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JUN 29 1987

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Department of Water Resources

Thelma R. Kolodziej, CLM

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR GEM COUNTY

IN THE MATTER OF THE GENERAL) Civil No. 3667
DETERMINATION OF THE RIGHTS TO)
THE USE OF SURFACE AND GROUND) ORDER CORRECTING
WATER OF THE PAYETTE RIVER) CLERICAL ERROR
DRAINAGE.)

The Director of the Idaho Department of Water Resources (Director) has filed a MOTION TO CORRECT CLERICAL ERROR (Motion) in the above-entitled case pursuant to Rule 60(a) of the Idaho Rules of Civil Procedure. A stipulation upon which the motion is based has been filed by the Director and the Lower Payette Ditch Company. The motion and stipulation state that the Lower Payette Ditch Company is the owner of water right nos. 65-0165A, 65-0165B, and 65-0165C, and that these water rights were determined by the Partial Decree (Decree) signed by this court December 20, 1985, that the decree incorporated by reference the description of the water rights set forth in the Proposed Finding of Water Rights in the Payette River Drainage Basin (Report) filed by the Director April 26, 1979, that the report incorrectly lists the total of irrigated acreage for these rights at 10,980 rather than 11,088 acres, as is listed for water right 65-0165X which has a common place of use with rights 65-0165A, 65-0165B, and 65-0165C.

IT IS HEREBY ORDERED that the partial decree and the report be amended to show the total irrigated acreage for water right numbers 65-0165A, 65-0165B and 65-0165C as 11,088.

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Department of Water Resources

Thelma R. Kolodziej
Lori Rambert DEPUTY

JIM JONES
Attorney General

PHILLIP J. RASSIER
JOSEPHINE P. BEEMAN
Deputy Attorneys General
Department of Water Resources
Statehouse
Boise, Idaho 83720
Telephone: (208) 334-4448

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR GEM COUNTY

IN THE MATTER OF THE GENERAL	)	Civil No. 3667
DETERMINATION OF THE RIGHTS TO	)	
THE USE OF SURFACE AND GROUND	)	STIPULATION RESOLVING
WATER OF THE PAYETTE RIVER	)	OBJECTION OF LOWER PAYETTE
DRAINAGE.	)	DITCH COMPANY
	)	

A. Kenneth Dunn, Director of the Idaho Department of Water Resources (Director), the Lower Payette Ditch Company and Lake Reservoir Company stipulate to the inclusion in the Payette Adjudication of a water right (65-11413) not previously listed for the Lower Payette Ditch Company and the uncontested clerical correction of three other rights held by the Lower Payette Ditch Company (65-0165A, 65-0165B, 65-0165C) and one right held by Lake Reservoir Company (65-2376).

Those changes appear as follows:

1. 65-11413:

OWNER: Lower Payette Ditch Company
114 N. Eighth
Payette, Idaho 83661

SOURCE: Graveyard Gulch Wasteway tributary to Main Drain,
District Number 1

POINT OF DIVERSION: SESW S7 T7N R3W

PLACE OF USE: Same as 65-0165X (11,088 acres)

PERIOD OF USE: 3/15 to 11/15

DIVERSION RATE: 60 cfs

PRIORITY DATE: 5/7/1945

OTHER RIGHTS: 65-0165X, 65-0165A, 65-0165B, 65-0165C, and
65-2376

BASIS OF RIGHT: Beneficial use

REMARKS: Pt. of injection into Payette River: Lot 7 (NESW),
S7, T7N, R3W

Pt. of redirection from Payette River: Lot 3
(SENW), S7, T7N, R3W

Pt. of injection into Big Willow Creek: SESE, S26,
T8N, R4W

Pt. of redirection from Big Willow Creek: SWNW,
S21, T8N, R4W

This right when combined with Right No. 65-2376
shall not exceed 60 cfs.

2. 65-2376:

Under remarks, the following language is to be added:
"Point of injection into Big Willow Creek: SESE, S26 T8N
R4W. Point of redirection is SWNW, S21 T8N R4W."

An additional point of diversion is listed as the NWSE S19
T7N R3W.

Source is changed from Graveyard Gulch Wasteway tributary
to Payette River to unnamed stream tributary to Payette
River and Main Drain, District Number One, tributary to
Payette River.

3. 65-0165A: The place of use for this right is the same as
65-0165X. However, although 65-0165X shows 11,088 acres for the

place of use, 65-0165A erroneously listed 10,980 acres. That figure should be changed to 11,088 acres.

4. 65-0165B: Same as 65-0165A regarding change in the total irrigated acreage.

5. 65-0165C: Same as 65-0165A and B regarding listing of irrigated acreage as 11,088 rather than 10,980.

Water right numbers 65-0165A, 65-0165B, and 65-0165C were determined by the Partial Decree (decree) signed by this court December 20, 1985. The decree incorporated by reference the description of these water rights as set forth in the Proposed Finding of Water Rights in the Payette River Drainage Basin (report) filed by the Director April 26, 1979.

As explained above, the report incorrectly lists the total of irrigated acreage for water right numbers 65-0165A, 65-0165B, and 65-0165C. The report and the decree should be amended to show the correct total of irrigated acreage.

This stipulation resolves the objection of the Lower Payette Ditch Company which was allowed to be filed in the Payette Adjudication by order of the court in July 1985.

DATED this 21st day of April, 1987.

JIM JONES
Attorney General

Josephine P. Beeman
JOSEPHINE P. BEEMAN
Deputy Attorney General
Idaho Department of
Water Resources

DATED this _____ day of _____, 1987.

LAKE RESERVOIR COMPANY

By: _____
LOUIE GORRONO
Counsel for Lake Reservoir
Company

DATED this _____ day of _____, 1987.

LOWER PAYETTE DITCH COMPANY

By: /s/ BERT L. OSBORN
BERT OSBORN
Counsel for Lower Payette
Ditch Company

The above stipulation having come before the court, it is
hereby approved this _____ day of _____, 1987.

JIM R. DOOLITTLE
District Judge

FILED

JAN 21 1986

Thelma R. Kolodziej CLERK

Karen Browne DEPUTY

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR GEM COUNTY

IN THE MATTER OF THE GENERAL	)	
DETERMINATION OF THE RIGHT TO	)	Civil No. 3667
THE USE OF SURFACE AND GROUND-	)	
WATER OF THE PAYETTE RIVER	)	PARTIAL DECREE
DRAINAGE.	)	PURSUANT TO RULE
	)	54(b) I.R.C.P.

The report of the Director of the Idaho Department of Water Resources (Director herein) entitled PROPOSED FINDING OF WATER RIGHTS IN THE PAYETTE RIVER DRAINAGE BASIN (PROPOSED FINDING herein) was filed with this court on April 26, 1979. The report contains Findings of Fact, Conclusions of Law, Statutory and Decreed Rights not Claimed, Claims Submitted: Recommended to be Disallowed; Surface Water Rights, and Groundwater Rights.

As a result of the resolution of objections filed to the PROPOSED FINDING, certain amendments, additions, and deletions have occurred to the PROPOSED FINDING as set forth in the following stipulations and court orders on file with the court:

1. ORDER CONFORMING PROPOSED FINDING OF WATER RIGHTS TO UNCONTESTED OBJECTIONS - filed September 26, 1979;
2. ORDER (Orville Jackson) - filed February 26, 1982;
3. STIPULATION RESOLVING ECKROAT OBJECTION - filed May 12, 1980;
4. STIPULATION RESOLVING STRINGER OBJECTION - filed

PARTIAL DECREE, Page 1

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May 5, 1980;

5. STIPULATION RESOLVING OBJECTION OF UNITED STATES -
filed February 18, 1982;

6. STIPULATION RESOLVING MITCHELL OBJECTION - filed
May 12, 1980;

7. ORDER ALLOWING FILING OF LATE OBJECTION TO PROPOSED
FINDINGS OF WATER RIGHTS AND AMENDING SUCH FINDINGS TO INCLUDE
WATER RIGHT OF McCALL-DONNELLY SCHOOL DISTRICT No. 421 - filed
September 24, 1983;

8. ORDER ALLOWING FILING OF LATE OBJECTION TO PROPOSED
FINDINGS OF WATER RIGHTS AND AMENDING PROPOSED FINDING OF WATER
RIGHTS (Thomas J. Davis and Jemima K. Davis) - filed July 12,
1982.

9. STIPULATION AND ORDER (Pancheri and MacGregor Land
and Livestock Company) - filed December 21, 1984.

The PROPOSED FINDING has also been corrected for clerical
errors pursuant to court order:

1. ORDER CORRECTING CLERICAL OVERSIGHTS IN PROPOSED
FINDING OF WATER RIGHTS - filed September 28, 1979;

2. ORDER CORRECTING CLERICAL ERRORS - filed November
25, 1985.

This partial decree does not include any of the
PROPOSED FINDING which is still involved in unresolved objec-
tions. The attached Exhibit A lists the water rights which are
not included in the partial decree because they are involved in

unresolved objections. The reserved water right claims of the United States Department of Agriculture, Forest Service, are also not included because they are currently the object of negotiations between the State of Idaho and the United States. Those reserved right claims are listed in Exhibit B. In addition, those water rights which were part of the court decision in Branson v. Miracle, 107 Idaho 221 (1984), are not included in this partial decree.

IT IS HEREBY ORDERED, ADJUDGED and DECREED, that the water rights of the Payette River Drainage Basin with the exceptions noted above are as described in the PROPOSED FINDING, as amended by:

1. ORDER CONFIRMING PROPOSED FINDING OF WATER RIGHTS TO UNCONTESTED OBJECTIONS - filed September 26, 1979;
2. ORDER (Orville Jackson) - filed February 26, 1982;
3. STIPULATION RESOLVING ECKROAT OBJECTION - filed May 12, 1980;
4. STIPULATION RESOLVING STRINGER OBJECTION - filed May 5, 1980;
5. STIPULATION RESOLVING OBJECTION OF UNITED STATES - filed February 18, 1982;
6. STIPULATION RESOLVING MITCHELL OBJECTION - filed May 12, 1980;
7. ORDER ALLOWING FILING OF LATE OBJECTION TO PROPOSED FINDINGS OF WATER RIGHTS AND AMENDING SUCH FINDINGS TO INCLUDE

WATER RIGHT OF McCALL-DONNELLY SCHOOL DISTRICT No. 421 - filed September 24, 1983;

8. ORDER ALLOWING FILING OF LATE OBJECTION TO PROPOSED FINDINGS OF WATER RIGHTS AND AMENDING PROPOSED FINDING OF WATER RIGHTS (Thomas J. Davis and Jemima K. Davis) - filed July 12, 1982.

9. STIPULATION AND ORDER (Pancheri and MacGregor Land and Livestock Company) - filed December 21, 1984.

10. ORDER CORRECTING CLERICAL OVERSIGHTS IN PROPOSED FINDING OF WATER RIGHTS - filed September 28, 1979;

11. ORDER CORRECTING CLERICAL ERRORS - filed November 25, 1985, all of which are incorporated herein by reference.

DATED this 20th day of December, 1985.


JIM R. DOONITTLE
District Judge

Rule 54(b) Certificate

With respect to the issues determined by the above judgment, it is hereby CERTIFIED, in accordance with the Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final decree and that the court has and does direct that the above partial decree shall be a final judgment upon which execution may issue and appeal may be taken as provided by the Idaho Appellate Rules.

PARTIAL DECREE, Page 4

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DATED this 20th day of December, 1985.


JIM R. DOOLITTLE
District Judge

STATE OF IDAHO)
County of Gem) ss.

I certify that the foregoing
is a true and correct copy
of the original on file in
this office.

DATED 1-29-86

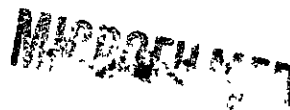
Thelma R. Kolodziej, Clerk

By: Karen Browne Deputy

PARTIAL DECREE, Page 5

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SEP 09 2003



JUL 24 1996

* INDICATES INITIAL #

SOURCE: PAYETTE RIVER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USC PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-0165A	LOMER PAYETTE DITCH COMPANY 114 NORTH 8TH STREET, PAYETTE, IDAHO 83661 REMARKS: POINT OF INJECTION IN 016 WILLOW CREEK IN SESE, S. 26, T8N, R4N. POINT OF RE-DIVERSION IN SWN4, S. 21, T8N, R4W. PLACES OF USE WITHIN LANDS OF LOMER PAYETTE DITCH CO. SEE 65-0165X.	3/22/1884	IRRIGATION	3/15 11/15	--- AFA 63.32 CFS	LOT 3 S 7 T 7N R 3W	*10990*	BENEFICIAL USE
55-0058	MONTGOMER FARMERS DITCH COMPANY MONTGOMER, IDAHO 83646	6/23/1884	IRRIGATION	4/ 1 11/ 1	--- AFA 21.63 CFS	SWNE S25 T 7N R 1E	SWNE(35) SENE(40) SENM(40) NESM(40) NWSM(40) SWSM(32) SESM(30) NESE(38) NWESE(24) SWESE(30) SESE(20) LCT 1(31) LOT 2(38) LOT 3(24) LCT 4(48) S22 T 7N R 1E SWN(37) NWSM(19) SWSM(1) LCT 6(11) LCT 5(7) LCT 4(15) LOT 3(24) S23 T 7N R 1E NENW(17) NWNW(31) SWN(26) SENW(1) S27 T 7N R 1E SENE(23) LOT 1(36) S28 T 7N R 1E LCT 9(11) LCT 8(25) LCT 7(29) S21 T 7N R 1E *823*	BENEFICIAL USE
55-0078	LETHA IRRIGATION & WATER COMPANY, INC. C/O MELBA PLATZ, ROUTE 2, NEW PLYMOUTH, IDAHO 83655 REMARKS: IRRIGATED BY JACK WOODS DITCH.	10/27/1884	IRRIGATION	3/15 11/15	--- AFA 3.18 CFS	NWNW S 8 T 6N R 2W	NESM(29) SESM(10) LCT 9(24) LCT10(12) S 6 T 6N R 2W SENE(29) NESE(19) S 1 T 6N R 3W *123*	BENEFICIAL USE



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 23, 2003

RECEIVED

JUL 25 2003

Department of Water Resources

SCOTT CAMPBELL
MOFFATT THOMAS
PO BOX 829
BOISE ID 83701-0829

Re: Application for Transfer No. 70496 in the Name of Lower Payette Ditch Co.

Dear Mr. Campbell:

This office acknowledges the withdrawal of the above-referenced application for permit to appropriate the public waters of the state of Idaho.

The application will now be removed from the department's records. By copy of this letter we ask that Debbie Allen of our fiscal dept. refund the \$530 filing fee.

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

Sincerely,

Dan Nelson

DN:st

CC: Debbie Allen
Lower Payette Ditch Co.

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SEP 09 2003

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Eugene C Thomas
John W Barrett
R B Rock
Richard C Fields
Robert E Bakes
John S Simko
John C Ward
D James Manning
Gary T Dance
Larry C Hunter
Morgan W Richards
Mark A Ellison
Randall A Peterman
Mark S Prusynski
Stephen R Thomas

Glenna M Christensen
Gerald T Husch
Scott L Campbell
Michael G McPeck
Robert B Burns
James C Dale
Michael E Thomas
Patricia M Olsson
James C deGlee
Bradley J Williams
Lee Radford
Michael O Roe
David S Jensen
James L Martin
C Clayton Gill

David P Gardner
Casey C Robertson
Julian E Gabiola
Angela Schaefer Kaufmann
Benjamin H Schwartz
Jon A Stenquist
Bradley J Dixon
Keasa L Hollister
Mark C Peterson
Andrew J Waldera
Shawn C Nunley

Willis C Moffatt, 1907-1980
Kirk R Helms, 1956-2003

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JUL 22 2003
WATER RESOURCES
WESTERN REGION

July 18, 2003

Boise
Idaho Falls
Pocatello

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

Mr. Dan Nelson
Idaho Department of Water Resources
Western Region Office
2735 Airport Way
Boise, ID 83705

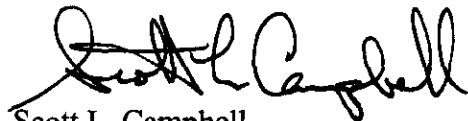
Re: Lower Payette Ditch Company
Transfer No. 70496
MTBR&F File No. 18939.2

Dear Dan:

Pursuant to our recent telephone conversation, I am writing to request that Transfer No. 70496, in the name of Lower Payette Ditch Company, be withdrawn. Please send to me any refund of the application fee.

Thank you for your cooperation.

Very truly yours,



Scott L. Campbell

SLC/dll

cc: Client

Dana Hofstetter

MICROFILMED

SEP 09 2003

HOFSTETTER LAW OFFICE

608 West Franklin Street
Boise, Idaho 83702

Dana@IdahoWaterLaw.com

Dana L. Hofstetter
Attorney at Law

Telephone: (208) 424-7800
Facsimile: (208) 424-8774

July 10, 2003

Scott Campbell
Moffatt Thomas
P.O. Box 829
Boise, Idaho 83701-0829

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JUL 11 2003

WATER RESOURCES
WESTERN REGION

Re: Lower Payette Ditch Company

Dear Scott:

As you know, the Colwells' have returned their shares to the Lower Payette Ditch Company. Accordingly, the Transfer Application to add the point of diversion for the Colwells' property should be withdrawn as soon as possible. Dan Nelson of the Idaho Department of Water Resources has informed me that withdrawal of the Transfer Application will result in a refund of the filing fee. Since the Colwells' covered the original filing fee, they should receive this reimbursement. Therefore, please forward to me the refunded filing fee as soon as possible.

Thank you for your attention to this matter.

Sincerely,

HOFSTETTER LAW OFFICE, LLC



Dana L. Hofstetter

cc: George Colwell
Dan Nelson
E/4001 1/5609

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SEP 09 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

June 18, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

MOFFATT THOMAS
ATTN SCOTT CAMPBELL
PO BOX 829
BOISE ID 83701-0829

RE: APPLICATION FOR TRANSFER LOWER PAYETTE DITCH CO.

Dear Mr. Campbell:

This letter is to verify and provide more detail to the telephone message I left concerning the Lower Payette Ditch Company (LPDC) transfer, transfer number 70496, on 6/17/2003. The review of this transfer is complete. Once we receive the approval from your office to advertise and the additional fee described below, we will advertise the application.

A \$530.00 fee was submitted with the transfer. The Idaho Department of Water Resources (IDWR) accepts reduced fees for transfers that are only dealing with a portion of the larger system, which is the case with this application. However, in Part 1, page 2 Section 6d, remarks, you state that the amount of water affected by this transfer would be less than 20.00 cfs. Therefore, the fee will be based on the 20.00 cfs amount instead of the combined rate of all the rights involved. The fee for 20.00 cfs is \$1010.00. In order to advertise this application, our office will need to receive an additional \$480.00 to bring the fee up to the correct amount ($\$1010.00 - \$530.00 = \$480.00$). I have attached a copy of the fee schedule for your review.

I wanted to make you aware of two other situations associated with the transfer that may be different than you expected prior to filing the transfer. Please review these and contact me if you would like to discuss them in detail

1.) The total rate of diversion marked on page 1, part 1, Section 2, was calculated incorrectly in the original application. The applicant added the diversion rate on all the water right together to come up with a total diversion rate of 404.98. However, when all of the Graveyard Gulch Wasteway rights are combined, they are limited to 93.02 cfs. This combination reduces the total diversion rate to 392.44 cfs. This will be listed on all of the water rights after the transfer is completed, so I want to make sure were aware of this prior to advertising your application.

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SEP 03 2003

page 2
LPDC let

2.) An issue dealing with the water right conditions came to the forefront during the transfer review. There was some concern over the placement of the standard IDWR condition "This right when combined with all other rights is limited to 0.02 cfs per acre and 4.5 afa per acre". Our legal staff with the Snake River Basin Adjudication (SRBA) voiced a concern that there may be a problem with this condition being place on the decreed rights in the SRBA court.

Under the SRBA legal staff direction, we removed this condition from the water rights that were in the Payette River Basin Adjudication PRBA decree, but we could not remove this condition from the water rights that have licensed since the PRBA. This means that some of the LPDC rights have this condition and others do not.

I wanted to let you know about this situation, because these conditions and the lack of conditions will need to be considered when the water is delivered. The regulation of these rights may require that they be delivered differently based on this condition.

The only thing that is needed to continue with processing and advertising of this application is the \$480.00 fee upgrade and your approval to advertise. Our office will be able to hold this application for 30 days from the date of this letter. If you wish to hold the application for a longer period of time, you will need to send a written request to hold the application for up to one year.

If you have any questions or concerns please contact me at the above address.

Respectfully,

A handwritten signature in black ink, appearing to read "Daniel A. Nelson", with a long horizontal flourish extending to the right.

Daniel A. Nelson
Sr. Water Right Agent

MICROFILMED
SEP 09 2003

FINAL TRANSFER REVIEW CHECKLIST

Trans #	Date Reviewed	Reviewer
70497	3-7-03	DAN
Right No(s).*	65-165A 65-165C 65-7425 65-7848	65-7885
Split?	65-165B 65-165X 65-7428 65-7882	65-11413 65-12279
	Y XN Y XN Y XN Y XN	Y XN Y XN

AREA OF CONCERN: ☒ No ☐ Yes, identify

RightID's of From & To records correct? Y N (resolve with State Office personnel)

NOTE: Check for Partial Decree issuance, etc. since time of application's entry

PROOF OF OWNERSHIP COMPLETE FOR OLD & NEW P/U _____ Lien Holder Release _____

GROUNDWATER:

DRILLING PERMIT

All wells - 046

DP upgrade req'd ☒ Y ☐ N (contact GW personnel)

WMD - North/East/West

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 067

WVMD

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M or 01Q

SUPPLEMENTAL (irr = only use) - 065-104

SUPPLEMENTAL (irr + other uses) - 100-105

USES:

STORAGE - 18C-R02-01P-18B-NA

IRR ≤ 5 ac - R66/R67/R68/~~R69~~ (0.03 cfs/ac)

> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)

STOCKWATER - R37 (all BLM/USFS)

MINING - 054-106

FISH PROP - 029(70'S only)-007-122-106

HEAT/COOL - R07 (injection well)

FIRE PROT - 077

DAIRY - 082 (zoning if a concern)-106-WD8

MISC CONDITIONS:

~~A07~~-1 yr to develop

T08 - comply or rescind

T17 - measure all p/d's (used with WB4)

T18 Special T17 & R43 combined-multiple pds in WD

Protested - 020-X19

Water Quality - 106-R07

(X27) Number of acres/season in ppu

~~35~~ - Combined totals of multiple rts

FOR wastewater
C 7425 5 7005

OTHER CONDITIONS

~~R05~~

127

X-11

COMMENTS

Database files updated ✓

Approval form saved

Shape files created

PID's DAVE DAN
(optional printing) ^{SHAP}
~~NAME~~ ^{POW}

S.O. ONLY: Final database update after approval _____ *Comment to WR No(s).

TRANSFER WITHDRAWN

INITIAL TRANSFER REVIEW CHECKLIST

Applicant Lower Payette Ditch CO Transfer No. 4-2503
 Reviewed by DAN Date ~~5-10-03~~ 3-7-03
 Data entered by DAN

1. Type of right / Decree License OR X AJ Record

Caution
before processing: Partial Decree to WR Ownership Change filed & split completed
 Informal AJ split completed prior to transfer processing only if needed

2. Purpose of transfer Change P/D Add P/D X Change P/U
 Change N/U Change Period Other (identify)

3. Check Existing Right
X Source X Priority X Amount
X Purpose X Period X SRBA Claim
X Description of original point(s) of diversion
X Description of original place of use
X Overlapping rights for original P/D &/or P/U

4. Check Proposed Right for amount of land &/or water transferred:

- a. X Analysis memo – always include unless justify why not needed
- b. X All of right
- c. Part of right – Note: Part B should normally be completed only if part of right is owned by applicant
- d. X Description of point(s) of diversion
- e. X Description of place of use
- f. X Map showing proposed P/D &/or P/U
- g. X Correct notarized signature and fee – see Transfer Memo #23 about fees if necessary
- h. X Proof of ownership of right &/or land from which water is transferred
- i. X Expansion in use of right: check rate of flow, diversion volume and consumptive volume. Discuss in memo.
- j. X Surface water source: IDFG letter; notify Water Planning Bureau if protected river or minimum flow reach.

k ☒ Overlapping rights for current & proposed scenarios

Current see memo

Proposed see memo

l. ☒ SRBA Claim(s) yes

m. ☒ Comment letters ☒ Yes as follows ☐ No
☒ Water District # 65 ☒ IDFG ☐ Other, list below or see attached

PUBLICATION REVIEW

1. Comment Letters

Watermaster comments received _____ (date)

Other comment letters received ☐ Yes ☐ No

2. Affidavit of publication received: ☐ Yes

3. Published correctly: ☐ Yes ☐ No

If No, re-publication required: ☐ Yes ☐ No

4. Protests received: ☐ Yes ☐ No ☐ If yes, acknowledgement sent

RECOMMENDATIONS

See electronic transfer folder.
 Folder name = applicant last name + transfer application #.
 Recommendations = see file name "draft approval" &/or "review memo"

TRANSFER WITHDRAWN

FORWARDING FILE TO S.O. – see Supplemental Checklist for Scanning

1 Scanning completed & Supplemental Review Sheet filed in Western WR file(s) ☐ Yes

2. File forwarded to S.O. AT 7-24-03 Date

SUPPLEMENTAL TRANSFER REVIEW CHECKLIST

- E'folder name Lower Payette Ditch CO 70490
(applicant last name + transfer application #)
- Right Numbers * 65-165A, 65-165B, 65-165C, 65-165X, 65-7425,
65-7428, 65-7848, 65-7882, 65-7885, 65-11413, 65-12277
- Legal Notice: Use Workflow ad NO
- OR Word file name Lower Payette Ditch CO Legal Notice
- Emails Reviewer, check one: File-Taylor-Awo2 common.
- ☐ WR record transferred ☒ AJ record transferred
- Email sent, include e'folder name & brief sentence about purpose of transfer:
- ☐ WR record = Pam ☒ AJ record = Don, copy to Pam & Jan

SCANNING/SAVING TO E'FOLDER**ITEM SCANNED/SAVED****INITIALS & DATE**

- Application (... original ... amended) with its attachments DAN 5-1-2003
- Draft review memo DAN 5-1-2003
- Legal notice w/ cover letter/email (Correspondence legal notice) _____
- Draft transfer approval _____
- Final Review memo DAN 6-17-2003
- Initial Review checklist (... initial) _____
- Final Review checklist (... final) _____
- Additional items, *identify with acceptable e'folder file names* _____

*** FILE COMPLETED FORM IN ALL WESTERN WR FILES INVOLVED**

10-9/02

Boise
Idaho Falls
Pocatello

Moffatt Thomas

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October 7, 2002

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OCT 09 2002

WATER RESOURCES
WESTERN REGION

Gary Spackman
Idaho Department of Water Resources
Western Region Office
2735 Airport Way
Boise, ID 83705

Re: Lower Payette Ditch Company / Colwell - Birding Island Ranch
MTBR&F File No. 18939 2

Dear Mr. Spackman:

I am enclosing for filing with the Idaho Department of Water Resources an Application for Transfer of Water Right. Also enclosed is a check for the filing fee in the amount of \$530.00. Please return a conformed copy of the Application to my office in the envelope provided.

✓
10-11-02

If you have any questions, please contact me

Very truly yours,


Scott L. Campbell

SLC/dll
cc Client

MICROFILMED

SEP 09 2003

BOI_MT1 415595 1