

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 82324**

This is to certify that: **LOWER PAYETTE DITCH CO**
102 N MAIN ST
PAYETTE, ID 83661

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
65-11413	WR/DECREED	5/7/1945	60.000 cfs	N/A	N/A	N/A	GRAVEYARD GULCH WASTEWAY
65-12279	WR/DECREED	4/7/1980	3.020 cfs	2857.5 af	N/A	N/A	GRAVEYARD GULCH WASTEWAY
65-165A	WR/DECREED	3/22/1884	63.320 cfs	N/A	N/A	N/A	PAYETTE RIVER
65-165B	WR/DECREED	6/20/1896	37.630 cfs	N/A	N/A	N/A	PAYETTE RIVER
65-165C	WR/DECREED	4/1/1917	59.230 cfs	N/A	N/A	N/A	PAYETTE RIVER
65-165X	WR/DECREED	6/1/1882	122.120 cfs	N/A	N/A	N/A	PAYETTE RIVER
65-7425	WR/DECREED	10/11/1973	12.540 cfs	N/A	N/A	N/A	PAYETTE RIVER
65-7428	WR/DECREED	10/25/1973	2.440 cfs	549.0 af	N/A	N/A	PAYETTE RIVER
65-7848	WR/DECREED	4/15/1977	2.140 cfs	481.5 af	N/A	N/A	PAYETTE RIVER
65-7882	WR/DECREED	5/13/1977	30.000 cfs	14578.7 af	N/A	N/A	GRAVEYARD GULCH WASTEWAY
65-7885	WR/DECREED	7/16/1977	12.540 cfs	2850.0 af	N/A	N/A	GRAVEYARD GULCH WASTEWAY

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
65-11413	NO	NO	YES	NO	NO	NO
65-12279	NO	NO	YES	NO	NO	NO
65-165A	NO	NO	YES	NO	NO	NO
65-165B	NO	NO	YES	NO	NO	NO
65-165C	NO	NO	YES	NO	NO	NO
65-165X	NO	NO	YES	NO	NO	NO
65-7425	NO	NO	YES	NO	NO	NO
65-7428	NO	NO	YES	NO	NO	NO
65-7848	NO	NO	YES	NO	NO	NO
65-7882	NO	NO	YES	NO	NO	NO
65-7885	NO	NO	YES	NO	NO	NO

Transfer No. 82324

SUPPORT DATA
IN FILE # 65-165A

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 82324**

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
65-11413	65-11413	60.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
65-12279	65-12279	3.020 cfs	2857.5 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
65-165A	65-165A	63.320 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
65-165B	65-165B	37.630 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
65-165C	65-165C	59.230 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
65-165X	65-165X	122.120 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
65-7425	65-7425	12.540 cfs	2850.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
65-7428	65-7428	2.440 cfs	549.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
65-7848	65-7848	2.140 cfs	481.5 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
65-7882	65-7882	30.000 cfs	14578.7 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
65-7885	65-7885	12.540 cfs	2850.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		392.440 cfs	N/A	N/A	11870.0		N/A	N/A	N/A	N/A

This water right(s) 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. Detailed Water Right Description(s) attached.

Dated this 6th day of August, 2018.



PAMELA S. SKAGGS, Water Rights Supervisor

WATER RIGHT NO. 65-165A

As Modified by Transfer No. 82324

In accordance with the approval of Transfer No. 82324, Water Right No. 65-165A is now described as follows:

Right Holder: LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 3/22/1884

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

63.320 cfs

63.320 cfs

LOCATION OF POINT(S) OF DIVERSION

PAYETTE RIVER	L3 (SENW)	Sec 7 Twp 07N Rge 03W PAYETTE County	
PAYETTE RIVER	L5 (SWNW)	Sec 21 Twp 08N Rge 04W PAYETTE County	(R)
PAYETTE RIVER	L10 (SESE)	Sec 26 Twp 08N Rge 04W PAYETTE County	(I)

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. This right when combined with all other rights of the Lower Payette Ditch Co. is limited to the irrigation of 11,870 acres within the ditch company boundaries in a single irrigation season.
3. Rights 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 392.44 cfs.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for the lands above.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
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(s).
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 82324

WATER RIGHT NO. 65-165A
As Modified by Transfer No. 82324

CONDITIONS OF APPROVAL

8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 65-11413

As Modified by Transfer No. 82324

In accordance with the approval of Transfer No. 82324, Water Right No. 65-11413 is now described as follows:

Right Holder: LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 5/7/1945

Source: GRAVEYARD GULCH WASTEWAY **Tributary:** PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	60.000 cfs 60.000 cfs

LOCATION OF POINT(S) OF DIVERSION

GRAVEYARD GULCH WASTEWAY	L0 (NWSE)	Sec 19 Twp 07N Rge 03W PAYETTE County	
GRAVEYARD GULCH WASTEWAY	L3 (SESENW)	Sec 7 Twp 07N Rge 03W PAYETTE County	(R)
GRAVEYARD GULCH WASTEWAY	L7 (NESW)	Sec 7 Twp 07N Rge 03W PAYETTE County	(I)
GRAVEYARD GULCH WASTEWAY	L0 (SESW)	Sec 7 Twp 07N Rge 03W PAYETTE County	
GRAVEYARD GULCH WASTEWAY	L5 (SWNW)	Sec 21 Twp 08N Rge 04W PAYETTE County	(R)
GRAVEYARD GULCH WASTEWAY	L10 (SESE)	Sec 26 Twp 08N Rge 04W PAYETTE County	(I)

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. This right when combined with all other rights of the Lower Payette Ditch Co. is limited to the irrigation of 11,870 acres within the ditch company boundaries in a single irrigation season.
3. Rights 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 392.44 cfs.
4. Rights 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 93.02 cfs.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for the lands above.

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WATER RIGHT NO. 65-11413
As Modified by Transfer No. 82324

CONDITIONS OF APPROVAL

6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
7. 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(s).
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 65-12279

As Modified by Transfer No. 82324

In accordance with the approval of Transfer No. 82324, Water Right No. 65-12279 is now described as follows:

Right Holder: LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 4/7/1980

Source: GRAVEYARD GULCH WASTEWAY **Tributary:** PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	3.020 cfs	2857.5 af
			3.020 cfs	2857.5 af

LOCATION OF POINT(S) OF DIVERSION

GRAVEYARD GULCH WASTEWAY	L0 (NWSE)	Sec 19 Twp 07N Rge 03W PAYETTE County	
GRAVEYARD GULCH WASTEWAY	L3 (SESENW)	Sec 7 Twp 07N Rge 03W PAYETTE County	(R)
GRAVEYARD GULCH WASTEWAY	L7 (NESW)	Sec 7 Twp 07N Rge 03W PAYETTE County	(I)
GRAVEYARD GULCH WASTEWAY	L0 (SESW)	Sec 7 Twp 07N Rge 03W PAYETTE County	
GRAVEYARD GULCH WASTEWAY	L5 (SWNW)	Sec 21 Twp 08N Rge 04W PAYETTE County	(R)
GRAVEYARD GULCH WASTEWAY	L10 (SESE)	Sec 26 Twp 08N Rge 04W PAYETTE County	(I)

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. This right when combined with all other rights of the Lower Payette Ditch Co. is limited to the irrigation of 11,870 acres within the ditch company boundaries in a single irrigation season.
3. Rights 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 392.44 cfs.
4. Rights 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 93.02 cfs.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for the lands above.

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WATER RIGHT NO. 65-12279
As Modified by Transfer No. 82324

CONDITIONS OF APPROVAL

6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
7. 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(s).
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 65-165B

As Modified by Transfer No. 82324

In accordance with the approval of Transfer No. 82324, Water Right No. 65-165B is now described as follows:

Right Holder: LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 6/20/1896

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

37.630 cfs

37.630 cfs

LOCATION OF POINT(S) OF DIVERSION

PAYETTE RIVER	L3 (SENW)	Sec 7 Twp 07N Rge 03W PAYETTE County	
PAYETTE RIVER	L5 (SWNW)	Sec 21 Twp 08N Rge 04W PAYETTE County	(R)
PAYETTE RIVER	L10 (SESE)	Sec 26 Twp 08N Rge 04W PAYETTE County	(I)

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. This right when combined with all other rights of the Lower Payette Ditch Co. is limited to the irrigation of 11,870 acres within the ditch company boundaries in a single irrigation season.
3. Rights 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 392.44 cfs.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for the lands above.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
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(s).
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 82324

WATER RIGHT NO. 65-165B
As Modified by Transfer No. 82324

CONDITIONS OF APPROVAL

8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 65-165C

As Modified by Transfer No. 82324

In accordance with the approval of Transfer No. 82324, Water Right No. 65-165C is now described as follows:

Right Holder: LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 4/1/1917

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	59.230 cfs 59.230 cfs

LOCATION OF POINT(S) OF DIVERSION

PAYETTE RIVER	L3 (SENW)	Sec 7 Twp 07N Rge 03W PAYETTE County	
PAYETTE RIVER	L5 (SWNW)	Sec 21 Twp 08N Rge 04W PAYETTE County	(R)
PAYETTE RIVER	L10 (SESE)	Sec 26 Twp 08N Rge 04W PAYETTE County	(I)

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. This right when combined with all other rights of the Lower Payette Ditch Co. is limited to the irrigation of 11,870 acres within the ditch company boundaries in a single irrigation season.
3. Rights 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 392.44 cfs.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for the lands above.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
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(s).
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 82324

WATER RIGHT NO. 65-165C
As Modified by Transfer No. 82324

CONDITIONS OF APPROVAL

8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 65-165X

As Modified by Transfer No. 82324

In accordance with the approval of Transfer No. 82324, Water Right No. 65-165X is now described as follows:

Right Holder: LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 6/1/1882

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	122.120 cfs 122.120 cfs

LOCATION OF POINT(S) OF DIVERSION

PAYETTE RIVER	L3 (SENV)	Sec 7 Twp 07N Rge 03W PAYETTE County	
PAYETTE RIVER	L5 (SWNW)	Sec 21 Twp 08N Rge 04W PAYETTE County	(R)
PAYETTE RIVER	L10 (SESE)	Sec 26 Twp 08N Rge 04W PAYETTE County	(I)

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. This right when combined with all other rights of the Lower Payette Ditch Co. is limited to the irrigation of 11,870 acres within the ditch company boundaries in a single irrigation season.
3. Rights 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 392.44 cfs.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for the lands above.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
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(s).
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 82324

WATER RIGHT NO. 65-165X

As Modified by Transfer No. 82324

CONDITIONS OF APPROVAL

8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 65-7425

As Modified by Transfer No. 82324

In accordance with the approval of Transfer No. 82324, Water Right No. 65-7425 is now described as follows:

Right Holder: LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 10/11/1973

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	12.540 cfs	2850.0 af
			12.540 cfs	2850.0 af

LOCATION OF POINT(S) OF DIVERSION

PAYETTE RIVER	L3 (SENW)	Sec 7 Twp 07N Rge 03W PAYETTE County	
PAYETTE RIVER	L5 (SWNW)	Sec 21 Twp 08N Rge 04W PAYETTE County	(R)
PAYETTE RIVER	L10 (SESE)	Sec 26 Twp 08N Rge 04W PAYETTE County	(I)

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. This right when combined with all other rights of the Lower Payette Ditch Co. is limited to the irrigation of 11,870 acres within the ditch company boundaries in a single irrigation season.
3. Rights 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 392.44 cfs.
4. Rights 65-7425 and 65-7885 when combined shall not exceed a total diversion rate of 12.54 cfs, a total combined annual volume of 2850 af and the irrigation of 633 acres in a single irrigation season.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for the lands above.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
7. 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(s).

Transfer No. 82324

WATER RIGHT NO. 65-7425
As Modified by Transfer No. 82324

CONDITIONS OF APPROVAL

8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 65-7428

As Modified by Transfer No. 82324

In accordance with the approval of Transfer No. 82324, Water Right No. 65-7428 is now described as follows:

Right Holder: LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 10/25/1973

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	2,440 cfs	549.0 af
			2,440 cfs	549.0 af

LOCATION OF POINT(S) OF DIVERSION

PAYETTE RIVER	L3 (SENW)	Sec 7 Twp 07N Rge 03W PAYETTE County	
PAYETTE RIVER	L5 (SWNW)	Sec 21 Twp 08N Rge 04W PAYETTE County	(R)
PAYETTE RIVER	L10 (SESE)	Sec 26 Twp 08N Rge 04W PAYETTE County	(I)

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. This right when combined with all other rights of the Lower Payette Ditch Co. is limited to the irrigation of 11,870 acres within the ditch company boundaries in a single irrigation season.
3. Rights 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 392.44 cfs.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for the lands above.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
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(s).
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 82324

WATER RIGHT NO. 65-7428

As Modified by Transfer No. 82324

CONDITIONS OF APPROVAL

8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 65-7848

As Modified by Transfer No. 82324

In accordance with the approval of Transfer No. 82324, Water Right No. 65-7848 is now described as follows:

Right Holder: LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 4/15/1977

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	2.140 cfs	481.5 af
			2.140 cfs	481.5 af

LOCATION OF POINT(S) OF DIVERSION

PAYETTE RIVER	L3 (SENW)	Sec 7 Twp 07N Rge 03W PAYETTE County	
PAYETTE RIVER	L5 (SWNW)	Sec 21 Twp 08N Rge 04W PAYETTE County	(R)
PAYETTE RIVER	L10 (SESE)	Sec 26 Twp 08N Rge 04W PAYETTE County	(I)

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. This right when combined with all other rights of the Lower Payette Ditch Co. is limited to the irrigation of 11,870 acres within the ditch company boundaries in a single irrigation season.
3. Rights 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 392.44 cfs.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for the lands above.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
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(s).
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 82324

WATER RIGHT NO. 65-7848
As Modified by Transfer No. 82324

CONDITIONS OF APPROVAL

8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 65-7882

As Modified by Transfer No. 82324

In accordance with the approval of Transfer No. 82324, Water Right No. 65-7882 is now described as follows:

Right Holder: LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 5/13/1977

Source: GRAVEYARD GULCH WASTEWAY **Tributary:** PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	30.000 cfs	14578.7 af
			30.000 cfs	14578.7 af

LOCATION OF POINT(S) OF DIVERSION

GRAVEYARD GULCH WASTEWAY	L0 (NWSE)	Sec 19 Twp 07N Rge 03W PAYETTE County	
GRAVEYARD GULCH WASTEWAY	L3 (SESENW)	Sec 7 Twp 07N Rge 03W PAYETTE County	(R)
GRAVEYARD GULCH WASTEWAY	L7 (NESW)	Sec 7 Twp 07N Rge 03W PAYETTE County	(I)
GRAVEYARD GULCH WASTEWAY	L0 (SESW)	Sec 7 Twp 07N Rge 03W PAYETTE County	
GRAVEYARD GULCH WASTEWAY	L5 (SWNW)	Sec 21 Twp 08N Rge 04W PAYETTE County	(R)
GRAVEYARD GULCH WASTEWAY	L10 (SESE)	Sec 26 Twp 08N Rge 04W PAYETTE County	(I)

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. This right when combined with all other rights of the Lower Payette Ditch Co. is limited to the irrigation of 11,870 acres within the ditch company boundaries in a single irrigation season.
3. Rights 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 392.44 cfs.
4. Rights 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 93.02 cfs.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for the lands above.

Transfer No. 82324

WATER RIGHT NO. 65-7882
As Modified by Transfer No. 82324

CONDITIONS OF APPROVAL

6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
7. 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(s).
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 65-7885

As Modified by Transfer No. 82324

In accordance with the approval of Transfer No. 82324, Water Right No. 65-7885 is now described as follows:

Right Holder: LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 7/16/1977

Source: GRAVEYARD GULCH WASTEWAY **Tributary:** PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	12.540 cfs	2850.0 af
			12.540 cfs	2850.0 af

LOCATION OF POINT(S) OF DIVERSION

GRAVEYARD GULCH WASTEWAY	L0 (NWSE)	Sec 19 Twp 07N Rge 03W PAYETTE County	
GRAVEYARD GULCH WASTEWAY	L3 (SESENW)	Sec 7 Twp 07N Rge 03W PAYETTE County	(R)
GRAVEYARD GULCH WASTEWAY	L7 (NESW)	Sec 7 Twp 07N Rge 03W PAYETTE County	(I)
GRAVEYARD GULCH WASTEWAY	L0 (SESW)	Sec 7 Twp 07N Rge 03W PAYETTE County	
GRAVEYARD GULCH WASTEWAY	L5 (SWNW)	Sec 21 Twp 08N Rge 04W PAYETTE County	(R)
GRAVEYARD GULCH WASTEWAY	L10 (SESE)	Sec 26 Twp 08N Rge 04W PAYETTE County	(I)

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. This right when combined with all other rights of the Lower Payette Ditch Co. is limited to the irrigation of 11,870 acres within the ditch company boundaries in a single irrigation season.
3. Rights 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 392.44 cfs.
4. Rights 65-7425 and 65-7885 when combined shall not exceed a total diversion rate of 12.54 cfs, a total combined annual volume of 2850 af and the irrigation of 633 acres in a single irrigation season.
5. Rights 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 93.02 cfs.

WATER RIGHT NO. 65-7885

As Modified by Transfer No. 82324

CONDITIONS OF APPROVAL

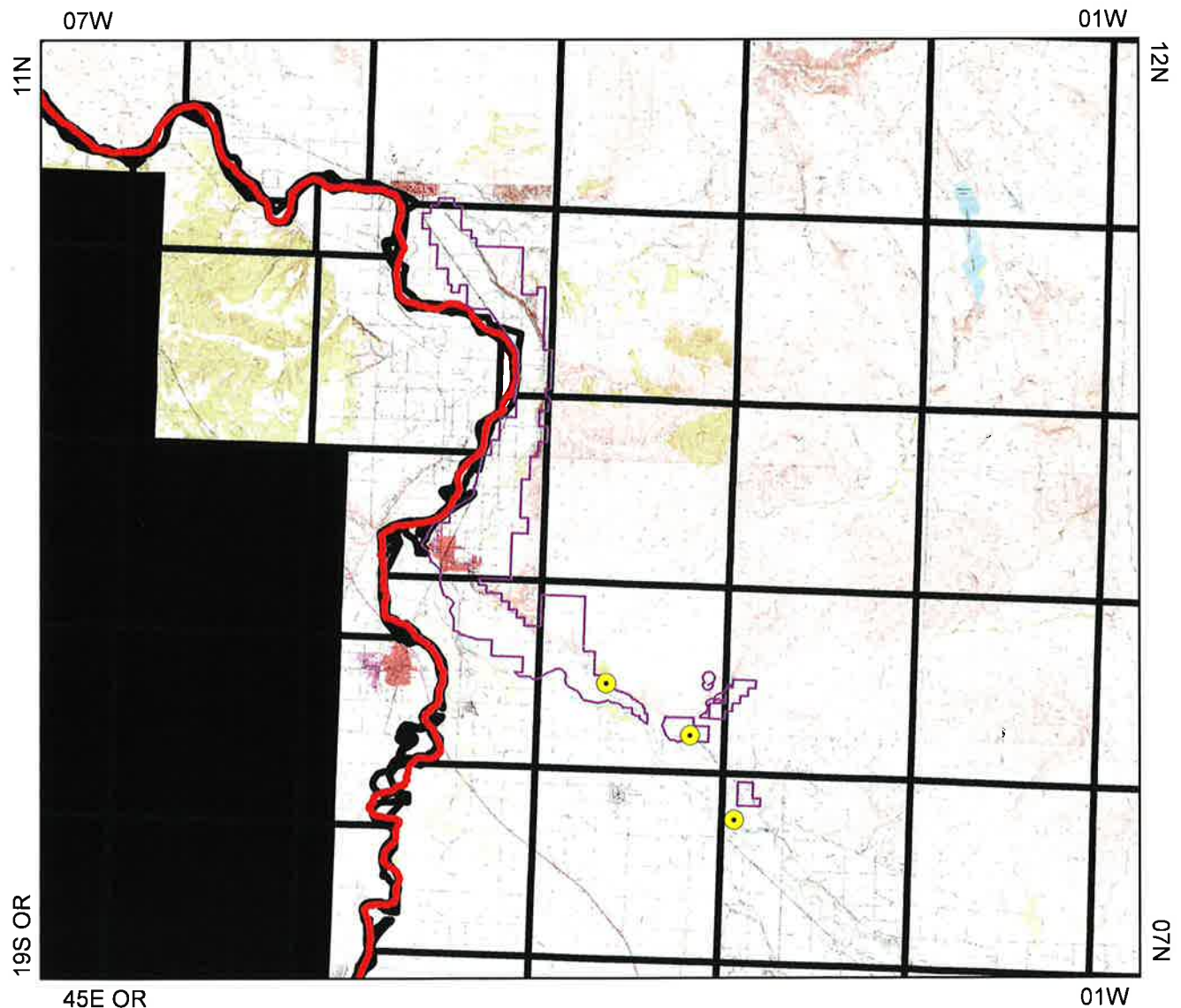
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for the lands above.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
8. 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(s).
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

State of Idaho
Department of Water Resources

Attachment to Transfer 82324

Rights 65-165A, 65-165B, 65-165C, 65-165X, 65-7425,
65-7428, 65-7848, 65-7882, 65-7885, 65-11413 & 65-12279

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 3.5 7 14 Miles

-  Point of Diversion
-  Place Of Use Boundary
-  Townships





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

August 14, 2018

LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE ID 83661

Re: Transfer No: 82324

Water Right No(s): 65-165A , 65-165B , 65-165C , 65-165X , 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413, 65-12279

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 287-4951.

Sincerely,



Pamela S. Skaggs
Water Rights Supervisor

Enclosure

c: WATER DISTRICT #65
SPF WATER ENGINEERING LLC

CERTIFICATE OF SERVICE

I hereby certify that on August 15, 2018 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 82324

Water Right No(s): 65-165A , 65-165B , 65-165C , 65-165X , 65-7425, 65-7428, 65-7848, 65-7882, 65-7885, 65-11413, 65-12279

**LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE ID 83661**

**SPF WATER ENGINEERING LLC
C/O LORI GRAVES
300 E MALLARD DR STE 350
BOISE ID 83706**

**WATER DISTRICT #65
RON SHURTLEFF
102 N MAIN ST
PAYETTE ID 83661**



Darla Block
Technical Records Specialist

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

*** * Proof of Publication * ***

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

RUBY AUFDERHEIDE, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

IDAHO DEPT OF WATER RESOURCES

Attn: Jean Hersley

PO BOX 83720

BOISE ID 83720

ORDER NUMBER 70145

Ruby Aufderheide
(Legals Clerk)

STATE OF IDAHO)
)SS
COUNTY OF TWIN FALLS)

On this 12 day of July in the year of 2018 before me, a Notary Public, personally appeared before me Ruby Aufderheide known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Leanne Smith
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 6-13-2023

PUBLISHED ON: 07/05/2018, 07/12/2018

TOTAL AD COST: 90.48
FILED ON: 7/12/2018

NOELLE R. SMITH
Notary Public
State of Idaho

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82324**

LOWER PAYETTE DITCH CO, 102 N MAIN ST, PAYETTE, ID 83661; has filed Application No. 82324 for changes to the following water rights within PAYETTE County(s): Right No(s), 65-11413, 65-12279, 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows:

Service boundary is being changed to include 216 acres in Section 19, T08N, R03W, and Sections 13, 24 & 25, T08N, R04W, near Big Willow Creek & Big Willow Creek Rd., NE of State Hwy. 52.

For additional information concerning the property location, contact IDWR State office at (208) 287-4800; or for a full description of the transfer, please see <http://www.idwr.idaho.gov/water-rights/transfers/search.html>

Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.

Any protest against the proposed change must be filed with the Department of Water Resources, 322 E Front St, PO Box 83720, Boise ID 83720-0098 together with a protest fee of \$25.00 for each application on or before 7/23/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH: July 5 and 12, 2018

RECEIVED
JUL 19 2018
DEPT OF WATER RESOURCES

gmh
7-24-18

TRIBUNE PUBLISHING COMPANY, INC

The Lewiston Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date:	07/12/2018	INVOICE NO.	145067
Account No.	964760		
Description	145067 NOTICE O		
Times	2	Lines	59
		Tab. lines	
		\$	84.07

**LEGAL ADVERTISING
INVOICE**

Sold To: DEPT OF WATER RESOURCES
2735 AIRPORT WAY
BOISE ID 83705

RECEIVED
JUL 17 2018 JUL 16 2018
DEPT OF WATER RESOURCES
WATER RESOURCES WESTERN REGION

PO# TRANSFER NO. 8

NOTICE: This is a invoice of Purchase made by you. Statement will be rendered the first of the month
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

**NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT**

TRANSFER NO. 82324

LOWER PAYETTE DITCH
CO, 102 N MAIN ST, PAY-
ETTE, ID 83661; has filed
Application No. 82324 for
changes to the following wa-
ter rights within PAYETTE
County(s): Right No(s). 65-
11413, 65-12279, 65-165A,
65-165B, 65-165C, 65-165X,
65-7425, 65-7428, 65-7848,
65-7882, 65-7885; to see a
full description of these
rights and the proposed
transfer, please see www.
idwr.idaho.gov/apps/wr/
QueryNewTransfers/Que-
ryNewTransfers.aspx. The
purpose of the transfer is to
change a portion of the above
rights as follows:

Service boundary is being
changed to include 216 acres
in Section 19, T08N, R03W,
and Sections 13, 24 & 25,
T08N, R04W, near Big Willow
Creek & Big Willow Creek
Rd., NE of State Hwy. 52.

For additional information
concerning the property lo-
cation, contact IDWR State
office at (208) 287-4800; or
for a full description of the
transfer, please see [http://
www.idwr.idaho.gov/water-
rights/transfers/search.html](http://www.idwr.idaho.gov/water-rights/transfers/search.html)
Protests may be submitted
based on the criteria of Idaho
Code Sec. 42-222.

Any protest against the pro-
posed change must be filed
with the Department of Wa-
ter Resources, 322 E Front
St, PO Box 83720, Boise ID
83720-0098 together with
a protest fee of \$25.00 for
each application on or before
7/23/2018. The protestant
must also send a copy of the
protest to the applicant.
GARY SPACKMAN, Director
Published on 7/5/2018 and
7/12/2018

AFFIDAVIT OF PUBLICATION

Julie L. Winters, being duly sworn, deposes and
says, I am the Legal Clerk of the Tribune
Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho
and under and by virtue of the laws of the State of Washington,
publishers of the Lewiston Tribune, a news-
paper of general circulation published at Lewiston, Nez Perce
County, Idaho; That the said Lewiston Tribune is
an established newspaper and has been published regularly
and issued regularly at least once a day for more than 105
consecutive years next immediately preceding the first
publication of this notice, and has been so published
uninterrupted for said period; that the 145067 NOTICE O
attached hereto and which is made a part of this affidavit
was published in the said Lewiston Tribune,

2 time(s). Publication being on
07/05, or once a Week
for 2 consecutive Week,
the first publication thereof being on the 07/05/2018,
and the last publication thereof being on the 07/12/2018,
and said 145067 NOTICE O was so published in the
regular and entire issue of said newspaper and was not in a
supplement thereof and was so published in every issue and
number of the said paper, during the period and times of
publication as set forth above

Julie L. Winters

State of Idaho

S.S.

County of Nez Perce

On this 13th day of July in the year
of 2018, before me, a Notary Public, personally
appeared Julie L. Winters, known or identified
to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn,
declared that the statements therein are true, and
acknowledged to me that he executed the same.

Carol Peterson
Notary Public in and for the State of Idaho,
residing at Lewiston therein
Commission Expires 9-1-2023



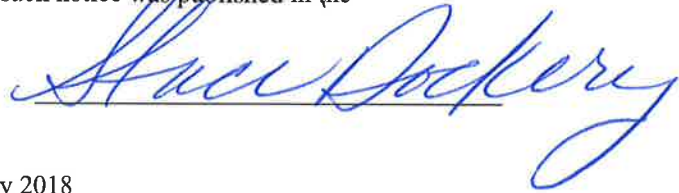
Proof of Publication

The Post Register

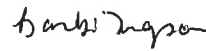
State of Idaho
County of Bonneville

I, ~~Dawn Giannini~~ or Staci Dockery, first being duly sworn, depose and say: That I am the ~~Classified Manager~~, or Legal Notice Representative of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published Tuesday through Sunday at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880, and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidations up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register under ad number: **102964** for **2** consecutive (days) weeks, between **07/05/2018** and **07/12/2018**, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.



Subscribed and sworn to before me, this 12th day of July 2018



Notary Public
My commission expires: 06/28/2022

____ attached jurat _____

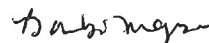
STATE OF IDAHO

ss.

COUNTY OF BONNEVILLE

Subscribed and sworn to before me, this 12th day of July 2018, before me, the undersigned, a Notary public for said state, personally appeared ~~Dawn Giannini~~ or Staci Dockery, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Notary Public for The Post Company
Residing: Idaho Falls, Idaho
Commission expires: 06/28/2022

NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
TRANSFER NO. 82324

LOWER PAYETTE DITCH CO, 102 N MAIN ST,
PAYETTE, ID 83661; has filed Application No.
82324 for changes to the following water rights
within PAYETTE County(s): Right No(s).
65-11413, 65-12279, 65-165A, 65-165B, 65-165C,
65-165X, 65-7425, 65-7428, 65-7848, 65-7882,
65-7885; to see a full description of these rights
and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to
change a portion of the above rights as follows:

Service boundary is being changed to include
216 acres in Section 19, T08N, R03W, and Sec-
tions 13, 24 & 25, T08N, R04W, near Big Willow
Creek & Big Willow Creek Rd., NE of State Hwy.
52.

For additional information concerning the prop-
erty location, contact IDWR State office at (208)
287-4800; or for a full description of the transfer,
please see [http://www.idwr.idaho.gov/water-
rights/transfers/search.html](http://www.idwr.idaho.gov/water-rights/transfers/search.html)

Protests may be submitted based on the criteria
of Idaho Code Sec. 42-222.

Any protest against the proposed change must
be filed with the Department of Water Resources,
322 E Front St, PO Box 83720, Boise ID 83720-
0098 together with a protest fee of \$25.00 for
each application on or before 7/23/2018. The
protestant must also send a copy of the protest to
the applicant.

GARY SPACKMAN, Director

Published: 7/5/2018 and 7/12/2018

(102964)

OK
JMK
7-24-18

JUL 16 2018

DEPARTMENT OF
WATER RESOURCES**LEGAL PROOF OF PUBLICATION**

Account #	Ad Number	Identification	PO	Amount	Cols	Lines
321081	0003740995	LEGAL NOTICE NOTICE OF PROPOSED CHA	LowerPayetteDitch	\$109.78	1	63

Attention: JEAN HERSLEY

IDAHO DEPT OF WATER RESOURCES - STATE OFFICE

PO BOX 83720

BOISE, ID 837200098

LEGAL NOTICE**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT****TRANSFER NO. 82324**

LOWER PAYETTE DITCH CO., 102 N MAIN ST, PAYETTE, ID 83661; has filed Application No. 82324 for changes to the following water rights within PAYETTE County(s): Right No(s). 65-11413, 65-12279, 65-165A, 65-165B, 65-165C, 65-165X, 65-7425, 65-7428, 65-7848, 65-7882, 65-7885; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows:

Service boundary is being changed to include 216 acres in Section 19, T08N, R03W, and Sections 13, 24 & 25, T08N, R04W, near Big Willow Creek & Big Willow Creek Rd., NE of State Hwy. 52.

For additional information concerning the property location, contact IDWR State office at (208) 287-4800; or for a full description of the transfer, please see <http://www.idwr.idaho.gov/water/rights/transfers/search.html>

Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.

Any protest against the proposed change must be filed with the Department of Water Resources, 322 E Front St, PO Box 83720, Boise ID 83720-0098 together with a protest fee of \$25.00 for each application on or before 7/23/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Pub. July 5,12, 2018

0003740995-01

*OK
Jmh
7-29-18*

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

Beginning issue of: 07/05/2018

Ending issue of: 07/12/2018

Janice Hildreth
(Legals Clerk)

STATE OF IDAHO)

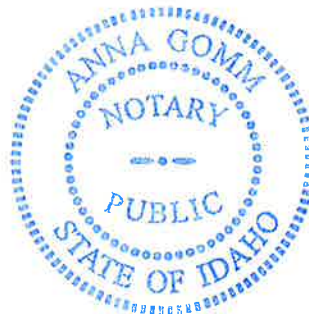
.SS

COUNTY OF ADA)

On this 13th day of July in the year of 2018 before me, a Notary Public, personally appeared before me Janice Hildreth known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Anna Comm
Notary Public FOR Idaho
Residing at: Boise, Idaho

My Commission expires: 08/17/2022



Hersley, Jean

From: Skoro, Emily
Sent: Thursday, July 12, 2018 1:57 PM
To: Clark, Cynthia Bridge; Hersley, Jean
Subject: RE: transfer 82324

Jean,

Hi! We do not have any comments on transfer application 82324. Thanks for the email!
Thanks,

Emily Skoro, PE

Staff Engineer
Idaho Department of Water Resources
Phone 208.287.4906
Fax 208.287.6700
Emily.Skoro@idwr.idaho.gov

From: Clark, Cynthia Bridge
Sent: Friday, June 29, 2018 8:48 AM
To: Skoro, Emily <Emily.Skoro@idwr.idaho.gov>
Subject: FW: transfer 82324

Emily,

Here is a transfer application for review.

Thanks,
Cynthia

From: Hersley, Jean
Sent: Friday, June 29, 2018 7:46 AM
To: Clark, Cynthia Bridge <Cynthia.Clark@idwr.idaho.gov>
Subject: transfer 82324

The Lower Payette Ditch Company is looking to expand their service area. This application will be advertised on a state wide level due to the high rate. Protest end date is July 23, 2018. The documents will be scanned and profiled by the end of the day.

Please let me know if you have any comments or concerns.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*