

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81048**

This is to certify that: **CITY OF EAGLE
PO BOX 1520
EAGLE, ID 83616**

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>
63-11413	WR/LICENSE	4/2/1991	3.150 cfs	434.0 af	N/A	N/A	GROUND WATER
63-12017	WR/LICENSE	7/27/1993	1.500 cfs	56.0 af	N/A	N/A	GROUND WATER
63-12448	WR/LICENSE	4/8/1998	3.250 cfs	691.0 af	N/A	N/A	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>
63-11413	NO	YES	NO	NO	NO	NO
63-12017	NO	YES	NO	NO	NO	NO
63-12448	NO	YES	NO	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>
63-11413	63-11413	3.150 cfs	434.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
63-12017	63-12017	1.500 cfs	56.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
63-12448	63-12448	3.250 cfs	691.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		3.250 cfs	1125.0 af	N/A	N/A		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 2nd day of June, 2017.



Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 63-11413

Transfer No. 81048

WATER RIGHT NO. 63-11413
As Modified by Transfer No. 81048

In accordance with the approval of Transfer No. 81048, Water Right No. 63-11413 is now described as follows:

Right Holder: CITY OF EAGLE
PO BOX 1520
EAGLE, ID 83616

Priority Date: 4/2/1991

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	3.150 cfs	434.0 af
			3.150 cfs	434.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSW	Sec 3	Twp 04N Rge 01E	ADA County
GROUND WATER	SWSW	Sec 4	Twp 04N Rge 01E	ADA County

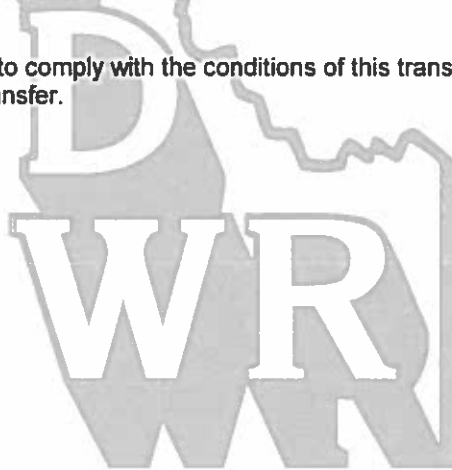
CONDITIONS OF APPROVAL

1. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
2. Place of use is within the service area of the City of Eagle municipal water supply system as provided for under Idaho Law.
3. Rights 63-11413, 63-12017 and 63-12448 when combined shall not exceed a total diversion rate of 3.25 cfs.
4. The right holder shall maintain a totalizing measuring devices of a type approved by the Department as a part of each of the diverting works.
5. Each lot which receives water under this right shall be metered.
6. After specific notification by the Department, the right holder shall determine the amount of water diverted and shall annually report the information to the Department.
7. Farmers Union Canal Company water shall be utilized for the irrigation of the lots in Lexington Hills and Trail Creek Ranch parcels equal to or greater than one-half acre in size during periods when water is being delivered in the canal. This water right may be used for irrigation purposes only if the entire amount of water from the Farmers Union Canal Co. remains with the lands in Lexington Hills and Trail Creek Ranch. Sale or transfer of surface water from any portion of these properties will be cause for the Department to further limit the use of this right.

WATER RIGHT NO. 63-11413
As Modified by Transfer No. 81048

CONDITIONS OF APPROVAL

8. The right holder is responsible to insure that pumpage under this water right does not directly cause the water level to significantly decline in any domestic well drilled and in use prior to March 29, 1978, or to cause the water level in any other well having a prior right to exceed a reasonable pumping level, unless the right holder provides reasonable compensation or mitigation to the prior water right holder for the reduced water levels as determined by the Director.
9. The right holder is responsible on an on-going basis to provide a well suitable for monitoring as determined by the Department.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.



WATER RIGHT NO. 63-12448
As Modified by Transfer No. 81048

In accordance with the approval of Transfer No. 81048, Water Right No. 63-12448 is now described as follows:

Right Holder: CITY OF EAGLE
PO BOX 1520
EAGLE, ID 83616

Priority Date: 4/8/1998

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	3.250 cfs	691.0 af
			3.250 cfs	691.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSW	Sec 3	Twp 04N Rge 01E	ADA County
GROUND WATER	SWSW	Sec 4	Twp 04N Rge 01E	ADA County

CONDITIONS OF APPROVAL

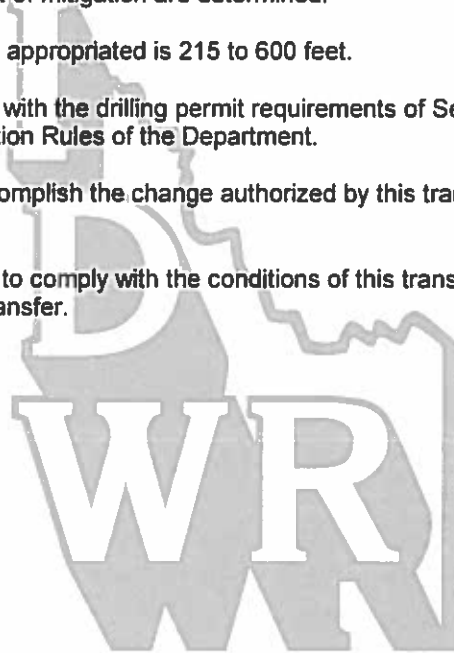
1. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
2. Place of use is within the service area of the City of Eagle municipal water supply system as provided for under Idaho Law.
3. Rights 63-11413, 63-12448, and 63-12017 when combined shall not exceed a total diversion rate of 3.25 cfs.
4. Rights 63-12448 and 63-12017 when combined shall not exceed a total annual maximum diversion volume of 691.0 af.
5. This right 63-12448 is subject to all prior rights, including rights 63-15820, 63-05226 and 63-05229.
6. After specific notification by the Department, the right holder shall determine the amount of water diverted each year and shall annually report the information to the Department.
7. The right holder of 63-12448 shall maintain direct back-up service from the right holder's municipal system without additional cost to the right holder(s) of 63-15820, 63-05226 and 63-05229. This water service compensates for the loss of production from the dairy-domestic well and the small irrigation well caused by diverting ground water from the municipal production well located in the SWSW, Section 4, T4N, R1E. The full extent of the diversion rate and volume authorized under each of the following decreed water rights is authorized to be diverted at the municipal water service: 63-15820 (0.04 cfs), 63-05226 (0.10 cfs) and 63-05229 (0.26 cfs).

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WATER RIGHT NO. 63-12448
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CONDITIONS OF APPROVAL

8. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.
9. Water bearing zone to be appropriated is 215 to 600 feet.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.



WATER RIGHT NO. 63-12017
As Modified by Transfer No. 81048

PLACE OF USE: RECREATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
04N	01E	3										X	X	X	X	X		X		X	

PLACE OF USE: RECREATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
04N	01E	3										X	X	X	X	X		X		X	

PLACE OF USE: WILDLIFE

Twp	Rng	Sec	NE				NW				SW				SE				Totals		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
04N	01E	3										X	X	X	X	X		X		X	

PLACE OF USE: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
04N	01E	3										X	X	X	X	X		X		X	

CONDITIONS OF APPROVAL

1. Rights 63-11413, 63-12448, and 63-12017 when combined shall not exceed a total diversion rate of 3.25 cfs.
2. Rights 63-12448 and 63-12017 when combined shall not exceed a total annual maximum diversion volume of 691.0 af.
3. The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
4. Place of use is located within Lexington Hills and Trail Creek Subdivisions.
5. The issuance of this right does not grant any right-of-way or easement across the land of another.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

WATER RIGHT NO. 63-12017
As Modified by Transfer No. 81048

CONDITIONS OF APPROVAL

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

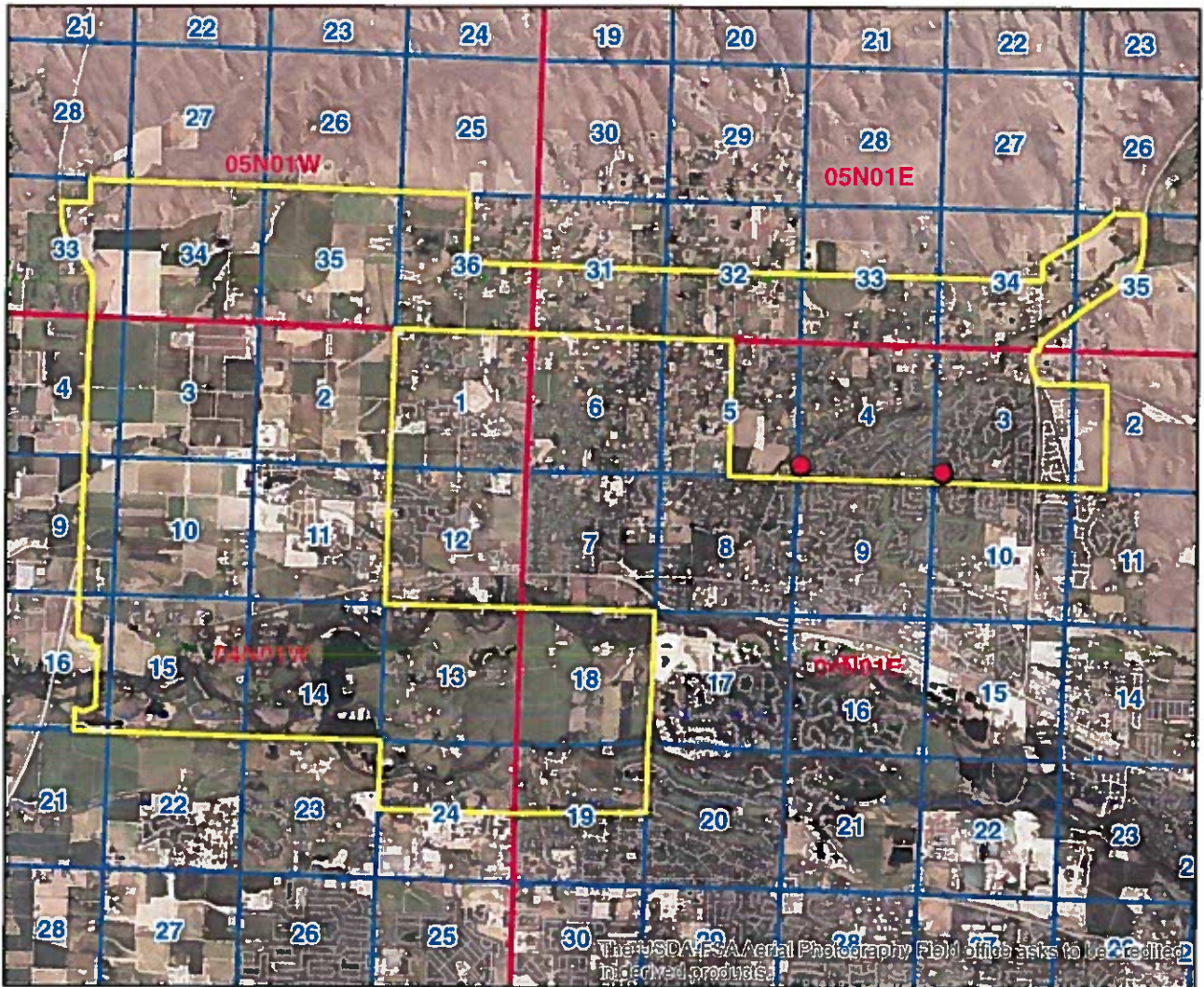


State of Idaho
Department of Water Resources




Attachment to Application for Transfer No 81048

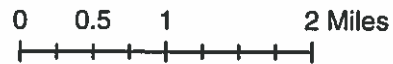
Water Right No. 63-11413 and 63-12448

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



Legend

-  Transfer POD
-  63-12448 and 63-11413 POU Boundary
-  Township/Range
-  Sections
-  QQ

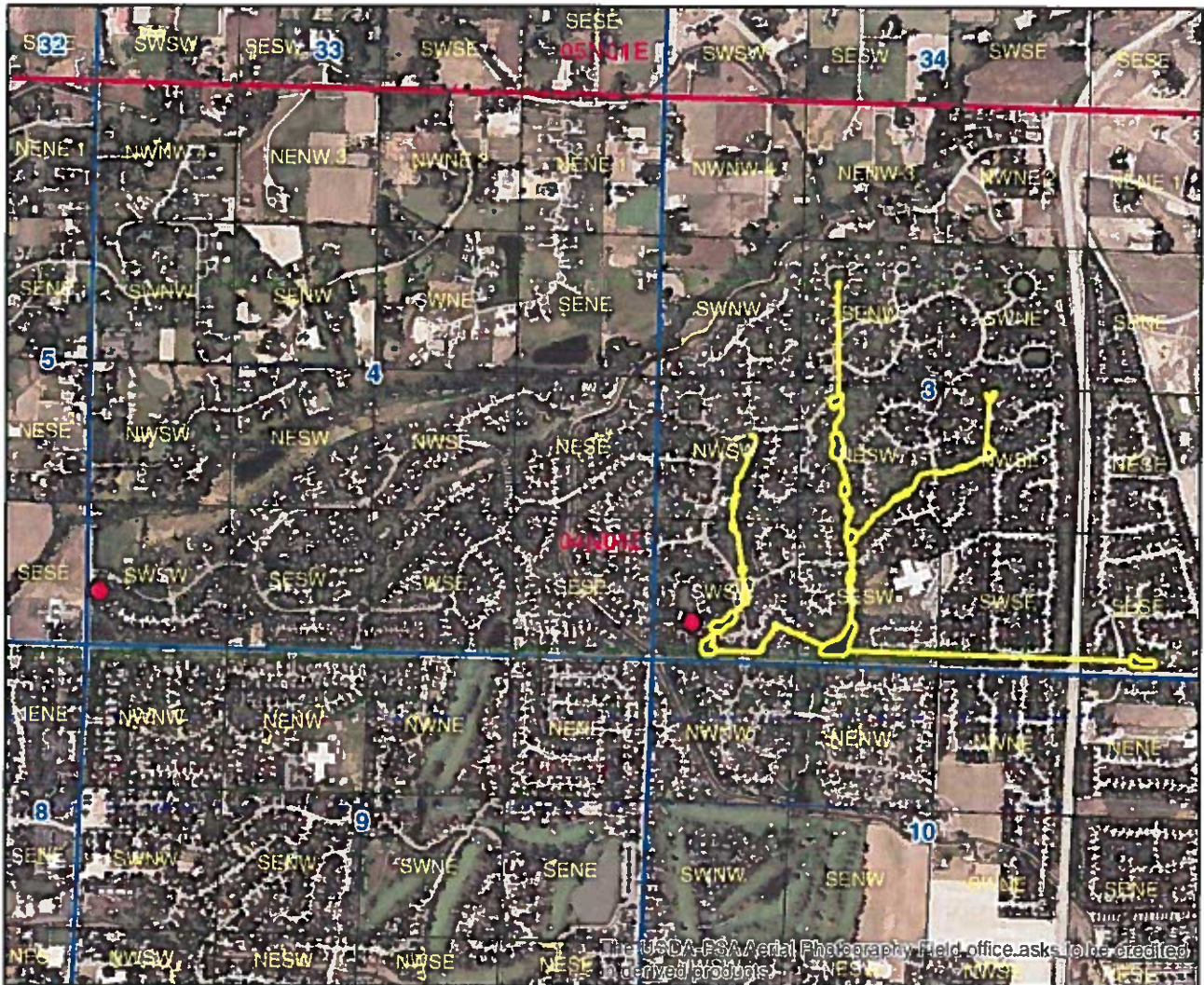


State of Idaho
Department of Water Resources

Attachment to Application for Transfer No 81048

Water Right No. 63-12017

This map depicts the Wildlife, Recreation, Aesthetic and Storage place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



Legend

- Transfer POD
- ▭ 63-12017 POU Boundary
- ▭ Township/Range
- ▭ Sections
- ▭ QQ

0 0.15 0.3 0.6 Miles

