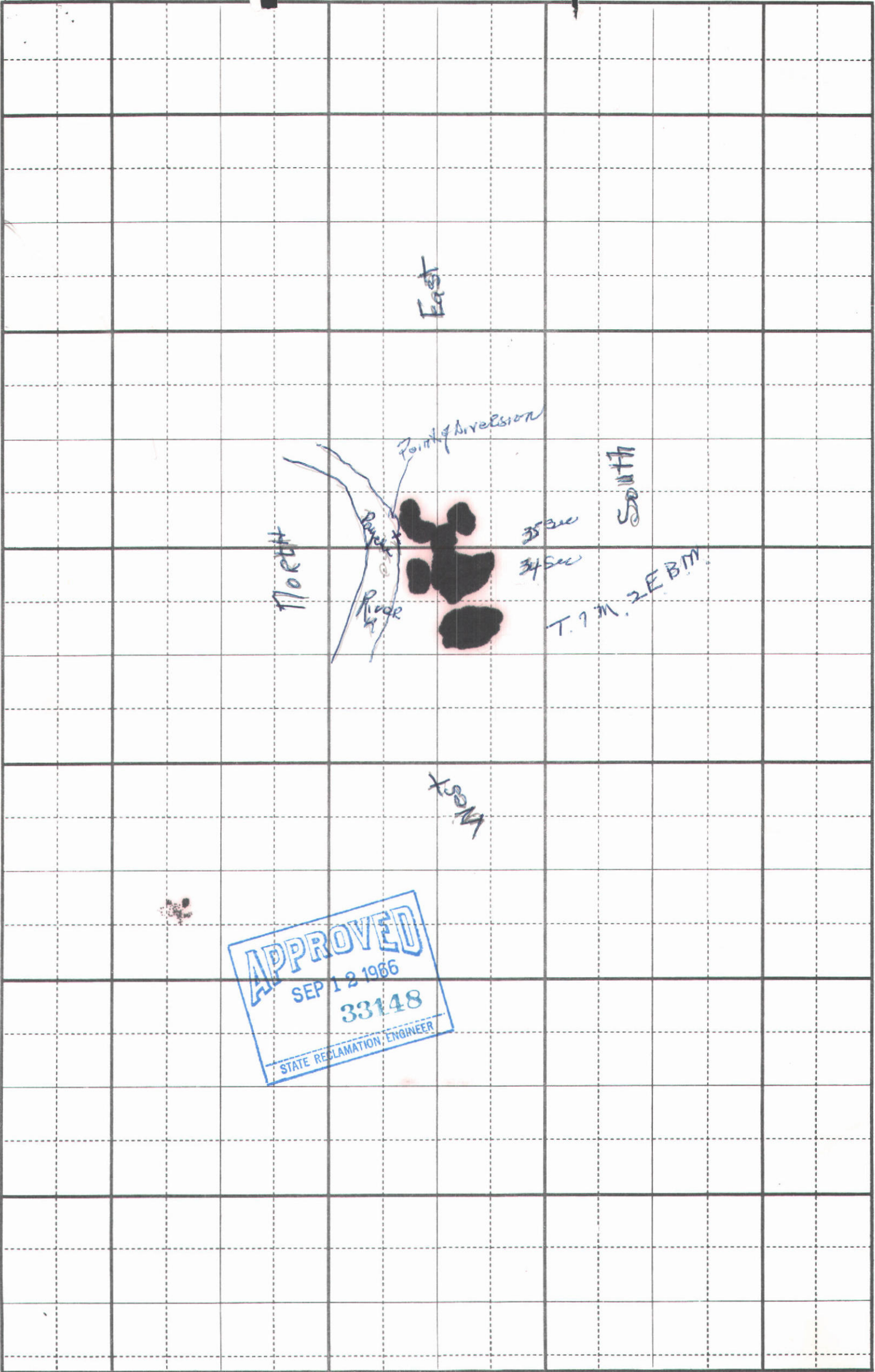


NAME OF APPLICANT John Garrett

Form No. 0



APPROVED
SEP 12 1966
33148
STATE RECLAMATION ENGINEER

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Rec	65 10747	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	06N02E2						14	6.3	16	0.1								36.4
Rec	65 10748	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	06N02E2						14	6.3	16	0.1								36.4
Rec	65 10749	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	06N02E2						14	6.3	16	0.1								36.4
Rec	65 2532A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	06N02E2						14	6.3	16	0.1								36.4
Rec	65 2540	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	06N02E2						14	6.3	16	0.1								36.4
Right	65 2869	DR & J INVESTMENTS LP,	PAYETTE RIVER	06N02E2						14	6.3	16	0.1								36.4
Claim	65 2138	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PETERSON GULCH CREEK	06N02E2								6	14								20
Rec	65 2138	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PETERSON GULCH CREEK	06N02E2						14	6.3	16	0.1								36.4
Right	65 2138	DOUBLE DIAMOND INC,	PETERSON GULCH CREEK	06N02E2								6	14								20
Rec	65 3103	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PORTER CREEK	06N02E2						14	6.3	16	0.1								36.4
Claim	65 11393A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAFFER CREEK	06N02E2						13	8	6									27
Claim	65 3789	JOYCE RENFRO, KENNETH W RENFRO,	SHAFFER CREEK	06N02E2										7							7
Claim	65 7604	KENNETH N GORDON, SHIRLEY A GORDON,	SHAFFER CREEK	06N02E2								1	2								3
Claim	65 9543B	MICHAEL M VAN SCYOC, JOHN VAN SCYOC,	SHAFFER CREEK	06N02E2								7	1								8
Claim	65 9584	JOYCE RENFRO, KENNETH W RENFRO,	SHAFFER CREEK	06N02E2										2							2
Rec	65 11393A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAFFER CREEK	06N02E2						14	6.3	16	0.1								36.4
Rec	65 1317	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAFFER CREEK	06N02E2						14	6.3	16	0.1								36.4
Rec	65 3789	JOYCE RENFRO, KENNETH W RENFRO,	SHAFFER CREEK	06N02E2										9							9
Rec	65 7604	KENNETH N GORDON, SHIRLEY A GORDON,	SHAFFER CREEK	06N02E2								1	2								3
Rec	65 9543B	JOHN VAN SCYOC, MICHAEL M VAN SCYOC,	SHAFFER CREEK	06N02E2								10	1								11
Rec	65 9584	JOYCE RENFRO, KENNETH W RENFRO,	SHAFFER CREEK	06N02E2										2							2
Right	65 11393	DOUBLE DIAMOND INC,	SHAFFER CREEK	06N02E2						13	8	6									27
Right	65 3789	JAMES CLARKSON, SAM CLARKSON,	SHAFFER CREEK	06N02E2										7							7
Right	65 7604	KENNETH N GORDON,	SHAFFER CREEK	06N02E2								1	2								3
Right	65 9543	ROBERT HISAW, HESTER L HISAW,	SHAFFER CREEK	06N02E2								7	1								8
Right	65 9584	SAM CLARKSON,	SHAFFER CREEK	06N02E2										2							2
Rec	65 1151	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SPRING	06N02E2						14	6.3	16	0.1								36.4

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total	
Rec	65 2070	JOHN HASBROUCK,	COUGAR GULCH CREEK, SHORT GULCH CREEK	07N02E23								2									2	
Claim	65 7851	DALE A HANSON,	GROUND WATER	07N02E23									7								7	
Rec	65 12171A	KENNETH L STEPHENSON,	GROUND WATER	07N02E23									0.5								0.5	
Rec	65 12171B	EDWIN R MAKI,	GROUND WATER	07N02E23									0.5								0.5	
Rec	65 7851	DALE A HANSON,	GROUND WATER	07N02E23									7								7	
Right	65 12171	KENNETH L STEPHENSON, EDWIN R MAKI,	GROUND WATER	07N02E23									1								1	
Right	65 7851	MYRTLE L R HANSEN, ARTHUR L HANSEN,	GROUND WATER	07N02E23									7								7	
Claim	65 8382	MARGARET DRAKE,	LITTLE JACKASS CREEK	07N02E23	10																10	
Rec	65 8382	MARGARET DRAKE,	LITTLE JACKASS CREEK	07N02E23	10																10	
Right	65 8382	CALVIN C DRAKE,	LITTLE JACKASS CREEK	07N02E23	10																10	
Claim	65 10747	D R & J INVESTMENTS LIMITED PARTNERSHIP	PAYETTE RIVER	07N02E23													2		39	1	42	
Claim	65 10853	JOHN H THORNTON, W JUNE THORNTON,	PAYETTE RIVER	07N02E23				6													8	
Claim	65 12305	ROBERT W GAVIN,	PAYETTE RIVER	07N02E23														1			1	
Claim	65 2448	ROBERT C DRAKE, MARGARET L DRAKE,	PAYETTE RIVER	07N02E23			24					12						9			45	
Claim	65 2540	D R & J INVESTMENTS LIMITED PARTNERSHIP	PAYETTE RIVER	07N02E23													2		39	1	42	
Claim	65 2604	ROBERT C DRAKE, MARGARET L DRAKE,	PAYETTE RIVER	07N02E23			24					12						9			45	
Claim	65 2674	LINDA SUE REAY, DAVID B REAY,	PAYETTE RIVER	07N02E23					1												1	
Claim	65 2694	MARGARET DRAKE,	PAYETTE RIVER	07N02E23	16																16	
Claim	65 2728	JOHN A FRY & SONS,	PAYETTE RIVER	07N02E23											27	38					65	
Claim	65 7057	ELTINGE HASBROUCK, JOHN HASBROUCK,	PAYETTE RIVER	07N02E23							7	10									17	
Claim	65 7098	DAVID B REAY, LINDA SUE REAY,	PAYETTE RIVER	07N02E23					2												2	
Claim	65 7508	DAVID B REAY, LINDA SUE REAY,	PAYETTE RIVER	07N02E23						1		2									3	
Claim	65 7928	VERLINE M GULLICK, ANDREW L GULLICK,	PAYETTE RIVER	07N02E23			3														3	
Claim	65 7931	CHARLES C SELF,	PAYETTE RIVER	07N02E23									6								6	
Claim	65 8934	MARGARET DRAKE,	PAYETTE RIVER	07N02E23	10																10	
Rec	65 10747	D R & J INVESTMENTS LIMITED PARTNERSHIP	PAYETTE RIVER	07N02E23													5.7	0.4	27	3	38.1	
Rec	65 10748	D R & J INVESTMENTS LIMITED PARTNERSHIP	PAYETTE RIVER	07N02E23													5.7	0.4	27	3	38.1	
Rec	65 10749	D R & J INVESTMENTS LIMITED PARTNERSHIP	PAYETTE RIVER	07N02E23													5.7	0.4	27	3	38.1	
Rec	65 10853	JOHN H THORNTON, W JUNE THORNTON,	PAYETTE RIVER	07N02E23				6													8	
Rec	65 12305	ROBERT W GAVIN,	PAYETTE RIVER	07N02E23														1			1	
Rec	65 2448	MARGARET L DRAKE, ROBERT C DRAKE,	PAYETTE RIVER	07N02E23			14					11									25	
Rec	65 2532A	D R & J INVESTMENTS LIMITED PARTNERSHIP	PAYETTE RIVER	07N02E23													5.7	0.4	27	3	38.1	
Rec	65 2540	D R & J INVESTMENTS LIMITED PARTNERSHIP	PAYETTE RIVER	07N02E23													5.7	0.4	27	3	38.1	
Rec	65 2604	ROBERT C DRAKE, MARGARET L DRAKE,	PAYETTE RIVER	07N02E23			14					11									28	
Rec	65 2674	LINDA SUE REAY, DAVID B REAY,	PAYETTE RIVER	07N02E23					1												1	
Rec	65 2694	MARGARET DRAKE,	PAYETTE RIVER	07N02E23	16																16	
Rec	65 2728	JOHN A FRY & SONS,	PAYETTE RIVER	07N02E23											27	38					65	
Rec	65 7057	ELTINGE HASBROUCK, JOHN HASBROUCK,	PAYETTE RIVER	07N02E23							7	10									17	
Rec	65 7098	DAVID B REAY, LINDA SUE REAY,	PAYETTE RIVER	07N02E23					2												2	
Rec	65 7508	DAVID B REAY, LINDA SUE REAY,	PAYETTE RIVER	07N02E23						1		2									3	
Rec	65 7928	VERLINE M GULLICK, ANDREW L GULLICK,	PAYETTE RIVER	07N02E23			3														3	
Rec	65 7931	CHARLES C SELF,	PAYETTE RIVER	07N02E23															2		2	
Rec	65 8934	MARGARET DRAKE,	PAYETTE RIVER	07N02E23	10																10	
Right	65 10747	DOUBLE DIAMOND INC,	PAYETTE RIVER	07N02E23													6		2	31	1	42
Right	65 10853	JOHN H THORNTON, W JUNE THORNTON,	PAYETTE RIVER	07N02E23				6													8	
Right	65 12305	ROBERT W GAVIN,	PAYETTE RIVER	07N02E23			1														1	
Right	65 2448	GLORIA Y ROBERTS, CLAYTON WATSON ROBERTS,	PAYETTE RIVER	07N02E23			14					11									25	
Right	65 2540	DOUBLE DIAMOND INC,	PAYETTE RIVER	07N02E23													8		2	31	1	42
Right	65 2604	KENNETH T ROBERTS, CLAYTON WATSON, GAVIN,	PAYETTE RIVER	07N02E23			14					11									25	
Right	65 2674	LINDA SUE REAY, DAVID B REAY,	PAYETTE RIVER	07N02E23					1												1	
Right	65 2694	CALVIN C DRAKE,	PAYETTE RIVER	07N02E23	16																16	
Right	65 2728	JOHN A FRY & SONS,	PAYETTE RIVER	07N02E23											27	38					65	
Right	65 2869	DR & J INVESTMENTS LP,	PAYETTE RIVER	07N02E23													6	1.4	28.5	3	38.9	
Right	65 7057	ELTINGE HASBROUCK, JOHN HASBROUCK,	PAYETTE RIVER	07N02E23							7	10									17	
Right	65 7098	DAVID B REAY, LINDA SUE REAY,	PAYETTE RIVER	07N02E23					2												2	
Right	65 7508	LINDA SUE REAY, DAVID B REAY,	PAYETTE RIVER	07N02E23						1		2									3	
Right	65 7928	VERLINE M GULLICK, ANDREW L GULLICK,	PAYETTE RIVER	07N02E23			3														3	
Right	65 7931	CHARLES C SELF,	PAYETTE RIVER	07N02E23															2		2	
Right	65 8934	CALVIN C DRAKE,	PAYETTE RIVER	07N02E23	10																10	

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	65 9527	VENITA BOWERS, FRANK BOWERS,	GROUND WATER	07N02E26							1										1
Permit	65 13831	LYNN MAXWELL, HOWARD MAXWELL,	GROUND WATER	07N02E26													40				40
Rec	65 9527	VENITA BOWERS, FRANK BOWERS,	GROUND WATER	07N02E26							1										1
Right	65 9527	VENITA BOWERS, FRANK BOWERS,	GROUND WATER	07N02E26							1										1
Claim	65 10747	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E26	13	40	39	3	23			22	9				14				183
Claim	65 10749	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E26	11																11
Claim	65 2532A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E26									8			11	19	15			53
Claim	65 2532B	HORSHOE BEND HYDROELECTRIC CO,	PAYETTE RIVER	07N02E26									2			14					18
Claim	65 2540	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E26	13	40	39	3	23			22	9				14				163
Claim	65 2663A	ALLEN R DRAKE, CATHERINE M DRAKE,	PAYETTE RIVER	07N02E26							4										4
Claim	65 2663B	HORSHOE BEND HYDROELECTRIC CO,	PAYETTE RIVER	07N02E26										6							6
Claim	65 2728	JOHN A FRY & SONS,	PAYETTE RIVER	07N02E26						27											27
Rec	65 10747	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E26	28	39	38	3.5	19			19	19			18		28	8.3		219.8
Rec	65 10748	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E26	28	39	38	3.5	19			19	19			18		28	8.3		219.8
Rec	65 10749	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E26	28	39	38	3.5	19			19	19			18		28	8.3		219.8
Rec	65 2532A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E26	28	39	38	3.5	19			19	19			18		28	8.3		219.8
Rec	65 2532B	HORSHOE BEND HYDROELECTRIC CO,	PAYETTE RIVER	07N02E26									2			14					16
Rec	65 2540	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E26	28	39	38	3.5	19			19	19				28	8.3			219.8
Rec	65 2663A	CATHERINE M DRAKE, ALLEN R DRAKE,	PAYETTE RIVER	07N02E26							4										4
Rec	65 2663B	HORSHOE BEND HYDROELECTRIC CO,	PAYETTE RIVER	07N02E26										6							6
Rec	65 2728	JOHN A FRY & SONS,	PAYETTE RIVER	07N02E26						27											27
Right	65 10747	DOUBLE DIAMOND INC,	PAYETTE RIVER	07N02E26	13	35	32	3	19			16	9				14				141
Right	65 10749	DOUBLE DIAMOND INC,	PAYETTE RIVER	07N02E26	11																11
Right	65 2532A	DOUBLE DIAMOND INC,	PAYETTE RIVER	07N02E26									8			11	19	15			53
Right	65 2532B	HORSESHOE BEND HYDROELECTRIC CO,	PAYETTE RIVER	07N02E26									2			14					16
Right	65 2540	DOUBLE DIAMOND INC,	PAYETTE RIVER	07N02E26	13	35	32	3	19			16	9				14				141
Right	65 2663	ALLEN R DRAKE,	PAYETTE RIVER	07N02E26							4				6						10
Right	65 2728	JOHN A FRY & SONS,	PAYETTE RIVER	07N02E26						27											27
Right	65 2869	DR & J INVESTMENTS LP,	PAYETTE RIVER	07N02E26	28	39	38	3.5	19			21.1	19.6			18		28	8.3		222.5
Rec	65 2138	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PETERSON GULCH CREEK	07N02E26	28	39	38	3.5	19			2.1	19			18		28	8.3		202.9
Claim	65 10746	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PORTER CREEK	07N02E26	11								9								20
Claim	65 3103	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PORTER CREEK	07N02E26	13	40	39	3	23			22					14				154
Rec	65 3103	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PORTER CREEK	07N02E26	28	39	38	3.5	19			19	19			18		28	8.3		219.8
Right	65 3103	DOUBLE DIAMOND INC,	PORTER CREEK	07N02E26	24	35	32	3	19			16	9				14				152
Claim	65 11393A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAFER CREEK	07N02E26									8			11	17	10			46
Claim	65 11393B	HORSHOE BEND HYDROELECTRIC CO,	SHAFAER CREEK	07N02E26									2			14					16
Rec	65 11393A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAFAER CREEK	07N02E26	28	39	38	3.5	19			19	19			18		28	8.3		219.8
Rec	65 11393B	HORSHOE BEND HYDROELECTRIC CO,	SHAFAER CREEK	07N02E26									2			14					16
Rec	65 1317	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAFAER CREEK	07N02E26	28	39	38	3.5	19			19	19			18		28	8.3		219.8
Right	65 11393	DOUBLE DIAMOND INC,	SHAFAER CREEK	07N02E26									10			25	17	10			62
Claim	65 7644	VENITA BOWERS, FRANK BOWERS,	SPRING	07N02E26							1										1
Rec	65 1151	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SPRING	07N02E26	28	39	38	3.5	19			2.1	19			18		28	8.3		202.9
Rec	65 7644	FRANK BOWERS, VENITA BOWERS,	SPRING	07N02E26								1									1
Right	65 7644	VENITA BOWERS, FRANK BOWERS,	SPRING	07N02E26							1										1

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NE	NW	SE	SW	ENE	ENW	NWN	SWN	SEN	NES	NWS	SWS	SEN	NESE	NWSE	SWSE	SESE	Total
Right	65 7881	FERNELLA MC KEAN, NOEL MC KEAN,	COTTONWOOD CREEK	07N02E34																3		3
Claim	65 10744	MARY COOPER,	GROUND WATER	07N02E34	1																	1
Claim	65 10832	IVA E WEBSTER,	GROUND WATER	07N02E34			1												3			4
Claim	65 10833	IVA E WEBSTER,	GROUND WATER	07N02E34			4															4
Claim	65 11325A	RAY MAY, TAMMIE MAY,	GROUND WATER	07N02E34		1																1
Claim	65 11325B	DORIS C JONES CONRAD,	GROUND WATER	07N02E34		2																2
Claim	65 12051	SCHOOL DISTRICT NUMBER 73,	GROUND WATER	07N02E34		3																3
Claim	65 12121	DIANA L HERBERT, LARRY D HERBERT,	GROUND WATER	07N02E34	0.8																	0.8
Claim	65 7951	DENNIS M WOODS, VONDA R WOODS,	GROUND WATER	07N02E34																2		2
Claim	65 7956	KENNETH W RENFRO, GERALD E RENFRO, PHYLLIS A BARNES, M W	GROUND WATER	07N02E34												5						5
Rec	65 10744	MARY COOPER,	GROUND WATER	07N02E34	1																	1
Rec	65 10832	IVA E WEBSTER,	GROUND WATER	07N02E34			1												3			4
Rec	65 10833	IVA E WEBSTER,	GROUND WATER	07N02E34			4															4
Rec	65 11325A	TAMMIE MAY, RAY MAY,	GROUND WATER	07N02E34		1																1
Rec	65 11325B	DORIS C JONES CONRAD,	GROUND WATER	07N02E34		2																2
Rec	65 12051	HORSESHOE BEND SCHOOL DIST 73,	GROUND WATER	07N02E34		3																3
Rec	65 7951	DENNIS M WOODS, VONDA R WOODS,	GROUND WATER	07N02E34																2		2
Rec	65 7956	KENNETH W RENFRO, GERALD E RENFRO, PHYLLIS A BARNES, M W	GROUND WATER	07N02E34												5						5
Right	65 10744	MARY COOPER,	GROUND WATER	07N02E34	1																	1
Right	65 10832	HELEN H FRYE, HANNAH I HOFF,	GROUND WATER	07N02E34			1												3			4
Right	65 10833	HANNAH I HOFF, HELEN H FRYE,	GROUND WATER	07N02E34			4															4
Right	65 11325	HOWARD T WOODS,	GROUND WATER	07N02E34		3																3
Right	65 12051	SCHOOL DISTRICT NO 73,	GROUND WATER	07N02E34		3																3
Right	65 12121	LARRY D HERBERT,	GROUND WATER	07N02E34	0.8																	0.8
Right	65 7951	VONDA R WOODS, DENNIS M WOODS,	GROUND WATER	07N02E34																2		2
Right	65 7956	MILDRED C RENFRO, MILLARD W RENFRO,	GROUND WATER	07N02E34												5						5
Claim	65 10748	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E34																	5	7
Claim	65 12699	THOMAS A NEWMAN, MARGARET K PAYTON,	PAYETTE RIVER	07N02E34	3				2													5
Claim	65 12699A	RODNEY HALL,	PAYETTE RIVER	07N02E34	0.6																	0.6
Claim	65 2869	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E34					7										35		25	67
Claim	65 7635	SCHOOL DISTRICT NO 73,	PAYETTE RIVER	07N02E34		5																5
Permit	65 2869	DR & J INVESTMENTS LP,	PAYETTE RIVER	07N02E34		35	25			7												67
Rec	65 10747	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E34					12										39	3.8	1.6	34 90.4
Rec	65 10748	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E34					12										39	3.8	1.6	34 90.4
Rec	65 10749	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E34					12										39	3.8	1.6	34 90.4
Rec	65 12699	RODNEY HALL,	PAYETTE RIVER	07N02E34	0.6																	0.6
Rec	65 12699A	RODNEY HALL,	PAYETTE RIVER	07N02E34					0.6													0.6
Rec	65 2532A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E34					12										39	3.8	1.6	34 90.4
Rec	65 2540	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E34					12										39	3.8	1.6	34 90.4
Rec	65 2869	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E34					7										35		25	67
Rec	65 7635	HORSESHOE BEND SCHOOL DIST 73,	PAYETTE RIVER	07N02E34		6																5
Right	65 10748	DOUBLE DIAMOND INC,	PAYETTE RIVER	07N02E34					2												5	7
Right	65 12699A	RODNEY HALL,	PAYETTE RIVER	07N02E34	0.6																	0.6
Right	65 13445	JOAN C COCHRANE, JAMES C COCHRANE,	PAYETTE RIVER	07N02E34				0.5														0.5
Right	65 13469	THOMAS NEWMAN,	PAYETTE RIVER	07N02E34	0.5																	0.5
Right	65 2869	DR & J INVESTMENTS LP,	PAYETTE RIVER	07N02E34					13.9										39	3.8	1.6	34 92.3
Right	65 7635	SCHOOL DISTRICT NO 73,	PAYETTE RIVER	07N02E34		5																5
Rec	65 2138	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PETERSON GULCH CREEK	07N02E34					12										39	3.8	1.6	34 90.4
Rec	65 3103	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PORTER CREEK	07N02E34					12										39	3.8	1.6	34 90.4
Claim	65 11393A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAHER CREEK	07N02E34															18	3	2	37 60
Claim	65 1317	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAHER CREEK	07N02E34					11										10			21
Claim	65 4225	JESS COOPER, KARI REAY COOPER,	SHAHER CREEK	07N02E34																2		2
Claim	65 7779	IVERGENE DEWEY, COLLENE E DEWEY,	SHAHER CREEK	07N02E34																1	7	8
Rec	65 11393A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAHER CREEK	07N02E34					12										39	3.8	1.6	34 90.4
Rec	65 1317	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAHER CREEK	07N02E34					12										39	3.8	1.6	34 90.4
Rec	65 4225	JESS COOPER, KARI REAY COOPER,	SHAHER CREEK	07N02E34																2		2
Rec	65 7779	IVERGENE DEWEY, COLLENE E DEWEY,	SHAHER CREEK	07N02E34																1	7	8
Right	65 11393	DOUBLE DIAMOND INC,	SHAHER CREEK	07N02E34															18	3	2	37 60
Right	65 12816	RICKY L BOZE, JOSEPH L LEWIS,	SHAHER CREEK	07N02E34				0.5														0.5



Idaho Dept. of Water Resources
Place of Use Comparison Report

Right	65 1317	DOUBLE DIAMOND INC,	SHAHER CREEK	07N02E34														10				21
Right	65 4225	LAWRENCE E MARDIS, PHYLLIS F MARDIS,	SHAHER CREEK	07N02E34																2		2
Right	65 7779	COLLENE E DEWEY, IVERGENE DEWEY,	SHAHER CREEK	07N02E34															1	7		8
Claim	65 10834	HATTIE E TRUE, ARTHUR A STONE, WANDA S STONE,	SPRING	07N02E34														2				2
Claim	65 1151	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SPRING	07N02E34																		1
Claim	65 1203	MAXINE M NEWELL, THOMAS B NEWELL,	SPRING	07N02E34															1			1
Rec	65 10834	HATTIE E TRUE, ARTHUR A STONE, WANDA S STONE,	SPRING	07N02E34														2				2
Rec	65 1151	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SPRING	07N02E34														39	3.8	1.6	34	90.4
Rec	65 1203	MAXINE M NEWELL, THOMAS B NEWELL,	SPRING	07N02E34															1			1
Right	65 10834	HATTIE E TRUE, WANDA S STONE, ARTHUR A STONE,	SPRING	07N02E34														2				2
Right	65 1151	DOUBLE DIAMOND RANCH,	SPRING	07N02E34																		1
Right	65 1203	HOWARD M STEPHENSON, MAXINE M STEPHENSON,	SPRING	07N02E34															1			1
Claim	65 10623	SARA DEEN, A O DEEN,	WASTEWATER	07N02E34																	1	1
Rec	65 10623	SARA DEEN, A O DEEN,	WASTEWATER	07N02E34																	1	1
Right	65 10623	A O DEEN, SARA DEEN,	WASTEWATER	07N02E34																	1	1



Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	65 10748	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E35							14			10	9						33
Claim	65 2532A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E35					7												7
Claim	65 2532B	HORSHOE BEND HYDROELECTRIC CO.,	PAYETTE RIVER	07N02E35					7												7
Claim	65 2544	PIONEER CEMETERY ASSN,	PAYETTE RIVER	07N02E35							3										3
Claim	65 2869	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E35							10			16							25
Permit	65 2869	DR & J INVESTMENTS LP,	PAYETTE RIVER	07N02E35												10			15		25
Rec	65 10747	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E35					4.4		19			34	28						85.4
Rec	65 10748	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E35					4.4		19			34	28						85.4
Rec	65 10749	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E35					4.4		19			34	28						85.4
Rec	65 2532A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E35					4.4		19			34	28						85.4
Rec	65 2532B	HORSHOE BEND HYDROELECTRIC CO.,	PAYETTE RIVER	07N02E35					7												7
Rec	65 2540	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E35					4.4		19			34	28						85.4
Rec	65 2544	PIONEER CEMETERY ASSN,	PAYETTE RIVER	07N02E35							3										3
Rec	65 2869	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PAYETTE RIVER	07N02E35							10			15							25
Right	65 10748	DOUBLE DIAMOND INC,	PAYETTE RIVER	07N02E35							14			10	9						33
Right	65 2532A	DOUBLE DIAMOND INC,	PAYETTE RIVER	07N02E35					7												7
Right	65 2532B	HORSHOE BEND HYDROELECTRIC CO.,	PAYETTE RIVER	07N02E35					7												7
Right	65 2544	PIONEER CEMETERY ASSN,	PAYETTE RIVER	07N02E35							3										3
Right	65 2869	DR & J INVESTMENTS LP,	PAYETTE RIVER	07N02E35					4.4		20.5			34	28						86.9
Rec	65 2138	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PETERSON GULCH CREEK	07N02E35					4.4		19			34	28						85.4
Rec	65 3103	D R & J INVESTMENTS LIMITED PARTNERSHIP,	PORTER CREEK	07N02E35					4.4		19			34	28						85.4
Claim	65 11393A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAFAER CREEK	07N02E35					7		5			15	9						36
Claim	65 11393B	HORSHOE BEND HYDROELECTRIC CO.,	SHAFAER CREEK	07N02E35					7												7
Claim	65 1317	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAFAER CREEK	07N02E35							19			10							29
Rec	65 11393A	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAFAER CREEK	07N02E35					4.4		19			34	28						85.4
Rec	65 11393B	HORSHOE BEND HYDROELECTRIC CO.,	SHAFAER CREEK	07N02E35					7												7
Rec	65 1317	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SHAFAER CREEK	07N02E35					4.4		19			34	28						85.4
Right	65 11393	DOUBLE DIAMOND INC,	SHAFAER CREEK	07N02E35					14		5			15	9						43
Right	65 1317	DOUBLE DIAMOND INC,	SHAFAER CREEK	07N02E35							19			10							29
Rec	65 1151	D R & J INVESTMENTS LIMITED PARTNERSHIP,	SPRING	07N02E35					4.4		19			34	28						85.4

Claim No(s): 65-01151,
65-02138, 65-01317,
65-02532A, 65-2540,
65-03103, 65-10747,
65-10748, 65-10749,
65-11393A, 65-2869

T07N, R02E, S23,25,26,35,36
T06N, R02E, S 2

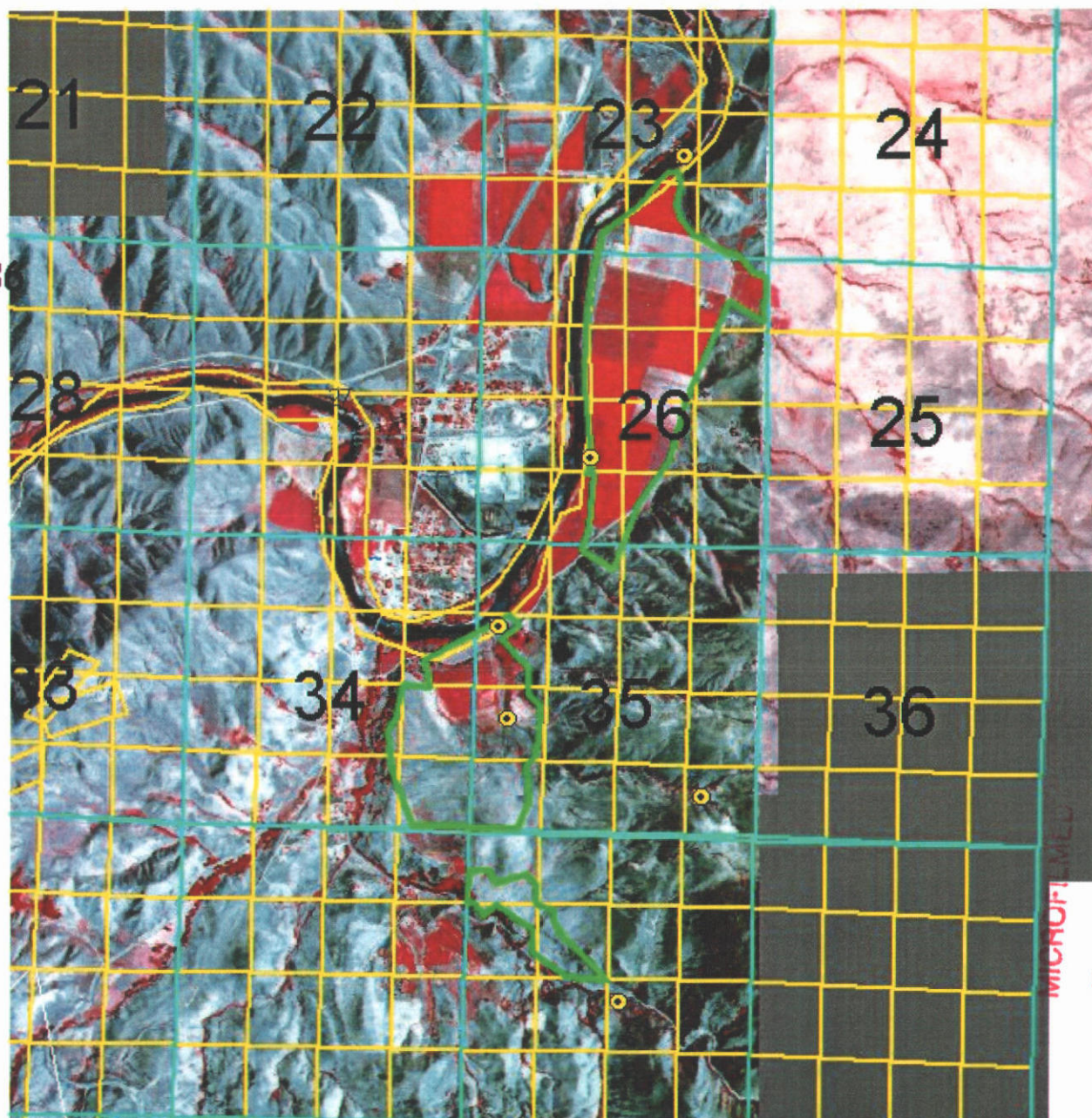
Prepared by: Sue Bock

Date: 1/17/2001

-  Place of Use
-  Point of Diversion
-  Section lines
-  1/4 1/4 lines

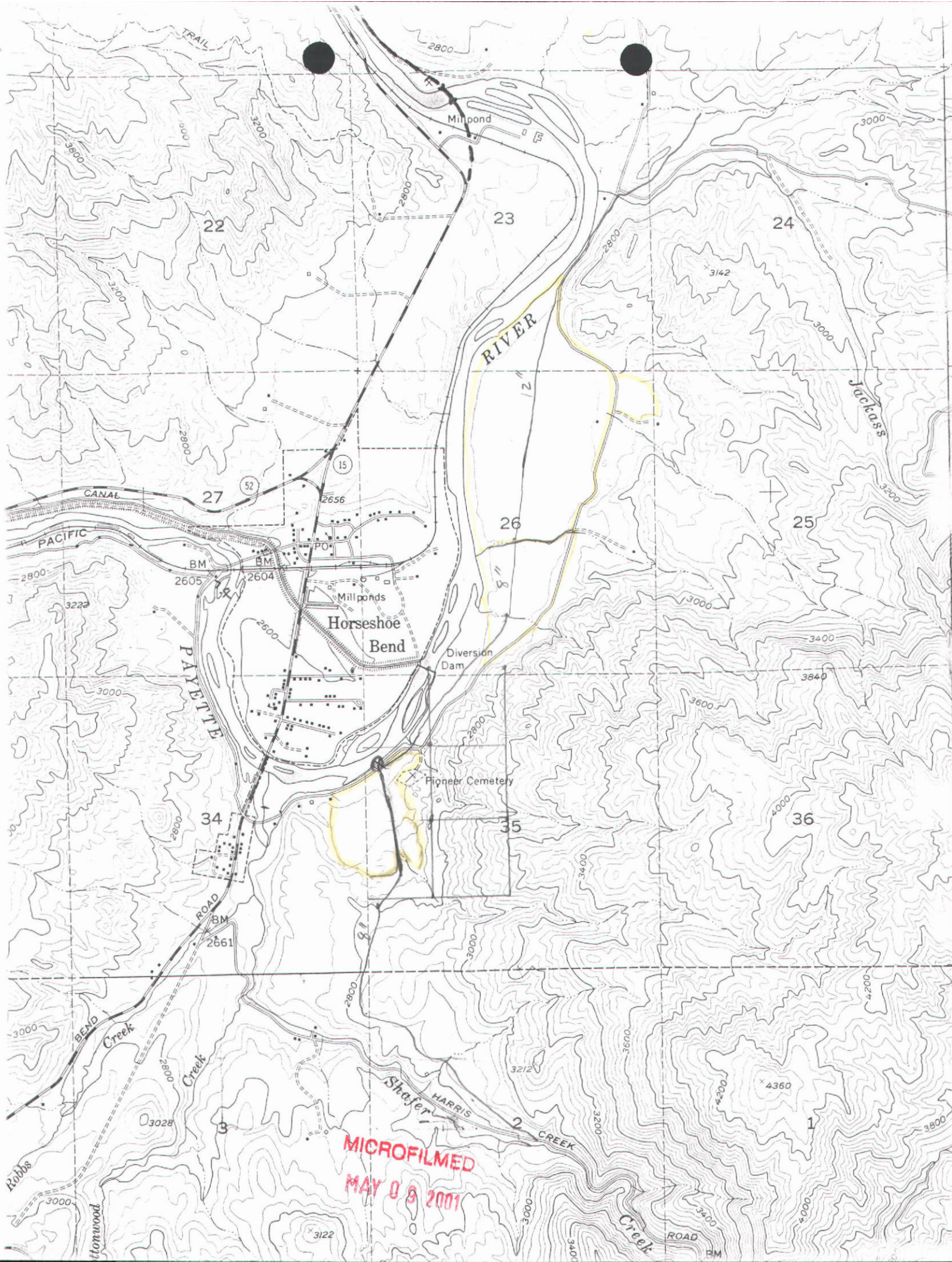


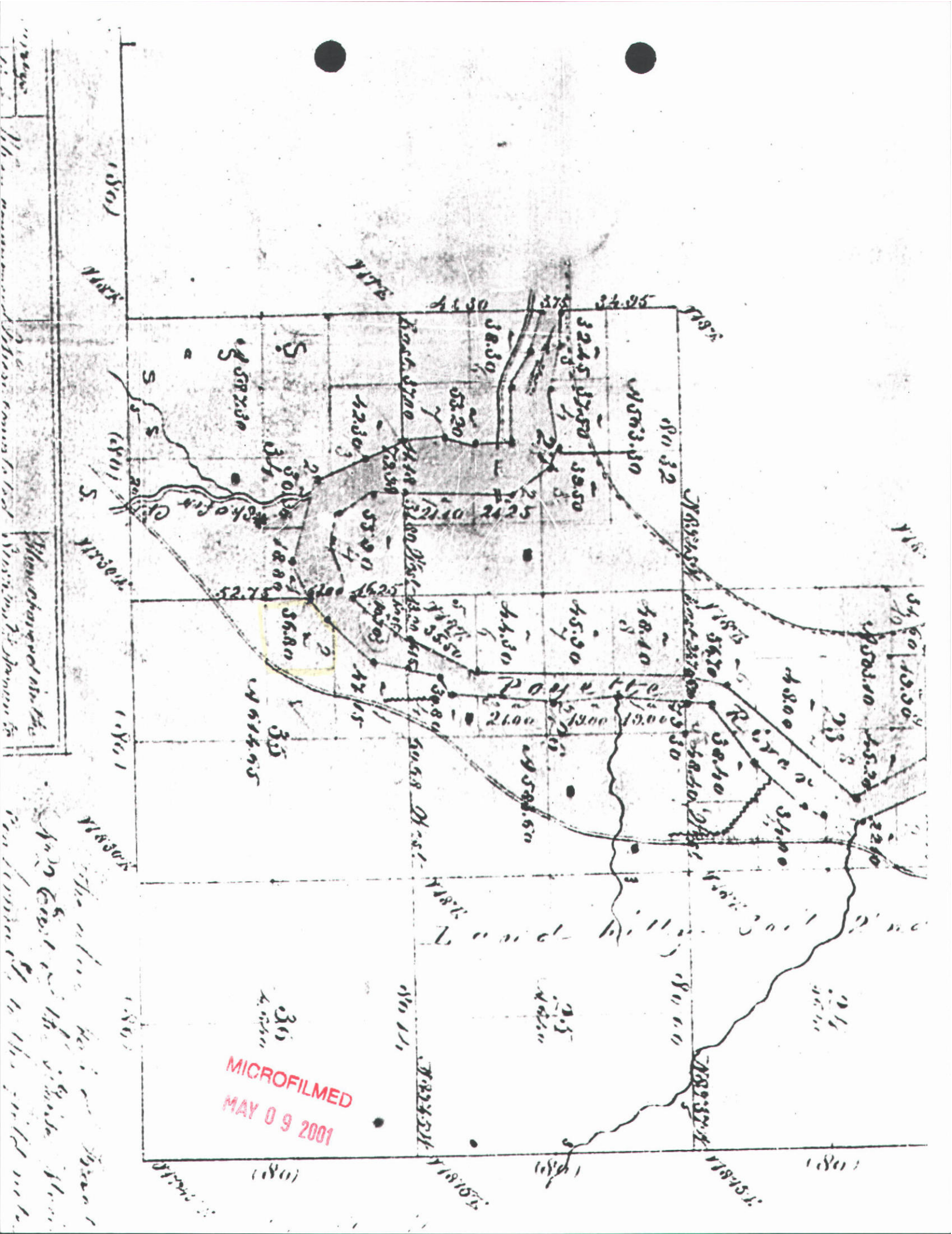
Idaho Dept. of Water Resources



0 0.4 0.8 Miles

MICROFILMED
MAY 09 2001







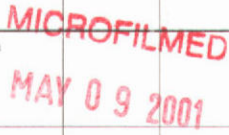
7.5 HP from
River



40 HP
Booster +
Mainline



— P/4
MICROFILMED
MAY 09 2001



KEYPUNCHED

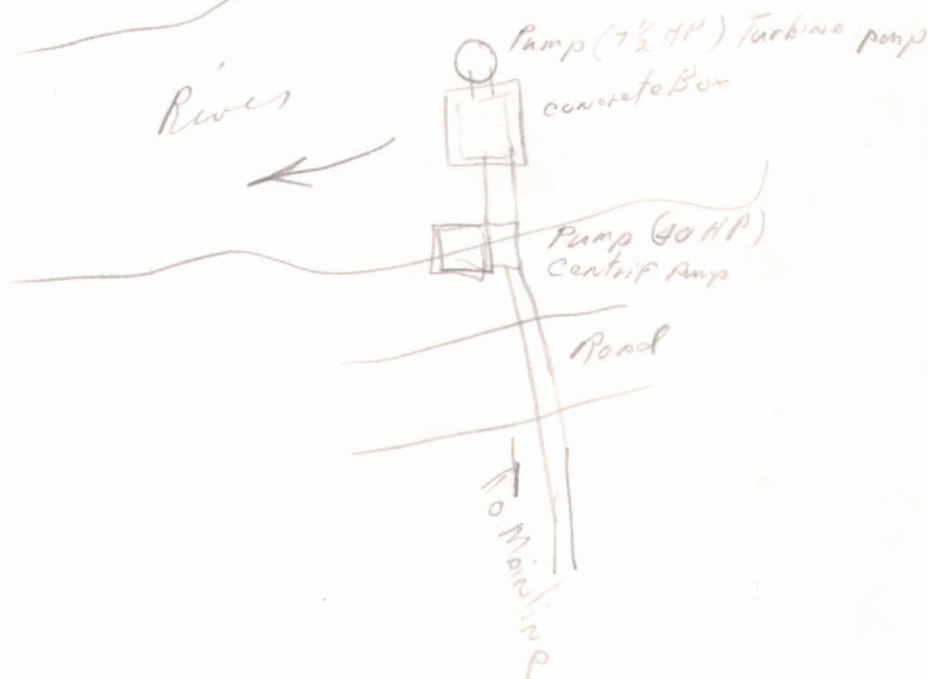
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 33148/65-2869

REPORT ON PROOF OF John M. Garrett

325-8708



MICROFILMED
MAY 09 2001

65-2869

28 27
33 34

33 34
41 3

GARRETT

Twinsburg

MICROFILMED
MAY 09 2001

P.D.

← Land Actually Irrigated



**AFFIDAVIT
OF
PUBLICATION**

STATE OF IDAHO, }
COUNTY OF BOISE, } S.S.

T. R. Adams being

duly sworn, deposes and says: That he is the manager and principal clerk of THE IDAHO WORLD a weekly news paper published at Idaho City, in the County of Boise and state of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication, and was published in the newspaper proper and not in a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issues beginning with July 24, 1969 and ending with the issue of July 31, 1969

Fees \$ T. R. Adams

Subscribed and sworn to before

me this 29 day of October

1969

Richard W. Progan
Clerk District Court

Deputy

RECEIVED

Oct 4 1969

Department of Reclamation

**NOTICE OF EXISTING
WATER PERMIT**

Notice is hereby given that John M. Garrett, Horseshoe Bend, Idaho, has received an approved permit No. 33148 issued by the Idaho State Reclamation Department authorizing the diversion of 1.8 cubic feet per second of water from Payette River, tributary of the Snake River, subject to all prior rights. The priority to be established under this permit is August 24, 1966 and the permit was approved September 12, 1966. Water is to be diverted by pump and diitch from a point within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 7N., R. 2E., B. M. Boise County and is to be used for irrigation in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 7N., R. 2E., B. M.

Proof of the application to beneficial use is to be submitted to the Department on or before September 12, 1969. Any protests against the issuance of a license for the above referenced

permit should be filed with the Department of Reclamation with in ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date of beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Pub. July 24 - 31, 1969

— o — o — o —

33148
65-2869

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit as a galley proof for our review before publication. After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that John M. Garrett, Horseshoe Bend, Idaho, has received an approved permit No. 33148 issued by the Idaho State Reclamation Department authorizing the diversion of 1.8 cubic feet per second of water from Payette River, tributary of the Snake River, subject to all prior rights. The priority to be established under this permit is August 24, 1966 and the permit was approved September 12, 1966. Water is to be diverted by pump and ditch from a point within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 7N., R. 2E., B. M. Boise County and is to be used for irrigation in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 7N., R. 2E., B. M.

Proof of the application to beneficial use is to be submitted to the Department on or before September 12, 1969. Any protests against the issuance of a license for the above referenced

permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date of beneficial use proof is due without further notice.

OK gmb
R. KEITH HIGGINSON
State Reclamation Engineer
Pub. July 24 - 31, 1969

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-02869

Priority: October 01, 1966

Maximum Diversion Rate: 0.86 CFS
Maximum Diversion Volume: 394.0 AF

It is hereby certified that DR & J INVESTMENTS LP
8973 W STATE ST
BOISE ID 83703 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated August 24, 1966; and has
submitted Proof of Beneficial Use on October 20, 1969. An examination indicates that the works have a
diversion capacity of 0.86 cfs of water from:

SOURCE

PAYETTE RIVER

Tributary: SNAKE RIVER

and a water right has been established as follows.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/15 to 10/31	0.86 CFS	394.0 AF

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L2 SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Twp 07N, Rge 02E, B.M., 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	
06N 02E 2						14.0	6.3	16.0	1								36.4
						L 4											
07N 02E 23												6.0		1.4	28.5	3.0	38.9
07N 02E 26	28.0	39.0	38.0	3.5	19.0			21.1	19.6			18.0		28.0	8.3		222.5
07N 02E 34				13.9									39.0	3.8	1.6	34.0	92.3
07N 02E 35					4.4		20.5		34.0	28.0							86.9

Total Acres: 477

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 65
2. This right is limited to the irrigation of 92 acres within the place of use described above in a single irrigation season.
3. Right 65-10748 is also diverted through the point of diversion described above.

MICROFILMED
MAY 09 2001

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-02869

4. Rights 65-10748 and 65-02869 when combined shall not exceed a total diversion rate of 0.86 cfs.
5. 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.
6. 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.
7. Rights 65-10747, 65-10748, 65-10749, 65-02532A, 65-02540, 65-02138, 65-03103, 65-11393A, 65-01317, 65-01151 and 65-02869 when combined shall not exceed a total annual maximum diversion volume of 2146.5 af at the field headgate, and the irrigation of 477 acres

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 30TH day of APRIL, 2001.

Acting for


KARL J. DREHER
Director

MICROFILMED
MAY 09 2001

RECEIVED

APR 27 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

Department of Water Resources

(For Licensing Purposes)
WATER RIGHT NO. 65-02869

Date of Priority: October 01, 1966

Maximum Diversion Rate: 0.86 CFS
Maximum Diversion Volume 394.0 AF

Comes now DR & J INVESTMENTS LP
8973 W STATE ST
BOISE ID 83703 and represents to the Director of the Idaho Department
of Water Resources that he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho No. 65-02869, and requests that the permit be changed as follows:

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 10/31	0.86 CFS	394.0 AF

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L2 SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Twp 07N, Rge 02E, B.M., 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	
06N 02E 2						14 0	6 3	16 0	1								36 4
						L 4											
07N 02E 23												6 0		1 4	28 5	3 0	38 9
07N 02E 26	28 0	39 0	38 0	3 5	19 0			21 1	19 6			18 0		28 0	8 3		222 5
07N 02E 34				13 9									39 0	3 8	1 6	34 0	92 3
07N 02E 35					4 4		20 5			34 0	28 0						86 9

Total Acres 477

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 25 day of April, 2001.


(Signature)

MICROFILMED

MAY 09 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-02869

FOR DEPARTMENT USE ONLY
Preliminary check by KW Fee = 50.00 Receipted by [Signature] # C053415 Date 4/20/01

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 65-02869 with the following:

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 65
2. This right is limited to the irrigation of 92 acres within the place of use described above in a single irrigation season
3. Right 65-10748 is also diverted through the point of diversion described above.
4. Rights 65-10748 and 65-02869 when combined shall not exceed a total diversion rate of 0.86 cfs.
5. 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.
6. 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
7. Rights 65-10747, 65-10748, 65-10749, 65-02532A, 65-02540, 65-02138, 65-03103, 65-11393A, 65-01317, 65-01151 and 65-02869 when combined shall not exceed a total annual maximum diversion volume of 2146.5 af at the field headgate, and the irrigation of 477 acres.

Witness my hand this 30TH day of April, 2001.

[Signature]
Acting for KARL J. DREHER
Director

MICROFILMED
MAY 09 2001

OCT 0 9 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.

(Please print or type)

[] Water Right Number(s): Permit ##65-02869; 65-07833
Water Right ##65-01151, 65-01154, 65-01317, 65-02532A,
65-02540, 65-03103, 65-10746, 65-10747, 56-10748,
65-10749, 65-11393, 65-12751, 65-12754
Adjudication Claim ##: 65-01150, 65-01152, 65-03800,
A65-01151, A65-01317, A65-12138, A65-02138, A65-02532A,
A65-02540, A65-03103, A65-03803B, A65-10746, A65-10747,
A65-10748, A65-10749, A65-11393A

[] Name(s): DR & J INVESTMENTS LIMITED PARTNERSHIP

[] Old Mailing Address: 1197 Main Street

Boise, ID 83702

[] New Mailing Address: 8973 W. State Street

Boise, ID 83703

Telephone Number: (208) 853 - 1371

[] Signature(s) of Owner(s) DR HOLDINGS, INC., General Partner

By Donald J. Rumsey
(Include your title if on behalf of company or organization)
Donald J. Rumsey, President

Date: October 5, 2000

MICROFILMED

MAY 0 9 2001

RECEIVED

7/94 (Internet)

JUN 1 - 2000

Department of Water Resources

For Office Use Only
\$25 Filing Fee
Receipt # 1049325
Date 6-1-00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF PERMIT

I, Donald J. Rumsey, a Partner of Double Diamond Ranches, hereby assign to DR & J Investments Limited Partnership, a Nevada limited partnership,
of, 1197 Main Street, Boise, ID 83702 208-245-2127 853-1371
(Full Address) (Phone)

All my right, title, and interest in and to Permit No. 65-82800 to appropriate the public waters of the State of Idaho.

QJ (for partial assignments)

The following described portion of my right, title, and interest in and to Permit No. _____ to appropriate the public waters of the State of Idaho. (Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision, point of diversion location, and the amount of water in cubic feet per second.)

Made this first day of January, 2000, to xxxxxxx
Double Diamond Ranches

Donald J. Rumsey
Permit Holder Donald J. Rumsey, Partner

State of Idaho)
County of Ada) ss

On this 21 day of March, 2000, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Debra R. Hernandez
Notary Public residing at
Boise, Idaho

seal

My commission expires: 12-22-2003

MICROFILMED
MAY 09 2001

COPY

RECEIVED

JUN 09 2000

CONSENT TO ACTION OF SOLE DIRECTOR IN LIEU OF
ORGANIZATIONAL MEETING

WATER RESOURCES
WESTERN REGION

OF
DR HOLDINGS, INC.

RECEIVED

JUN 1 - 2000

* * * * *

Department of Water Resources

THE UNDERSIGNED sole director of DR HOLDINGS, INC., a Nevada corporation, hereby consents to, adopts, ratifies and approves in writing the following corporate actions, without a meeting, pursuant to the provisions of Title 7, Chapter 78, Nevada Revised Statutes:

INITIAL FORMATION OF CORPORATION:

BE IT HEREBY RESOLVED, that the Articles of Incorporation of the Corporation, as filed, are approved and adopted and shall be inserted in the minute book of the Corporation, together with the Certificate of Incorporation issued by the Secretary of State of Nevada on December 31, 1998.

BE IT FURTHER RESOLVED, that the form of Bylaws for the regulation of the affairs of the Corporation, approved and adopted this date, shall be filed in the corporate minute book.

CONFIRMATION OF SOLE DIRECTOR:

BE IT FURTHER RESOLVED, that the following person, who is named as the initial sole director in the Articles of Incorporation, is hereby ratified and confirmed as the sole director of this Corporation, to serve for the ensuing year or until his successor shall have been elected and qualified:

DONALD J. RUMSEY

ELECTION OF OFFICERS:

BE IT FURTHER RESOLVED, that the following persons are elected as officers of the Corporation, to serve for the ensuing year or until their successors shall have been elected and qualified:

President:
Vice President:
Secretary:
Treasurer:

DONALD J. RUMSEY
DONALD J. RUMSEY
LEECHA R. HERNANDEZ
DONALD J. RUMSEY

MICROFILMED
MAY 09 2001

CONDUCT OF CORPORATE BUSINESS:

BE IT FURTHER RESOLVED, that the secretary of this corporation shall procure all such record books, transfer books, books of account, stationery, and other office supplies as may be necessary, for the proper conduct of this corporation's business; that the form of stock certificate attached to this Consent is adopted as the stock certificate of the Corporation; and that the form of corporate seal that is impressed hereon, or an impression of which is attached to this Consent, is adopted as the corporate seal of the Corporation.

BE IT FURTHER RESOLVED, that the secretary be, and hereby is authorized and directed to pay out of any funds belonging to this corporation the expenses incurred in connection with its incorporation and for the supplies ordered or to be purchased in connection with the organization of the corporation and the establishment of its business, and such other obligations, if any, as the corporation has incurred incidental to its organization.

BE IT FURTHER RESOLVED, that this corporation shall open a bank account for the general banking business of this corporation with a banking institution in the State of Nevada or in any other state, as the officers of this corporation may deem appropriate, and the standard banking resolution used by said bank for a corporate account is hereby adopted as if said resolution had been set forth herein in full; and that the officers of this Corporation are hereby authorized and directed to execute all necessary forms of corporate resolution of authority for bank accounts and borrowings with said banking institution.

ORIGINAL STOCK ISSUE:

BE IT FURTHER RESOLVED, that, for good and valuable consideration, the receipt of which is hereby acknowledged, the Corporation shall issue shares of common stock pursuant to that certain Subscription and Investment Agreement dated December 31, 1998, as set forth below:

SUBSCRIBER	VOTING SHARES:	NONVOTING SHARES:
DONALD J. RUMSEY	100	900

DR & J PROPERTIES L.P.:

WHEREAS, this Corporation and Donald J. Rumsey have agreed to enter into and execute that certain Agreement of Limited Partnership dated January 1, 1999 (the "Agreement"), wherein this Corporation will contribute certain assets to DR & J Properties L.P., a Nevada limited partnership (the "Partnership") in exchange for a one percent (1.0%) general partner interest in said Partnership; and

MAY 09 2001

WHEREAS, pursuant to such Agreement, this Corporation will become the sole General Partner of said Partnership and as such, will assume all of the rights, duties and obligations of a General Partner as set forth in said Agreement;

NOW, THEREFORE, BE IT HEREBY RESOLVED, that, effective January 1, 1999, the officers of this Corporation be, and they hereby are authorized and empowered to enter into and execute the Agreement wherein this Corporation will become the sole General Partner of said Partnership and shall assume all of the rights, duties and obligations of a General Partner as set forth in said Agreement.

BE IT FURTHER RESOLVED, that thereafter the officers of this Corporation be, and they hereby are authorized and empowered to conduct the business of said Partnership as its General Partner, consistent with all the rights and powers granted to a General Partner under the Agreement and acting in the fiduciary capacity as described therein.

DR & T PROPERTIES L.P.:

WHEREAS, this Corporation and Donald J. Rumsey have also agreed to enter into and execute that certain Agreement of Limited Partnership dated January 1, 1999 (the "Agreement"), wherein this Corporation will contribute certain assets to DR & T Properties L.P., a Nevada limited partnership (the "Partnership") in exchange for a one percent (1.0%) general partner interest in said Partnership; and

WHEREAS, pursuant to such Agreement, this Corporation will become the sole General Partner of said Partnership and as such, will assume all of the rights, duties and obligations of a General Partner as set forth in said Agreement;

NOW, THEREFORE, BE IT HEREBY RESOLVED, that, effective January 1, 1999, the officers of this Corporation be, and they hereby are authorized and empowered to enter into and execute the Agreement wherein this Corporation will become the sole General Partner of said Partnership and shall assume all of the rights, duties and obligations of a General Partner as set forth in said Agreement.

BE IT FURTHER RESOLVED, that thereafter the officers of this Corporation be, and they hereby are authorized and empowered to conduct the business of said Partnership as its General Partner, consistent with all the rights and powers granted to a General Partner under the Agreement and acting in the fiduciary capacity as described therein.

FURTHER ACTIONS:

BE IT FURTHER RESOLVED, that the officers of this Corporation be, and they hereby are, authorized and empowered to enter into and execute contracts, leases,

MAY 09 2001

agreements and other legal documents of whatever kind or nature, specifically including agreements of limited partnership, as may be agreed to be necessary in the course of business, and that thereafter the Corporation shall be authorized to perform according to the same.

DATED this 31st day of December, 1998.

SOLE DIRECTOR:


DONALD J. RUMSEY

MICROFILMED

MAY 8-9 2001

CONSENT TO ACTION OF SOLE DIRECTOR IN LIEU
OF ORGANIZATIONAL MEETING D 4

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

RECEIVED
MAY 15 1973

I, John M. Garrett, hereby assign to Don Rumsey of Horseshoe Bend, Idaho

Address

CHECK ONE

☒ All my right, title, and interest, in and to Permit No. 65-2869 to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit No. _____ to appropriate the public waters of the State of Idaho. (Describe that portion of the permit being assigned by listing the acreage within each 40-acre subdivision, the point of diversion and the amount of water in cubic feet per second for direct diversion, or acre feet for storage.)

Made this 14 day of May, 1973.

John M. Garrett
Permit Holder

Vera S. Garrett
Spouse of Permit Holder

State of Idaho)
County of Valley) ss.

On this 14 day of May, 1973, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Frances E. Kimbrough
Notary Public residing at
Donnelly, Idaho
83615

My commission expires: 1977

65 2869

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF REINSTATEMENT OF PERMIT NO.)
33148/65-2869 in the name of JOHN M. GARRETT)

ORDER OF REINSTATEMENT

WHEREAS, John M. Garrett applied to the Department of Reclamation on August 24, 1966, for a permit to appropriate the public waters of the State of Idaho; and,

WHEREAS, the application proposed the diversion of 1.8 cubic feet per second of water from the Payette River in Sec. 35, T. 7 N, R. 2 E, B. M., Boise County, Idaho; and,

WHEREAS, on September 12, 1966, Permit No. 33148/65-2869 was approved with the conditions that the whole of said work be completed, and that proof of the application of the water to beneficial use be submitted, on or before September 12, 1969; and,

WHEREAS, on July 1, 1969, the Department of Reclamation forwarded to the permit holder an order modifying the requirements for completion of Permit No. 33148/65-2869 as adopted under the Rules of Practice and Procedure on August 1, 1968; and,

WHEREAS, on July 1, 1969, the permit holder was notified by certified mail that he was required to submit proof of the application of the water to beneficial use and was instructed as to the steps to be taken to make that proof; and,

WHEREAS, on October 2, 1969, the permit holder was notified by the Department of Reclamation that the permit had lapsed for failure to submit proof of beneficial use of the water; and,

WHEREAS, on October 20, 1969, the Department of Reclamation received the required proof of beneficial use of the water; and,

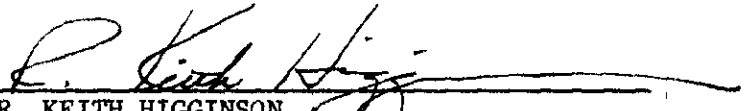
WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of lapsing; and,

WHEREAS, submission of an affidavit of proof of application of the water to beneficial use is considered as a reasonable showing as to why the permit should be reinstated;

33148
65-2869

THEREFORE, IT IS HEREBY ORDERED that Permit No. 33148/65-2869 be REINSTATED and the priority reduced to October 1, 1966.

Dated this 3RD day of NOVEMBER, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

33148
65-2865

Identification No. _____

Permit No. 33148/65-2869

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder JOHN M. GARRETT
b) Post Office Address Horseshoe Bend, Idaho
2. Permit Number 33148/65-2869
3. Date of Priority that you are prepared to establish August 31, 1966
4. a) Source from which water was appropriated Payette River
b) Location of the point of diversion: SW 1/4 NW 1/4, Section 35
Township 7 N, Range 2 E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
amount .90 for Irrigation purposes from July 1 to Oct. 15 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.90 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Pump design for 135". 90" license already at this point of diversion
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works. _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Pump & pipeline into open ditches
b) Describe the type and size of measuring device which you have installed at your point of diversion: Not required under permit
c) Give well drillers name and address and date the well was completed _____

ELAM TYPE 10

11-4-69

JMS

33148
65-2869

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7 N	2 E	34				7									35	25			67
		35							10				15						25

Total number of acres irrigated 92 ^{OK}

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

10/20/69 (Date) John M. Garrett (Signature)

State of IDAHO)
County of ADA) ss.

On this 20th day of October, 1969, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

C. Stephen Reed
Notary Public residing at BOISE, IDAHO

My commission expires May 1, 1972

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 33148)

in the name of John M. Garrett)

Horseshoe Bend, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

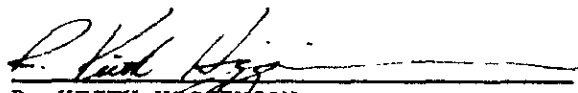
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 33148 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before September 12, 1969. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this 23RD day of JUNE, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

33148

✓ 33148
65-2.1

Application For Permit To Appropriate the Public Waters of the State of Idaho

ASSIGNED TO: Don Rumsey
Horseshoe Bend, Idaho 83629

APPLICATION No. 41349
PERMIT No. 33148
DISTRICT No.

1. Name of Applicant: John M. Garrett

Postoffice address: Horseshoe Bend

County: Boise

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand: \$300.00

(b) Treasury stock:

(c) Bond to be issued:

(d) Other resources: 1600 acres of land.

2. Quantity of water claimed: 1.3

cubic feet per second.

3. Source of water supply: Payette River

which is a tributary of Snake River.

4. Location of point of diversion: 3000

feet distant from the SW

corner of Section 35, T. 7 N, R. 2 E, B.M., and is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$

of section 35, T. 7 N, R. 2 E, B. M., County of Boise

5. Water is to be used for irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 5,000.00

8. Kind of works: pump, pipe and ditch.

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom 2 feet; width at water line 4 feet; depth of water 1 feet;
dimensions of flume:

Diameter of pipe 10 inches; length of conduit miles.

Average grade per mile 0.2' per 100 feet.

12. The time required for the completion of such work is 3 years.

13. The time required for the complete application of the water to the proposed use is -0- additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

/s/ JOHN M. GARRETT

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: August 24, 1966 8:00 A.M.

Returned to applicant for correction:

Corrected application received: August 31, 1966 8:00 A.M.

Approval of State Reclamation Engineer

The number of this permit is 33148

Recorded in Book 116 Page 33148 Approved September 12, 1966

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before March 12, 1968

The whole of said work to be completed on or before September 12, 1969

Beneficial use of water appropriated in accordance herewith, to be made on or before Sept ember 12, 1969

WITNESS My hand this 12th day of September, 1966

/s/ R. KEITH HIGGINSON
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, _____ ROBERT E. SMYLLIE _____, Governor of the State of Idaho,
and _____ LOUIS E. CLAPP _____, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this.....12th.....

day of September, 19 66
Countersigned:

STATE OF IDAHO

(SEAL) By /s/ LOUIS E. CLAPP
Secretary of State.

By /s/ ROBERT C. SMYLTIE
Governor.

REMARKS:

14. .

[illegible]

Address all communications to

John M Garrett
P.O. Horse Shoe Bend Idaho

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 41349

Permit No. 33148

District No.

RECEIVED
AUG 31 1966

Department of Reclamation

1. Name of Applicant: John M Garrett
Post Office address Horse Shoe Bend County Boise State Idaho

If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of Capital stock: \$ (c) Amount paid in: \$

(d) Names and addresses of directors:

The financial resources of the applicant are: (a) Cash on hand: \$ 2000

(b) Treasury stock: (c) Bonds to be issued:

(d) Other resources: 1600 acres of land

2. Quantity of water claimed: 1.8 cubic feet per second

3. Source of water supply: PAYETTE RIVER
which is tributary of SNAKE RIVER

4. Location of point of diversion: 3000 feet distant from the SW corner
of Section 35, Twp. 1N, Rge. 2E, B. M., and is in the SW 1/4 of NW 1/4
of Section 35, Twp. 1, Rge. 2 B. M., County of Boise

5. Water is to be used for: Irrigation

6. If for any non-irrigation purpose, give:

(a) Point of use of water: feet distant from corner of Section

Twp., Rge., B. M., in the of Section, Twp., Rge., B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section, Twp., Rge., B. M., in the

of Section, Twp., Rge., B. M.

7. Estimated cost of works: \$ 50000

8. Kind of works: Pump, Pipe & Ditch
(Reservoir, dam, ditch, flume, pipe, etc.)

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam
(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

10. Size of headgate: Width feet; Height feet

11. Ditch: Width at bottom 2 feet; Width at water line 4 feet; Depth of water 1 feet;

Dimensions of flume; Diameter of pipe 10 inches;

Length of conduit miles. Average grade per mile 0.2 feet per 100 feet.

33148

12. The time required for the completion of such work is 3 years.
13. The time required for the complete application of the water to the proposed use is 0 additional years.
14. The land to be irrigated is described in the following tabulation:

(Give irrigable acreage in each 40-acre subdivision)

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7N	2E	35											10				15		25
		34		35	25		7												67
7N	2E	35							10			15							25
		34				7									35	25			67

Total Number of Acres to be Irrigated 92

- 15 Existing water rights and/or valid permits appurtenant to the lands to be irrigated are.

22148

33148

Approval of State Reclamation Engineer

The number of this permit is 33148 SEP 12 1966

Recorded in Book 116 Page 33148 Approved.....
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$..... to be filed before.....

Work to begin on or before November 12, 1966....., and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before March 12, 1968.....

The whole of said work to be completed on or before September 12, 1969.....

Beneficial use of water appropriated in accordance herewith, to be made on or before September 12, 1969.....

Witness my hand this 12th day of September, 1966.....

R. Keith Higgins
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE Governor of the State of Idaho,

and LOUIS E. CLAPP Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 12th day of September, 1966.

Countersigned:

By Louis E. Clapp
Secretary of State

STATE OF IDAHO

By Robert E. Smylie
Governor.

No. 33148

PERMIT

Date of first receipt at office of State
Reclamation Engineer

August 24, 1966
8:00 A.M.

Returned to applicant for correction

Corrected application received

August 31, 1966
8:00 A.M.

Fees, \$ 5.25

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

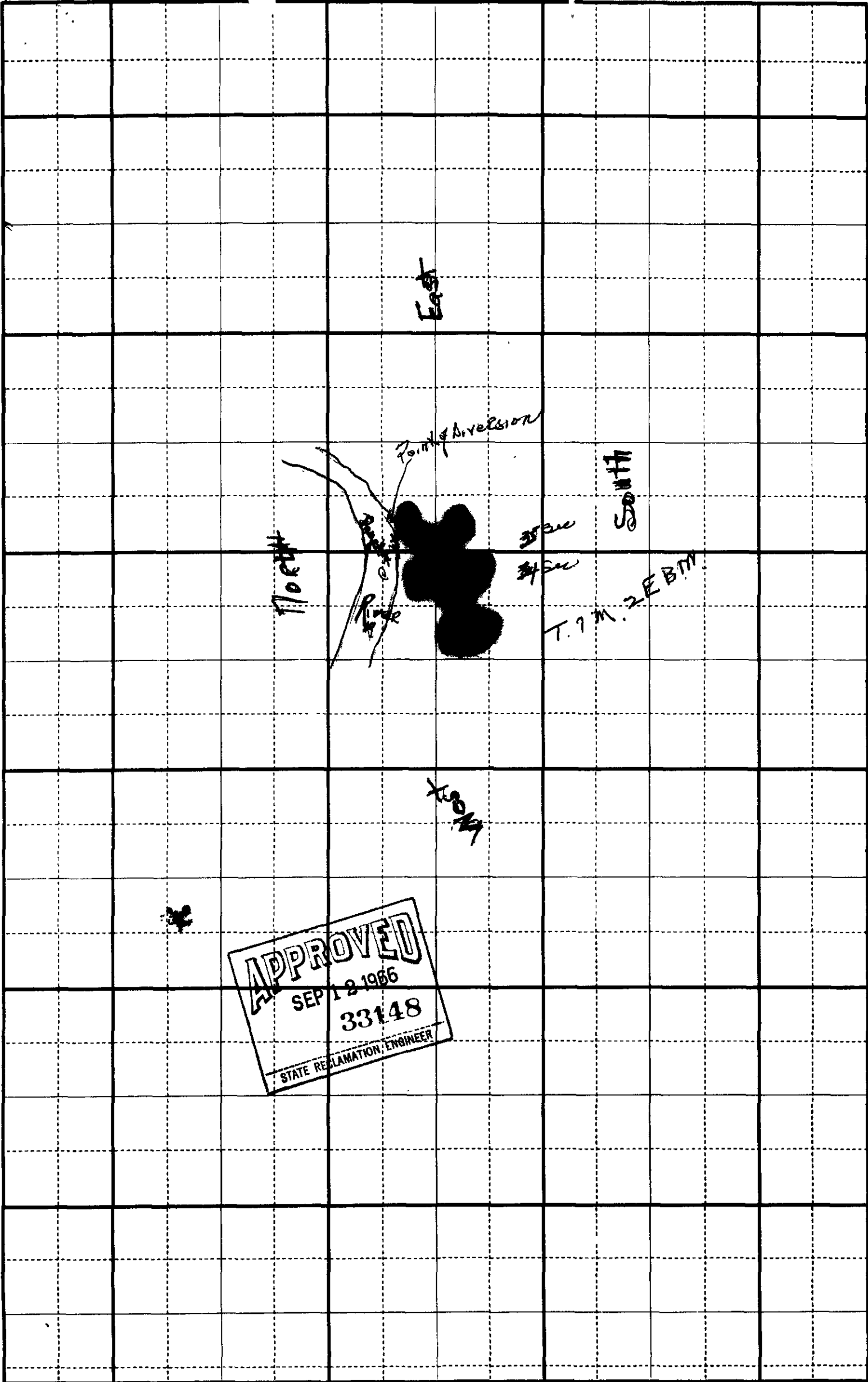
For each additional Sec. Ft. or Fraction

Thereof .25

23148

NAME OF APPLICANT John M. Garrett

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

33148



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 2, 2001

DR & J INVESTMENTS LP
8973 W STATE ST
BOISE ID 83703

RE. License No. 65-2869 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK.klt

Enclosure(s)

MICROFILMED

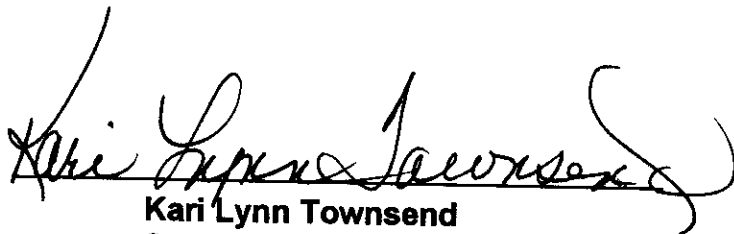
MAY 09 2001

CERTIFICATE OF MAILING

I hereby certify that on May 2, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 65-2869

**DR & J INVESTMENTS LP
8973 W STATE ST
BOISE ID 83703**


**Kari Lynn Townsend
Secretary**

**MICROFILMED
MAY 09 2001**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01 01303 (Rules of Procedure 302 and 303).

**MICROFILMED
MAY 09 2001**

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED
MAY 09 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

April 19, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DR & J INVESTMENTS LP
8973 W STATE ST
BOISE ID 83703

RE Water Right Permit No 65-02869

Dear Permit Holder(s).

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit.

____ Point(s) of Diversion

✓ Place(s) of Use

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days

Please be advised that we have received the application for amendment of Permit 65-07833 but we did not receive the \$50.00 filing fee. I left a message on your phone but thought I would reiterate the message in this letter. We cannot proceed with licensing these permits without the amendments and amendment fees.

If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosure

MICROFILMED
MAY 09 2001

LICENSE REVIEW CHECKLIST

Permit No 65-02869 Date 4-19-01 Reviewer Kay Walker

Change/OK

Name/Address OK

Source OK
Point of Diversion OK

Does change clarify original intended source? If no, void permit
Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use change

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps Right(s): 65-10748 - see back of this page
File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 1.8 cfs
Fee Limit _____ cfs
Measured 0.86 cfs
Theoretical _____ cfs

Recommended Total Diversion Rate 0.86

Water Uses OK

Change (P46)

Season of Use per new Standards

3-15 10-31

Irrigation 0.86 cfs 394 af
Stockwater _____ cfs _____ af
Domestic _____ cfs _____ af
_____ cfs _____ af
_____ cfs _____ af
Total 0.86 cfs 394 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)
overlap spec combined rts (W35)
<1 acre (W31)
Domestic (W01/wb5/070/071/075)
Power (W42 or W43/025/027/R22 or R23)
Fish (042)
Fire (077)
Water Quality (081/R07)
Payette - (W22/047/27A)
Stockwater for US (R37)

Volume Determination

0.86 cfs x 1.9835 x 231 days = 27.5 af (vs) 92 acres x 4.5 (FHR) = 414 af
0.86 = 394 3.5 (con)

Remarks: W27, W35 (0.86, 65-10748), R04, R43, W36, R65

Additional Conditions yes Watermaster Control
yes GW Measurement/Measuring Device
_____ Other
Trust R55 - remove 051
Non-trust (048/049)

GW Dist? _____
Water Msmt Dist? _____
Crt. GWMA? _____
GWMA? _____
Government Lots? _____

Advance Priority? yes If yes, explain why below
no

SRBA Claim? yes - preliminary report sent out

Adjust memo OK

Amend Letters _____ P87, S06

Second Amendment Notice _____ S06

* exam listed 21.1 acres in
NWNW, S26 - should be
SENW, S26.

477 ac x 4.5 = 2146.5 AF ← W35 limit
↑
AC

Overlapping p/u

Sec 25-10747

✓✓✓✓ -10748

✓✓✓✓ -10749

✓✓✓✓ -2532A

✓✓✓✓ -2540

✓✓✓✓ -2138

✓✓✓✓ -3103

✓✓✓✓ -11393A

✓✓✓✓ -1317

✓✓✓✓ -1151

✓ Sec 23.

✓ Sec 26

✓ Sec 34

✓ Sec 35

10746°

4/19/01

Idaho Dept. of Water Resources
Place of Use Comparison Report

Page 1

Type	WR #	Owner	Source	TRS
NENE	NNNE	SNAE	SEHE	NEWI
NNNN	SWNW	SENI	NESS	NWSN
SNWN	SSWN	NESS	NWSE	SNSE
SSSE	SESE	TODE		

Idaho Dept. of Water Resources
Place of Use Comparison Report[illegible]

Idaho Dept. of Water Resources
Place of Use Comparison Report[illegible]

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TDS	NESE	INNE	SWNE	SENE	NENN	INNN	SWNN	SENN	NESW	INSW	SWSW	SESW	NESE	INSE	SWSE	SESE	Total
Claim	65 11363A	D.R. J. INVESTMENTS LIMITED PARTNERSHIP	SHAFER CREEK	07N02E36					7		5		15	3							30
Claim	65 11363B	HOBBSHOF BEND HYDROELECTRIC CO.	SHAFER CREEK	07N02E36					7		18		10								35
Claim	65 1317	D.R. J. INVESTMENTS LIMITED PARTNERSHIP	SHAFER CREEK	07N02E36																	20
Claim	65 11363	DOUBLE DIAMOND INC.	SHAFER CREEK	07N02E36					18		5		15	9							47
Claim	65 1317	DOUBLE DIAMOND INC.	SHAFER CREEK	07N02E36							19		10								29

↓ ↓ ↓ ↓

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

APR 17 2001

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-2869

1. Owner: DR & J Investments LP Phone No. 208-853-1371

Current Address: 8973 W State St, Boise ID 83703

2. Accompanied by: Gene Hess EXAM DATE: 6/4/1998

Address: Horseshoe Bend Phone No. 208-793-2644

Relationship to Permit Holder: Manager in 1998

3. Source: Payette River tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 65-1151, -2138, -1317, -2532A, -2540, -3103, -10747, -10748, -10749, -1393A

2. Other water rights with the same point of diversion: 65-10748

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	2		SW	NW	35	7N	2E	Boise	USGS Quad, SRBA Arc View Photo,
									Field Exam

2. Place(s) of Use:

Indicate Method of Determination same as above

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	2E	2						14	6.3	16	.1								36.4
7N	2E	23												6		1.4	28.5	3	38.9
		26	28	39	38	3.5	19	21.1			19.6			18		28	8.3		222.5
		34				13.9									39	3.8	1.6	34	92.3
		35					4.4		20.5			34	28						86.9

MICROFILMED

MAY 09 2001

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED PHOTOS

X Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

X Aerial Photo Attached (required for irrigation of 10+ acres).

X Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
River Pump	GE	7.5	HEJ 827377	Berkeley	
Booster	Newman	40	R401 4435	Jacuzzi	

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure Gage						

2. Measurements: Sprinkler System: 52 psi, 24 heads, 11/64 & 9/64

46 psi, 38 heads " "

MICROFILMED

MAY 09 2001

E. NARRATIVE/REMARKS/COMMENTS

A partial exam was done in the late 1960's, which described the system, but a measurement was not made. Carter Fritschle conducted another exam in the late 1980's, in which he documented the sprinkler head pressure measurements on the operating system, which consisted of 62 mixed nozzles, 9/64ths" and 11/64ths" in size. He measured pressure at 52 psi on 24 heads and 46 psi on 38 heads. Using the best case scenario: 62 11/64ths" heads @ 52 psi = .86 cfs. The diversion system has already been decreed .80 cfs in the Payette decree and recommended for .80 cfs in the SRBA for decree no. 65-10748. An actual measurement was not made for decree 65-10748...it was decreed for 40 acres at .80 cfs. .06 cfs additional flow rate can be licensed under this right. This right, when used with 65-10748, shall be

limited to .86 cfs system capacity.

This right is used in combination with several other rights and sources for irrigation of a 477 PPU, via a common mainline system, as recently determined in the SRBA. The rights that are also diverted from the Payette River for the same PPU are:

65-2532A 1.3 cfs 60 acre limit

65-2540 3.2 cfs 183 acre limit

65-10747 .8 cfs 183 acre limit

65-10748 .8 cfs 40 acre limit

65-10749 .22 cfs 11 acre limit

Other rights from different sources, but the same PPU include: 65-1152, 65-1317, 65-2138, 65-3103, 65-11393A.

This right is limited to 92 acres irrigation within the 477 PPU.

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED
MAY 09 2001

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

62 heads (11/64ths inch) at 52 psi = .86 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 92 \times 4.5 = 414$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .86 \times 231 \times 1.9835 = 394$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 394$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
Irrigation	3/15	10/31	.86	394
Totals:			.86	394

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Lori Graves - Senior Agent

Field Examiner's Name

Lori Graves

Date

4/13/01

Reviewer _____

Date _____

SEAL

MICROFILMED

MAY 09 2001

Idaho Dept. of Water Resources

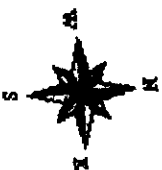
Claim No(s): 65-01151,
 65-02138, 65-01317,
 65-02532A, 65-2540,
 65-03103, 65-10747,
 65-10748, 65-10749,
 65-11393A, 65-2869
 T07N, R02E, S23,25,26,35,36
 T6N, R02E, S 2
 Prepared by: Sue Bock
 Date: 1/17/2001

☐ Place of Use

● Point of Diversion

☒ Section lines

☐ 1/4 1/4 lines

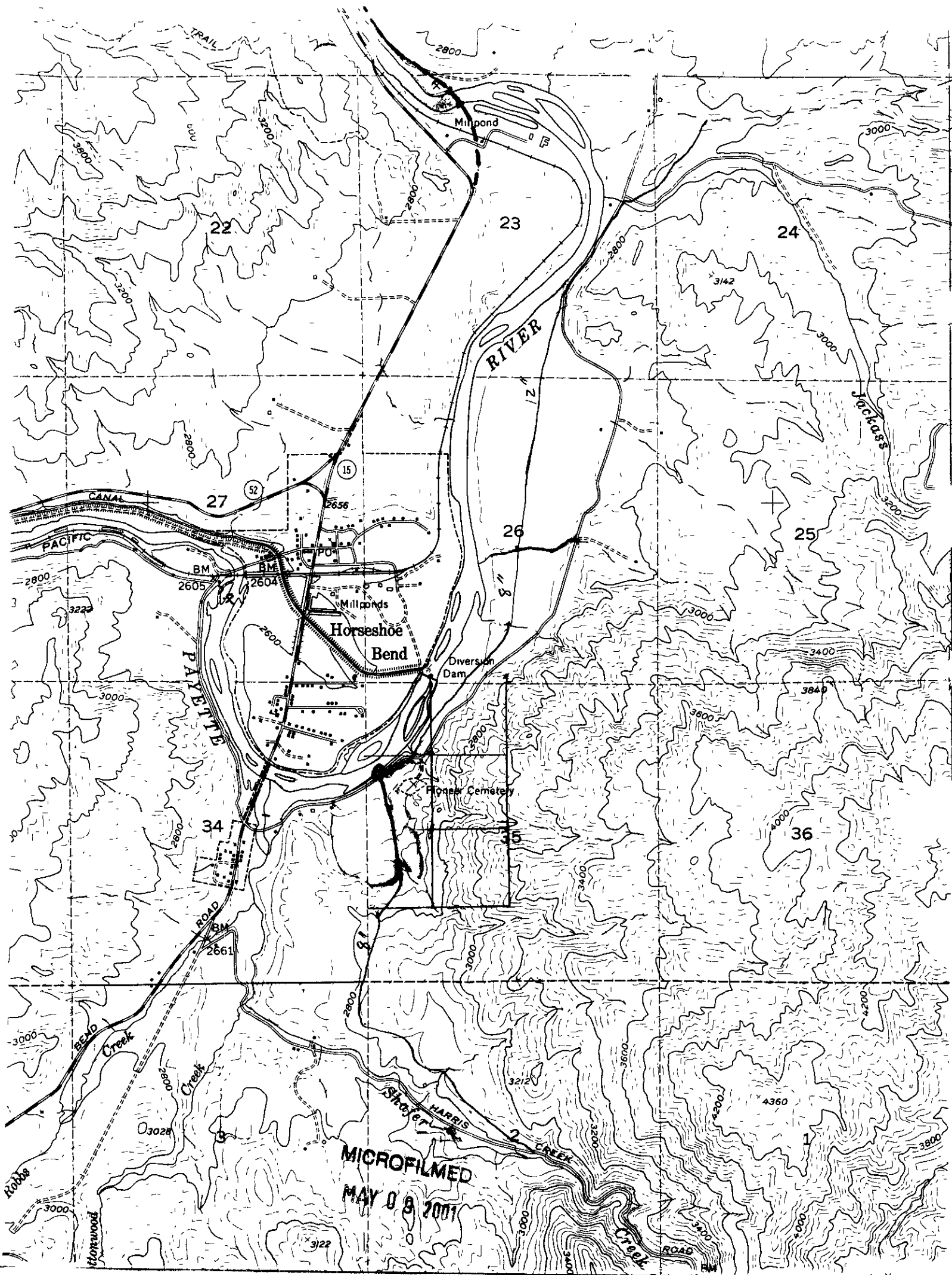


0 0.4 0.8 Miles

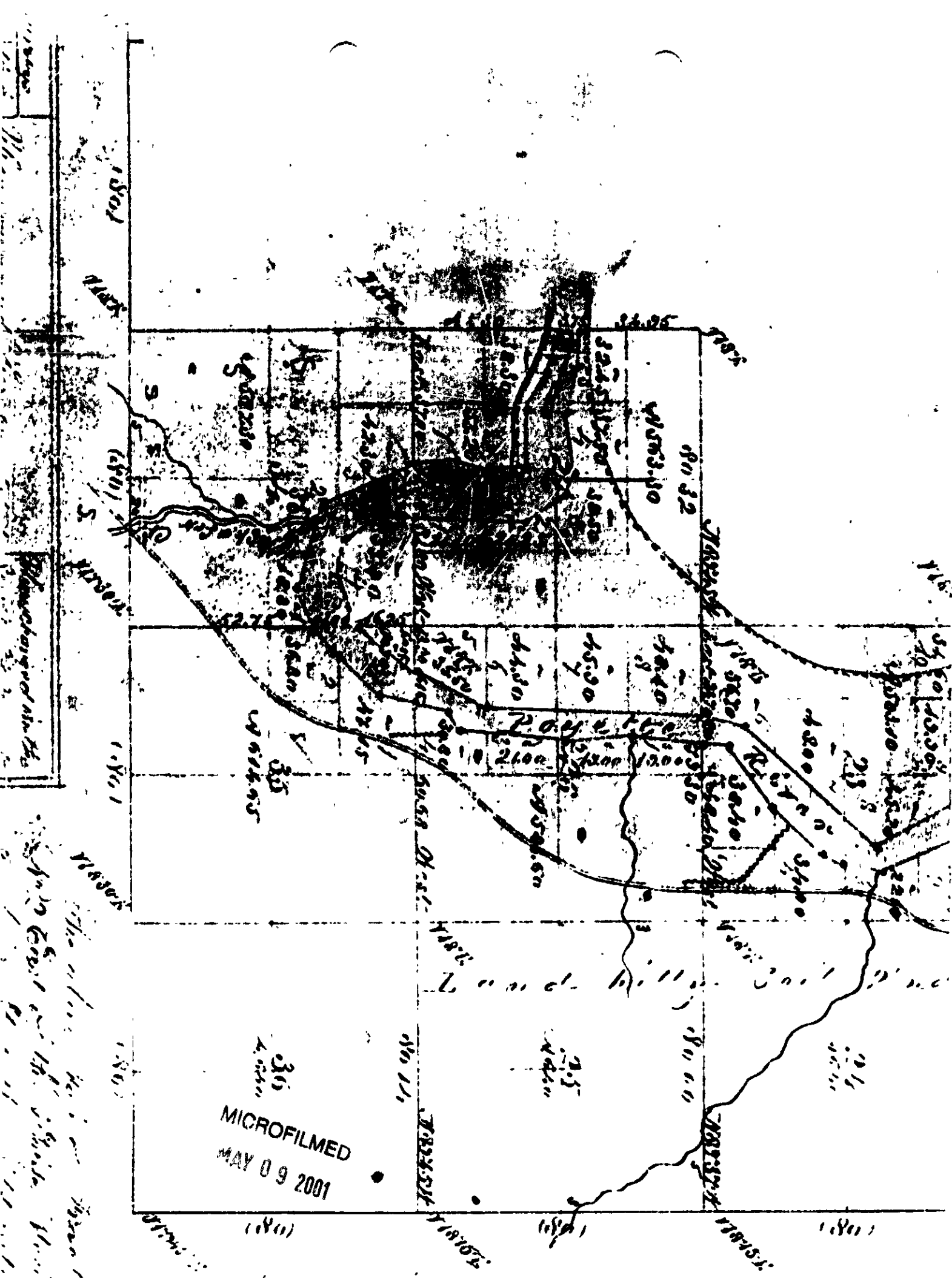


1987 NAPP Photo

MAY 09 2001



MICROFILMED
MAY 0 8 2001



R14

HORSESHOE BEND

T194

D. 11

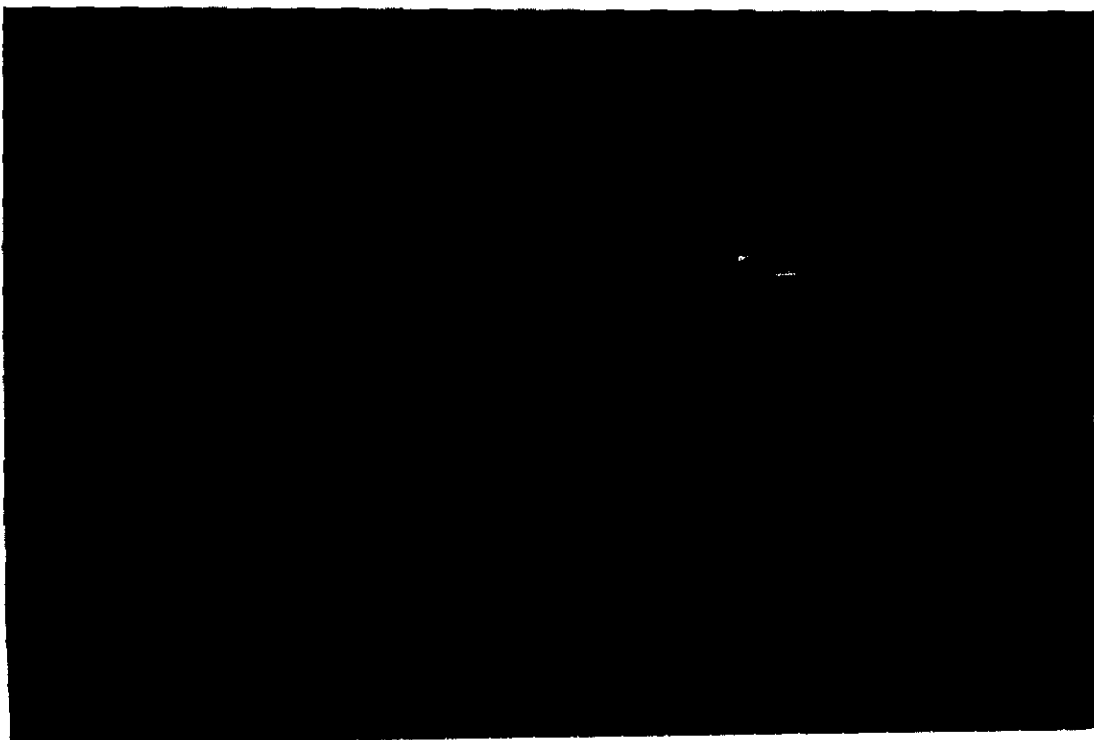
SHAWNEE





7.5 HP from
Rivers

40 HP
Booster +
Mainline



P/4
MICROFILMED
MAY 09 2001

FIELD NOTES

PERMIT NUMBER 65-02869

PLEASE NOTE: These documents are for backup purposes only and are not apart of actual Beneficial Use Field Report.



MICROFILMED

MAY 9 9 2001

04/12/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 65-10748

- overlapping PD

Owner Type **Name and Address**
Current Owner D R & J INVESTMENTS LIMITED PARTNERSHIP
 8973 STATE ST
 BOISE, ID 83703
 (208) 583-1371

Original Owner DOUBLE DIAMOND INC
 C/O DON RUMSEY
 HORSESHOE BEND, ID 83629

Original Owner DOUBLE DIAMOND RANCHES
 DON & DALE RUMSEY
 311 4TH ST N EXT
 NAMPA, ID 836873247
 (208)336-4801

Priority Date: 04/01/1968
Basis: Decreed
Status: Active

Source **Tributary to**
 PAYETTE RIVER SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	11/01	0.8 CFS		
Total Diversion			0.8 CFS		

Location of Point(s) of Diversion:

PAYETTE RIVER SWNW Lt 2 Sec. 35 Township 07N Range 02E BOISE County

IRRIGATION Use
 Acre Limit: 40

Place(s) of use:

Place of Use Legal Description: IRRIGATION BOISE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	02E	2	4	NWNW	14		SWNW	6.3		SENW	16			
				NESW	0.1									
07N		23		SESW	0.3		SESW	5.7						
				NWSE	1		NWSE	0.4		SWSE	1.5		SWSE	27
				SESE	3									
		26		NENE	28		NWNE	39		SWNE	38		SENE	3.5
				NENW	19		SENW	2.1		SENW	19			
				NBSW	0.6		NESW	19		SESW	18			
				NWSE	28		SWSE	8.3						
		34		SENE	1.9		SENE	12						
				NESE	39		NWSE	3.8		SWSE	1.6		SESE	34
		35		NENW	4.4		SWNW	1.5		SWNW	19			
				NWSW	34		SWSW	28						

*2- advised
 Sue
 Back
 of
 problem
 4/19/01*

Total Acres. 477

MICROFILMED
 MAY 09 2001

Water Right 65-10748

Conditions of Approval:

- 1 C18 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

Remarks:

- 1 Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON
- 2 Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 477 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.. 65-02532A, 65-01151, 65-10749, 65-01317, 65-10747, 65-11393A, 65-02138, 65-02540, 65-03103.
- 3 Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.02 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3.5 AF AT FIELD HEADGATE. COMBINED RIGHT NOS.: 65-02532A, 65-10749, 65-01151, 65-01317, 65-10747, 65-11393A, 65-02138, 65-02540, 65-03103

Dates:

Licensed Date:
Claim Received Date: 05/23/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date: 01/21/1986
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date.

Other Information

Receipt Number(s): X999999
State or Federal: S
Owner Name Connector:
Water District Number: 65
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

MICROFILMED
MAY 09 2001

MEMO

DATE: 12/3/1998
FROM: LG
TO: 65-02869/A65-02869
RE: Field Exam

The field exam for this permit was conducted 6/4/1998. The system and acres were verified. Schafer Creek rights and other Payette River rights have been decreed throughout the farm. Why this permit was not decreed is a mystery. Because a permissible p/u will most likely be recommended in the SRBA, I'm going to wait and recommend licensing of this permit based on the p/u determined for the decreed rights rather. At that time, we'll probably have the old decree records and maps here at the regional office which might help solve the "why" questions. This permit may or may not be necessary depending upon the capacity of the pump system and the amount of water already decreed for that system. I'm going to hold this permit, so please see me when ready for SRBA review of Double Diamond Ranch. LG

MICROFILMED
MAY 09 2001

Date 5/18/98
By G

EXAM INFO

PERMIT: 65-02869

NAME: Gene Hess / DBL DIA RANCH

PHONE: HOME- 793-~~2609~~ -2644
WORK-
MOBILE-

DRILLER:

DATE DRILLED:

DYNAMIC:
STATIC:
DEPTH:

PUMP CAPACITY (GPM):

HP: 7.5 HP intake 8" 40 HP booster

PSI:

EXPOSED PIPE/LENGTH:

ACRES IRRIGATED:

SPRINKLERS:
LATERALS:
LENGTH:
HD SIZE:

4 wheel liner { mainline is
handliner { ~ 5 mi long
10" + 8" main } to Porter Cr →
valued off in
Sec 26 - Gravity
for Porter Cr
Pumped

STOCK:

DOMESTICS: —

OTHER USES: —

OTHER RIGHTS: Harris Cr

DIRECTIONS:

MICROFILMED

MAY 09 2001

DOGS:

EXAM DATE/TIME: 6/4/98 — 9:30
1st place on left — hay barn/corrals
(2 mi) past cemetery

PUMP JACUZZI

HP = 7.5 F285

MOTOR = BALDOR

PUMP = JACUZZI 1 1/2" disc.

PSI = 130

LIFT FROM RIVER

GE HES 827377

7.5 HP PUMP = BERKELEY

10" disc

TO SYSTEM

NEWMAN MOTOR

40 HP SER? R401 4435

PUMP JACUZZI

6" disc CENTRIFUGAL

FLARED TO 10"

SPRINKLER SYSTEM

TLPS 1/64, 1/64

PSI = 52 S.R. 24 heads

PSI 46 - NWI CEM 18 heads ~~FLD~~ + 10

1 well line parallel river

N. of TEMBER PILE

MICROFILMED

MAY 09 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

**DIRK KEMPTHORNE
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

August 31, 2000

D John Thornton & Associates
PO Box 7156
Boise ID 83707-1156

RE: Assignment of Permits for DR & J Investments LP

Gentlemen:

The department acknowledges receipt of the assignment of permit forms you submitted on June 1, 2000. We find, however, that we have several items that must be taken care of to finalize all the assignment forms. The department has modified it's records for Permit 65-02869 to reflect the change in ownership and has enclosed a computer-generated report for your records.

In regard to the assignment submitted for Permit 65-07833, we find that we cannot process this assignment. This permit is in the name of Everett K. Allen and only he can assign the permit. Please submit an assignment of the permit from Everett K. Allen to Donald J. Rumsey of Double Diamond Ranches so we can process the assignment to DR & J Investments LP. In Idaho, a water right permit is considered personal property and only the current permit holder of record can take action towards the permit. If Mr. Allen is no longer available, please contact me and we can discuss the action to be taken to resolve this matter. We will withhold action on the assignment until we hear from you in regard to this permit. As you can see on the enclosed profile report, we have entered DR & J Investments LP as the present owner of the permit.

You also submitted an assignment for Right 65-12751 that was licensed in February of 1991. Therefore, an assignment of this right is not required and we are returning the form to you. Please note that the change of ownership has been completed by the adjudication bureau. I have enclosed a profile report of that claim for you.

We have tried to send an acknowledgement letter to the address shown on the assignment form for Permit 65-02869 but it was returned to our office with a notice of address correction. In order for us to change our records to your current address, please complete the enclosed change in address form and return it to my attention at your earliest convenience. I have also included several blank "change in address" forms that you can use for other water rights you may have under your previous address.

MICROFILMED

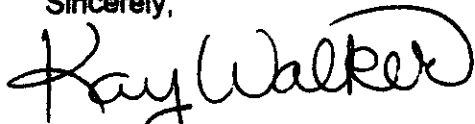
MAY 09 2001

We found that you submitted duplicate assignment forms for Permits A65-02869 and A65-07833. There is no fee associated with assignment of adjudication claims so we are returning those assignments to you. If a water right is pending action in the SRBA fees are not required to change ownership. Once the right is decreed, fees will once again become applicable. We have requested a \$75.00 refund for the fees you submitted with the assignment forms that we are returning herein. The refund will be coming under separate cover.

Please note that as of July 1, 1996, water right owners are required to report any change of ownership and any change of mailing address of the owners of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department. You can also download our forms from our Internet site at <http://www.idwr.state.id.us/info/forms.htm>

Please feel free to contact me if you have any questions in regard to this matter.

Sincerely,



KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosures

MICROFILMED

MAY 09 2001

Memorandum

To: Debbie Allen

From: Kay Walker *Kay*

Date: August 31, 2000

Re: Request for Refund

.....

Please refund \$75.00 to D. John Thornton & Associates for fees submitted on June 1, 2000. They submitted "Assignment of Permit" forms for claims pending in the SRBA. See attached letter for further explanation.

The receipt number is C049325 in the amount of \$125.00. Two of the assignment forms were acceptable. I returned the assignment forms for Rts. A65-02869, A65-07833 and A65-12751. A copy of the receipt is attached for your convenience.

Mailing address for Thornton is:

D. John Thornton & Associates, P.A.
P.O. Box 7156
Boise, ID 83707-1156

Thanks for your help. Kay

MICROFILMED

MAY 09 2001

RECEIVED

JUN 09 2000

LAW OFFICE

D. JOHN THORNTON & ASSOCIATES, P.A.

TAX • BUSINESS • ESTATE PLANNING • WEALTH PRESERVATION

THE GOLDEN EAGLE AT FOREST RIVER
1101 WEST RIVER STREET, SUITE 340
BOISE, IDAHO 83702-7067

POST OFFICE BOX 7156
BOISE, IDAHO 83707-1156

TELEPHONE (208) 344-8600
FACSIMILE (208) 344-8720

D. JOHN THORNTON
GREGORY A. BYRON, LL.M. WATER RESOURCES
WESTERN REGION

NICHOLAS S. MARSHALL, LL.M.
AMBER R. MYRICK, LL.M.
MARK P. THOMAS, LL.M.

KATHLEEN A. ROCKNE
LEGAL ASSISTANT

LICENSED TO PRACTICE IN
IDAHO, OREGON, WASHINGTON, CALIFORNIA

STRATEGIC LEGAL ALLIANCES
ARIZONA, NEVADA, UTAH

May 31, 2000

Ms. KariLynn Townsend
State of Idaho
Department of Water Resources
1301 N. Orchard
Boise, ID 83706-2237

RECEIVED

JUN 1 - 2000

Department of Water Resources

Re: Donald J. Rumsey

Dear KariLynn:

As we discussed earlier today, enclosed are Assignments of Permits and Notices of Change of Water Right Ownership to the following named limited partnerships:

To DR & J INVESTMENTS L.P.:

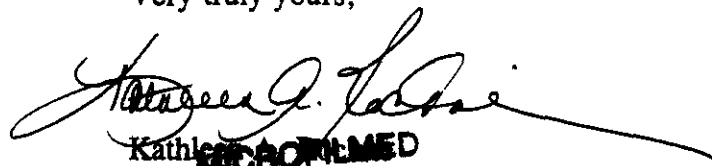
1. Five Assignments of Permit ~~##65-02869~~, 65-07833, A65-02869, A65-12751 and A65-07833, together with our check for assignment fees in the amount of \$125; and
2. Notice of Change of Water Right Ownership for various water rights and adjudication claims in Boise County.

To DR & T PROPERTIES L.P.:

3. Notice of Change of Water Right Ownership for one water right and two adjudication claims in Elmore County.

If you have any questions or need additional information, please call. Thank you in advance for your assistance.

Very truly yours,



Kathleen A. Rockne
Legal Assistant

MAY 09 2001

/K
Enclosures

WR0749NP
No. 65-02869

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/30/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DR & J INVESTMENTS LP 1197 MAIN ST BOISE ID 83702 (208) 853-1371	10/01/1966	IRRIGATION	00/00 00/00	1.800 CFS	
TOTAL DIVERSION:					1.800 CFS	

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: PERMIT

Point(s) of Diversion: T07N R02E S35 SWNW BOISE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE										
T	R	S		NENE	NWNE	SWNE	SENE	: NENW	NWNW	SWNW	SENW	: NESW	NWSW	SWSW	SESW	: NESE	NWSE	SWSE	SESE	:		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
07N	02E	34	:		35		25	:		07		:										67.0
07N	02E	35	:					:				:			10	:			15			25.0
TOTAL ACRES																				92.0		

Pou County: BOISE

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.
THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION
PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

Dates: App. Received: 08/24/1966 Priority Date: 10/01/1966 (Priority Date Advanced.)
Proof Due Date: 09/12/1969 Proof Made Date: 10/20/1969 (Proof Received Late.)
Exam Made Date: 06/05/1998 Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee: R (Received)

Comments: Date: 08/30/2000 User-ID: KWALKER Subject: Data Entry
I pulled this permit to prepare a license and found the place of
use and point of diversion descriptions had been changed to that
shown in the PRBA (Payette River Basin Adj.). In order to
complete the licensing process of this permit, I changed the
descriptions back to those shown on the actual permit and located
in our file.

Audit: 08/12/86 04/30/88 CONVERT 08/05/92 NAME-ADD 08/12/98 KGALE
06/12/00 KTOWNSEN 08/30/00 KWALKER

WR0749NP
No. 65-02869

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/30/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DR & J INVESTMENTS LP 1197 MAIN ST BOISE ID 83702 (208) 853-1371	08/31/1966	IRRIGATION	04/01 11/01	1.800 CFS	
TOTAL DIVERSION:					1.800 CFS	

Water Source: PAYETTE RIVER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T07N R02E S35 Lot 02() Lot 02(SWNW)

BOISE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE									
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
07N	02E	34	:					01-07	:									35		25	67.0
07N	02E	35	:					02-10	:					15							25.0
TOTAL ACRES																			92.0		

Pou County: BOISE

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.
THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION
PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

Dates: App. Received: 08/24/1966 Priority Date: 08/31/1966 (Priority Date Advanced.)
Proof Due Date: 09/12/1969 Proof Made Date: 10/20/1969 (Proof Received Late.)
Exam Made Date: 06/05/1998 Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee: R (Received)

Audit: 08/12/86 04/30/88 CONVERT 08/05/92 NAME-ADD 08/12/98 KGALE
06/12/00 KTownSEN

as in data base 8/30/00-
corrected to match
permit as actually
found in record
FW

Walker, Kay

From: Walker, Kay
Sent: Thursday, April 12, 2001 8:07 AM
To: Graves, Lori
Cc: Walker, Kay
Subject: Permit 65-2869

Hi, Lori!! I still need a write up/exam for Permit 65-2869. It has been claimed in SRBA and I would like to get it done. If we are going to void permit for no b/u, I still need an exam written up. This is one of the permits that was in the name of Garrett then Rumsey (Double Diamond) - now DR&J Investments. I talked to SueBee about it and she was going to check up on it for me but I haven't heard from her. Let me know what the status is if you get a chance. Thanks!! Kay

Walker, Kay

From: Graves, Lori
Sent: Monday, September 25, 2000 1:53 PM
To: Walker, Kay
Subject: RE: Permit No. 65-07833

Hi Kay, What's shaking. The exam's done. I'm just waiting for SueBee's recommended PPU.

-----Original Message-----

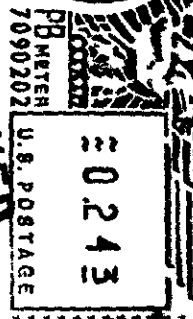
From: Walker, Kay
Sent: Monday, September 25, 2000 11:59 AM
To: Graves, Lori
Cc: Walker, Kay
Subject: Permit No 65-07833

Lori: What is the status of the exam for this permit? SueBee will be checking with me on getting it licensed and I'm trying to stay one step ahead of her. Let me know. Thanks! Kay

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
North Orchard Street
Idaho 83706-2237

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



RECEIVED

JUN 19 2000

Department of Water Resources

MICROFILMED
MAY 09 2001

DOUBLE

DOUBLE TO SENDER
RETURN TO DIAMOND RANCH
8015 W STATE ST
8015 W ID 83706-1789
RETURN TO SENDER

ALMS 83706-2237



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 13, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DR & J INVESTMENTS LP
1197 MAIN ST
BOISE ID 83702

RE: Assignment of Permit 65-02869

Dear Permit Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced permit to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Peppersack".

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO. 65-02869

DR & J INVESTMENTS LP
1197 MAIN ST
BOISE ID 83702

Priority Date: 08/31/1966
Stage: PERMIT

Source: PAYETTE RIVER

Beneficial Use	From:	To:	Diversion Rate	Volume
IRRIGATION	04-01	11-01	1.80 CFS	
	Total:		1.80 CFS	

Point(s) of Diversion: Lot 2(), Sec. 35, Township 07N, Range 02E
Lot 2(SWNW), 35, 07N, 02E

Place(s) of Use: IRRIGATION

Twp:	Rng:	Sec:	Tract:	Acres:	Tract:	Acres:	Tract:	Acres:
07N	02E	34	Lot 01 (SENE)	7.0	NESE	35.0	SESE	25.0
		35	Lot 02 (SWNW)	10.0	NWSW	15.0		
Total Acres:					92.0			

Conditions of Approval and Remarks:

1. Proof of application of water to beneficial use shall be subitted on or before September 12, 1969.
2. Subject to all prior water rights.
3. THIS RIGHT WHEN COMBINED WITH RIGHTS 65-1317 & 65-11393 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.
4. THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
5. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

Dates:	App. Received:	08/24/1966	Proof Due Date:	09/12/1969
	Proof Made Date:	10/20/1969	Exam Made Date:	06/05/1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 13, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DR & J INVESTMENTS LP
1197 MAIN ST
BOISE ID 83702

RE: Assignment of Permit 65-02869

Dear Permit Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced permit to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

JP Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED
MAY 09 2001

KEYPUNCHED

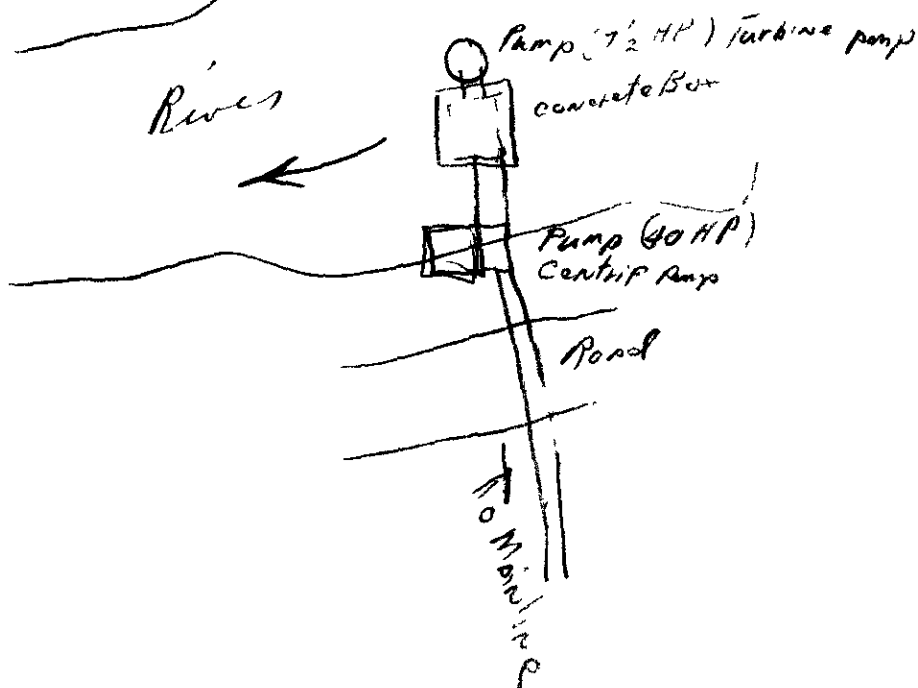
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 33148/65-2869

REPORT ON PROOF OF John M. Garrett

325-8708



MICROFILMED
MAY 09 2001

R. S. E.

PH shoe
Bend

34 35
PO

Q measured _____

Q recommended _____

Volume _____

Acreage •
Found _____

recommended _____

Subdv. _____

Amendments

☐ None

☐ P.D.

☐ Place of use

☐ _____

MICROFILMED

MAY 09 2001

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. 33148/65-2869

This proof is for 1.8 cfs / PROOF - 0.90 cfs In Water District No.

1. Name of applicant John M. Garrett, Horseshoe Bend, Idaho 83629

2. Source of water supply: Payette River, tributary of Snake River.

3. Location of point of diversion: Is in the SW 1/4 of Section 35

T. 7 N R. 2 E County of Boise

4. Describe works as they exist, giving dimensions and capacities of same:

pump, pipe & ditch.

PROOF - pump design for 135". 90" license already at this point of diversion.

40 HP Newman Pump Motor 1800 RPM 440/220 Volt

No E432102 Cent Pump No WLL 8614 General Electric

7.5 HP 60 cycle 1745 RPM 3 phase Ser No HET827377

5. Water is used for: irrigation 230/460 Volts Berkeley Pump (submerged)

6. State whether or not water has been turned into works of diversion 10" discharge from small pump to concrete box, large pump has 10" inlet

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

7N-2E, Sec. 34 SE 1/4, NE 1/4 67 acres

Sec. 35 SW 1/4, NW 1/4 25 acres

TOTAL - 92 acres

to large Jacuzzi Centrif pump

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

MICROFILMED

MAY 15 2001

This examination was made on the day of, 19.....

(Signed) Examiner.

DATE EXAMINATION RECORDS

by: _____
by: _____
by: _____
by: _____

INSTRUCTIONS TO EXAMINERS

- Always carefully note the location of the point of diversion and accurately plat same.
- When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
- Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
- If any unusual conditions are discovered, make plain statement of them under remarks.
- Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
- Give general characteristics of soils, topography, and crops raised.

MICROFILMED
MAY 09 2001

Permit No. 33148/65-2869

Examination for John M. Garrett

County Boise
Quantity: 1.8 cfs

Sec. 35 T. 7N R. 2E

Source: Payette River

P.D.: SW 1/4 NW 1/4

Use: irrigation

Remarks

Protest

Comments or Notes

Other Rights

Filed: 8-24-66 Due: 9-12-69
Made: 10-20-69 Priority: 10-1-66

Dues
C. H. O'Connell
4

65021

28 27
33 34

33 34
41 3

GARRETT
E 1942

Twinsburg
E 1942

MICROFILM
MAY 0 3 2001

Don Rumsey owner of property
213 559 2600

5/11/77 40 Hp. Newman ^{motor} pump with facuzzi
centri. pump only pump at P.D.
Pump not in use. Gene Hess will call
if he uses it this summer, but it is
doubtful in view of drought.

Sec. 35

Lot 2 SWNW - 10A.
NWSW - 15A.

Sec. 34

SENE - 7A.
NESE - 35A.
SESE - 25A.

02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 281

INDICATES TOTAL*

SOURCE: PAYETTE RIVER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AUG. ACREAGE	BASIS FOR RIGHT
11272	GUSLIN, NEN K. C GUSLIN, AVIS V. HORSESHOE BEND, IDAHO 83629	6/22/1966	IRRIGATION	4/ 1 11/ 1	--- AFA -94 CFS	LOT 1 S25 T 7N R 1E	LOT 1 (114) LOT 21 (7) 524 T 7N R 1E LOT 1 (117) LOT 21 (5) 525 T 7N R 1E 526 T 7N R 1E 519 T 7N R 2E 520 T 7N R 2E 521 T 7N R 2E 522 T 7N R 2E	BENEFICIAL USE

447*

2849 GATEFIELD, LELA M. &
GATEFIELD, ALLEN EUGENE
BOX 37, MONTICLO, IDAHO 83646

7/12/1966 IRRIGATION 4/ 1 11/ 1
--- AFA SESM S24
7.90 CFS T 7N R 1E

REMARKS: THIS PERMIT RIGHT IS
NOT DECREEED BY THE PRESENT
ADJUDICATION PROCEDURE, AND IS
INCLUDED FOR INFORMATION
PURPOSES ONLY. NORMAL
STATUTORY PROCEDURES MUST BE
COMPLETED FOR LICENSING.

2858 ALLEN, EVERETT K.
CASCADE, IDAHO 83611

7/29/1966 IRRIGATION 4/ 1 11/ 1
--- AFA LOT 1 S11
2.72 CFS T 7N R 2E

REMARKS: THIS RIGHT WHEN
COMBINED WITH RIGHTS 65-3124 &
65-3803 SHALL PROVIDE NO MORE
THAN .02 CF/ACRF.

SESE(11) SESE(13)
LOT 7 (11)
5 2 T 7N R 2E
NENE(32) NENE(24)
SENE(18) SENE(26)
LOT 1 (24)
511 T 7N R 2E
6145*

2869 DOUBLE DIAMOND INC.
C/O DON RUMSEY, HORSESHOE
BEND, IDAHO 83629

8/31/1966 IRRIGATION 4/ 1 11/ 1
--- AFA LOT 2 S35
1.60 CFS T 7N R 2E

REMARKS: THIS RIGHT WHEN
COMBINED WITH RIGHTS 65-1317 &
65-1193 SHALL PROVIDE NO MORE
THAN .02 CFS/ACRF. THIS PERMIT
RIGHT IS NOT DECREEED BY THE
PRESENT ADJUDICATION PROCEDURE,
AND IS INCLUDED FOR INFORMATION
PURPOSES ONLY. NORMAL STATUTORY
PROCEDURES MUST BE COMPLETED FOR
LICENSING.

NWSE(15)
LOT 2 (10)
535 T 7N R 2E
NESE(35) SESE(25)
LOT 1 (7)
534 T 7N R 2E
692*

BOISE CASCADE CORPORATION
1010 JEFFERSON STREET, BOISE,
IDAHO 83702
REMARKS: USE IS FOR LCG PCNO
STORAGE.

1/ 1/1967 COMMERCIAL 1/ 1 12/31

300.00 AFA LOT 3 S 7
--- CFS T 6N R 1E

512 T 6N R 2E
LICENSE

MICROFILMED

MAY 09 2001

RECEIVED

JUL 22 1986

Department of Water Resources
Western Regional Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

KEYPUNCHED

For Office Use Only oK

Fee Received \$125

Date 8-11-86

Receipt # 40535

Receipt by LR

Sent to S.O. 8-72-86

RECEIVED

JUL 22 1986

1. Permit No. 65-2869

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE.

Department of Water Resources

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Donald & Dale Rumsey

3. Post Office Address: P.O. Box 247, Horseshoe Bend, Idaho 83629

Telephone No. : 793-2230

4. Source of Water: Payette River

5. Extent of Use:

Domestic _____ (No. of households) Stockwater 75 ^{cattle} _____ (No. and type of stock)

Irrigation 92	(acres)	Other/Remark

6. Total rate &/or volume for which proof is submitted 1.80 cfs acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

1966

8. Person to contact to accompany the department representative during the field examination:

Donald Rumsey

(Name)

MICROFILMED

MAY 09 2004

200 Sunrise Rim Road, Boise, Idaho 83705 208-336-4801

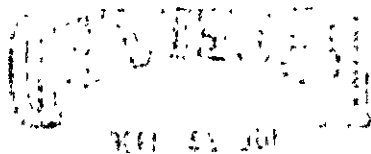
(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date

Signature of Permit Holder (and title, if appropriate)



State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

NOT FOR CIRCULATION

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
~~17.01 - 18.0~~	~~1701 - 1800~~	~~525.00~~
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

DEPARTMENT

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

161



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

65-2869
DOUBLE DIAMOND INC.
C/O DON RUMSEY
HORSESHOE BEND, ID 83629

Mailing address:
Statehouse
Boise, Idaho 83720

138464

CERTIFIED MAIL

June 5, 1986

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

MICROFILMED

MAY 09 2001

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED
MAY 09 2001

May 17, 1973

Re: Permit No. 65-2869/33148

Don Rumsey
Horseshoe Bend,
Idaho 83629

Dear Mr. Rumsey:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records changed.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:jc

65 2869

May 8, 1973

Re: Permit No. 65-2869

John A. Garrett
P. O. Box 65
Donnelly, Idaho 83615

Dear Mr. Garrett:

Enclosed you will find a form that will assign your interest in Water Permit Number 65-2869 to Don Runsey.

Water permits are considered to be personal property. When land is sold, it is, therefore, necessary to assign any permits covering the land to the new owner.

Please sign this form before a notary public prior to returning it to this office.

Thank you for your cooperation.

Sincerely,

M. CLAYNE BARRON
Water Rights Examiner

MCB:def

Enclosure

65 2869

May 8, 1973

Re: Permit No. 65-2869

James Thomas
Horseshoe Bend, Ida. 83629

Dear Jim:

Enclosed you will find the card I promised to send you. Please return it to our office when you begin operation of the system.

In the meantime, I will attempt to locate John Garrett and have the permit assigned to Mr. Rumsey.

Sincerely,

M. CLAYNE BARRON
Water Rights Examiner

MCB:def

Enclosure

65-2869

November 4, 1969

Re: Permit No. 33148/65-2869

John M. Garrett
Horseshoe Bend, Idaho 83629

Dear Mr. Garrett:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Before a license can be issued, a field examination must be made by a representative from this Department.

We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

33148
65-2869

GARRETT HEREFORD RANCH

JOHN M. GARRETT
HORSE SHOE BEND, IDAHO

RECEIVED

NOV 4 1909 *gms*

Nov 2 1909

Department of Reclamation

*State Dept. of Reclamation
State House
Boise, Idaho*

Gentlemen:

*I enclosed is the publication of my water
permit.*

I remain

John M. Garrett

*33148
65-2869*

**AFFIDAVIT
OF
PUBLICATION**

STATE OF IDAHO,

COUNTY OF BOISE,

} s.s.

T. R. Adams being

duly sworn, deposes and says:
That he is the manager and principal clerk of **THE IDAHO WORLD** a weekly news paper published at Idaho City, in the County of Boise and state of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication, and was published in the newspaper proper and not in a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issues beginning

with July 24, 1969
and ending with the issue of

July 31, 1969

Fees \$

T. R. Adams

Subscribed and sworn to before

me this 29 day of October

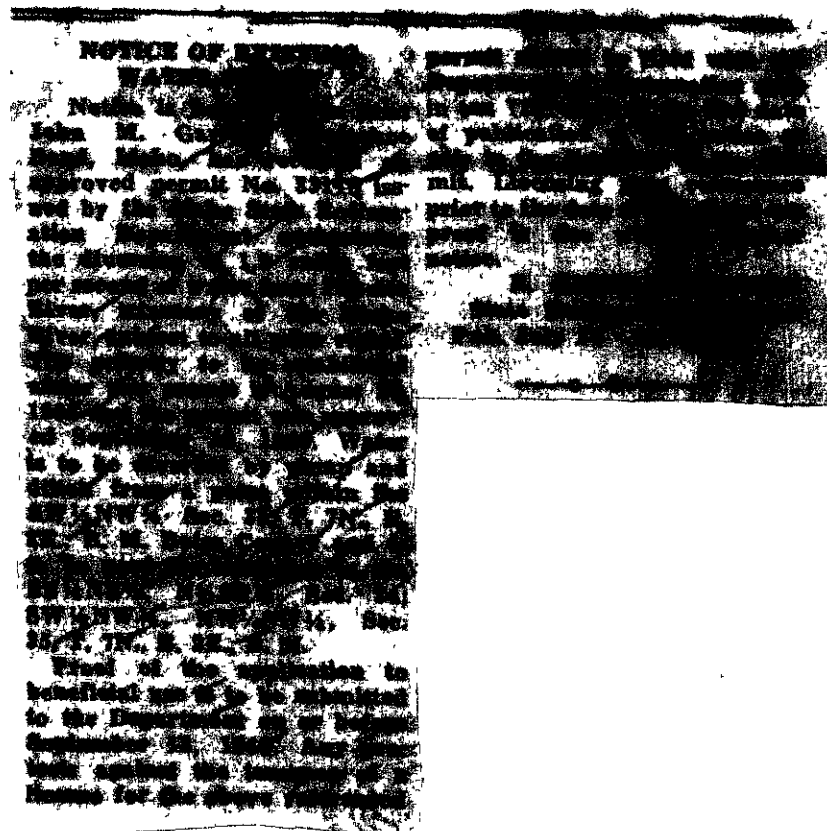
1969

Richard W. Dragan
Clerk District Court

Deputy

RECEIVED

Department of Reclamation



33148
65-2869

November 3, 1969

Re: Permit No. 33148/65-2869

John M. Garrett
Horseshoe Bend, Idaho 83629

Dear Mr. Garrett:

Enclosed is the Order of Reinstatement for the above referenced permit.

As of this date, we have not yet received the affidavit of publication to be submitted in connection with permit No. 33148. You should be aware that many newspapers do not keep copies of these advertisements for their files. We, therefore, recommend that you obtain this affidavit as soon as possible from the

Idaho World, Idaho City, Idaho, and submit it promptly to the Department. Please be advised that a license will not be issued until we are in receipt of this affidavit.

Very truly yours,

Donald W. McKidowney
Appropriation Examiner

DWM:JMB

Enc. Order of Reinstatement

33148
65-2869

DON SAMUELSON
GOVERNOR



R KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE -- ANNEX 2
BOISE, IDAHO 83707

October 2, 1969

Re: Permit No. 33148 (New No. 65-2869)

Mr. John M. Garrett
Horseshoe Bend
Idaho

Dear Mr. Garrett:

You are hereby notified that under the provisions of Section 42-218a, Idaho Code, Permit 33148/65-2869 has lapsed.

You are further advised that the department cannot reinstate the permit except upon a showing of reasonable cause within sixty days from the date of this notice of lapsing.

A handwritten signature in cursive script, reading "C. Stephen Allred", written over a horizontal line.

State Reclamation Engineer

C. STEPHEN ALLRED, Acting Deputy

CSA:DR

Form 7

33148
65-2869

July 16, 1969

Re: Permit No. 33148

John M. Garrett
Horseshoe Bend,
Idaho

Dear Mr. Garrett:

The legal notice for the above referenced permit is being published in the Idaho World of Idaho City, Idaho. on July 24 and July 31, 1969.

You will be required to submit an affidavit of publication to this department. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill of publication.

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

33148

July 16, 1969

Re: Permit No. 33148
John M. Garrett

Idaho World
Idaho City,
Idaho

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by John M.
Garrett, Horseshoe Bend, Idaho

to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McElowney
Appropriation Examiner

DWM:DR

Enc: Legal notice

33148

condition

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication date allowing ample time for you to submit as a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the date we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed date, please contact the Department of Reclamation immediately.

To

to who

NOTICE OF EXISTING WATER PERMIT

Department of Reclamation

Notice is hereby given that John M. Garrett, Horseshoe Bend, Idaho,

has received an approved permit No.

33148 issued by the Idaho State Reclamation Department authorizing the diversion ~~acre feet per annum~~ of 1.8 cubic feet per second ~~acre feet per annum~~ of water from the Payette River tributary of the Snake River, subject to all prior rights. The priority to be established under this permit is August 24, 1966 and the permit was approved September 12, 1966.

Water is to be diverted by pump, pipe and ditch from a point within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 7 N, R. 2 E, B.M., Boise County

to be used for irrigation in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 34; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 7 N, R. 2 E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before September 12, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho World, Idaho City, Idaho on July 24 and July 31, 1969.

State Reclamation Engineer: Permit No. 33148

You are hereby authorized to have the attached notice published at my expense in the Idaho World of Idaho City, Idaho, published in the county in which the works are situated.

John M. Garrett
(Signature)

Horseshoe Bend, Idaho 83629
(Address)
July 12 '69
(Date)

July 1, 1969

Re: Permit No. 33148

John M. Garrett
Horseshoe Bend,
Idaho

Dear Mr. Garrett:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Order
Proof due notice
Proof package
Adv. package

33148

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered ☐ Deliver ONLY
to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.	1	SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
CERTIFIED NO.	2	<i>Blue Mfg. Co.</i>
INSURED NO.	3	SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
DATE DELIVERED	3	SHOW WHERE DELIVERED (only if requested)
<i>7-1-69</i>		

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

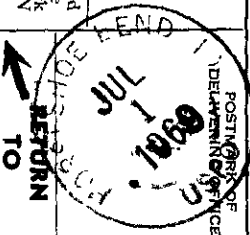
PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moistened gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED**.

NAME OF SENDER

STREET AND NO. OR P. O. BOX

POST OFFICE, STATE, AND ZIP CODE



July 1, 1969

John M Garrett
Horseshoe Bend,
Idaho

Re: Permit No. 33148

Dear Mr. Garrett:

One of the conditions of the approval of your permit
33148 was that proof of application of the water to
beneficial use be submitted to this office on or before
Sept. 12 19 69

Enclosed is an affidavit form which must be used to submit this proof. You may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension must be received by this department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

R. K. H. —

State Reclamation Engineer

Enclosure: Proof form
DR

33148

September 26, 1966

Re: Permit No. 33148

John M. Garrett
Horseshoe Bend, Idaho

Dear Mr. Garrett:

We enclose Permit No. 33148 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 33333 which was issued covering payment in the amount of \$ 5.25 for the filing fee of the above mentioned permit.

Very truly yours,

Enc. permit, receipt

MRB:efw

M. RUSSELL BOSCH
Office Manager

33148