

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79676

This is to certify that: BIRCH CREEK CULINARY WATER COMPANY
C/O BRYCE STROMBERG
6647 EAST BIRCH CREEK RD
PRESTON, ID 83263

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>
13-911	WR/DECREED	5/2/1882	9.640 cfs	N/A	N/A	N/A	BIRCH CREEK

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>
13-911	YES	NO	YES	NO	YES	YES

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>
13-911	13-7926	0.640 cfs	70.3 af	N/A	N/A	13-911	9.000 cfs	N/A	N/A	N/A
COMBINED TOTALS		0.640 cfs	70.3 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 19th day of June, 2015.


for Chief, Water Allocation Bureau

SUPPORT DATA

Transfer No. 79676

IN FILE # 13-911

WATER RIGHT NO. 13-911

As Modified by Transfer No. 79676

In accordance with the approval of Transfer No. 79676, Water Right No. 13-911 is now described as follows:

Right Holder: BIRCH CREEK IRRIGATION CO

, ZZ

Priority Date: 5/2/1882

Source: BIRCH CREEK

Tributary: MINK CREEK

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/20	to 07/25	9 000 cfs
IRRIGATION	07/25	to 09/01	6 000 cfs
IRRIGATION	09/01	to 09/30	4 520 cfs
			9 000 cfs

LOCATION OF POINT(S) OF DIVERSION

BIRCH CREEK

Sec 8 Twp 14S Rge 41E FRANKLIN 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	
14S	40E	12																	0
14S	40E	13																	0
14S	41E	7																	0
14S	41E	8																	0

CONDITIONS OF APPROVAL

- Point of Diversion = Section 8, T14S, R41E.
Place of Use = Incomplete.
Irrigated Acres = 451.7 (Transfer 79676).

WATER RIGHT NO. 13-7926**As Modified by Transfer No. 79676**

In accordance with the approval of Transfer No. 79676, Water Right No. 13-7926 is now described as follows:

Right Holder: BIRCH CREEK CULINARY WATER COMPANY
C/O BRYCE STROMBERG
6647 EAST BIRCH CREEK RD
PRESTON, ID 83263

Priority Date: 5/2/1882

Source: BIRCH CREEK

Tributary: MINK CREEK

BENEFICIAL USE

	From	To	Diversion Rate	Diversion Volume
MUNICIPAL	04/20	to 07/25	0.640 cfs	70.3 af
MUNICIPAL	07/25	to 09/01	0.430 cfs	70.3 af
MUNICIPAL	09/01	to 09/30	0.320 cfs	70.3 af
			0.640 cfs	70.3 af

LOCATION OF POINT(S) OF DIVERSION

BIRCH CREEK NENW Sec 8 Twp 14S Rge 41E FRANKLIN County

PLACE OF USE: MUNICIPAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	40E	6							X	X	X		X	X					00
14S	41E	7	X	X			X	X	X		X								00
14S	41E	12				X									X				00

CONDITIONS OF APPROVAL

1. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
2. 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. 13N.
3. 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).
4. Place of use is within the area served by the public water supply system of Birch Creek Culinary Water Company, Inc.

Transfer No. 79676

WATER RIGHT NO. 13-7926
As Modified by Transfer No. 79676

CONDITIONS OF APPROVAL

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

