

ATTACHMENT 2

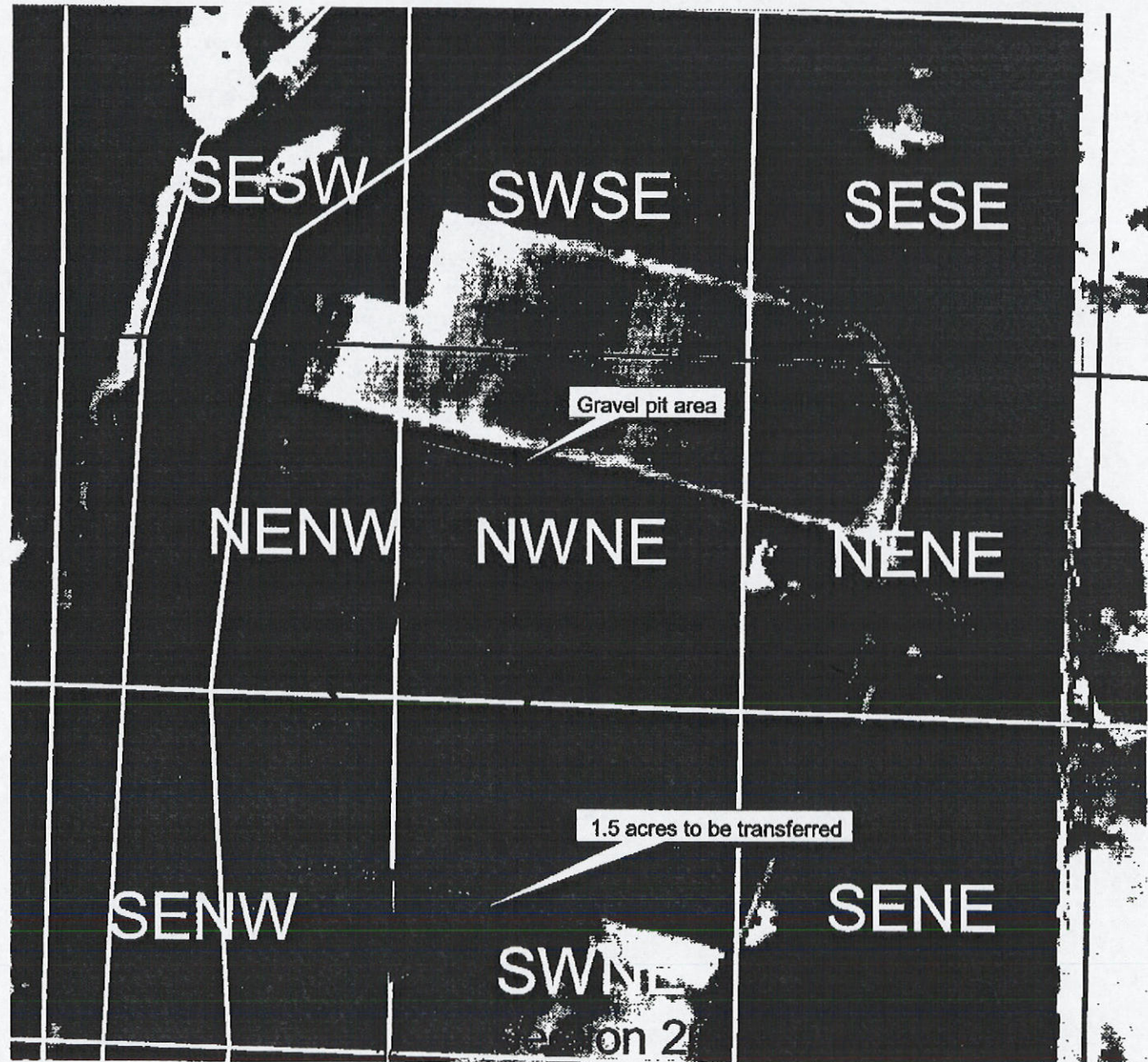
IDAHO DEPARTMENT OF WATER RESOURCES

**T7N, R2E
SEC. 26**

1987 NAPP

 **Section Lines**
1/41/4

**Transfer 65-3103
DR&J Investment**



PART 3 A

0 0.25 0.5 Miles

Transfer from

IDAHO DEPARTMENT OF WATER RESOURCES

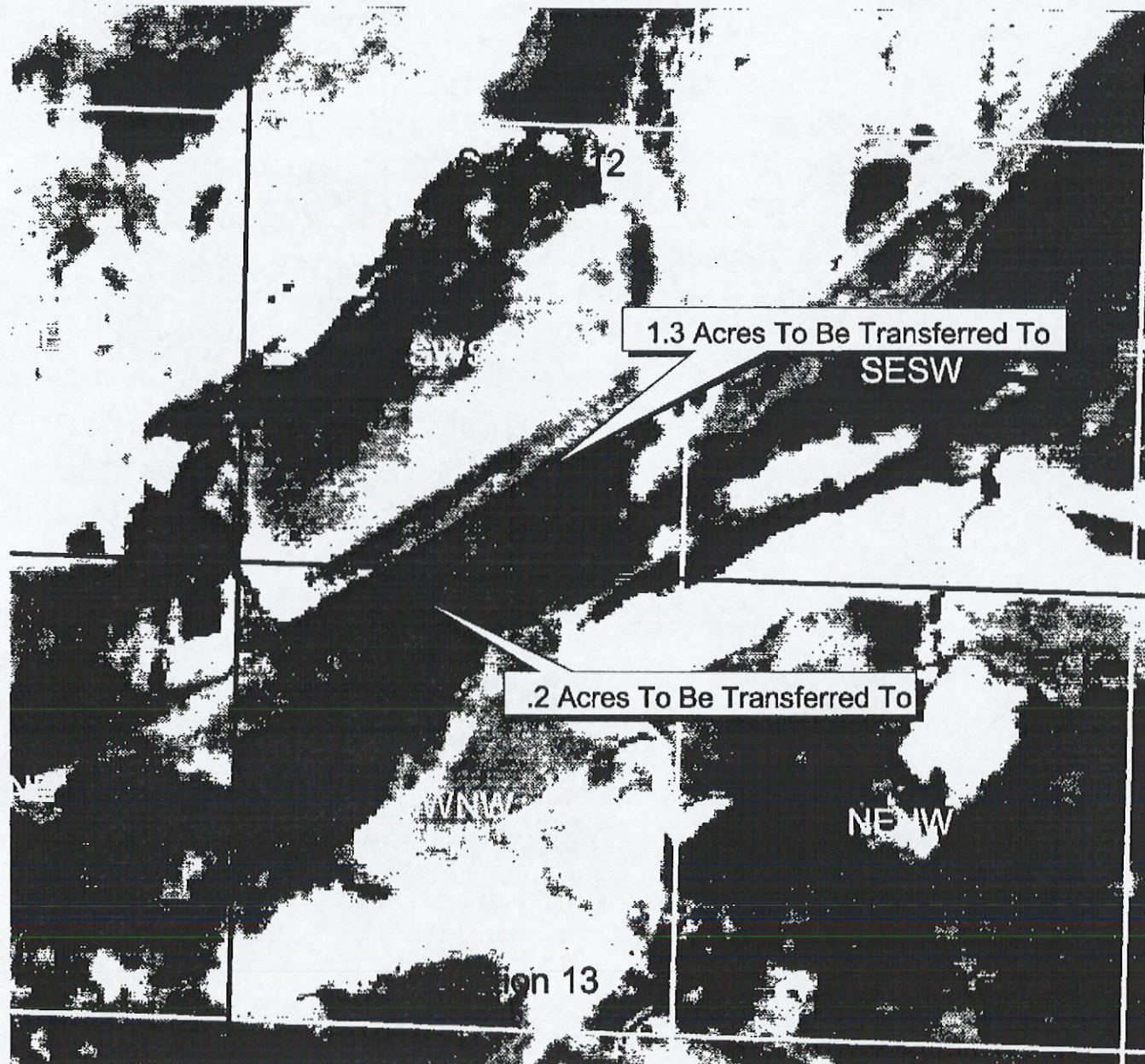
ATTACHMENT 3

**T7N R2E
Sec 12 & 13**

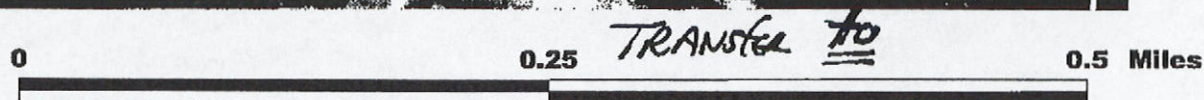
1987 NAPP

 **Section Lines**
1/41/4

**Transfer 65-3103
DR&J Investment**



PART 3A CONTINUED





P.D.

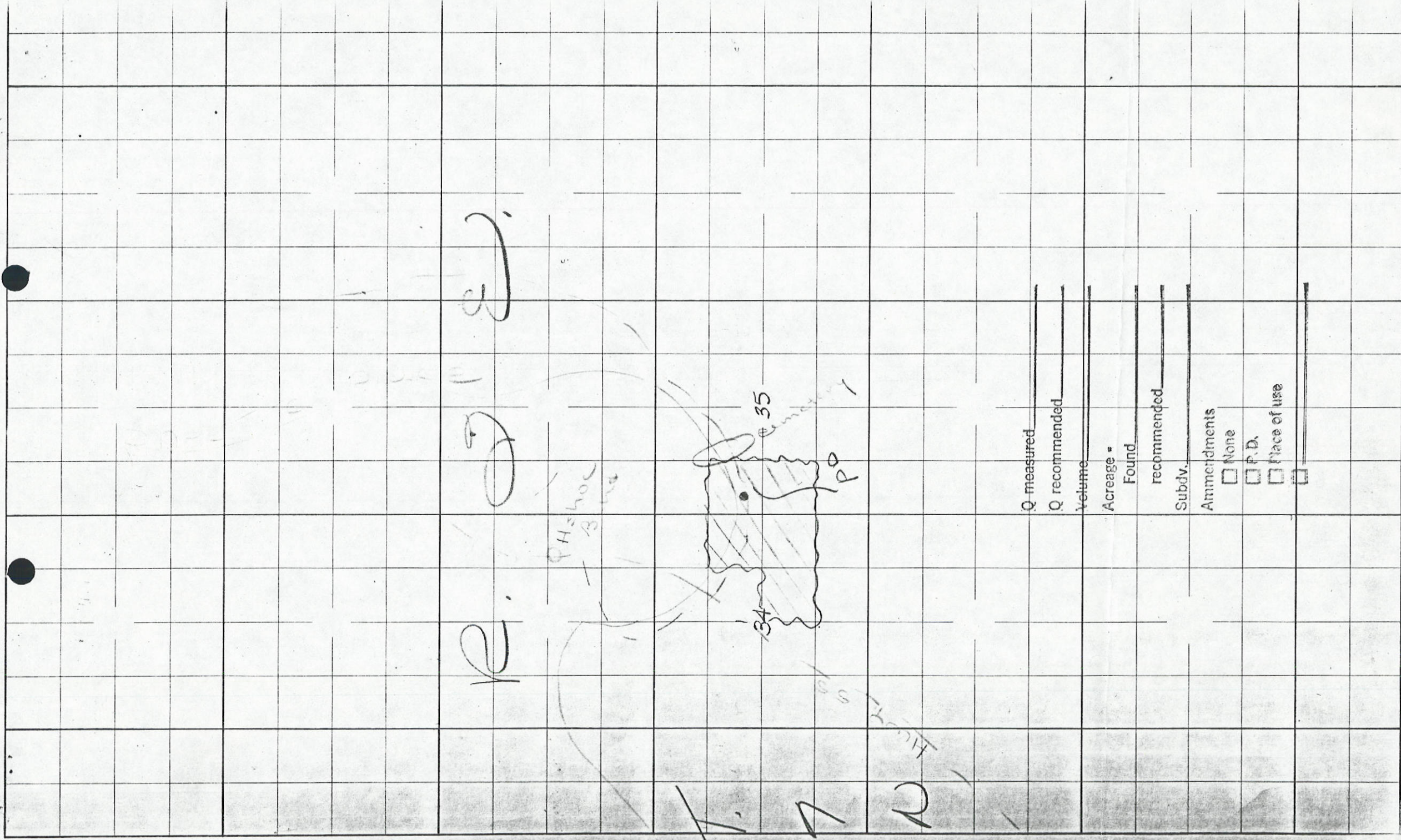
Land Actually Irreg

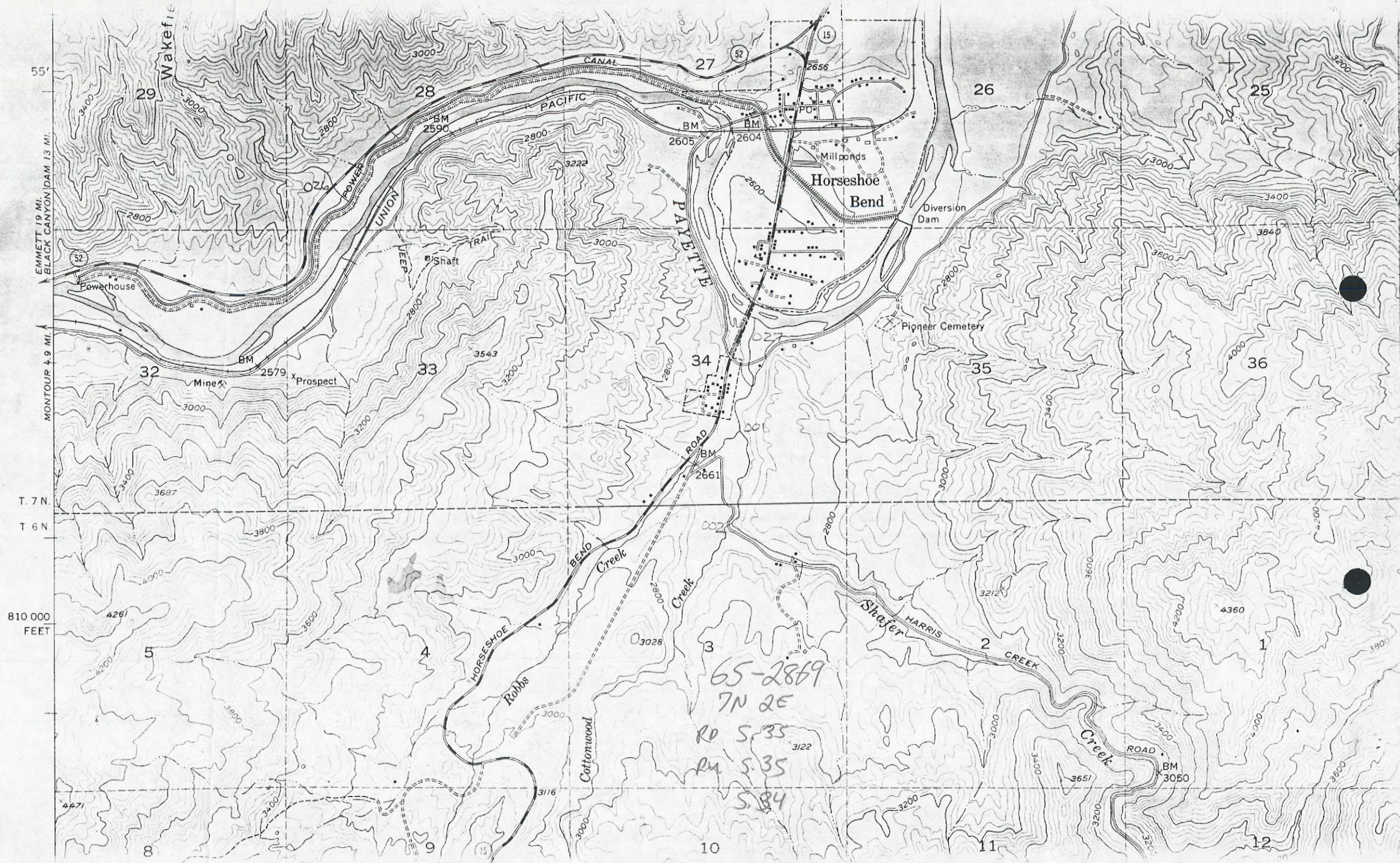
28 27
33 34

33 34
43

GARRETT

Twilight Land





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: **A65-02869**
Date Received: 5/23/1989
Receipt No: X999999
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: D R & J INVESTMENTS LIMITED PARTNERSHIP 208-345-2137
Address: 1197 MAIN ST
BOISE ID 83702

2. Date of Priority: AUG 31, 1966

3. Source: PAYETTE RIVER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	02E	35				2	BOISE
			SW	NW		2	BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	02E	34	SE	NE	1	IRR	7.0
			NE	SE		IRR	35.0
			SE	SE		IRR	25.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
					Section Acres	67.0	
		35	SW	NW	2	IRR	10.0
			NW	SW		IRR	15.0
					Section Acres	25.0	
					Total Acres	92.0	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

ADDRESS CHANGED PER CLAIMANT LETTER. LH
 THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL
 PROVIDE NO MORE THAN .02 CFS/ACRE.
 THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION
 PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
 NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.
 NAME CHANGED PER CLAIMANT REQUEST. DB 6/21/2000.

15. Basis of Claim: PERMIT

JUN 29 2004

By _____ Clerk
_____ Deputy Clerk

PAGE 1
May-28-2004

05/11/2004

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

RIGHT NUMBER: 65-2869

NAME AND ADDRESS: D R & J INVESTMENTS LTD PARTNERSHIP
8973 W STATE ST
BOISE ID 83703-1729

SOURCE: PAYETTE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.860 CFS
394.000 AFY

USE OF THIS RIGHT WITH RIGHT NO. 65-10748 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.86 CFS.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.02 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 4.5 AF PER ACRE AT FIELD HEADGATE.
COMBINED RIGHT NOS.: 65-01317, 65-10748, 65-11393A, 65-02138,
65-10749, 65-02532A, 65-02540, 65-10747, 65-01151, ~~65-3103~~,
65-22775, 65-22778.

PRIORITY DATE: 10/01/1966

POINT OF DIVERSION:

T07N R02E S35 SWNW Lot 2 Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.860 CFS 394.00 AFY

PLACE OF USE: IRRIGATION Within BOISE County

T06N R02E S02 Lot 4 NWNW	14.0	T06N R02E S02	SWNW	6.3	
T06N R02E S02	SENW	16.0	T06N R02E S02	NESW	0.1
T07N R02E S23	SESW	6.0	T07N R02E S23	NWSE	1.4
T07N R02E S23	SWSE	28.5	T07N R02E S23	SESE	3.0
T07N R02E S26	NENE	28.0	T07N R02E S26	NWNE	39.0
T07N R02E S26	SWNE	38.0	T07N R02E S26	SENE	3.5
T07N R02E S26	NENW	19.0	T07N R02E S26	SENW	21.1
T07N R02E S26	NESW	19.6	T07N R02E S26	SESW	18.0
T07N R02E S26	NWSE	28.0	T07N R02E S26	SWSE	8.3
T07N R02E S34	SENE	13.9	T07N R02E S34	NESE	39.0
T07N R02E S34	NWSE	3.8	T07N R02E S34	SWSE	1.6
T07N R02E S34	SESE	34.0	T07N R02E S35	NENW	4.4
T07N R02E S35	SWNW	20.5	T07N R02E S35	NWSW	34.0
T07N R02E S35	SWSW	28.0			

477 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 477 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-01317, 65-10748,
65-11393A, 65-02138, 65-10749, 65-02532A, 65-02540, 65-10747,
65-01151, ~~65-3103~~, 65-22775, 65-22778.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 92 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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: License

WATER RIGHT NO. 65-2869
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-2869 is now described as follows.

Right Holder: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729

Priority Date: October 01, 1966

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	10/31	0.86 CFS	394.0 AF
			0.86 CFS	394.0 AF

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L2 (SWNW) Sec. 35 Twp 07N Rge 02E BOISE 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	
06N 02E 2						14.0 L4	6.3	15.0	.1								36.4
07N 02E 23										6.0			1.4	28.5	3.0		38.9
07N 02E 26	28.0	39.0	38.0	3.5	19.0			21.1	19.6		18.0		28.0	8.3			222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					4.4		20.5			34.0	28.0						86.9

Total Acres: 477

CONDITIONS OF APPROVAL

1. 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.
2. Use of this right with the rights listed below is limited to the irrigation of a combined total of 477 acres in a single irrigation season. Combined right nos.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2138, 65-22775, 65-22778.*
3. Use of this right with the rights listed below is limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at the field headgate. Combined right nos.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2138, 65-22775, 65-22778.*
4. This right is limited to the irrigation of 92 acres within the place of use described above in a single irrigation season.
5. Use of this right with Right No. 65-10748 is limited to a total combined diversion rate of 0.86 cfs.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004


 Chief, Water Allocation Bureau

(Internet)

Page 1 of 2

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 70464

RECEIVED

MAR 03 2003

**WATER RESOURCES
WESTERN REGION**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

REVISED: Donald K. Juncy 2-25-03

Name of applicant D R & J Investments Limited Partnership

Phone 853-1371

Post Office address 8973 W State St., Boise ID 83703-1729

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes To transfer 1.5 acres per attached stipulation.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|---|----------|-----------------------|------------------|---------------|
| <i>portion of</i>
65-3103 | 1-1-1872 | .04 | Irrigation | 4-1 to 11-1 |
| | | | | to |
| | | | | to |
| | | | | to |
| | | | | to |
| 2. Total amount of water being transferred <u>.04</u> cubic feet per second and/or <u>6.75</u> acre-feet per annum. | | | | |
| 3. Source of water <u>Porter Creek</u> tributary to <u>Payette River</u> | | | | |
| 4. Point(s) of Diversion: <u>No Change</u> | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total

PART 1**6. General Information:**

- a. Description of diversion system Pipeline, control valve & measuring device,
GRAVITY irrigation system
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Will be irrigated with #6 Porter Creek right, being transferred from George Dovel under
Right No. 65-22327, per signed stipulation.
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

Attachment 1

Page 1

PART 2 A - Right as Recorded

12/18/2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 65-3103 V2

WATER RIGHT NUMBER: 65-3103 V2

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DOUBLE DIAMOND INC C/O DONALD RUMSEY RT 1 BOX 54 HORSESHOE BEND, ID 83629
Original Owner	DOUBLE DIAMOND RANCHES C/O DON & DALE RUMSEY 311 4TH ST N EXT NAMPA, ID 83687-3247 (208)336-4801
Current Owner	D R & J INVESTMENTS LIMITED PARTNERSHIP 8973 W STATE ST BOISE, ID 83703-1729

Priority Date: 01/01/1872

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
PORTER CREEK	PAYETTE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	3.820 CFS	868.50 AF
	<u>Total Diversion:</u>	3.820 CFS	868.50 AF

Location of Point(s) of Diversion

PORTER CREEK	NW1/4SE1/4	Sec. 12, Twp 07N, Rge 02E, B.M.
BOISE County		

Place of Use

IRRIGATION Within BOISE County

T06N R02E S02 Lot 4 NWNW	14.0	T06N R02E S02	SWNW	6.3	
T06N R02E S02	SENW	16.0	T06N R02E S02	NESW	0.1
T07N R02E S23	SESW	6.0	T07N R02E S23 Lot 7 NWSE	1.4	
T07N R02E S23	SWSE	28.5	T07N R02E S23	SESE	3.0
T07N R02E S26	NENE	28.0	T07N R02E S26	NWNE	39.0
T07N R02E S26	SWNE	38.0	T07N R02E S26	SENE	3.5
T07N R02E S26	NENW	19.0	T07N R02E S26	SENW	21.1
T07N R02E S26	NESW	19.6	T07N R02E S26	SESW	18.0
T07N R02E S26	NWSE	28.0	T07N R02E S26	SWSE	8.3
T07N R02E S34	SENE	13.9	T07N R02E S34	NESE	39.0
T07N R02E S34	NWSE	3.8	T07N R02E S34	SWSE	1.6
T07N R02E S34	SESE	34.0	T07N R02E S35	NENW	4.4
T07N R02E S35	SWNW	20.5	T07N R02E S35	NWSW	34.0
T07N R02E S35	SWSW	28.0			

Total Acres: 477

Conditions of Approval:

PART 2A - continued

12/18/2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 65-3103 V2

1. 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.

Remarks:

1. Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 477 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-1151, 65-1317, 65-2138, 65-2532A, 65-2540, 65-2869, 65-10747, 65-10748, 65-10749, 65-11393A.
2. Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.02 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4.5 AF PER ACRE AT FIELD HEADGATE. COMBINED RIGHT NOS.: 65-02532A, 65-10749, 65-01151, 65-01317, 65-10748, 65-11393A, 65-02138, 65-10747, 65-02540, 65-02869.
3. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1.93 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number: 65
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			08/02/2002	sbock	Active
Summary			12/17/2002	jshurte	Active

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .04 for Irrigation purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: No Change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SE	12	7N	2E	Boise	O R + J Pipeline

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7N	2E	26			1.5														1.5

Total acres 1.5**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 3.78 for Irrigation purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: No Change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SE	12	7N	2E	Boise	O R + J Pipeline

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8N	2E	2						1.4	6.3	16	.1								36.4
7N	2E	23												6		1.7	28.5	3	38.9
		26	28	39	36.5	3.5	19			21.1	19.6			18		28	8.3		221
		34				13.9									39	3.8	1.6	34	92.3
		35					4.4		20.5			34	28						86.9

Limited to 191.5 acres within this place
 of use →

Total acres 475.5

IDAHO DEPARTMENT OF WATER RESOURCES

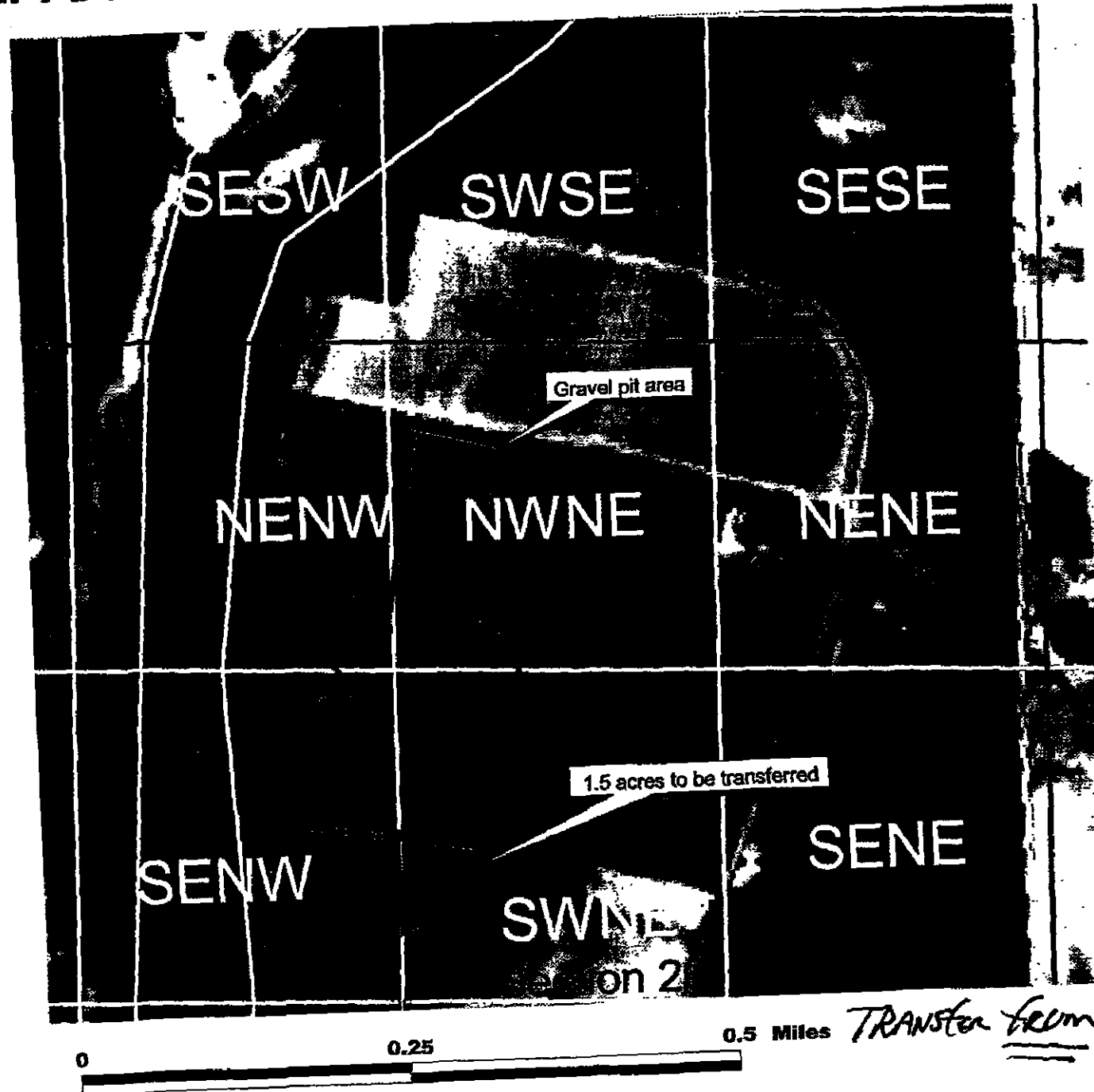
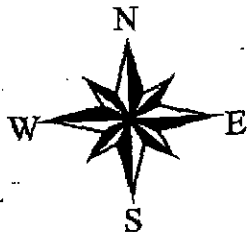
ATTACHMENT 2

**T7N, R2E
SEC. 26**

1987 NAPP

 **Section Lines**
1/41/4

**Transfer 65-3103
DR&J Investment**



PART 3 A

Transfer from

IDAHO DEPARTMENT OF WATER RESOURCES

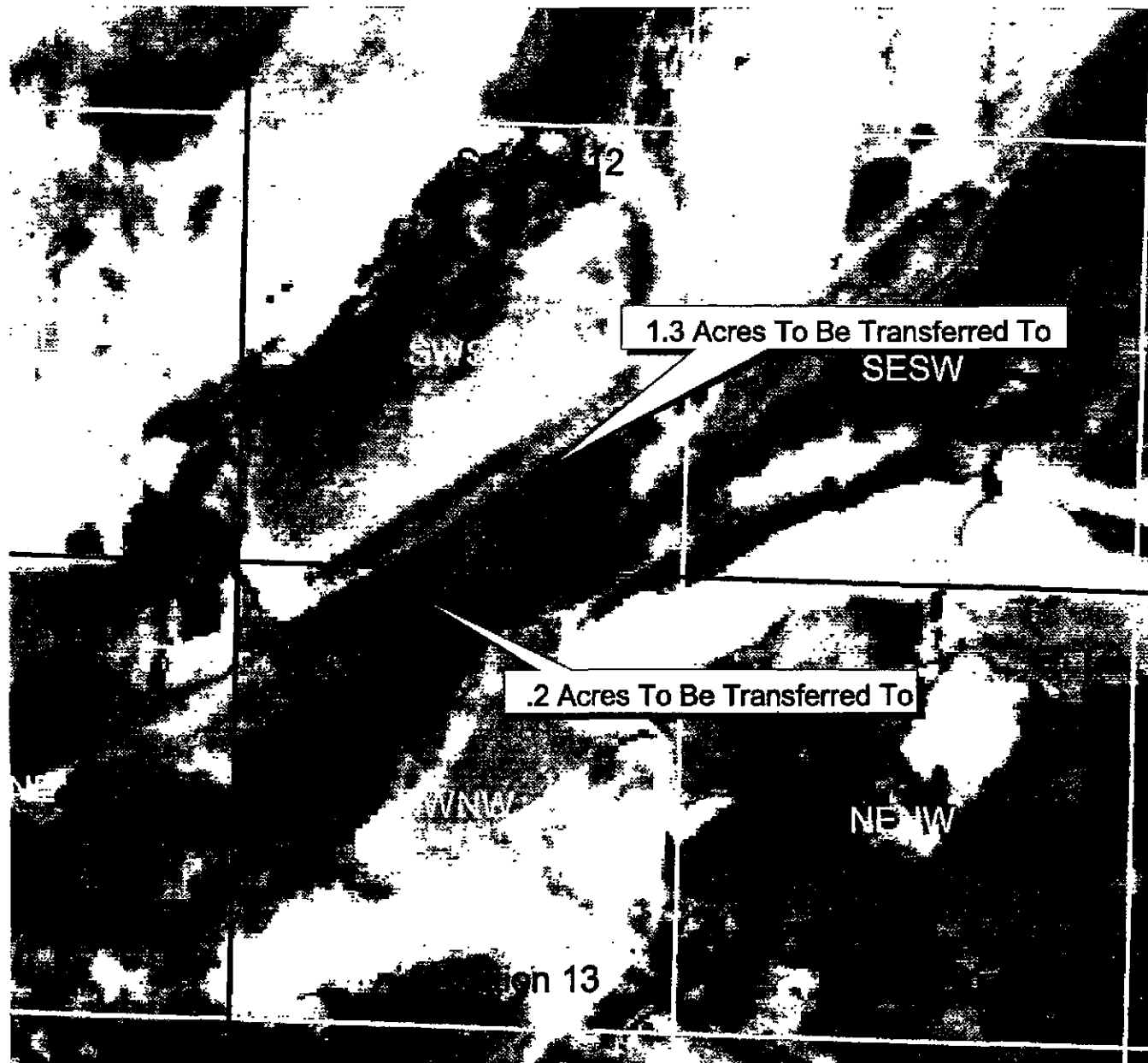
ATTACHMENT 3

**T7N R2E
Sec 12 & 13**

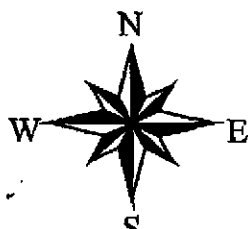
1987 NAPP

 **Section Lines**
1/41/4

**Transfer 65-3103
DR&J Investment**



PART 3A continued



0

0.25

Transfer to

0.5 Miles

PART 3

B. CHANGES IN NATURE OF USE

NO CHANGE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

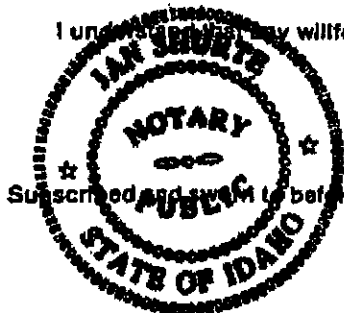
2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

No change

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Subscribed and sworn to before me this

5th

day of

December
18 2002

(Signature of Applicant)

(Notary Public)

My commission expires

9-14-2006

FOR DEPARTMENT USE ONLY

Transfer contains 4 pages and 4 attachments

Received by [Signature] Date 12-6-02

Protest filed by _____

Prelim. check by [Signature] Fee \$100.00

Received by [Signature] Date 12-6-02
RECEIPT # W029910

Published in _____

Copies of protest forwarded by _____

Pub. dates _____

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

rec'd.

by

Copy of transfer sent to lien holder _____

COPY

GARRICK L. BAXTER
Idaho State Bar No.: 6301
Deputy Attorney General
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098
Telephone: (208) 327-7900
Fax: (208) 327-5400

Attorneys for IDWR

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2002 OCT 28 PM 2 45

RECEIVED

OCT 30 2002

Department of Water Resources

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

SUBCASE NO.: 65-3103

(uncontested overlaps: 65-02532A, 65-10749
65-01151, 65-01317, 65-10748, 65-11393A
65-02138, 65-10747, 65-02540, & 65-02869)

STIPULATION TO RESOLVE
OBJECTION

DESCRIPTIVE SUMMARY

This is a stipulation by and between, the parties herein, George Dovel, DR & J Investments Ltd., and the Idaho Department of Water Resources (IDWR), to the resolution of the objection filed by George Dovel and response filed by DR & J Investments Ltd. as follows:

STIPULATION

In order to resolve the dispute over the above-captioned water right, the Idaho Department of Water Resources (IDWR), DR & J Investments Ltd., (claimant) by its attorney of record, Jack C. Riddlemoser, and George Dovel (the objector), hereby stipulate and agree that:

to George Dovel *DR & J* *CP* *DR*

1. DR & J Investments Ltd. will apply for a transfer of water in the amount of .04 cfs (2 inches of water) and reduce the total acres of the place of use by 1.5 acres for water right number: 65-3103.
2. George Dovel will withdraw and dismiss, with prejudice, his objection and future objections, to subcase no. 65-3103. Further, DR & J Investments Ltd.'s response shall be dismissed.
3. George Dovel will apply for a transfer to DR & J Investments Ltd. of .04 cfs and reduce the place of use for his water right number: 65-22327 by 1.5 acres.
4. George Dovel will install a device to limit the flow of Porter Creek to .04 cfs at the point of diversion for water right number: 65-22327, which point of diversion is described as: Township 07 North, Range 03 East, Section 07, SWNW quarter-quarter.
5. The parties agree that the above-referenced changes will be allowed so long as the change does not increase the total number of irrigated acres.
6. This stipulation and agreement herein is contingent upon the approval by IDWR of the transfer application. By signing this agreement, IDWR does not represent that the transfer will be approved.
7. This settlement and this stipulation have been reached through good faith negotiations for the purpose of resolving legal disputes, including pending litigation, and all parties agree that no offers and/or compromises made in the course thereof shall be construed as admissions against interest or be used in any legal proceeding, and that this agreement is not and shall not be used as precedent for any other claim to a water right.
8. This settlement and this stipulation were entered into and executed voluntarily by all parties in good faith, and without any fraud, misunderstanding, overreaching, misrepresentation, duress, or undue influence whatsoever.

By

Jack C. Riddlemoser
JACK C. RIDDLEMOSER
Attorney for DR & J Investments, Ltd.

Dated:

10/22/02

Donald

CERTIFICATE OF MAILING

I certify that on October 23, 2002, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Jack C. Riddlemoser
712 East Fairview Avenue
Meridian, ID 83642

George Dovel
434 Pioneer Road
Horseshoe Bend, ID 83629

DR & J Investments, Ltd.
8973 W. State St.
Boise, ID 83703-1729

US Dept of Justice (courtesy copy)
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Cathy Howard
Signature of person or attorney mailing the form

By: George Dovel
GEORGE DOVEL

Dated: Oct. 22, 2002

IDWR Concurrence:

By: Garrick L. Baxter
GARRICK L. BAXTER
Deputy Attorney General for
IDWR

Dated: 10/22/02

By: Ron Howerton Jan Shurte
~~RON HOWERTON~~ ~~JAN SHURTE~~
Senior Water Right Agent - WATER RIGHTS
SUPERVISOR

Dated: 10-22-02

**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: 65-1151, 65-1317,
65-2138, 65-2532A, 65-2540,
65-2869, 65-10747, 65-10748,
65-10749, 65-11393A

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- XX IC § 42-222 transfer

- | | |
|---|--|
| ☐ Point of diversion | ☐ Place of use |
| ☐ Period of use | ☐ Nature of use |
| ☐ Split of water right | ☐ Change in ownership |

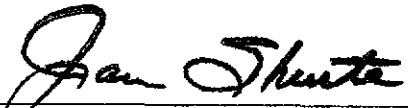
XX Other – Conditions & Remarks

- ☐ 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: 5-25-04



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 25, 2004, 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:

D R & J Investments
8973 W. State. St.
Boise, ID 83703-1729

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

Jack C. Riddlemoser
1905 Garrison Ln.
Kuna, ID 83634

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

Jon Harris
Signature of person mailing this document

08/12/2002

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

RIGHT NUMBER: 65-2869

NAME AND ADDRESS: D R & J INVESTMENTS LIMITED PARTNERSHIP
8973 W STATE ST
BOISE ID 83703-1729

SOURCE: PAYETTE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.86 CFS
394.0 AFY

USE OF THIS RIGHT WITH RIGHT NO. 65-10748 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 0.86 CFS.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.02 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 4.5 AF PER ACRE AT FIELD HEADGATE. COMBINED RIGHT
NOS.: 65-01317, 65-10748, 65-11393A, 65-02138, 65-10749, 65-02532A, 65-02540,
65-10747, 65-03103, 65-01151.

PRIORITY DATE: 10/01/1966

POINT OF DIVERSION:

T07N R02E S35 SWNW Lot 2 Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.860 CFS 394.00 AFY

PLACE OF USE: IRRIGATION Within BOISE County

T06N R02E S02 Lot 4 NWNW	14.0	T06N R02E S02	SWNW	6.3
T06N R02E S02 SENW	16.0	T06N R02E S02	NESW	0.1
T07N R02E S23 SESW	6.0	T07N R02E S23	NWSE	1.4
T07N R02E S23 SWSE	28.5	T07N R02E S23	SESE	3.0
T07N R02E S26 NENE	28.0	T07N R02E S26	NWNE	39.0
T07N R02E S26 SWNE	38.0	T07N R02E S26	SENE	3.5
T07N R02E S26 NENW	19.0	T07N R02E S26	SENW	21.1
T07N R02E S26 NESW	19.6	T07N R02E S26	SESW	18.0
T07N R02E S26 NWSE	28.0	T07N R02E S26	SWSE	8.3
T07N R02E S34 SENE	13.9	T07N R02E S34	NESE	39.0
T07N R02E S34 NWSE	3.8	T07N R02E S34	SWSE	1.6
T07N R02E S34 SESE	34.0	T07N R02E S35	NENW	4.4
T07N R02E S35 SWNW	20.5	T07N R02E S35	NWSW	34.0
T07N R02E S35 SWSW	28.0			

477 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 477 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 65-01317, 65-10748, 65-11393A, 65-02138,
65-10749, 65-02532A, 65-02540, 65-10747, ~~65-03103~~, 65-01151.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 92 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

08/12/2002

IDAHO DEPARTMENT OF WATER RESOURCES
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: License

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 65-2869 V1

WATER RIGHT NUMBER: 65-2869 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DOUBLE DIAMOND RANCHES C/O DON & DALE RUMSEY 311 4TH ST N EXT NAMPA, ID 83687-3247 (208)336-4801
Current Owner	D R & J INVESTMENTS LIMITED PARTNERSHIP 8973 W STATE ST BOISE, ID 83703-1729
Original Owner	DOUBLE DIAMOND INC C/O DONALD RUMSEY RT 1 BOX 54 HORSESHOE BEND, ID 83629

Priority Date: 10/01/1966

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
PAYETTE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.860 CFS	394.00 AF
	<u>Total Diversion:</u>	0.860 CFS	394.00 AF

Location of Point(s) of Diversion

PAYETTE RIVER	L2 SW1/4NW1/4	Sec. 35, Twp 07N, Rge 02E, B.M.
BOISE 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	
06N	02E	2					14.0	6.3	16.0	.1									36.4
							L 4												
07N	02E	23												6.0		1.4	28.5	3.0	38.9
07N	02E	26	28.0	39.0	38.0	3.5	19.0			21.1	19.6			18.0		28.0	8.3		222.5
07N	02E	34				13.9									39.0	3.8	1.6	34.0	92.3
07N	02E	35					4.4		20.5		34.0	28.0							86.9

Total Acres: 477

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 65-2869 V1

Conditions of Approval:

1. 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.

Remarks:

1. Quantity USE OF THIS RIGHT WITH RIGHT NO. 65-10748 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.86 CFS.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 477 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-01317, 65-10748, 65-11393A, 65-02138, 65-10749, 65-02532A, 65-02540, 65-10747, 65-03103, 65-01151.
3. Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.02 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4.5 AF PER ACRE AT FIELD HEADGATE. COMBINED RIGHT NOS.: 65-01317, 65-10748, 65-11393A, 65-02138, 65-10749, 65-02532A, 65-02540, 65-10747, 65-03103, 65-01151.
4. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 92 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

1. sbock 5/1/2001 license
Comment: License issued on April 30, 2001
2. sbock 8/12/2002 changes
Comment: Right 65-3103 was objected to. To settle the objection on that right I am taking the Porter Creek water out of a ppu and striking the remark on the associated rights.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number: 65
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

RIGHT NUMBER: 65-2869
NAME AND ADDRESS: D R & J INVESTMENTS LIMITED PARTNERSHIP
8973 STATE ST
BOISE ID 83703

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 0.86 CFS
394.0 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.02 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4.5 AF PER ACRE AT FIELD HEADGATE. COMBINED RIGHT NOS.: 65-01317, 65-10748, 65-11393A, 65-02138, 65-10749, 65-02532A, 65-02540, 65-10747, 65-03103, 65-01151.

USE OF THIS RIGHT WITH RIGHT NO. 65-10748 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.86 CFS.

PRIORITY DATE: 10/01/1966

POINT OF DIVERSION:

T07N R02E S35 SWNW Lot 2 Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.860 CFS 394.00 AFY

PLACE OF USE:

IRRIGATION Within BOISE County

T06N R02E S02 Lot 4 NWNW	14.0	T06N R02E S02	SWNW	6.3
T06N R02E S02	SENW	T06N R02E S02	NESW	0.1
T07N R02E S23	SESW	T07N R02E S23	NWSE	1.4
T07N R02E S23	SWSE	T07N R02E S23	SESE	3.0
T07N R02E S26	NENE	T07N R02E S26	NWNE	39.0
T07N R02E S26	SWNE	T07N R02E S26	SENE	3.5
T07N R02E S26	NENW	T07N R02E S26	SENW	21.1
T07N R02E S26	NESW	T07N R02E S26	SESW	18.0
T07N R02E S26	NWSE	T07N R02E S26	SWSE	8.3
T07N R02E S34	SENE	T07N R02E S34	NESE	39.0
T07N R02E S34	NWSE	T07N R02E S34	SWSE	1.6
T07N R02E S34	SESE	T07N R02E S35	NENW	4.4
T07N R02E S35	SWNW	T07N R02E S35	NWSW	34.0
T07N R02E S35	SWSW			28.0

477 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 92 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 477 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-01317, 65-10748, 65-11393A, 65-02138, 65-10749, 65-02532A, 65-02540, 65-10747, 65-03103, 65-01151.

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: License

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

12/27/2001

WATER RIGHT NUMBER: 65-2869

NAME AND ADDRESS: D R & J INVESTMENTS LIMITED PARTNERSHIP
8973 W STATE ST
BOISE ID 83703-1729

SOURCE: PAYETTE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.86 CFS
394.0 AFY

USE OF THIS RIGHT WITH RIGHT NO. 65-10748 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.86 CFS.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.02 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 4.5 AF PER ACRE AT FIELD HEADGATE.
COMBINED RIGHT NOS.: 65-01317, 65-10748, 65-11393A, 65-02138, 65-10749, 65-
02532A, 65-02540, 65-10747, 65-03103, 65-01151.

PRIORITY DATE: 10/01/1966

POINT OF DIVERSION:

T07N R02E S35 SWNW Lot 2 Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.860 CFS 394.00 AFY

PLACE OF USE: IRRIGATION Within BOISE County

T06N R02E S02 Lot 4 NWNW	14.0	T06N R02E S02	SWNW	6.3	
T06N R02E S02	SENW	16.0	T06N R02E S02	NESW	0.1
T07N R02E S23	SESW	6.0	T07N R02E S23	NWSE	1.4
T07N R02E S23	SWSE	28.5	T07N R02E S23	SESE	3.0
T07N R02E S26	NENE	28.0	T07N R02E S26	NWNE	39.0
T07N R02E S26	SWNE	38.0	T07N R02E S26	SENE	3.5
T07N R02E S26	NENW	19.0	T07N R02E S26	SENW	21.1
T07N R02E S26	NESW	19.6	T07N R02E S26	SESW	18.0
T07N R02E S26	NWSE	28.0	T07N R02E S26	SWSE	8.3
T07N R02E S34	SENE	13.9	T07N R02E S34	NESE	39.0
T07N R02E S34	NWSE	3.8	T07N R02E S34	SWSE	1.6
T07N R02E S34	SESE	34.0	T07N R02E S35	NENW	4.4
T07N R02E S35	SWNW	20.5	T07N R02E S35	NWSW	34.0
T07N R02E S35	SWSW	28.0			

477 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 477 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-01317, 65-10748, 65-11393A, 65-02138, 65-10749, 65-02532A, 65-02540, 65-10747, 65-03103, 65-01151.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 92 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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: License

**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	)	SUBCASE NO. 65-1151, 65-1317,
	)	65-2138, 65-2532A, 65-2540, 65-2869,
	)	65-3103, 65-3803B, 65-7833, 65-10746,
	)	65-10747, 65-10748, 65-10749, 65-11393A
	)	and 65-12751
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

Name and New Address of Claimant:

D R & J INVESMENTS LIMITED PARTNERSHIP
8973 W STATE ST
BOISE ID 83703-1729

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 Reports* for said water rights. 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 *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: December 28, 2001

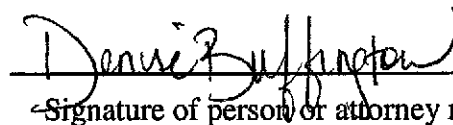


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on December 28, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant or attorney of record:
D R & J Investments Limited Partnership
8973 W State St
Boise ID 83703-1729
3. One Copy to:
Each party in the subcase or attorney of record:
N / A
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

OCT 31 2001

Department of Water Resources

September 27, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED

DEC 10 2001

WATER RESOURCES
WESTERN REGION

D R & J INVESTMENTS LIMITED PARTNERSHIP

~~C/O DOUBLE DIAMOND RANCH~~

8973 W STATE ST

BOISE ID 83703-1729

RE: Snake River Basin Adjudication (SRBA)

Water Rights #~~65-1150, 65-1151, 65-1152, 65-1317, 65-2138, 65-2532A,~~
~~65-2540, 65-2869, 65-3103, 65-3803, 65-7833, 65-10746, 65-10747,~~
~~65-10748, 65-10749, 65-11393A and 65-12751~~

Dear Water Right Holders:

Mail we sent you was returned to us by the Postal Service. The Postal Service advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by October 12, 2001. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a ^{??}change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally Sherman

Technical Records Specialist

Adjudication Bureau

SS:region

Enclosure:

Returned Mail

Donald Rumsay

#####

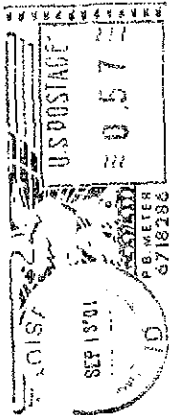
ok - original claimant
on Double Diamond Ranch.
ss

The address is correct as shown above or as otherwise changed.

Water Right Holder's Signature

Telephone No.

ADDRESS SERVICE
REQUESTED



RECEIVED

SEP 24 2001

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES

1301 North Orchard St
PO Box 83720
Boise, ID 83720-0098
(208) 327-7900

TO

DP... 837022008 1300 04 09/22/01

837022008 1300 04 09/22/01

TIME EXP RTN TO SEND

DOUB197 TIME EXP RANCH

FORWARD DIAMOND ST

DOUBELLE STATE ST

8973 W ID 83703-1729

BOISE

RETURN TO SENDER

65-3853B

65-107469

65-107469

0-27000

65-11511

65-1317

-2138

-2532A

-2540

-2869

-3103

-7833

-10746

-10747

-10748

-10749

-10749A

-11393A

-12751

-12751C

-13000

RECEIVED

7/94 (Internet)

JUN 1 - 2000

Department of Water Resources

For Office Use Only

\$25 Filing Fee

Receipt # 1049325

Date 6-1-00

RECEIVED

JUN 15 2000

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF PERMIT

I, Donald J. Rumsey, a Partner of
Double Diamond Ranches, hereby assign to DR & J Investments Limited Partnership,
a Nevada limited partnership,
of, 1197 Main Street, Boise, ID 83702 208-345-2137
(Full Address) (Phone)

All my right, title, and interest in and to Permit No. A65-02869 to
appropriate the public waters of the State of Idaho.

Or, (for partial assignments)

The following described portion of my right, title, and interest in and to
Permit No. _____ to appropriate the public waters of the State of
Idaho. (Describe portion of the permit assigned listing the number of acres in each 40 acre
subdivision, point of diversion location, and the amount of water in cubic feet per second.)

Made this first day of January, 2000. ~~to~~ xxxxxxx

Double Diamond Ranches

Donald J. Rumsey
Permit holder Donald J. Rumsey, Partner

State of Idaho)
County of Ada) ss

On this 21 day of march, 2000, personally appeared before me the signer(s) of the
above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Reucha R. Hernandez
Notary Public residing at
Boise, Idaho

seal

My commission expires: 12-22-2003

COPY

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: A65-02869
Date Received: 5/23/1989
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOUBLE DIAMOND RANCHES 208-336-4801
Address: DON & DALE RUMSEY
311 4TH ST N EXT
NAMPA ID 83687-3247

2. Date of Priority: AUG 31, 1966

3. Source: PAYETTE RIVER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	02E	35				2	BOISE
			SW	NW		2	BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	02E	34	SE	NE	1	IRR	7.0
			NE	SE		IRR	35.0
			SE	SE		IRR	25.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
					Section Acres	67.0	
		35	SW	NW	2	IRR	10.0
			NW	SW		IRR	15.0
					Section Acres	25.0	
					Total Acres	92.0	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

ADDRESS CHANGED PER CLAIMANT LETTER. LH
THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.
THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION
PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

15. Basis of Claim: PERMIT

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 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: A65-02869
Date Received: 5/23/1989
Receipt No: X999999
Received By: _____

AMENDED NOTICE OF CLAIM TO A WATER RIGHT AMENDED
ACQUIRED UNDER STATE LAW

1. Name: DOUBLE DIAMOND RANCHES 208-336-4801
Address: DON & DALE RUMSEY
200 SUNRISE RIM ROAD
BOISE, ID 83705

2. Date of Priority: AUG 31, 1966

3. Source: PAYETTE RIVER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	02E	35				2	BOISE
			SW		NW	2	BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07N	02E	34	SE	NE	1	IRR	7.0
			NE	SE		IRR	35.0

A65-02869

Page 1

Date: 08/15/89

MICROFILMED
SEP 21 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	02E	34	SE	SE		IRR	25.0
						Section Acres	67.0
		35	SW	NW	2	IRR	10.0
			NW	SW		IRR	15.0
						Section Acres	25.0
						Total Acres	92.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.

NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

15. Basis of Claim: PERMIT

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 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. No.

ATTACHMENT TO
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly:

Name of Claimant(s) DOUBLE DIAMOND RANCHES
DON & DALE RUMSEY

Mailing Address 200 SUNRISE RIM ROAD
(include Zip Code) BOISE, ID 83705

Phone Number (208) 336-4801

MICROFILMED

SEP 21 1992

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: 65-02869
DATE RECEIVED: 5/23/89
RECEIPT NO: 2883333
RECEIVED BY: *[Signature]*

RECEIVED
MAY 28 1989

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: DOUBLE DIAMOND INC.
ADDRESS: C/O DON RUMSEY
HORSESHOE BEND, ID 83629

2. DATE OF PRIORITY: AUG 31, 1966

3. SOURCE: PAYETTE RIVER TRIB. TO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
07N	02E	35				2	BOISE
			SW	NW		2	BOISE

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
IRRIGATION	04/01	11/01	1.800		

7. TOTAL QUANTITY APPROPRIATED IS:
1.800 C.F.S. (AND/OR) A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
07N	02E	34	SE	NE	1	IRR	7.0
			NE	SE		IRR	35.0
			SE	SE		IRR	25.0

SECTION ACRES 67.0

10. PLACE OF USE; CONTINUED

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
07N	02E	35	SW	NW	2	IRR	10.0
			NW	SW		IRR	15.0
SECTION ACRES							25.0
TOTAL ACRES							92.0

11. PLACE OF USE IN COUNTIES: BOISE, BOISE

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.
THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

15. BASIS OF CLAIM: PERMIT

164 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: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM President OF
Double Diamond Ranches, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS President OF
Double Diamond Ranches AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

Donald Ramsey
SIGNATURE OF AUTHORIZED AGENT
President
TITLE AND ORGANIZATION
5-17-89
DATE

STATE OF IDAHO)
COUNTY OF Ada) ss.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 17 DAY
OF May 19 89
Angel Mabeula
NOTARY PUBLIC

SEAL

RESIDING AT Brice, Idaho
MY COMMISSION EXPIRES June-1989

MICROFILMED
SEP 21 1992

1/30/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Double Diamond Ranches CLAIM IDENT. NO. A65-02869DATE RECEIVED 5/23/89 CK # exempt AMOUNT \$ exempt

- | | YES | NO | Required Info? |
|--|-------------------------------------|-------------------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | | | |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☐ | ☒ | |
| 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. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ | ☐ | |
| Is the consumptive use correct? | ☒ | ☐ | |
| 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. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 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.) | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| 22. Should this claim be receipted and data entered? | ☒ | ☐ | |

Claim checked by: UH Date: 8-15-89Claim must be returned to claimant: (Yes) (No)Claimant must be notified of modifications: (Yes) (No)Receipt Prepared by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____
Checked by: _____ Date: _____

Comments: _____

MICROFILMED

SEP 21 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 25, 2004

D R & J Investments
8973 W. State St.
Boise ID 83703-1729

Dear Sirs:

Enclosed is a copy of the Notice of Completed Administrative Procedure and pertinent water right(s) recently sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right(s).

The change to your water right(s) was a result of an approved transfer. This notification to the Court does not affect the previous approval of this transfer or your water right(s). You will be notified of any future action on your water right(s) by the SRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

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

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

JS:lh
Enclosures

cc: Jack C. Riddlemoser
George Dovel



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 28, 2001

D R & J INVESTMENTS LIMITED PARTNERSHIP
8973 W STATE ST
BOISE ID 83703-1729

RE: Water Right No. 65-1151, 65-1317, 65-2138, 65-2532A, 65-2540, 65-2869, 65-3103,
65-3803B, 65-7833, 65-10746, 65-10747, 65-10748, 65-10749, 65-11393A & 65-12751

Dear Property Owners:

Enclosed is a copy of the above referenced water right, which reflects your change in 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.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB: db

Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 21, 2000

D R & J INVESTMENTS LIMITED PARTNERSHIP
1197 MAIN ST
BOISE ID 83702

Re: Notice of Claim to a Water Right No. A65-01151, A65-01317, A65-02138, A65-02532A, A65-02540, A65-02869, A65-03103, A65-03803B, A65-10746, A65-10747, A65-10748, A65-10749, A65-11393A, A65-12751 and A65-07833

Dear Claimant:

This letter is to inform you that the name has been changed on the above referenced claims, for the land and appurtenant water right(s) covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree. The final recommendation for these claims will be mailed in September, at which time you will receive copies.

Please note, the name has also been changed on water right numbers 65-01150, 65-01152 and 65-03800, which have been decreed by the SRBA Court.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning this letter, please contact Sue Bock at this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB:db



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

This letter is to inform you that you may be eligible to file a stockwater claim with the Idaho Department of Water Resources (IDWR) in connection with the Snake River Basin Adjudication (SRBA). IDWR is sending this letter to water users in Basin 65 who might have relied upon the non-irrigation season stockwater provision in the Payette Adjudication. This provision states:

"When stockwater is not a specifically mentioned use for a right that includes irrigation, a reasonable flow is implied and included for the watering of livestock during the non-irrigation season."

In another basin, the Idaho Supreme Court struck down general provisions that contained similar language. The non-irrigation season stockwater language quoted above was not included in the General Provisions for Basin 65 because of the Idaho Supreme Court's ruling.

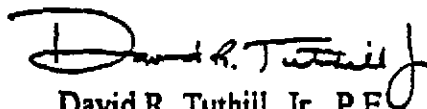
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without a separate stockwater claim might desire to file a new stockwater claim with IDWR.

To be eligible for a new non-irrigation season stockwater claim:

1. You must have actually and historically watered livestock during the non-irrigation season without a separate stockwater right.
2. You must have filed a surface water irrigation claim in both the Payette Adjudication and the SRBA.
3. You must not have filed a stockwater claim with the surface water irrigation claim.

If you meet these three requirements, you may file a Notice of Claim form for stockwater with IDWR. To have a timely filing you must file this claim with IDWR by May 25, 2001. IDWR will waive filing fees for these stockwater claims if filed before this deadline. Failure to file your claim in a timely manner may prevent you from claiming it in the future. Notice of Claim forms are available on IDWR's website at www.idwr.state.id.us/info/water/srba/forms.htm or from any IDWR office. Claimants can call IDWR, Western Region at (208) 334-2190 to make an appointment if they need assistance filling out a Notice of Claim form.

Sincerely,


David R. Tuthill, Jr., P.E.
Adjudication Bureau Chief

RIGHT NUMBER: 65-2869

NAME AND ADDRESS: D R & J INVESTMENTS LIMITED PARTNERSHIP
8973 STATE ST
BOISE ID 83703

SOURCE: PAYETTE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.86 CFS
394.0 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.02 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4.5 AF PER ACRE AT FIELD HEADGATE. COMBINED RIGHT NOS.: 65-01317, 65-10748, 65-11393A, 65-02138, 65-10749, 65-02532A, 65-02540, 65-10747, 65-03103, 65-01151.

USE OF THIS RIGHT WITH RIGHT NO. 65-10748 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.86 CFS.

PRIORITY DATE: 10/01/1966

POINT OF DIVERSION:

T07N R02E S35 SWNW Lot 2 Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.860 CFS 394.00 AFY

PLACE OF USE:

IRRIGATION Within BOISE County

T06N R02E S02 Lot 4 NWNW	14.0	T06N R02E S02	SWNW	6.3
T06N R02E S02	16.0	T06N R02E S02	NESW	0.1
T07N R02E S23	6.0	T07N R02E S23	NWSE	1.4
T07N R02E S23	28.5	T07N R02E S23	SESE	3.0
T07N R02E S26	28.0	T07N R02E S26	NWNE	39.0
T07N R02E S26	38.0	T07N R02E S26	SENE	3.5
T07N R02E S26	19.0	T07N R02E S26	SENW	21.1
T07N R02E S26	19.6	T07N R02E S26	SESW	18.0
T07N R02E S26	28.0	T07N R02E S26	SWSE	8.3
T07N R02E S34	13.9	T07N R02E S34	NESE	39.0
T07N R02E S34	3.8	T07N R02E S34	SWSE	1.6
T07N R02E S34	34.0	T07N R02E S35	NENW	4.4
T07N R02E S35	20.5	T07N R02E S35	NWSW	34.0
T07N R02E S35	28.0			

477 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 92 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 477 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-01317, 65-10748, 65-11393A, 65-02138, 65-10749, 65-02532A, 65-02540, 65-10747, 65-03103, 65-01151.

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: License

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-02869

Priority: October 01, 1966

Maximum Diversion Rate: 0.86 CFS
Maximum Diversion Volume: 394.0 AF

It is hereby certified that DR & J INVESTMENTS LP
8973 W STATE ST
BOISE ID 83703 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated August 24, 1966; and has
submitted Proof of Beneficial Use on October 20, 1969. An examination indicates that the works have a
diversion capacity of 0.86 cfs of water from:

SOURCE

PAYETTE RIVER

Tributary: SNAKE RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/15 to 10/31	0.86 CFS	394.0 AF

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L2 SW¼NW¼ Sec. 35, Twp 07N, Rge 02E, B.M., BOISE 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	
06N 02E 2						14.0	8.3	16.0	.1								36.4
07N 02E 23												6.0		1.4	28.5	3.0	38.9
07N 02E 26	28.0	39.0	38.0	3.5	19.0			21.1	19.6			18.0		28.0	8.3		222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					4.4		20.5			34.0	28.0						86.9

Total Acres: 477

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
2. This right is limited to the irrigation of 92 acres within the place of use described above in a single irrigation season.
3. Right 65-10748 is also diverted through the point of diversion described above.

Page 2

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-02869

4. Rights 65-10748 and 65-02869 when combined shall not exceed a total diversion rate of 0.86 cfs.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. Rights ~~65-10747~~, ~~65-10748~~, ~~65-10749~~, ~~65-02532A~~, ~~65-02540~~, ~~65-02138~~, ~~65-03103~~, ~~65-11393A~~, ~~65-01317~~, ~~65-01151~~ and 65-02869 when combined shall not exceed a total annual maximum diversion volume of 2146.5 af at the field headgate, and the irrigation of 477 acres.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 30TH day of APRIL, 2001.

Acting for


KARL J. DREHER
Director

03/07/2001

NOTICE OF ERROR
REPLY

2869

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: April 13, 2001

Water right number: 65-2869

D R & J INVESTMENTS LIMITED PARTNERSHIP
8973 STATE ST
BOISE ID 83703
Telephone Number: (208) 583-1371

RECEIVED

APR 05 2001

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

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

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

RECEIVED

APR 06 2001

WATER RESOURCES
WESTERN REGION

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

DATE: 4-3-01

SIGNATURE: Donald Ramsey

Please print your name: Bernard Ramsey

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 334-2190

WESTERN REGIONAL OFFICE
35 AIRPORT WAY
BOISE, IDAHO 83705

RETURN TO SENDER

US POSTAL SERVICE
PS FORM 3547

RUMS197 037022016 1300 07 03/15/01
FORM 3547

The World of the Future

RETURN TO SENDER

U.S. POSTAL SERVICE
EPA FORM 3547

RECEIVED
MAR 21 2001
WATER RESOURCES
WESTERN REGION

69800-59

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 65-2869

Owner Type Name and Address
Current Owner D R & J INVESTMENTS LIMITED PARTNERSHIP
8973 STATE ST
BOISE, ID 83703
(208) 583-1371

Original Owner DOUBLE DIAMOND INC
C/O DON RUMSEY
HORSESHOE BEND, ID 83629

Original Owner DOUBLE DIAMOND RANCHES
DON & DALE RUMSEY
311 4TH ST N EXT
NAMPA, ID 836873247
(208)336-4801

Priority Date: 08/31/1966
Basis: Permit
Status:

Source
PAYETTE RIVER

Tributary to

Beneficial Use
IRRIGATION

Total Diversion

From 4/01 To 11/01 Diversion Rate 1.8 CFS Volume 394.0 Subuse Code
3/15 10/31 1.8 CFS 394.0

Location of Point(s) of Diversion:

PAYETTE RIVER Lt 2 Sec. 35 Township 07N Range 02E BOISE County
PAYETTE RIVER SWNW Lt 2 Sec. 35 Township 07N Range 02E BOISE County

IRRIGATION Use:
Acre Limit: 92

Place(s) of use:

Place of Use Legal Description: IRRIGATION

BOISE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	02E	34	1	SENE	7									
				NESE	35		SESE	25						
		35	2	SWNW	10									
				NWSW	15									

Total Acres: 92

Conditions of Approval:

1. A01 THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY

APPROPRIATION PROCESS.

Dates:

Licensed Date:
Claim Received Date: 05/23/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Element Reviewed/Verified Dates: No dates found

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector:
Water District Number: 65
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Verification Log: No log entries

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:16:19
06/10/00
459

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A65-02869

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DOUBLE DIAMOND RANCHES	08/31/1966	IRRIGATION	04-01 11-01	1.800 CFS	
TOTAL DIVERSION:					1.800 CFS	

Water Source: PAYETTE RIVER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T07N R02E S35 Lot02() Lot02(SWNW)

BOISE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
07N	02E	34	:					01-07												:	67.0
07N	02E	35	:									02-10				15				:	25.0
																				TOTAL ACRES	92.0

POU County: BOISE

Remarks: NAM ADDRESS CHANGED PER CLAIMANT LETTER. LH

GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.
THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION
PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

AC1

WR5809NP
No. 65-02869

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/10/00
PAGE: 30

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	DOUBLE DIAMOND RANCHES DON & DALE RUMSEY 200 SUNRISE RIM ROAD BOISE ID 83705 (208) 336-4801	08/31/1966	IRRIGATION	04/01 11/01	1.800 CFS	
				TOTAL DIVERSION:	1.800 CFS	
C	DOUBLE DIAMOND INC. C/O DON RUMSEY HORSESHOE BEND ID 83629					

Water Source: PAYETTE RIVER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T07N R02E S35 Lot 02() Lot 02(SWNW)

BOISE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																		
		NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
07N	02E	34	:						01-07	:																							67.0	
07N	02E	35	:							:				02-10	:							15	:									25.0		
TOTAL ACRES																												92.0						

Pou County: BOISE

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.
THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION
PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

Dates: App. Received: Priority Date: 08/31/1966 (Priority Date Advanced.)
Proof Due Date: Proof Made Date: 01/01/1900 (Proof Received Late.)
Exam Made Date: 06/05/1998 Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee: R (Received)

AJ5809NP
No. A65-02869

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/24/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DOUBLE DIAMOND RANCHES DON & DALE RUMSEY 311 4TH ST N EXT NAMPA ID 836873247 (208) 336-4801	08/31/1966 10/1/1966	IRRIGATION	04-01 11-01	1.800 CFS	
TOTAL DIVERSION:					1.800 CFS	

Water Source: PAYETTE RIVER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T07N R02E S35 Lot02() Lot02(SWNW)

BOISE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
07N	02E	34	:																	:	67.0
07N	02E	35	:																	:	25.0
																				:	92.0

TOTAL ACRES

POU County: BOISE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A65-02544 A65-10748

Other Water Rights Listing Overlapping Place(s) of Use:
A65-01151 A65-01317 A65-02544 A65-10748 A65-11393 A65-11393A

Remarks: NAM ADDRESS CHANGED PER CLAIMANT LETTER. LH

GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.
THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION
PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

*See -
For code shows you
have this one too!
This # is not
listed on the o-chg
form though. ?*

RECEIVED
JUN 09 2000
WATER RESOURCES
WESTERN REGION

WR5809NP
No. 65-02869

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/24/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	DOUBLE DIAMOND RANCHES DON & DALE RUMSEY 200 SUNRISE RIM ROAD BOISE ID 83705 (208) 336-4801	<u>08/31/1966</u> 10/1/1966	IRRIGATION	04/01 11/01	1.800 CFS	
TOTAL DIVERSION:					1.800 CFS	
C	~~DOUBLE DIAMOND INC.~~ ~~DON RUMSEY~~ HORSESHOE BEND ID 83629					

Water Source: PAYETTE RIVER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T07N R02E S35 Lot 02() Lot 02(SWNW)

BOISE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM				
07N	02E	34	:																	:					
07N	02E	35	:																	:					
				01-07												35				25				:	67.0
								02-10				15												:	25.0
																				TOTAL ACRES	92.0				

Pou County: BOISE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-01150 65-02544 65-10689 65-10748

Other Water Rights Listing Overlapping Place(s) of use:
65-01151 65-01317 65-02544 65-10748 65-11393

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.
THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION
PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

Dates: App. Received: 8/31/1966 Priority Date: 08/31/1966 (Priority Date Advanced.)
Proof Due Date: 9/12/1969 Proof Made Date: 01/01/1980 (Proof Received Late.)
Exam Made Date: 06/05/1998 Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee: R (Received)

Audit: 08/12/86 04/30/88 CONVERT 08/05/92 NAME-ADD 08/12/98 KGALE

proof made:
10/20/1969

proof due:
9/12/1969

app. approved:
9/12/1966

RECEIVED

JUN 09 2000

WATER RESOURCES
WESTERN REGION

RECEIVED

JUN 1 - 2000

RECEIVED

JUN 09 2000

Department of Water Resources

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right No(s): 65-01151, 65-01154, 65-01317, 65-02138, 65-02532A, 65-02540, 65-03103, 65-10746, 65-10747, 65-10748, 65-10749, 65-11393, 65-12751, 65-12754
 Adjudication Claim No(s): 65-01150, 65-01152, 65-03800, A65-01151, A65-01317, A65-02138, A65-02532A, A65-02540, A65-03103, A65-03803B, A65-10746, A65-10747, A65-10748, A65-10749, A65-11393A
2. The following **REQUIRED** information must be submitted with this form:
- A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
AND
 B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
OR
 C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.
Double Diamond, Inc. or Double Diamond Ranch
or Double Diamond Ranches
3. Name and Address of Former Owner/Claimant
1197 Main Street
Boise, ID 83702
4. New Owner/Claimant(s)
DR & J Investments Limited Partnership
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 1197 Main Street
 City, State and ZIP Code Boise, ID 83702
 New Telephone Number (208) 345-2137
5. Date you acquired the property 1/1/00
6. **Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.**

Number of acres you irrigate with this water right _____	Number and type of stock _____
Diversion rate in CFS _____	Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) DR & J Investments Limited Partnership
 or Claimant(s) DR Holdings, Inc., General Partner
 By: Donald J. Rumsey, President
Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

LAW OFFICE

D. JOHN THORNTON & ASSOCIATES, P.A.

TAX • BUSINESS • ESTATE PLANNING • WEALTH PRESERVATION

THE GOLDEN EAGLE AT FOREST RIVER
1101 WEST RIVER STREET, SUITE 340
BOISE, IDAHO 83702-7067

POST OFFICE BOX 7156
BOISE, IDAHO 83707-1156

TELEPHONE (208) 344-8600
FACSIMILE (208) 344-8720

RECEIVED

JUN 09 2000

D. JOHN THORNTON
GREGORY A. BYRON, LL.M. **WATER RESOURCES
WESTERN REGION**

NICHOLAS S. MARSHALL, LL.M.
AMBER R. MYRICK, LL.M.
MARK P. THOMAS, LL.M.

KATHLEEN A. ROCKNE
LEGAL ASSISTANT

LICENSED TO PRACTICE IN
IDAHO, OREGON, WASHINGTON, CALIFORNIA

STRATEGIC LEGAL ALLIANCES:
ARIZONA, NEVADA, UTAH

May 31, 2000

Ms. KariLynn Townsend
State of Idaho
Department of Water Resources
1301 N. Orchard
Boise, ID 83706-2237

RECEIVED

JUN 1 - 2000

Department of Water Resources

Re: Donald J. Rumsey

Dear KariLynn:

As we discussed earlier today, enclosed are Assignments of Permits and Notices of Change of Water Right Ownership to the following named limited partnerships:

To DR & J INVESTMENTS L.P.:

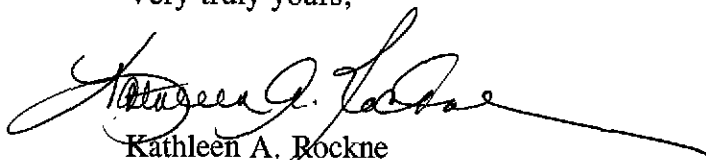
1. Five Assignments of Permit ##65-02869, 65-07833, A65-02869, A65-12751 and A65-07833, together with our check for assignment fees in the amount of \$125; and
2. Notice of Change of Water Right Ownership for various water rights and adjudication claims in Boise County.

To DR & T PROPERTIES L.P.:

3. Notice of Change of Water Right Ownership for one water right and two adjudication claims in Elmore County.

If you have any questions or need additional information, please call. Thank you in advance for your assistance.

Very truly yours,


Kathleen A. Rockne
Legal Assistant

/K
Enclosures

COPY

RECEIVED

JUN 09 2000

CONSENT TO ACTION OF SOLE DIRECTOR IN LIEU OF
ORGANIZATIONAL MEETING

WATER RESOURCES
WESTERN REGION

OF
DR HOLDINGS, INC.

RECEIVED

JUN 1 - 2000

* * * * *

Department of Water Resources

THE UNDERSIGNED sole director of DR HOLDINGS, INC., a Nevada corporation, hereby consents to, adopts, ratifies and approves in writing the following corporate actions, without a meeting, pursuant to the provisions of Title 7, Chapter 78, Nevada Revised Statutes:

INITIAL FORMATION OF CORPORATION:

BE IT HEREBY RESOLVED, that the Articles of Incorporation of the Corporation, as filed, are approved and adopted and shall be inserted in the minute book of the Corporation, together with the Certificate of Incorporation issued by the Secretary of State of Nevada on December 31, 1998.

BE IT FURTHER RESOLVED, that the form of Bylaws for the regulation of the affairs of the Corporation, approved and adopted this date, shall be filed in the corporate minute book.

CONFIRMATION OF SOLE DIRECTOR:

BE IT FURTHER RESOLVED, that the following person, who is named as the initial sole director in the Articles of Incorporation, is hereby ratified and confirmed as the sole director of this Corporation, to serve for the ensuing year or until his successor shall have been elected and qualified:

DONALD J. RUMSEY

ELECTION OF OFFICERS:

BE IT FURTHER RESOLVED, that the following persons are elected as officers of the Corporation, to serve for the ensuing year or until their successors shall have been elected and qualified:

President:	DONALD J. RUMSEY
Vice President:	DONALD J. RUMSEY
Secretary:	LEECHA R. HERNANDEZ
Treasurer:	DONALD J. RUMSEY

CONDUCT OF CORPORATE BUSINESS:

BE IT FURTHER RESOLVED, that the secretary of this corporation shall procure all such record books, transfer books, books of account, stationery, and other office supplies as may be necessary, for the proper conduct of this corporation's business; that the form of stock certificate attached to this Consent is adopted as the stock certificate of the Corporation; and that the form of corporate seal that is impressed hereon, or an impression of which is attached to this Consent, is adopted as the corporate seal of the Corporation.

BE IT FURTHER RESOLVED, that the secretary be, and hereby is authorized and directed to pay out of any funds belonging to this corporation the expenses incurred in connection with its incorporation and for the supplies ordered or to be purchased in connection with the organization of the corporation and the establishment of its business, and such other obligations, if any, as the corporation has incurred incidental to its organization.

BE IT FURTHER RESOLVED, that this corporation shall open a bank account for the general banking business of this corporation with a banking institution in the State of Nevada or in any other state, as the officers of this corporation may deem appropriate, and the standard banking resolution used by said bank for a corporate account is hereby adopted as if said resolution had been set forth herein in full; and that the officers of this Corporation are hereby authorized and directed to execute all necessary forms of corporate resolution of authority for bank accounts and borrowings with said banking institution.

ORIGINAL STOCK ISSUE:

BE IT FURTHER RESOLVED, that, for good and valuable consideration, the receipt of which is hereby acknowledged, the Corporation shall issue shares of common stock pursuant to that certain Subscription and Investment Agreement dated December 31, 1998, as set forth below:

SUBSCRIBER	VOTING SHARES:	NONVOTING SHARES:
DONALD J. RUMSEY	100	900

DR & J PROPERTIES L.P.:

WHEREAS, this Corporation and Donald J. Rumsey have agreed to enter into and execute that certain Agreement of Limited Partnership dated January 1, 1999 (the "Agreement"), wherein this Corporation will contribute certain assets to DR & J Properties L.P., a Nevada limited partnership (the "Partnership") in exchange for a one percent (1.0%) general partner interest in said Partnership; and

WHEREAS, pursuant to such Agreement, this Corporation will become the sole General Partner of said Partnership and as such, will assume all of the rights, duties and obligations of a General Partner as set forth in said Agreement;

NOW, THEREFORE, BE IT HEREBY RESOLVED, that, effective January 1, 1999, the officers of this Corporation be, and they hereby are authorized and empowered to enter into and execute the Agreement wherein this Corporation will become the sole General Partner of said Partnership and shall assume all of the rights, duties and obligations of a General Partner as set forth in said Agreement.

BE IT FURTHER RESOLVED, that thereafter the officers of this Corporation be, and they hereby are authorized and empowered to conduct the business of said Partnership as its General Partner, consistent with all the rights and powers granted to a General Partner under the Agreement and acting in the fiduciary capacity as described therein.

DR & T PROPERTIES L.P.:

WHEREAS, this Corporation and Donald J. Rumsey have also agreed to enter into and execute that certain Agreement of Limited Partnership dated January 1, 1999 (the "Agreement"), wherein this Corporation will contribute certain assets to DR & T Properties L.P., a Nevada limited partnership (the "Partnership") in exchange for a one percent (1.0%) general partner interest in said Partnership; and

WHEREAS, pursuant to such Agreement, this Corporation will become the sole General Partner of said Partnership and as such, will assume all of the rights, duties and obligations of a General Partner as set forth in said Agreement;

NOW, THEREFORE, BE IT HEREBY RESOLVED, that, effective January 1, 1999, the officers of this Corporation be, and they hereby are authorized and empowered to enter into and execute the Agreement wherein this Corporation will become the sole General Partner of said Partnership and shall assume all of the rights, duties and obligations of a General Partner as set forth in said Agreement.

BE IT FURTHER RESOLVED, that thereafter the officers of this Corporation be, and they hereby are authorized and empowered to conduct the business of said Partnership as its General Partner, consistent with all the rights and powers granted to a General Partner under the Agreement and acting in the fiduciary capacity as described therein.

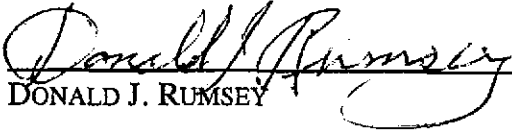
FURTHER ACTIONS:

BE IT FURTHER RESOLVED, that the officers of this Corporation be, and they hereby are, authorized and empowered to enter into and execute contracts, leases,

agreements and other legal documents of whatever kind or nature, specifically including agreements of limited partnership, as may be agreed to be necessary in the course of business, and that thereafter the Corporation shall be authorized to perform according to the same.

DATED this 31st day of December, 1998.

SOLE DIRECTOR:


DONALD J. RUMSEY

MEMO

DATE: 12/3/1998
FROM: LG
TO: 65-02869/A65-02869
RE: Field Exam

The field exam for this permit was conducted 6/4/1998. The system and acres were verified. Schafer Creek rights and other Payette River rights have been decreed throughout the farm. Why this permit was not decreed is a mystery. Because a permissible p/u will most likely be recommended in the SRBA, I'm going to wait and recommend licensing of this permit based on the p/u determined for the decreed rights rather. At that time, we'll probably have the old decree records and maps here at the regional office which might help solve the "why" questions. This permit may or may not be necessary depending upon the capacity of the pump system and the amount of water already decreed for that system. I'm going to hold this permit, so please see me when ready for SRBA review of Double Diamond Ranch. LG



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 16, 1996

*Records Not Modified.
02-27-96*

RECEIVED
FEB 26 1996

Department of Water Resources

This should've been Don. my self. ss
DOUBLE DIAMOND RANCHES
RON & DALE RUMSEY
311 4TH ST N EXT
NAMPA ID 83687-3247

Re: Snake River Basin Adjudication (SRBA)
Notice(s) of Claim No.- Please see attached list.
Change of Address

Dear Claimant,

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claim(s) can be sent only to the address on your claim or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right(s) referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

The address is correct as shown above or as otherwise changed.

Donald Rumsey
Claimant

RECEIVED

FEB 27 1996

WATER RESOURCES
WESTERN REGION

MICROFILMED

OCT 18 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 Snake River Basin Adjudication Case
No. 39576

) Notice of Filing Director's Report and Supplemental
) Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT. THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PROCEEDINGS ON THESE WATER RIGHT CLAIMS.

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

63257
Idaho Department of water Resources
Statehouse Mail
Boise, Idaho 83720

RECEIVED

FEB 16 1996

WATER RESOURCES
WESTERN REGION

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

RECEIVED

APR 21 1995

Department of Water Resources

DOUBLE DIAMOND RANCHES
DON & DALE RUMSEY
200 SUNRISE RIM ROAD
BOISE ID

RUMSEY 837052012 1995 04/19/95
0025075
FORWARDING TIME EXPIRED
RUMSEY
311 4TH ST N EXT
Nampa ID 83687-3247
RETURN TO SENDER

|||||

Address all communications to

John M. Garrett
P.O. Horse Shoe Bend Idaho

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

65-2869

Application No. 41349
Permit No. 33148
District No. _____

RECEIVED
AUG 31 1966

Department of Reclamation

1. Name of Applicant: John M. Garrett
Post Office address Horse Shoe Bend County Boise State Idaho

If applicant is a corporation, give:

- (a) Date and place of incorporation: _____
(b) Amount of Capital stock: \$ _____ (c) Amount paid in: \$ _____
(d) Names and addresses of directors: _____

The financial resources of the applicant are: (a) Cash on hand: \$ 2000
(b) Treasury stock: _____ (c) Bonds to be issued: _____
(d) Other resources: 1600 Acres of Land

2. Quantity of water claimed: 1.8 cubic feet per second

3. Source of water supply: PAYETTE RIVER
which is tributary of SNAKE RIVER

4. Location of point of diversion: 3000 feet distant from the S W corner
of Section 35, Twp. 1 N, Rge. 2 E, B. M., and is in the S W 1/4 of NW 1/4
of Section 35, Twp. 1, Rge. 2 B.M., County of Boise

5. Water is to be used for: Irrigation

6. If for any non-irrigation purpose, give:

(a) Point of use of water: _____ feet distant from _____ corner of Section _____
Twp. _____, Rge. _____, B. M., in the _____ of Section _____, Twp. _____, Rge. _____, B. M.

(b) Amount of power generated: _____ H. P., under _____ feet head.

(c) Water is to be returned to _____ at a point _____ feet
distant from the _____ corner of Section _____, Twp. _____, Rge. _____, B. M., in the
_____ of Section _____, Twp. _____, Rge. _____, B. M.

7. Estimated cost of works: \$ 5000.00

8. Kind of works: Pump Pipe + Ditch
(Reservoir, dam, ditch, flume, pipe, etc.)

9. Height of dam _____ feet; length of dam at top _____ feet; length of dam at bottom _____ feet;

material used in dam _____
(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

10. Size of headgate: Width _____ feet; Height _____ feet

11. Ditch: Width at bottom 2 feet; Width at water line 4 feet; Depth of water 1 feet;

Dimensions of flume _____; Diameter of pipe 10 inches;

Length of conduit _____ miles. Average grade per mile 0.2 feet per 100 feet.

33148

STATE OF IDAHO
Department of Water Resources

Act. # 1238 - 120

No 40535

Boise, Idaho, Aug 11, 1986

RECEIVED
FROM

Donald Rumsey of Gardena, CA \$ 125 ^{no} ~~100~~

One Hundred Twenty Five & ^{no} ~~100~~ DOLLARS

FOR

Exam Fee \$ 125 —

Permit # \$ —

40535 \$ —

92-9 \$ —

TOTAL - - - \$ 125 —

Alvin M. Buttram

For Office Use Only
 Fee Received \$125
 Date 8-11-86
 Receipt # 40525
 Receipt by AB
 Sent to S.O. 8-12-86

RECEIVED
JUL 22 1966

Department of Water Resources
Western Regional Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

RECEIVED
JUL 22 1986

1. Permit No. 65-2869

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

Department of Water Resources

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Donald & Dale Rumsey

3. Post Office Address: P.O. Box 247, Horseshoe Bend, Idaho 83629

Telephone No. : 793-2230

4. Source of Water: Payette River

5. Extent of Use:

Domestic _____ (No. of households) Stockwater 75 ^{cattle} (No. and type of stock)

Irrigation	92	(acres)	Other/Remark

6. Total rate &/or volume for which proof is submitted 1.80 cfs acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

1966

8. Person to contact to accompany the department representative during the field examination:

Donald Rumsey

(Name)

200 Sunrise Rim Road, Boise, Idaho 83705 208-336-4801

(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date

Signature of Permit Holder (and title, if appropriate)

01 Water Right Number - 65-2869

02 Old (D) Number -

LAST NAME
03001 - DOUBLE DIAMOND INC.FIRST NAME
04001 -ORIG. OWNER
05001 - C

06 Add Line 1 - C/O DON RUMSEY

07 Add Line 2 -

08 Add Line 3 -

09 City - HORSESHOE BEND

10 State - ID

11 ZIP - 83629

12 Stage - P PERMIT

13 Status -

SOURCE
14001 - PAYETTE RIVERTRIBUTARY OF
15001 -

16 Diversion Means -

17 County - 15 BOISE

18 Diversion Capacity - .000

19 Total Diversion Rate - 1.800

20 Total Diversion Volume - .00

21 Water District - 65

Tract	Sec	Tw	Rng	Lot	Rfls	ST	RE	A	M	I	N	D	E	X	F	I	E	L	D	S
22001 -	23001 - 35	24001 - 07N	25001 - 02E	26001 - 02	27001 -															
				28001 - 0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0	0	0	0.0	
22002 - SWNW	23002 - 35	24002 - 07N	25002 - 02E	26002 - 02	27002 -															
				28002 - 0	272.0	296.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0	0	0	57.0	

29 Non-Irrigation Use -

Use Code / Use	Tw	Rng	Sec	Tract	Acres	Lot
30001 - 01 IRRIGATION	31001 - 07N	32001 - 02E	33001 - 34	34001 - NESE	35001 - 35	36001 -
30002 - 01 IRRIGATION	31002 - 07N	32002 - 02E	33002 - 34	34002 - SESE	35002 - 25	36002 -
30003 - 01 IRRIGATION	31003 - 07N	32003 - 02E	33003 - 34	34003 - SENE	35003 - 07	36003 - 01
30004 - 01 IRRIGATION	31004 - 07N	32004 - 02E	33004 - 35	34004 - NWSW	35004 - 15	36004 -
30005 - 01 IRRIGATION	31005 - 07N	32005 - 02E	33005 - 35	34005 - SWNW	35005 - 10	36005 - 02
						Total Acres: 92

Period From	Period To	Use Code / Use	WATER USE	Diversion Rate	Diversion Volume
37001 - 0401	38001 - 1101	39001 - 01 IRRIGATION	40001 -	1.800	41001 - 0.00

42 Decree Plaintiff Name -

43 Decree Defendant Name -

REMARKS
44001 - THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL
44002 - PROVIDE NO MORE THAN .02 CFS/ACRE.
44003 - THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION
44004 - PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
44005 - NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

Approval Conditions: 45001 -

46 Other Rishts for Same Use -

D A T E S		D A T E S		F L A G S	
47	Priority - 31-Aug-1966	55	License -	63	Transfer/Amended -
48	Proof Due -	56	Appl Received -	64	DLE/Carew Act -
49	Proof Made - 1-Jan-1900	57	Field Exam Made -	65	Flag_1 - R
50	Approve/Denied-	58	Decree -	66	Flag_2 -
51	Protested -	59	Start Work -	67	Flag_3 -
52	Hearings -	60	Order Show Cause -		
53	Verified -	61	Date_1 -		
54	Last Update - 12-Aug-1986	62	Date_2 -		



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

August 13, 1986

Mr. Donald Rumsey
P.O. Box 247
Horseshoe Bend, ID 83629

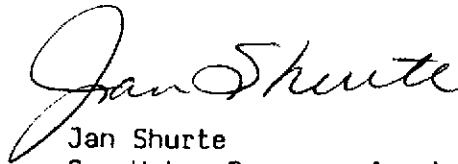
RE: Permit No. 65-2869

Dear Permit Holder:

We are planning to conduct water right field examinations in the vicinity of your water permit (the permit number is listed above your name) during the week of August 18, 1986. A field examination is needed to verify your water use so that a water license can be issued. In order to conduct your exam as efficiently as possible, please call this office to schedule a day and time during the above referenced week that is convenient for you. Please note that your system should be operating under normal conditions during the examination.

If there is a problem with scheduling or conducting the examination at this time, please call us and other arrangements can be made.

Sincerely,



Jan Shurte
Sr. Water Resource Agent

KEYPUNCHED

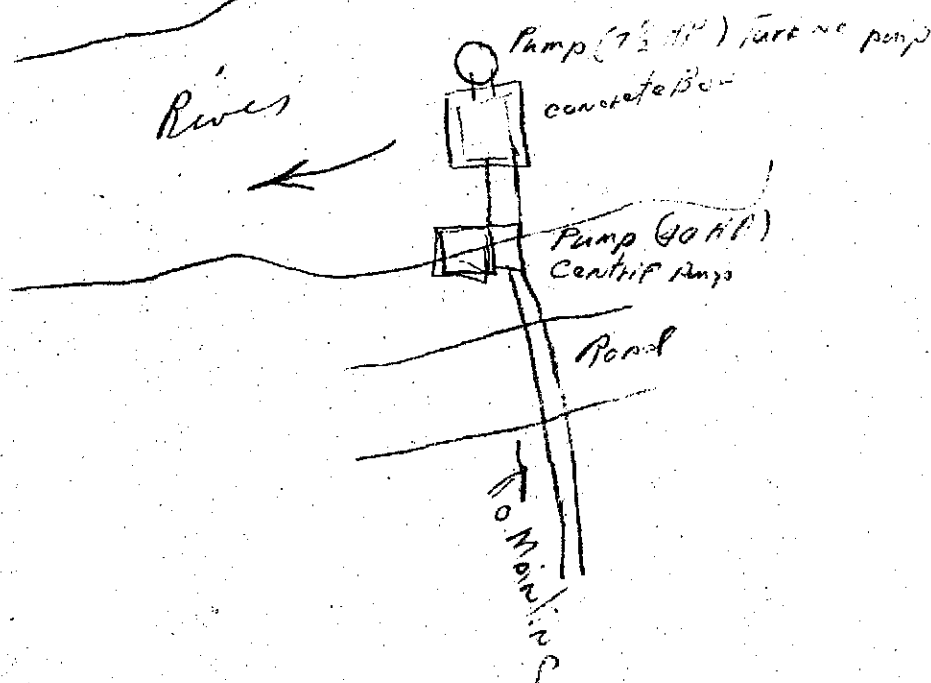
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 33148/65-2869

REPORT ON PROOF OF John M. Garrett

325-8708



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. 33148/65-2869

This proof is for 1.8 cfs / PROOF - 0.90 cfs In Water District No. _____

1. Name of applicant John M. Garrett, Horseshoe Bend, Idaho 83629

2. Source of water supply: Payette River, tributary of Snake River.

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35

T. 7 N R. 2 E County of Boise

4. Describe works as they exist, giving dimensions and capacities of same:

pump, pipe & ditch.

PROOF - pump design for 135". 90" license already at this point of diversion.

40 HP Newman Pump Motor 1800 RPM 440/220 Volts

No E432102 Cent Pump No WLL 817 General Electric

7.5 HP 60 cycles 1745 RPM 3 phase Ser No HET 827377

5. Water is used for: irrigation 230/460 Volts Berkelley Pump (Subs.)

6. State whether or not water has been turned into works of diversion "10" discharge from

small pump to concrete box, large pump has 10" inlet

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

7N-2E, Sec. 34 SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ 67 acres

Sec. 35 SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ 25 acres

TOTAL - 92 acres

to large Jacuzzi Centrif pump

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

This examination was made on the _____ day of _____, 19____

(Signed) _____

Examiner.

28/27
33/34

E-142

Hoff Lumber

P.D.

← Liquid Actually Invis

33/34
413

GARRETT

E-142

Twilioor
L-84

1

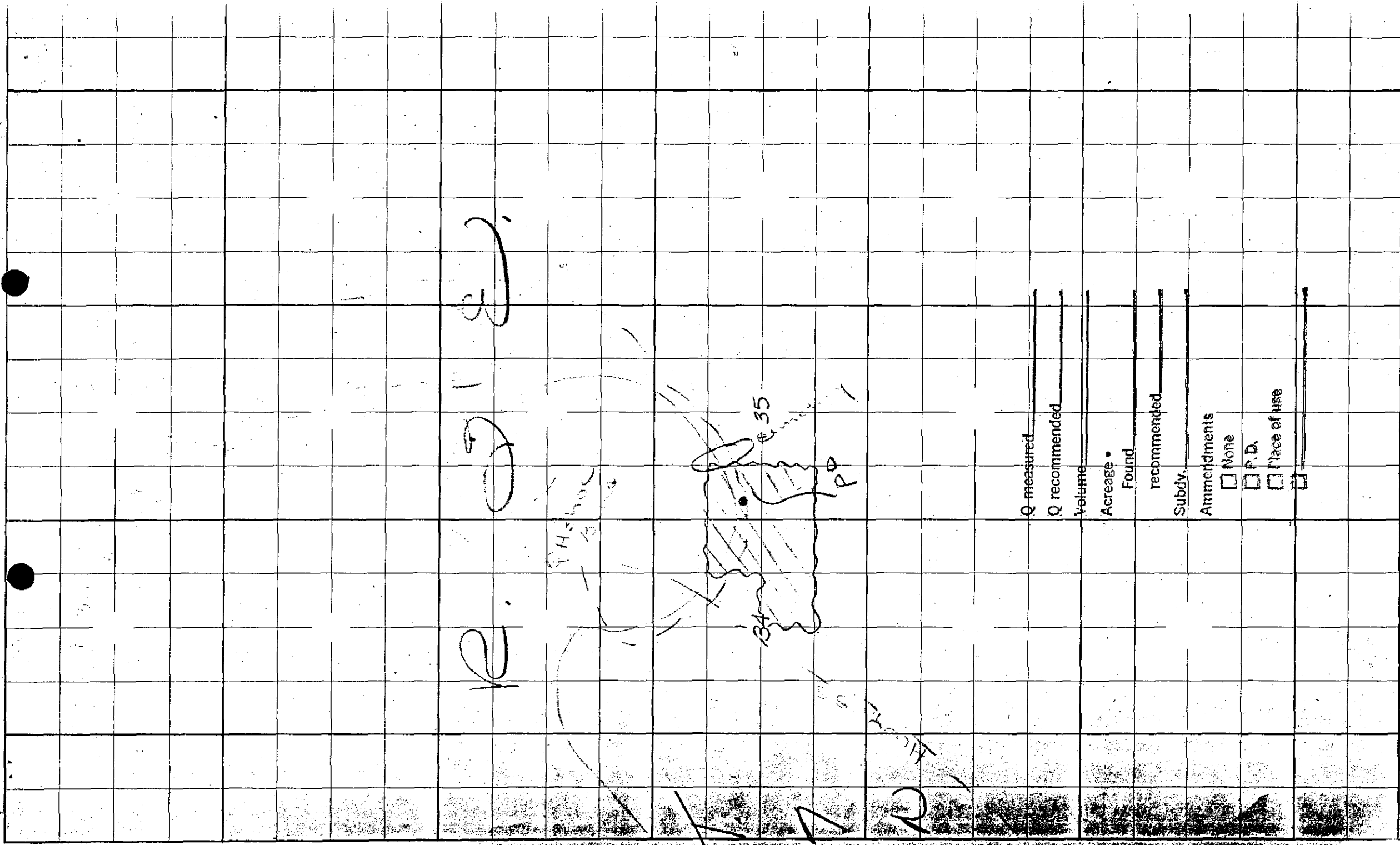
55

74

46

48

43



DATE

EXAMINATION RECORDS

by:

by:

INSTRUCTIONS TO EXAMINERS

- by: 1. Always carefully note the location of the point of diversion and accurately plat same.
- by: 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Permit No. 33148/65-2869

Examination for John M. Garrett

County Boise

Quantity: 1.8 cfs Sec. 35 T. 7N R. 2E

Source: Payette River

P.D.: SW $\frac{1}{4}$ NW $\frac{1}{4}$

Use: irrigation

~~Extension~~

~~Protest~~

~~Completion of Works~~

~~Other Rights~~

Filed: 8-24-66 Due: 9-12-69
Made: 10-20-69 Priority: 10-1-66

Due:

CH20 JMS
b.h.

RECEIVED

JUL 13 1969

NOTICE OF EXISTING WATER PERMIT

Department of Reclamation

Notice is hereby given that John M. Garrett, Horseshoe Bend, Idaho,

has received an approved permit No.

33148 issued by the Idaho State Reclamation Department authorizing the

diversion ~~square~~ of 1.8 cubic feet per second ~~acre feet per minute~~
of water from the Payette River tributary of the Snake River

subject to all prior rights. The priority to be established under this permit is

August 24, 1966 and the permit was approved September 12, 1966.

Water is to be diverted by pump, pipe and ditch

from a point within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 7 N, R. 2 E, B.M., Boise County

to be used for irrigation

in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 7 N, R. 2 E,
B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before September 12, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho World, Idaho City, Idaho on

July 24 and July 31, 1969.

State Reclamation Engineer:

Permit No. 33148

You are hereby authorized to have the attached notice published at may expense in

the Idaho World of Idaho City, Idaho

published in the county in which the works are situated.

(Signature)

(Address)

(Date)

33148

4/86

RECEIVED

JUL 22 1986

Department of Water Resources
Western Regional Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

KEYPUNCHEDFor Office Use Only OK
Fee Received 4.125
Date 8-11-86
Receipt # 46535
Receipt by AB
Sent to S.O. 8-12-86**RECEIVED**

JUL 22 1986

1. Permit No. 65-2869

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)2. Permit Holder: Donald & Dale Rumsey3. Post Office Address: P.O. Box 247, Horseshoe Bend, Idaho 83629Telephone No. 793-22304. Source of Water: Payette River

5. Extent of Use:

Domestic _____ (No. of households) Stockwater 75 ^{cattle} (No. and type of stock)Irrigation 92 (acres) Other/Remark _____6. Total rate &/or volume for which proof is submitted 1.80 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

1966

8. Person to contact to accompany the department representative during the field examination:

Donald Rumsey

(Name)

200 Sunrise Rim Road, Boise, Idaho 83705 208-336-4801

(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date

7-15-86

Signature of Permit Holder (and title, if appropriate)

Donald Rumsey

STATE OF IDAHO
Department of Water Resources

Acct. # 1238 - 120

No 40535

Boise, Idaho, Aug 11, 1986

RECEIVED
FROM

Donald Ramsey of Gardena, CA \$ 125 ¹²⁰
One Hundred Twenty Five + ¹²⁰100 DOLLARS

FOR

Exam Fee	\$ 125	—
Permit H	\$	
405.35	\$	
92-9	\$	

TOTAL - - - \$ 125 —

Allen M. Buttram

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

65-2869

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
☒ Copy of Permit
☒ Copies of any Amendments/Orders with conditions of approval
☒ Computer Data Proof Report
☒ Copy of U.S.G.S. Quad
☐ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index _____ (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index _____ (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

Required? ☒ yes ☐ no If yes: ☐ copy attached?

Scheduling Letter sent? S.L. 8/13/86 (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☐ Fully completed and signed Field Report Form
☐ Photographs of Point of Diversion and Place of Use
☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed _____ (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)
Exam Reviewed by Manager of Regional Office _____ (Initial and date)
Exam Date Entered in Computer _____ (Initial and date)
Exam sent to State Office _____ (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

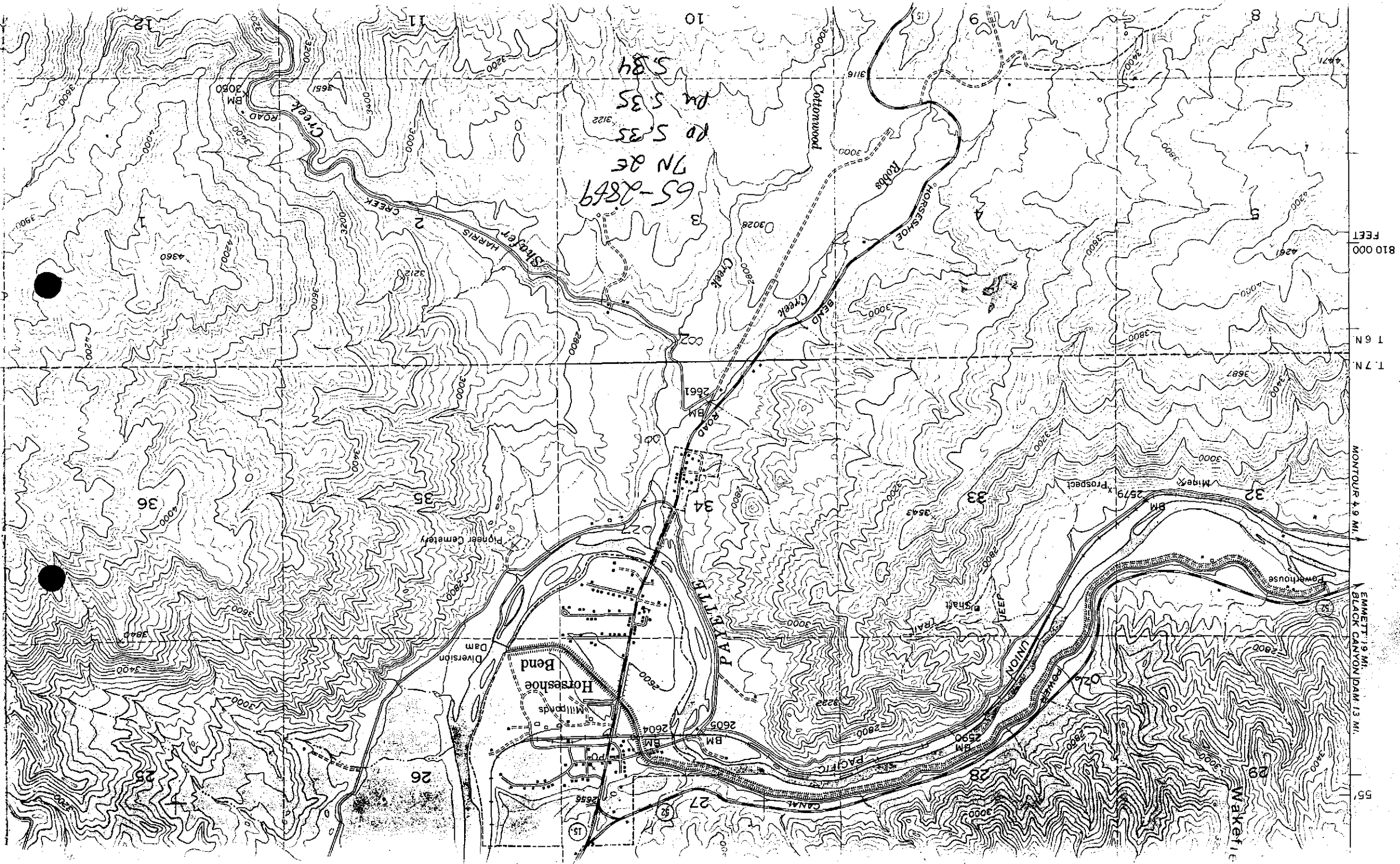
PAGE 281

INDICATES TOTAL*

SOURCE: PAYETTE RIVER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
11272	GOSLIN, BEN R. C GOSLIN, AVIS V. HORSESHOE BEND, IDAHO 83629	6/22/1966	IRRIGATION	4/ 1 11/ 1	--- AFA .94 CFS	LOT 1 S25 T 7N R 1E	LOT 1(14) LOT 2(7) S24 T 7N R 1E LOT 1(17) LOT 2(5) S25 T 7N R 1E SWSW(1) S19 T 7N R 2E NWNW(2) SWNW(1) S30 T 7N R 2E *47*	BENEFICIAL USE
2849	GATFIELD, LOLA M. & GATFIELD, ALLEN EUGENE BOX 37, MONTICU, IDAHO 83646 REMARKS: THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	7/12/1966	IRRIGATION	4/ 1 11/ 1	--- AFA 7.90 CFS	SESW S24 T 7N R 1E	NESE(40) NWSE(40) SWSE(40) SESE(40) S23 T 7N R 1E SWNW(40) SENW(10) NESW(30) NWSW(40) SWSW(40) SESW(35) S24 T 7N R 1E NENE(40) S26 T 7N R 1E *395*	PERMIT
2858	ALLEN, EVERETT K. CASCADE, IDAHO 83611 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3104 & 65-3803 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	7/29/1966	IRRIGATION	4/ 1 11/ 1	--- AFA 2.72 CFS	LOT 1 S11 T 7N R 2E	SWSE(1) SESE(13) LOT 7(11) S 2 T 7N R 2E NENE(32) NWNE(24) SWNE(18) SENE(26) LOT 1(24) S11 T 7N R 2E *149*	LICENSE
2869	DOUBLE DIAMOND INC. C/O DON RUMSEY, HORSESHOE BEND, IDAHO 83629 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	8/31/1966	IRRIGATION	4/ 1 11/ 1	--- AFA 1.80 CFS	LOT 2 S35 T 7N R 2E	NWSW(15) LOT 2(10) S35 T 7N R 2E NESE(35) SESE(25) LOT 1(7) S34 T 7N R 2E *92*	PERMIT
2950	BOISE CASCADE CORPORATION 1010 JEFFERSON STREET, BOISE, IDAHO 83702 REMARKS: USE IS FOR LOG PCNO STORAGE.	1/ 1/1967	COMMERCIAL STORAGE	1/ 1 12/31	300.00 AFA --- CFS	LOT 3 S 1 T 6N R 1W	LOT 6 S12 T 6N R 2W	LICENSE

65-2869



65-2869
7N 8E
PO 5.35
PM 5.35
5.34

810 000
FEET

1.6 N
1.7 N

MONTGOMERY 4.9 MI.

EMMETT 19 MI.
BLACK CANYON DAM 13 MI.

55

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

RECEIVED
MAY 15 1973

I, John M. Garrett, hereby assign to Don Rumsey of Administration

of Horseshoe Bend, Idaho

Address

CHECK ONE

☒ All my right, title, and interest, in and to Permit No. 65-2869 to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit No. _____ to appropriate the public waters of the State of Idaho. (Describe that portion of the permit being assigned by listing the acreage within each 40-acre subdivision, the point of diversion and the amount of water in cubic feet per second for direct diversion, or acre feet for storage.)

Made this 14 day of May, 19 73.

John M. Garrett
Permit Holder

Vera S. Garrett
Spouse of Permit Holder

State of Idaho)
County of Valley) ss.

On this 14 day of May, 19 73, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Francis E. Kimbrough
Notary Public residing at
Donnelly, Idaho

My commission expires: 1977

83615

65 2869

65-

Application For Permit To Appropriate the Public Waters of the State of Idaho

SIGNED TO: Don Rumsey
Horseshoe Bend, Idaho 83629
Name of Applicant: John M. Garrett

APPLICATION No. 41349
PERMIT No. 33148
DISTRICT No.

Postoffice address: Horseshoe Bend County: Boise State: Idaho

I. If applicant is a corporation, give:
(a) Date and place of incorporation:
(b) Amount of capital stock:
(c) Amount paid in:
(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand: \$300.00 (c) Bond to be issued:
(b) Treasury stock: (d) Other resources: 1600 acres of land.

Quantity of water claimed: 1.3 cubic feet per second.

Source of water supply: Payette River which is a tributary of Snake River.

Location of point of diversion: 3000 feet distant from the SW

corner of Section 35, T. 7 N, R. 2 E, B.M., and is in the SW 1/4

of section 35, T. 7 N, R. 2 E, B. M., County of Boise

Water is to be used for irrigation

If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

Estimated cost of works: \$ 5,000.00

Kind of works: pump, pipe and ditch.

Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

Size of headgate: Width feet; height

Ditch: Width at bottom 2 feet; width at water line 4 feet; depth of water 1

dimensions of flume:

Diameter of pipe 10 inches; length of conduit

Average grade per mile 0.2' per 100 feet.

The time required for the completion of such work is 3 years.

The time required for the complete application of the water to the proposed use is -0- additional

The land to be irrigated is described in the following tabulation: See remarks

p.	Range	Sec.	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 $\frac{1}{4}$	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 $\frac{1}{4}$
N	2 E	35		10		15
		34	35 .25	7		
Total number of acres to be irrigated:						

Address all communications to

John M. Garnett
P.O. Horse Shoe Bend Idaho

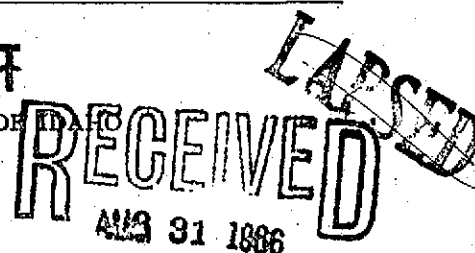
APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 41349

Permit No. 33148

District No. _____



Department of Reclamation

1. Name of Applicant: John M. Garnett
Post Office address Horse Shoe Bend County Boise State Idaho

If applicant is a corporation, give:

- (a) Date and place of incorporation: _____
(b) Amount of Capital stock: \$ _____ (c) Amount paid in: \$ _____
(d) Names and addresses of directors: _____

The financial resources of the applicant are: (a) Cash on hand: \$ 2000

- (b) Treasury stock: _____ (c) Bonds to be issued: _____
(d) Other resources: 1600 Acres of Land

2. Quantity of water claimed: 1.8 cubic feet per second

3. Source of water supply: Payette River
which is tributary of Snake River

4. Location of point of diversion: 3000 feet distant from the SW corner
of Section 35, Twp. 1 N, Rge. 2 E, B. M., and is in the SW 1/4 of NW 1/4
of Section 35, Twp. 1, Rge. 2 B.M., County of Boise

5. Water is to be used for: Irrigation

6. If for any non-irrigation purpose, give:

(a) Point of use of water: _____ feet distant from _____ corner of Section _____
Twp. _____, Rge. _____, B. M., in the _____ of Section _____, Twp. _____, Rge. _____, B. M.

(b) Amount of power generated: _____ H. P., under _____ feet head.

(c) Water is to be returned to _____ at a point _____ feet
distant from the _____ corner of Section _____, Twp. _____, Rge. _____, B. M., in the
_____ of Section _____, Twp. _____, Rge. _____, B. M.

7. Estimated cost of works: \$ 5000.00

8. Kind of works: Pump Pipe + Ditch
(Reservoir, dam, ditch, flume, pipe, etc.)

9. Height of dam _____ feet; length of dam at top _____ feet; length of dam at bottom _____

feet; material used in dam _____
(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

10. Size of headgate: Width _____ feet; Height _____ feet

11. Ditch: Width at bottom 2 feet; Width at water line 4 feet; Depth of water 1 feet;

Dimensions of flume _____; Diameter of pipe 10 inches;

Length of conduit _____ miles. Average grade per mile 0.3 feet per 100 feet

33148

12. The time required for the completion of such work is 3 years.

13. The time required for the complete application of the water to the proposed use is - 0 - additional years.

14. The land to be irrigated is described in the following tabulation:

(Give irrigable acreage in each 40-acre subdivision)

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	2E	35											10				15		25
		34		35	25		7												67
7N	2E	35							10			15							25
		34				7									35	25			67

Total Number of Acres to be Irrigated 92

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

118

Approval of State Reclamation Engineer

The number of this permit is 33148 SEP 12 1966

Recorded in Book 116 Page 33148 Approved
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$..... to be filed before

Work to begin on or before November 12, 1966, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before March 12, 1968

The whole of said work to be completed on or before September 12, 1969

Beneficial use of water appropriated in accordance herewith, to be made on or before September 12, 1969

Witness my hand this 12th day of September, 1966

R. Keith Higgins
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE Governor of the State of Idaho,

and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 12th day of September, 1966

Countersigned:

By Louis E. Clapp
Secretary of State

STATE OF IDAHO

By Robert E. Smyllie
Governor.

No. 33148

PERMIT

Date of first receipt at office of State
Reclamation Engineer

August 24, 1966
Returned to applicant for correction 8:00 A.M.

Corrected application received

August 31, 1966 8:00 A.M.

Fees, \$ 5.25

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

For each additional Sec. Ft. or Fraction

Thereof .25

NAME OF APPLICANT John Garrett

Form No. 0

17

Point of Diversion

4400 S

North

Point

Ridge

3500 S

3400 S

4400 S

T. 9 N. 2 E. B. 1 W.

1800 N

APPROVED
SEP 12 1966
33148
STATE RECLAMATION ENGINEER

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

33148

Identification No. _____

Permit No. 33148/65-2869

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder JOHN M. GARRETT
b) Post Office Address Horseshoe Bend, Idaho
2. Permit Number 33148/65-2869
3. Date of Priority that you are prepared to establish August 31, 1966
4. a) Source from which water was appropriated Payette River
b) Location of the point of diversion: SW 1/4 NW 1/4, Section 35
Township 7 N, Range 2 E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount .90 for Irrigation purposes from July 1 to Oct. 15 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.90 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Pump design for 135". 90" license already at this point of diversion
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Pump & pipeline into open ditches
b) Describe the type and size of measuring device which you have installed at your point of diversion: Not required under permit
c) Give well drillers name and address and date the well was completed _____

EXAM TYPE 60

11-4-69

JMS

33148
65-2869

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7 N	2 E	34				7									35	25			67
		35							10				15						25

Total number of acres irrigated 92 ^{ac}

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

10/20/69 (Date) John M. Barrett (Signature)

State of IDAHO)
County of ADA) ss.

On this 20th day of October, 1969, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

C. Stephen Reed
Notary Public residing at BOISE, IDAHO

My commission expires May 1, 1972