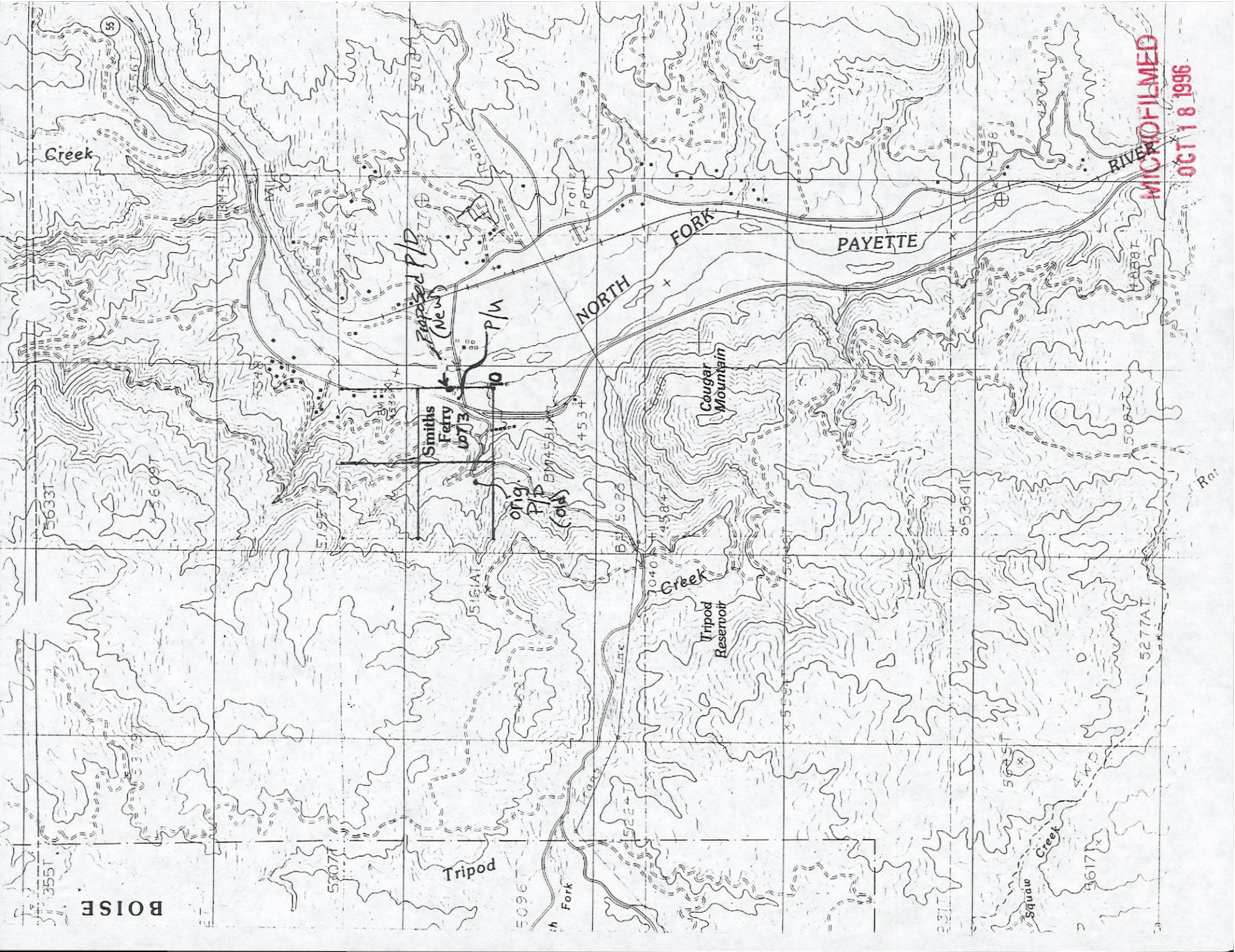








MICHOILMED

OCT 18 1996

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

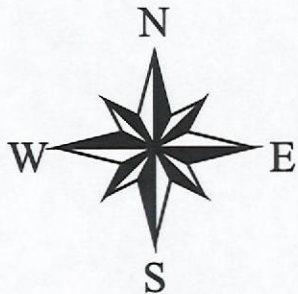
T11N R03E

WATER RIGHT(S): 65-02872

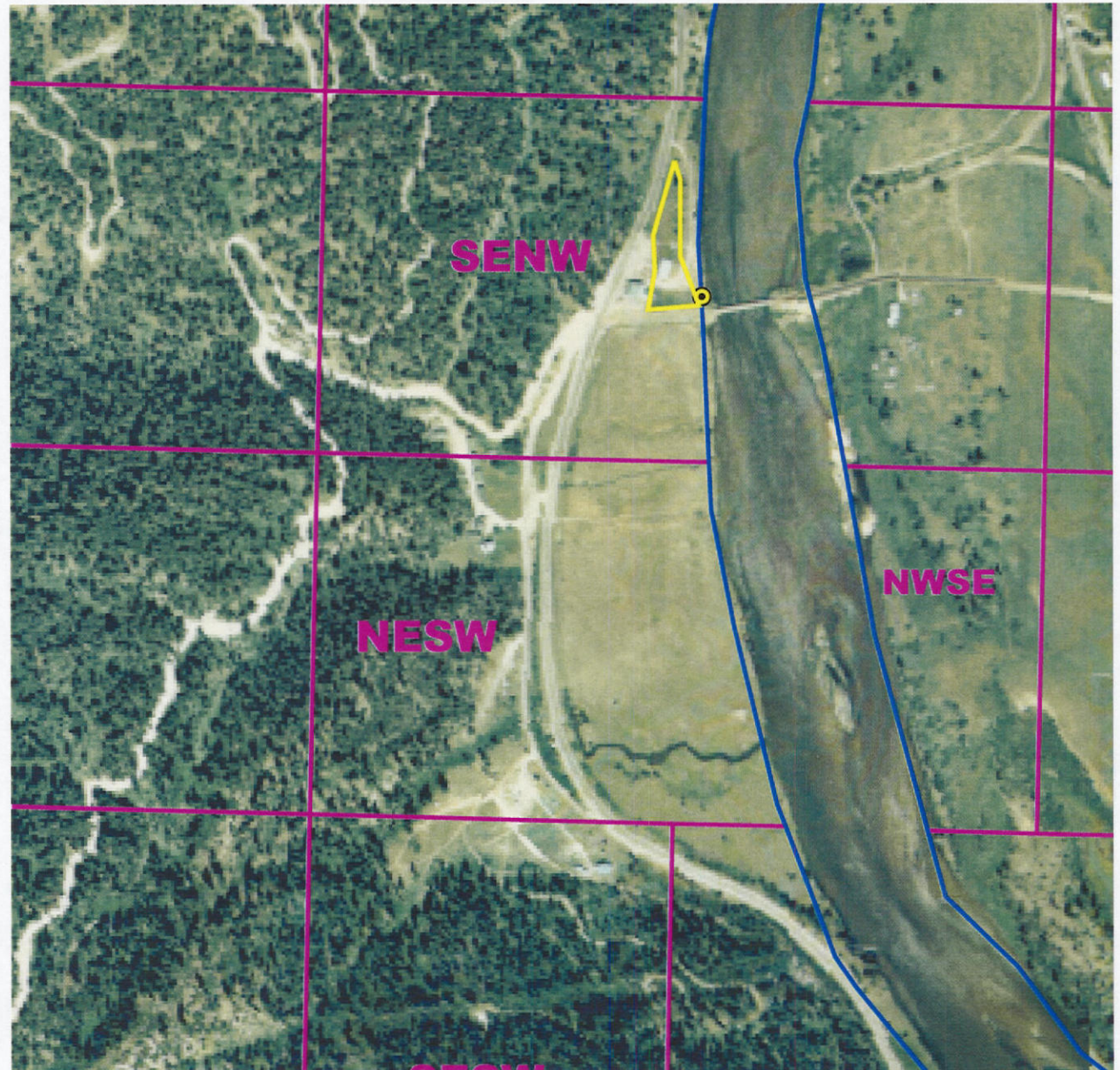
OWNER(S): GERALD WARD

PREPARED BY SCOTT VAN HOFF
10 AUGUST 1999

-  POINT OF DIVERSION
-  PLACE OF USE
-  SECTION LINES
-  QUARTER SECTION LINES

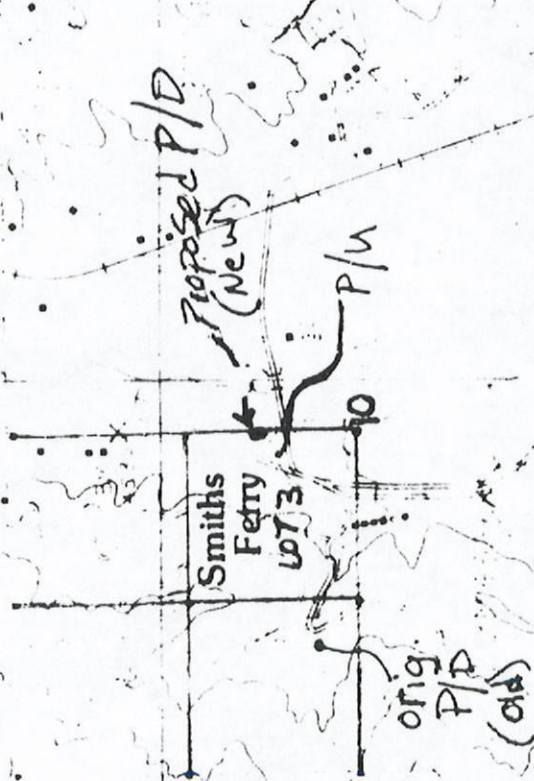


NAPP 1987



0.25 0 0.25 Miles



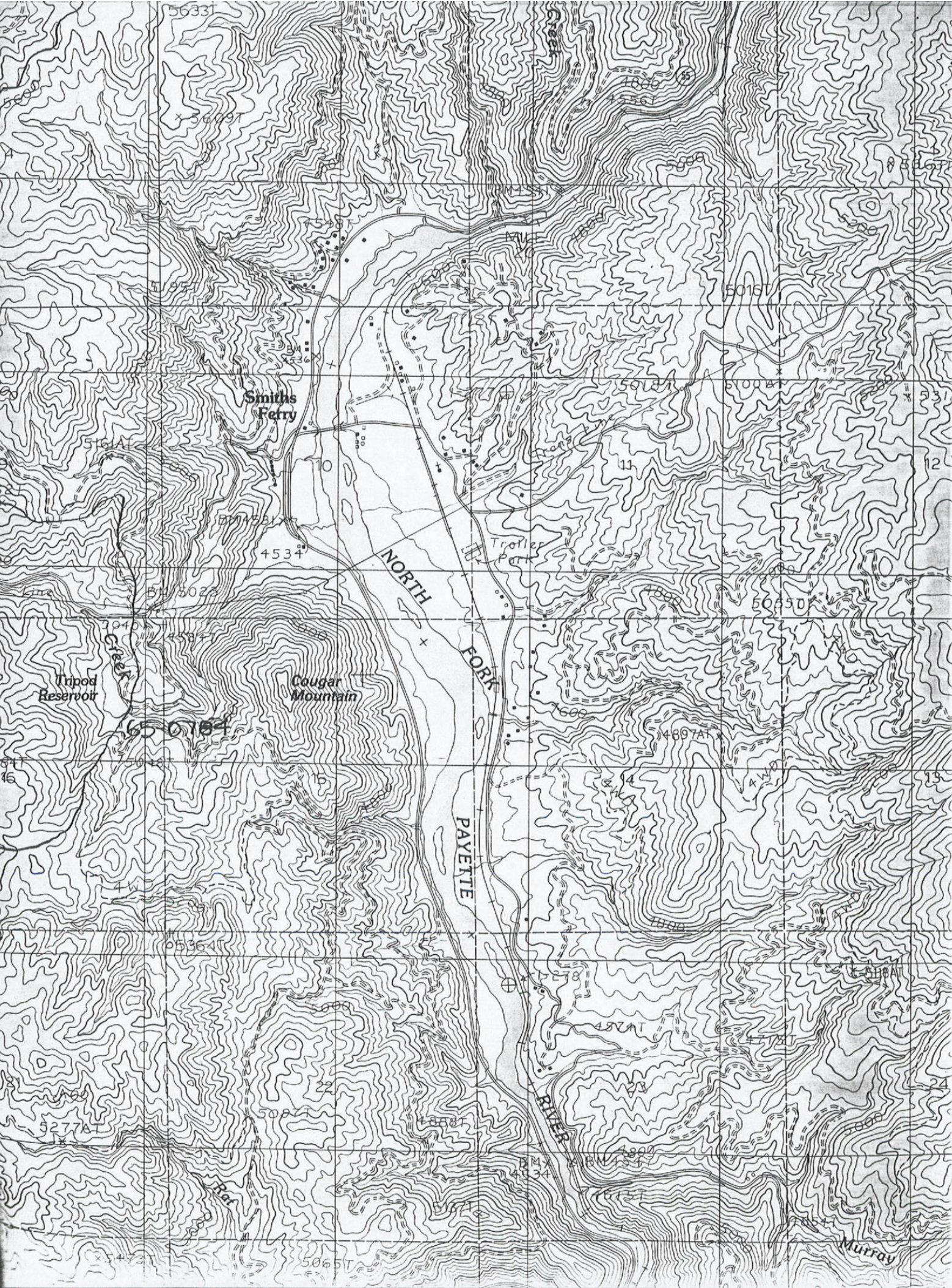


NORTH
FORK

Cougar
Mountain

Creek

Tripod
Reservoir



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: **A65-02872**
Date Received: 9/23/1988
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: GERALD E WARD 208-382-4464
Address: 9738 HWY 55
CASCADE ID 83611
AND/OR
Name: JANET H WARD 208-382-4464
Address: 9738 HWY 55
CASCADE ID 83611

2. Date of Priority: SEP 6, 1966

3. Source: PAYETTE RIVER, NORTH FORK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	03E	10	SE	NW		3	VALLEY

5. Description of diverting works:

SMALL PUMP FROM RIVER TO HANDLINE SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.020		3.00

7. Total Quantity Appropriated is:

0.020 C.F.S. (and/or) 3.00 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
11N	03E	10	SE	NW	3	IRR	1.0

10. Place of Use: Continued

Section Acres 1.0

Total Acres 1.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

A65-17124

14. Remarks:

CLAIM AMENDED PER TRANSFER NO. 4279 APPROVED 6/7/1994.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE
COPY OF APPROVED TRANSFER NO. 4279 IN FILE.

A MEASURING DEVICE CAPABLE OF DETERMINING FLOW IN THE UNNAMED
STREAM AT THE SITE OF THE ORIGINAL POINT OF DIVERSION LOCATED IN
SWNW, S10, T11N, R03E SHALL BE INSTALLED IF REQUESTED BY THE
DIRECTOR OF IDWR.

DIVERSION OF WATER FROM NORTH FORK PAYETTE RIVER SHALL NOT
EXCEED FLOW IN THE UNNAMED STREAM AT THE ORIGINAL POINT OF
DIVERSION LOCATED IN SWNW, S10, T11N, R03E.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP NOV 13 1997

Department of Water Resources

RECEIVED
NOV 14 1997
WATER RESOURCES
WESTERN REGION

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 Number(s) 65-02872
Adjudication Claim Number(s) A65-02872, A65-17124
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 for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) ROBERT E &/OR MARY R ZACH
HC 71 BOX 30, SMITHS FERRY ID 83611
4. New Owner/Claimant(s) Gerald E &/or Janet H. Ward
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 9738 Hwy 55
City, State and ZIP Code Cascade Idaho 83611
New Telephone Number (208) 382 - 4464
5. Date you acquired the property Mar 1994
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated 1 Number and type of stock —
Irr: 0.02
Diversion rate in CFS Com: 0.04 Number of homes — Other uses COMMERCIAL USE @ COUGAR MTN. LODGE
cubic feet per second
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.
7. Signature of New Owner/Claimant(s) Gerald E. Ward Date 11-13-97
Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

WARRANTY DEED

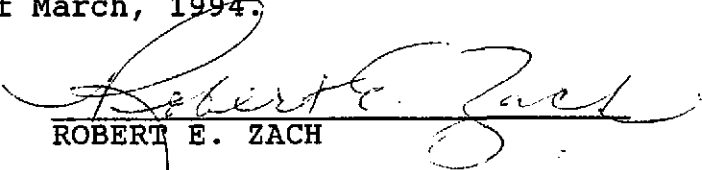
FOR VALUE RECEIVED ROBERT E. ZACH and MARY R. ZACH, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto GERALD WARD and JANET WARD, husband and wife, the Grantees, whose current address is 9738 Highway 55, Cascade, Idaho, ^{3rd} the following described premises located in Valley County, State of Idaho, to-wit:

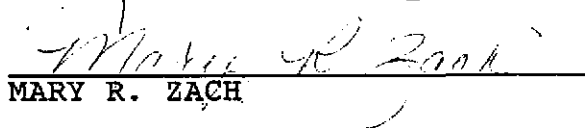
All as more particularly set forth on Exhibit "A" to this Warranty Deed, which Exhibit "A" is incorporated herein as if set forth in full.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title, and interest in and to the property, as well in law as in equity, of the Grantors.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever, and the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances except as to all matters of record and of title and Grantors further covenant and agree that they will warrant and defend the same from all lawful claims whatsoever except as set forth above.

DATED this 3rd day of March, 1994.


ROBERT E. ZACH


MARY R. ZACH

STATE OF IDAHO)
) ss.
County of Valley)

On this 3rd day of March, 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared ROBERT E. ZACH and MARY R. ZACH, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

day and year fi

COLLEEN L. COLE
NOTARY
PUBLIC
STATE OF IDAHO

NOTARY
Residing
Moscow

Residing at 1140 1st St

My Commission Expires

STATE OF IDAHO)
County of Valley) ss.

Ex-Officio Recorder

by _____ Deputy

Mail to:

LEGAL DESCRIPTION

North Parcel

A tract of land located in Lot 2, Section 10, T. 11 N., R. 3 E., B.M., Valley County, Idaho; and more particularly described as follows:

Commencing at the N1/4 corner of said Section 10; thence S. 89° 31' 30" E. 97.97 feet, formerly East 100 feet, to an iron pipe, the Real Point of Beginning; thence S. 89° 31' 30" E. 346.76 feet, formerly East 366 feet, to the West bank of the North Fork of the Payette River; thence Southwesterly along said West bank of river the following courses: S. 27° 33' 31" W. 533.89 feet, formerly S. 15° 30' W. 503 feet; thence S. 17° 50' 04" W. 421.62 feet, formerly S. 12° 30' W. 360 feet; thence S. 5° 27' 52" W. 432.88 feet, formerly S. 15° 30' W. 300 feet and S. 21° 00' W. 205 feet to the South line of Lot 2 of said Section 10; thence N. 89° 27' 00" W. 37.81 feet to a found iron pipe from whence the East 1/4 corner said Section 10 bears S. 63° 14' 33" E. 2946.86 feet; thence N. 89° 27' 00" W. 3.97 feet to a point on the East right of way boundary of State Highway No. 55, formerly West on the quarter quarter line 42.7 feet to the East boundary line of the state Highway right of way; thence along said right of way 244.59 feet along a curve to the left with a central angle of 7° 09' 03", a radius of 1959.86 feet, and a chord bearing N. 1° 44' 07" E. 244.44 feet to a brass cap monument marked 50' R.O.W. P.T. 16 + 78.8, formerly N. 5° 00' W. 127 feet; thence N. 1° 52' 00" W. 522.50 feet to a brass cap monument marked 50' R.O.W. P.C. 22 + 01.8, formerly N. 1° 45' W. 596 feet; thence 501.80 feet along a curve to the right with a central angle of 26° 12' 15", a radius of 1097.19 feet, and a chord bearing N. 11° 14' 07" E. 497.44 feet to a brass cap monument marked 50' R.O.W. P.T. 27 + 26.1, formerly N. 4° 30' E. 251 feet and N. 7° 00' E. 301 feet; thence N. 25° 04' 32" E. 59.18 feet to the Real Point of Beginning, formerly N. 10° 00' E. 47 feet more or less.

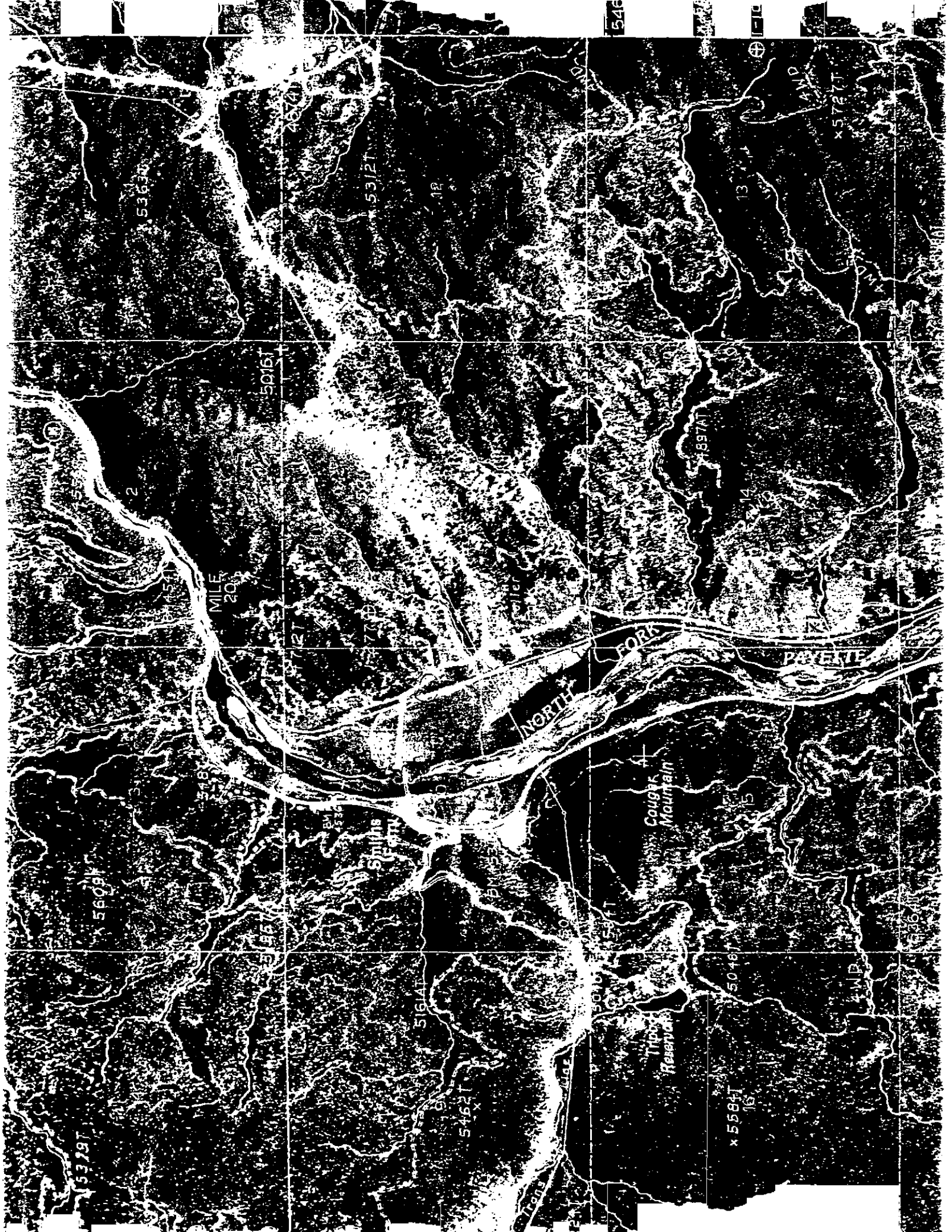
LEGAL DESCRIPTION

South Parcel

A tract of land located in Lot 3, Section 10, T. 11 N. R. 3 E., B.M., Valley County, Idaho; and more particularly described as follows:

Commencing at an iron pipe, the Real Point of Beginning, from which the N1/4 corner of said Section 10 bears N. 00° 27' 27" E. 1308.95 feet and the E1/4 corner of said Section 10 bears S. 63° 14' 33" E. 2946.86 feet, formerly which iron pipe is located S. 89° 57' E. 2643.9 feet and N. 0° 12' E. 1310.6 feet from the 1/4 Section corner common to Sections 9 and 10 of Township and Range as above; thence N. 89° 27' 00" W. 3.97 feet, formerly 4.3 feet, to a point on the East right of way boundary of State Highway No. 55; thence Southwesterly along said East right of way boundary 852.84 feet along a curve to the right with a central angle of 24° 55' 57", a radius of 1959.86 and a chord bearing S. 17° 45' 51" W. 846.12 feet, formerly 888.0 feet with a radius of 1960 feet; thence S. 30° 14' W. 41.15 feet, formerly 52.0 feet, to the North boundary of a County road; thence along said North boundary of a County road N. 83° 14' 48" E., 335.62 feet, formerly N. 80° 11' E. 317.1 feet, to the West bank of the North Fork of the Payette River; thence Northerly along said West bank of river N. 3° 12' 55" W. 613.93 feet; thence N. 6° 35' 36" E. 189.75 feet, formerly Northerly along right bank of said river 805 feet, more or less, and more particularly N. 2° 31' W. 614.0 feet; thence N. 11° 33' E. 189.0 feet to an intersection with North line of said Lot 3, a meander corner stone; thence N. 89° 27' 00" W. 37.81 feet, formerly following the North boundary of said Lot 3, N. 89° 27' W. 42.8 feet, to the Real Point of Beginning.

206796
MOUNTAIN TITLE & ESTATE
REQUESTED BY
RECORDED
DATE
TYPE: Deed #10
VALID
BY: *Shawley*
FEE: \$2.00



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: A65-02872
Date Received: 9/23/1988
Receipt No: X999999
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ROBERT E ZACH 208-382-4464
Address: 9738 HWY 55
CASCADE ID 83611

2. Date of Priority: SEP 6, 1966

3. Source: PAYETTE RIVER, NORTH FORK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	03E	10	SE	NW		3	VALLEY

5. Description of diverting works:
SMALL PUMP FROM RIVER TO HANDLINE SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.020		3.00

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) 3.00 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
11N	03E	10	SE	NW	3	IRR	1.0
Section Acres							1.0

10. Place of Use: Continued

Total Acres 1.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
A65-17124

14. Remarks:

CLAIM AMENDED PER TRANSFER NO. 4279 APPROVED 6/7/1994.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE
COPY OF APPROVED TRANSFER NO. 4279 IN FILE.

A MEASURING DEVICE CAPABLE OF DETERMINING FLOW IN THE UNNAMED
STREAM AT THE SITE OF THE ORIGINAL POINT OF DIVERSION LOCATED IN
SWNW, S10, T11N, R03E SHALL BE INSTALLED IF REQUESTED BY THE
DIRECTOR OF IDWR.

DIVERSION OF WATER FROM NORTH FORK PAYETTE RIVER SHALL NOT
EXCEED FLOW IN THE UNNAMED STREAM AT THE ORIGINAL POINT OF
DIVERSION LOCATED IN SWNW, S10, T11N, R03E.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Regin Hylde

TRANSFER OF WATER RIGHT

TRANSFER NO. 4279
WATER RIGHT NO. 65-02872

This is to certify that: **ROBERT E ZACH**
9738 HWY 55
CASCADE ID 83611

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.02 CFS	3.0 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
PAYETTE RIVER, NORTH FORK	PAYETTE RIVER

Priority: 09/06/1966

LOCATION OF POINT(S) OF DIVERSION: Lot 3(SENW), Sec. 10, Township 11N, Range 03E
VALLEY County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	03E	10	Lot 3(SENW)	1		1
Total number of acres irrigated:						1

CONDITIONS/REMARKS:

- R04 1. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
- R29 2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
- T08 3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

MICROFILMED

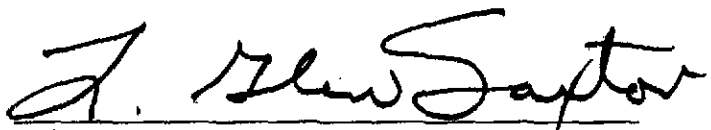
AUG 03 1994

TRANSFER NO. 4279
WATER RIGHT NO. 65-02872

CONDITIONS/REMARKS:

5. A measuring device capable of determining flow in the unnamed stream at the site of the original point of diversion located in SWNW, S10, T11N, R03E shall be installed if requested by the Director of the Department of Water Resources.
6. Diversion of water from North Fork Payette River shall not exceed flow in the unnamed stream at the original point of diversion located in SWNW, S10, T11N, R03E.

Dated this 7th day of June, 1994.


Chief, Water Alloc. Bureau

MICROFILMED

AUG 03 1994

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: A65-02872
Date Received: 9/23/1988
Receipt No: X999999
Received By: E-R

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT E. ZACH 208-382-4854
Address: HC 71 PO BOX 30
SMITHS FERRY, ID 83611
AND/OR
Name: MARY R. ZACH 208-382-4854
Address: HC 71 PO BOX 30
SMITHS FERRY, ID 83611
2. Date of Priority: SEP 06, 1966
3. Source: UNNAMED STREAM Trib. to: PAYETTE RIVER, NORTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11N	03E	10	SW	NW			VALLEY
			SW	NW			VALLEY
5. Description of diverting works:
PIPE FROM SPRING TO COLLECTION BASIN W/GRAVITY FLOW TO P.O.U.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.020		
DOMESTIC	01/01	12/31	0.050		1.50
COMMERCIAL	01/01	12/31	0.050		1.50
7. Total Quantity Appropriated is:
0.100 C.F.S. (and/or) 1.50 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
C/COUGAR MT. LODGE

A65-02872

Page 1

Date: 09/23/88

MICROFILMED
SEP 21 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11N	03E	10	SE NW		IRR	1.0
Section Acres						1.0
Total Acres						1.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
NONE KNOWN

14. Remarks:
COMMERCIAL USE AS CAFE & CAMPGROUND.
PAGE 582,VOLUME 2-SURFACE WATER,PROPOSED FINDINGS PAYETTE RIVER
BASIN.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X 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): *Robert E. Jace* Date: *9-23-88*

Date: _____

State of Idaho)
County of *Ada*) SS.

Subscribed and sworn (or affirmed) before me this *23rd* day
of *Sept* 19 *88* *Eldon J. Poush*
Notary Public

Seal

Residing at *Boise*
My Commission Expires *09/08/1991*

Page _____ of _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

Transfer No. 4279

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Name of applicant Robert E. Zach Phone 382-4464
Post Office address 9738 Hwy 55, Cascade, ID 83611

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 Change Source.
2. Describe the reason for the proposed changes Applicant can no longer receive water from original PD due to deterioration of pipeline from source. Original P.D. is on State Land. Source changed from unnamed stream trib to NF Payette, to NF Payette proper.

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 |
|-----------------|---------------|--------------------|---------------|-----------------------------|
| <u>65-2872</u> | <u>9-6-66</u> | <u>.02</u> | <u>Irr</u> | <u>4-15</u> to <u>10-15</u> |
| | | <u>.05</u> | <u>Comm</u> | <u>1-1</u> to <u>12-31</u> |
| | | <u>.05</u> | <u>Dom</u> | <u>1-1</u> to <u>12-31</u> |
2. Total amount of water being transferred .10 cubic feet per second and/or 1.50 acre-feet per annum.
3. Source of water Payette River, N. F. tributary to Payette River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>3</u>		<u>SE</u>	<u>NW</u>	<u>10</u>	<u>11N</u>	<u>3E</u>	<u>Valley</u>	

5. Lands irrigated or place of use: No Change

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	

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Total acres _____

PART 1

6. General Information:

a. Description of diversion system Small pump from river (ditch pump)
to handline sprinkler sys.

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:

N/A No change.

d. Remarks:

Water has been diverted from proposed (new)
P/D Since 1980 New P/D is approx 700 ft upstream
from the point where old source stream discharges into
NF Pansette.

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 _____

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 65-02872

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.02 CFS	
COMMERCIAL	01/01 to 12/31	0.05 CFS	1.5 AF
DOMESTIC	01/01 to 12/31	0.05 CFS	1.5 AF
	Totals	0.10 CFS	1.5 AF

SOURCETRIBUTARY OF

UNNAMED STREAM

PAYETTE RIVER, NORTH FORK

Priority: 09/06/1966

LOCATION OF POINT(S) OF DIVERSION:SWNW , Sec. 10, Township 11N, Range 03E
VALLEY CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	03E	10	SENW	1		1
Total number of acres irrigated:						1

PLACE OF USE: COMMERCIAL, same as IRRIGATION usePLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

1. COMMERCIAL USE AS CAFE & CAMPGROUND.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. 65-2872 Decreed to _____

in case of _____ vs. _____

dated _____ in _____ county of _____

b. License No. _____ issued by the Idaho Department of Water Resources.

SRBA c. Claim No. A65-2872 on file with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water unnamed stream tributary to Payette River, N.F.

4. Date or priority 9-6-66

5. Water is used for the following purpose:

amount .02 for Irr purposes from 4-15 to 10-15
 (cfs/ac-ft)
 amount .05 for Comm purposes from 1-1 to 12-31
 (cfs/ac-ft)
 amount .05 for Dom purposes from 1-1 to 12-31
 (cfs/ac-ft)

6. Total amount of water under right .10 cubic feet per second and/or 1.50 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	10	11N	3E	Valley	

8. 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	
11N	3E	10								1									1
										D									
										C									
										L.3									

Total acres 1

9. Describe any other water rights used for the same purpose as described above A65-17 MICHO FILMED

The Commercial (any water - com - attached)

OCT 18 1996

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

_____ 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 _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

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	

Total acres _____

BOISE

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5609T

5638T

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5634T

5632T

5630T

5628T

5626T

5624T

5622T

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5618T

5616T

5614T

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5608T

5606T

5604T

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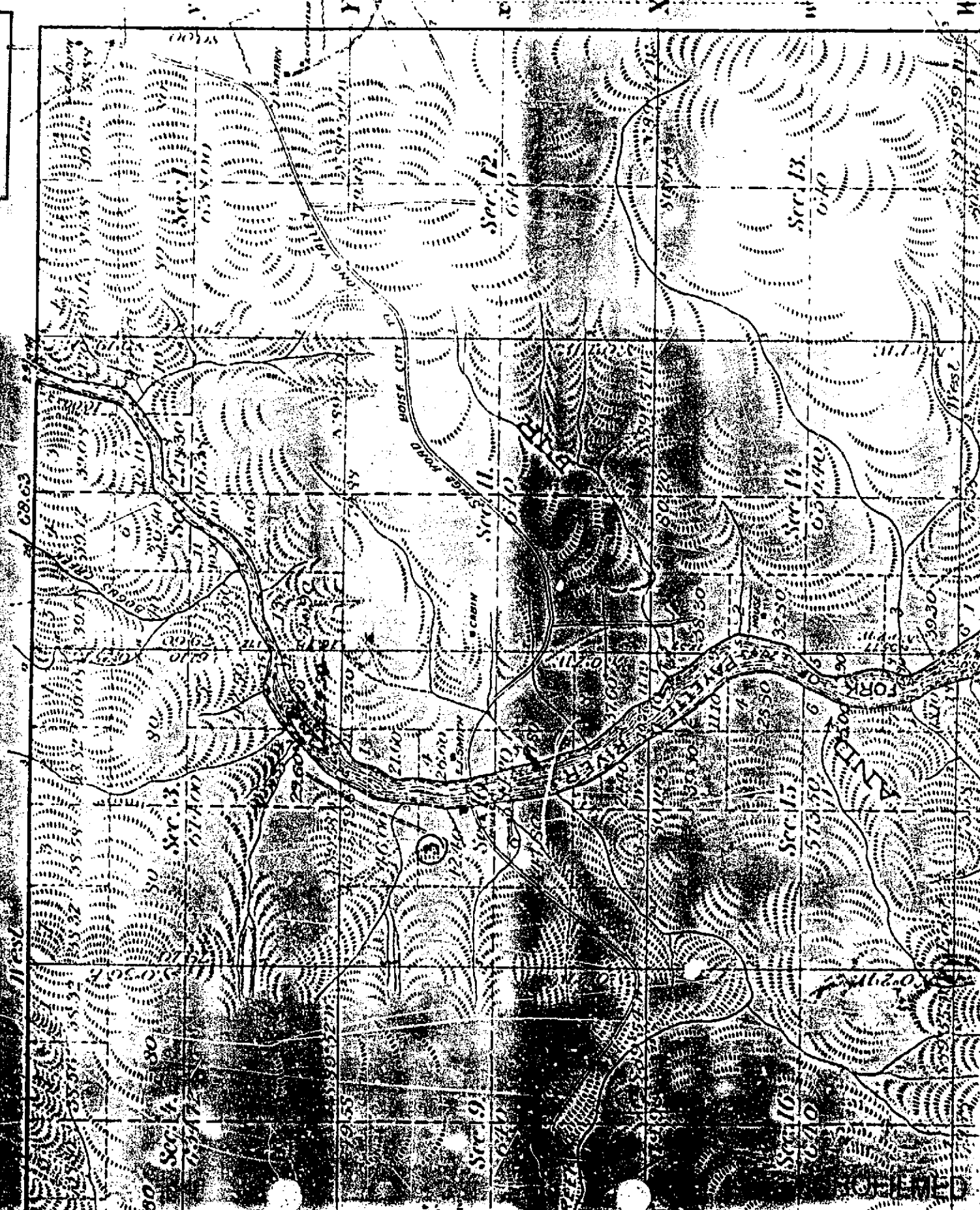
4918T

OCT 18 1996

POOR ORIGINAL

ROUND VALLEY

West



OCT 18 1906

PART 3**B. CHANGES IN NATURE OF USE**

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:

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.

X Robert E. Bach
(Signature of Applicant)

Subscribed and sworn to before me this 11 day of January, 19 94.

Lori Harris

(Notary Public)

My commission expires 12-8-94

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by DW Date 1-11-94 Protest filed by _____

Prelim. check by CYH Fee 50

Receipted by DW Date W017093

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 _____

MICROFILMED**OCT 18 1996**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**

A large grid for drawing a map, representing land sections, townships, and ranges. The grid is composed of 12 columns and 12 rows of squares, each representing a section of land. The grid is bounded by a thick black line on the top, bottom, left, and right sides. The grid is intended for the applicant to draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. The grid is intended for the applicant to draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1.

SCALE: 2 inches equal 1 mile. Draw plan in ink.

AJ0749NP
No. R65-02872

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/24/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GERALD E WARD	09/06/1966	IRRIGATION	04-15 10-15	0.020 CFS	3.00 AFA
C	JANET H WARD					
	9738 HWY 55			TOTAL DIVERSION:	0.020 CFS	3.00 AFA
	CASCADE ID 83611					
	(208) 382-4464					

Water Source: PAYETTE RIVER, NORTH FORK

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion: T11N R03E S10 Lot03(SENW)

VALLEY 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
11N	03E	10	:																	:	1.0
																				TOTAL ACRES	1.0

POU County: VALLEY

Other Rights: A65-17124

Remarks: GEN A MEASURING DEVICE CAPABLE OF DETERMINING FLOW IN THE UNNAMED
STREAM AT THE SITE OF THE ORIGINAL POINT OF DIVERSION LOCATED IN
SWNW, S10, T11N, R03E SHALL BE INSTALLED IF REQUESTED BY THE
DIRECTOR OF IDWR.
DIVERSION OF WATER FROM NORTH FORK PAYETTE RIVER SHALL NOT
EXCEED FLOW IN THE UNNAMED STREAM AT THE ORIGINAL POINT OF
DIVERSION LOCATED IN SWNW, S10, T11N, R03E.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

OWNER (S):

CLAIM NUMBERS:

AGENT: Scott Van Hoff

DATE _____

RIGHT NO				NE				NW				SW				SE			
	TSP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
65-02872	11N	3E	10								1								

P.O.D.

TOWNSHIP

RANGE

SEC.

SOURCE

112

3E

10.5 E.W.

N. Foster Pugette River

POLYGON # () () () () UPDATED BY sdvh

ATTRIBUTES OF B65-POU.SHP (280) () () () ()

ATTRIBUTES OF B65-POD.SHP (263)() () () ()

B65-DBPOU.DBF UPDATED BY sdvh

B65-DBPOD.DBF UPDATED BY sdvh

NOTES :

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

T11N R03E

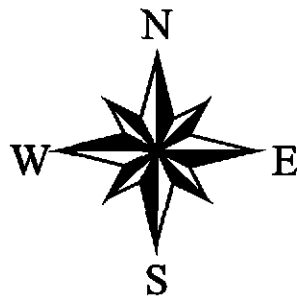
WATER RIGHT(S): 65-02872

OWNER(S): GERALD WARD

PREPARED BY SCOTT VAN HOFF

10 AUGUST 1999

- POINT OF DIVERSION
- PLACE OF USE
- SECTION LINES
- QUARTER SECTION LINES



NAPP 1987



MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

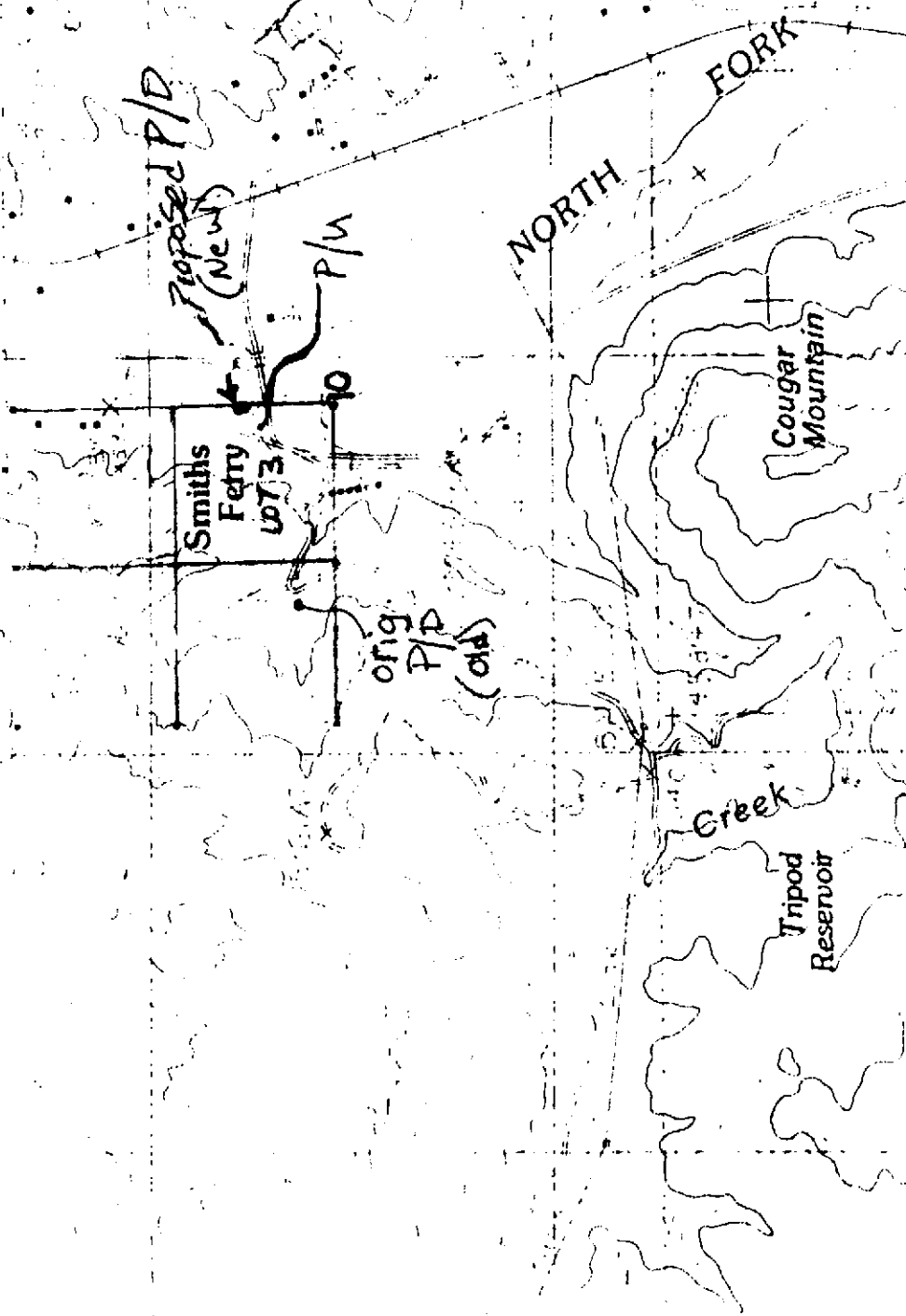
PAGE 1002

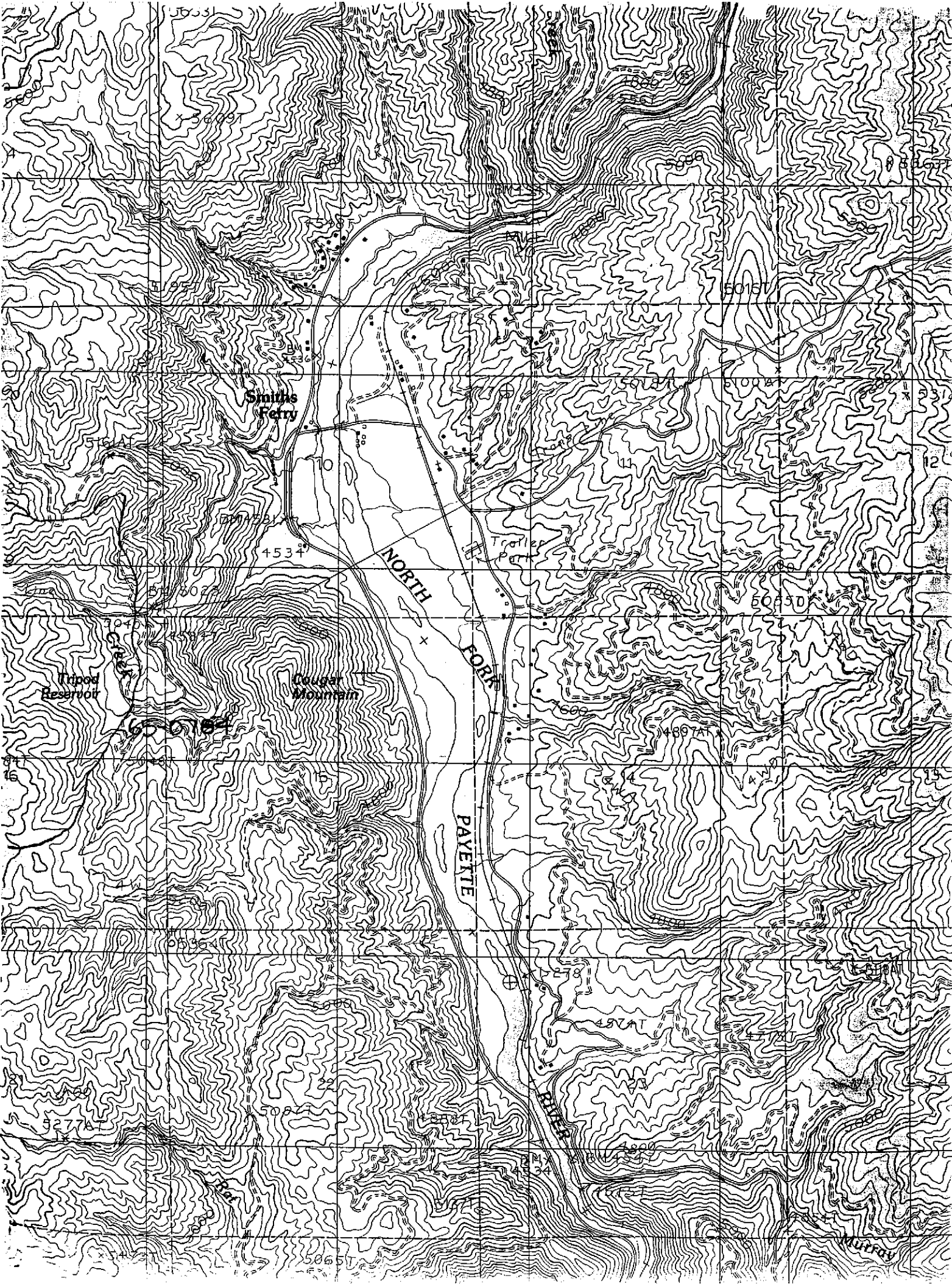
INDICATES TOTAL

SOURCE: UNNAMED STREAM

TRIBUTARY TO: NORTH FORK, 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 / RIGHT
65-2691X	STEELE, DAN E STEELE, ARLENE 2150 RIDGEVIEW WAY, BOISE, IDAHO 83706	5/15/1961	DOMESTIC	1/ 1 12/31	1.00 AFA .03 CFS	NWSE S 3 T11N R 3E	NWSE S 3 T11N R 3E	LICENSE
65-2691A	YOST, GEORGE L. & YOST, GOLDIE BOX 686, EMMETT, IDAHO 83617	5/15/1961	DOMESTIC	1/ 1 12/31	1.00 AFA .03 CFS	NWSE S 3 T11N R 3E	NWSE S 3 T11N R 3E	LICENSE
65-2693	COUGAR MOUNTAIN ASSOCIATION INC. 2507 CHILWOOD WAY, BOISE, IDAHO 83704 REMARKS: UNNAMED STREAM KNOWN LOCALLY AS HAYS CREEK.	5/23/1961	DOMESTIC	1/ 1 12/31	7.00 AFA .20 CFS	SESW S 3 T11N R 3E	SESW SWSE S 3 T11N R 3E	LICENSE
			IRRIGATION	4/15 10/15	--- AFA .20 CFS *---*AFA *.40*CFS		SWSE(10) S 3 T11N R 3E *10*	
65-4021	ZIMMERMAN, CLARE G. & ZIMMERMAN, MOLLIE K. BOX 612, EMMETT, IDAHO 83617 REMARKS: LOTS 3 & 15, COUGAR MOUNTAIN SUBDIVISION #1.	7/11/1963	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	SESW S 3 T11N R 3E	LCTB S 3 T11N R 3E	BENEFIT USE
65-1688	MC FADDEN, JAMES L. & MC FADDEN, MILDRED H. 1002 EAST 2ND, EMMETT, IDAHO 83617 REMARKS: COUGAR MOUNTAIN SUBDIVISION.	6/ 1/1965	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	NENW S10 T11N R 3E	NENW S10 T11N R 3E	BENEFIT USE
65-9858	THIEL, JAMES L. ROUTE 7, BOX 7004-T, NAMPA, IDAHO 83651 REMARKS: KNOWN LOCALLY AS HAYS CREEK.	5/ 1/1966	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SESW S 3 T11N R 3E	SESW S 3 T11N R 3E	BENEFIT USE
65-2843	REDMON, GAIL SAMUEL CASCADE, IDAHO 83611	5/ 5/1966	IRRIGATION	4/15 10/15	--- AFA .05 CFS	SWSE S36 T14N R 3E	SWSE(1) SESE(2) S36 T14N R 3E *3*	LICENSE
65-2872	HOOTEN, BILL & HOOTEN, SHERYL SMITHS FERRY, IDAHO 83669 REMARKS: COMMERCIAL USE AS CAMP & CAMPGROUND.	9/ 6/1966	IRRIGATION	4/15 10/15	--- AFA .02 CFS	SWNW S10 T11N R 3E	SESW(1) S10 T11N R 3E *1*	LICENSE
			DOMESTIC	1/ 1 12/31	1.50 AFA .05 CFS		SAME AS OTHER USE	
			COMMERCIAL	1/ 1 12/31	1.50 AFA .05 CFS *---*AFA *.10*CFS		SAME AS OTHER USE	





State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 33163/65-2872 Priority Sept. 6, 1966 Amount 0.10 cfs

THIS IS TO CERTIFY, that Bill Hooton &/or Sheryl Hooton
of Cascade, Idaho, has complied with the terms and conditions of Permit
No. 33163/65-2872 issued pursuant to Application for Permit dated September 6, 1966
and has submitted proof to the Department of Water Administration on February 1, 1974
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.10 cfs of water from an unnamed creek
tributary to _____ and that the applicant has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.10</u> cfs and <u>6.5</u> acre feet			
<u>Irrigation</u> from <u>April 1</u> to <u>Oct. 31</u> at <u>0.02</u> cfs and <u>3.5</u> acre feet			
_____ from _____ to _____ at _____ cfs and _____			
(both dates inclusive)			

Subject, however, to the condition that no more than 0.10 cfs of water be diverted at any one time and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
10.0 acre feet per year, said waters to be diverted within the SE 1/4 NW 1/4 of Sec. 10,

Twp. 11 N., Rgo. 3 E., B. M. in the County of Valley

Description and location of place of use: Cougar Mountain Lodge

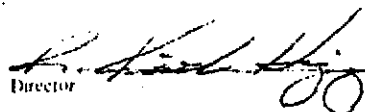
Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11 N	3 E	10								1.3									One
										X									

Total number of acres irrigated One

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of
August, 19 74.

Director 

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4279
WATER RIGHT NO. 65-02872

This is to certify that: ROBERT E ZACH
9738 HWY 55
CASCADE ID 83611

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.02 CFS	3.0 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
PAYETTE RIVER, NORTH FORK	PAYETTE RIVER

Priority: 09/06/1966

LOCATION OF POINT(S) OF DIVERSION: Lot 3(SENW), Sec. 10, Township 11N, Range 03E
VALLEY County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	03E	10	Lot 3(SENW) 1			1
Total number of acres irrigated:						1

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

PAGE 2

TRANSFER NO. 4279
WATER RIGHT NO. 65-02872

CONDITIONS/REMARKS:

5. A measuring device capable of determining flow in the unnamed stream at the site of the original point of diversion located in SHNW, S10, T11N, R03E shall be installed if requested by the Director of the Department of Water Resources.
6. Diversion of water from North Fork Payette River shall not exceed flow in the unnamed stream at the original point of diversion located in ~~SNW~~ S10, T11N, R03E.

Dated this 7 day of June, 1994.

J. Allen Saper
Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:18:45
07/29/99

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-02872

LAST: ZACH
ADDRESS: HC 71 PO BOX 30
CITY: SMITHS FERRY
PHONE NUMBER: 208-382-4854

FIRST: ROBERT E
STATE: ID ZIP: 83611

OWNER CODE: O

LAST: WARD
ADDRESS: 9738 HWY 55
CITY: CASCADE
PHONE NUMBER: 208-382-4464

FIRST: GERALD E
STATE: ID ZIP: 83611

OWNER CODE: C

LAST: ZACH
ADDRESS: HC 71 PO BOX 30
CITY: SMITHS FERRY
PHONE NUMBER: 208-382-4854

FIRST: MARY R
STATE: ID ZIP: 83611

OWNER CODE: O

LAST: WARD
ADDRESS: 9738 HWY 55
CITY: CASCADE
PHONE NUMBER: 208-382-4464

FIRST: JANET H
STATE: ID ZIP: 83611

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN

CLAIM AMENDED PER TRANSFER NO. 4279 APPROVED 6/7/1994.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE
COPY OF APPROVED TRANSFER NO. 4279 IN FILE.

A MEASURING DEVICE CAPABLE OF DETERMINING FLOW IN THE UNNAMED
STREAM AT THE SITE OF THE ORIGINAL POINT OF DIVERSION LOCATED IN
SWNW, S10, T11N, R03E SHALL BE INSTALLED IF REQUESTED BY THE
DIRECTOR OF IDWR.

DIVERSION OF WATER FROM NORTH FORK PAYETTE RIVER SHALL NOT
EXCEED FLOW IN THE UNNAMED STREAM AT THE ORIGINAL POINT OF
DIVERSION LOCATED IN SWNW, S10, T11N, R03E.

PAGE: 2
FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A65-02872²

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A65-02872 PRIORITY DATE: 09-06-1966 STAGE: D

B. WR RECORD: # 65-02872 PRIORITY DATE: 09-06-1966 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(☐) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y(☐) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED N/A(☐) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE N/A(☐) Y(☐) N(☐)

LICENSE ISSUED N/A(☐) Y(☐) N(☐)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y(☐) N(☐)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N(☐)

NOTES: _____

=====

RECOMMENDED PRIORITY DATE:

09-06-1966

REVIEWED BY SWH

DATE 8-10-99

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A65-02872	11N 03E	10		SE	NW	3		VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-17124 NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: PAYETTE RIVER, NORTH FORK

TRIB: PAYETTE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
65-02872	11N 03E	10		SE	NW	3		VALLEY		

OTHER WR RECORDS WITH SAME WR POD
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A65-17124 NONE

SOURCE: PAYETTE RIVER, NORTH FORK

TRIB: PAYETTE RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y(☒) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N(☒)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(☒) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (☒)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
11N	03E	10		SE	NW	3		VALLEY		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: PAYETTE RIVER, NORTH FORK

TRIB: PAYETTE RIVER

REVIEWED BY: SCH

DATE: 8-10-99

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (___)

A. ROOT WATER RIGHT NUMBERS: A65-02872

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11N	03E	10	SE	NW	3	WARD, GERALD E	A65-02872 / 1.0	65-02872 / 1.0			
			SE	NW		CUMMINGS, JOY	A65-00784 / 3.0	65-00784 / 3.0			
			SE	NW		CUMMINGS, RICHARD W	A65-00784A / 3.0	- /			
			SE	NW	3	WARD, GERALD E	A65-17124 /	- /			

ADDITIONAL POU FOUND

TOTAL ACRES A65-02872 1.00 1.00

POU COUNTY: VALLEY

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A65-02872	PAYETTE RIVER, NORTH FORK	WARD, GERALD E	0.020	0.020	3.00	3.00
A65-00784	TRIPOD CREEK	CUMMINGS, JOY	0.400	0.020	100.00	5.00
A65-00784A	TRIPOD CREEK	CUMMINGS, RICHARD W	0.400	0.020		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-17124	COMMERCIAL	WARD, GERALD E	FROM 01-01 TO 12-31	0.040 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A65-17124

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y(☒) N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(☒)

NOTES:

DATE: 8-10-99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-02872 IRRIGATION	FROM 04-15 TO 10-15	0.020 CFS	3.00 AF/A
TOTAL DIVERSION RATE/VOLUME		0.020 CFS	3.00 AF/A

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-02872 IRRIGATION	FROM 04-15 TO 10-15	0.020 CFS	3.00 AF/A
TOTAL DIVERSION RATE/VOLUME		0.020 CFS	3.00 AF/A

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A() Y() N()

PAGE: 10

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

10

CLAIM NUMBER: A65-02872

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.020 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.020 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(☒) N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N(☒)

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 3.00 AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES:

WR RECORD CONDITIONS/REMARKS:

- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 65.
- R29 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 3.0 afa per acre for
- irrigation of the lands above.
- T08 - Failure of the right holder to comply with the conditions of this
- transfer is cause for the Director to rescind approval of the
- transfer.
- T09 - Approval of this transfer does not preclude the opportunity for
- review of the validity of the water right(s) in the ongoing
- Snake River Basin Adjudication.

- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 65.
- R29 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 3.0 afa per acre for
- irrigation of the lands above.
- T08 - Failure of the right holder to comply with the conditions of this
- transfer is cause for the Director to rescind approval of the
- transfer.
- T09 - Approval of this transfer does not preclude the opportunity for
- review of the validity of the water right(s) in the ongoing
- Snake River Basin Adjudication.

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (☒)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	04-15	10-15	DATABASE 0.020	EXAMINER _____	DATABASE 3.00	EXAMINER _____	DATABASE 0.0	EXAMINER _____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT			0.020	_____	3.00	_____	0.0	_____

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (☐)

REVIEWED BY: SOH

DATE: 8-10-99

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-02872

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE	EXAMINER	CFS
	0.020		

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-02872	0.020	-		65-02872	0.020
TOTAL CFS		0.020				0.020

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE	FIELD EXAMINER
Y	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
(x) NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y(x) N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
(x) OTHER <i>PRBA</i>	DATE _____	_____	_____
(x) OTHER <i>Transfer</i>	DATE <i>94</i>	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:18:45
07/29/99

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QUICKLOOK INFORMATION

16
CLAIM NUMBER: A65-02872

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV								
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:19:01
07/29/99
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A65-02872

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GERALD E WARD	09/06/1966	IRRIGATION	04-15 10-15	0.020 CFS	3.00 AFA
C	JANET H WARD					
TOTAL DIVERSION:					0.020 CFS	3.00 AFA

Water Source: PAYETTE RIVER, NORTH FORK

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion:

T11N R03E S10 Lot03(SENW)

VALLEY 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
11N	03E	10	:																	:	1.0
																				TOTAL ACRES	1.0

POU County: VALLEY

Other Rights: A65-17124

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
- R29 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks: GEN

CLAIM AMENDED PER TRANSFER NO. 4279 APPROVED 6/7/1994.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 4279 IN FILE.
A MEASURING DEVICE CAPABLE OF DETERMINING FLOW IN THE UNNAMED STREAM AT THE SITE OF THE ORIGINAL POINT OF DIVERSION LOCATED IN SWNW, S10, T11N, R03E SHALL BE INSTALLED IF REQUESTED BY THE DIRECTOR OF IDWR.
DIVERSION OF WATER FROM NORTH FORK PAYETTE RIVER SHALL NOT EXCEED FLOW IN THE UNNAMED STREAM AT THE ORIGINAL POINT OF DIVERSION LOCATED IN SWNW, S10, T11N, R03E.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag: