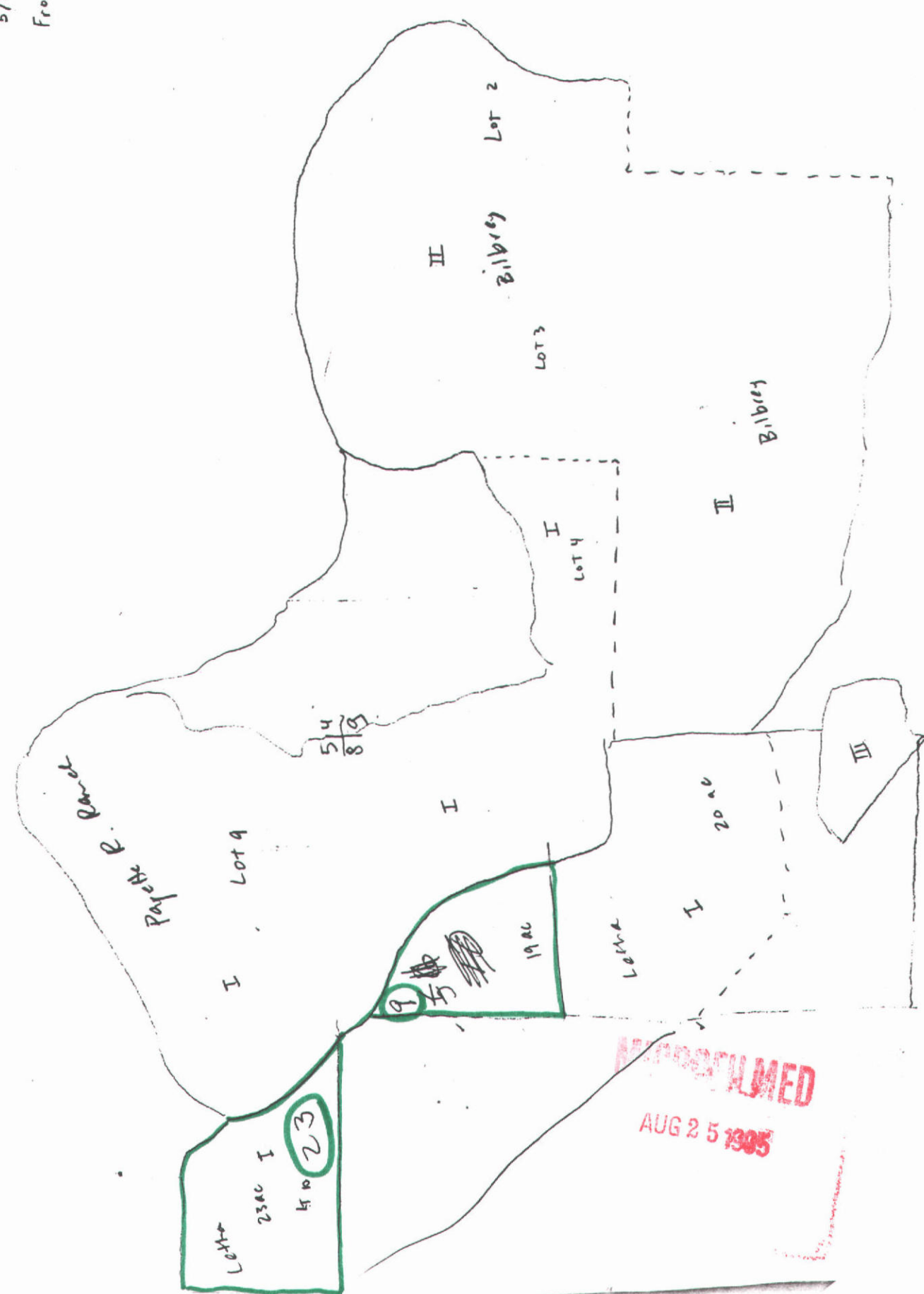
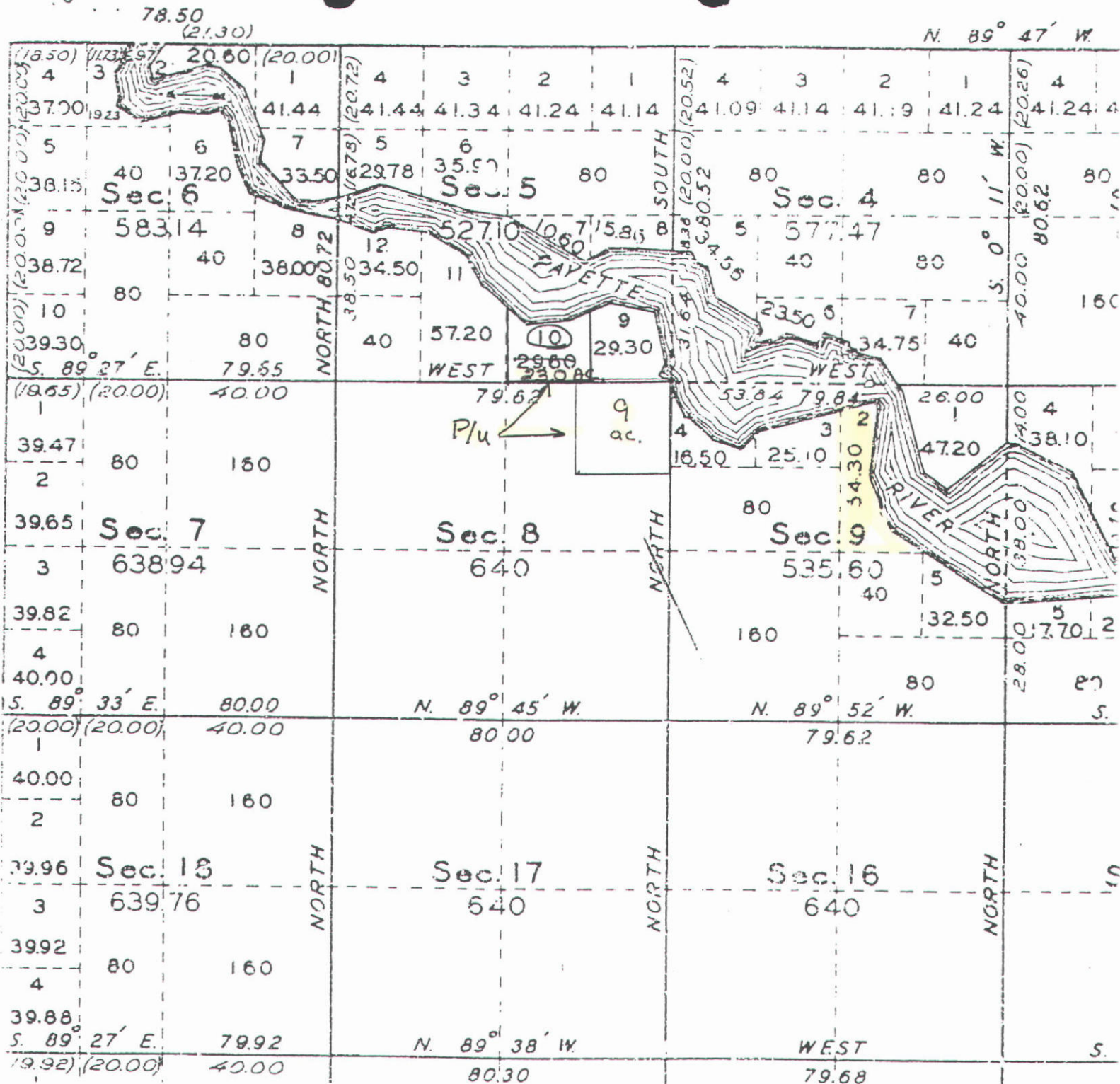


Poyette River Ranch Transfer.





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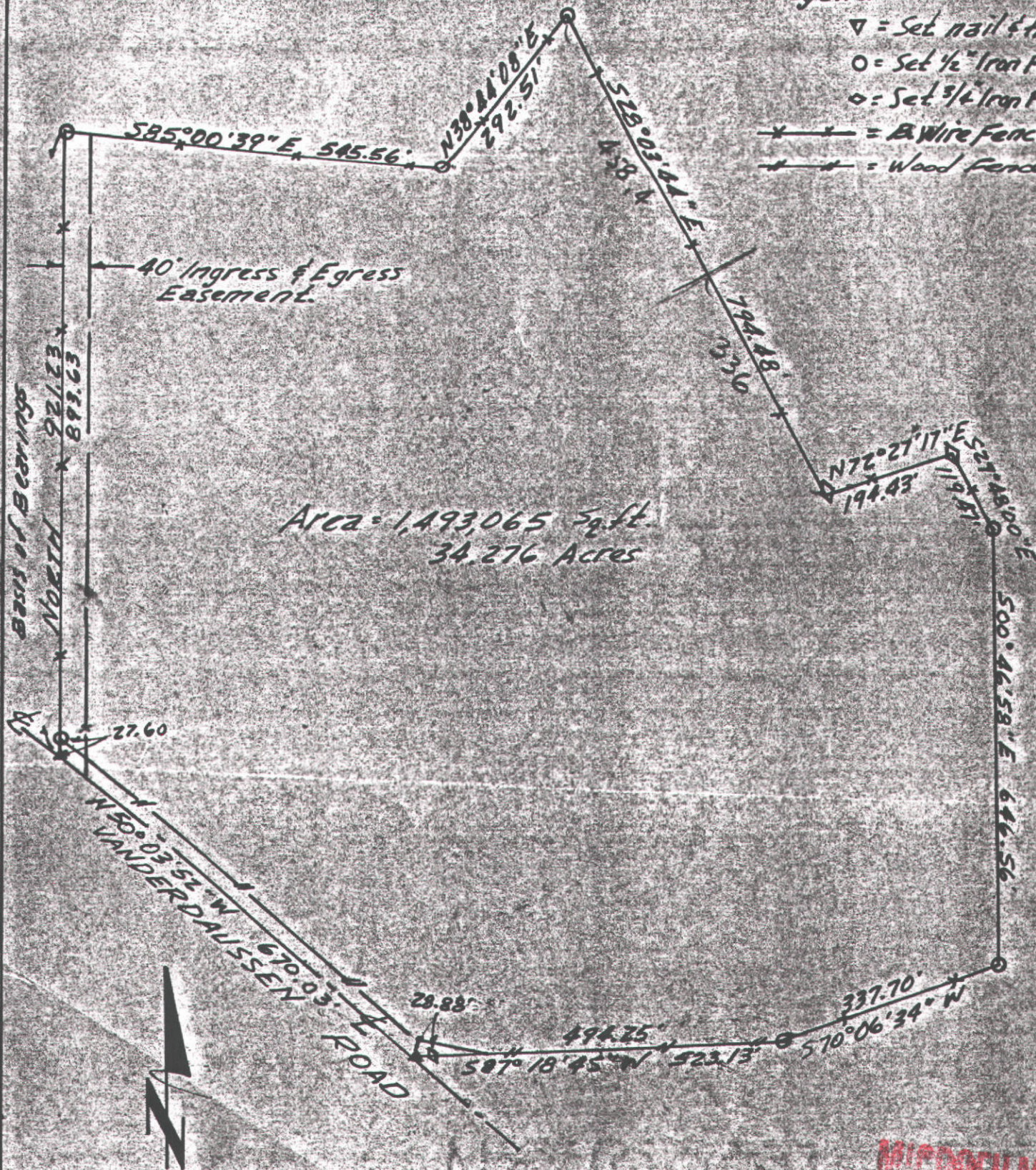
Payette River Ranch.
Transfer.

MAP TO ACCOMPANY LEGAL DESCRIPTION

Survey of a portion of the Don and Vern Heckman ranch. Gem County, Idaho July 1, 1978

Legend:

- ▽ = Set nail & tin
- = Set 1/2" Iron Pipe
- ◊ = Set 3/4" Iron Pipe
- = Wire Fence
- = Wood Fence



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AUG 25 1995

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '**' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
6500084	T06N R02W S 5 PAYETTE RIVER											12-34	21	11-41				10-23	*			119
A6500084	PAYETTE RI :											12-34	21	11-41				10-23				119
R6500084	PAYETTE RI :											12-34	21	11-41				10-23				119
6502017	BAIN GULC :			27	06													08-12	07-33			113
R6502017	BAIN GULC :			27	06													08-12	07-33			113
A6502017A	BAIN GULC :			27	06													08-12	07-33			113
A6502017B	BAIN GULC :																		19			19
6502463	BAIN GULC :					03-22	04-38	05-24														84
A6502463	BAIN GULC :					03-22	04-38	05-24														84
R6502463	BAIN GULC :					03-22	04-38	05-24														84
6505088	WASTE WATE :					03-22	04-38	05-24														84
A6505088	WASTE WATE :					03-22	04-38	05-24														84
R6505088	WASTE WATE :					03-22	04-38	05-24														84
6505089	WASTE WATE :					03-22	04-38	05-24														84
A6505089	WASTE WATE :					03-22	04-38	05-24														84
R6505089	WASTE WATE :					03-22	04-38	05-24														84
6505091	BAIN GULC :			27	06													08-12	07-33			113
A6505091	BAIN GULC :			27	06													08-12	07-33			113
R6505091	BAIN GULC :			27	06													08-12	07-33			113
6505092	UNNAMED ST :			03																		3
A6505092	UNNAMED ST :			03																		3
R6505092	UNNAMED ST :			03																		3
6510723	PAYETTE RI :																	10-08	09-36			44
A6510723	PAYETTE RI :																	10-08	09-36			44
6510724	PAYETTE RI :																		09-01			1
A6510724	PAYETTE RI :																		09-01			1

6500084	T06N R02W S 6 PAYETTE RIVER																	08-32	34	14	10	90
6500078	PAYETTE RI :											29	09-24	10-12	10							75
A6500078	PAYETTE RI :											29	09-24	10-12	10							75
R6500078	PAYETTE RI :											29	09-24	10-12	10							75
6500082	PAYETTE RI :			06-11		03-30	04-35	05-33	36			05										150
A6500082	PAYETTE RI :			06-11		03-30	04-35	05-33	36			05										150
R6500082	PAYETTE RI :			06-11		03-30	04-35	05-33	36			05										150
A6500084	PAYETTE RI :																	08-32	34	14	10	90
R6500084	PAYETTE RI :																	08-32	34	14	10	90
6500085	PAYETTE RI :											09-08	10-28	30				13	12			91
A6500085	PAYETTE RI :											09-08	10-28	30				13	12			91
R6500085	PAYETTE RI :											09-08	10-28	30				13	12			91
6501204	BISSEL CRE : 01-11																					11
A6501204	BISSEL CRE : 01-11																					11
6502437	BAIN GULC : 01-27					07-20																47
A6502437	BAIN GULC : 01-27					07-20																47
6502985A	GROUNDWATE :					07-05																5

* ☐ acres where want to change pld in split portion of right

65-10723 = same owner (applicant), same pld as proposed, same of same acres.
R65-00084 = Recommended file in Payette Adjud. - See how stuff it
need details

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '**' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		SUM	
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		
A6502985A	GROUNDWATE :							07-05 :																		5	
6502985X	GROUNDWATE :					07																				7	
A6502985X	GROUNDWATE :					07																				7	
6504028	WASTE WATE :									03-26	04-35				36											97	
A6504028	WASTE WATE :									03-26	04-35				36											97	
R6504028	WASTE WATE :									04-35	03-26				36											97	
6506722	WASTE WATE : 01-27							07-20 :																		47	
A6506722	WASTE WATE : 01-27							07-20 :																		47	
6506723	WASTE WATE : 01-27							07-20 :																		47	
A6506723	WASTE WATE : 01-27							07-20 :																		47	

6500084	T06N R02W S 8 PAYETTE RIVER																									98	
				19		30		02		20		24		03													
A6500034A	PAYETTE RI :					15		03 :						33 :					32		37					120	
6500034X	PAYETTE RI :					15		03 :						33 :					32		37					120	
A6500034X	PAYETTE RI :					15		03 :						33 :					32		37					120	
R6500034X	PAYETTE RI :					15		03 :						33 :					32		37					120	
A6500053A	PAYETTE RI :														21		35		18 :		01		27	04 :		106	
6500053X	PAYETTE RI :														21		35		18 :		01		27	04 :		106	
A6500053X	PAYETTE RI :														21		35		18 :		01		27	04 :		106	
A6500070A	PAYETTE RI :																	39	15 :							54	
6500070X	PAYETTE RI :																	39	15 :							54	
A6500070X	PAYETTE RI :																	39	15 :							54	
A6500084	PAYETTE RI :	19		30		02		20 :		24		03														98	
R6500084	PAYETTE RI :	19		30		02		20 :		24		03														98	
6500085	PAYETTE RI :											15		17												32	
A6500085	PAYETTE RI :											15		17												32	
R6500085	PAYETTE RI :											15		17												32	
6502578	GROUNDWATE :																	06								6	
A6502578	GROUNDWATE :																	06								6	
6507423	TUNNEL NUM :											15														15	
A6507423	TUNNEL NUM :											15														15	
6510723	PAYETTE RI :	21						02 :																		23	
A6510723	PAYETTE RI :	21						02 :																		23	
6512061	GROUNDWATE :							0																10		10	
6513130	GROUNDWATE :																									1	
6513195	GROUNDWATE :																01									32	
6513205	PAYETTE RI :					23								02 :						07						10	
6513376	WASTE WATE :																									10	

* ☐ areas where want to change pld id right portion of right
Here: only 9 of the 19 areas

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JUN 22 1995

WATER RESOURCES
WESTERN REGION

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
SS.
COUNTY OF GEM,

Ginger Johnson, being first
duly sworn, on her oath deposes and
says that she is the clerk of the Mes-
senger Index, a legal weekly news-
paper published at Emmett, in Gem
County, Idaho; that said newspaper
is in general circulation in said
county and has been published unin-
terruptedly and continuously for
more than 78 weeks prior to the
first publication of the annexed
document; and that the document
notice, process, or advertisement
hereunto annexed was published in
the regular edition of Messenger
Index for two

consecutive weekly issues thereof,
beginning with the issue of
June 14, 1995,
and ending with the issue of
June 21, 1995

Ginger Johnson
Subscribed and sworn to me this

21st day of
June, 1995
Janet Lusk
Notary Public
Residing at Emmett, Idaho

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 65-00084 TRANS- FER NO. 4638

Notice is hereby given that Payette
River Ranch of Emmett, ID has applied
to the Department of Water Resources
to Change the Point of Diversion of the
following described water right to be
changed pursuant to Section 42-222 of
Idaho Code:

WATER RIGHT AS RECORDED:

BASIS	Beneficial Use
PRIORITY DATE	8-21-1886
SOURCE	Payette River
AMOUNT	7.16 cfs
USE	Irrigation from 3-15 to 11-15
POINT OF DIV	Katy Kesgard Ditch, SWNW, S9, T6N, R2W, Gem County
PLACE OF USE	Portions of S 1/2, S5; SE1/4, S6; N 1/2, S8, T6N, R2W (307 acres total)

Non-Fatal
Dnt

RIGHT AS RECORDED IN SNARE RIVER BASIN ADJUDICATION:

Claimed by Letha Irrig. & Water Co. as
above but for 12.28 cfs. Involves unre-
solved objection in Payette River Adju-
dication but resolution of objection is in
progress and will determine final dispo-
sition of claim.

PORTION OF RIGHT TO BE CHANGED AS FOLLOWS:

NAME	Payette River Ranch
NUMBER	65-00084B
AMOUNT	.75 cfs
POINT OF DIV	Tschudy Ditch, Lot 2 (S SESWNE), S9, T6N, R2W
PLACE OF USE	Lot 10 (SWSE), S5; NENE, S8, T6N, R2W (32 acres total)

No change in these acres which are
applicant's share served by ditch com-
pany; different ditch to be used.

Any protest against approval of the pro-
posed water right application must be
filed with the Department of Water
Resources, Western Region, 2735 Air-
port Way, Boise, ID 83705, together
with a protest fee of \$25 on or before
July 3, 1995, 1995. The protestant must
also send a copy of the protest to the
applicant.

Karl J. Dreher, Director
Pub.: 6 - 14, 21, 1995

Legal Notice No. 2243
Published in the Messenger Index

MY COMMISSION EXPIRES
JUNE 21st, 1997

My Commission Expires _____

MICROFILMED

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JUL 28 1995

WATER RESOURCES
WESTERN REGION

~ SW ~

July 25, 1995

Dept. of Water Resources
2735 Airport Way
Boise, Id. 83705

Attn: [✓]David Tutthill,

I hereby withdraw my request for Transfer of Water Right # 65-000848 and A65-00084B.

Thank you,

Shirley Fischer

RECORDED

AUG 25 1995

Page 1 of 15

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4638

APPLICATION FOR TRANSFER OF WATER RIGHT RECEIVED
PART 1 AUG 17 1995

Name of applicant Payette River Ranch Phone 208-365-1841
Post Office address 1114 VANDER DASSON RD, Emmett 83617

A. PURPOSE OF TRANSFER for Applicant's Share only

1. ☒ Change point of diversion Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes
Change conveyance and P/D to the Tschudy ditch for ranch P/u.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>65-0084B</u>	<u>8/21/1886</u>	<u>.75 CFS</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>865-0084B</u>				to
				to
				to

2. Total amount of water being transferred .75 CFS cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Payette River tributary to Snake River

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>02</u>	<u>SE</u>	<u>SW</u>	<u>NE</u>	<u>9</u>	<u>6N</u>	<u>2W</u>	<u>Gem.</u>	<u>Tschudy ditch diversion</u>

5. Lands irrigated or place of use:

Twp	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	2W	8	9															9	
6N	2W	5															23	23	
												</							

Total acres 32

PART 1

6. General Information

a. Description of diversion system diverted through the Tschrdy ditch with gravity irrigation system.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer.

None.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application² for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

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AUG 25 1995

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED *See PART B. Part 1*

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .75 for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion: *this should be same as item C2 below - pl 6/6/95*
per Iowa Standards

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	SW	NE	9	6N	2W	Gem	Tschudy Ditch diversion

3. Lands irrigated or place of use:

Twp.	Rge	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	2W	8	9																9
6N	2W	5															23		23

Total acres 32

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 6.41 for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	9	6N	2W	Gem.	

3. Lands irrigated or place of use:

Twp.	Rge	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	2W	5																	96
6N	2W	8	10	30	02	20	24	03											89
6N	2W	6															14	10	90

Total acres 275

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED *See attached Summary.*

1. Right evidenced by.

- a. Decree No. _____ Decreed to _____
in case of _____ vs _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources
- c. Claim No. 65-00084 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed *App. 12-15 of* ☐ Other _____

3. Source of water Poyette River tributary to Snake River

4. Date or priority 8/21/1986

5. Water is used for the following purpose:

amount 7.16 for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 7.16 cubic feet per second and/or _____ acre-feet per annum

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	09	6N	2W	Gem	Katy Kesgard Ditch

8. Lands irrigated or place of use:

Twp.	Rge	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	2W	5									34	41							119.0
		6									32	34	14	10					90.0
		8	19	30	02	20	24	03											98.0

AUG 25 1995 307.0

9. Describe any other water rights used for the same purpose as described above _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

See Attached Maps / Sketches.

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MAY 25 1995

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

No change.

3. Describe effects on other water uses resulting from the proposed change:

None

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Payette River Ranch by Sherlag Tucker owner
(Signature of Applicant)

Subscribed and sworn to before me this 11 day of May, 19 95.

Lori Harris

(Notary Public)

My commission expires 12-8-2000

Receipt No. W019150**FOR DEPARTMENT USE ONLY**

Transfer contains 15 pages and 0 attachments

Received by JFW Date 5/11/95 Protest filed by _____

Prelim. check by SL Fee 100.00 _____

Receipted by JFW Date 5/11/95 _____

Published in Messenger Index Copies of protest forwarded by _____

Pub. dates 6-14 & 21, 1995 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

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AUG 25 1995

Payette
River Ranch Transfer.

Pg 7 of 15

WR0749WP
No. 65-00084

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/24/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	LETHA IRRIGATION & WATER CO. INC. C/O NELDA PLATZ 6550 DALLAS RD. NEW PLYMOUTH ID 83655 (208) 278-3040	08/21/1886	IRRIGATION	03-15 11-15	7.160 CFS	
TOTAL DIVERSION:					7.160 CFS	
C	LETHA IRRIGATION & WATER CO. INC. C/O NELDA PLATZ RT. 2 NEW PLYMOUTH ID 83655					

*comment letter
address*

Water Source: PAYETTE RIVER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T06N R02W S09

SUNW

GEM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				SUM
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	
06N	02W	5	:				:					:				119.0
06N	02W	6	:				:		12-34	21	11-41	:		10-23	10	90.0
06N	02W	8	:	19	30	02	20	:				:	08-32	34	14	98.0
TOTAL ACRES																307.0

Polu County: GEM

Other Water Rights Listing Overlapping Place(s) of use:

65-00034X 65-00085 65-10723 65-12061 65-13205

Remarks: IRRIGATED BY KATY KESGARD DITCH.

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date:

Priority Date: 08/21/1886
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number: 65

Field Exam Fee:

*Not
* decreed
in PRBA*

RECORDED

AUG 25 1995

Water Right

Pg 8 of 15

DATE: 05/24/95
PAGE: 1

C/Air same as water right except flow claimed
(12.28 cfs) exceeds ~~right~~ _{b.w.} (7.16 cfs)

AUG 25 1995

SRBA CLAIM

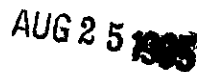
10715

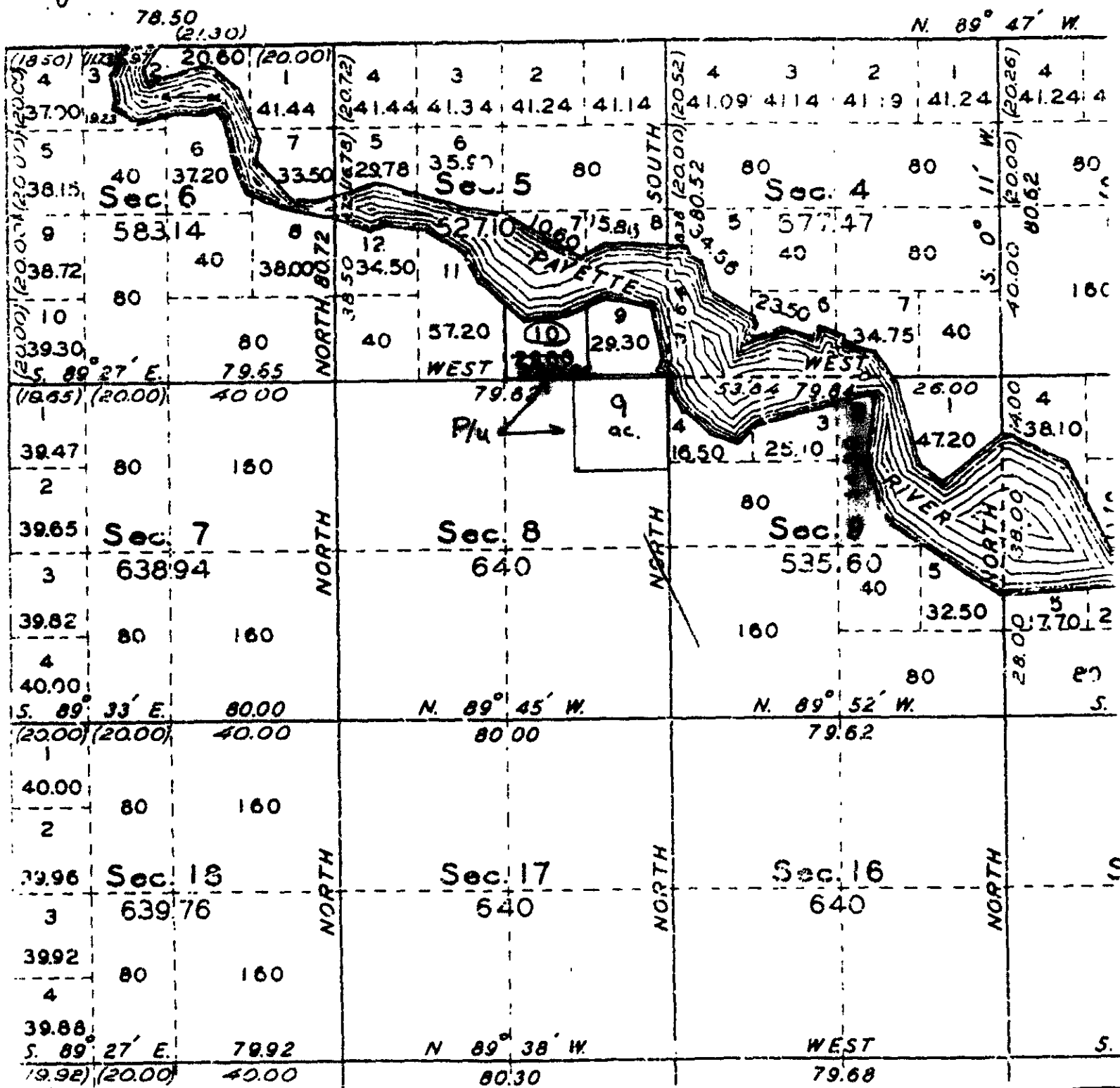
Drawn by D. Tuttle

5/1/95

From Exhibit A

Poyette River Land Transfer.





RECORDED
AUG 25 1900

4856

24.1

E

2384

28

Vander

BM

LOT 2
SWAMP
(New) Slough

REED

CANA

5 1995

5

2

2

Page 11 of 15

Attach

WARRANTY DEED

For Value Received DON HECKMAN and KATIE HECKMAN, husband and wife;
and VERN HECKMAN, a single man,

the grantor s do hereby grant, bargain, sell and convey unto

STEPHEN V. FISCHER, JR., and SHIRLEY ANN FISCHER, husband and wife,
the grantees , whose current address is: 1114 Vanderdasson Rd., Emmett, Id

the following described premises, situate in Gem County, Idaho, to-wit:

That property described in Exhibit A, attached hereto and
incorporated herein in full, by reference.

*replacement
deed*

Including all water and ditch rights appurtenant thereto or used in connection
therewith, and including any easements or rights of ways appurtenant to or used
for the benefit of said described premises. Subject to easements, rights of ways,
reservations and exceptions, if any.

Said property is conveyed "as is" under existing boundary fences, if any, after
reasonable inspection by the grantee and grantor does not make any representations
or warranties as to the qualifications or suitability of said land or premises for
water or electrical power, or as to said land or improvements meeting any Federal,
State or local laws, rules or regulations pertaining to zoning, building, subdivi-
ding, platting, surveys, planning and use, health, ecology, drainage, irrigation,
water quality, sewage or disposal systems. Grantor makes no warranties as to sur-
veys, boundaries or any matter mentioned in this paragraph. There are no warranties
express or implied, as to merchantability, in a general sense or for a particular
purpose, except as herein contained in writing, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said
Grantees their heirs and assigns forever. And the said Grantors do hereby
covenant to and with the said Grantee s , that the y are the owners in fee sim-
ple of said premises; that they are free from all encumbrances, except as may be
otherwise stated herein, and the y will warrant and defend the same from all
lawful claims whatsoever.

DATED: June 22 1982

Don Heckman

Vern Heckman

Katie Heckman

STATE OF IDAHO,)
County of Gem) ss.

On this 22 day of June 1982, before me, a Notary Public in and
for said State, personally appeared DON HECKMAN and KATIE HECKMAN, husband
and wife; and VERN HECKMAN, a single man,

known to me to be the persons whose names are subscribed to the within instru-
ment, and acknowledged to me that the y executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal,
the day and year in this certificate first above written.

[Signature]
Notary Public for State of Idaho;
Residing at Emmett, Idaho

AUG 25 1995

SECTION 8: EXCEPTING THE ABOVE-DESCRIBED TRACT I AND TRACT II, the following described Tract of land: Commencing at the section corner common to Sections 8, 9, 16 and 17, Twp. 6 N., R. 2 W., B.M., as said corner is shown on that certain Record of Survey on file as Instrument No. 137417, records of Gem County, Idaho, and being marked by a found brass cap monument C.E. 878; thence N.00°06'52"E. along the section line common to Sections 8 and 9, 2614.42 feet to the quarter corner of Sections 8 and 9, marked by a found 1/2 inch iron pin; thence leaving last said section line N.53°22'10"W. 990.52 feet to a point on the centerline of Vanderdasson Road marked by a PK nail and washer; said point being the Southernmost corner of that certain 34.276 acre tract of land excepted out from the legal description of that certain contract of sale between Heckman and Fischer, dated August 10, 1978, said point also being the real point of beginning; thence along the Southeast and Northeast boundary of the above-mentioned exception the following courses and distances:

(Ex. A, Tract I, Cont.)

N.1°18'05"W., a distance of 315.88 feet; thence
 N.82°54'00"E. a distance of 111.95 feet; thence
 S.76°05'20"E. a distance of 25.19 feet to a point on the section line common to said Sections 8 and 9; thence continuing
 S.76°05'20"E. a distance of 70.77 feet; thence
 S.55°03'35"E. a distance of 196.46 feet; thence
 S.0°46'55"E. a distance of 273.10 feet; thence
 S.89°16'00"W. a distance of 224.76 feet to the true point of beginning.

TRACT II:

Being in Twp. 6 N., R. 2 W., B.M., Gem County, Idaho

Section 9: Lots 2 and 3; and the S4NW4.

EXCEPTING FROM THE ABOVE-DESCRIBED TRACT I AND TRACT II, the following described Tract of land:

Commencing at the section corner common to Sections 8, 9, 16 and 17, Twp. 6 N., R. 2 W., B.M., as said corner is shown on that certain Record of Survey on file as Instrument No. 137417, records of Gem County, Idaho, and being marked by a found brass cap monument C.E. 878; thence N.00°06'52"E. along the section line common to Sections 8 and 9, 2614.42 feet to the quarter corner of Sections 8 and 9, marked by a found 1/2 inch iron pin; thence leaving last said section line N.53°22'10"W. 990.52 feet to a point on the centerline of Vanderdasson Road marked by a PK nail and washer; said point being the Southernmost corner of that certain 34.276 acre tract of land excepted out from the legal description of that certain contract of sale between Heckman and Fischer, dated August 10, 1978, said point also being the real point of beginning; thence along the Southeast and Northeast boundary of the above-mentioned exception the following courses and distances:

N.87°07'31"E. (called N.87°18'45"E. in the above-mentioned exception) 28.88 feet to an iron pipe marking a fence intersection;
 N.87°07'31"E. along fence line 494.25 feet to an iron pipe marking an angle point in said fence;
 N.69°55'20"E. along the fence line 337.70 feet to an iron pipe marking an angle point in the fence, said point also being the Southeast corner of the aforementioned exception;
 N.00°58'12"W. along said fence 646.56 feet to an iron pipe at the angle point in said fence;
 N.29°59'14"W. along the fence line 119.47 feet to an iron pipe marking an angle point in the fence; thence leaving last said fence line and that certain 34.276 acre tract of land
 N.70°20'24"E. 200.00 feet to a point; thence
 N.87°42'22"E. 760.52 feet to a point; thence
 S.76°29'42"E. 1447.38 feet to a point; thence
 S.15°30'40"W. 488.00 feet to a point; thence
 N.75°14'58"W. 551.33 feet to a point; thence
 S.36°40'00"W. 190.49 feet to a point; thence
 S.22°06'50"W. 612.07 feet to a point; thence
 N.82°04'00"W. 715.78 feet to a point; thence
 N.54°11'14"W. 380.00 feet to a point; thence
 N.49°54'40"W. 282.25 feet to a point; thence
 S.69°55'20"W., and parallel to the Southerly line of the aforementioned 34.276 acre tract, 373.93 feet to a point; thence
 S.87°07'31"W. and parallel to said Southerly line of said 34.276 acre tract 476.36 feet to the centerline of Vanderdasson Road; thence along the center of Vanderdasson Road
 N.50°15'06"W. 73.84 feet to the point of beginning.

RECORDED
 AUG 25 1985

Being situate in Gem County, Idaho:

TRACT I:

All being in Twp. 6 N., R. 2 W., B.M., Gem County, Idaho:

Section 5: Lots 9 and 10.

Section 9: Lot 4, EXCEPT lands accretional to said Lot 4, as described in Book 3 of Deeds, at Page 290, records of Gem County, Idaho.

Section 8: E½NE¼, EXCEPTING THEREFROM the following described tract of land, situated in the NE¼ of Section 8, T. 6 N., R. 2 W., B.M., Gem County, Idaho, more particularly described as follows:
Beginning at a point in the center of Vanderdasson Road as said road exists on July 1, 1978, said point being on the production of the fence line marking the Westerly boundary of this hereindescribed tract of land; thence from said point of beginning, along an existing fence, North 921.23 feet; thence South 82°00'39" East 545.56 feet; thence leaving said fence line N.38°44'08"E., 292.51 feet, to a point in an existing fence; thence along said existing fence the following courses and distances: S.28°03'44"E. 794.48 feet; N.72°27'17"E. 194.43 feet; S.29°48'E. 119.47 feet; S.0°46'58"E. 646.56 feet; S.70°06'34"W. 337.70 feet; thence S.87°18'45"W. 494.25 feet, to an angle point in said fence; thence along the production of said fence, S.87°18'45"W. 28.88 feet to the centerline of Vanderdasson Road; thence along said centerline of Vanderdasson Road N.50°03'52"W. 670.03 feet, to the point of beginning.

ALSO EXCEPTING the following described tract:
That part of the E½NE¼ of Section 8, T. 6 N., R. 2 W., B.M., in Gem County, Idaho, lying South of the 7 Mile Slough and the Railroad rights of way and lying North of the existing State Highway right of way as described in the right of way Deed recorded January 8, 1932 in Book 21 of Deeds, at Page 155, Gem County records. Except all road and ditch rights-of-way. Subject to all existing rights-of-way and easements.

ALSO EXCEPTING the following described tract:
That part of the E½NE¼, Section 8, T. 6 N., R. 2 W., B.M., Gem County, Idaho, lying South of the existing Union Pacific Railroad Right of way and lying North of the existing North bank of the Seven Mile Slough.

LESS railroad right of way as described in Deed recorded in Book 9 of Deeds, at Page 345, records of Gem County, Idaho.

LESS right of way for highway granted to State of Idaho by Deed recorded January 8, 1932, in Book 22 of Deeds, at Page 155, records of Gem County, Idaho.

ALSO EXCEPTING THE FOLLOWING DESCRIBED TRACT:

A parcel situated in the SE¼NE¼ of Section 8, and the SW¼NW¼ of Section 9, both in Township 6 N., R. 2 W., B.M., and is more particularly described as follows:

Commencing at the SE corner of said SE¼NE¼; thence N.1°14'00"W. along the East boundary of said SE¼NE¼, a distance of 3.24 feet to the true point of beginning;

thence N.59°08'50"W. a distance of 159.69 feet; thence

6.36 feet to the true point of beginning; thence along the corner of said SE¼NE¼, S.84°00'00"W. 13.84 feet to the point of beginning.

RECORDED
AUG 25 1995

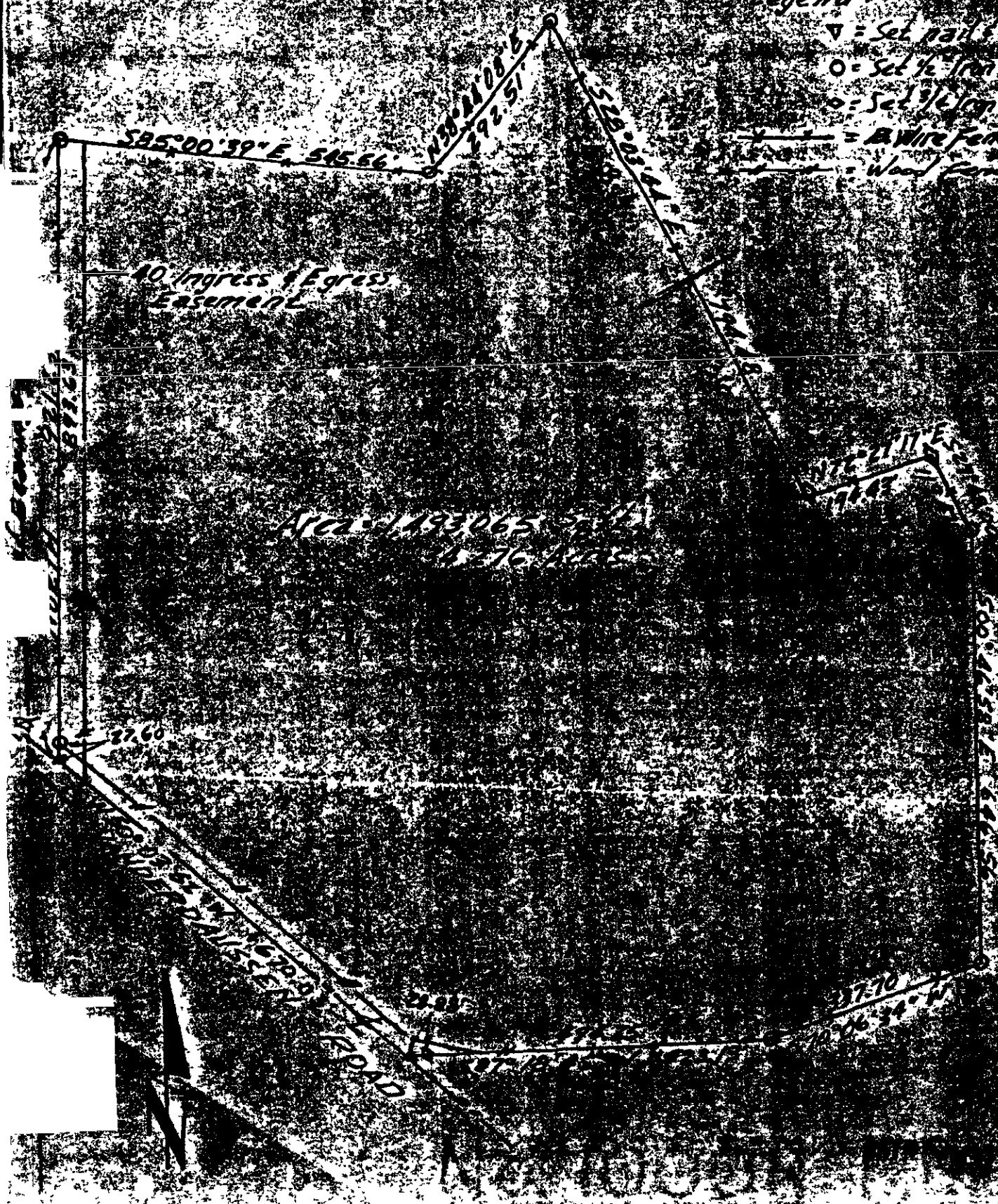
MAP TO ACCOMPANY LEGAL DESCRIPTION

Survey of a portion of the Don and Vern Heckman ranch, Gem County, Idaho, July 1, 1978

Legend:

- △ = Set nail & tin
- = Set 1/2" Iron Pipe
- = Set 3/4" Iron Pipe

— = Wire Fence
--- = Wood Fence



AUG 25 1978



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 14, 1995

SHIRLEY FISCHER
PAYETTE RIVER RANCH
1114 VANDERDASSON RD
EMMETT ID 83617

Re: Application for Transfer of Permit Nos. 65-00084B and
A65-00084B

Dear Applicants:

This office acknowledges the withdrawal of the
above-referenced application for transfer of water right.

The application will now be removed from the Department's
records.

If you have any questions concerning this matter, please
contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Region

DRT/st

CC: Protestants

RECORDED

AUG 25 1995

Transfer App File
65-000875

APPLICATION FOR TRANSFER OF WATER RIGHT

NO. 65

RECEIVED

JUL 12 1995

WATER RESOURCES
WESTERN REGION

RECOMMENDATION OF WATERMASTER

I, Mark Limbaugh, watermaster of Payette River,
of Water District No. 65, County of Gem, State of Idaho,
whose address is 102 N. Main St., Payette, Idaho 83661
have read the attached copy of the application for transfer of water right for
Payette River Ranch, and to the best of my knowledge believe the
(name)
application to be true.

A. I hereby endorse the above numbered Application for Transfer and recommend
that the Director of the Department of Water Resources approve the transfer subject to
the following conditions: See Attached.

OR

B. I do not endorse approval of the above numbered Application for Transfer as re-
quested for the following reasons:

Dated at Payette, Idaho, this 7th day of July 1995.

(signature)

AUG 25 1995

Please use reverse side if needed.

**ATTACHMENT TO APPLICATION FOR TRANSFER
OF WATER RIGHT
WATERMASTER RECOMMENDATION**

A. Conditions: That no user on the Katy Kesgard ditch, from where this transfer is originating, be affected adversely due to lack of proper flows in the delivery of their water. Also, where the Katy Kesgard ditch is used as a source for stockwater on the lands described by this transfer application, adequate flows associated with this use be left on the water right to satisfy these needs. If these concerns are addressed, my recommendations are unconditional.

AUG 25 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

July 11, 1995

PHILIP E. BATT
GOVERNOR

LETHA IRRIGATION & WATER CO
400 COSTON ST
BOISE ID 83712

KARL J. DREHER
DIRECTOR

Re: Application for Transfer No. 65-00084B and A65-00084B in the
Name of Payette River Ranch

Dear Protestant:

This office acknowledges receipt of your protests to the approval of the above-referenced application for transfer. The following are the principle items we can consider with respect to either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?
3. Will the proposed change conflict with the local public interest?
4. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At the conference, the Department will review possibilities for resolution of the protest. If the matter cannot be resolved at that time, a formal hearing will be arranged for a future date.

If we may be of assistance, please contact us.

Sincerely,

Steve Lathin, acting for
DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

RECEIVED
AUG 25 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

July 11, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

PAYETTE RIVER RANCH
1114 VANDER DASSON RD
EMMETT ID 83617

Re: Application for Transfer of Water Right No. 65-00084B and A65-00084B.

Dear Applicant:

Enclosed please find a copy of the protest(s) filed against the above-referenced application. You should be aware that the following are the items we can consider at a conference in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?
3. Will the proposed change conflict with the local public interest?
4. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

The Department suggests you contact the protestant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At the conference, the Department will review possibilities for resolution of the protest. If the matter cannot be resolved at that time, a formal hearing will be arranged for a future date.

If we may be of assistance, please contact us.

Sincerely,

Steve Lott, acting for
DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

Enclosure

RECEIVED
AUG 25 1995

By 7-3-95
C 25.00
Send copy to PRP

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF PROTEST

RECEIVED
JUL 03 1995
WATER RESOURCES
WESTERN REGION

This form may be used to file a protest with the department under sections 42-108B, 42-203A, 42-203C, 42-211, 42-222 and 42-224, Idaho Code. The department will also accept a timely protest not completed on this form if it contains all necessary information.

1. Matter being protested Transfer No. 4638, Payette River Ranch.
2. Name of protestant Letha Irrigation + Water Company
3. Protestant's representative for service (If different than protestant)
MARCEA W. HERR - Pres.
4. Service mailing address 400 Costan St. BOISE IDAHO 83712
5. Service telephone no. 208-343-9438
6. Basis of protest (including statement of facts and law upon which the protest is based) Letha Irrigation and Water Company is protesting this transfer request only until it can be determined if this transfer will affect the water users beyond the Payette River Ranch.

(additional pages may be attached to describe the nature of the protest)

7. What would resolve your protest? Clarification + discussion with affected parties.

I hereby, acknowledge that if I, or my designated representative, fails to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant.

Signed this 3rd day of July, 19 95.
Letha Irrigation and Water Company
PROTESTANT
MARCEA W. HERR - Pres.
PROTESTANT'S REPRESENTATIVE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

COMMENT *
LETTERS

TRANSFER ANALYSIS SHEET

T. 4638

INITIAL REVIEW BY: SRAPPLICANT Payette River Ranch

1. Right number B. U. Claim ID PRBA - now recommended as R file, attached
2. Type of right: ☐ Decree ☐ License ☒ Claim
3. Purpose of transfer: ☒ Change of point of diversion ☐ Add diversion point(s) ☐ Change of place of use
☐ Change nature of use ☐ Other just for Applicant's share; balance of right keeps original pld
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use ☒ SRBA claim
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☐ All of right.
 - b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use. - no change
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred. pgs 12-15 of appl.
 - h. ☒ Check for expansion in use of right. Comments None apparent with proper Wm controls
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) N/A but appears 65-10723 (attached) has same same pld as proposed.
 - j. ☒ SRBA claim. Comments See pg 8 of appl. - appears claims ditch loss with excess flow per a/c; Recommended (R file) for PRBA resolution of objection for 11.81 cfs
 - k. ☒ Is use within Water District? ☒ Yes ☐ No
If yes, what district? #65 Comment letter sent ☐ Yes ☐ No
 - l. ☒ Legal notice electronically transmitted to DWR03::Vault?

- Also see Attached pgs. -

FINAL PROCESSING REVIEW BY: DM

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☐ Yes ☐ No
3. Protest received? ☐ Yes ☐ No

LETTERS ① Watermaster ② Letta Inj. + water co. - see 1st address on pg 7 of Appl.

RECOMMENDED ACTION

1. ☐ Approve
2. ☐ Deny
3. Conditions* _____

4. By _____ Date _____

RECEIVED
AUG 17 1993

Department of Water Resources

T. 4638

65-00084

SL
6/6/65

A = Ditch Co.

B = Applicant

Add'l. STC. REVIEW INFO

- ① JEG R 65-00084 = verification of flow & area for resolving objection in PRBA. Per now staff, R file mirrors stipulation in process to resolve in Gen. Court. Then on to SRBA if successful.
- ② Proposed Plo (Tschudy Ditch) for Applicant's area appears same plo as 65-10723, which covers some of same area as 65-00084 B.
- ③ Should right be split or just add 2nd Plo to "Ditch Co. Right" (whose right is it?). To resolve, send comment letter to Ditch Co. Meanwhile, advance Application as is.
- ④ It
- | | | |
|--|--|---------------------------|
| Orig B.U. claim | $\frac{7.16 \text{ cts}}{307 \text{ ac}} \times 32 \text{ ac} = .75 \text{ cts}$ | for Part B
in split |
| R file (PRBA) | 11.81 cts but 1.52 cts of it for loss
(see Remarks in R file) | |
| T. 4638 must remain
with this form of right
since not acted upon
by court yet | $\frac{10.29 \text{ cts}}{307 \text{ ac}} \times 32 \text{ ac} = 1.07 \text{ cts irrig}$
$\frac{1.52 \text{ cts}}{307 \text{ ac}} \times 32 \text{ ac} = .16 \text{ cts loss}$
total = 1.23 cts total | for
Part B
in split |

← Note R file but not in SRBA, see note below

IDAHO DEPARTMENT OF WATER RESOURCES
PROFILE REPORT

DATE: 06/06/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LETNA IRRIGATION & WATER CO INC 6530 DALLAS RD NEW PLYMOUTH ID 83655 (208) 278-3040	08/21/1986	IRRIGATION	03-15 11-15	11.81 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	11.81 CFS 1074.50 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T06N R02W S09

SUNW

GEN 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
06N	02W	5	:											12-34	21	11-41			10	119.0
06N	02W	6	:														08-32	34	14	90.0
06N	02W	8	:			30	02	20		24	03									98.0
																				TOTAL ACRES
																				307.0

POU County: GEN

Other Water Rights with Same Point(s) of Diversion and Source:
A65-00084

Other Water Rights Listing Overlapping Place(s) of Use:
A65-00034A A65-00034X A65-00084 A65-00085 A65-18723 A65-00034X A65-00085

Remarks: WATER IS DELIVERED THROUGH KATY KERNARD DITCH.
A DIVERSION RATE OF .034 CFS PER ACRE FOR 277 ACRES AND .029 CFS FOR 30 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.
1.52 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: 65 Field Inspection Flag: Presumption Flag:

R file
Re: Resolving objection in Payette R. adjudication, Resolution currently in progress.

Per Don Shaft 6/6/95

R file reflects right that claimant will agree to in stipulation to be documented.
Then, if PRB court accepts & decrees, this right to be entered in SRBA proceedings.
Don's question: really a split right per transfer or just add new pld to whole right for ditch co. as have done in other PRB cases?
REVIEWER → Suggest comment letter to ditch co. as way to address this question.

WR5809WP

No. 65-10724

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/06/95

PAGE:

GARRER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	PAYETTE RIVER RANCH C/O SHIRLEY FISCHER 1114 VANDERDASSON ROAD EMMETT ID 83617 (208) 365-4897	08/12/1889	IRRIGATION STOCKWATER	03-15 11-15 01-01 12-31	1.760 CFS 0.230 CFS	
TOTAL DIVERSION:					1.990 CFS	
C	PAYETTE RIVER RANCH 1586 VANDERDASSON ROAD EMMETT ID 83617					

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

TOWN 283N 89W

RANGE

GEM 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
06N	02W	4	:																		3.0
06N	02W	5	:																		44.0
06N	02W	8	:	21																	23.0
06N	02W	9	:																		19.0
																			TOTAL ACRES	89.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Pou County: GEM

Other Water Rights with Same Point(s) of Diversion and Source:
65-10724Other Water Rights Listing Overlapping Place(s) of use:
65-00034X 65-00084 65-10724 65-12061 65-13146

Dates:	App. Received:	Priority Date:	08/12/1889
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT 08/05/92 NAME-ADD

AJ0729WP

IDaho DEPARTMENT OF WATER RESOURCES
PROFILE REPORTDATE: 06/06/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PAYETTE RIVER RANCH C/O SHIRLEY FISCHER 1114 VANDERBACON ROAD BONNETT ID 83617 (208) 365-4897	08/12/1989	IRRIGATION STOCKWATER	03-15 11-15 01-01 12-31	2.10 CFS 0.23 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	2.10 CFS 312.00 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

TOWN 322M 329

SECTION

GEN County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S		NESE	NASE	SESE	SESE	NESE	NASE	SESE	SESE	NESE	NASE	SESE	SESE	NESE	NASE	SESE	SESE	SUM
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
06N	02W	4	:																	3.0
06N	02W	5	:																	44.0
06N	02W	8	:	21			02													23.0
06N	02W	9	:																	19.0
																			TOTAL ACRES	89.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: GEN

Non-irrigation Uses: STOCKWATER FOR UP TO 1000 HEAD/RANGE.

Other Rights: N/A

Other Water Rights with Same Point(s) of Diversion and Source:
A65-10724Other Water Rights Listing Overlapping Place(s) of Use:
A65-00034A A65-00034X A65-00084 A65-10724 A65-00034X A65-00084Remarks: CLAIMANT IS CLAIMING THIS RIGHT FOR THE ACREAGE RECOMMENDED TO
THE COURT IN THE PAYETTE ADJUDICATION, BUT FOR THE ORIGINAL
FLOW CLAIMED FOR THIS RIGHT.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

(WATER RIGHT NUMBERS THAT BEGIN WITH AN 'R' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
6500084	T06N R02W S 5 PAYETTE RIVER									12-34	21	11-41				10-23 *		119
✓ A6500084	PAYETTE RI :									12-34	21	11-41				10-23		119
R6500084	PAYETTE RI :									12-34	21	11-41				10-23		119
6502017	BAIN GULC :			27	06					06-35				08-12	07-33			113
R6502017	BAIN GULC :			27	06					06-35				08-12	07-33			113
A6502017A	BAIN GULC :			27	06					06-35				08-12	07-33			113
A6502017B	BAIN GULC :															19		19
6502463	BAIN GULC :					03-22	04-38	05-24										84
A6502463	BAIN GULC :					03-22	04-38	05-24										84
R6502463	BAIN GULC :					03-22	04-38	05-24										84
6505088	WASTE WATE :					03-22	04-38	05-24										84
A6505088	WASTE WATE :					03-22	04-38	05-24										84
R6505088	WASTE WATE :					03-22	04-38	05-24										84
6505089	WASTE WATE :					03-22	04-38	05-24										84
A6505089	WASTE WATE :					03-22	04-38	05-24										84
R6505089	WASTE WATE :					03-22	04-38	05-24										84
6505091	BAIN GULC :			27	06					06-35				08-12	07-33			113
A6505091	BAIN GULC :			27	06					06-35				08-12	07-33			113
R6505091	BAIN GULC :			27	06					06-35				08-12	07-33			113
6505092	UNNAMED ST :			03														3
A6505092	UNNAMED ST :			03														3
R6505092	UNNAMED ST :			03														3
✓ A6510723	PAYETTE RI :															10-08	09-36	44
A6510723	PAYETTE RI :															10-08	09-36	44
6510724	PAYETTE RI :																09-01	1
A6510724	PAYETTE RI :																09-01	1
6500084	T06N R02W S 6 PAYETTE RIVER													08-32	34	14	10	90
6500078	PAYETTE RI :									29	09-24	10-12	10					75
A6500078	PAYETTE RI :									29	09-24	10-12	10					75
R6500078	PAYETTE RI :									29	09-24	10-12	10					75
6500082	PAYETTE RI :			06-11		03-30	04-35	05-33	36	05								150
A6500082	PAYETTE RI :			06-11		03-30	04-35	05-33	36	05								150
R6500082	PAYETTE RI :			06-11		03-30	04-35	05-33	36	05								150
A6500084	PAYETTE RI :													08-32	34	14	10	90
R6500084	PAYETTE RI :													08-32	34	14	10	90
6500085	PAYETTE RI :									09-08	10-28	30				13	12	91
A6500085	PAYETTE RI :									09-08	10-28	30				13	12	91
R6500085	PAYETTE RI :									09-08	10-28	30				13	12	91
6501204	BISSEL CRE : 01-11																	11
A6501204	BISSEL CRE : 01-11																	11
6502437	BAIN GULC : 01-27																	47
A6502437	BAIN GULC : 01-27																	47
6502985A	GROUNDWATE :																	5

* ☐ across where want to change pld in split portion of right

65-10723 = same owner (applicant), same pld as proposed, some of same acres.

R65-00084 = Recommended file in Payette Adjud. - See how stuff it
need details

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
A6502985A	GROUNDWATE :																	5
6502985X	GROUNDWATE :				07													7
A6502985X	GROUNDWATE :				07													7
6504028	WASTE WATE :							03-26	04-35					36				97
A6504028	WASTE WATE :							03-26	04-35					36				97
R6504028	WASTE WATE :							04-35	03-26					36				97
6506722	WASTE WATE : 01-27																	47
A6506722	WASTE WATE : 01-27																	47
6506723	WASTE WATE : 01-27																	47
A6506723	WASTE WATE : 01-27																	47

6500084	T06N R02W S 8 PAYETTE RIVER																	
			19	30	02	20		24	03									98
A6500034A	PAYETTE RI :				15	03								33			32	120
6500034X	PAYETTE RI :				15	03								33			32	120
A6500034X	PAYETTE RI :				15	03								33			32	120
R6500034X	PAYETTE RI :				15	03								33			32	120
A6500053A	PAYETTE RI :									21	35			18			01	106
6500053X	PAYETTE RI :									21	35			18			01	106
A6500053X	PAYETTE RI :									21	35			18			01	106
A6500070A	PAYETTE RI :											39	15					54
6500070X	PAYETTE RI :											39	15					54
A6500070X	PAYETTE RI :											39	15					54
A6500084	PAYETTE RI :	19	30	02	20		24	03										98
R6500084	PAYETTE RI :	19	30	02	20		24	03										98
6500085	PAYETTE RI :							15	17									32
A6500085	PAYETTE RI :							15	17									32
R6500085	PAYETTE RI :							15	17									32
6502578	GROUNDWATE :									06								6
A6502578	GROUNDWATE :									06								6
6507423	TUNNEL NUM :							15										15
A6507423	TUNNEL NUM :							15										15
6510723	PAYETTE RI :	21			02													23
A6510723	PAYETTE RI :	21			02													23
6512061	GROUNDWATE :																	
6513130	GROUNDWATE :																10	10
6513195	GROUNDWATE :									01								1
6513205	PAYETTE RI :			23					02						07			32
6513376	WASTE WATE :																10	10

* ☐ areas where want to change pld in rpt+ portion of right
Here: only 9 of the 19 areas

RECEIVED

JUN 22 1995

WATER RESOURCES
WESTERN REGION

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
SS.
COUNTY OF GEM,

Ginger Johnson, being first duly sworn, on her oath deposes and says that she is the clerk of the Messenger Index, a legal weekly newspaper published at Emmett, in Gem County, Idaho; that said newspaper is in general circulation in said county and has been published uninterruptedly and continuously for more than 78 weeks prior to the first publication of the annexed document; and that the document notice, process, or advertisement hereunto annexed was published in the regular edition of Messenger Index for two

consecutive weekly issues thereof, beginning with the issue of June 14, 1995, and ending with the issue of June 21, 1995

Ginger Johnson
Subscribed and sworn to me this

21st day of June, 1995
Janet Fisk

Notary Public

Residing at Emmett, Idaho

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 65-00064 TRANS- FER NO. 4888

Notice is hereby given that Payette River Ranch of Emmett, ID has applied to the Department of Water Resources to Change the Point of Diversion of the following described water right to be changed pursuant to Section 40-202 of Idaho Code:

WATER RIGHT AS RECORDED:

BASIS Beneficial Use
PRIORITY DATE 8-21-1896
SOURCE Payette River
AMOUNT 75 cfs
USE Irrigation from 3-15 to 11-15

POINT OF DIV Katy Knapart Ditch, SE1/4, S9, T8N, R2W, Gem County

PLACE OF USE Portions of S 1/2, S5, S6, S8, N 1/2, S4, T8N, R2W (32 acres total)

RIGHT AS RECORDED IN SHARE

RIVER BASIN AS RECORDED:
Claimed by Letha Inc. & Water Co. as above but for 12.25 cfs. Involves unresolved objection in Payette River Adjudication but resolution of objection is in progress and will determine final disposition of claim.

PORTION OF RIGHT TO BE CHANGED AS FOLLOWS:

NAME Payette River Ranch
NUMBER 65-000648
AMOUNT 75 cfs
POINT OF DIV Tachuck Ditch, Lot 2 (SE1/4), S9, T8N, R2W

PLACE OF USE Lot 10 (SW1/4, S5, S6, S8, T8N, R2W (32 acres total)

No change in those areas which are applicant's share served by ditch company; different ditch to be used. Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2700 Airport Way, Boise, ID 83706, together with a protest fee of \$25 on or before July 3, 1995, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
Pub.: 6-14, 21, 1995

Legal Notice May 21/95
Published in the Messenger Index

MY COMMISSION EXPIRES
JUNE 21st, 1997

My Commission Expires

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AUG 25 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 8, 1995

MARK LIMBAUGH
102 N MAIN
PAYETTE ID 83661

**Re: Application for Transfer of Water Right Nos. 65-00084B and
A65-00084B in the Name of Payette River Ranch**

Dear Watermaster:

Enclosed is an application(s) for transfer of a water right(s) within your water district. Also enclosed is a form for your recommendation concerning this application.

Please review the application and return the enclosed recommendation form within two weeks. If you have questions or need information, feel free to contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

**Enclosure: Copy of Application
Recommendation of Watermaster Form**

AUG 25 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 8, 1995

NELDA PLATZ
LETHA IRRIGATION & WATER CO INC
6550 DALLAS RD
NEW PLYMOUTH ID 83655

Re: Application for Transfer of Water Right Nos. 65-00084B and
A65-00084B in the Name of Payette River Ranch

Dear Letha Irrigation:

Enclosed is an application(s) for transfer of a water right(s)
which may be of interest to you.

Please review the application and let us know of any
recommendations you may have within two weeks. If you have
questions or need information, feel free to contact this office.

Sincerely,

DAVID R. TUTHILL, JR. P.E.
Manager, Western Regional Office

DRT:st

Enclosure: Copy of Application

AUG 25 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 8, 1995

Marcia Herr
~~NELDA PLATZ~~
LETHA IRRIGATION & WATER CO INC
~~6550 DALLAS RD~~ *400 Cotton*
~~NEW PLYMOUTH ID 83655~~
Boise 712

Re: Application for Transfer of Water Right Nos. 65-00084B and
A65-00084B in the Name of Payette River Ranch

Dear Letha Irrigation:

Enclosed is an application(s) for transfer of a water right(s)
which may be of interest to you.

Please review the application and let us know of any
recommendations you may have within two weeks. If you have
questions or need information, feel free to contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

Enclosure: Copy of Application

RECEIVED
AUG 25 1995

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT NO. 65-00084
TRANSFER NO. 4638**

Notice is hereby given that Payette River Ranch of Emmett, ID has applied to the Department of Water Resources to Change the Point of Diversion of the following described water right to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHT AS RECORDED:

BASIS	Beneficial Use
PRIORITY DATE	8-21-1886
SOURCE	Payette River
AMOUNT	7.16 cfs
USE	Irrigation from 3-15 to 11-15
POINT OF DIV	Katy Kesgard Ditch, SWNW, S9, T6N, R2W, Gem County
PLACE OF USE	Portions of S 1/2, S5; SE1/4, S6; N 1/2, S8, T6N, R2W (307 acres total)

RIGHT AS RECORDED IN SNAKE RIVER BASIN ADJUDICATION:

Claimed by Letha Irrig. & Water Co. as above but for 12.28 cfs. Involves unresolved objection in Payette River Adjudication but resolution of objection is in progress and will determine final disposition of claim.

PORTION OF RIGHT TO BE CHANGED AS FOLLOWS:

NAME	Payette River Ranch
NUMBER	65-00084B
AMOUNT	.75 cfs
POINT OF DIV	Tschudy Ditch, Lot 2 (SESWNE), S9, T6N, R2W
PLACE OF USE	Lot 10 (SWSE), S5; NENE, S8, T6N, R2W (32 acres total) No change in these acres which are applicant's share served by ditch company; different ditch to be used.

Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25 on or before July 3, 1995, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Messenger Index on June 15 and 22, 1995.

AUG 25 1995