

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT  
TRANSFER NO. 80938**

This is to certify that: **BLACKHAWK HOMEOWNERS ASSOC INC AND  
IRON RIM RANCH HOA  
8070 BLACKHAWK DR  
IDAHO FALLS, ID 83406**

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> |
|--------------------|---------------------|----------------------|-----------------------|-------------------------|-------------------|--------------------|---------------|
| 25-14305           | WR/DECREED          | 8/10/1966            | 0.020 cfs             | 3.5 af                  | N/A               | 1.0                | GROUND WATER  |
| 25-14307           | WR/DECREED          | 8/10/1966            | 0.020 cfs             | 3.5 af                  | N/A               | 1.0                | GROUND WATER  |
| 25-14308           | WR/DECREED          | 8/10/1966            | 0.020 cfs             | 3.5 af                  | N/A               | 1.0                | 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> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 25-14305              | NO           | YES        | YES        | YES            | NO                   | NO                   |
| 25-14307              | NO           | YES        | YES        | YES            | NO                   | NO                   |
| 25-14308              | NO           | YES        | YES        | 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> |
|------------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 25-14305               | 25-14305                         | 0.020 cfs            | 3.5 af                 | 1.0               | 353.9              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 25-14307               | 25-14307                         | 0.020 cfs            | 3.5 af                 | 1.0               | 353.9              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 25-14308               | 25-14308                         | 0.020 cfs            | 3.5 af                 | 1.0               | 353.9              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| <b>COMBINED TOTALS</b> |                                  | <b>0.060 cfs</b>     | <b>10.5 af</b>         | <b>3.0</b>        | <b>353.9</b>       |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

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 30<sup>th</sup> day of June, 2016.



Water Resources Program Manager

SUPPORT DATA

IN FILE # 25-14305

Transfer No. 80938

**WATER RIGHT NO. 25-14307**  
**As Modified by Transfer No. 80938**

In accordance with the approval of Transfer No. 80938, Water Right No. 25-14307 is now described as follows:

**Right Holder:** TRENT NELSON AND  
 MICHELLE NELSON  
 2190 PTARMIGAN WAY  
 AMMON, ID 83401

**Priority Date:** 8/10/1966

**Source:** GROUND WATER

**BENEFICIAL USE**  
 IRRIGATION

**From** 04/01 **To** 11/01

**Diversion Rate**  
 0.020 cfs  
 0.020 cfs

**Diversion Volume**  
 3.5 af  
 3.5 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER NESE Sec 11 Twp.01N Rge 38E BONNEVILLE County  
 GROUND WATER NESE Sec 11 Twp 01N Rge 38E BONNEVILLE County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |    |    |     | NW  |      |      |      | SW  |     |      |      | SE   |    |      |      | Totals |
|-----|-----|-----|------|----|----|-----|-----|------|------|------|-----|-----|------|------|------|----|------|------|--------|
|     |     |     | NE   | NW | SW | SE  | NE  | NW   | SW   | SE   | NE  | NW  | SW   | SE   | NE   | NW | SW   | SE   |        |
| 01N | 38E | 11  |      |    |    |     |     |      |      |      |     |     |      |      | 14.2 |    | 15.8 | 34.4 | 64.4   |
| 01N | 38E | 12  |      |    |    |     |     |      |      |      |     |     | 29.5 | 34.8 |      |    |      |      | 63.8   |
| 01N | 38E | 13  |      |    |    |     |     |      | 32.5 | 33.8 | 1.7 | 4.4 | 26.9 | 25.3 | 0.3  |    |      |      | 124.9  |
| 01N | 38E | 14  |      |    |    |     |     |      |      |      |     |     |      |      |      |    |      | 0.3  | 0.3    |
| 01N | 38E | 23  | 11.1 |    |    | 5.6 |     |      |      |      |     |     |      |      |      |    |      |      | 16.7   |
| 01N | 38E | 24  |      |    |    |     | 1.4 | 32.8 | 34.6 | 5.3  | 1.3 | 8.4 |      |      |      |    |      |      | 83.8   |

Right Acre Limit: 1.0

POU Total Acres: 353.9

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 1.0 acre within the authorized place of use in a single irrigation season.
2. Rights 25-14305, 25-14307 and 25-14308 when combined shall not exceed the irrigation of 3.0 acres.

Transfer No. 80938

**WATER RIGHT NO. 25-14307**  
**As Modified by Transfer No. 80938**

**CONDITIONS OF APPROVAL**

3. Rights 25-14305, 25-14307 and 25-14308 are limited to the irrigation of a specific 3.0 acres within the 353.9 acre place of use authorized by this right in a single irrigation season. The specific 3.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 3.0 acres to be irrigated within the 353.9 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. Prior to the diversion and use of water under Transfer approval 80938, 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.
5. 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.
6. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 25-14308****As Modified by Transfer No. 80938**

In accordance with the approval of Transfer No. 80938, Water Right No. 25-14308 is now described as follows:

**Right Holder:** LON A PYPER And  
DARLA J PYPER  
2391 S QUAIL RIDGE DR  
AMMON, ID 83406

**Priority Date:** 8/10/1966

**Source:** GROUND WATER

**BENEFICIAL USE**

IRRIGATION

**From**

04/01

**To**

to 11/01

**Diversion Rate**

0.020 cfs

0.020 cfs

**Diversion Volume**

3.5 af

3.5 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER

NESE

Sec 11 Twp 01N Rge 38E BONNEVILLE County

GROUND WATER

NESE

Sec 11 Twp 01N Rge 38E BONNEVILLE County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |    |    |     | NW  |      |      |      | SW  |     |      |      | SE   |    |      |      | Totals |
|-----|-----|-----|------|----|----|-----|-----|------|------|------|-----|-----|------|------|------|----|------|------|--------|
|     |     |     | NE   | NW | SW | SE  | NE  | NW   | SW   | SE   | NE  | NW  | SW   | SE   | NE   | NW | SW   | SE   |        |
| 01N | 38E | 11  |      |    |    |     |     |      |      |      |     |     |      |      | 14.2 |    | 15.8 | 34.4 | 64.4   |
| 01N | 38E | 12  |      |    |    |     |     |      |      |      |     |     | 29.5 | 34.3 |      |    |      |      | 63.8   |
| 01N | 38E | 13  |      |    |    |     |     |      | 32.5 | 33.8 | 1.7 | 4.4 | 26.9 | 25.3 | 0.3  |    |      |      | 124.9  |
| 01N | 38E | 14  |      |    |    |     |     |      |      |      |     |     |      |      |      |    |      | 0.3  | 0.3    |
| 01N | 38E | 23  | 11.1 |    |    | 5.6 |     |      |      |      |     |     |      |      |      |    |      |      | 16.7   |
| 01N | 38E | 24  |      |    |    |     | 1.4 | 32.8 | 34.6 | .53  | 1.3 | 8.4 |      |      |      |    |      |      | 83.8   |

**Right Acre Limit:** 1.0

**POU Total Acres:** 353.9

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 1.0 acre within the authorized place of use in a single irrigation season.
2. Rights 25-14305, 25-14307 and 25-14308 when combined shall not exceed the irrigation of 3.0 acres.

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**WATER RIGHT NO. 25-14308**  
**As Modified by Transfer No. 80938**

**CONDITIONS OF APPROVAL**

3. Rights 25-14305, 25-14307 and 25-14308 are limited to the irrigation of a specific 3.0 acres within the 353.9 acre place of use authorized by this right in a single irrigation season. The specific 3.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 3.0 acres to be irrigated within the 353.9 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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5. 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.
6. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 25-14305**  
**As Modified by Transfer No. 80938**

In accordance with the approval of Transfer No. 80938, Water Right No. 25-14305 is now described as follows:

**Right Holder:** MICHAEL A TALL AND  
 JENNIFER L TALL  
 2230 PTARMIGAN WAY  
 AMMON, ID 83401

**Priority Date:** 8/10/1966

**Source:** GROUND WATER

**BENEFICIAL USE**

IRRIGATION

**From**  
04/01

**To**  
to 11/01

**Diversion Rate**

0.020 cfs

0.020 cfs

**Diversion Volume**

3.5 af

3.5 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER

NESE

Sec 11 Twp 01N Rge 38E BONNEVILLE County

GROUND WATER

NESE

Sec 11 Twp 01N Rge 38E BONNEVILLE County

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |    |    |     | NW  |      |      |     | SW  |      |      |     | SE   |    |      |      | Totals |
|-----|-----|-----|------|----|----|-----|-----|------|------|-----|-----|------|------|-----|------|----|------|------|--------|
|     |     |     | NE   | NW | SW | SE  | NE  | NW   | SW   | SE  | NE  | NW   | SW   | SE  | NE   | NW | SW   | SE   |        |
| 01N | 38E | 11  |      |    |    |     |     |      |      |     |     |      |      |     | 14.2 |    | 15.8 | 34.4 | 64.4   |
| 01N | 38E | 12  |      |    |    |     |     |      |      |     |     | 29.5 | 34.3 |     |      |    |      |      | 63.8   |
| 01N | 38E | 13  |      |    |    |     |     | 32.5 | 33.8 | 1.7 | 4.4 | 26.9 | 25.3 | 0.3 |      |    |      |      | 124.9  |
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| 01N | 38E | 23  | 11.1 |    |    | 5.6 |     |      |      |     |     |      |      |     |      |    |      |      | 16.7   |
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POU Total Acres: 353.9

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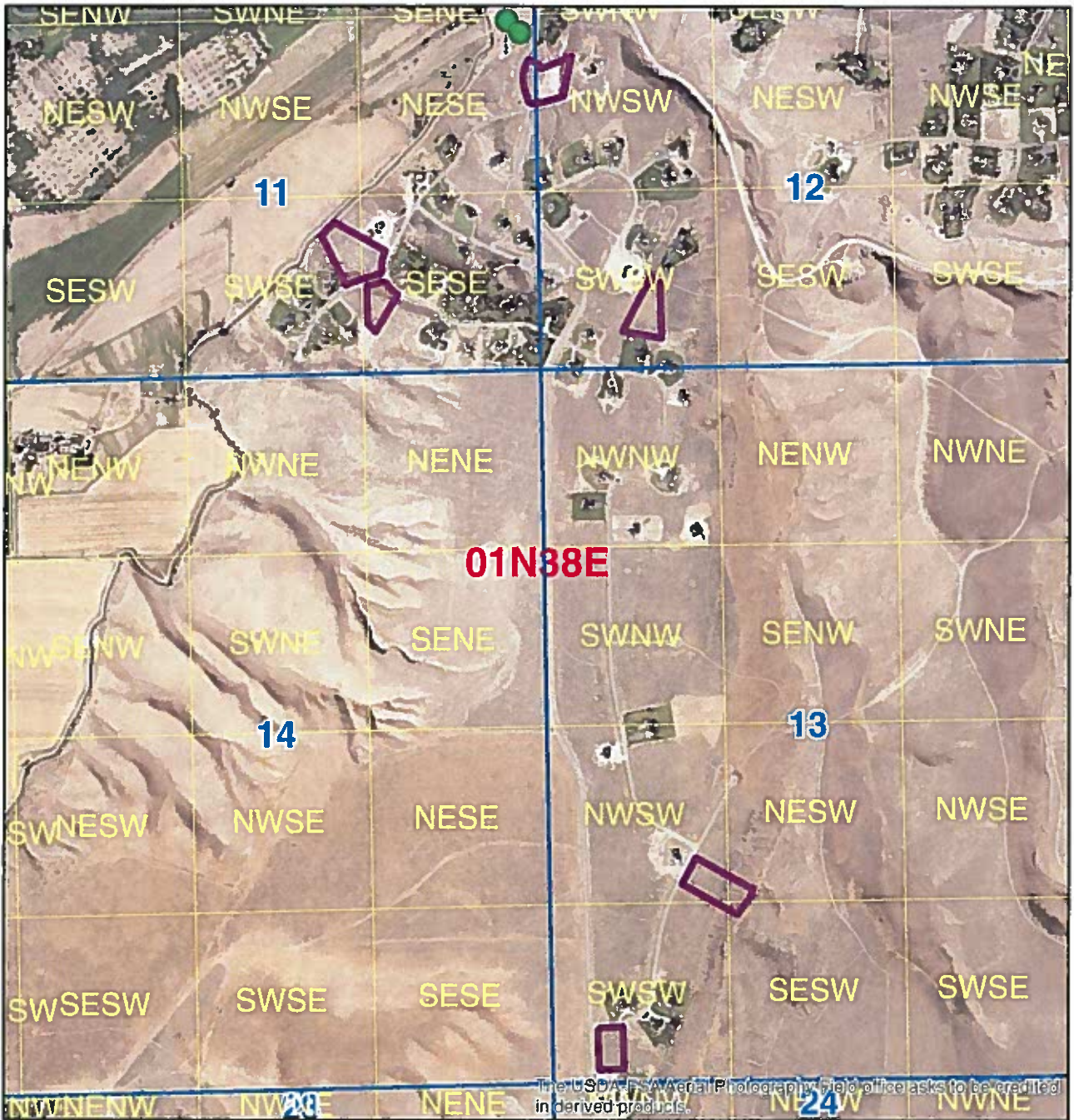
**WATER RIGHT NO. 25-14305**  
**As Modified by Transfer No. 80938**

**CONDITIONS OF APPROVAL**

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# Transfer Approval 80938

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.



### Legend

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

0      500      1,000      2,000 Feet



**1 inch = 1,182 feet**

