

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 83357**

This is to certify that: **FALLS IRRIGATION DISTRICT
310 VALDEZ ST
AMERICAN FALLS, ID 83211**

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

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
29-13426	WR/DECREED	1/15/1952	2.020 cfs	540.0 af	135.0	12621.0	GROUND WATER
29-13427	WR/DECREED	1/15/1952	0.730 cfs	N/A	48.5	12621.0	GROUND WATER

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>
29-13426	NO	NO	NO	YES	NO	NO
29-13427	NO	NO	NO	YES	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>
29-13426	29-13426	2.020 cfs	540.0 af	135.0	N/A	N/A	N/A	N/A	N/A	N/A
29-13427	29-13427	0.730 cfs	N/A	48.5	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2.750 cfs	N/A	183.5	12621.0		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 15th day of August, 2019.



Eastern Regional Manager

SUPPORT DATA

Transfer No. 83357

IN FILE # 29-13426

WATER RIGHT NO. 29-13427

As Modified by Transfer No. 83357

In accordance with the approval of Transfer No. 83357, Water Right No. 29-13427 is now described as follows:

Right Holder: UNITED STATES OF AMERICA ACTING THROUGH
BUREAU OF RECLAMATION
REGIONAL DIRECTOR PN CODE-3100
1150 N CURTIS RD STE 100
BOISE, ID 83706-1234

Priority Date: 1/15/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	0.730 cfs 0.730 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSWSE	Sec 36 Twp 06S Rge 31E	POWER County
GROUND WATER	SWSW	Sec 22 Twp 07S Rge 31E	POWER County
GROUND WATER	SENE	Sec 28 Twp 08S Rge 30E	POWER County

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 48.5 acres within the authorized place of use in a single irrigation season.
2. Rights 29-2267, 29-2614, 29-13389, and 29-13427 when combined shall not exceed a total annual maximum diversion volume of 580 af.
3. Diversion of water from the wells authorized under Transfer 83357 located in SWSW, Sec. 22, T07S, R31E and NWSWSE, Sec. 36, T06S, R31E when combined shall not exceed a total annual maximum diversion volume of 584 af.
4. Diversion of water from the well authorized under Transfer 83357 located in NWSWSE, Sec. 36, T06S, R31E shall not exceed a total annual maximum diversion volume of 540 af.
5. Diversion of water from the well authorized under Transfer 83357 located in SENE, Sec. 28, T08S, R30E shall not exceed a total annual maximum diversion volume of 580 af.
6. Rights 01-13, 01-2061, 29-2262, 29-2267, 29-2288, 29-2306, 29-2307, 29-2310, 29-2341, 29-2380, 29-2568, 29-2614, 29-11167, 29-11168, 29-11169, 29-13388, 29-13389, 29-13426, 29-13427 when combined shall not exceed the irrigation of 12,621 acres.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 83357

WATER RIGHT NO. 29-13427

As Modified by Transfer No. 83357

CONDITIONS OF APPROVAL

8. Place of use is within the boundary of Falls Irrigation District pursuant to Idaho Code § 43-323.
9. 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.
10. Use of water under this right may 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. 120.
11. Prior to the diversion and use of water under Transfer approval 83357, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
12. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
13. The beneficial use of the water represented hereby is for the landowners within the Falls Irrigation District pursuant to Contract No. 14-06-100-851, dated December 9, 1955 (as may be supplemented or amended) between the United States of America through the U.S. Bureau of Reclamation and the Falls Irrigation District for irrigation and other permitted purposes as authorized by the Act of August 31, 1954, Ch. 1159, 68 Stat. 1026, of the Michaud Flats Project.
14. The place of use does not include federal land unless authorized in writing by the United States Bureau of Land Management or Bureau of Reclamation.
15. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
16. This right does not grant any right-of-way or easement across the land of another.
17. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
18. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
19. 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. 29-13426

As Modified by Transfer No. 83357

In accordance with the approval of Transfer No. 83357, Water Right No. 29-13426 is now described as follows:

Right Holder: UNITED STATES OF AMERICA ACTING THROUGH
BUREAU OF RECLAMATION
REGIONAL DIRECTOR PN CODE-3100
1150 N CURTIS RD STE 100
BOISE, ID 83706-1234

Priority Date: 1/15/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	2.020 cfs	540.0 af
			2.020 cfs	540.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSWSE	Sec 36 Twp 06S Rge 31E	POWER County
GROUND WATER	SWSW	Sec 22 Twp 07S Rge 31E	POWER County
GROUND WATER	SENE	Sec 28 Twp 08S Rge 30E	POWER County

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 135 acres within the authorized place of use in a single irrigation season.
2. Diversion of water from the wells authorized under Transfer 83357 located in SWSW, Sec. 22, T07S, R31E and NWSWSE, Sec. 36, T06S, R31E when combined shall not exceed a total annual maximum diversion volume of 584 af.
3. Diversion of water from the well authorized under Transfer 83357 located in NWSWSE, Sec. 36, T06S, R31E shall not exceed a total annual maximum diversion volume of 540 af.
4. Diversion of water from the well authorized under Transfer 83357 located in SENE, Sec. 28, T08S, R30E shall not exceed a total annual maximum diversion volume of 580 af.
5. Rights 01-13, 01-2061, 29-2262, 29-2267, 29-2288, 29-2306, 29-2307, 29-2310, 29-2341, 29-2380, 29-2568, 29-2614, 29-11167, 29-11168, 29-11169, 29-13388, 29-13389, 29-13426, 29-13427 when combined shall not exceed the irrigation of 12,621 acres.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
7. Place of use is within the boundary of Falls Irrigation District pursuant to Idaho Code § 43-323.

Transfer No. 83357

WATER RIGHT NO. 29-13426

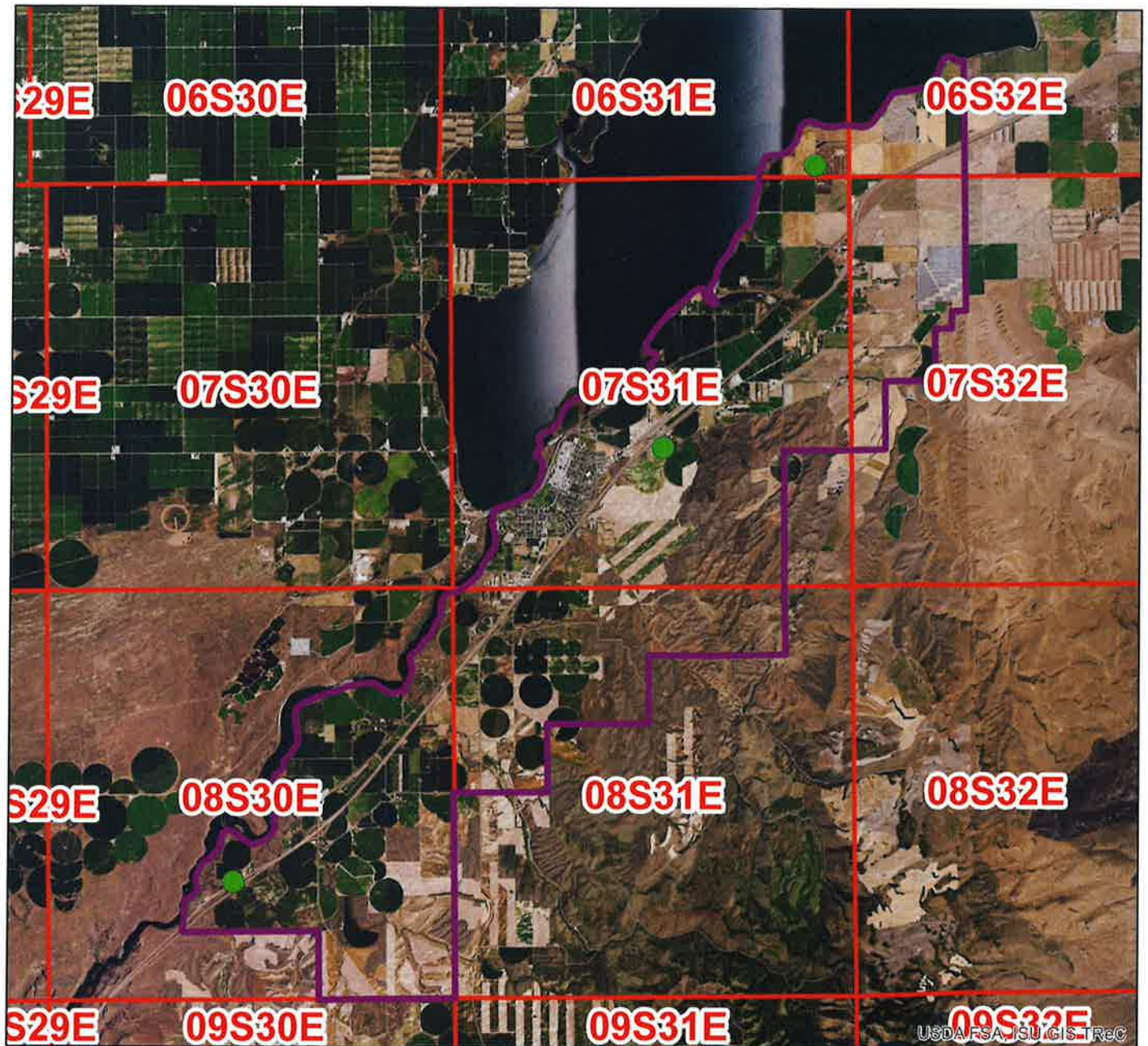
As Modified by Transfer No. 83357

CONDITIONS OF APPROVAL

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10. Prior to the diversion and use of water under Transfer approval 83357, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
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12. The beneficial use of the water represented hereby is for the landowners within the Falls Irrigation District pursuant to Contract No. 14-06-100-851, dated December 9, 1955 (as may be supplemented or amended) between the United States of America through the U.S. Bureau of Reclamation and the Falls Irrigation District for irrigation and other permitted purposes as authorized by the Act of August 31, 1954, Ch. 1159, 68 Stat. 1026, of the Michaud Flats Project.
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15. This right does not grant any right-of-way or easement across the land of another.
16. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
17. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
18. 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.

Attachment to Transfer Approval 83357

This map depicts the IRRIGATION place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.

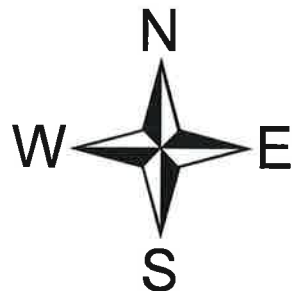


0 7,000 14,000 28,000 Feet

1 inch = 12,063 feet

Legend

- Water Right POD
- Water Right POU
- Township/Range



Date: 8/1/2019