

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT  
TRANSFER NO. 79916**

This is to certify that: **CITY OF GOODING**  
308 5TH AVE W  
GOODING, ID 83330

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> |
|--------------------|---------------------|----------------------|-----------------------|-------------------------|-------------------|--------------------|---------------|
| 37-11221           | WR/DECREED          | 4/20/1977            | 5.900 cfs             | N/A                     | N/A               | N/A                | GROUND WATER  |
| 37-4080            | WR/DECREED          | 9/28/1928            | 2.800 cfs             | N/A                     | N/A               | N/A                | GROUND WATER  |

**Purpose of Transfer (Changes Proposed)**

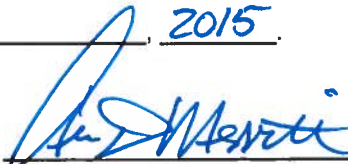
| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 37-11221              | NO           | NO         | NO         | YES            | NO                   | NO                   |
| 37-4080               | 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> |
|------------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 37-11221               | 37-11221                         | 5.900 cfs            | N/A                    | N/A               | N/A                | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 37-4080                | 37-4080                          | 2.800 cfs            | N/A                    | N/A               | N/A                | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| <b>COMBINED TOTALS</b> |                                  | <b>7.050 cfs</b>     | <b>N/A</b>             | <b>N/A</b>        | <b>N/A</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 20<sup>th</sup> day of May, 2015.

  
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Southern Region Manager

**SUPPORT DATA**

**IN FILE # 37-4080**

Transfer No. 79916

**WATER RIGHT NO. 37-4080**

**As Modified by Transfer No. 79916**

In accordance with the approval of Transfer No. 79916, Water Right No. 37-4080 is now described as follows:

**Right Holder:** CITY OF GOODING  
308 5TH AVE W  
GOODING, ID 83330

**Priority Date:** 9/28/1928

**Source:** GROUND WATER

**BENEFICIAL USE**  
MUNICIPAL

**From** 01/01 **To** 12/31

**Diversion Rate**  
2.800 cfs  
2.800 cfs

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

|              |           |                        |                |
|--------------|-----------|------------------------|----------------|
| GROUND WATER | NESE      | Sec 31 Twp 05S Rge 15E | GOODING County |
| GROUND WATER | SWNE      | Sec 32 Twp 05S Rge 15E | GOODING County |
| GROUND WATER | SESW      | Sec 32 Twp 05S Rge 15E | GOODING County |
| GROUND WATER | SWSW      | Sec 32 Twp 05S Rge 15E | GOODING County |
| GROUND WATER | SWSW      | Sec 5 Twp 06S Rge 15E  | GOODING County |
| GROUND WATER | L1 (NENE) | Sec 6 Twp 06S Rge 15E  | GOODING County |
| GROUND WATER | SENE      | Sec 6 Twp 06S Rge 15E  | GOODING County |

**CONDITIONS OF APPROVAL**

1. Place of use is within the service area of the City of Gooding municipal water supply system as provided for under Idaho Law.
2. 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.
3. The point of diversion located in the SWNE S32, T5S, R15E is limited to a maximum diversion rate of 5.00 cfs.
4. Rights 37-4080 and 37-11221 when combined shall not exceed a total diversion rate of 7.05 cfs.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. 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. 130.
7. Prior to diversion and use of water under Transfer approval 78928, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

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**WATER RIGHT NO. 37-4080**

**As Modified by Transfer No. 79916**

**CONDITIONS OF APPROVAL**

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. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in decree dated 12/11/2002.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

**WATER RIGHT NO. 37-11221**

**As Modified by Transfer No. 79916**

In accordance with the approval of Transfer No. 79916, Water Right No. 37-11221 is now described as follows:

**Right Holder:** CITY OF GOODING  
308 5TH AVE W  
GOODING, ID 83330

**Priority Date:** 4/20/1977

**Source:** GROUND WATER

**BENEFICIAL USE**  
MUNICIPAL

**From** 01/01 **To** 12/31

**Diversion Rate**  
5.900 cfs  
5.900 cfs

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

|              |           |                        |                |
|--------------|-----------|------------------------|----------------|
| GROUND WATER | NESE      | Sec 31 Twp 05S Rge 15E | GOODING County |
| GROUND WATER | SWNE      | Sec 32 Twp 05S Rge 15E | GOODING County |
| GROUND WATER | SESW      | Sec 32 Twp 05S Rge 15E | GOODING County |
| GROUND WATER | SWSW      | Sec 32 Twp 05S Rge 15E | GOODING County |
| GROUND WATER | SWSW      | Sec 5 Twp 06S Rge 15E  | GOODING County |
| GROUND WATER | L1 (NENE) | Sec 6 Twp 06S Rge 15E  | GOODING County |
| GROUND WATER | SENE      | Sec 6 Twp 06S Rge 15E  | GOODING County |

**CONDITIONS OF APPROVAL**

1. Place of use is within the service area of the City of Gooding municipal water supply system as provided for under Idaho Law.
2. 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.
3. The point of diversion located in the SWNE S32, T5S, R15E is limited to a maximum diversion rate of 5.00 cfs.
4. Rights 37-4080 and 37-11221 when combined shall not exceed a total diversion rate of 7.05 cfs.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. 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. 130.
7. Prior to diversion and use of water under Transfer approval 78928, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

Transfer No. 79916

**WATER RIGHT NO. 37-11221**

**As Modified by Transfer No. 79916**

**CONDITIONS OF APPROVAL**

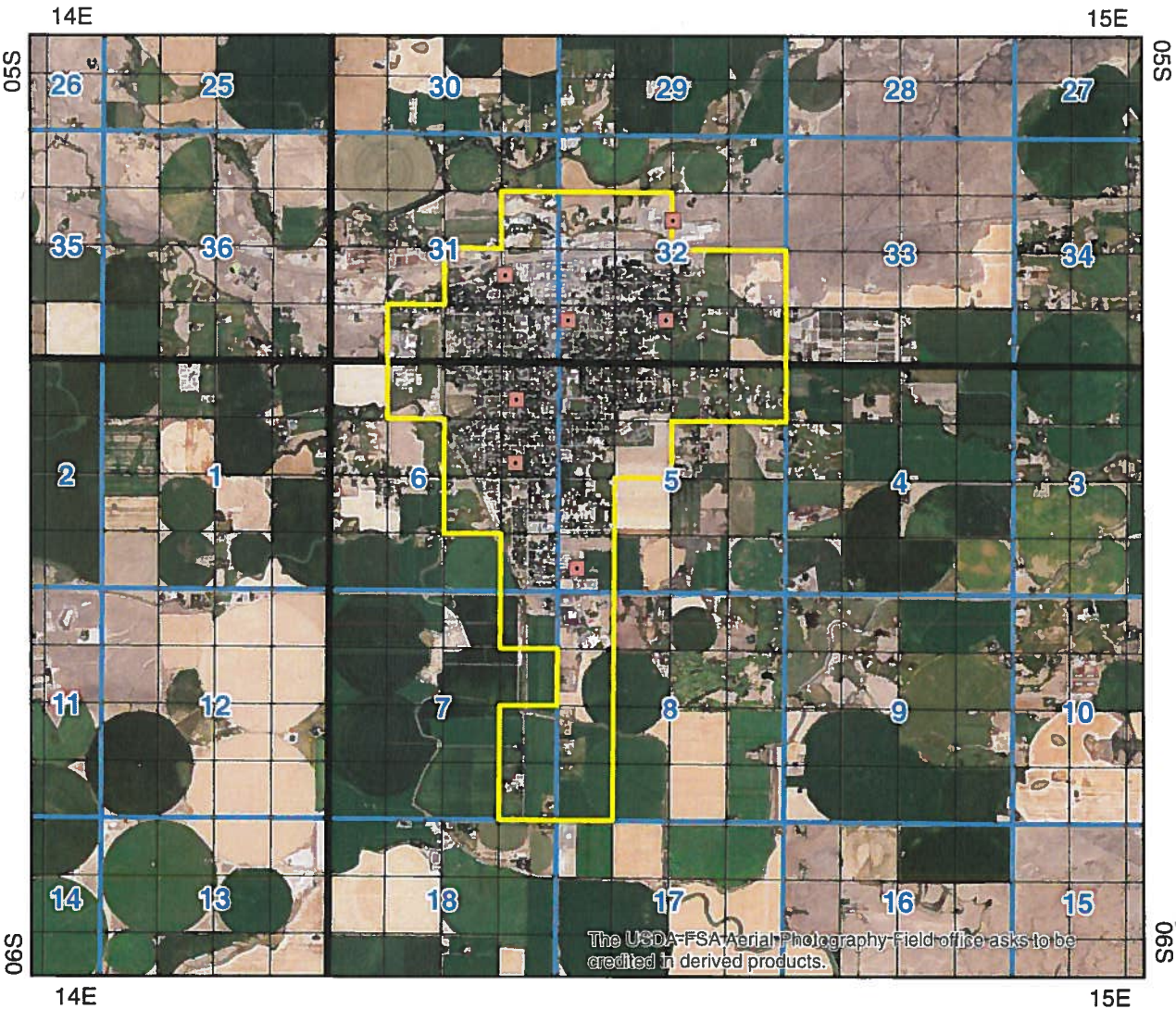
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9. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in decree dated 12/11/2002.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

City Of Gooding

Attachment To Transfer No. 79916

Rights: 37-4080 and 37-11221

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.



- Water Service Area Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.5 1 2 Miles

