

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 83358

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>
29-11168	WR/DECREED	4/1/1954	0.580 cfs	N/A	N/A	12621.0	GROUND WATER
29-2288	WR/DECREED	5/19/1950	2.000 cfs	520.0 af	130.0	12621.0	GROUND WATER
29-2306	WR/DECREED	7/2/1951	2.800 cfs	770.0 af	192.5	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>
29-11168	NO	NO	NO	YES	NO	NO
29-2288	NO	NO	NO	YES	NO	NO
29-2306	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>
29-11168	29-11168	0.580 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
29-2288	29-2288	2.000 cfs	520.0 af	130.0	N/A	N/A	N/A	N/A	N/A	N/A
29-2306	29-2306	2.800 cfs	770.0 af	192.5	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		5.380 cfs	1335.6 af	333.9	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 1st day of August, 2019.



Eastern Regional Manager

SUPPORT DATA

Transfer No. 83358

IN FILE # 29-2288

WATER RIGHT NO. 29-2288

As Modified by Transfer No. 83358

In accordance with the approval of Transfer No. 83358, Water Right No. 29-2288 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: 5/19/1950

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

2.000 cfs

2.000 cfs

Diversion Volume

520.0 af

520.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSWNE	Sec 36 Twp 06S Rge 31E	POWER County
GROUND WATER	SWSENE	Sec 11 Twp 07S Rge 31E	POWER County
GROUND WATER	NESE	Sec 13 Twp 07S Rge 31E	POWER County

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 130 acres within the authorized place of use in a single irrigation season.
2. Rights 29-2288 and 29-11168 when combined shall not exceed a total annual maximum diversion volume of 565.6 af and the irrigation of 141.4 acres.
3. 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.
4. 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.
5. Place of use is within the boundary of Falls Irrigation District pursuant to Idaho Code § 43-323.
6. 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.

WATER RIGHT NO. 29-2288
As Modified by Transfer No. 83358

CONDITIONS OF APPROVAL

7. 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.
8. Prior to the diversion and use of water under Transfer approval 83358, 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.
9. 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.
10. 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.
11. 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.
12. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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. 29-11168

As Modified by Transfer No. 83358

In accordance with the approval of Transfer No. 83358, Water Right No. 29-11168 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: 4/1/1954

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.580 cfs

0.580 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSWNE	Sec 36 Twp 06S Rge 31E	POWER County
GROUND WATER	SWSNW	Sec 11 Twp 07S Rge 31E	POWER County
GROUND WATER	NESE	Sec 13 Twp 07S Rge 31E	POWER County

CONDITIONS OF APPROVAL

1. Rights 29-2288 and 29-11168 when combined shall not exceed a total annual maximum diversion volume of 565.6 af and the irrigation of 141.4 acres.
2. 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.
3. 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.
4. Place of use is within the boundary of Falls Irrigation District pursuant to Idaho Code § 43-323.
5. 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.
6. 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.

WATER RIGHT NO. 29-11168
As Modified by Transfer No. 83358

CONDITIONS OF APPROVAL

7. Prior to the diversion and use of water under Transfer approval 83358, 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.
8. 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.
9. 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.
10. 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.
11. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
12. This right does not grant any right-of-way or easement across the land of another.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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. 29-2306

As Modified by Transfer No. 83358

In accordance with the approval of Transfer No. 83358, Water Right No. 29-2306 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: 7/2/1951

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	2.800 cfs	770.0 af
			2.800 cfs	770.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSWNE	Sec 36 Twp 06S Rge 31E	POWER County
GROUND WATER	SWSNW	Sec 11 Twp 07S Rge 31E	POWER County
GROUND WATER	NESE	Sec 13 Twp 07S Rge 31E	POWER County

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 192.5 acres within the authorized place of use in a single irrigation season.
2. 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.
3. 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.
4. Place of use is within the boundary of Falls Irrigation District pursuant to Idaho Code § 43-323.
5. 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.
6. 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.

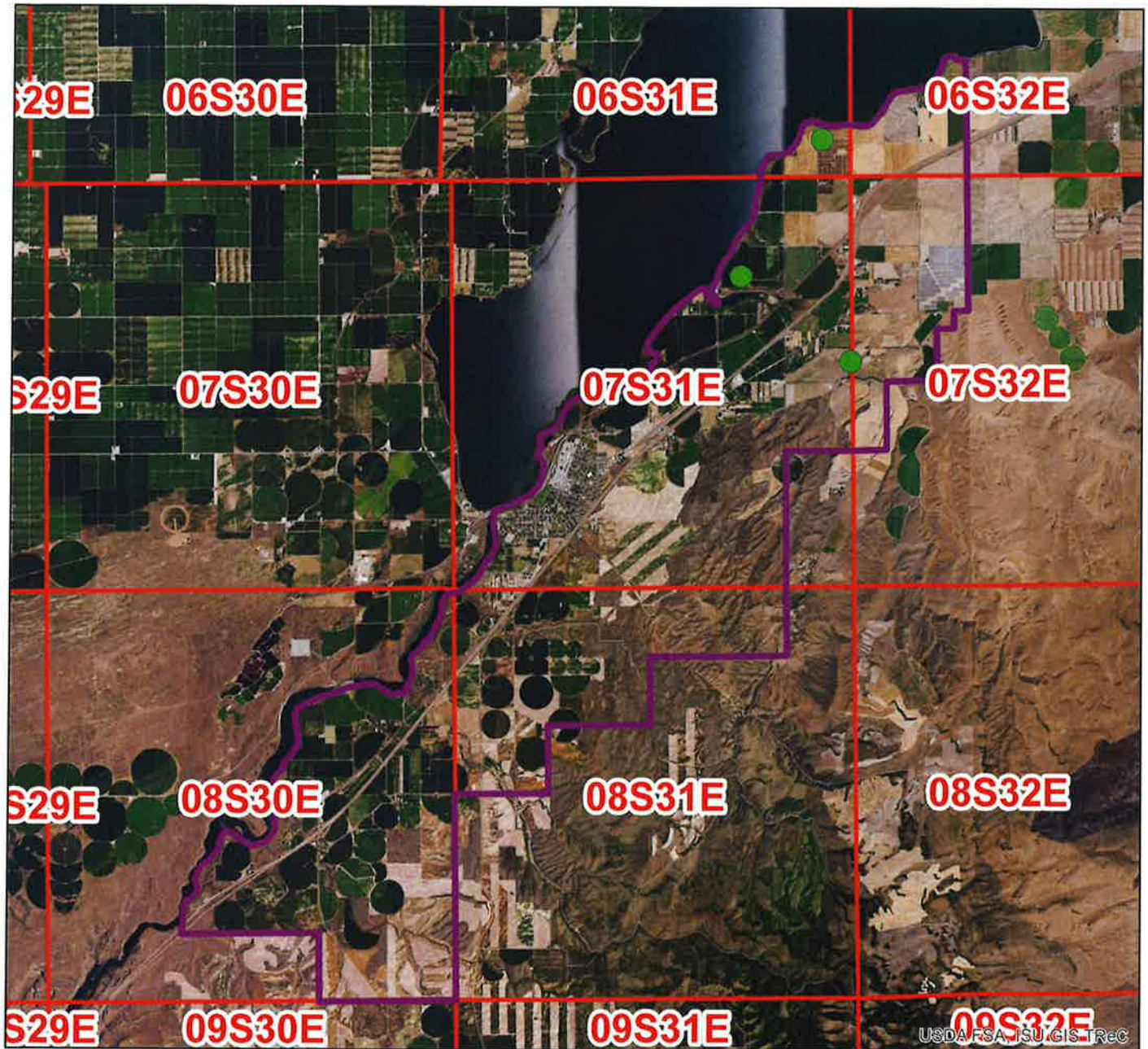
WATER RIGHT NO. 29-2306
As Modified by Transfer No. 83358

CONDITIONS OF APPROVAL

7. Prior to the diversion and use of water under Transfer approval 83358, 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.
8. 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.
9. 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.
10. 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.
11. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
12. This right does not grant any right-of-way or easement across the land of another.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 83358

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.

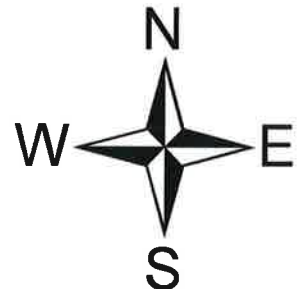


0 7,000 14,000 28,000 Feet

1 inch = 12,063 feet

Legend

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



Date: 8/1/2019