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AUG 12 2009
WATER RESOURCES
WESTERN REGION

Transfer No. 74962
Receipt No. W037794

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

1. Applicant Information LAKE RESERVOIR CO
102 N MAIN ST
PAYETTE ID 83661
(208)642-9424

Will this transfer result in an ownership change? X Yes _____ No

2. Current Water Right

Part 2 Attached for Each Right

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
65-2923E	WR/Decreed	1.28	81.6		77.0	FALL CREEK
65-2923C	WR/Decreed		96.4			FALL CREEK

3. Purpose of Transfer (Change Proposed)

Part 3A Attached for Each Proposed Right

Part 3B Attached for Each Split Right

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
65-2923E	NO	NO	YES	NO	NO	NO
65-2923C	NO	NO	NO	NO	NO	YES

Describe the reason for the proposed changes

Change the storage of water from fish habitat to irrigation purposes for lands within Lake Reservoir Co.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

B. Describe the effects on other water uses resulting from the proposed change

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
65-2923E				81.6 af
65-2923C				96.4 af
TOTAL				178.0 af

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**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

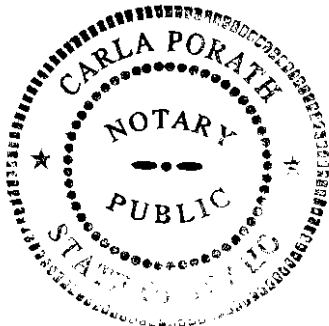
James L. Stansbury
(Signature of Applicant)

President
(Title or Office)

Subscribed and sworn to before me this 5th day of November, 2008.

Carla Porath
(Notary Public)

My commission expires 1/19/2013



Transfer No. 74962

Receipt No. _____

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

Current Water Right No. 65-2923E

Priority Date: July 01, 1929

Origin: Water Right

Basis: Decreed

Status: Active

Source: FALL CREEK**Tributary:** PAYETTE LAKE

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/15 10/15	1.28 CFS		
IRRIGATION FROM STORAGE	4/15 10/15		81.6 AFA	
IRRIGATION STORAGE	1/01 12/31		81.6 AFA	
Total Diversion		1.28 CFS	81.6 AFA	

Source and Point(s) of Diversion:

FALL CREEK SWSWNW Sec. 20 Twp 19N Rge 04E VALLEY 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	
18N 03E 10	10.0	29.0			38.0												77.0

Total Acres: 77

Conditions/Remarks:

- 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.

Documentation of Ownership of the Current Place of Use

Deeds attached

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 74962
 Receipt No. _____

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

Current Water Right No. 65-2923C

Priority Date: July 01, 1929
 Origin: Water Right
 Basis: Decreed
 Status: Active

Source: FALL CREEK

Tributary: PAYETTE LAKE

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
FISH HABITAT STORAGE	01/01	12/31		96.4 AFA	
FISH HABITAT FROM STORAGE	01/01	12/31		96.4 AFA	
Total Diversion				96.4 AFA	

Source and Point(s) of Diversion:

FALL CREEK SWSWNW Sec. 20 Twp 19N Rge 04E VALLEY County

PLACE OF USE: FISH HABITAT STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	04E	20							X	X			X						

PLACE OF USE: FISH HABITAT FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	03E	26																X	

Conditions/Remarks:

1. That portion of Right 65-2923C described as a diversion rate of 1.52 cfs for irrigation use and all of Right 65-2923B have been abandoned, and Right 65-13597 has been relinquished through approval of Transfer 66135.
2. Use of water under this right is subject to control by the watermaster of State Water District No. 65, Payette River.
3. 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 release of water from Blackwell Lake.
4. When water is not available to fill this right, the right holder shall cease diversion, shall rent water from the Payette River Rental Pool, or shall otherwise mitigate the depletion of water caused by this water use.
5. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.

6. Use of water under this right may be affected by an agreement between the protestant and the right holder.
7. Approval of Transfer 66135 does not grant any right-of-way or easement across land of another.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as 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.

Documentation of Ownership of the Current Place of Use

Special use permit from Forest Service for Blackwell Dam

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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

Proposed Water Right No. 65-2923E

Priority Date: July 01, 1929

Origin: Water Right

Basis: Decreed

Status: Active

Source: FALL CREEK

Tributary: PAYETTE LAKE

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION FROM STORAGE	04/15 10/15		81.6 AFA	
IRRIGATION STORAGE	01/01 12/31		81.6 AFA	
Total Diversion			81.6 AFA	

Source and Point(s) of Diversion:

FALL CREEK SWSWNW Sec. 20 Twp 19N Rge 04E VALLEY County

Describe the proposed diversion system

Point of Diversion # 1 14' DAM ON BLACKWELL LAKE WITH 3' DIA. HEADGATE TO FALL CK.

PLACE OF USE: IRRIGATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	04E	20							X	X	X	X							

PLACE OF USE: IRRIGATION FROM STORAGE

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	01W	3	X	X	X	X	X	X	X	X	X	X	X	X					
			L1	L2			L3	L4											
06N	01W	4	X	X	X	X					X			X	X	X	X	X	
			L1	L2															
06N	01W	5					X	X	X	X									
								L7	L6	L6									
06N	01W	6	X	X	X	X	X	X	X	X				X			X	X	
			L1	L2			L3	L4	L5					L12			L12	L11	
06N	01W	7	X	X			X			X	X	X	X	X					
							L5			L4		L2	L1						
06N	01W	9	X	X	X	X					X		X	X	X	X	X	X	
06N	01W	10						X	X			X							
06N	01W	16	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		
06N	01W	18					X	X		X	X			X					
								L1											
06N	01W	19					X			X	X			X			X	X	
06N	01W	20	X			X					X	X	X	X	X	X	X		
06N	01W	21						X	X										

[illegible]

07N 03W 13						X	X			X	X	X			X	X
07N 03W 14	X	X	X	X			X	X	X	X	X	X	X	X	X	X
07N 03W 15	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 03W 16	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 03W 17	X	X	X	X	L4	L5	L5			L6	L7	L1				
07N 03W 18	L1	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 03W 19	X	X	X	X	X	L1	L2			L3	L4					
07N 03W 20	X	X	X	X	X	L1	L2			L3	L4					
07N 03W 21	X		X		X	X	X	X	X	X	X	X	X	X	X	X
07N 03W 22	L1	X	L6	X	L5	L4	X	L5	X	X	X	X	X	X	X	X
07N 03W 23	X	X	X	X	X	L4	X	L3	X	L5	X	X	X	L2	L7	X
07N 03W 24	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 03W 25	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 03W 26	X	X	X	X	X	X	X	X	X	L2	L2	X	X	X	X	X
07N 03W 27	X	X	X	X	X	X	X	X	X	L6	L6	L7	L1	L2		
07N 03W 28	L4	L3	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 03W 29	X	X	X	X	X	X	X	X	X	X		X	X	X	X	X
07N 03W 30	X	X	X	X	X	X	L1	X					X			
07N 03W 32	X	X	X	X									X	X	X	X
07N 03W 33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 03W 34	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 03W 35	X	X	X	X	X	X	X	X	X	X			X	X		X
07N 03W 36	L1	L2	X	X		X	X	X	X	X	X	X	X	X	X	X
07N 04W 1	L2			L9		L5	L6	L7	X	X	X	X	L9	L8		L10
07N 04W 2			X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 04W 3	X	X	X	X	L3	L4	X	X	X	X	X	X	X	X	X	X
07N 04W 4	L1	L2	X	X	L3	L4	X	X	X	X	X	X	X	X	X	X
07N 04W 5	X	X	X	X	L3	L4	X	X	X	X	X	X	X	X	X	X
07N 04W 6	L1	L2	X	X	L3	L4	L5			L6	L7					
07N 04W 7	X	X	X	X	X	L1	L2									
07N 04W 8	X	X	X	X	X	X	X	X	X	X			X	X		X
07N 04W 9	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 04W 10	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 04W 11	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 04W 12		X	X		X	X	X	X	X	X	X	X	X	X	X	X
07N 04W 13	X	L3	L2	X	X	X	X	X	X	X	X	X	L1	X	X	X

07N 04W 14	X	X	X	X	X	X	X	X	X	X		X	X	X	X
07N 04W 15	X	X	X		X	X	X	X							
07N 04W 16	X	X													
07N 04W 22				X											
07N 04W 23	X	X	X	X	X	X	X	X	X	X	X	X	X		
07N 04W 24	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 05W 1	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 05W 2	L1	L2	X	X	L3	L4	X	X	X	X	X	X	X	X	X
07N 05W 3	L1	L2	X	X	L3	L4							X	X	X
07N 05W 11	L1	L2	X	X	X	X									
07N 05W 12	X	X	X	X	X	X	X								
08N 03W 19	X	X	X	X	X		X	X	X	X	X				
08N 04W 5							L2			X	X				
08N 04W 6										X	X	X	X	X	X
08N 04W 7	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 04W 8						X	L1	L2		X	X	X			
08N 04W 17			X					X	X	X	X	X	X	X	
08N 04W 18	X	X	X	X	X	X	L1	L2	X	X	X	X	L2	X	X
08N 04W 19	L1	L2	X	X	L1	L3	X	L4	L3	X	X	X	L5	X	X
08N 04W 20	L7	L7	X	X	L1		X	X	X	X	X	X	X	X	X
08N 04W 21			X				L6	X	X	X	X	X	X	X	X
08N 04W 22							L4		L5	L6				L8	L8
08N 04W 24				X							X	X			
08N 04W 25	X	X								X		X	X		
08N 04W 26			X	X	X		X	L5	L5	L3	X	X	X	X	X
08N 04W 27					X	X			X	X	X	X	X	L1	L2
08N 04W 28			X			X	X	X	X	X	X	X	X	X	X
08N 04W 29	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 04W 30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 04W 31	X	X	X	X	X	X	L1	L2	X	X	X	X	X	X	X
08N 04W 32	X	X	X	X	X	X	L1	L2	X	X	X	X	X	X	X
08N 04W 33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 04W 34		X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 04W 35		X			X						X	X			
08N 05W 2		L1			L2			X		X	X	X	X	X	X
08N 05W 3	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
	L1	L2			L3	L4						L6			

08N 05W 4	X L 3			X L 2								X			
08N 05W 9			X			X	X	X	X	X	X	X	X	X	X
08N 05W 10	X	X	X	X	X L 5	X	X	X	X	X	X	X	X	X	X
08N 05W 11	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 12						X	X	X	X	X	X	X	X	X	X
08N 05W 13	X	X	X	X	X	X	X	X					X	X	X
08N 05W 14	X	X	X	X			X		X	X	X	X		X	X
08N 05W 15		X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 16	X	X	X	X	X	X							X		X
08N 05W 21		X	X	X	X	X							X		X
08N 05W 22	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 23	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 24	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 25	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 26	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 27	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 28	X			X								X	X		X
08N 05W 33	X			X								X	X		X
08N 05W 34	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 36	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
09N 05W 1	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
09N 05W 2														X	X
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	X		X	X					X		X	X	X	X	X
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

09N 05W 33	X	X	X	X				X				X			X
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				
10N 05W 4	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
10N 05W 5	L 1	L 2		X	L 3	L 4						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
10N 05W 22	X														
10N 05W 23	X	X	X	X	X	X	X	X				X	X	X	X
10N 05W 24		X	X		X	X	X	X	L 3	X	X	X		X	L 2
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	X			X								X			X
10N 05W 36	L 4		X	X								X			X
11N 05W 33												X		X	

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

Proposed Water Right No. 65-2923C

Priority Date: July 01, 1929

Origin: Water Right

Basis: Decreed

Status: Active

Source: FALL CREEK

Tributary: PAYETTE LAKE

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION STORAGE	01/01	12/31		96.4 AFA	
IRRIGATION FROM STORAGE	05/01	10/31		96.4 AFA	
Total Diversion				96.4 AFA	

Source and Point(s) of Diversion:

FALL CREEK SWSWNW Sec. 20 Twp 19N Rge 04E VALLEY County

Describe the proposed diversion system

Point of Diversion # 1 BLACKWELL RESERVOIR WITH DAM, APPROX. 14 ft HIGH WITH 3 ft HEADGATE

PLACE OF USE: IRRIGATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	04E	20							X	X			X	X					

PLACE OF USE: IRRIGATION FROM STORAGE

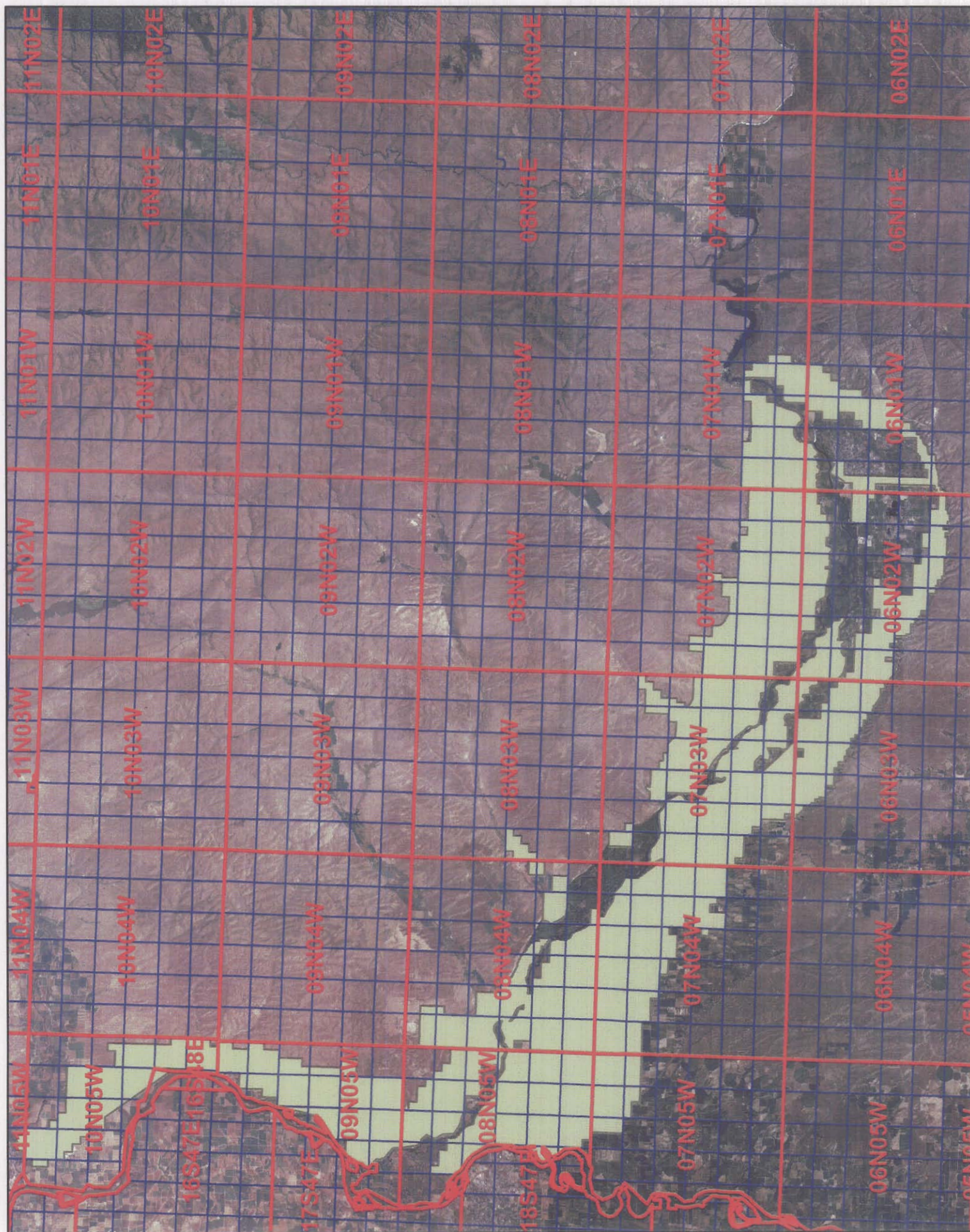
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	01W	3	X	X	X	X	X	X	X	X	X	X	X	X			X	X	
06N	01W	4	X	X	X	X					X			X	X	X	X	X	
06N	01W	5					X	X	X	X									
06N	01W	6	X	X	X	X	X	X	X	X			X			X	X		
06N	01W	7	X	X			X	L4	L5		X	X	X	X			L12	L11	
06N	01W	9	X	X	X	X				L4	X	L2	L1	X	X	X	X	X	
06N	01W	10					X	X	X			X	X						
06N	01W	16	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		
06N	01W	18					X	X		X	X		X			X			
06N	01W	19		X			X			X	X		X			X	X		
06N	01W	20	X			X					X	X	X	X	X	X	X		
06N	01W	21						X	X										

07N 01W 26										X									
07N 01W 27		X L1	X L4	X	X L2	X	X	X L3	X L5			X L9	X	X	X	X			
07N 01W 28	X	X	X	X		X	X	X	X	X	X	X	X	X	X	X			
07N 01W 29			X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
07N 01W 30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
07N 01W 31	X	X	X	X	X	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	X	X	
07N 01W 32	X	X	X	X	X	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	X	X	
07N 01W 33		X L5	X L6	X	X	X	X	X	X L7	X	X	X	X L3	X L1	X L2				X
07N 01W 34	X	X	X	X	X		X	X	X	X	X	X	X	X	X L7	X	X	X	
07N 01W 35						X	X												
07N 02W 17										X	X L4								
07N 02W 18													X	X				X L7	
07N 02W 19	X	X	X	X	X	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	X	X	
07N 02W 20			X			X	X	X	X	X	X	X	X	X	X	X	X	X	
07N 02W 21												X	X	X	X	X	X	X	
07N 02W 22						X	X			X	X								
07N 02W 25			X	X			X	X	X	X	X	X	X	X	X	X	X	X	
07N 02W 26	X		X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
07N 02W 27	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
07N 02W 28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
07N 02W 29	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
07N 02W 30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
07N 02W 31	X	X	X	X	X	X L1	X L2			X L3	X L4	X	X	X	X	X	X	X	
07N 02W 32	X	X	X	X	X	X L3	X	X	X	X	X	X L6	X L6				X L1	X	
07N 02W 33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
07N 02W 34	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
07N 02W 35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
07N 02W 36	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
07N 03W 5												X							
07N 03W 6			X	X								X	X	X	X	X	X	X	
07N 03W 7	X	X							X	X L6	X L8	X		X	X	X	X L10	X	
07N 03W 8											X L5	X				X L7	X	X	
07N 03W 9								X	X	X	X	X	X	X	X	X	X	X	
07N 03W 10											X	X							
07N 03W 11				X									X					X	
07N 03W 12	X	X	X				X	X	X	X	X								

07N 04W 14	X	X	X	X	X	X	X	X	X	X		X	X	X	X
07N 04W 15	X	X	X		X	X	X	X							
07N 04W 16	X	X													
07N 04W 22				X											
07N 04W 23	X	X	X	X	X	X	X	X	X	X	X	X	X		
07N 04W 24	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 05W 1	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
07N 05W 2	L1	L2	X	X	L3	L4	X	X	X	X	X	X	X	X	X
07N 05W 3	L1	L2	X	X	L3	L4							X	X	X
07N 05W 11	X	X	X	X	X	X									
07N 05W 12	X	X	X	X	X	X	X								
08N 03W 19	X	X	X	X	X		X	X	X	X	X				
08N 04W 5							L2			L3	L4				
08N 04W 6									X	X	X	X	X	X	X
08N 04W 7	X	X	X	X	X	X	L1	L2	X	X	X	X	X	X	X
08N 04W 8							X			L3	L4				
08N 04W 17			X				X	X	X	X	X	L2		X	X
08N 04W 18	X	X	X	X	X	X	L1	L2	X	X	X	L3	L4	L5	L6
08N 04W 19	L1	L2	X	X	L3	X	X	L4	L3	X	X	X	X	X	X
08N 04W 20	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 04W 21	L7	L7	L2	L1		X	L6	X	X	X	X	X	X	X	X
08N 04W 22							L4		L5	L6			L8		L8
08N 04W 24				X							X	X			
08N 04W 25	X	X							X		X	X			
08N 04W 26			X	X	X		X	L5	L5	L3	L4	L8		L1	L2
08N 04W 27					X	X		X	X	X	X	X	X	L10	L10
08N 04W 28			X			X	X	X	X	X	X	X	X	X	X
08N 04W 29	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 04W 30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 04W 31	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 04W 32	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 04W 33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 04W 34		X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 04W 35		X			X						X	X			
08N 05W 2		L1			L2			X		X	X	X		X	X
08N 05W 3	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
	L1	L2			L3	L4						L6			

08N 05W 4	X			X									X			
	L 3			L 2												
08N 05W 9			X			X	X	X	X	X	X	X	X	X	X	X
										L 1						
08N 05W 10	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
					L 5		L 4	L 4	L 3	L 8	L 9	L 3				
08N 05W 11	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
											L 1					
08N 05W 12						X	X	X	X	X	X	X	X	X	X	X
08N 05W 13	X	X	X	X	X	X	X	X					X	X	X	X
08N 05W 14	X	X	X	X			X		X	X	X	X			X	X
							L 6		L 7	L 7		L 8			L 9	L 10
08N 05W 15		X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
		L 3	L 2	L 1	L 3											
08N 05W 16	X	X		X	X								X			X
		L 2		L 3	L 1								L 4			L 5
08N 05W 21																X
																L 2
08N 05W 22	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
										L 6	L 7					
08N 05W 23	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 24	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
	L 1	L 2	L 6	L 7				L 5								
08N 05W 25	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 26	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 27	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
						L 3	L 4									
08N 05W 28	X			X									X	X		X
	L 4			L 5									L 6	L 8		L 9
08N 05W 33	X															
	L 1															
08N 05W 34	X	X	X	X	X	X	X	X	X	X		X	X	X	X	X
08N 05W 35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
08N 05W 36	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
09N 05W 1	X	X	X	X	X	X	X	X	X	X	X	X		X	X	
	L 1	L 2			L 3	L 4										
09N 05W 2															X	X
09N 05W 11	X	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	X
09N 05W 15	X			X									X		X	
	L 1			L 2									L 3		L 4	
09N 05W 22	X		X	X					X		X	X	X	X	X	X
	L 1		L 2						L 3		L 4					
09N 05W 23	X	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	X
09N 05W 27	X	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	X
			L 2						L 3		L 4					

09N 05W 33	X	X	X	X				X					X			X
09N 05W 34	X	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	X
10N 05W 3											X					
10N 05W 4	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
10N 05W 5	L 1	L 2		X	L 3	L 4							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	X
10N 05W 11			X	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	X
10N 05W 15	X	X	X	X	X	X	X	X					X	X	X	X
10N 05W 22	X															
10N 05W 23	X	X	X	X	X	X	X	X	X				X	X	X	X
10N 05W 24		X	X		X	X	X	X	X	X	X	X		X	X	L 1
10N 05W 25		X	X		X	X	X	X	X	X	X	X	X	X	X	X
10N 05W 26				X									X			X
10N 05W 35	X			L 3									L 2			L 1
10N 05W 36	L 4			X									X			X
11N 05W 33												X			X	



BILL OF SALE

Silvertip LLC, an Idaho corporation owned by Dean V. Schultz, located at 2305 Clairemont Drive, Boise, Idaho 83702 is the current owner of the lands described within the place of use for Water Right number 65-2923E, include as confirmation of ownership is a copy of the property deed and is attached as exhibit "A".

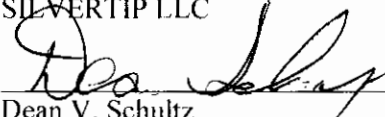
By this Bill of Sale given this 31st day of July, 2008, , (the "Seller") in return for a good and valuable consideration at the amount agreed upon of ten (\$10.00) dollars, paid by the LAKE RESERVOIR COMPANY an Idaho corporation whose address is 102 North Main, Payette, Idaho, 83661 (the "Buyer") to Seller, receipt of which is hereby acknowledged by the Seller, does assign and convey unto the Buyer and its assigns, without warranty or recourse, all of the Seller's right, title and interest in and to **Idaho Water Right No. 65-2923E** more particularly described in Exhibit "B" attached hereto and incorporated herein by reference, currently held by Seller to the extent that such Water Right pertain to the water storage capacity provided by the Blackwell Dam.

The foregoing water right is sold "AS IS" and the Seller makes no warranties or representations, expressed or implied, regarding the traits, ownership or condition of the above property.

This transfer is effective as of the date shown above.

SELLER:

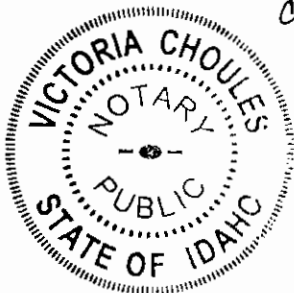
SILVERTIP LLC


Dean V. Schultz

STATE OF IDAHO)
) ss.
County of Ada)

On this 4 day of August, in the year 2009, before me,
Victoria Charles, a Notary Public in and for said State, personally appeared Dean V. Schultz known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

commission expires : 01.09.13



SED: November 27, 1996
E: July 7, 1996
OJECT: 90033

CONTINUATION
EXHIBIT A

PARCEL 1

A parcel of land situated in the NE ¼ NW ¼ and NW ¼ NE ¼ of Section 10, T18N, R3E, B.M., City of McCall, Valley County, Idaho, more particularly described as follows:

COMMENCING at the northeast corner of said Section 10 as shown on SPRING MOUNTAIN RANCH SUBDIVISION No. 1 as recorded in Book 8 of Plats at Page 38, and as Inst. No. 199039, Valley County Records; thence along said northerly line,

N.89°56'39"W., 2631.45 feet to the north ¼ corner thereof; thence,

S.32°38'30"E., 606.02 feet to the POINT OF BEGINNING; thence,

S.12°27'10"W., 211.83 feet; thence,

S.54°42'47"W., 257.29 feet; thence,

S.72°14'35"W., 370.35 feet; thence,

N.84°05'38"W., 175.02 feet; thence,

S.41°33'10"W., 105.45 feet; thence,

S.09°58'42"W., 147.73 feet; thence,

S.04°23'42"W., 447.67 feet; thence,

N.37°30'00"W., 65.42 feet; thence,

N.66°30'00"W., 180.00 feet; thence,

S.88°50'00"W., 120.00 feet; thence,

S.71°00'00"W., 90.00 feet; thence,

N.63°35'08"W., 142.45 feet; thence,

N.30°13'14"E., 573.93 feet; thence,

N.39°39'48"E., 274.50 feet; thence,

N.82°24'29"E., 237.52 feet; thence,

N.20°47'49"E., 226.81 feet; thence,

S.75°54'53"E., 161.53 feet; thence,

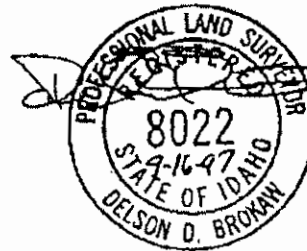
N.83°56'04"E., 516.05 feet to the POINT OF BEGINNING.

(Parcel 1 being Tax No. 33 in NENW & NWNE 10-18-3)

-continued-

Commitment No: 1C01658
Schedule A Page 2 A

STEWART TITLE
GUARANTY COMPANY



FILED: November 27, 1996
DATE: July 7, 1996
PROJECT: 90033

CONTINUATION
EXHIBIT A

PARCEL 2

A parcel of land situated in the NE ¼ NW ¼ and NW¼ NE ¼ of Section 10, T18N, R3E, B.M., City of McCall, Valley County, Idaho, more particularly described as follows:

COMMENCING at the northeast corner of said Section 10 as shown on SPRING MOUNTAIN RANCH SUBDIVISION No. 1 as recorded in Book 8 of Plats at Page 38, and as Inst. No. 199039, Valley County Records; thence,

N.89°56'39"W., 1544.40 feet along the northerly line of said Section 10 to a point in the centerline of the future Spring Mountain Boulevard; thence, continuing along said northerly line through the following courses,

N.89°56'39"W., 31.37 feet to the POINT OF BEGINNING; thence,

N.89°56'39"W., 1055.68 feet to the north ¼ corner thereof; thence,

N.89°44'33"W., 749.98 feet; thence, leaving said northerly line,

S.41°01'44"E., 424.02 feet; thence,

N.78°48'52"E., 378.92 feet; thence,

S.84°56'49"E., 1280.37 feet to point on a non-tangent curve in the westerly right-of-way line of said future Spring Mountain Boulevard; thence along said right-of-way line through the following courses,

along said curve to the left having a radius of 670.00 feet, and arc length of 47.60 feet, a central angle of 04°04'13", a chord bearing and distance of N.25°57'08"W., 47.59 feet to a point of reverse curvature; thence,

along a curve to the right having a radius of 780.00 feet, and arc length of 242.41 feet, a central angle of 17°48'23", a chord bearing and distance of N.19°05'04"W., 241.43 feet to a point of reverse curvature; thence,

along a curve to the left having a radius of 770.00 feet, and arc length of 77.55 feet, a central angle of 05°46'13", a chord bearing and distance of N.13°03'58"W., 77.51 feet to a point of compound curvature; thence,

along a curve to the left having a radius of 250.00 feet, and arc length of 8.65 feet, a central angle of 01°58'57", a chord bearing and distance of N.16°56'34"W., 8.65 feet to the POINT OF BEGINNING.

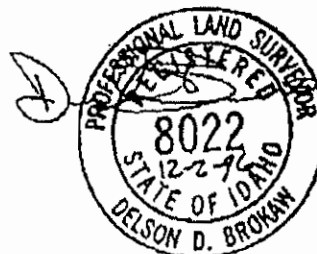
SUBJECT TO all Covenants, Rights, Rights-of-way and Easements of Record.

(Parcel 2 being Tax No. 34 in NENW & NWNE 10-18-3)

-continued-

Commitment No: IC01658
Schedule A Page 2B

STEWART TITLE
GUARANTY COMPANY



REVISED: September 16, 1997
REVISED: November 27, 1996
DATE: July 7, 1996
PROJECT: 90033
PAGE: 1 of 1

CONTINUATION
EXHIBIT A

PARCEL 3

A parcel of land situated in the NE ¼ NW ¼ of Section 10, T18N, R3E, B.M., City of McCall, Valley County, Idaho, more particularly described as follows:

COMMENCING at the north ¼ corner of said Section 10 as shown on SPRING MOUNTAIN RANCH SUBDIVISION No. 1 as recorded in Book 8 of Plats at Page 38, and as Inst. No. 199039, Valley County Records; thence, along said northerly line.

N.89°44'35"W., 749.96 feet to the POINT OF BEGINNING; thence, continuing along said line,

N.89°44'35"W., 570.00 feet to the northwest corner of said NE¼ NW¼; thence, along the westerly line of said NE¼ NW¼ of Section 10,,

S.00°09'08"W., 368.40 feet; thence,

S 90°00'00"E., 335.00 feet; thence,

S.36°18'00"E., 228.98 feet; thence,

S.24°36'32"W., 94.94 feet; thence,

N.44°40'01"E., 366.47 feet; thence,

N.51°06'00"E., 51.54 feet; thence,

N.78°48'52"E., 122.87 feet; thence,

N.41°01'44"W., 424.02 feet to the POINT OF BEGINNING.

SUBJECT TO all Covenants, Rights, Rights-of-way and Easements of Record.

(Parcel 3 being Tax No. 35 in NENW 10-18-3)



Instrument # 333104

VALLEY COUNTY, CASCADE, IDAHO

7-8-2008 10:12:41 No. of Pages: 1

Recorded for: ROBNETT PROPERTIES, INC

ARCHIE N. BANBURY

Ex-Officio Recorder Deputy

Index to: DEEDS

WARRANTY DEED

For Value Received, Raymond E Robnett and Margaret E Robnett, Trustees under the Raymond E and Margaret E Robnett Living Trust dated 6/2/2004

the Grantor, hereby grants, bargains, sells, conveys and warrants unto

Silvertip, LLC, an Idaho Limited Liability Company

the grantee, whose current address is 11317 W Tempe Lane, Star, ID 83669

the following described premises, to wit:

All that certain lot, piece or parcel of land situate in Valley County, Idaho and shown as Lots 47 and 48, Spring Mountain Meadows Subdivision, a plat which is recorded in the office of the Recorder of Valley County, Idaho.

SUBJECT TO: Current General Taxes, a lien in the process of assessments, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises, that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated this 22nd day of April, 2008.

The Raymond E and Margaret E Robnett Living Trust dated 6/2/2004

Raymond E Robnett, Trustee

Margaret E Robnett, Trustee

STATE OF Idaho

)
) ss.

COUNTY OF Ada

)

On this 16th day of June, 2008, before me, the undersigned, a Notary Public, in and for said State, personally appeared Raymond E Robnett and Margaret E Robnett, known to me, and/or identified to me on the basis of satisfactory evidence, to be the Trustee's of The Raymond E and Margaret E Robnett Living Trust dated 6/2/2004, the Trust that executed the within instrument and acknowledged to me that he/she/they executed the same on behalf of said Trust.

WITNESS MY HAND AND OFFICIAL SEAL.

Notary Public:

Residing at:

My commission expires:



Exhibit B

2000 OCT 31 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 65-02923E

NAME AND ADDRESS: BRYCE H NEFF
MARVIN E WHITEMAN JR
PO BOX 1974
MC CALL, ID 83638

SOURCE: FALL CREEK TRIBUTARY: BIG PAYETTE LAKE

QUANTITY: 1.283 CFS
81.60 AFY

PRIORITY DATE: 07/01/1929

POINT OF DIVERSION: T19N R04E S20 SWSNW Within Valley County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	1.283 CFS
	Irrigation from Storage	04-15 TO 10-15	81.60 AFY
	Irrigation Storage	01-01 TO 12-31	81.60 AFY

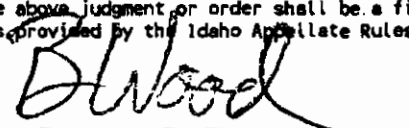
PLACE OF USE: Irrigation Within Valley County
T18N R03E S10 NENE 10.0 NWNE 29.0
NEW 38.0
77.0 Acres Total

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

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


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

October 22, 2009

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

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WATER RESOURCES
WESTERN REGION

Re: Blackwell Lake Storage Right Application

This narrative is to explain the history and events that prompted the Lake Reservoir Company to acquire the Blackwell Lake Dam and to file for transfer of ownership for existing storage rights and remaining storage capacity.

The storage water in Blackwell Lake was developed primarily for the Blackwell Ranch and served it via an open ditch stretching from Fall Creek approximately 3 miles to the ranch. New ownership in the 1990's changed the purpose of the ranch away from agriculture production, and maintaining the long ditch and storage facility became troublesome. In 1998 J.B. Scott, one of the new owners, arranged to change his storage use from Irrigation, to Fish Habitat and allow the Idaho Department of Fish and Game to operate and store water to maintain fish populations in Blackwell Lake as well as Fall Creek.

The U.S. Forest Service, landowner where Blackwell Lake is located was in the process of finalizing easements for Agricultural Irrigation facilities under the Ditch Bill Easements Act. Blackwell Lake Dam was one of the facilities under consideration for a permanent easement as well as three facilities owned by the Lake Reservoir Company. Blackwell Lake possessed qualification deficiencies under the requirements of the Easement Act and appeared to be ineligible with its usage outside of irrigation. It also was discovered that the Idaho Department of Fish and Game had decided to drop their plans to maintain and operate the facility.

The Forest Service asked the Lake Reservoir Company if they would be interested in obtaining the facility to operate as irrigation storage, with the understanding that it would need to be renovated and maintained to Forest Service standards. The Lake Reservoir Company investigated the facility and after much deliberation decided it could fit in their operation without too much financial drain, after the initial cleanup and renovation was accomplished. One major consideration was to obtain as much storage potential as possible in order to make the endeavor feasible. The Lake Reservoir Company then had the assignment to bring all of the storage rights back to irrigation status so that the facility could qualify for a permanent easement under the Ditch Bill Act.

Mr. Scott was agreeable and eager to transfer his storage rights to the Company. The remaining portion was more difficult and much time passed before the owner's

Attachment C
2795

authorization to transfer the storage to the Lake Reservoir Company was obtained. LRC is hopeful to achieve as much capacity as possible from the facility so also filed on the remaining computed storage capacity in order to make the endeavor viable and to meet the requirements of the Ditch Bill Easement Act.

Operation procedure of Blackwell Lake by the Lake Reservoir Company is to store runoff and release water through July and August of each year to supplement the Big Payette Lake level via Fall Creek and then move the water to Cascade Reservoir where it will be available the following season to the Company's 65,000 irrigable acres. This storage operation procedure very closely replicates the operation plans anticipated by Idaho Department of Fish and Game, and the company has agreed to cooperate with the Department to accomplish their goal if possible.

Respectfully submitted,

Ron Shurtleff
Executive Secretary, Lake Reservoir Company