

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72668

This is to certify that: NOBLE DITCH CO
 102 N MAIN ST
 PAYETTE ID 83661
 (208)642-3866

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>
65-403X	WR/Decreed	12/02/1881	49.05 cfs	N/A	8,380.0	8,380.0	PAYETTE RIVER
65-403A	WR/Decreed	06/01/1893	156.44 cfs	N/A	8,380.0	8,380.0	PAYETTE RIVER

Purpose of Transfer (Changes Proposed)

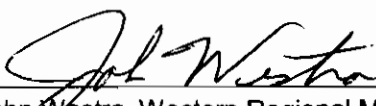
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
65-403X	NO	NO	YES	NO	NO	NO
65-403A	NO	NO	YES	NO	NO	NO

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>
65-403X	65-403X	49.05 cfs	N/A	8,380.0	8,380.0		N/A	N/A	N/A	N/A
65-403A	65-403A	156.44 cfs	N/A	8,380.0	8,380.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		205.49 cfs	N/A	8,380.0	8,380.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 3rd day of June, 2008


 John Westra, Western Regional Manager

SUPPORT DATA
 IN FILE # 65-403A

WATER RIGHT NO. 65-403A
As Modified by Transfer No. 72668

In accordance with the approval of Transfer No. 72668, Water Right No. 65-403A is now described as follows.

Right Holder: NOBLE DITCH CO
102 N MAIN ST
PAYETTE ID 83661

Priority Date: June 01, 1893

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	156.44 CFS
			156.44 CFS

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER SWNW Sec. 1 Twp 06N Rge 03W 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. This right is limited to the irrigation of 8,380 acres within the boundaries of Noble Ditch Co. 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).

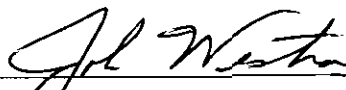
WATER RIGHT NO. 65-403A
As Modified by Transfer No. 72668

CONDITIONS OF APPROVAL

8. Rights 65-403A and 65-403X are limited to the combined irrigation of 8,380 acres in a single irrigation season.
9. 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.
10. The following rights are diverted through point of diversion described above: 65-403A, 65-403X

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 3rd day of June, 2008



John Westra, Western Regional Manager

WATER RIGHT NO. 65-403X
As Modified by Transfer No. 72668

In accordance with the approval of Transfer No. 72668, Water Right No. 65-403X is now described as follows.

Right Holder: NOBLE DITCH CO
102 N MAIN ST
PAYETTE ID 83661

Priority Date: December 02, 1881

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From **To**
03/15 to 11/15

Diversion Rate
49.05 CFS
49.05 CFS

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER SWNW Sec. 1 Twp 06N Rge 03W 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. This right is limited to the irrigation of 8,380 acres within the boundaries of Noble Ditch Co. 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.
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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).

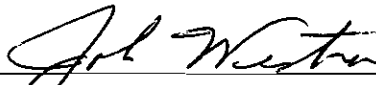
WATER RIGHT NO. 65-403X
As Modified by Transfer No. 72668

CONDITIONS OF APPROVAL

8. Rights 65-403A and 65-403X are limited to the combined irrigation of 8,380 acres in a single irrigation season.
9. 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.
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