto caused its corporate name to be subscribed by its officers first thereunto duly authorized by resolution of its respective board of directors, all as of the day and year herein first above written.

Cecil A. Thomas
Cecil A. Thomas

Margie L. Thomas
Margie L. Thomas

NAMPA & MERIDIAN IRRIGATION DISTRICT

By John D. Bell
Its President

ATTEST:

Edith L. Bell
Its Secretary

STATE OF IDAHO)
) ss.
COUNTY OF CANYON)

On this 14th day of March, 1975, before me, the undersigned, a Notary Public in and for said State, personally appeared JOHN J. GALE and JOSEPH C. VOIGHT, known to me to be the President and Secretary, respectively, of NAMPA & MERIDIAN IRRIGATION DISTRICT, the irrigation district that executed the foregoing instrument, and acknowledged to me that such irrigation district executed the same.

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

Leatha Robinson
Notary Public for the State of Idaho
Residing at Nampa, Idaho

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

On this 26th day of March, 1975, before me, the undersigned, a Notary Public in and for said State, personally appeared DONALD SMITCHER and WALTER JOY, known to me to be the President and Secretary, respectively, of SETTLER'S IRRIGATION DISTRICT, the irrigation district that executed the foregoing instrument, and acknowledged to me that such irrigation district executed the same.

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

Robert M. Shaw
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho

SETTLER'S IRRIGATION DISTRICT

By Leon S. Smith
Its President

ATTEST:

Marilyn A. By
Its Secretary

STATE OF IDAHO)
CANYON) ss.
COUNTY OF ADA)

On this 11 day of March, 1975, before me, the undersigned, a Notary Public in and for said State, personally appeared CECIL A. THOMAS and MARGIE L. THOMAS, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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

Notary Public for the State of Idaho
Residing at 710 S. 1st St., Idaho

R 646

1975

Resources

22 May 1975

Cecil A Thomas
Route #1
North Locust Grove
Meridian, Idaho 83642

Dear Mr Thomas:

I enclose two copies of the completed contract transferring water rights from the rental rolls of this District to Settlers Irrigation District.

The Board of Directors has ordered cancellation of the 1975 levy. The account, by method of the contract, will be removed from our record.

I am mailing the application form by which you earlier attempted to transfer the water right and your personal check, made at date of 19 June 1974, payable to the Department of Water Administration for a fee of \$30.00, to the Department of Water Resources.

To facilitate the transfer, the Idaho Department of Water Resources and the Watermaster for Idaho Water District #63 are being furnished a copy of the Water Delivery Agreement and Settlers' copy is being forwarded to that office. The original copy remains here and will be placed of record.

It is very pleasant to have this transfer finally cleared through this office.

Yours truly,

Joseph C Voight
Secretary of the District

cc: Each Director
W Dennis Heaps, Water Superintendent
Melvin Roberts, Meridian (File 806.0)
Ken Felt, Idaho Department of Water Resources
Executive Irrigation District

COPY

Water Right Number - 63-00199A Adj. Flag Translation: Standard Water Right Number Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +
*** C - CURRENT OWNER ***
THOMAS CECIL A.

1 - N. LOCUST GROVE RD.
2 -
3 -
City- MERIDIAN State- ID Zip- 83642
Phone - 208-000-0000

*** O - ORIGINAL OWNER ***
NAMPA MERIDIAN IRRIGATION DISTRICT
1 -
2 -
3 -
City- Phone - 208-000-0000 State- ID Zip-
City- Phone - 208-000-0000 State- ID Zip-

+ - - Priority Date - - + + - - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1878 D - DECREED
+ - - - - Source - - - - + + - - - Tributary - - - - - +
BOISE RIVER SNAKE RIVER

+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County
03N 02E 9 SW NE (1) ADA

+ - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 0.400

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.400

+ - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
04N 01E 31 SW SE 01 IRRIGATION (1) ADA
SE SE (1) ADA

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - - - - - - - Remarks - - - - - +
TRANS. 1711.
WATER CARRIED IN SETTLERS CANAL.

Adj. flag translation: Standard Water Right Number

| | | | | | | | |
|---------|---|---------|---------|--|---------|-----|-----------------------------|
| + - - - | - Decree Plaintiff
FARMERS CO-OP DITCH CO. | - - - + | + - - - | - Decree Defendant
RIVERSIDE IRR. DIST. | - - - + | + - | - Decree Date
01/18/1906 |
|---------|---|---------|---------|--|---------|-----|-----------------------------|

[illegible]

| | | | | | | | |
|------------------|---|------------|-----------------|---|------------|------------------|---|
| Proof Due Date | - | 00/00/0000 | Field Exam Made | - | 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - | 00/00/0000 | Protected Date | - | 00/00/0000 | Swan Falls | - |
| Proof Made Date | - | 00/00/0000 | Hearing Date | - | 00/00/0000 | Temporary Right | - |
| Start Work Date | - | 00/00/0000 | Verified Date | - | 06/18/1985 | DLE/Carey Act | - |
| Order Show Cause | - | 00/00/0000 | Receipt Number | - | | Water District | - |
| Licensed Date | - | 00/00/0000 | Appl Received | - | 00/00/0000 | Transfer/Amended | - |
| Decree Date | - | 01/18/1906 | | | | | |

MICROFILMED
AUG 17 1992

3/26/1990

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Farm Credit Corp.

CLAIM IDENT. NO.

AG3-199A

DATE RECEIVED

9/8/89

CK #

CO11305

AMOUNT \$

130⁰⁰

Required

YES NO Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ Info? *
2. Is a priority date entered? ☒ YES ☐ NO ☐ Info? *
- Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO ☐ Info? *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO ☐ Info? *
3. (a) Is a source entered? ☒ YES ☐ NO ☐ Info? *
- (b) Is a tributary to entered? (if required) N/A ☒ YES ☐ NO ☐ Info? *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ Info? *
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ Info? *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO ☐ Info? *
- Is the period of use included? ☒ YES ☐ NO ☐ Info? *
- Is a quantity claimed for each use? ☒ YES ☐ NO ☐ Info? *
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ Info? *
8. If required is a consumptive use entered? N/A ☒ YES ☐ NO ☐ Info? *
- Is the consumptive use correct? N/A ☒ YES ☐ NO ☐ Info? *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A ☒ YES ☐ NO ☐ Info? *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ Info? *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ Info? *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ Info? *
13. Are other water rights listed or "none" indicated? (see Item No. 17 for checking other water rights) ☒ YES ☐ NO ☐ Info? *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A ☒ YES ☐ NO ☐ Info? *
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ Info? *
16. If the basis of claim is shown as license, permit or decree is the existing water right number listed? (If yes, compare claim with the existing water right and either attach a proof report or state in comments that existing right was compared to claim) N/A ☒ YES ☐ NO ☐ Info? *
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. on the claim? (If yes, describe these rights in "Comments") NOTE: If the claim is for domestic/stockwater this check is not as necessary unless it is indicated there is an existing right N/A ☒ YES ☐ NO ☐ Info? *
18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A ☒ YES ☐ NO ☐ Info? *
19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ Info? *
20. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ Info? *
21. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ Info? *
22. Is the fee enclosed correct? Exempt ☒ YES ☐ NO ☐ Info? *

MICROFILMED

AUG 17 1992

YES NO

23. Should this claim be receipted and data entered?

Claim checked by: B. Schul

Date: 5/9/90

Claim must be returned to claimant:

(Yes) (No)

Claimant must be notified of modifications:

(Yes) (No)

Receipt Prepared by: Shuff

Date: 9/8/89

Claim data entered by: Schul

Date: 5/9/90

Checked by: _____ Date: _____

Sent to claimant by: _____

Date: _____

Comments: _____

MICROFILMED

AUG 17 1992

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and or the Place of Use

1. Return to Woods Irrigation District Case of Farmers Cooperative Ditch Co.
 Riverside Name: Biverson Ditch Dated 1-18-1906 in 7th Judicial District
 (Name of Court)
 Court County of Ada & Canyon

License No. _____ issued by the State of Idaho Department of Reclamation

3. Source of water: doles River tributary to Sonke River
(Name of stream or source)

Date of Birth May 1, 1928

5 Amount of water = 0.4 c.l.s. and/or

_____ acre feet/annum

6. Water is used for irrigation from April 15 to October 15
(Month, Day) (Month, Day)

7 Original location of point of diversion is N1 $\frac{1}{4}$ of SV $\frac{1}{4}$ of Section 29,
(Ridenbaugh Canal)
Township 3 S Range 3 E B.M. in _____ County;

Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

[illegible]

Total number of acres presently irrigated 50
(with both Settlers Canal and
Ridenbaugh Canal water)

EXHIBIT C

Figure 1. The effect of the concentration of the polymer solution on the surface free energy of the polymer film. The concentration of the polymer solution was 0.1, 0.2, 0.3, 0.4, 0.5, 0.6, 0.7, 0.8, 0.9, and 1.0 g/dL. The surface free energy of the polymer film was measured by the contact angle method. The surface free energy of the polymer film was measured by the contact angle method. The surface free energy of the polymer film was measured by the contact angle method.

* Quantity to be diverted at new point 0.6 c/s and/or acre foot

- h. Indicate on the above plot the new point of diversion and lands to be irrigated:

a. Describe the new lands on which you wish to use your right.

- _____

[illegible]

b. Do you intend to make the transfer permanent?

c. Are you completely abandoning the lands previously irrigated by this right? If not explain your plans.

d. Describe any other water right that you claim for the new ground upon which you wish to transfer the right.

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

f. I hereby assume that no one will be injured by such transfer and that this change will be made at my own risk.

g. The information contained in this application is true to the best of my knowledge.

Subscribed and sworn to before me this 11th day of June, 1974.

(Notary Public)

My commission expires

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 63-0199 (Part).

and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons:

Witness my hand this 3 day of July, 1978.

R. KEITH HUGGINS, Director
State Department of Water Resources

FOR DEPARTMENT USE ONLY

| | | | | |
|---------------------------------|------|---------|------------------|------|
| Received by | Date | 5/27/75 | Protest filed by | Date |
| Prelim. check by | Date | 5/21/75 | | |
| Fee received by | Date | 5/21/75 | | |
| Approved for publication by | | | | |
| Published in | Date | | | |
| Hearing held | | | | |
| Watermaster Recommendation sent | | | | |

WATER DELIVERY AGREEMENT

THIS AGREEMENT, Made and entered into this 6th day of ^{May} ~~March~~, 1975, by and between CECIL A. THOMAS and MARGIE L. THOMAS, husband and wife, parties of the first part, hereinafter referred to as "Thomas", NAMPA & MERIDIAN IRRIGATION DISTRICT, an irrigation district organized and existing under, and by virtue of, the laws of the State of Idaho, party of the second part, hereinafter referred to as "Nampa & Meridian", and SETTLER'S IRRIGATION DISTRICT, an irrigation district organized and existing under, and by virtue of, the laws of the State of Idaho, party of the third part, hereinafter referred to as "Settler's",

W I T N E S S E T H:

WHEREAS, Thomas owns the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, Township 3 North, Range 1 East, B.M., in Ada County, Idaho, to which there is appurtenant a water right for 20 miners inches of the waters of Boise River; and,

WHEREAS, for many years water has been delivered to Thomas and his predecessors in interest through the irrigation system of Nampa & Meridian, under said water right of Thomas, for the irrigation of the lands hereinbefore described, such deliveries having

been made on the basis of what is commonly referred to by Nampa & Meridian as a "rental right"; and,

WHEREAS, irrigation of said lands can be accomplished more effectively by delivery of water through the irrigation system of Settler's instead of through the irrigation system of Nampa & Meridian,

NOW, THEREFORE, in consideration of the premises and of the mutual covenants hereinafter set forth, the parties agree as follows:

Settler's agrees that, beginning with the 1975 irrigation season and in each irrigation season thereafter, it shall deliver to Thomas through its irrigation system ^{the} 20 miners inches of the ^{(always} ~~the~~ ^{used} ~~water right~~ ^{can} waters of Boise River, ~~under the same water right under~~ which Thomas now receives ~~water~~ through the Nampa & Meridian irrigation system. Delivery of such water shall be made to Thomas at the head gate of PARKIN'S ALIQUOT Lateral.

Nampa & Meridian and Settler's hereby consent to a change in the point of diversion for said water right of Thomas such change to be accomplished by adding the main diversion works of the Settler's Canal as a supplemental point of diversion under the water right of Thomas.

Thomas hereby releases Nampa & Meridian from all obligation to deliver water to Thomas under his said water right and Nampa & Meridian hereby releases Thomas from all obligation to pay tolls, charges and assessments of Nampa & Meridian for the year 1975 and all subsequent years with respect to the lands hereinbefore described.

Thomas agrees to pay Settler's, for the year 1975 and for all subsequent years, his proportionate share of the cost and expense of operating, maintaining and repairing the irrigation system of Settler's, the same as if said described lands of Thomas were within Settler's irrigation district. Any toll, charge or assessment levied against said lands of Thomas by Settler's shall be due upon receipt of a statement from Settler's and shall be paid within thirty (30) days after receipt of the applicable statement. Thomas acknowledges and agrees that Settler's shall have such lien rights as are provided by the laws of the State of Idaho to secure payment of any such toll, charge or assessment.

The covenants, conditions and agreements herein contained shall constitute covenants to run with, and running with, the lands of Thomas hereinbefore described and with the irrigation system of Settler's, and shall be binding on each of the parties hereto and

on all parties and all persons claiming under them or any of them,
and the benefits hereof shall inure to each of the parties hereto
and their respective successors, assigns, heirs or personal repre-
sentatives.

IN WITNESS WHEREOF, Thomas has hereunto subscribed his name
and each Settler's and Nampa & Meridian has hereunto caused its
corporate name to be subscribed by its officers first thereunto
duly authorized by resolution of its respective board of directors,
all as of the day and year herein first above written.

Cecil A. Thomas
Cecil A. Thomas

Margie L. Thomas
Margie L. Thomas

NAMPA & MERIDIAN IRRIGATION DISTRICT

By John D. Sule
Its President

ATTEST:

Joseph E. P. C.
Its Secretary

SETTLER'S IRRIGATION DISTRICT

By Leon Smith
Its President

ATTEST:

M. H. Smith
Its Secretary

STATE OF IDAHO)
CANYON) ss.
COUNTY OF ADA)

On this 11 day of March, 1975, before me, the undersigned, a Notary Public in and for said State, personally appeared CECIL A. THOMAS and MARGIE L. THOMAS, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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

Notary Public for the State of Idaho
Residing at 711, Idaho

STATE OF IDAHO)
) ss.
COUNTY OF CANYON)

On this 14th day of ^{May} ~~March~~, 1975, before me, the undersigned, a Notary Public in and for said State, personally appeared JOHN J. GALE and JOSEPH C. VOIGHT, known to me to be the President and Secretary, respectively, of NAMPA & MERIDIAN IRRIGATION DISTRICT, the irrigation district that executed the foregoing instrument, and acknowledged to me that such irrigation district executed the same.

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

Leather Richardson
Notary Public for the State of Idaho
Residing at Nampa, Idaho

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

On this 7th day of ^{April} ~~March~~, 1975, before me, the undersigned, a Notary Public in and for said State, personally appeared DONALD SMITCHGER and WALTER JOY, known to me to be the President and Secretary, respectively, of SETTLER'S IRRIGATION DISTRICT, the irrigation district that executed the foregoing instrument, and acknowledged to me that such irrigation district executed the same.

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

Quinn M. Leach
Notary Public for the State of Idaho
Residing at Meridian, Idaho

8 546

1975

Water Resources

22 May 1975

Cecil A Thomas
Route #1
North Locust Grove
Meridian, Idaho 83642

Dear Mr Thomas:

I enclose two copies of the completed contract transferring water rights from the rental rolls of this District to Settlers Irrigation District.

The Board of Directors has ordered cancellation of the 1975 levy. The account, by method of the contract, will be removed from our record.

I am mailing the application form by which you earlier attempted to transfer the water right and your personal check, made at date of 19 June 1974, payable to the Department of Water Administration for a fee of \$30.00, to the Department of Water Resources.

To facilitate the transfer, the Idaho Department of Water Resources and the Watermaster for Idaho Water District #63 are being furnished a copy of the Water Delivery Agreement and Settlers' copy is being forwarded to that office. The original copy remains here and will be placed of record.

It is very pleasant to have this transfer finally cleared through this office.

Yours truly,

Joseph C Veight
Secretary of the District

cc: Each Director
H Dennis Hanes, Water Superintendent
Melvin Hanes, Meridian (with \$30.00)
Don Veit, Idaho Department of Water Resources
Settlers Irrigation District

C
O
P
Y