

RECEIVED
APR 13 2006
WATER RESOURCES
WESTERN REGION

Transfer No. 72668

Receipt No. WO 34044

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

1. Applicant Information NOBLE DITCH CO
102 N MAIN ST
PAYETTE ID 83661
(208)642-3866

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

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
65-403A	AJC/Decreed	156.44		8,380.0		PAYETTE RIVER
65-403X	AJC/Decreed	49.05		8,380.0		PAYETTE RIVER

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
65-403A	NO	NO	YES	NO	NO	NO
65-403X	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

After a complete review of all headgates within the delivery system and a close look at the Lands described by the water rights, it was learned that several 40-acre tracts were erroneously included in the adjudication and one 40-acre tract had been omitted. This transfer is being filed for the sole purpose of correctly identifying the boundaries of the place of use served by these rights. The total number of acres authorized by these rights includes the lands added by the transfer.

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
65-403A	156.44 cfs	8,380.0	8,380.0	
65-403X	49.05 cfs	8,380.0	8,380.0	
TOTAL	205.49 cfs		8,380.0	

Transfer No. 72668

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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.

Mark Sydnor
(Signature of Applicant)

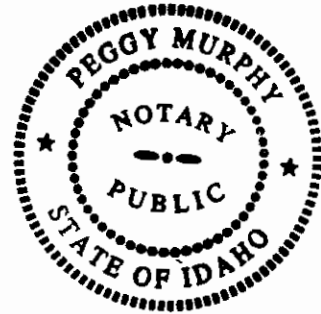
Chairman

(Title or Office)

Subscribed and sworn to before me this 6th day of April, 20 06.

Peggy Murphy
(Notary Public)

My commission expires 7-9-07



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

Current Water Right No. 65-403A

Priority Date: June 01, 1893

Origin: Adjudication Recommendation

Basis: Decreed

Status: Active

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
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IRRIGATION	3/15	11/15	156.44 CFS
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Total Diversion 156.44 CFS

Source and Point(s) of Diversion:

PAYETTE RIVER SWNW Sec. 1 Twp 06N Rge 03W GEM County

Place of Use

[illegible]

Two Roe Se

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	04W	3	X L 1	X L 2	X	X	X L 3	X L 4	X	X	X	X	X	X	X	X	X		
07N	04W	4	X L 1	X L 2	X	X	X L 3	X L 4	X					X					
07N	04W	5	X L 1	X L 2	X	X	X L 3	X L 4											
07N	04W	6	X L 1	X L 2			X L 3												
07N	04W	10	X	X															
07N	04W	11	X	X	X	X	X							X	X				
07N	04W	12		X L 3	X L 2		X	X	X	X	X	X	X	X L 1	X	X	X		
07N	04W	13	X	X	X	X	X	X	X		X			X			X		
08N	04W	19	X L 1	X L 2	X			X L 4	X L 3	X	X		X	X	X	X	X		
08N	04W	20									X L 5		X			X			
08N	04W	27								X	X	X	X						
08N	04W	28			X		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 L 1	X L 2	X	X	X L 3	X L 4	X	X	X	X	X		
08N	04W	31	X	X	X	X	X L 1	X L 2	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						
08N	05W	13										X L 2							
08N	05W	14						X L 9	X L 10				X L 8						
08N	05W	23	X	X	X	X				X			X	X	X	X	X		
08N	05W	24			X L 6	X L 7	X L 4	X L 5	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													
08N	05W	34				X													
08N	05W	35	X	X	X	X	X	X	X										
08N	05W	36	X	X	X	X	X	X	X	X									

Conditions/Remarks:

1. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
2. THIS RIGHT WHEN COMBINED WITH RIGHT NO. 65-00403X SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE WHEN MEASURED AT THE FIELD HEADGATE.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 8380 ACRES WITHIN THE BOUNDARIES OF THE NOBLE DITCH CO. LTD. IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NO. 65-00403X
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.

Documentation of Ownership of the Current Place of Use

N/A

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 2**

Current Water Right No. 65-403X

Priority Date: December 02, 1881

Origin: Adjudication Recommendation

Basis: Decreed

Status: Active

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	49.05 CFS		
	Total Diversion	49.05 CFS		

Source and Point(s) of Diversion:

PAYETTE RIVER SWNW Sec. 1 Twp 06N Rge 03W GEM County

Place of Use

IRRIGATION

[illegible]

Conditions/Remarks:

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. THIS RIGHT WHEN COMBINED WITH RIGHT NO. 65-00403A SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE WHEN MEASURED AT THE FIELD HEADGATE.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 8380 ACRES WITHIN THE BOUNDARIES OF THE NOBLE DITCH CO. LTD. IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NO. 65-00403A

Documentation of Ownership of the Current Place of Use

N/A

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

Proposed Water Right No. 65-403A

Source: PAYETTE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	156.44 CFS		
	Total Diversion	156.44 CFS		

PAYETTE RIVER SWNW Sec. 1 Twp 06N Rge 03W GEM County

Place of Use

[illegible]

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	04W	3	X L 1	X L 2	X	X	X L 3	X L 4	X	X	X L 1	X L 2	X	X	X L 1	X L 2	X	X	
07N	04W	4	X	X	X	X	X	X	X	X					X				
07N	04W	5	X	X	X	X	X	X											
07N	04W	10	X	X			X L 3	X L 4											
07N	04W	11	X	X	X	X	X	X							X	X			
07N	04W	12		X L 3	X L 2		X	X	X	X	X	X	X	X	X L 1	X	X	X	X
07N	04W	13	X	X	X	X	X	X	X	X		X			X			X	
08N	04W	19	X L 1	X L 2	X	X	X	X	X L 4	X L 3	X			X	X	X	X	X	
08N	04W	20										X L 5	X	X			X		
08N	04W	27									X	X	X	X					
08N	04W	28			X			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	X	
08N	04W	30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
08N	04W	31	X	X	X	X	X L 1	X L 2	X	X		X L 3	X L 4		X	X	X		
08N	04W	32	X	X	X	X	X L 1	X L 2	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	X	
08N	04W	34		X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
08N	04W	35										X	X						
08N	05W	13										X L 2							
08N	05W	14												X L 8			X	X	
08N	05W	23	X	X	X	X					X			X	X	X	X	X	
08N	05W	24	X	X	X L 6	X L 7	X	X L 4	X	X L 5	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	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													
08N	05W	34				X													
08N	05W	35	X	X	X	X	X	X	X	X									
08N	05W	36	X	X	X	X	X	X	X	X	X				X				

[illegible]

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 04W	3		X L 1	X L 2	X	X	X L 3	X L 4	X	X	X L 1	X L 2	X	X	X L 1	X L 2	X	X	
07N 04W	4		X L 1	X L 2	X	X	X L 3	X L 4	X	X					X				
07N 04W	5		X L 1	X L 2	X	X	X L 3	X L 4											
07N 04W	10		X	X			X L 3	X L 4											
07N 04W	11		X	X	X	X	X	X							X	X			
07N 04W	12			X L 3	X L 2		X	X	X	X	X	X	X	X	X L 1	X	X	X	X
07N 04W	13		X	X	X	X	X	X	X	X		X			X			X	
08N 04W	19		X L 1	X L 2	X	X	X	X	X	X	X			X	X	X	X	X	
08N 04W	20								L 4	L 3			X L 5	X			X		
08N 04W	27										X	X	X	X					
08N 04W	28				X			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	X	
08N 04W	30		X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
08N 04W	31		X	X	X	X	X L 1	X L 2	X	X		X L 3	X L 4		X	X	X		
08N 04W	32		X	X	X	X	X L 1	X L 2	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	X	
08N 04W	34			X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
08N 04W	35											X	X						
08N 05W	13											X L 2							
08N 05W	14												X L 8				X	X	
08N 05W	23		X	X	X	X					X			X	X	X	X	X	
08N 05W	24		X	X	X L 6	X L 7	X L 4	X	X L 5	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	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													
08N 05W	34					X													
08N 05W	35		X	X	X	X	X	X	X										
08N 05W	36		X	X	X	X	X	X	X	X					X				