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DEPARTMENT OF
WATER RESOURCES

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BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF ACCOUNTING FOR
DISTRIBUTION OF WATER TO THE
FEDERAL ON-STREAM RESERVOIRS IN
WATER DISTRICT 63

**FARMERS UNION DITCH COMPANY Ltd.
AND NEW YORK IRRIGATION DISTRICT
NOTICE OF INTENT TO RELY ON
EVIDENCE AND DEFENSES**

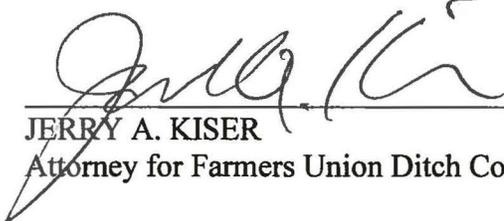
COME NOW, Farmers Union Ditch Company, Ltd., (Farmers Union) by and through its attorney of record, Jerry A. Kiser, Attorney at Law and New York Irrigation District by and through its attorney of record, Charles F. McDevitt, of the firm McDevitt & Miller, PLLC and hereby notifies the Presiding Officer and the parties in the above entitled matter that Farmers Union and New York Irrigation District will rely upon, adopt and incorporate as their own the witnesses, testimony and exhibits presented by Ditch Companies and the Boise Project Board of

**FARMERS UNION DITCH COMPANY, Ltd. AND NEW YORK
IRRIGATION DISTRICT NOTICE OF INTENT
TO RELY ON EVIDENCE AND DEFENSES**

Control as well as all cross examination, defenses asserted and arguments made by Ditch Companies and the Boise Project Board of Control at the hearing of this matter. Notice is also given that counsel for Farmers Union and New York Irrigation District will not be present at the hearing at all times and consent to the hearing proceeding in their absence.

DATED this 25 day of August, 2015.

JERRY A. KISER
ATTORNEY AT LAW



JERRY A. KISER
Attorney for Farmers Union Ditch Company, Ltd.

MCDEVITT & MILLER, PLLC



By: Charles McDevitt
Attorneys for New York Irrigation District

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 25th day of August, 2015, I caused a true and correct copy of the foregoing **FARMERS UNION DITCH COMPANY Ltd. NOTICE OF INTENT TO RELY ON EVIDENCE AND DEFENSES** to be served by the method indicated below, and addressed to the following:

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IDAHO DEPARTMENT OF WATER RESOURCES
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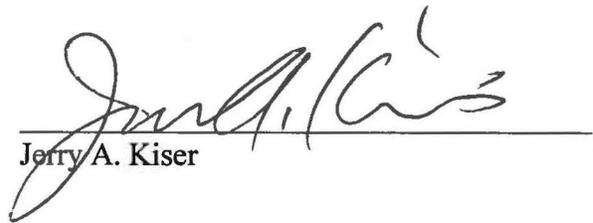
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Jerry A. Kiser