

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78866

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	11008.0	11870.0	GRAVEYARD GULCH WASTEWAY
65-12279	WR/DECREED	4/7/1980	3.020 cfs	2857.5 af	N/A	11870.0	GRAVEYARD GULCH WASTEWAY
65-165A	WR/DECREED	3/22/1884	63.320 cfs	N/A	11008.0	11870.0	PAYETTE RIVER
65-165B	WR/DECREED	6/20/1896	37.630 cfs	N/A	N/A	11870.0	PAYETTE RIVER
65-165C	WR/DECREED	4/1/1917	59.230 cfs	N/A	N/A	11870.0	PAYETTE RIVER
65-165X	WR/DECREED	6/1/1882	122.120 cfs	N/A	N/A	11870.0	PAYETTE RIVER
65-7425	WR/DECREED	10/11/1973	12.540 cfs	N/A	N/A	11870.0	PAYETTE RIVER
65-7428	WR/DECREED	10/25/1973	2.440 cfs	549.0 af	N/A	11870.0	PAYETTE RIVER
65-7848	WR/DECREED	4/15/1977	2.140 cfs	481.5 af	N/A	11870.0	PAYETTE RIVER
65-7882	WR/DECREED	5/13/1977	30.000 cfs	14578.7 af	N/A	11870.0	GRAVEYARD GULCH WASTEWAY
65-7885	WR/DECREED	7/16/1977	12.540 cfs	2850.0 af	N/A	11870.0	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

SUPPORT DATA

IN FILE # 65-165A

Transfer No. 78866

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

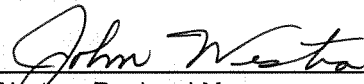
TRANSFER OF WATER RIGHT
TRANSFER NO. 78866

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	N/A	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 28th day of January, 2014.


Western Regional Manager

Transfer No. 78866

WATER RIGHT NO. 65-165A
As Modified by Transfer No. 78866

In accordance with the approval of Transfer No. 78866, 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

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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.

Transfer No. 78866

WATER RIGHT NO. 65-165A
As Modified by Transfer No. 78866

CONDITIONS OF APPROVAL

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. 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.
9. 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.

WATER RIGHT NO. 65-11413

As Modified by Transfer No. 78866

In accordance with the approval of Transfer No. 78866, 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	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	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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 78866

WATER RIGHT NO. 65-11413

As Modified by Transfer No. 78866

CONDITIONS OF APPROVAL

5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.
9. Rights 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 93.02 cfs.
10. 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.

WATER RIGHT NO. 65-12279

As Modified by Transfer No. 78866

In accordance with the approval of Transfer No. 78866, 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	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	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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 78866

WATER RIGHT NO. 65-12279
As Modified by Transfer No. 78866

CONDITIONS OF APPROVAL

5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.
9. Rights 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 93.02 cfs.
10. 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.

WATER RIGHT NO. 65-165B
As Modified by Transfer No. 78866

In accordance with the approval of Transfer No. 78866, 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

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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.

Transfer No. 78866

WATER RIGHT NO. 65-165B
As Modified by Transfer No. 78866

CONDITIONS OF APPROVAL

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. 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.
9. 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.

WATER RIGHT NO. 65-165C
As Modified by Transfer No. 78866

In accordance with the approval of Transfer No. 78866, 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 (SOWN)	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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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.

Transfer No. 78866

WATER RIGHT NO. 65-165C
As Modified by Transfer No. 78866

CONDITIONS OF APPROVAL

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. 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.
9. 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.

WATER RIGHT NO. 65-165X
As Modified by Transfer No. 78866

In accordance with the approval of Transfer No. 78866, 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 (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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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.

Transfer No. 78866

WATER RIGHT NO. 65-165X
As Modified by Transfer No. 78866

CONDITIONS OF APPROVAL

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. 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.
9. 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.

WATER RIGHT NO. 65-7425

As Modified by Transfer No. 78866

In accordance with the approval of Transfer No. 78866, 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 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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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.

Transfer No. 78866

WATER RIGHT NO. 65-7425
As Modified by Transfer No. 78866

CONDITIONS OF APPROVAL

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. 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.
9. 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.
10. 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.

WATER RIGHT NO. 65-7428
As Modified by Transfer No. 78866

In accordance with the approval of Transfer No. 78866, 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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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.

Transfer No. 78866

WATER RIGHT NO. 65-7428
As Modified by Transfer No. 78866

CONDITIONS OF APPROVAL

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. 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.
9. 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.

WATER RIGHT NO. 65-7848
As Modified by Transfer No. 78866

In accordance with the approval of Transfer No. 78866, 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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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.

Transfer No. 78866

WATER RIGHT NO. 65-7848
As Modified by Transfer No. 78866

CONDITIONS OF APPROVAL

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. 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.
9. 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.

WATER RIGHT NO. 65-7882
As Modified by Transfer No. 78866

In accordance with the approval of Transfer No. 78866, 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	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	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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 78866

WATER RIGHT NO. 65-7882
As Modified by Transfer No. 78866

CONDITIONS OF APPROVAL

5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.
9. Rights 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 93.02 cfs.
10. 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.

WATER RIGHT NO. 65-7885
As Modified by Transfer No. 78866

In accordance with the approval of Transfer No. 78866, 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	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	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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 78866

WATER RIGHT NO. 65-7885
As Modified by Transfer No. 78866

CONDITIONS OF APPROVAL

5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.
9. 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.
10. Rights 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 93.02 cfs.
11. 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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78866

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DEC 13 2013

WATER RESOURCES
WESTERN REGION

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Name of Applicant(s) LOWER PAYETTE DITCH CO

Check whether each item below is attached (Yes) or not applicable (N/A) for the proposed transfer.

Yes N/A *Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☐ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner.
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.)
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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WATER RESOURCES
WESTERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant LOWER PAYETTE DITCH CO Phone (208) 642-3866
Mailing Address 102 N MAIN ST, PAYETTE ID 83661 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

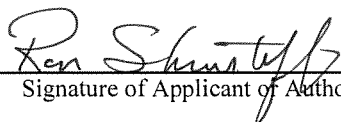
Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative _____ Phone _____
Mailing Address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
- OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
- OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 rejection of the application or cancellation of an approval.



Signature of Applicant or Authorized Representative



Print Name and Title if applicable

12/11/2013
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	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
	65-11413	No	No	Yes	No	No	No
	65-12279	No	No	Yes	No	No	No

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**

This transfer application is being filed to clearly identify lands that have been historically delivered water under the Lower Payette Ditch Co. water rights. All Lower Payette Ditch Co. rights being changed to fully describe its service area.

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT TO A SEPARATE SYSTEM, DESCRIBE PORTIONS TO BE CHANGED TO A SEPARATE SYSTEM AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
65-165A	63.320 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
65-165B	37.630 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
65-165C	59.230 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
65-165X	122.120 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
65-7425	12.540 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
65-7428	2.440 cfs	549.0 af	N/A	N/A		N/A	N/A	N/A	N/A
65-7848	2.140 cfs	481.5 af	N/A	N/A		N/A	N/A	N/A	N/A
65-7882	30.000 cfs	14578.7 af	N/A	N/A		N/A	N/A	N/A	N/A
65-7885	12.540 cfs	2850.0 af	N/A	N/A		N/A	N/A	N/A	N/A
65-11413	60.000 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
65-12279	3.020 cfs	2857.5 af	N/A	N/A		N/A	N/A	N/A	N/A

**COMBINED
TOTALS**

392.440 cfs N/A N/A 11,870.0 N/A N/A N/A N/A

2. Total amount of water proposed to be transferred or changed 392.4 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☐ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5.**

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☐ As shown in Part 1.
- ☒ See Attachment.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 65-165A

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 3/22/1884

Origin: Water Right

Basis: Decreed

Status Active

Source: PAYETTE RIVER **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	63.320 CFS	
Total Diversion			63.320 CFS	

Source and 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)

Place of Use: A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 65-165B

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 6/20/1896

Origin: Water Right

Basis: Decreed

Status Active

Source: PAYETTE RIVER Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	37.630 CFS	
Total Diversion			37.630 CFS	

Source and 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)

Place of Use: A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 65-165C

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 4/1/1917

Origin: Water Right

Basis: Decreed

Status Active

Source: PAYETTE RIVER Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	59.230 CFS	
Total Diversion			59.230 CFS	

Source and 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)

Place of Use: A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 65-165X

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 6/1/1882

Origin: Water Right

Basis: Decreed

Status Active

Source: PAYETTE RIVER **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	122.120 CFS	
Total Diversion			122.120 CFS	

Source and 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)

Place of Use: A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 65-7425

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 10/11/1973

Origin: Water Right

Basis: Decreed

Status Active

Source: PAYETTE RIVER **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	12.540 CFS	2850.0 AFA	
Total Diversion			12.540 CFS		

Source and 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)

Place of Use: A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 65-7428

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 10/25/1973

Origin: Water Right

Basis: Decreed

Status Active

Source: PAYETTE RIVER **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	2.440 CFS	549.0 AFA	
Total Diversion			2.440 CFS	549.0 AFA	

Source and 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)

Place of Use: A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 65-7848

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 4/15/1977

Origin: Water Right

Basis: Decreed

Status Active

Source: PAYETTE RIVER **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	2.140 CFS	481.5 AFA	
Total Diversion			2.140 CFS	481.5 AFA	

Source and 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)

Place of Use: A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 65-7882

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 5/13/1977

Origin: Water Right

Basis: Decreed

Status Active

Source: GRAVEYARD GULCH WASTEWAY Tributary: PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	30.000 CFS	14578.7 AFA	
Total Diversion			30.000 CFS	14578.7 AFA	

Source and Point(s) of Diversion:

GRAVEYARD GULCH WASTEWAY	NWSE	Sec. 19 Twp 07N Rge 03W PAYETTE County
GRAVEYARD GULCH WASTEWAY	SESW	Sec. 7 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	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)

Place of Use: A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 65-7885

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 7/16/1977

Origin: Water Right

Basis: Decreed

Status Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	12.540 CFS	2850.0 AFA	
Total Diversion			12.540 CFS	2850.0 AFA	

Source and Point(s) of Diversion:

GRAVEYARD GULCH WASTEWAY	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	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)

Place of Use: A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 65-11413

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 5/7/1945

Origin: Water Right

Basis: Decreed

Status Active

Source: GRAVEYARD GULCH WASTEWAY Tributary: PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	60.000 CFS	
Total Diversion			60.000 CFS	

Source and Point(s) of Diversion:

GRAVEYARD GULCH WASTEWAY	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	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)

Place of Use: A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 65-12279

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 4/7/1980

Origin: Water Right

Basis: Decreed

Status Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	3.020 CFS	2857.5 AFA	
Total Diversion			3.020 CFS	2857.5 AFA	

Source and Point(s) of Diversion:

GRAVEYARD GULCH WASTEWAY	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	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)

Place of Use: A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future

N/A

- b. Who owns the property at the point(s) of diversion

N/A

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

No, ☒ If Yes, ☐

Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien:

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

No change - this transfer is being filed to change the boundary of the place of use under all its rights to include lands historically served by Lower Payette Ditch Co.

- e. Describe the use of any other water right(s) for the same purpose or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

All rights in the name of Lower Payette Ditch Co. are involved in this transfer.

- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

☐
☐
☐
☐

☒
☒
☒
☒

undergone a period of five or more consecutive years of non-use,
currently leased to the Water Supply Bank,
currently used in a mitigation plan limiting the use of water under the right, or
currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 65-165A

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 3/22/1884

Origin: Water Right

Basis: Decreed

Status: Active

Source: PAYETTE RIVER **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	63.320 CFS	
Total Diversion			63.320 CFS	

Source and Point(s) of Diversion:

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

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.
9. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 65-165B

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 6/20/1896

Origin: Water Right

Basis: Decreed

Status: Active

Source: PAYETTE RIVER **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	37.630 CFS	
Total Diversion			37.630 CFS	

Source and 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)

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.
9. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 65-165C

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 4/1/1917

Origin: Water Right

Basis: Decreed

Status: Active

Source: PAYETTE RIVER **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	59.230 CFS	
Total Diversion			59.230 CFS	

Source and 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)

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.
9. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 65-165X

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 6/1/1882

Origin: Water Right

Basis: Decreed

Status: Active

Source: PAYETTE RIVER Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	122.120 CFS	
Total Diversion			122.120 CFS	

Source and 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)

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.
9. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 65-7425

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 10/11/1973

Origin: Water Right

Basis: Decreed

Status: Active

Source: PAYETTE RIVER Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	12.540 CFS	2850.0 AFA	
Total Diversion			12.540 CFS		

Source and 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)

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.
9. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

10. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 65-7428

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 10/25/1973

Origin: Water Right

Basis: Decreed

Status: Active

Source: PAYETTE RIVER **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	2.440 CFS	549.0 AFA	
Total Diversion			2.440 CFS	549.0 AFA	

Source and Point(s) of Diversion:

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)
PAYETTE RIVER	L3(SENW)	Sec. 7 Twp 07N Rge 03W PAYETTE County

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.
9. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 65-7848

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 4/15/1977

Origin: Water Right

Basis: Decreed

Status: Active

Source: PAYETTE RIVER Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	2.140 CFS	481.5 AFA	
Total Diversion			2.140 CFS	481.5 AFA	

Source and 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)

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.
9. 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.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No. 65-7882

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 5/13/1977

Origin: Water Right

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	30.000 CFS	14578.7 AFA	
Total Diversion			30.000 CFS	14578.7 AFA	

Source and Point(s) of Diversion:

GRAVEYARD GULCH WASTEWAY	SES	Sec. 7 Twp 07N Rge 03W	PAYETTE County
GRAVEYARD GULCH WASTEWAY	NWSE	Sec. 19 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)
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)

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.

ILLINOIS DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

9. Rights 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 93.02 cfs.
10. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 65-7885

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 7/16/1977

Origin: Water Right

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	12.540 CFS	2850.0 AFA	
Total Diversion			12.540 CFS	2850.0 AFA	

Source and Point(s) of Diversion:

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	SESW	Sec. 7 Twp 07N Rge 03W PAYETTE County
GRAVEYARD GULCH WASTEWAY	NWSE	Sec. 19 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)

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.

ILLINOIS DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

9. 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.
10. Rights 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 93.02 cfs.
11. 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.

IDaho DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 65-11413

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 5/7/1945

Origin: Water Right

Basis: Decreed

Status: Active

Source: GRAVEYARD GULCH WASTEWAY Tributary: PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	60.000 CFS	
Total Diversion			60.000 CFS	

Source and Point(s) of Diversion:

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	SESW	Sec. 7 Twp 07N Rge 03W PAYETTE County
GRAVEYARD GULCH WASTEWAY	NWSE	Sec. 19 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)

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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. 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.

WYOMING DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

9. Rights 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 93.02 cfs.
10. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 65-12279

Current Water Right Owner
LOWER PAYETTE DITCH
CO
102 N MAIN ST
PAYETTE, ID 83661

Priority Date: 4/7/1980

Origin: Water Right

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	3.020 CFS	2857.5 AFA	
Total Diversion			3.020 CFS	2857.5 AFA	

Source and Point(s) of Diversion:

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	SESW	Sec. 7 Twp 07N Rge 03W PAYETTE County
GRAVEYARD GULCH WASTEWAY	NWSE	Sec. 19 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)

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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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. 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.

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

Conditions/Remarks:

9. Rights 65-7882, 65-7885, 65-11413 and 65-12279 when combined shall not exceed a total diversion rate of 93.02 cfs.
10. 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.

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.

☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation.
Label it **Attachment #8b**

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.:

[illegible]

Transfer Contains 32 pages and attachments.

Received By JA Date 12-13-13 Prelim. Check By _____ Date _____
 Fee Paid \$600.00 Date 12-13-13 Received By JA Receipt # W041709
 Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____

Place of Use

[illegible]

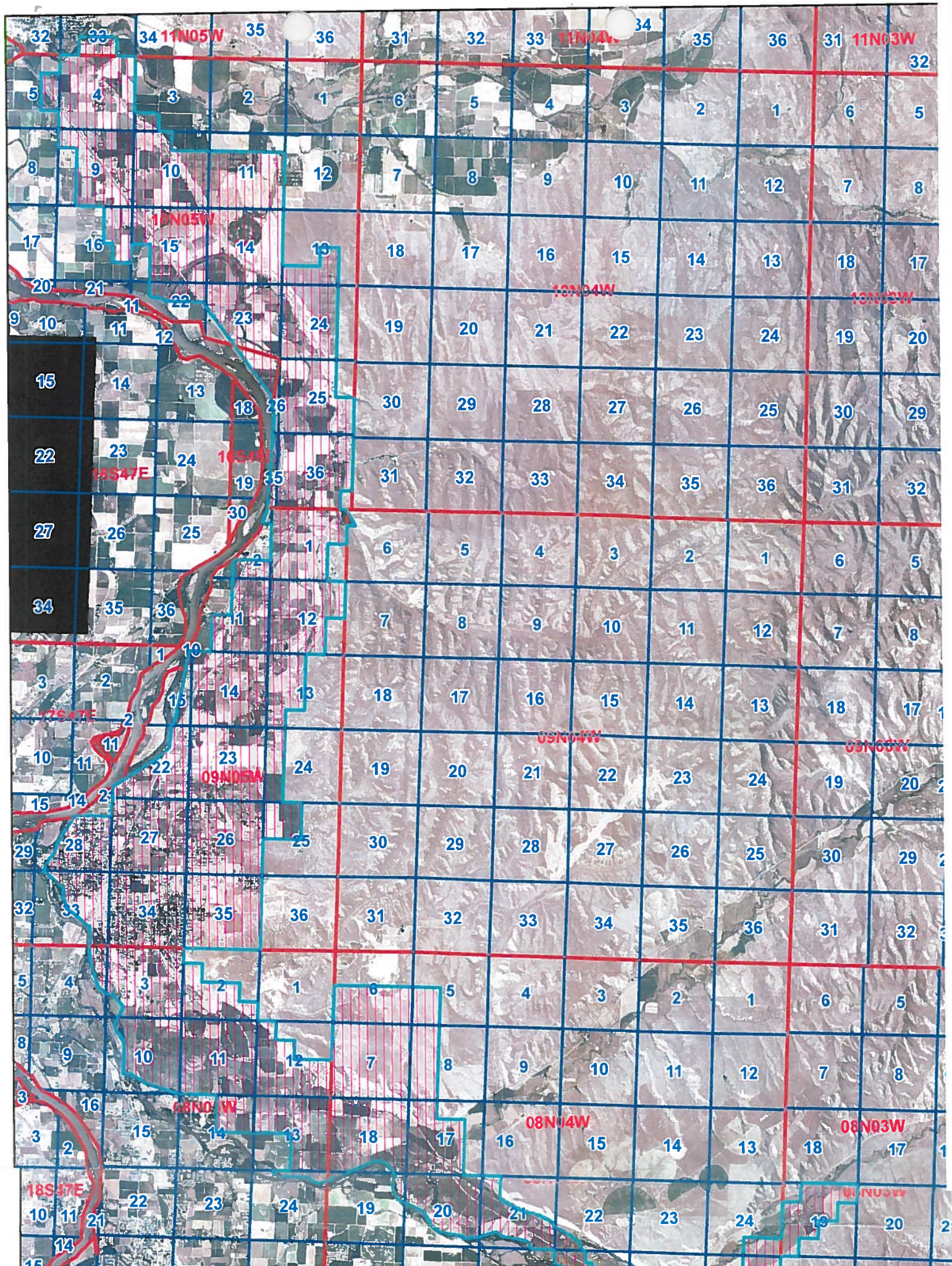
09N 05W 11	X	X	X	X					X			X	X	X	X
09N 05W 12	X	X	X	X	X	X	X	X	X	X	X	X		X	X
09N 05W 13					X	X	X	X	X	X	X				
09N 05W 14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
09N 05W 15	X			X								X			X
	L1			L2								L3			L4
09N 05W 22	X	X	X	X						X	X	X	X	X	X
	L1	L1	L2							L3	L4				
09N 05W 23	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
09N 05W 24						X	X			X	X				
09N 05W 25					X	X	X	X							
09N 05W 26	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
09N 05W 27	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
09N 05W 28				X				X	X			X	X	X	X
								L2	L3			L4			
09N 05W 33	X	X	X	X	X	X		X	X				X	X	X
					L5	L5		L4	L3				L2		L1
09N 05W 34	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
09N 05W 35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
10N 05W 3											X	X			
10N 05W 4	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
	L1	L2			L3	L4									
10N 05W 5				X									X		
10N 05W 9	X	X	X	X	X	X		X					X	X	X
10N 05W 10			X	X	X	X	X	X	X	X	X	X	X	X	X
10N 05W 11			X	X			X	X	X	X	X	X	X	X	X
10N 05W 13											X	X		X	
10N 05W 14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
10N 05W 15	X	X	X	X	X	X	X	X				X	X	X	X
10N 05W 16	X	X	X	X									X		
10N 05W 22	X	X		X	X										
				L1											
10N 05W 23	X	X	X	X	X	X	X	X	X	X			X	X	X
									L3	L4				L2	L1
10N 05W 24		X	X		X	X	X	X	X	X	X	X		X	
10N 05W 25		X	X		X	X	X	X	X	X	X	X	X	X	X
10N 05W 26	X												X		X
	L3												L2		L1
10N 05W 35	X			X									X		X
	L4			L3									L2		L1
10N 05W 36	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
11N 05W 33												X		X	

Total Acres: 11870

[illegible]

09N 05W 11	X	X	X	X					X			X	X	X	X
09N 05W 12	X	X	X	X	X	X	X	X	X	X	X	X		X	X
09N 05W 13					X	X	X	X	X	X	X				
09N 05W 14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
09N 05W 15	X			X								X			X
09N 05W 22	L1 X	X	X	L2 X						X	X	X	L3 X	X	L4 X
09N 05W 23	L1 X	L1 X	L2 X	X	X	X	X	X	X	L3 X	L4 X	X	X	X	X
09N 05W 24						X	X			X	X				
09N 05W 25					X	X	X	X							
09N 05W 26	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
09N 05W 27	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
09N 05W 28				X				X	X			X	X	X	X
09N 05W 33	X	X	X	X	X	X		L2 X	L3 X			L4 X	X	X	X
09N 05W 34	X	X	X	X	L5 X	L5 X	X	L4 X	L3 X	X	X	X	X	L2 X	L1 X
09N 05W 35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
10N 05W 3											X	X			
10N 05W 4	L1 X	L2 X	X	X	L3 X	L4 X	X	X	X	X	X	X	X	X	X
10N 05W 5				X									X		
10N 05W 9	X	X	X	X	X	X		X	X			X	X	X	X
10N 05W 10			X	X	X	X	X	X	X	X	X	X	X	X	X
10N 05W 11			X	X			X	X	X	X	X	X	X	X	X
10N 05W 13											X	X		X	X
10N 05W 14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
10N 05W 15	X	X	X	X	X	X	X	X				X	X	X	X
10N 05W 16	X	X	X	X									X		
10N 05W 22	X	X		X	X										
10N 05W 23	X	X	X	L1 X	X	X	X	X	X	L3 X	L4 X		X	X	X
10N 05W 24		X	X		X	X	X	X	X	X	X	X		X	L1 X
10N 05W 25		X	X		X	X	X	X	X	X	X	X	X	X	X
10N 05W 26	X												X		X
10N 05W 35	L3 X			X									L2 X		L1 X
10N 05W 36	L4 X	X	X	L3 X	X	X	X	X	X	X	X	X	L2 X	X	L1 X
11N 05W 33												X		X	

Total Acres: 11870



LOWER PAYETTE DITCH CO.
PRO-RATED FEE FOR APPLICATION FOR TRANSFER

Current rights for 392.44 cfs includes 580 $\frac{1}{4}\frac{1}{4}$ s in total service area.

Expected fee if based on entire 392.44 cfs in water right = \$11,080.00

Pro-rated fee based on # new $\frac{1}{4}\frac{1}{4}$ s to add to service area:

$$\frac{3 \text{ new } \frac{1}{4}\frac{1}{4}\text{s to add}}{583 \frac{1}{4}\frac{1}{4}\text{s}} \times 392.44 \text{ cfs} = 2.02 \text{ cfs affected by change}$$

Fee based on cfs affected by change (2.02 cfs) = \$660.00



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

January 29, 2014

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

LOWER PAYETTE DITCH CO
102 N MAIN ST
PAYETTE ID 83661

Re: Transfer No. 78866

Water Right No's: 65-165, 65-165, 65-165, 65-165, 65-7425, 65-7428,
65-7848, 65-7882, 65-7885, 65-11413, 65-12279.

Transfer Approval Notice

Dear Water Right Holders:

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)334-2190.

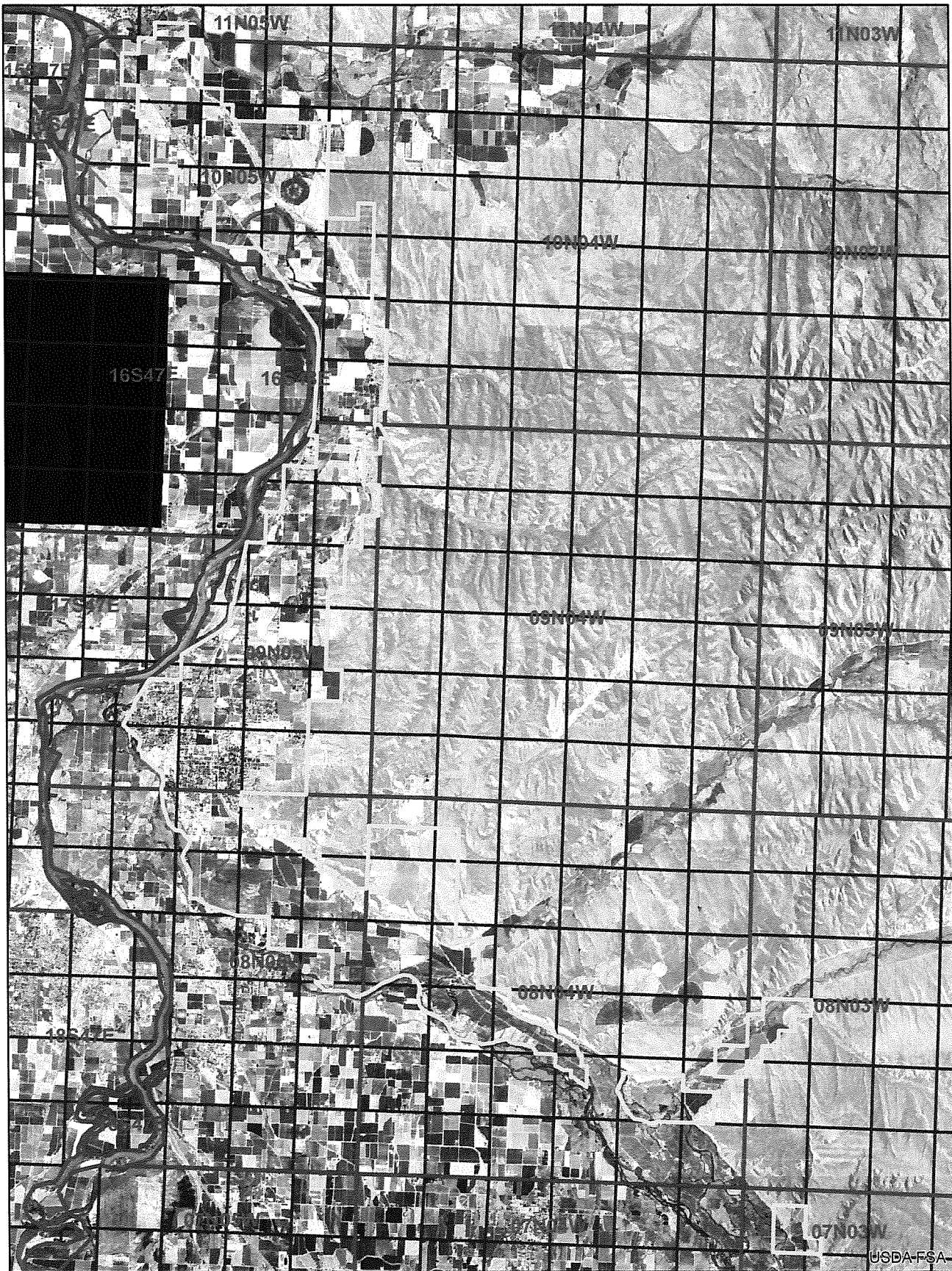
Sincerely,

A handwritten signature in black ink that reads "Rachel Sommer". The signature is written in a cursive style with a large, stylized "R" and "S".

Rachel Sommer
Administrative Assistant

Enclosures

Lower Payette Ditch Co. Boundary Transfer 78866



0 1.25 2.5 5 Miles



USDA-FSA

CERTIFICATE OF SERVICE

I hereby certify that on January 29, 2014 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the persons listed below:

Re: Transfer No. 78866

Water Right No's: 65-165, 65-165, 65-165, 65-165, 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**

**RON SHURTLEFF
WATER MASTER
102 N MAIN
PAYETTE ID 83661**



**Rachel Sommer
Administrative Assistant**

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.

MEMORANDUM

TO: Transfer No. 78866

FROM: Sharla

DATE: December 30, 2013

RE: Evaluation of Sufficiency of Information Submitted

In a on-going effort to reconcile irrigated lands within the Lower Payette Ditch Co. with updated shareholder information and the number of shares they own vs. correct number of shares for those lands, it was determined that several 40-acre tracts which have historically been irrigated with shares from the company were not correctly identified within the current boundary. This transfer was filed solely for the purpose of correctly identifying the boundary associated with these rights. The total number of acres authorized for irrigation within these boundaries remains the same.

The transfer application fee was based on the percentage of changes occurring in the place of use. See info in transfer application labeled Lower Payette Ditch Co. Pro-Rated Fee for App for Transfer.

Summary of Information Submitted

Authority to File: The applicants are the owners of record for all rights involved in the transfer.

Water Right Validity: All rights presumed to be valid per review of 2012 aerial photography. Payette River Irrigation office billed all shareholders for 2012 irrigation season and recently mailed notices for 2013 irrigation season assessments.

Injury to Other Water Rights: None anticipated.

Enlargement of Use: No enlargement of use is proposed; the number of acres authorized to be irrigated within the boundary of the company is not increasing.

Local Public Interest: No negative impacts are anticipated. The ditch company delivers water to a host of land owners for irrigation of their lands.

Beneficial Use/Conservation of Water Resources: The application proposes beneficial use(s) consistent with conservation of water resources in Idaho.

Review of the application finds there is no clear inconsistency with criteria of I. C. § 42-222 preventing processing of the application.

Summary

Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval. This transfer will not be advertised per discretion of the regional manager. The watermaster is aware of this application and has given sanction of it by signing the application.