

STATUS CONFERENCE NOTES:

RIGHT NO. PIONEER ID RTS.

DATE: 6-8-10

63-2529 & 5219 - Motion will be filed
to add comb. use condition on 5219.
by D. Starnish.

63-32584 - No objections OK & go.
63-2114 - SF5 filed.

63-5255 - XMIN will be put on this one.
Also will have pre-1987 info & Jan
by next week. 10:30 on 8/10/10.

x10
SF5

63-32513 - Will withdraw claim. Did
withdraw to objection. SMRR will be done.
63-2891 - SF5 filed.

63-21706 - SF5 done

Only 9109

all 9/8 status conf.

Subject: Pioneer ID Updates – 2-22-10

This is a fast update (on the info I have) for Pioneer's remaining rights. I am putting them in order of court timing for tomorrow:

63-21706 – Pioneer ok with .1 cfs. We are ok with Ada rather than Canyon & zip code of course. SOU objection was the hold up – Andy wanted the SOU remark removed because this is a 1961 priority dated right which is junior to all the reservoirs anyway and he thought it was useless. Was to talk with BPBC & BOR about it and if they agree to remove SOU remark per Andy's idea, then ready for SF5. Otherwise, not ready for SF5 now.

Andy has not got back to me on this and I do not know if he has spoken to BPBC or BOR. SM Booth mentioned using 63-230M language if season of use is left on. I have in my notes that the only changes to the season of use language would be in the 1st sentence as follows "Diversion under this right prior to April 1 and after October 31 shall occur..." nothing else changed in the remark and it looks like it leaves out the [for irrigation] portion of that first sentence. Pioneer may have spoken to BPBC and BOR at this point and is ready to drop their objection or remove the season of use remark. We can talk about this later.

SOU OK READY FOR SF5

63-21713 – Claim was for 15 cfs and we recommended 11.2 cfs from ERO measurement (fall). We allowed them to do a summer measurement and they came back with 17.9 cfs. Pioneer only claimed 15 cfs, so at the time I spoke with Andy that was ok to recommend 15 cfs. I did not find out until today when I looked in the file that Wilder withdrew it's objection, so basically as long as Andy is still ok with the 15 cfs we can do an SF5 on this one.

SF5 prepared – Nick signed off on 9/21/09 and I signed off on 9/23/09. I hand delivered the SF5 to Dylan Lawrence for Andy on 9-24-09 at a meeting. I think Andy did say it got to him a while later.

SF5 OK Andy we look for on

63-2891 & 63-32513 – Rec. as applied, permitted and licensed. Objection wanted 13 cfs. ERO measured 10.6 cfs. PID ok with the 10 cfs on 63-2891. Want us to delete the wastewater condition even though not objected to. NOTE: 63-32513 filed for the same pod, Dave disallowed because Scott wrote letter that stated the bigger pump was installed in 1983. They can file a new application for permit for any extra water (.6 cfs). Andy was going to get back to me on whether they wanted to continue the .6 cfs portion of the objection. Will also need NMID settlement language as used in 63-2275. Not ready for SF5s.

Just need to know what Pioneer (Andy) has decided to do on this one.

63-5255 – Objected to quantity. Still no measurement submitted – Andy feels there was a measurement done and he is still tracking it down. Wants to add another pod now and I told him to get me some evidence it was in there before 1987. Needs NMID Settlement language also. Not ready for SF5.

Awaiting measurement and pre-1987 info. NOT READY FOR SF5

63-2114 – Claimed and licensed for 8.64 cfs – recommended that way. Objection wants 20 cfs. ERO measured 10.2 cfs. Pioneer is now ok with 8.64 cfs, however, they want the remaining 1.56 cfs to be recommended on their Claim No. **63-32584**. This was a claim that came in between 12-6 and 12-14 the year I filed the report on 12-12. So, it did not get recommended in the report and needs to have an ADR filed in the fall report. Both of these need the NMID settlement language on them. I have evidence of a larger diversion flow from the back file on 63-2114 and the measurement so should be able to recommend claim. Probably won't want SF5 signed until claim gets decreed. Andy will need to speak to that, so no SF5 done on 63-2114 yet.

1.6 cfs

no objection filed OK

Needs SF5 for NMID lang. Copy emails Nick OK on SF5

SF5

An ADR was filed for 63-32584, objection period passed on 2-01-10 with no objections. Can do an SF5 on 63-2114 adding the NMID settlement language and changing the zip code. Question is does Andy want to wait until 63-32584 is decreed or do the SF5 on 63-2114 now since the objection period has passed.

63-2529 - This is the one we have submitted the SF5's to Dylan Lawrence in a draft form showing Indian Creek as 63-2529B for the 10 cfs, 63-2529A for 87 cfs with the condition that when they are combined they cannot exceed 87 cfs, which was the total of the license to begin with. We will then recommend 63-2529 as disallowed and recommended as 63-2529A & 2529B. I did limit this Indian Creek right together with their other Indian Creek right, 63-5219 to a total of 18.4 cfs when both are in use. This is based on the measurement submitted for Pioneer by ERO. This was involved in the AF case, so AF will stay on groundwater portion 63-2529A.

63-9109 - AF objection settled. Will leave af amount on. Can change zip code. This leaves the Season of Use objection. It appears they may want to keep that remark since it gives them an earlier beginning season of use. It is our typical shoulder remark for those licensed rights where the season of use was different than our standards now. If the season of use licensed was smaller than the standard. We added the shoulder remark. Other than that, I think this one is ready for an SF5. Just need to hear what Andy has to say.

63-166A, B, 167A, B, 179A, C - Things have become complicated. I believe there will be a request to vacate the scheduling conference and put on hold for some time. Many factors to consider and the attorneys are working at agreements on each side.

Please let me know tomorrow morning if there is something I missed or that is entirely wrong. I have been gone due to Bob's surgery and hurried through this memo. Glad to change it.

Jan

→ also 63-32580 late claim objected

Jon Gould hasn't heard anything except
to ask FRANKLIN Ditch Co & Mason Cr.
ditch Co. to add Pioneer Surg. Dist.
lands
Paul Amington - Representing Mason Creek now.
Trial sched. for Dec. 14, 15 & 16th
Status conf. set for June 8th at 11:30.

No objections filed

03/05/2010

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

RIGHT NUMBER: 63-32584

NAME AND ADDRESS: PIONEER IRRIGATION DISTRICT
PO BOX 426
CALDWELL ID 83606

SOURCE: INDIAN CREEK

TRIBUTARY: BOISE RIVER

QUANTITY: 1.560 CFS

PRIORITY DATE: 10/15/1910

POINT OF DIVERSION:

T04N R03W S36 NESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	1.560 CFS

PLACE OF USE:

34204.61 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

This water right shall not alter or abrogate any provision of contract executed by the United States or State law regarding Pioneer Irrigation District's or Nampa & Meridian Irrigation District's rights and responsibilities to use and make available water developed in drains within their boundaries.

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 - Beneficial Use

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Shurte, Jan

From: Shurte, Jan
Sent: Wednesday, February 24, 2010 11:18 AM
To: 'Bryce Farris'
Cc: Spencer, Nick; Williams, Ray
Subject: NMID Rights

Hi Bryce,

I am working on putting that remark on 63-32584. Nick and I decided we would try it with an SF5 and I have sent an email to Andy to see if he had a problem with adding it.

I had another question. It looks like 63-198AJ got lost in the shuffle somewhere. As far as I can tell it was set for status conference last October and not for the one yesterday. Lindsey Lateral withdrew their response and all that is left is your objection to the pou which we have squared away here.

Is there any reason we cannot include it with the others for SF5s?

Thanks,
Jan

Shurte, Jan

From: Shurte, Jan
Sent: Wednesday, February 24, 2010 9:37 AM
To: Spencer, Nick
Subject: RE: Pioneer ID Rights Status Conferences

I'm fine with it – at least it's worth a try. The idea of doing an SF5 on it will alert the Court to add that remark and since it is an uncontested overlap and Ted has let us change those – there you go. Thanks Nick, Jan

From: Spencer, Nick
Sent: Wednesday, February 24, 2010 9:33 AM
To: Shurte, Jan
Cc: Williams, Ray
Subject: RE: Pioneer ID Rights Status Conferences

Here is what I would do. First, I would contact Diana Delaney at the court just to remind her that 63-32584 is an uncontested overlap and that she needs to hold it back because the SF-5 for 63-2114 will contain stuff that may need to be added to 63-32584. Then I would forward Bryce's e-mail to Andy, with a note asking him if he is okay with adding the language in question. If Andy is okay with it, then I would simply prepare SF-5s for both rights, each containing the remark in question. Since the remark has the effect of restricting the use of 63-32584 somewhat, then the addition of it is not going to injure any other users, so I don't think due process requires the notice entailed in the formal objection process. Does this make sense? NBS

From: Shurte, Jan
Sent: Wednesday, February 24, 2010 8:31 AM
To: Spencer, Nick; Williams, Ray
Subject: FW: Pioneer ID Rights Status Conferences

Good morning,

63-32584 is the claim that came in just before the Directors Report in December and we did not have time to get it in the report. I did a recommendation on it in the fall late claim report this last year. It goes with 63-2114. I did not put the NMID settlement language on it.

I agree with Bryce that this could have the NMID language on it since the corresponding license 63-2114 is going to in an SF5. See my memo. My question is whether or not I can add this language to the one I recommended in the fall report and point to it somehow so the SRBA Court can change our recommendation or does NMID need to file a late objection. I sure would like to just add it, but my legal senses or is it nonsenses are telling me that he needs to file a late objection?

Your thoughts?

Jan

From: Bryce Farris [mailto:bryce@ringertlaw.com]
Sent: Tuesday, February 23, 2010 11:34 AM
To: Shurte, Jan; Andy Waldera
Subject: RE: Pioneer ID Rights Status Conferences

Jan and Andy:

Sent Andy Waldera an email on 2/24 asking him if he has an objection to adding this remark to 63-32584.

I noticed that Jan's memo includes two rights which NMID has not objected but are for beneficial use claims relating to rights which were objected to (63-32513 and 63-32584). It sounds like 63-32513 will be withdrawn so any concerns would be eliminated for that claim.

As to 63-32584, Jan's memo indicates that both 63-2114 and 63-32584 need the NMID settlement language. I am curious as to whether there will be an SF5 for this claim with the NMID language, which is what I would request. I suppose I could file a motion for a late objection to 63-32584, but it doesn't seem necessary given my intent is to have the same language as the underlying licensed right. Let me know your thoughts.

Thanks,

S. Bryce Farris

Attorney at Law

RINGERT LAW CHARTERED

455 S. Third Street

P.O. Box 2773

Boise, ID 83701

Tel: (208) 342-4591

Fax: (208) 342-4657

bryce@ringertlaw.com

From: Shurte, Jan [mailto:Jan.Shurte@idwr.idaho.gov]

Sent: Tuesday, February 23, 2010 11:08 AM

To: Bryce Farris

Subject: FW: Pioneer ID Rights Status Conferences

This shows which ones I am going to add NMID to. Jan

From: Shurte, Jan

Sent: Monday, February 22, 2010 4:34 PM

To: Spencer, Nick; Williams, Ray; Andy Waldera; Courtney, Andrea

Subject: Pioneer ID Rights Status Conferences

Hi everyone,

Here is a memo that I put together very quickly this afternoon to give you an idea as to what I have as the current status of these recommendations for tomorrow's hearings.

Once again, feel free to correct me or let me know anything left out in the morning, if possible. At least it will give a semi-guide as we go through these during the conferences.

Jan

Shurte, Jan

From: Shurte, Jan
Sent: Wednesday, February 24, 2010 8:31 AM
To: Spencer, Nick; Williams, Ray
Subject: FW: Pioneer ID Rights Status Conferences

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Thanks,

S. Bryce Farris
Attorney at Law
RINGERT LAW CHARTERED
455 S. Third Street
P.O. Box 2773
Boise, ID 83701
Tel: (208) 342-4591
Fax: (208) 342-4657
bryce@ringertlaw.com

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32584 V1

WATER RIGHT NUMBER: 63-32584 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PIONEER IRRIGATION DISTRICT PO BOX 426 CALDWELL, ID 83606 (208)459-3617
Attorney	MOFFATT THOMAS BARRETT ROCK & FIELD CHTD C/O SCOTT L CAMPBELL PO BOX 829 BOISE, ID 83701-0829 (208) 345-2000

Priority Date: 10/15/1910

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
INDIAN CREEK	BOISE 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	1.560 CFS	
	<u>Total Diversion:</u>	1.560 CFS	

Location of Point(s) of Diversion

INDIAN CREEK	NE1/4SW1/4	Sec. 36, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of UseConditions of Approval:

1. This water right shall not alter or abrogate any provision of contract executed by the United States or State law regarding Pioneer Irrigation District's or Nampa & Meridian Irrigation District's rights and responsibilities to use and make available water developed in drains within their boundaries.
2. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
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. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-32584 V1

Comments:

1. jshurte 10/29/2009 Claim remarks

Comment: For irrigation of lands under canal system. Claimnat is an irrigation district duly organized and existing under the laws of the State of Idaho. Claimant provides water delivery to privately owned lands within its service area. This claim is for the amount of water diverted from and after October 15, 1910 above te licensed amount (8.64 cfs) under water right 63-2114.

2. jshurte 10/29/2009 Recommendation

Comment: the measurement for this diversion by ERO was 10.2 cfs. Right No. 63-2114 was licensed for 8.64 cfs and because the measurement made at good time of the year, April, 2008, I can only recommend this right for the difference between the 8.64 cfs and 10.2 cfs or 1.56 cfs. At the time of negotiations for other objections PID did not object to that. The 1910 priority date is being justified by a Notice of Proof of Completion of Works from 63-2114 filed in October stating that 16.1cfs was being diverted at that time. This justified the additional water and the fact that additional water was being diverted for PID lands in 1910. This priority date is later than 63-2114 due to thte date the notice of proof of completionof works was submitted.

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32584 V1

WATER RIGHT NUMBER: 63-32584 V1

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Attorney	MOFFATT THOMAS BARRETT ROCK & FIELD CHTD C/O SCOTT L CAMPBELL PO BOX 829 BOISE, ID 83701-0829 (208) 345-2000

Priority Date: 10/15/1910

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
INDIAN CREEK	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
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Water Supply Bank:

From: Shurte, Jan

Sent: Tuesday, September 08, 2009 2:46 PM

To: Spencer, Nick; Williams, Ray; Harris, Lori

Subject: Pioneer ID Updates

This is an update (on the info I have) for Pioneer's. Don't quote me on this, it's just to follow along. Andy should have the updates on these for the conference. If not, here's my best take from all my notes.

63-5199 – Received ERO's measurement copy on 9/2/2009 (last week) from Andy. Measurement was taken in 7/07 and no copy given to us or found until recently. Agreed to add a pod and up the diversion rate to 3.8 cfs per amount filed on claim. Actual measured amount for both wells is 4.02 cfs. Zip code and Pioneer is ok on the acre foot amount on this one since it is based on b/u. Ready to do SF5.

63-5200 – Pioneer ok with cfs and acre foot amount now. Agreed to put that one of the wells is on the centerline between the SENE and NESE, S34 and put both of those pods on the right. It is on the line per gps by ERO. Also corrected AF amount under POU – was 3,989.8 AF/YR and should be 3,898.8. Total was correct. Ready to do SF5.

63-166A, B, 167A, B, 179A, C – All were going to settle on language that basically stated that Mason Creek and Franklin could not file a transfer to change the pod, pou or nou unless Pioneer was first contacted and ok'd it. Then, Andy mentioned something along the line that he was talking with Scott and realized that when Mason Creek &/or Franklin Ditch do not need their water (for whatever reason) then it goes on down and irrigates Pioneer lands, so now they were wanting to put their pou on Franklin and Mason Creek's rights. It kind of goes back to why they may have filed competing rights anyway. We will likely hear what the outcome of their discussions were. Not ready for SF5s.

63-2891 & 63-32513 – Rec. as applied, permitted and licensed. Objection wanted 13 cfs. ERO measured 10.6 cfs. PID ok with the 10 cfs on 63-2891. Want us to delete the wastewater condition even though not objected to. NOTE: 63-32513 filed for the same pod, Dave disallowed because Scott wrote letter that stated the bigger pump went in 1983. They can file a new application for permit for any extra water (.6 cfs). Andy was going to get back to me on whether they wanted to continue the .6 cfs portion of the objection. Will also need NMID settlement language as used in 63-2275. Not ready for SF5s.

63-5255 – Objected to quantity. Still no measurement submitted – Andy feels there was a measurement done and he is still tracking it down. Want to add another pod now and I told him to get me some evidence it was in there before 1987. Needs NMID Settlement language also. Not ready for SF5.

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63-21706 – Pioneer ok with .1 cfs (if you can believe it). We are ok with Ada rather than Canyon & zipcode of course. SOU objection was the hold up – Andy wanted the SOU remark removed because this is a 1961 priority dated right which is junior to all the reservoirs anyway and he thought it was useless. Was to talk with BPBC & BOR about it and if they agree to remove SOU remark per Andy's idea, then ready for SF5. Otherwise, not ready for SF5 now.

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I looked in the file that Wilder withdrew it's objection, so basically as long as Andy is still ok with the 15 cfs we can do an SF5 on this one.

SF5's done:

63-161BU

63-224

63-225

63-294

63-295

63-371

63-2275

can go forward to PD as

63-2276

email.

63-2294

63-5219

63-5237

63-21714 - PD Issued

63-21731

63-21739

63-32514

63-32515

NOTE: Talk with Nick about 63-32496 to see if it

an uncontested overlap - send SM Booth an

That's the best I got and it is in the order of the hearing schedules. See ya later – have questions call me quick.

Jan

Shurte, Jan

From: Shurte, Jan
Sent: Tuesday, September 08, 2009 2:46 PM
To: Spencer, Nick; Williams, Ray; Harris, Lori
Subject: Pioneer ID Updates

— 63-32496 Done
 UNCONTESTED OVERLAP
 SHOOT EMAIL TO TED
 & ANDY. —

This is an update (on the info I have) for Pioneer's. Don't quote me on this, it's just to follow along. Andy should have the updates on these for the conference. If not, here's my best take from all my notes.

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63-2891 & 63-32513 – Rec. as applied, permitted and licensed. Objection wanted 13 cfs. ERO measured 10.6 cfs. PID ok with the 10 cfs on 63-2891. Want us to delete the wastewater condition even though not objected to. NOTE: 63-32513 filed for the same pod, Dave disallowed because Scott wrote letter that stated the bigger pump went in 1983. They can file a new application for permit for any extra water (.6 cfs). Andy was going to get back to me on whether they wanted to continue the .6 cfs portion of the objection. Not ready for SF5s. SET STATUS CONF. 2/23/10 11:00 AM

63-5255 – Objected to quantity. Still no measurement submitted – Andy feels there was a measurement done and he is still tracking it down. Want to add another pod now and I told him to get me some evidence it was in there before 1987. Not ready for SF5. SET STATUS FOR 2/23/10 AT 11:00 AM

63-2114 – Claimed and licensed for 8.64 cfs – recommended that way. Objection wants 20 cfs. ERO measured 10.2 cfs. Pioneer is now ok with 8.64 cfs, however, they want the remaining 1.56 cfs to be recommended on their late claim No. 63-32584. I have evidence of a larger diversion flow from the backfile on 63-2114 and the measurement so should be able to recommend late claim. Probably won't want SF5 signed until late claim gets decreed. Andy will need to speak to that, so no SF5 done on 63-2114 yet. ^{needs a recommendation} NOT A LATE CLAIM. ^{AMID SETTLEMENT REMARK}

63-21706 – Pioneer ok with .1 cfs (if you can believe it). We are ok with Ada rather than Canyon & zipcode of course. SOU objection was the hold up – Andy wanted the SOU remark removed because this is a 1961 priority dated right which is junior to all the reservoirs anyway and he thought it was useless. Was to talk with BPBC & BOR about it and if they agree to remove SOU remark per Andy's idea, then ready for SF5. Otherwise, not ready for SF5 now. ~ SM WANTS 63-230M LANGUAGE IF SOU LATE SET mem

* 63-21713 – Claim was for 15 cfs and we recommended 11.2 cfs from ERO measurement (fall). We allowed them to do a summer measurement and they came back with 17.9 cfs. Pioneer only claimed 15 cfs, so at the time I spoke with Andy that was ok to recommend 15 cfs. I did not find out until today when I looked in the file that Wilder withdrew it's objection, so basically as long as Andy is still ok with the 15 cfs we can do an SF5 on this one. = DO SF5. - DONE

SF5's done:

63-161BU – COURT HAS
 63-224 – "
 63-225 – "
 63-294 – "
 63-295 – "
 63-371 – "
 63-2275 – WE HAVE
 63-2276 – "

9/8/2009

63-2294 ✓

63-5219 ✓

63-5237 ✓

63-21714 (?) Sent & returned yet

63-21731 ✓

63-21739 ✓

63-32514 ✓

63-32515 ✓

~~WHAT HAS HAPPENED HERE?~~ BP ISSUED

That's the best I got and it is in the order of the hearing schedules. See ya later – have questions call me quick.

Jan

9/8/2009

From 63-230M

Possible settlement in 63-21706 – 9-09

Comment: Per Court Hearing and ruling of Special Master Ted Booth the language in the period of use remark under this right was changed from what appeared on the SF5 as follows (1st sentence only) - Diversion under this water right prior to April 1 and after October 31 shall occur - nothing else changed in the entire paragraph from that which was signed off on and proposed under the SF5. Order will be following this change here.

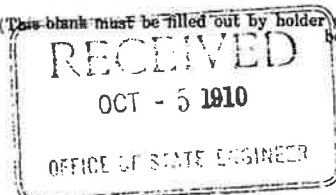
GEN. REMARK
Add to 63-2275
63-2276

This e-mail is to follow up our conversation earlier this morning regarding the above-referenced matter. Nampa & Meridian Irrigation District and Pioneer Irrigation District have agreed to the following remark to be included in Pioneer's drain claims:

"This water right shall not alter or abrogate any provision of contract executed by the United States or State law regarding Pioneer Irrigation District's or Nampa & Meridian Irrigation District's rights and responsibilities to use and make available water developed in drains within their boundaries."

Notice of Proof of Completion of Works

(This blank must be filled out by holder of permit and forwarded by registered mail to the State Engineer at least 60 days before the time set for completion of works.)



(P. O.)

(Date)

Caldwell, Idaho
Oct. 3rd 1910

TO THE STATE ENGINEER OF THE STATE OF IDAHO, BOISE, IDAHO:

DEAR SIR: Notice is hereby given that at 10 a.m. on the third day of December, 1910, at Caldwell, County of Canyon, State of Idaho, before T. A. Walters proof will be submitted of the completion of works for the diversion of 16 1/2 cubic feet per second of the waters of Indian Creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is Canyon Hill Development Company, Limited
2. The postoffice address of such person or the place of business of such corporation is Caldwell County of Canyon State of Idaho.
3. The number of such permit is 5515 and the date set for the completion of such work is December 3rd 1910
4. Said water to be used for Irrigation, domestic purposes.
5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use in accordance with the plans accompanying the application for such permit, is 8 1/2 cubic feet per second.
6. The amount of lands for which said water is available is = 821 = acres, particularly described as follows: in "Exhibit A" which is hereto attached and made a part hereof

(In case of canals or other works designed to divert and carry more than 60 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the above notice are true.

Engineer.

Our desires that the above notice be published, according to law, in the Caldwell of Caldwell published in the county in which said works are situated; the expense of which publication will be borne by Canyon Hill Development Co.

(Signature)

By

5515

at

John Hall President.
E. C. Apperson Secretary.

27.16.108⁸ W. 7333 ft. from SE cor Sec 26 - T4N 47. R 3W

January 11, 1911

Permit No. 5515

Mr. C. D. Brainard,
Caldwell, Idaho.

Sir:-

- I am just in receipt of a supplementary report from the water commissioner, Mr. H. C. Williams, of Caldwell, in which he recommends that the certificate be issued for the full amount of water called for in the permit, 16.5 second feet. However, in order to straighten the records in this office I will ask that affidavits be filed by Mr. Hall, for the company, and E. C. Apperson and James G. Garten, as witnesses, stating the reason why the depositions submitted in proof of completion of works gave only 8 second feet as the capacity of the works. Upon the receipt of such affidavits, the matter of issuing the certificate will be taken up.

Very truly yours,

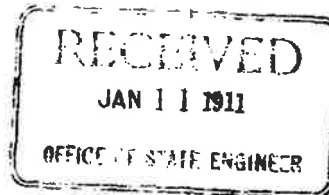
State Engineer.

By....

5515

H. S. Williams,
Water Commissioner,
Div. No. 3.
Caldwell, Idaho.

Caldwell, Idaho, Jan. 11th, 1911



Mr. D. G. Martin,
State Engineer,
Boise, Ida.

Dear Sir:-

In reply to your letter of the 9th, inst., referring to the matter of the Canyon Hill Development Co, under permit No. 5515, I wish to state that I was under the impression, while making out my report, that it was to be their final proof of completion of works, and I so based my report on that.

This morning I received a letter from Mr. C. E. Brainard stating that their final proof would not be made till 1913.

As a matter of fact the diversion works and main canal are large enough to carry the 16½ sec. feet, and while ~~now~~ only one pumping unit has been placed at each lift, the concrete base for that pumps at each lift is constructed for a second unit.

The above being true, and taking your version of Sec. 3251 I see no reason why the Canyon Hill Development Co. cant make proof for the full 16½ sec. feet.

Very respectfully yours,

Water Commissioner, Div. No. 3.

5515

County: Canyon
Stream: Indian Creek
Amount: 8.64
Use: Irrigation and Domestic
Priority: October 15, 1909

STATE OF IDAHO

Water License No. 5515

Cancelled
See Certificate No. 2114

WHEREAS, On the 15th day of October, A. D. 1909,

J.P. Hall and E.C. Apperson
of Caldwell, County of Canyon, State of Idaho, duly made application
(No. 7714) to me for a permit to use 16.5 cubic feet per second of the waters of
Indian Creek, in Water District No. 12-A

County of Canyon, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 3rd day of December, A. D. 1909, Permit No. 5515 was issued
to said applicant for the diversion of said water and providing for the completion of the works of diversion
therein described on or before the 3rd day of December, A. D. 1910, and for the application to ben-
eficial use of said water on or before the 3rd day of December, A. D. 1913, and,

WHEREAS, On the 10th day of May, A.D. 1910, J.P. Hall and E.C. Apperson,
the holders of said permit, transferred all their right, title and interest in and
to said permit to the Canyon Hill Development Company, Limited, and

WHEREAS, On the 3rd day of December, A. D. 1910,

Canyon Hill Development Company, Limited,
the holder of said permit, duly made proof of the completion of adequate works for the diversion of
16.5 cubic feet per second of said waters, as evidenced by my Certificate No. 5515
dated January 14, 1911, confirming the completion of works of sufficient capacity for diverting and
conveying to the place of intended use 16.5 cubic feet per second of said water,
with date of priority of October 15, 1909, and

WHEREAS, On the 9th day of November, A.D., 1912, Canyon Hill Development
Company, Limited, the holder of said permit, transferred all its right,
title and interest in and to said permit to the Canyon Hill Irrigation Company; and

WHEREAS, On the 5th day of November, A.D. 1915, the time for beneficial use of
water under said permit was extended to the 3rd day of December, A.D. 1916, and

WHEREAS, On the 29th day of January, A. D. 1916,

Canyon Hill Irrigation Company

the holder of said permit, duly made proof of the application to beneficial use of 8.64 cubic
feet per second of said water: ***

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I
hereby grant and confirm to Caldwell Irrigation District

of Caldwell, County of Canyon, State of Idaho, the holder and owner
of said Permit No. 5515, a perpetual right, dating from October 15, 1909
to the use of 8.64 cubic feet per second of the waters of Indian Creek

in the County of Canyon and State of Idaho, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point N. 16°08' W. 733.3 feet. from
the S.W. Cor. of Sec. 26, Tp. 4 N., R. 3 W., B.M., and con

and conducted to and upon 432 acres as follows:- T.4 N.R. 3 W., B.M.- Sec. 10 4 acres
in SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 15- 40 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 30 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$,
20 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 40 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ and 35 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 14 - 40 acres
in NW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, 3 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 10 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$; Sec. 23-
40 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, 25 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, 10 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
and 40 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$;

for the purpose of irrigation and domestic use, subject, however, to the laws of the
State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local
or community customs, rules and regulations which have been or may be adopted from time to time by
a majority of the users from a common source of supply, canal or lateral from which such water may
be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 14th day of October
A. D. nineteen hundred and sixteen

(Seal)

J.H. SMITH

State Engineer

63 2114

STATE OF IDAHO
Office of the State Engineer
CERTIFICATE OF WATER RIGHT
Transferred Right No. 219.

THIS IS TO CERTIFY that the PIONEER IRRIGATION DISTRICT, organized and existing under the laws of the State of Idaho, with its principal place of business at Caldwell, Canyon County, Idaho, has a right to the use of the waters of Indian Creek, a tributary of Boise River, for irrigation and domestic purposes, and that said right has been confirmed by a Water License issued by the State Engineer of the State of Idaho, Number 5515, wherein 8.64 second feet of the waters of Indian Creek, in District Number 12A, were dedicated to the following lands: All in Tp. 4 N., R. 3 W. B. M.; Sec. 10--SE $\frac{1}{4}$ SW $\frac{1}{4}$, 4 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$, 5 acres; Sec. 15--NW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; NE $\frac{1}{4}$ NE $\frac{1}{4}$, 30 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$, 35 acres; Sec. 14--NW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ SW $\frac{1}{4}$, 3 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$, 10 acres; Sec. 23--NW $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$, 25 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ SW $\frac{1}{4}$, 10 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres; said License being entered at Boise, Idaho, in the records of the State Engineer in Volume 4 of Water Licenses, page 2072; that upon application of the Caldwell Irrigation District for a transfer of water right made before the State Engineer of the State of Idaho, and after due investigation, said application having been granted by the State Engineer, the right to use said water upon the lands above described is hereby abandoned, and a description of the lands to which the water right hereby confirmed shall by this instrument become appurtenant, for irrigation and domestic purposes, limited at any given time to an amount actually needed and beneficially used for said purposes, and which shall not exceed 8.64 second feet, dated October 15, 1909, is shown in the following table:

Twp	Rge	Sec:	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Total	
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$						
4	N	3	W	26:				35		35	40	40	40			10	40	20	: 260	
				:				:		:			:			:	40	40	40	: 280
				27:	40	40	40	:		:			:			:				: 200
				:				:		:			:			:	30			: 260
				35:	40	40	20	40	30											: 260
				:				:		:			:			:				: 260
				36:				20	40	20	40	40	40	20		20	20			: 260

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Engineer of the State of Idaho, affixed at Boise, Idaho, this 15th day of July, A. D. 1918.

(SEAL)

FRED A. WILKIE
State Engineer

*** WHEREAS, On the 29th day of September, A.D. 1916, the Canyon Hill Irrigation Company, the holder of said permit, transferred all its right, title and interest in and to said permit to the Caldwell Irrigation District;

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Re: Permit No. 5515

ORDER

WHEREAS, The Pioneer Irrigation District, postoffice address, Caldwell, Idaho, through mesne conveyances, is the record owner of Water Permit No. 5515 and Water License No. 5515, issued thereunder by the State Engineer of Idaho on October 14, 1916, said Water Permit and Water License being recorded at Page 5515 of Volume 16 of Permits and Page 2072 of Volume 4 of Licenses, respectively, in the office of the Department of Reclamation at the Capitol Building, Boise, Idaho, and granting and confirming a perpetual right to the use of 8.64 cubic feet per second of the waters of Indian Creek, Canyon County, Idaho, the right to the use thereof being at all times subject to the terms and provisions of said License; and,

WHEREAS, Subsequently, and on July 15, 1918, the State Engineer of Idaho, upon proper application by Pioneer Irrigation District, granted Certificate of Transferred Water Right No. 219, said Certificate being recorded at Page 219 of Volume 1 of Transfers in the office of the Department of Reclamation at the Capitol Building, Boise, Idaho, which Certificate in fact and effect changed the authorized place of use of said water from lands to which it was originally appurtenant by reason of said License No. 5515 to other lands, all as set out in the said Certificate of Transferred Water Right No. 219; and,

WHEREAS, The State Engineer in issuing said Certificate of Transferred Water Right No. 219 cancelled said License No. 5515, the reason for such cancellation not appearing in the record of the proceedings; and,

WHEREAS, There is no statute known to be written in the laws of Idaho which authorizes the cancellation of a water license by the State Engineer for any reason whatever, and furthermore, the granting of a certificate of transferred water right not seeming to have the effect of cancellation of the original water license, but rather in fact amending such a water license in part only:

NOW, THEREFORE, IT IS HEREBY ORDERED, That the endorsement of cancellation appearing on said Water License No. 5515 in the records of the office of Department of Reclamation be struck out and said License restored to its original condition of validity and effect and that this order be recorded thereon, and also a true copy of said Certificate of Transferred Water Right No. 219 be recorded upon said License, and that a true copy of this order be attached to the Licensee's copy of said Water License No. 5515, which likewise bears the endorsement of the State Engineer, "Cancelled".

WITNESS, The hand and seal of the Commissioner of Reclamation, this 23d day of March, 1928.

(SEAL)

GEO. N. CARTER,
Commissioner of Reclamation.

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

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

Michael E. Thomas
Patricia M. Olsson
Bradley J. Williams
Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
Michael W. McGreaham
David P. Gardner
Julian E. Gabiola
Angela Schaefer Kaufmann
Kimberly D. Evans Ross
Paul D. McFarlane
Jon A. Stenquist
Tyler J. Henderson

Jason G. Murray
Mark C. Peterson
Andrew J. Waldera
Tyler J. Anderson
Dylan B. Lawrence
Russell G. Metcalf
Benjamin C. Ritchie
Rebecca A. Rainey

Robert E. Bakes, *of counsel*
Morgan W. Richards, *of counsel*

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

RECEIVED
DEC 11 2006
DEPARTMENT OF
WATER RESOURCES

December 8, 2006
via Hand Delivery

Boise
Idaho Falls
Pocatello
Twin Falls

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

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

Adjudication Department
Idaho Department of Water Resources
Idaho Water Center
322 E. Front Street, 6th Floor
P.O. Box 83720
Boise, ID 83720-0098

Re: SRBA Claim in the Name of Pioneer Irrigation District
MTBR&F File No. 18946.6

Dear Sir or Madam:

Enclosed for filing please find an original and one copy of a Snake River Basin Adjudication Notice of Claim in the name of Pioneer Irrigation District. Also enclosed is the requisite claim filing fee in the amount of \$100. Please file the original claim, receive-stamp the copy, and return it to me in the enclosed self-addressed, stamped envelope.

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

Very truly yours,



Tiffany M. Hudak
Paralegal

/tmh

Enclosure

cc: Naida Kelleher (w/encl.)

Idaho Department of Water Resources Receipt

Receipt ID C082798

Payment Amount	\$100.00	Date Received	12/11/2006 4:07:52 PM	Region	State	Status
Payment Type	Check	Check Number	185386			

Payer PIONEER IRRIGATION DISTRICT

Comment ADJUDICATION FILING FEES

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	ADJUDICATION FILING FEE	0337		41503	1155



Signature Line (Dept. Representative)

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-32584
Date Received: 12/8/2006
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PIONEER IRRIGATION DISTRICT Phone: (208)459-3617
PO BOX 426
CALDWELL ID USA 83605

2. Date of Priority: 10/15/1910

3. Source: INDIAN CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	03W	36	NE SW	CANYON	

5. Description of diverting works:

Check dam in Indian Creek to earthen ditches.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	11.36	

7. Total Quantity Appropriated is:
11.36 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

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

11. Place of use in counties:

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

13. Other Water Rights Used: 63-161BU, 63-166A, 63-167A, 63-179, 63-224, 63-225, 63-294, 63-295, 63-371, 63-2114, 63-2275, 63-2276, 63-2294, 63-2529, 63-2891, 63-5199, 63-5200, 63-5219, 63-5237, 63-5255, 63-9109, 63-11622, 63-21731, 63-21739

14. Remarks:

For irrigation of lands under canal system. Claimant is an irrigation district duly organized and existing under the laws of the State of Idaho. Claimant provides water delivery to privately owned lands within its service area.

This claim is for the amount of water diverted from and after October 15, 1910 above the licensed amount (8.64 cfs) under water right 63-2114.

15. Basis of Claim: Beneficial Use

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 AL3-32584

Date Received 12.11.06

Receipt Number 082798

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Attorney: Scott L. Campbell
Moffatt, Thomas, Barrett,
Rock & Fields, Chartered
P. O. Box 829
Boise, Idaho 83706
(208) 345-2000

RECEIVED
DEC 14 2006

WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant (s) Pioneer Irrigation District Phone (208) 459-3617
Mailing Address PO Box 426, Caldwell, Idaho Zip 83606
2. Date of Priority (Only one (1) per claim) 10/15/1910
3. Source of water supply (a) Indian Creek
which is tributary to (b) Boise River
4. a. Location of existing point of diversion is: Township 4N Range 3W Section 36 ,
1/4 of NE 1/4 of SW 1/4 , Govt. Lot, B.M., County of Canyon
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.
Check dam in Indian Creek to earthen ditches.

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 11.36 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 11.36 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ 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	

Total number of acres irrigated 34,204.61

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

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.
Please see Attachment A. or None (☐)

14. Remarks:

For irrigation of lands under canal system. Claimant is an irrigation district duly organized and existing under the laws of the State of Idaho. Claimant provides water delivery to privately owned lands within its service area.

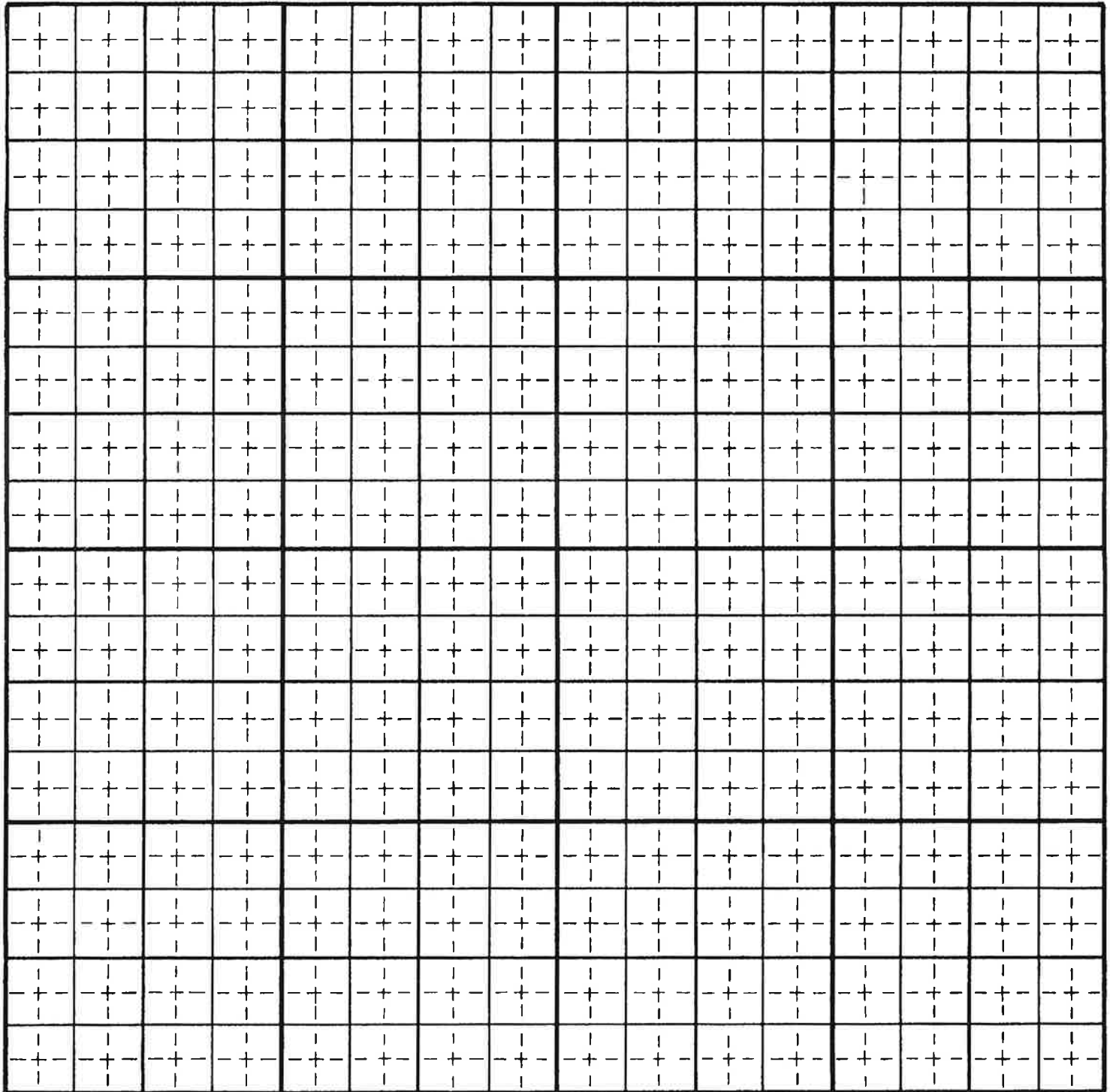
This claim is for the amount of water diverted from and after October 15, 1910 above the licensed amount (8.64 cfs) under water right 63-2114.

Last Name Pioneer Irrigation District Ident No. _____

BOI_MT2:635071.1

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

Scale: 2 inches equals 1 mile Please see attachments to initial claim filing for 63-00224.



Last Name Pioneer Irrigation District Ident No. _____

BOL_MT2:635071.1

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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 ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 1

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

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

For Organizations: I do solemnly swear or affirm that I am President

of Pioneer Irrigation District, that I have signed the foregoing
document in the space below as President of Pioneer Irrigation District
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Alan Newbill

Title and Organization Alan Newbill, President, Pioneer Irrigation District Date 12/7/06

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

Subscribed and sworn (or affirmed) before me this 7th day of December, 2006



Notary Public Dawn C. Fowler

Residing at Boise, Idaho

My Commission Expires 7/16/2010

Please Print Name

17. Notice of Appearance.

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

Signature Scott L. Campbell

Address Moffatt Thomas, PO Box 829, Boise, Idaho 83701

Date 12/8/06

Last Name Pioneer Irrigation District Ident. Number _____

ATTACHMENT A

13. Describe any other water rights used at the same place and for the same purposes as described above:

63-00161BU
63-00166A
63-00167A
63-00179
63-00224
63-00225
63-00294
63-00295
63-00371
63-02114
63-02275
63-02276
63-02294
63-02529
63-02891
63-05199
63-05200
63-05219
63-05237
63-05255
63-09109
63-11622
63-21731
63-21739