

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74671

This is to certify that: DONALD JOHN RUMSEY And/Or
 SUSAN RUMSEY
 PO BOX 28
 HORSESHOE BEND ID 83629
 (208)793-2967

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 Change

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
65-22778	WR/Decreed	06/01/1908	0.04 cfs	6.8 af	1.5	477.0	PORTER CREEK

Associated Water Rights Also Included in Transfer Approval (Conditions Updated)

65-1151	WR/Decreed	08/01/1965	0.02 cfs	N/A	1.0	477.0	SPRING
65-1317	WR/Decreed	01/01/1870	1.31 cfs	N/A	50.0	477.0	SHAFFER CREEK
65-2138	WR/Decreed	05/22/1912	0.40 cfs	N/A	20.0	477.0	PETERSON GULCH CREEK
65-2532A	WR/Decreed	09/14/1950	1.30 cfs	N/A	60.0	477.0	PAYETTE RIVER
65-2540	WR/Decreed	04/26/1951	3.20 cfs	922.6 af	183.0	477.0	PAYETTE RIVER
65-2869	WR/Decreed	10/01/1966	0.86 cfs	394.0 af	92.0	477.0	PAYETTE RIVER
65-10747	WR/Decreed	04/01/1960	0.90 cfs	383.8 af	183.0	477.0	PAYETTE RIVER
65-10748	WR/Decreed	04/01/1968	0.80 cfs	N/A	40.0	477.0	PAYETTE RIVER
65-10749	WR/Decreed	04/01/1960	0.22 cfs	N/A	11.0	477.0	PAYETTE RIVER
65-11393A	WR/Decreed	06/01/1912	4.45 cfs	N/A	169.0	477.0	SHAFFER CREEK
65-22775	WR/Decreed	01/01/1872	3.78 cfs	861.7 af	191.5	477.0	PORTER CREEK

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
65-22778	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

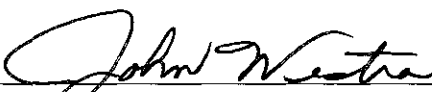
Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
65-22778	65-22778	0.04 cfs	6.8 af	N/A	1.5		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.04 cfs	6.8 af	N/A	1.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 1st day of September, 20 10

SUPPORT DATA

IN FILE # 65-22778


 John Westra, Western Regional Manager

WATER RIGHT NO. 65-22778
As Modified by Transfer No. 74671

In accordance with the approval of Transfer No. 74671, Water Right No. 65-22778 is now described as follows.

Right Holder: SUSAN RUMSEY
 PO BOX 28
 HORSESHOE BEND ID 83629

Priority Date: June 01, 1908

Source: PORTER CREEK

Tributary: PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.04 CFS	6.8 AF
			0.04 CFS	6.8 AF

LOCATION OF POINT(S) OF DIVERSION:

PORTER CREEK NWSE Sec. 12 Twp 07N Rge 02E BOISE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	02E	13																	1.5

Total Acres: 1.5

CONDITIONS OF APPROVAL

- The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 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.
- The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 8/3/2004.
- Rights 65-10746 and 65-22775 are also diverted through the point of diversion described above.
- Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977.
 This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

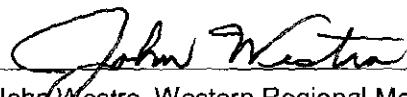
WATER RIGHT NO. 65-22778
As Modified by Transfer No. 74671

CONDITIONS OF APPROVAL

7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65B, Porter Creek.
8. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
9. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

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

Dated this 1st day of September, 20 10


John Westra, Western Regional Manager

WATER RIGHT NO. 65-1151
As modified by Transfer No. 74671

In accordance with the approval of Transfer No. 74671, Water Right No. 65-1151 is now described as follows:

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

Priority: August 01, 1965

Maximum Diversion Rate: 0.02 CFS

SOURCE

SPRING

Tributary: PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.4 AF
STOCKWATER FROM STORAGE	01/01 to 12/31	0.02 CFS	0.4 AF
IRRIGATION	04/01 to 11/01	0.02 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SPRING NW1/4SW1/4 Sec. 35, Twp 07N, Rge 02E, B.M. BOISE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 02E 2					14.0	6.3	16.0	1									36.4
07N 02E 23					1.4						6.0		1.4	28.5	3.0		38.9
07N 02E 26	28.0	39.0	38.0	3.5	19.0			21.1	19.6		18.0		28.0	8.3			222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					2.9		20.5			34.0	28.0						85.4

Total Acres: 475.5

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
3. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

WATER RIGHT NO. 65-1151
As modified by Transfer No. 74671

CONDITIONS OF APPROVAL

4. The rights listed below are limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at field headgate. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
5. The rights listed below are limited to the irrigation of a combined total of 475.5 acres in a single irrigation season. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
6. This right is limited to the irrigation of 1 acre within the place of use described above in a single irrigation season.

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

Dated this 1st day of September, 20 10


John Westra, Western Regional Manager

WATER RIGHT NO. 65-1317
As modified by Transfer No. 74671

In accordance with the approval of Transfer No. 74671, Water Right No. 65-1317 is now described as follows:

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

Priority: January 01, 1870

Maximum Diversion Rate: 1.31 CFS

SOURCE

SHAHER CREEK

Tributary: PAYETTE RIVER

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

4/01 to 11/01

DIVERSION RATE

1.31 CFS

LOCATION OF POINT(S) OF DIVERSION:

SHAHER CREEK NW 1/4 SE 1/4 Sec. 2, Twp 06N, Rge 02E, B.M. BOISE County

PLACE OF USE:

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 02E 2						14.0	6.3	16.0	.1								36.4
						L 4											
07N 02E 23										6.0			1.4	28.5	3.0		38.9
													L 7				
07N 02E 26	28.0	39.0	38.0	3.5	19.0			21.1	19.6			18.0	28.0	8.3			222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					2.9		20.5			34.0	28.0						85.4

Total Acres: 475.5

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. The rights listed below are limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at field headgate. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.

WATER RIGHT NO. 65-1317
As modified by Transfer No. 74671

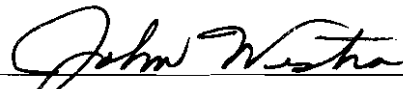
CONDITIONS OF APPROVAL

3. The rights listed below are limited to the irrigation of a combined total of 475.5 acres in a single irrigation season. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
4. This right is limited to the irrigation of 50 acres within the place of use described above in a single irrigation season.

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

Dated this 1st day of September, 20 10





John Westra, Western Regional Manager

WATER RIGHT NO. 65-2138
As modified by Transfer No. 74671

In accordance with the approval of Transfer No. 74671, Water Right No. 65-2138 is now described as follows:

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

Priority: May 22, 1912

Maximum Diversion Rate: 0.40 CFS

SOURCE

PETERSON GULCH CREEK

Tributary: PAYETTE RIVER

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

4/01 to 11/01

DIVERSION RATE

0.40 CFS

LOCATION OF POINT(S) OF DIVERSION:

PETERSON GULCH CREEK SE1/4SE1/4 Sec. 35, Twp 07N, Rge 02E, B.M. BOISE County

PLACE OF USE:

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	02E	2						14.0	6.3	16.0	1.1								36.4
								L 4											
07N	02E	23										6.0				1.4	28.5	3.0	38.9
												L 7							
07N	02E	26	28.0	39.0	38.0	3.5	19.0			21.1	19.6			18.0		28.0	8.3		222.5
07N	02E	34				13.9									39.0	3.8	1.6	34.0	92.3
07N	02E	35					2.9		20.5		34.0	28.0							85.4

Total Acres: 475.5

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. The rights listed below are limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at field headgate. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.

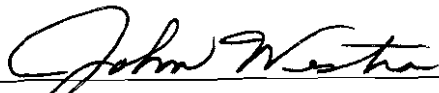
WATER RIGHT NO. 65-2138
As modified by Transfer No. 74671

CONDITIONS OF APPROVAL

3. The rights listed below are limited to the irrigation of a combined total of 475.5 acres in a single irrigation season. Combined Right Nos. 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
4. This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season.

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

Dated this 1st day of September, 20 10



John Westra, Western Regional Manager

WATER RIGHT NO. 65-2532A
As modified by Transfer No. 74671

In accordance with the approval of Transfer No. 74671, Water Right No. 65-2532A is now described as follows:

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

Priority: September 14, 1950

Maximum Diversion Rate: 1.30 CFS

SOURCE

PAYETTE RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

4/01 to 11/01

DIVERSION RATE

1.30 CFS

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L2 (SE1/4NW1/4) Sec. 26, Twp 07N, Rge 02E, B.M. BOISE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 02E 2					14.0	6.3	16.0	.1									36.4
07N 02E 23					1.4							6.0		1.4	28.5	3.0	38.9
07N 02E 26	28.0	39.0	38.0	3.5	19.0			21.1	19.6			18.0		28.0	8.3		222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					2.9		20.5			34.0	28.0						85.4

Total Acres: 475.5

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. The rights listed below are limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at field headgate. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.

WATER RIGHT NO. 65-2532A
As modified by Transfer No. 74671
CONDITIONS OF APPROVAL

3. The rights listed below are limited to the irrigation of a combined total of 475.5 acres in a single irrigation season. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
4. This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.

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

Dated this 1st day of September, 20 10



John Westra, Western Regional Manager



WATER RIGHT NO. 65-2540
As modified by Transfer No. 74671

In accordance with the approval of Transfer No. 74671, Water Right No. 65-2540 is now described as follows:

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

Priority: April 26, 1951

Maximum Diversion Rate: 3.20 CFS
 Maximum Diversion Volume: 922.6 AF

SOURCE

PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 11/01	2.85 CFS	823.5 AF
RECREATION	04/01 to 11/01	0.35 CFS	99.0 AF
RECREATION STORAGE	04/01 to 11/01		99.0 AF
DIVERSION TO STORAGE	04/01 to 11/01	0.35 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L4 (NW 1/4 SE 1/4) Sec. 23, Twp 07N, Rge 02E, B.M. BOISE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 02E 2					14.0	6.3	16.0	.1									36.4
07N 02E 23					1.4				6.0				1.4	28.5	3.0		38.9
07N 02E 26	28.0	39.0	38.0	3.5	19.0			21.1	19.6			18.0	28.0	8.3			222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					2.9		20.5		34.0	28.0							85.4

Total Acres: 475.5

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

WATER RIGHT NO. 65-2540
As modified by Transfer No. 74671

CONDITIONS OF APPROVAL

2. The rights listed below are limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at field headgate. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
3. The rights listed below are limited to the irrigation of a combined total of 475.5 acres in a single irrigation season. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
4. This right is limited to the irrigation of 183 acres within the place of use described above in a single irrigation season.

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

Dated this 1st day of September, 20 10



John Westra, Western Regional Manager

WATER RIGHT NO. 65-2869
As modified by Transfer No. 74671

In accordance with the approval of Transfer No. 74671, Water Right No. 65-2869 is now described as follows:

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

Priority: October 01, 1966

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

SOURCE

PAYETTE RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

03/15 to 10/31

DIVERSION RATE

0.86 CFS

**ANNUAL
DIVERSION VOLUME**

394.0 AF

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L2 (SW1/4NW1/4) Sec. 35, Twp 07N, Rge 02E, B.M. BOISE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 02E 2						14.0	6.3	16.0	.1								36.4
07N 02E 23						1.4						6.0		1.4	28.5	3.0	38.9
07N 02E 26	28.0	39.0	38.0	3.5	19.0			21.1	19.6			18.0		28.0	8.3		222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					2.9		20.5		34.0	28.0							85.4

Total Acres: 475.5

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. The rights listed below are limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at field headgate. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
3. The rights listed below are limited to the irrigation of a combined total of 475.5 acres in a single irrigation season. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.

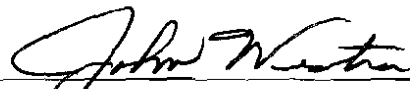
WATER RIGHT NO. 65-2869
As modified by Transfer No. 74671

CONDITIONS OF APPROVAL

4. This right is limited to the irrigation of 92 acres within the place of use described above in a single irrigation season.
5. Right Nos. 65-2869 and 65-10748 are limited to a total combined diversion rate of 0.86 cfs.

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

Dated this 1st day of September, 20 10


John Westra, Western Regional Manager



WATER RIGHT NO. 65-10747
As modified by Transfer No. 74671

In accordance with the approval of Transfer No. 74671, Water Right No. 65-10747 is now described as follows:

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

Priority: April 01, 1960

Maximum Diversion Rate: 0.90 CFS
 Maximum Diversion Volume: 383.8 AF

SOURCE

PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 11/01	0.80 CFS	341.2 AF
RECREATION	04/01 to 11/01	1.00 CFS	42.6 AF
RECREATION STORAGE	04/01 to 11/01		42.6 AF
DIVERSION TO STORAGE	04/01 to 11/01	1.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L4 (NE1/4SE1/4) Sec. 23, Twp 07N, Rge 02E, B.M. BOISE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 02E 2						14.0	6.3	16.0	.1								36.4
07N 02E 23						L 4						6.0		1.4	28.5	3.0	38.9
07N 02E 26	28.0	39.0	38.0	3.5	19.0			21.1	19.6			18.0		28.0	8.3		222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					2.9		20.5		34.0	28.0							85.4

Total Acres: 475.5

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

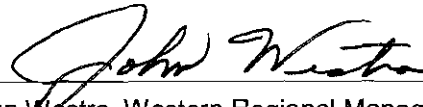
WATER RIGHT NO. 65-10747
As modified by Transfer No. 74671

CONDITIONS OF APPROVAL

2. The rights listed below are limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at field headgate. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
3. The rights listed below are limited to the irrigation of a combined total of 475.5 acres in a single irrigation season. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
4. This right is limited to the irrigation of 183 acres within the place of use described above in a single irrigation season.

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

Dated this 1st day of September, 20 10


John Westra, Western Regional Manager

WATER RIGHT NO. 65-10748
As modified by Transfer No. 74671

In accordance with the approval of Transfer No. 74671, Water Right No. 65-10748 is now described as follows:

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

Priority: April 01, 1968

Maximum Diversion Rate: 0.80 CFS

SOURCE

PAYETTE RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

4/01 to 11/01

DIVERSION RATE

0.80 CFS

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L2 (SW1/4NW1/4) Sec. 35, Twp 07N, Rge 02E, B.M. BOISE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 02E 2							6.3	16.0	1								36.4
07N 02E 23												6.0		1.4	28.5	3.0	38.9
07N 02E 26	28.0	39.0	38.0	3.5	19.0			21.1	19.6			18.0		28.0	8.3		222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					2.9		20.5		34.0	28.0							85.4

Total Acres: 475.5

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. The rights listed below are limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at field headgate. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.

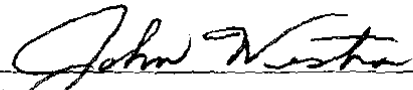
WATER RIGHT NO. 65-10748
As modified by Transfer No. 74671

CONDITIONS OF APPROVAL

3. The rights listed below are limited to the irrigation of a combined total of 475.5 acres in a single irrigation season. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
4. This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.
5. Right Nos. 65-2869 and 65-10748 are limited to a total combined diversion rate of 0.86 cfs.

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

Dated this 1st day of September, 20 10


John Westra, Western Regional Manager



WATER RIGHT NO. 65-10749
As modified by Transfer No. 74671

In accordance with the approval of Transfer No. 74671, Water Right No. 65-10749 is now described as follows:

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

Priority: April 01, 1960

Maximum Diversion Rate: 0.22 CFS

SOURCE

PAYETTE RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

4/01 to 11/01

DIVERSION RATE

0.22 CFS

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L4 (NE1/4SE1/4) Sec. 23, Twp 07N, Rge 02E, B.M. BOISE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 02E 2					14.0	6.3	16.0	1									36.4
07N 02E 23									6.0				1.4	28.5	3.0		38.9
07N 02E 26	28.0	39.0	38.0	3.5	19.0			21.1	19.6			18.0	28.0	8.3			222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					2.9		20.5		34.0	28.0							85.4

Total Acres: 475.5

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. The rights listed below are limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at field headgate. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.

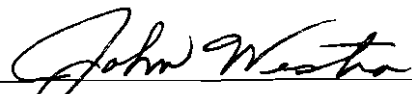
WATER RIGHT NO. 65-10749
As modified by Transfer No. 74671

CONDITIONS OF APPROVAL

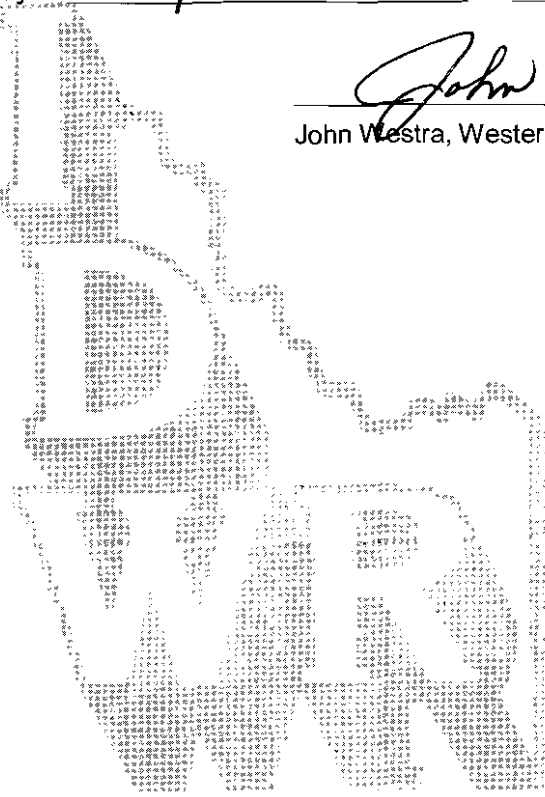
3. The rights listed below are limited to the irrigation of a combined total of 475.5 acres in a single irrigation season. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
4. This right is limited to the irrigation of 11 acres within the place of use described above in a single irrigation season.

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

Dated this 1st day of September, 20 10



John Westra, Western Regional Manager



WATER RIGHT NO. 65-11393A
As modified by Transfer No. 74671

In accordance with the approval of Transfer No. 74671, Water Right No. 65-11393A is now described as follows:

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

Priority: June 01, 1912

Maximum Diversion Rate: 4.45 CFS

SOURCE

SHAHER CREEK

Tributary: PAYETTE RIVER

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

4/01 to 11/01

DIVERSION RATE

4.45 CFS

LOCATION OF POINT(S) OF DIVERSION:

SHAHER CREEK NW 1/4 SE 1/4 Sec. 2, Twp 06N, Rge 02E, B.M. BOISE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 02E 2						4.0	6.3	16.0	.1								36.4
07N 02E 23										6.0			1.4	28.5	3.0		38.9
07N 02E 26	28.0	39.0	38.0	3.5	19.0			21.1	19.6			18.0	28.0	8.3			222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					2.9		20.5		34.0	28.0							85.4

Total Acres: 475.5

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. The rights listed below are limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at field headgate. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.

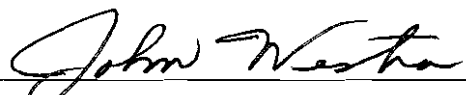
WATER RIGHT NO. 65-11393A
As modified by Transfer No. 74671

CONDITIONS OF APPROVAL

3. The rights listed below are limited to the irrigation of a combined total of 475.5 acres in a single irrigation season. Combined Right Nos.: 65-1151, 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775.
4. This right is limited to the irrigation of 169 acres within the place of use described above in a single irrigation season.

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

Dated this 1st day of September, 20 10


John Westra, Western Regional Manager



WATER RIGHT NO. 65-22775
As modified by Transfer No. 74671

In accordance with the approval of Transfer No. 74671, Water Right No. 65-22775 is now described as follows:

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

Priority: January 01, 1872

Maximum Diversion Rate: 3.78 CFS
 Maximum Diversion Volume: 861.7 AF

SOURCE

PORTER CREEK

Tributary: PAYETTE RIVER

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

04/01 to 11/01

DIVERSION RATE

3.78 CFS

**ANNUAL
DIVERSION VOLUME**

861.7 AF

LOCATION OF POINT(S) OF DIVERSION:

PORTER CREEK NW 1/4 SE 1/4 Sec. 12, Twp 07N, Rge 02E, B.M. BOISE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 02E 2					14.0	6.3	16.0										36.4
07N 02E 23									6.0				1.4	28.5	3.0		38.9
07N 02E 26	28.0	39.0	38.0	3.5	19.0		21.1	19.6	18.0				28.0	8.3			222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					2.9		20.5		34.0	28.0							85.4

Total Acres: 475.5

CONDITIONS OF APPROVAL

- Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977.
 This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

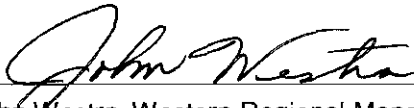
WATER RIGHT NO. 65-22775
As modified by Transfer No. 74671

CONDITIONS OF APPROVAL

2. This right is limited to the irrigation of 191.5 acres within the place of use described above in a single irrigation season.
3. Use of this right with the rights listed below is limited to the irrigation of a combined total of 475.5 acres in a single irrigation season. combined rights nos.: 65-1151, 65-1317, 65-2138, 65-2532A, 65-2540, 65-2869, 65-10747, 65-10748, 65-10749, 65-11393A.
4. Use of this right with rights listed below is limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at field headgate. Combined rights nos.: 65-1151, 65-1317, 65-2138, 65-2532A, 65-2540, 65-2869, 65-10747, 65-10748, 65-10749, 65-11393A.

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

Dated this 1st day of September, 2010


John Westra, Western Regional Manager