

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70464

This is to certify that: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729
 (208)853-1371

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
65-3103	AJC/Decreed	01/01/1872	3.82 cfs	868.5 af	193.0	477.0	PORTER CREEK

Associated Water Rights Also Included in Transfer Approval (Update Conditions)

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
65-2869	AJC/License	10/01/1966	0.86 cfs	394 af	92.0	477.0	PAYETTE RIVER
65-1151	AJC/Decreed	08/01/1965	0.02 cfs	N/A	1.0	477.0	SPRING
65-1317	AJC/Decreed	01/01/1870	1.31 cfs	N/A	50.0	477.0	SHAFFER CREEK
65-2138	AJC/Decreed	05/22/1912	0.4 cfs	N/A	20.0	477.0	PETERSON GULCH CREEK
65-2532A	AJC/Decreed	09/14/1950	1.3 cfs	N/A	60.0	477.0	PAYETTE RIVER
65-2540	AJC/Decreed	04/26/1951	3.2 cfs	922.55 af	183.0	477.0	PAYETTE RIVER
65-10747	AJC/Decreed	04/01/1960	0.9 cfs	383.8 af	183.0	477.0	PAYETTE RIVER
65-10748	AJC/Decreed	04/01/1968	0.8 cfs	N/A	40.0	477.0	PAYETTE RIVER
65-10749	AJC/Decreed	04/01/1960	0.22 cfs	N/A	11.0	477.0	PAYETTE RIVER
65-11393A	AJC/Decreed	06/01/1912	4.45 cfs	N/A	169.0	477.0	SHAFFER CREEK

Purpose of Transfer (Changes Proposed)

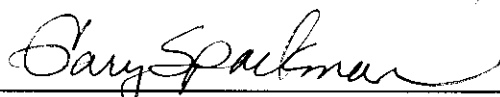
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
65-3103	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
65-3103	65-22776	0.04 cfs	6.8 af	N/A	1.5	65-22775	3.78 cfs	861.7 af	191.5	477.0
COMBINED										
TOTALS		0.04 cfs	6.8 af	N/A	1.5		3.78 cfs	861.7 af	191.5	477.0

Detailed Water Right Description(s) attached

Dated this 22nd day of April, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 65-22775
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-22775 is now described as follows.

Right Holder: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729

Priority Date: January 01, 1872

Source: PORTER CREEK

Tributary: PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	3.78 CFS	861.7 AF
			3.78 CFS	861.7 AF

LOCATION OF POINT(S) OF DIVERSION:

PORTER CREEK NWSE Sec. 12 Twp 07N Rge 02E 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
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

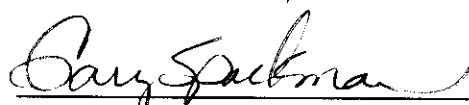
Total Acres: 477

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 191.5 acres within the place of use described above in a single irrigation season.
2. 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 rights nos.: 65-1151, 65-1317, 65-2138, 65-2532A, 65-2540, 65-2869, 65-10747, 65-10748, 65-10749, 65-11393A, 65-22778.
3. 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 4.5 af per acre at field headgate. Combined rights nos.: 65-1151, 65-1317, 65-2138, 65-2532A, 65-2540, 65-2869, 65-10747, 65-10748, 65-10749, 65-11393A, 65-22778.
4. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 65-22776
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-22776 is now described as follows.

Right Holder: GEORGE W DOVEL
 434 PIONEER RD
 HORSESHOE BEND ID 83629

Priority Date: January 01, 1872

Source: PORTER CREEK

Tributary: PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.04 CFS	6.8 AF
			0.04 CFS	6.8 AF

LOCATION OF POINT(S) OF DIVERSION:

PORTER CREEK L2 (SWNW) Sec. 7 Twp 07N Rge 03E 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	
07N	02E	12											1.3						1.3
07N	02E	13							.2										.2

Total Acres: 1.5

CONDITIONS OF APPROVAL

1. Prior to diversion of water under this approval, the right holder shall install a bypass in the existing diversion works to provide an alternate means of measurement and control within reasonable proximity to the point of diversion. The bypass system shall be subject to the approval of the Department and shall provide the watermaster suitable control of the diversion works when water is not available to satisfy junior water rights diverted at the same point of diversion.
2. The right holder shall maintain the existing diversion works with 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 within reasonable proximity to the point of diversion.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65B, Porter Creek.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 65-22776

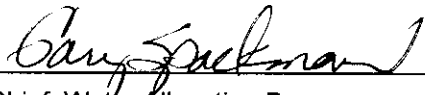
As Modified by Transfer No. 70464

CONDITIONS OF APPROVAL

7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
8. 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.
9. Rights 65-10953, 65-22777, 65-22328, 65-22329 and 65-22330 are also diverted through the point of diversion described above.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 65-1151
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-1151 is now described as follows.

Right Holder: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729

Priority Date: August 01, 1965

Source: SPRING

Tributary: PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	to 12/31	0.02 CFS	0.4 AF
STOCKWATER FROM STORAGE	01/01	to 12/31	0.02 CFS	0.4 AF
IRRIGATION	04/01	to 11/01	0.02 CFS 0.02 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SPRING NWSW Sec. 35 Twp 07N Rge 02E 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. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
3. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
4. 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.: 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775, 65-22778.

WATER RIGHT NO. 65-1151
As Modified by Transfer No. 70464

CONDITIONS OF APPROVAL

5. 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 4.5 af per acre at the field headgate. Combined right nos.: 65-1317, 65-10748, 65-11393A, 65-2138, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775, 65-22778.
6. This right is limited to the irrigation of 1 acre within the place of use described above in a single irrigation season.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 65-11393A
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-11393A is now described as follows.

Right Holder: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729

Priority Date: June 01, 1912

Source: SHAFER CREEK

Tributary: PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01 to	11/01	4.45 CFS	
			4.45 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SHAFER CREEK NWSE Sec. 2 Twp 06N Rge 02E 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
														L 7			
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. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. 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.: 65-2532A, 65-1151, 65-10749, 65-1317, 65-10748, 65-10747, 65-2138, 65-2540, 65-2869, 65-22775, 65-22778.
3. 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 4.5 af at the field headgate. Combined right nos.: 65-2532A, 65-10749, 65-1151, 65-1317, 65-10748, 65-10747, 65-2138, 65-2540, 65-2869, 65-22775, 65-22778.
4. This right is limited to the irrigation of 169 acres within the place of use described above in a single irrigation season.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 65-1317
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-1317 is now described as follows.

Right Holder: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729

Priority Date: January 01, 1870

Source: SHAFER CREEK

Tributary: PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	to 11/01	1.31 CFS	
			1.31 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SHAFER CREEK NWSE Sec. 2 Twp 06N Rge 02E 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
														L 7			
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

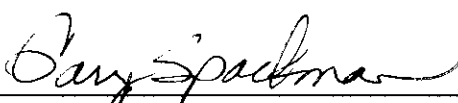
Total Acres: 477

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. 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.: 65-10748, 65-11393A, 65-2138, 65-1151, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775, 65-22778.
3. Use of this right with the rights listed below is limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at the field headgate. Combined right nos.: 65-10748, 65-11393A, 65-2138, 65-1151, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775, 65-22778.
4. This right is limited to the irrigation of 50 acres within the place of use described above in a single irrigation season.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 65-2138
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-2138 is now described as follows.

Right Holder: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729

Priority Date: May 22, 1912

Source: PETERSON GULCH CREEK **Tributary:** PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01 to	11/01	0.40 CFS	
			0.40 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PETERSON GULCH CREEK SESE Sec. 35 Twp 07N Rge 02E 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
																L 7			
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. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. 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.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775, 65-22778.
3. Use of this right with the rights listed below is limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at the field headgate. Combined right nos.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775, 65-22778.
4. This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 65-2532A
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-2532A is now described as follows.

Right Holder: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729

Priority Date: September 14, 1950

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01 to	11/01	1.30 CFS	
			1.30 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L2 (SENW) Sec. 26 Twp 07N Rge 02E 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

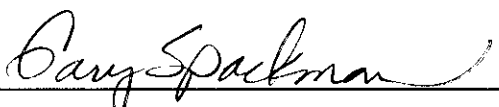
Total Acres: 477

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. 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.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2138, 65-2540, 65-10747, 65-2869, 65-22775, 65-22778.
3. Use of this right with the rights listed below is limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at the field headgate. Combined right nos.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775, 65-22778.
4. This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 65-2540
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-2540 is now described as follows.

Right Holder: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729

Priority Date: April 26, 1951

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	11/01	2.85 CFS	823.5 AF
RECREATION	04/01 to	11/01	0.35 CFS	99.0 AF
RECREATION STORAGE	04/01 to	11/01		99.0 AF
DIVERSION TO STORAGE	04/01 to	11/01	0.35 CFS	
			3.20 CFS	922.6 AF

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L4 (NWSE) Sec. 23 Twp 07N Rge 02E 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

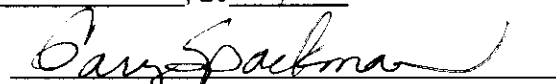
Total Acres: 477

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. 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.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2138, 65-10747, 65-2869, 65-22775, 65-22778.
3. Use of this right with the rights listed below is limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at the field headgate. Combined right nos.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2138, 65-10747, 65-2869, 65-22775, 65-22778.
4. This right is limited to the irrigation of 183 acres within the place of use described above in a single irrigation season.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 65-2869
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-2869 is now described as follows.

Right Holder: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729

Priority Date: October 01, 1966

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to	10/31	0.86 CFS	394.0 AF
			0.86 CFS	394.0 AF

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L2 (SWNW) Sec. 35 Twp 07N Rge 02E 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. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. 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.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2138, 65-22775, 65-22778.
3. Use of this right with the rights listed below is limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at the field headgate. Combined right nos.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2138, 65-22775, 65-22778.
4. This right is limited to the irrigation of 92 acres within the place of use described above in a single irrigation season.
5. Use of this right with Right No. 65-10748 is limited to a total combined diversion rate of 0.86 cfs.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 65-10747
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-10747 is now described as follows.

Right Holder: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729

Priority Date: April 01, 1960

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	11/01	0.80 CFS	341.2 AF
RECREATION	04/01 to	11/01	1.00 CFS	42.6 AF
RECREATION STORAGE	04/01 to	11/01		42.6 AF
DIVERSION TO STORAGE	04/01 to	11/01	1.00 CFS	
			0.90 CFS	383.8 AF

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L4 (NESE) Sec. 23 Twp 07N Rge 02E 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
													L 7				
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

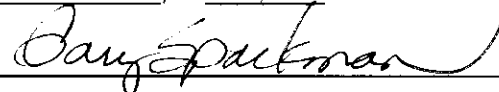
Total Acres: 477

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. 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.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2540, 65-2138, 65-2869, 65-22775, 65-22778.
3. Use of this right with the rights listed below is limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at the field headgate. Combined right nos.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2540, 65-2138, 65-2869, 65-22775, 65-22778.
4. This right is limited to the irrigation of 183 acres within the place of use described above in a single irrigation season.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 65-10748
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-10748 is now described as follows.

Right Holder: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729

Priority Date: April 01, 1968

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	to 11/01	0.80 CFS	
			0.80 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L2 (SWNW) Sec. 35 Twp 07N Rge 02E 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
													L 7				
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 this right with Right No. 65-2869 is limited to a total combined diversion rate of 0.86 cfs.
2. 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.
3. 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.: 65-2138, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775, 65-22778.
4. Use of this right with the rights listed below is limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at the field headgate. Combined right nos.: 65-2138, 65-11393A, 65-1317, 65-1151, 65-10749, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775, 65-22778.
5. This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 65-10749
As Modified by Transfer No. 70464

In accordance with the approval of Transfer No. 70464, Water Right No. 65-10749 is now described as follows.

Right Holder: D R & J INVESTMENTS LTD PARTNERSHIP
 8973 W STATE ST
 BOISE ID 83703-1729

Priority Date: April 01, 1960

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01 to	11/01	0.22 CFS	
			0.22 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L4 (NESE) Sec. 23 Twp 07N Rge 02E 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. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. 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.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-2138, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775, 65-22778.
3. Use of this right with the rights listed below is limited to a total combined diversion rate of 0.02 cfs and to a total combined annual diversion volume of 4.5 af per acre at the field headgate. Combined right nos.: 65-10748, 65-11393A, 65-1317, 65-1151, 65-2138, 65-2532A, 65-2540, 65-10747, 65-2869, 65-22775, 65-22778.
4. This right is limited to the irrigation of 11 acres within the place of use described above in a single irrigation season.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of April, 2004

Gay Sackman

 Chief, Water Allocation Bureau