
FARMERS CO-OPERATIVE DITCH COMPANY,
A Corporation,

Plaintiff,

-vs-

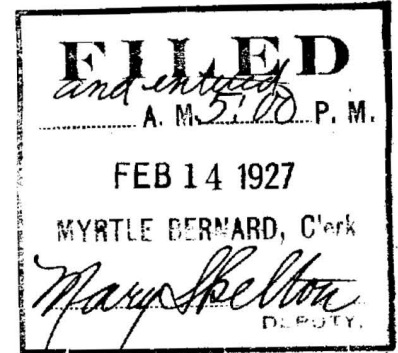
RIVERSIDE IRRIGATION DISTRICT, LTD.,
A Corporation, et al,

Defendant.

NEIL O'DONNELL and PATRICK O'DONNELL,

Intervenors.

DECREE



This matter coming on regularly to be heard on the 14th day of February, 1927, upon the Complaint in Intervention of the intervenors, Neil O'Donnell and Patrick O'Donnell; the default of all the other parties to this action, after due and legal service of the Summons and Complaint in Intervention, having been duly and regularly entered and the Court having filed its Findings of Fact and Conclusions of Law, from which it appears that all the material facts stated in said Complaint in Intervention are true and sustained by competent evidence and that the matters so alleged and proved are sufficient in law to entitle the intervenors, Neil O'Donnell and Patrick O'Donnell, to the relief prayed for in said Complaint in Intervention; that said intervenors are the owners of the lands described in the

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that said intervenors are entitled to the use of the water of the Boise River and its tributaries in the amount claimed in their Complaint in Intervention, and that the intervenors have priority of right to the use of the water of the Boise River from May 1st, 1889, and the Court being fully advised in the premises,

IT IS ORDERED, ADJUDGED AND DECREED, That the quantity of water required for the successful cultivation and irrigation of said land measured at the point where said ditch takes water from Boise River ~~is~~ One (1) inch per acre; that said one (1) inch per acre is understood to be in the same status as the one (1) inch per acre in the Judgment entered in the above entitled action on January 19, 1906 and is subject to such modifications and temporary orders as this Court may make for the above entitled cause.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, That the intervenors, Neil O'Donnell and Patrick O'Donnell, be and they are hereby awarded the use of the water of the Boise River and the tributaries thereof, subject to the above modifications from May 1st, 1889, to be carried through a ditch, taking water from the Boise River, One Hundred Fifty (150) feet down the River from the point where Hultz Slough formerly took water from said River in the Southeast Quarter ($SE\frac{1}{4}$) of the Northeast Quarter ($NE\frac{1}{4}$), Section Seventeen (17), Township Five (5) North of Range Five (5) West of the Boise Meridian, in the quantity of Eighty (80) inches measured under a

water and the whole thereof to be appurtenant to and
to be used upon the following described property
situated in Canyon County, State of Idaho, to-wit:

The West One-half ($W\frac{1}{2}$) of the South-
west Quarter ($SW\frac{1}{4}$), Section Eight (8),
Township Five (5) North of Range Five (5)
West of the Boise Meridian.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED,
That the complaint, cross-complaint and all pleadings
filed in this case be and the same are hereby ammended
to conform to the facts as herein found by the Court.

Done in open Court this the 14th day of
February, 1927.


District Judge