STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 73772

This is to certify that: BRUCE & BRUCE LLC
7878 USTICK RD
SUITE 101
BOISE ID 83704
(208) 869-9956

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
65-2614	WR/Decreed	04/24/1956	0.8 cfs	N/A	N/A	34.0	PAYETTE RIVER

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
65-2366A	WR/Decreed	03/15/1930	0.66 cfs	N/A	N/A	28.0	LONE PINE CREEK, SPRINGS
65-3402	WR/Decreed	04/01/1930	0.23 cfs	N/A	N/A	10.0	SPRING

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
65-2614	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
65-2614	**65-2614**	0.8 cfs	N/A	34.0	114.3		N/A	N/A	N/A	N/A
COMBINED TOTALS		**0.8 cfs**	**N/A**	**34.0**	**114.3**		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 4th day of November, 20 08

John Westra, Western Regional Manager

SUPPORT DATA

IN FILE # 65-2614

WATER RIGHT NO. 65-2614
As Modified by Transfer No. 73772

In accordance with the approval of Transfer No. 73772, Water Right No. 65-2614 is now described as follows.

Right Holder: BRUCE & BRUCE LLC
7878 USTICK RD
SUITE 101
BOISE ID 83704

Priority Date: April 24, 1956

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

BENEFICIAL USE	From	To	Diversion Rate
IRRIGATION	04/01	to 11/01	0.80 CFS

LOCATION OF POINT(S) OF DIVERSION:
PAYETTE RIVER L4 (SENW) Sec. 32 Twp 07N Rge 02E 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	
07N 02E 31				1.3									38.0				39.3
				L 8													
07N 02E 32							25.0	10.0		40.0							75.0
							L 3	L 4									

Total Acres: 114.3

CONDITIONS OF APPROVAL

1. 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.

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. 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. 65-2614
As Modified by Transfer No. 73772

CONDITIONS OF APPROVAL

5. 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).

6. 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 the date of this approval.

7. This right is limited to the irrigation of 34 acres within the place of use described above in a single irrigation season.

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. Rights 65-2614, 65-2366A and 65-3402 when combined shall not exceed the irrigation of 34 acres.

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 4th day of November, 2008

John Westra, Western Regional Manager

WATER RIGHT NO. 65-2366A
As Modified by Transfer No. 73772

In accordance with the approval of Transfer No. 73772, Water Right No. 65-2366A is now described as follows.

Right Holder: STEVEN M BRUCE
Or
JAMES E BRUCE
428 CASHMERE RD
BOISE ID 83702

Priority Date: March 15, 1930

Source: LONE PINE CREEK **Tributary:** PAYETTE RIVER
SPRINGS PAYETTE RIVER

BENEFICIAL USE	From	To	Diversion Rate
IRRIGATION	4/01 to	11/01	0.66 CFS

LOCATION OF POINT(S) OF DIVERSION:

LONE PINE CREEK	NESE	Sec. 31, Twp 07N, Rge 02E, BOISE County
SPRINGS	L3 (SWNW)	Sec. 32, Twp 07N, Rge 02E, 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	
07N 02E 31				1.0 L 8													1.0
07N 02E 32							21.0 L 3	6.0 L 4									27.0

Total Acres: 28

CONDITIONS OF APPROVAL

1. Use of this right with rights listed below is limited to a total combined diversion rate of 0.02 cfs per acre. Combined right nos.: 65-3402 and 65-2614

2. 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. 65-2366A
As Modified by Transfer No. 73772

CONDITIONS OF APPROVAL

3. 2 points of diversion located in T07N, R02E, S32, SWNW.

4. Rights 65-2614, 65-2366A and 65-3402 when combined shall not exceed the irrigation of 34 acres.

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 4th day of November, 2008

J John Westra, Western Regional Manager

WATER RIGHT NO. 65-3402
As Modified by Transfer No. 73772

In accordance with the approval of Transfer No. 73772, Water Right No. 65-3402 is now described as follows.

Right Holder: STEVEN M BRUCE
Or
JAMES E BRUCE
428 CASHMERE RD
BOISE ID 83702

Priority Date: April 01, 1930

Source: SPRING **Tributary:** PAYETTE RIVER

BENEFICIAL USE	From	To	Diversion Rate	Volume
IRRIGATION	04/01	to 11/01	0.20 CFS	
STOCKWATER	01/01	to 12/31	0.03 CFS	1.4 AF
			0.23 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SPRING NESW Sec. 32, 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 32							10.0 L 3										10.0

Total Acres: 10

PLACE OF USE: STOCKWATER

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 32								X L 4									

WATER RIGHT NO. 65-3402
As Modified by Transfer No. 73772

CONDITIONS OF APPROVAL

1. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

2. Stockwater use is for 85 range cattle.

3. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

4. 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.

5. Use of this right with rights listed below is limited to a total combined diversion rate of 0.02 cfs per acre for irrigation, 0.03 CFS & 1.4 AFA for stockwater. Combined right nos.: 65-02614, 65-02366A, 65-03400.

6. Rights 65-2614, 65-2366A and 65-3402 when combined shall not exceed the irrigation of 34 acres.

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 4th day of November, 2008

John Westra, Western Regional Manager