

Idaho Dept. of Water Resources

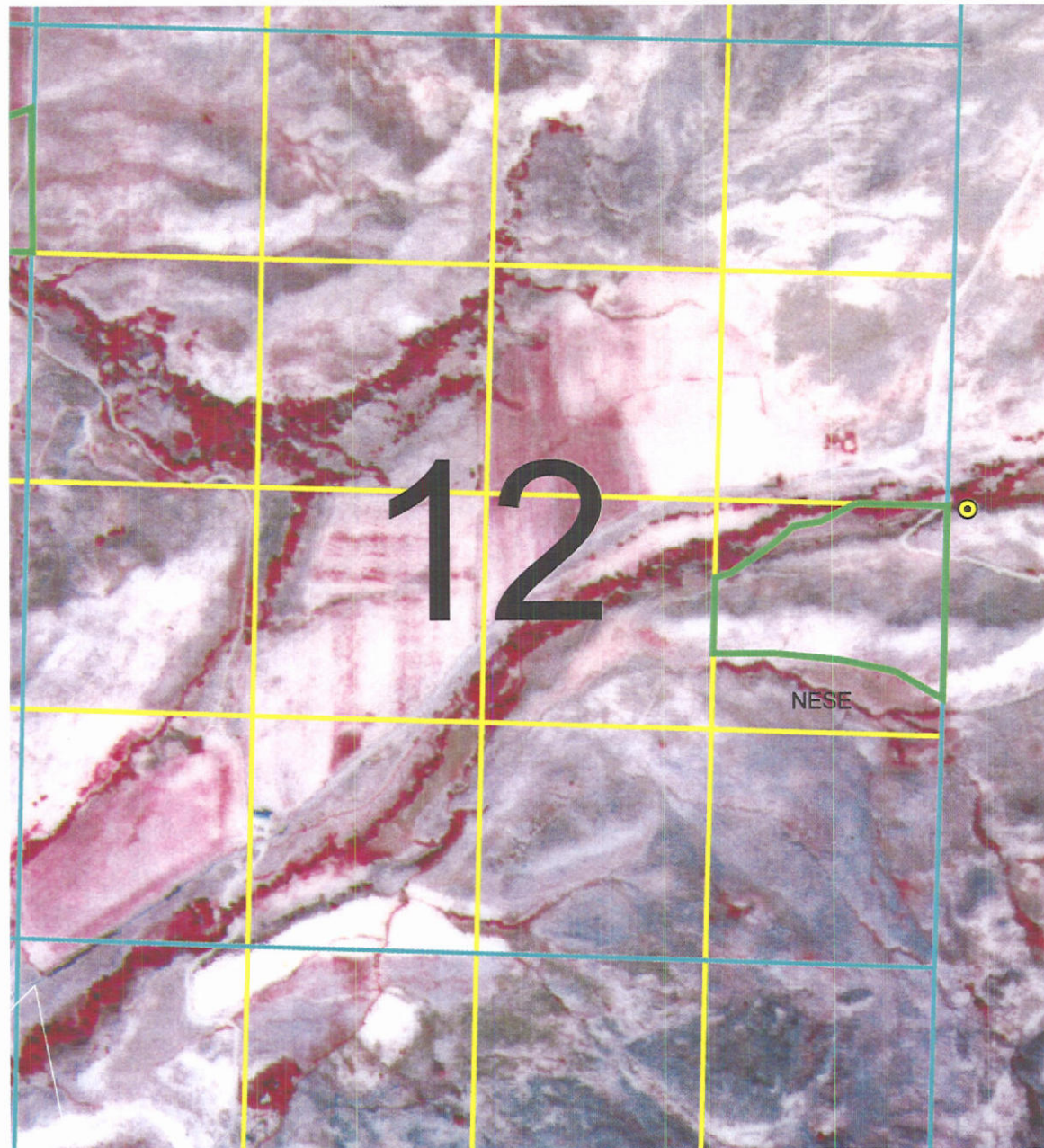
Claim No(s): 65-12751

T07N, R02E, S 12

Prepared by: Sue Bock

Date: 1/19/2001

-  Place of Use
-  Point of Diversion
-  Section lines
-  1/4 1/4 lines



1987 NAPP Photo

0 0.4 0.8 Miles

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: **A65-12751**
Date Received: 5/23/1989
Receipt No: W002979
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: OCT 22, 1985

3. Source: PORTER CREEK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	03E	7	SW	NW			BOISE

5. Description of diverting works:
DITCH SYSTEM, PUMP & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

7. Total Quantity Appropriated is:
0.400 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	12	SE	NE		IRR	20.0
Section Acres							20.0

10. Place of Use: Continued

Total Acres 20.0

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:
65-10773

14. Remarks:

ADDRESS CHANGED PER CLAIMANT LETTER. LH
USE OF WATER UNDER THIS PERMIT IS SUBJECT TO CONTROL BY THE
WATERMASTER OF THE STATE WATER DIST., WHEN ESTABLISHED, ON
PORTER CREEK.
NAME CHANGED PER CLAIMANT REQUEST. DB 6/21/2000

15. Basis of Claim: PERMIT

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JUN 29 2004

By _____ Clerk
_____ Deputy Clerk

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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 65-12751

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

SOURCE PORTER CREEK TRIBUTARY PAYETTE RIVER

QUANTITY 0.31 CFS
66.50 AFY

PRIORITY DATE 10/22/1985

POINT OF DIVERSION T07N R03E S07 SWNW Within Boise County

PURPOSE AND PERIOD OF USE- PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 04-01 TO 11-01 0.31 CFS
66.50 AFY

PLACE OF USE: Irrigation Within Boise County
T07N R02E S12 SENE 19 0
19.0 Acres Total

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. I.C. SECTION 42-1412(6).

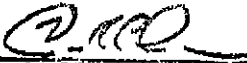
RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

RECOMMENDATION

JUN 29 2004


SPECIAL MASTER

12/27/2001

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

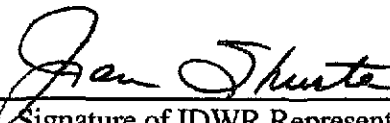
Name and New Address of Claimant:

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

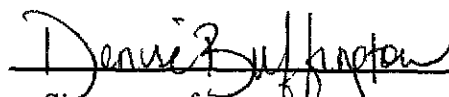


Signature of IDWR Representative

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

OCT 31 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED

DEC 10 2001

WATER RESOURCES
WESTERN REGION

September 27, 2001

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 Rummy

#####

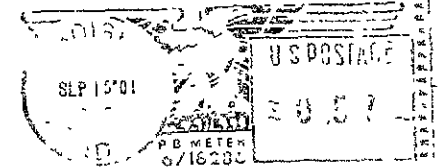
ok - original claimant
on Double Diamond Ranch.

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

65-3803B
65-10746
change?

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
DOUB197 FORWARD TIME EXP RTN TO SEND
DOUBLE DIAMOND RANCH
8973 W STATE ST
BOISE ID 83703-1729
RETURN TO SENDER

65-1151 rec'd
-1317.
-2138.
-2532A.
-2540.
-2869.
-3103.
-7835.
-10746.
-10747.
-10748.
-10749.
-11343A.
-12751.
-1150.w/c

7/94

(Internet)

RECEIVED

RECEIVED

JUN 09 2000

JUN 1 - 2000

WATER RESOURCES
WESTERN REGION

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

For Office Use Only

\$25 Filing Fee

Receipt # 49325

Date 6-1-00

Double Diamond, Inc.

DR & J Investments Limited Partnership,
a Nevada limited partnership,

I, _____, hereby assign to _____

of, 1197 Main Street, Boise, ID 83702 208-345-2137

(Full Address)

(Phone)

All my right, title, and interest in and to Permit No. A65-12751 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, Inc.

Donald J. Rumsey
Permit Holder Donald J. Rumsey, President

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.

Theresa R. Hernandez
Notary Public residing at
Boise, Idaho

seal

My commission expires: 12/22/2003

↑
Assignment of
Permit
As we will do our
half of water right.
Thanks,

Need to pull
fill for permit.
Est. of time
request to see
if this is included.
Est approved

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: A65-12751
Date Received: 5/23/1989
Receipt No: W002979
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOUBLE DIAMOND INC.
Address: RT. 1 BOX 54
HORSESHOE BEND, ID

83629-0000

2. Date of Priority: OCT 22, 1985

3. Source: PORTER CREEK

Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	03E	7	SW	NW			BOISE

5. Description of diverting works:
DITCH SYSTEM, PUMP & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

7. Total Quantity Appropriated is:
0.400 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	12	SE	NE		IRR	20.0

Section Acres 20.0

Total Acres 20.0

A65-12751

Page

1

Date: 05/23/89

MICROFILMED

SEP 24 1992

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:
65-10773

14. Remarks:
USE OF WATER UNDER THIS PERMIT IS SUBJECT TO CONTROL BY THE
WATERMASTER OF THE STATE WATER DIST., WHEN ESTABLISHED, ON
PORTER CREEK.

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): Donald Rumsey Date:
OWNER Date:

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 23 day

of MAY 19 89

Catherine M. Keefe
Notary Public

Seal

Residing at BOISE, IDAHO

My Commission Expires 4/14/94

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 24 1992

DOUBLE DIAMOND RANCH

02294

VENDOR NO:

NAME:

DEPT. OF WATER RESOURCES

CHECK DATE: 5/23/89

REFERENCE NUMBER	INVOICE	GROSS AMOUNT	DISCOUNT TAKEN	NET AMOUNT PAID
WATER PERMITS 5/23/89		\$ 70.00		
TOTAL				\$ 70.00

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

07/18/89 18:28:42

Page 1

Water Right Number - 65-12751 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
DOUBLE DIAMOND INC.

1 - RT. 1 BOX 54
2 -
3 -
City- HORSESHOE BEND State- ID Zip- 836290000
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
10/22/1985 14 P - PERMIT

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
PORTER CREEK PAYETTE RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07N 03E 7 SW NW (15) BOISE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01 0.400

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.400

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

07N 02E 12 SE NE 20.0 01 IRRIGATION (15) BOISE

Total Acres: 20.0

+ - - Diversion Means - DITCH SYSTEM, PUMP & SPRINKLERS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 65-10773

+ - - - - Remarks - - - - - +
USE OF WATER UNDER THIS PERMIT IS SUBJECT TO CONTROL BY THE
WATERMASTER OF THE STATE WATER DIST., WHEN ESTABLISHED, ON
PORTER CREEK.

+ - - - - Conditions of Approval - - - - - +
01D - A lockable device, subject to the approval of the Department,
- shall be installed on the diverting works in a manner that will
- provide the watermaster suitable control of the diversion.

MICROFILMED
SEP 24 1992

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - 65-12751 Adj. flag translation: Standard Water Right Number

+ - - - - Conditions of Approval - - - - - +
004 - The issuance of this permit in no way grants any right-of-way or
- easement across the land of another.
016 - See remarks for additional conditions of approval.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 01/01/1987	Field Exam Made	- 06/24/1988	Field Exam Fee	- R
Approved/Denied	- 12/27/1985	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 12/26/1986	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

SEP 24 1992
MICROFILMED



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

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

03/07/2001

NOTICE OF ERROR
REPLY

12751

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: 65-12751

D R & J INVESTMENTS LIMITED PARTNERSHIP

8973 STATE ST

BOISE ID 83703

Telephone Number: (208) 583-1371

RECEIVED

APR 05 2001

Department of Water Resources

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: 7-3-01

SIGNATURE:

Donald Ramsey

Please print your name:

Donald Ramsey

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

STERN REGIONAL OFFICE
5 AIRPORT WAY
SEASIDE, CA 90732

***RETURN TO SENDER**

U.S. POSTAL SERVICE
PS FORM 3547

RUMS197 837022016 1300 07 03/15/01
RUMSEY
8973 W STATE ST
BOISE ID 83703-1729
FORM 3547

[illegible]

RETURN TO SENDER

U.S. POSTAL SERVICE
PS FORM 3547

65-12751

RECEIVED
MAR 21 2001
WATER RESOURCES
WESTERN REGION

01/22/2001

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

RIGHT NUMBER: 65-12751

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

SOURCE: PORTER CREEK TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.31 CFS
66.5 AFY

PRIORITY DATE: 10/22/1985

POINT OF DIVERSION: T07N R03E S7 SWNW Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 11-01	0.31 CFS 66.50 AFY

PLACE OF USE:

IRRIGATION Within BOISE County
T07N R02E S12 SENE 19

19 ACRES TOTAL

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: BASIS OF CLAIM - License

DATE: 08/01/00
PAGE: 2

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag: Presumption Flag:	

C/8

WR5809NP
No. 65-12751

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/01/00
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DOUBLE DIAMOND INC. RT. 1 BOX 54 HORSESHOE BEND ID 836290000	10/22/1985	IRRIGATION	04/01 11/01	0.310 CFS	66.50 AFA
TOTAL DIVERSION:					0.310 CFS	66.50 AFA

Water Source: PORTER CREEK

Tributary to: PAYETTE RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 0.310 CFS

Point(s) of Diversion: T07N R03E S07 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	12	:																	:	19.0
																				TOTAL ACRES	19.0

Pou County: BOISE

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 65B.

Dates: App. Received: 10/22/1985 Priority Date: 10/22/1985
Proof Due Date: 01/01/1987 Proof Made Date: 12/26/1986
Exam Made Date: 06/24/1988 Exam Sent to S.O.:
Licensed Date: 02/15/1991

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



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 I
Adjudication Section
Western Region Office

DB:db

Idaho Dept. of Water Resources

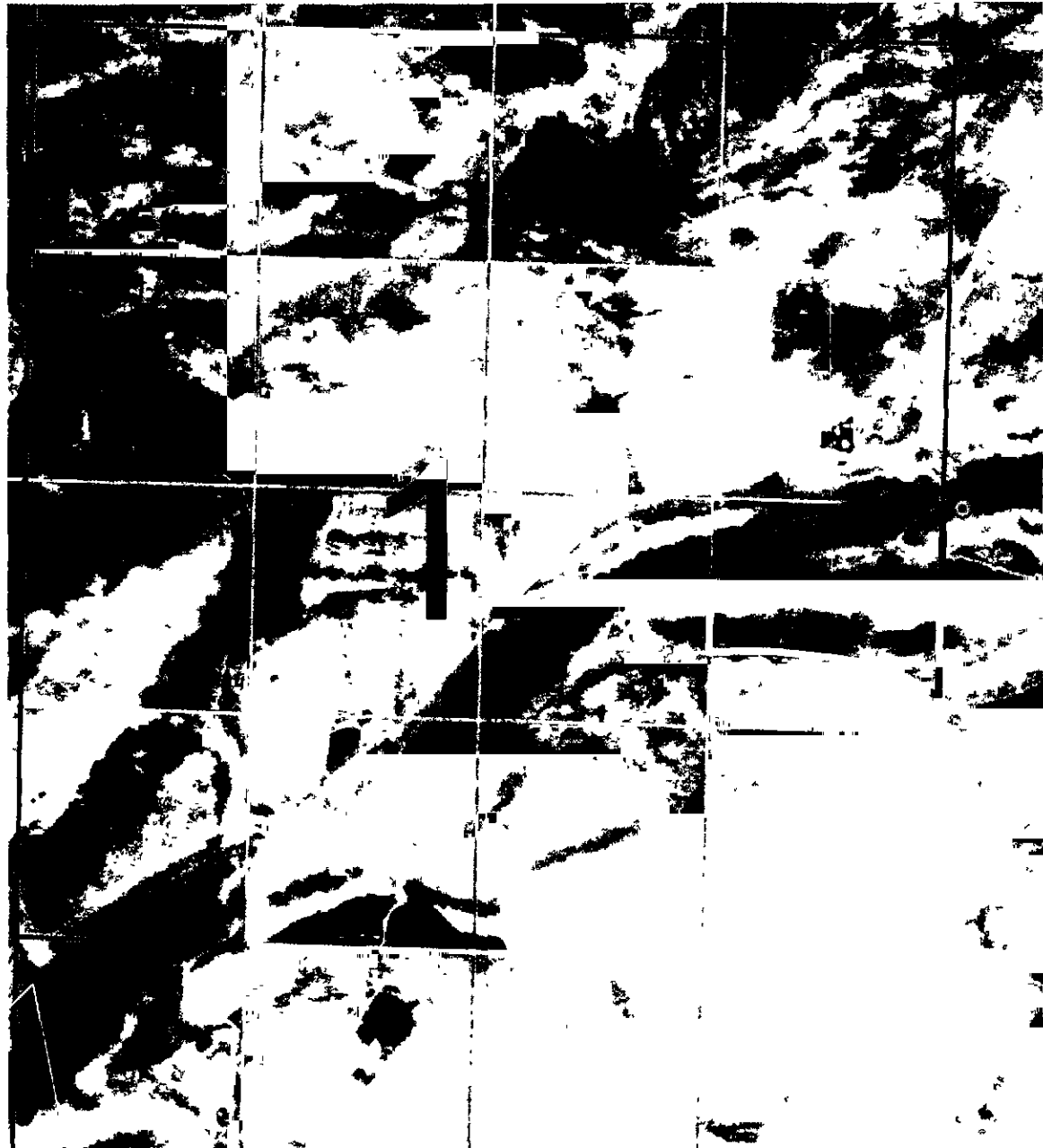
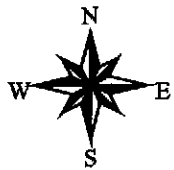
Claim No(s): 65-12751

T07N, R02E, S 12

Prepared by: Sue Bock

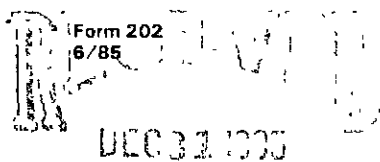
Date: 1/19/2001

-  Place of Use
-  Point of Diversion
-  Section lines
1/4 1/4 lines



1987 NAPP Photo

0 0.4 0.8 Miles



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident No 65-12751

APPROVED

Department of Water Resources To appropriate the public waters of the State of Idaho
Western Regional Office

1. Name of applicant DOUBLE DIAMOND INC. Phone 793-2319
Post office address RT. #1, BOX 54, HORSESHOE BEND, ID 83629
2. Source of water supply PORTER CREEK which is a tributary of PAYETTE RIVER
3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Govt. Lot
Sec. 7 Township 7N Range 3E B.M. BOISE County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 40 for IRRIGATION purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .40 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. DITCH SYSTEM FROM SOURCE
W/PUMP FOR SPRINKLER IRRIGATION.
 - b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet, total
reservoir capacity _____ acre-feet, period of year when water will be diverted to storage
_____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

3. Description of proposed uses (if irrigation only, go to item 9).

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for *Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	2E	12				20													20

Total number of acres to be irrigated 20

10. Describe any other water rights used for the same purposes as described above. 65-10773 FOR DIFFERENT ACRES SAME SYSTEM.

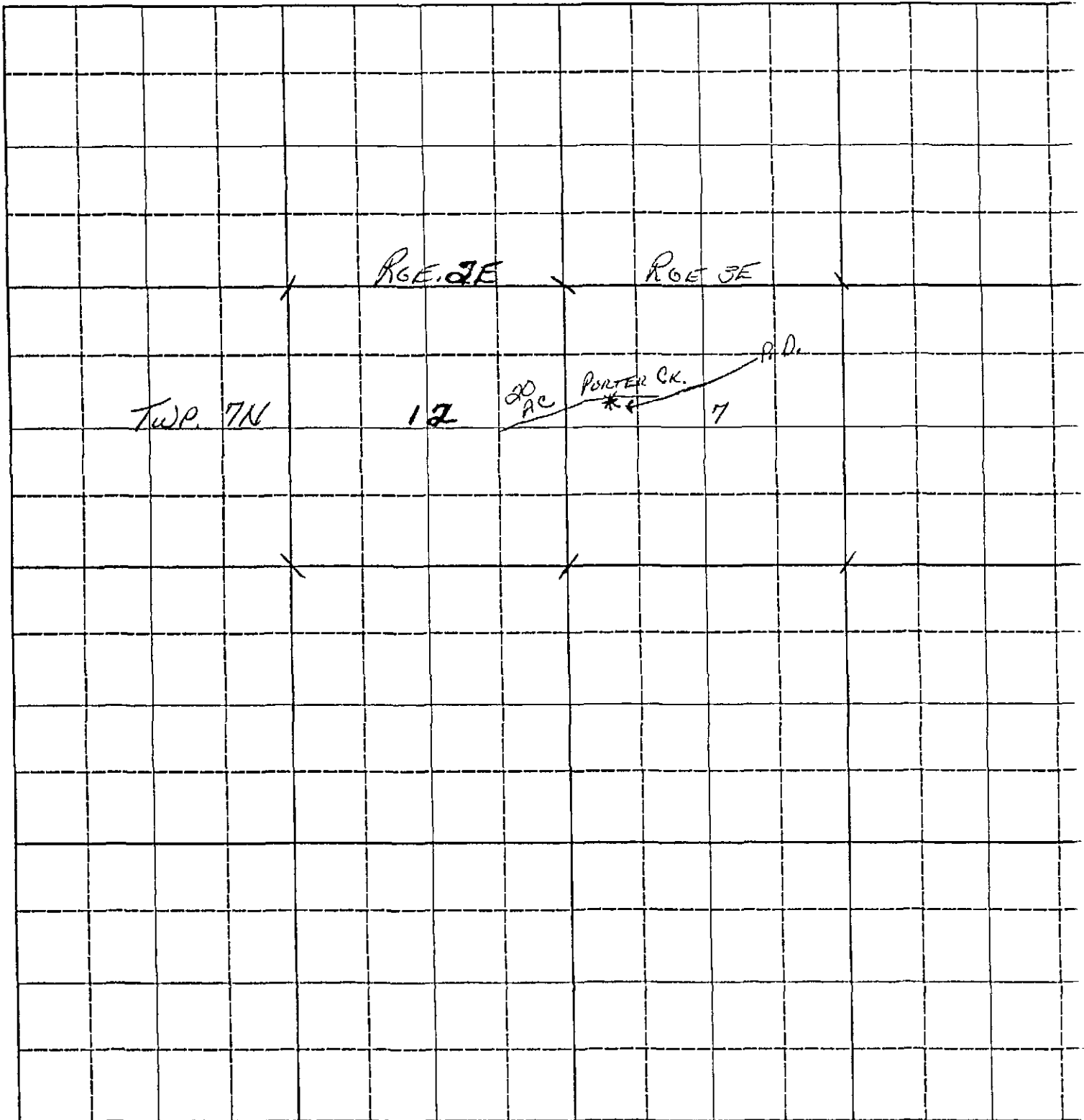
11. a. Who owns the property at the point of diversion? PAT MILLER

b. Who owns the land to be irrigated or place of use? APPLICANT

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. APPLICANT HAS EASEMENT FOR EXISTING DITCH FROM MS. MILLER. COVERED UNDER 65-10773.

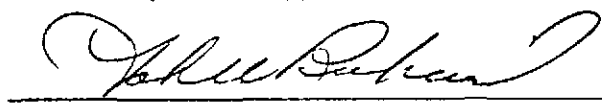
12. Remarks: _____

13. Map of proposed project. show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.


(Applicant)
FARM MANAGER

10/22/85
received by JP Date 10/22/85 Time 11:40 Preliminary check by JP
Fee \$ 45.00 Receipted by JP # 26171 Date _____
Publication prepared by jp Date 1-24/85 Published in The Idaho World
10/30 & 11/6/85
Publication approved AP Date 12/3/85

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-12751, and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions.

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 87.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Use of water under this permit is subject to control by the watermaster of the State Water District, when established, on Porter Creek.

Witness my hand this 27th day of December, 1985.

J. Glen Saylor
Chief, Operations Bureau