

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74867

This is to certify that: LAST CHANCE DITCH CO
PO BOX 428
EMMETT ID 83617
(208)365-1902

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

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
65-54A	WR/Decreed	02/28/1888	50.56 cfs	N/A	2145.0	8254.0	PAYETTE RIVER
65-54B	WR/Decreed	04/01/1894	41.2 cfs	N/A	1744.0	8254.0	PAYETTE RIVER
65-54X	WR/Decreed	11/26/1883	40.55 cfs	N/A	5624.0	8254.0	PAYETTE RIVER

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>
65-54A	NO	NO	YES	NO	NO	NO
65-54B	NO	NO	YES	NO	NO	NO
65-54X	NO	NO	YES	NO	NO	NO

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>
65-54A	65-54A	50.56 cfs	N/A	2,145	8,254.		N/A	N/A	N/A	N/A
65-54B	65-54B	41.20 cfs	N/A	1,744	8,254.		N/A	N/A	N/A	N/A
65-54X	65-54X	40.55 cfs	N/A	5,624	8,254.		N/A	N/A	N/A	N/A
COMBINED TOTALS		132.31 cfs	N/A	N/A	8,254		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 8th day of January, 2009


John Westra, Western Regional Manager

SUPPORT DATA

IN FILE # 65-54A

WATER RIGHT NO. 65-54A
As Modified by Transfer No. 74867

In accordance with the approval of Transfer No. 74867, Water Right No. 65-54A is now described as follows.

Right Holder: LAST CHANCE DITCH CO
PO BOX 428
EMMETT ID 83617

Priority Date: February 28, 1888

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	50.56 CFS
			50.56 CFS

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L7 (SWSE) Sec. 22 Twp 07N Rge 01W GEM County

PLACE OF USE: See conditions of approval

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.
5. This right is limited to the irrigation of 2,145 acres within the boundaries of Last Chance Ditch Co. in a single irrigation season.
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.

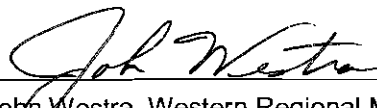
WATER RIGHT NO. 65-54A
As Modified by Transfer No. 74867

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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
9. The following rights are diverted through the point of diversion described above: 65-54A, 65-54B, 65-54X.

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 8th day of January, 2009



John Westra, Western Regional Manager

WATER RIGHT NO. 65-54X
As Modified by Transfer No. 74867

In accordance with the approval of Transfer No. 74867, Water Right No. 65-54X is now described as follows.

Right Holder: LAST CHANCE DITCH CO
C/O W L CHARTERS
1525 JORDAN LN
EMMETT ID 83617

Priority Date: November 26, 1883

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	40.55 CFS
			40.55 CFS

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L7 (SWSE) Sec. 22 Twp 07N Rge 01W GEM County

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.
5. This right is limited to the irrigation of 5,624 acres within the boundaries of Last Chance Ditch Co. in a single irrigation season.
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.

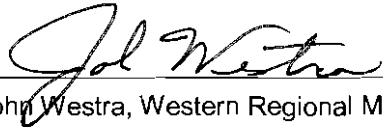
WATER RIGHT NO. 65-54X
As Modified by Transfer No. 74867

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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
9. The following rights are diverted through the point of diversion described above: 65-54A, 65-54B, 65-54X .

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 8th day of January, 2009


John Westra, Western Regional Manager

WATER RIGHT NO. 65-54B
As Modified by Transfer No. 74867

In accordance with the approval of Transfer No. 74867, Water Right No. 65-54B is now described as follows.

Right Holder: LAST CHANCE DITCH CO
PO BOX 428
EMMETT ID 83617

Priority Date: April 01, 1894

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	41.20 CFS
			41.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L7 (SWNE) Sec. 22 Twp 07N Rge 01W GEM County

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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.
5. This right is limited to the irrigation of 1,744 acres within the boundaries of Last Chance Ditch Co. in a single irrigation season.
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.

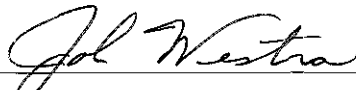
WATER RIGHT NO. 65-54B
As Modified by Transfer No. 74867

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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
9. The following rights are diverted through the point of diversion described above: 65-54A, 65-54B, 65-54X.

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 8th day of January, 2009

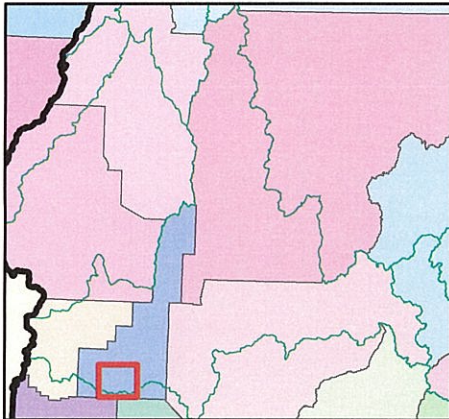

John Westra, Western Regional Manager



Service Area Boundary
GIS Place of Use Illustration

Legend

- Service Area
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



**Gem County
IDWR Basin 65**

Prepared by Sharla Curtis
On December 16, 2008
2004 Aerial Photography

Last Chance Ditch Co.

Water Rights: 65-54A, 65-54B, 65-54X

