

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 84825

This is to certify that: PORTNEUF IRRIGATING CO
PO BOX 540478
NORTH SALT LAKE, UT 84054

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 Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
29-11277	WR/DECREED	8/7/1932	55.000 cfs	N/A	N/A	N/A	PORTNEUF RIVER
29-51	WR/DECREED	3/27/1889	55.000 cfs	N/A	N/A	N/A	PORTNEUF RIVER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
29-11277	NO	NO	YES	NO	NO	NO
29-51	NO	NO	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
29-11277	29-11277	55.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
29-51	29-51	55.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		55.000 cfs	N/A	N/A	3117.6		N/A	N/A	N/A	N/A

This water right(s) 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. Detailed Water Right Description(s) attached.

Dated this 24th day of June, 2021.



Regional Manager

Support Data
In File # 29-51

Transfer No. 84825

WATER RIGHT NO. 29-11277**As Modified by Transfer No. 84825**

In accordance with the approval of Transfer No. 84825, Water Right No. 29-11277 is now described as follows:

Right Holder: PORTNEUF IRRIGATING CO
PO BOX 540478
NORTH SALT LAKE, UT 84054

Priority Date: 8/7/1932

Source: PORTNEUF RIVER **Tributary:** SNAKE RIVER

BENEFICIAL USE

IRRIGATION
STOCKWATER

From

04/01 to 10/31
04/01 to 12/31

To**Diversion Rate**

55.000 cfs
10.000 cfs
55.000 cfs

LOCATION OF POINT(S) OF DIVERSION

PORTNEUF RIVER L3 (SENV) Sec 22 Twp 09S Rge 37E BANNOCK County

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	36E	24													X		X	X	
09S	36E	25	X	X	X	X				X				X	X	X	X	X	
09S	36E	35							X	X				X	X	X	X	X	
					L 2					L 1					L 3	L 3		L 4	
09S	36E	35			X					X						X		X	
					L 6					L 6						L 7		L 8	
09S	36E	36	X	X	X	X	X						X	X	X	X	X	X	
09S	37E	16															X		
09S	37E	19		X	X	X					X	X	X	X	X	X	X	X	
				L 1	L 2	L 3						L 10	L 11		L 3	L 2			
09S	37E	19		X	X										X	X			
				L 7	L 7										L 8	L 9			
09S	37E	20	X		X	X			X	X	X	X	X	X	X	X	X	X	
				L 5		L 2	L 5			L 4	L 3	L 7	L 4				L 6		
09S	37E	20			X				X	X		X							
					L 6					L 8	L 7		L 8						
09S	37E	21	X	X	X	X	X	X	X	X		X							
				L 2	L 1	L 1	L 3	L 4	L 6										
09S	37E	21		X	X	X	X	X											
				L 5	L 7	L 7	L 5	L 6											
09S	37E	29					X	X	X			X	X						
09S	37E	30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
								L 1	L 2			L 3	L 4						
09S	37E	31		X	X		X	X	X	X	X	X	X	X		X	X	X	
								L 1	L 2			L 3	L 4						
10S	36E	1	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
			L 1	L 2			L 3	L 4											
10S	36E	2	X	X	X	X												X	
			L 1	L 2															
10S	36E	11													X				
10S	36E	12	X	X	X	X	X		X	X	X	X	X	X	X	X	X	X	
10S	36E	13	X	X	X	X	X	X		X	X			X	X	X	X	X	

Transfer No. 84825

WATER RIGHT NO. 29-11277
As Modified by Transfer No. 84825

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	36E	24	X	X															
10S	37E	5					X	X	X	X	X	X	X	X			X		
							L3	L4											
10S	37E	6	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
			L1	L2			L3	L4	L6			L7	L9						
10S	37E	6					X				X	X							
							L5				L8	L10							
10S	37E	7	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
							L1	L3			L5	L7							
10S	37E	7					X	X			X	X							
							L2	L4			L6	L8							
10S	37E	8		X	X		X	X	X	X	X	X	X	X		X	X		
10S	37E	17	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
10S	37E	18	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
							L1	L3			L5	L7							
10S	37E	18					X	X			X	X							
							L2	L4			L6	L8							
10S	37E	19	X	X		X	X	X							X				
							L1												
10S	37E	19					X												
							L2												
10S	37E	20	X	X	X		X	X	X	X	X	X	X	X		X	X		

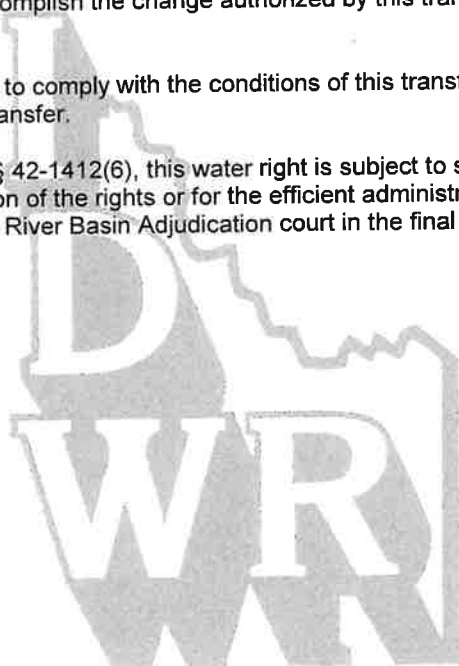
CONDITIONS OF APPROVAL

- Place of use is within the area served by the Portneuf Irrigating Co.
- The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
- Rights 29-51 and 29-11277 when combined shall not exceed a total diversion rate of 55 cfs and the irrigation of 3117.6 acres.
- 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. 29
- The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
- This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
- Water is delivered through a shared main canal off of the Portneuf River and re-diverted from the shared canal system in the SWNWNE of Sec 30, T9S R37E.

WATER RIGHT NO. 29-11277
As Modified by Transfer No. 84825

CONDITIONS OF APPROVAL

8. The operation and administration of this water right is subject to the terms and conditions of the Portneuf River Settlement Agreement filed with the SRBA Court on April 22, 2005.
9. This right does not grant any right-of-way or easement across the land of another.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 29-51

As Modified by Transfer No. 84825

In accordance with the approval of Transfer No. 84825, Water Right No. 29-51 is now described as follows:

Right Holder: PORTNEUF IRRIGATING CO
PO BOX 540478
NORTH SALT LAKE, UT 84054

Priority Date: 3/27/1889

Source: PORTNEUF RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

04/15

To

to 09/15

Diversion Rate

55.000 cfs

55.000 cfs

LOCATION OF POINT(S) OF DIVERSION

PORTNEUF RIVER

L3 (SENW)

Sec 22 Twp 09S Rge 37E BANNOCK County

CONDITIONS OF APPROVAL

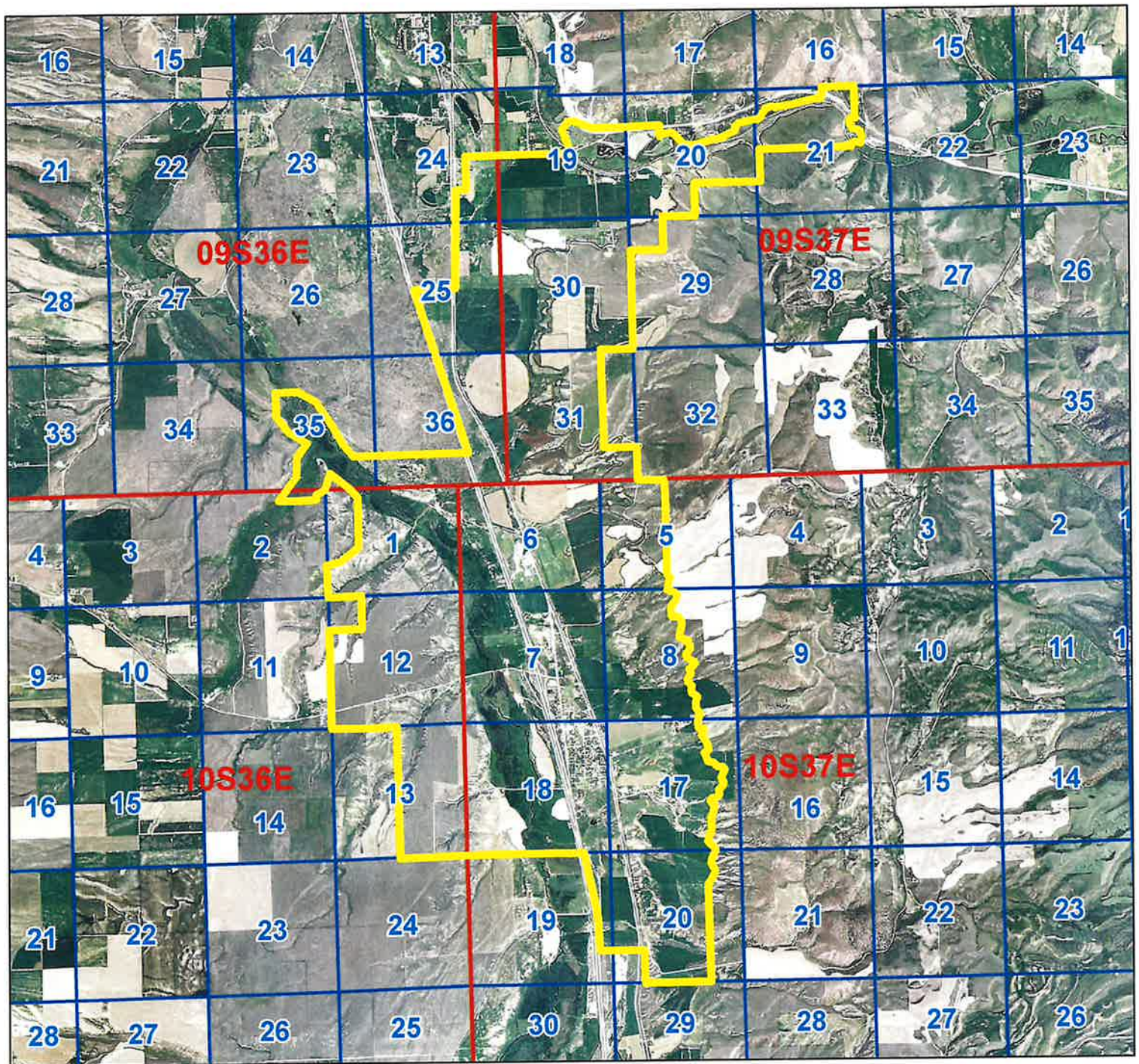
1. Place of use is within the area served by the Portneuf Irrigating Co.
2. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
3. Rights 29-51 and 29-11277 when combined shall not exceed a total diversion rate of 55 cfs, and the irrigation of 3117.6 acres.
4. 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. 29.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. Water is delivered through a shared main canal off of the Portneuf River and re-diverted from the shared canal system in the SWNWNE of Sec 30, T9S R37E.

WATER RIGHT NO. 29-51
As Modified by Transfer No. 84825

CONDITIONS OF APPROVAL

8. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 9/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 1/06/2006.
9. This right does not grant any right-of-way or easement across the land of another.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Transfer 84825
Portneuf Irrigating Company



0 1.25 2.5 5 Miles

Legend

-  Digital Boundary
-  Township/Range
-  Sections





State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

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Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

June 24, 2021

PORTNEUF IRRIGATING CO
PO BOX 540478
NORTH SALT LAKE UT 84054

Re: Transfer No: 84825
Water Right No(s): 29-51, 29-11277

Transfer Approval Notice

Dear Water Right Holder:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

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

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

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

If you have any questions, please contact me at (208) 525-7161.

Sincerely,



Christina Henman
Administrative Assistant

Enclosure

CERTIFICATE OF SERVICE

I hereby certify that on June 24, 2021 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 84825
Water Right No(s): 29-51, 29-11277

PORTNEUF IRRIGATING CO
PO BOX 540478
NORTH SALT LAKE UT 84054



Christina Henman
Administrative Assistant