

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78872**

This is to certify that: **CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221**

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>
27-11706	WR/DECREED	4/25/1960	1.670 cfs	1209.0 af	N/A	N/A	GROUND WATER
27-12140	WR/DECREED	2/24/1977	0.530 cfs	92.0 af	26.5	3567.3	GROUND WATER
27-12265	WR/DECREED	8/18/1953	0.330 cfs	65.2 af	16.3	N/A	GROUND WATER
27-12266	WR/DECREED	12/3/1980	0.210 cfs	42.4 af	10.6	N/A	GROUND WATER
27-4086	WR/DECREED	9/27/1921	3.010 cfs	2179.1 af	N/A	N/A	GROUND WATER
27-4087	WR/DECREED	4/1/1954	1.790 cfs	1295.9 af	N/A	N/A	GROUND WATER
27-4088	WR/DECREED	3/1/1953	4.020 cfs	2910.3 af	N/A	N/A	GROUND WATER
27-4106	WR/DECREED	2/5/1921	1.840 cfs	1332.1 af	N/A	N/A	GROUND WATER
27-4151	WR/DECREED	7/20/1948	0.070 cfs	50.6 af	N/A	N/A	GROUND WATER
27-4153	WR/DECREED	3/1/1963	0.143 cfs	78.0 af	N/A	N/A	GROUND WATER
27-4165	WR/DECREED	4/25/1960	1.950 cfs	1411.0 af	N/A	N/A	GROUND WATER
27-7329	WR/DECREED	10/19/1982	3.990 cfs	2888.7 af	N/A	N/A	GROUND WATER
27-7384	WR/DECREED	6/30/1983	0.140 cfs	101.3 af	N/A	N/A	GROUND WATER
27-7386	WR/LICENSE	11/10/1983	1.190 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>
27-11706	NO	NO	NO	YES	NO	NO
27-12140	NO	NO	YES	YES	NO	YES
27-12265	NO	NO	NO	YES	NO	NO
27-12266	NO	NO	NO	YES	NO	NO
27-4086	NO	NO	NO	YES	NO	NO
27-4087	NO	NO	NO	YES	NO	NO
27-4088	NO	NO	NO	YES	NO	NO
27-4106	NO	NO	NO	YES	NO	NO
27-4151	NO	NO	YES	YES	NO	NO
27-4153	NO	NO	NO	YES	NO	NO
27-4165	NO	NO	NO	YES	NO	NO
27-7329	NO	NO	NO	YES	NO	NO
27-7384	NO	NO	NO	YES	NO	NO
27-7386	NO	NO	NO	YES	NO	NO

SUPPORT DATA

Transfer No. 78872

IN FILE # 27-4086

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78872**

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>
27-11706	27-11706	1.670 cfs	1209.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
27-12140	27-12140	0.530 cfs	92.0 af	26.5	N/A	N/A	N/A	N/A	N/A	N/A
27-12265	27-12265	0.330 cfs	65.2 af	16.3	N/A	N/A	N/A	N/A	N/A	N/A
27-12266	27-12266	0.210 cfs	42.4 af	10.6	N/A	N/A	N/A	N/A	N/A	N/A
27-4086	27-4086	3.010 cfs	2179.1 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
27-4087	27-4087	1.790 cfs	1295.9 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
27-4088	27-4088	4.020 cfs	2910.3 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
27-4106	27-4106	1.840 cfs	1332.1 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
27-4151	27-4151	0.070 cfs	50.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
27-4153	27-4153	0.143 cfs	78.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
27-4165	27-4165	1.950 cfs	1411.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
27-7329	27-7329	3.990 cfs	2888.7 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
27-7384	27-7384	0.140 cfs	101.3 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
27-7386	27-7386	1.190 cfs	861.5 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		20.673 cfs	14509.5 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 4th day of August, 2014.


for Chief, Water Allocation Bureau

WATER RIGHT NO. 27-4086

As Modified by Transfer No. 78872

In accordance with the approval of Transfer No. 78872, Water Right No. 27-4086 is now described as follows:

Right Holder: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221

Priority Date: 9/27/1921

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From

01/01

To

to 12/31

Diversion Rate

3.010 cfs

3.010 cfs

Diversion Volume

2179.1 af

2179.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNENE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESE	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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 illustration purposes.
3. 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. 120.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to diversion and use of water under Transfer approval 78872, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

WATER RIGHT NO. 27-4086

As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

6. 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.
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
9. The diversion and use of water described in Transfer 72537 may be subject to additional limitations agreed to by the protestant and the right holder under Instrument #586847 entitled Water Use Agreement recorded in Bingham County on 10/10/2007 to which the Department is not a party and which may be enforceable by a court of law.
10. 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 Transfer 72537 dated 1/26/2008.
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.
13. 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. 27-4151

As Modified by Transfer No. 78872

In accordance with the approval of Transfer No. 78872, Water Right No. 27-4151 is now described as follows:

Right Holder: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221

Priority Date: 7/20/1948

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	0.070 cfs	50.6 af
			0.070 cfs	50.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNENE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESW	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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. 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. 120.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to diversion and use of water under Transfer approval 78872 measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

WATER RIGHT NO. 27-4151

As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

6. 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.
7. This right does not grant any right-of-way or easement across the land of another.
8. 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 7/16/2007.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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. 27-4153

As Modified by Transfer No. 78872

In accordance with the approval of Transfer No. 78872, Water Right No. 27-4153 is now described as follows:

Right Holder: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221

Priority Date: 3/1/1963

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From

03/01

To

to 11/01

Diversion Rate

0.143 cfs

0.143 cfs

Diversion Volume

78.0 af

78.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNENE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESE	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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. 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. 120.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to diversion and use of water under Transfer approval 78872, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

WATER RIGHT NO. 27-4153

As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

6. 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.
7. This right does not grant any right-of-way or easement across the land of another.
8. 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 11/25/2008.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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. 27-12140

As Modified by Transfer No. 78872

In accordance with the approval of Transfer No. 78872, Water Right No. 27-12140 is now described as follows:

Right Holder: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221

Priority Date: 2/24/1977

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From

04/01

To

to 11/01

Diversion Rate

0.530 cfs

0.530 cfs

Diversion Volume

92.0 af

92.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNENE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESE	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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. Municipal use is for irrigation of 26.5 acres within the authorized place of use in a single irrigation season.
4. 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. 120.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 27-12140
As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

6. Prior to diversion and use of water under Transfer approval 78872, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
7. 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.
8. The irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate.
9. This right does not grant any right-of-way or easement across the land of another.
10. 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 Transfer 74555 dated 12/28/2009.
11. The right holder shall accomplish the change authorized by this transfer within one year(s) 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.
13. 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. 27-12265 **As Modified by Transfer No. 78872**

In accordance with the approval of Transfer No. 78872, Water Right No. 27-12265 is now described as follows:

Right Holder: CITY OF BLACKFOOT
 157 N BROADWAY
 BLACKFOOT, ID 83221

Priority Date: 8/18/1953

Source: GROUND WATER

BENEFICIAL USE
 MUNICIPAL

From 04/01 **To** 10/31

Diversion Rate
 0.330 cfs
 0.330 cfs

Diversion Volume
 65.2 af
 65.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNENE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESW	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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. This right is limited to the irrigation of 16.3 acres within the authorized place of use in a single irrigation season.
4. Rights 27-12265 and 27-12266 when combined shall not exceed a total diversion rate of 0.33 cfs, a total annual maximum diversion volume of 100.0 af at the field headgate, and the irrigation of 25.0 acres.
5. Municipal use under rights 27-12265 and 27-12266 is for irrigation of 25.0 acres within the authorized place of use in a single irrigation season.

WATER RIGHT NO. 27-12265
As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

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. 120.
7. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
8. Prior to diversion and use of water under Transfer approval 78872, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
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. Beginning on the date of approval of Transfer 79218, the irrigation uses under rights 27-12265 and 27-12266 when combined are limited to the following schedule of allowed use.

Year 2014 the rights are limited to 0.29 cfs, 88.0 afa and 22.0 acres.

Year 2015 and beyond the rights are limited to 0.33 cfs, 100.0 afa and 25.0 acres.
11. The irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate.
12. Any future action following approval of Transfer 79218, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right.
13. This right does not grant any right-of-way or easement across the land of another.
14. 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 Transfer 79218 dated 5/5/2014.
15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
17. 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. 27-12266 **As Modified by Transfer No. 78872**

In accordance with the approval of Transfer No. 78872, Water Right No. 27-12266 is now described as follows:

Right Holder: CITY OF BLACKFOOT
 157 N BROADWAY
 BLACKFOOT, ID 83221

Priority Date: 12/3/1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	04/01	to 10/31	0.210 cfs	42.4 af
			0.210 cfs	42.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESE	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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. This right is limited to the irrigation of 10.6 acres within the authorized place of use in a single irrigation season.
4. Rights 27-12265 and 27-12266 when combined shall not exceed a total diversion rate of 0.33 cfs, a total annual maximum diversion volume of 100.0 af at the field headgate, and the irrigation of 25.0 acres.
5. Municipal use under rights 27-12265 and 27-12266 is for irrigation of 25.0 acres within the authorized place of use in a single irrigation season.

WATER RIGHT NO. 27-12266
As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

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. 120.
7. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
8. Prior to diversion and use of water under Transfer approval 78872, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
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. Beginning on the date of approval of Transfer 79218, the irrigation uses under rights 27-12265 and 27-12266 when combined are limited to the following schedule of allowed use.

Year 2014 the rights are limited to 0.29 cfs, 88.0 afa and 22.0 acres.

Year 2015 and beyond the rights are limited to 0.33 cfs, 100.0 afa and 25.0 acres.
11. The irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate.
12. Any future action following approval of transfer 79218, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right.
13. This right does not grant any right-of-way or easement across the land of another.
14. 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 Transfer 79218 dated 5/5/2014.
15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
17. 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. 27-4087

As Modified by Transfer No. 78872

In accordance with the approval of Transfer No. 78872, Water Right No. 27-4087 is now described as follows:

Right Holder: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221

Priority Date: 4/1/1954

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From

01/01

To

to 12/31

Diversion Rate

1.790 cfs

1.790 cfs

Diversion Volume

1295.9 af

1295.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30	Twp 02S	Rge 35E	BINGHAM County
GROUND WATER	NWNENE	Sec 35	Twp 02S	Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35	Twp 02S	Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35	Twp 02S	Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10	Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10	Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2	Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3	Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3	Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNW)	Sec 4	Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	SENESE	Sec 4	Twp 03S	Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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 illustration purposes.
3. 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. 120.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to diversion and use of water under Transfer approval 78872, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

WATER RIGHT NO. 27-4087

As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

6. 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.
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
9. The diversion and use of water described in Transfer 72537 may be subject to additional limitations agreed to by the protestant and the right holder under Instrument #586847 entitled Water Use Agreement recorded in Bingham County on 10/10/2007 to which the Department is not a party and which may be enforceable by a court of law.
10. 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 Transfer 72537 dated 1/26/2008.
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.
13. 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. 27-4088

As Modified by Transfer No. 78872

In accordance with the approval of Transfer No. 78872, Water Right No. 27-4088 is now described as follows:

Right Holder: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221

Priority Date: 3/1/1953

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From

01/01

To

to 12/31

Diversion Rate

4.020 cfs

4.020 cfs

Diversion Volume

2910.3 af

2910.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNENE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESE	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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 illustration purposes.
3. 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. 120.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to diversion and use of water under Transfer approval 78872, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

WATER RIGHT NO. 27-4088

As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

6. 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.
7. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
8. The diversion and use of water described in Transfer 72537 may be subject to additional limitations agreed to by the protestant and the right holder under Instrument #586847 entitled Water Use Agreement recorded in Bingham County on 10/10/2007 to which the Department is not a party and which may be enforceable by a court of law.
9. This right does not grant any right-of-way or easement across the land of another.
10. 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 Transfer 72537 dated 1/26/2008.
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.
13. 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. 27-4106

As Modified by Transfer No. 78872

In accordance with the approval of Transfer No. 78872, Water Right No. 27-4106 is now described as follows:

Right Holder: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221

Priority Date: 2/5/1921

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From

01/01

To

to 12/31

Diversion Rate

1.840 cfs
1.840 cfs

Diversion Volume

1332.1 af
1332.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNENE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESE	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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 illustration purposes.
3. 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. 120.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to diversion and use of water under Transfer approval 78872, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

WATER RIGHT NO. 27-4106

As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

6. 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.
7. The diversion and use of water described in Transfer 72537 may be subject to additional limitations agreed to by the protestant and the right holder under Instrument #586847 entitled Water Use Agreement recorded in Bingham County on 10/10/2007 to which the Department is not a party and which may be enforceable by a court of law.
8. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
9. This right does not grant any right-of-way or easement across the land of another.
10. 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 Transfer 72537 dated 1/26/2008.
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.
13. 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. 27-4165

As Modified by Transfer No. 78872

In accordance with the approval of Transfer No. 78872, Water Right No. 27-4165 is now described as follows:

Right Holder: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221

Priority Date: 4/25/1960

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From

01/01

To

to 12/31

Diversion Rate

1.950 cfs
1.950 cfs

Diversion Volume

1411.0 af
1411.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNENE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESE	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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 illustration purposes.
3. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
4. 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. 120.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 27-4165

As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

6. Prior to diversion and use of water under Transfer approval 78872, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
7. 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.
8. The diversion and use of water described in Transfer 72537 may be subject to additional limitations agreed to by the protestant and the right holder under Instrument #586847 entitled Water Use Agreement recorded in Bingham County on 10/10/2007 to which the Department is not a party and which may be enforceable by a court of law.
9. This right does not grant any right-of-way or easement across the land of another.
10. 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 Transfer 72537 dated 1/26/2008.
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.
13. 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. 27-7329

As Modified by Transfer No. 78872

In accordance with the approval of Transfer No. 78872, Water Right No. 27-7329 is now described as follows:

Right Holder: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221

Priority Date: 10/19/1982

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From

01/01

To

to 12/31

Diversion Rate

3.990 cfs
3.990 cfs

Diversion Volume

2888.7 af
2888.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNENE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESW	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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 illustration purposes.
3. 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. 120.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to diversion and use of water under Transfer approval 78872, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

WATER RIGHT NO. 27-7329

As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

6. 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.
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
9. The diversion and use of water described in Transfer 72537 may be subject to additional limitations agreed to by the protestant and the right holder under Instrument #586847 entitled Water Use Agreement recorded in Bingham County on 10/10/2007 to which the Department is not a party and which may be enforceable by a court of law.
10. 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 Transfer 72537 dated 1/26/2008.
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.
13. 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. 27-7384

As Modified by Transfer No. 78872

In accordance with the approval of Transfer No. 78872, Water Right No. 27-7384 is now described as follows:

Right Holder: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221

Priority Date: 6/30/1983

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	0.140 cfs	101.3 af
			0.140 cfs	101.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNENE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESE	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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 illustration purposes.
3. 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. 120.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to diversion and use of water under Transfer approval 78872, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

WATER RIGHT NO. 27-7384

As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

6. 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.
7. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
8. The diversion and use of water described in Transfer 72537 may be subject to additional limitations agreed to by the protestant and the right holder under Instrument #586847 entitled Water Use Agreement recorded in Bingham County on 10/10/2007 to which the Department is not a party and which may be enforceable by a court of law.
9. This right does not grant any right-of-way or easement across the land of another.
10. 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 Transfer 72537 dated 1/26/2008.
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.
13. 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. 27-11706

As Modified by Transfer No. 78872

In accordance with the approval of Transfer No. 78872, Water Right No. 27-11706 is now described as follows:

Right Holder: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221

Priority Date: 4/25/1960

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From

01/01

To

to 12/31

Diversion Rate

1.670 cfs

1.670 cfs

Diversion Volume

1209.0 af

1209.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESE	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot 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 illustration purposes.
3. 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. 120.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to diversion and use of water under Transfer approval 78872, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

WATER RIGHT NO. 27-11706
As Modified by Transfer No. 78872

CONDITIONS OF APPROVAL

6. 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.
7. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
8. The diversion and use of water described in Transfer 72537 may be subject to additional limitations agreed to by the protestant and the right holder under Instrument #586847 entitled Water Use Agreement recorded in Bingham County on 10/10/2007 to which the Department is not a party and which may be enforceable by a court of law.
9. This right does not grant any right-of-way or easement across the land of another.
10. 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 Transfer 72537 dated 1/26/2008.
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.
13. 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. 27-7386

As Modified by Transfer No. 78872

In accordance with the approval of Transfer No. 78872, Water Right No. 27-7386 is now described as follows:

Right Holder: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221

Priority Date: 11/10/1983

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From

01/01

To

to 12/31

Diversion Rate

1.190 cfs

1.190 cfs

Diversion Volume

861.5 af

861.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNENE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESE	Sec 4 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

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WATER RIGHT NO. 27-7386

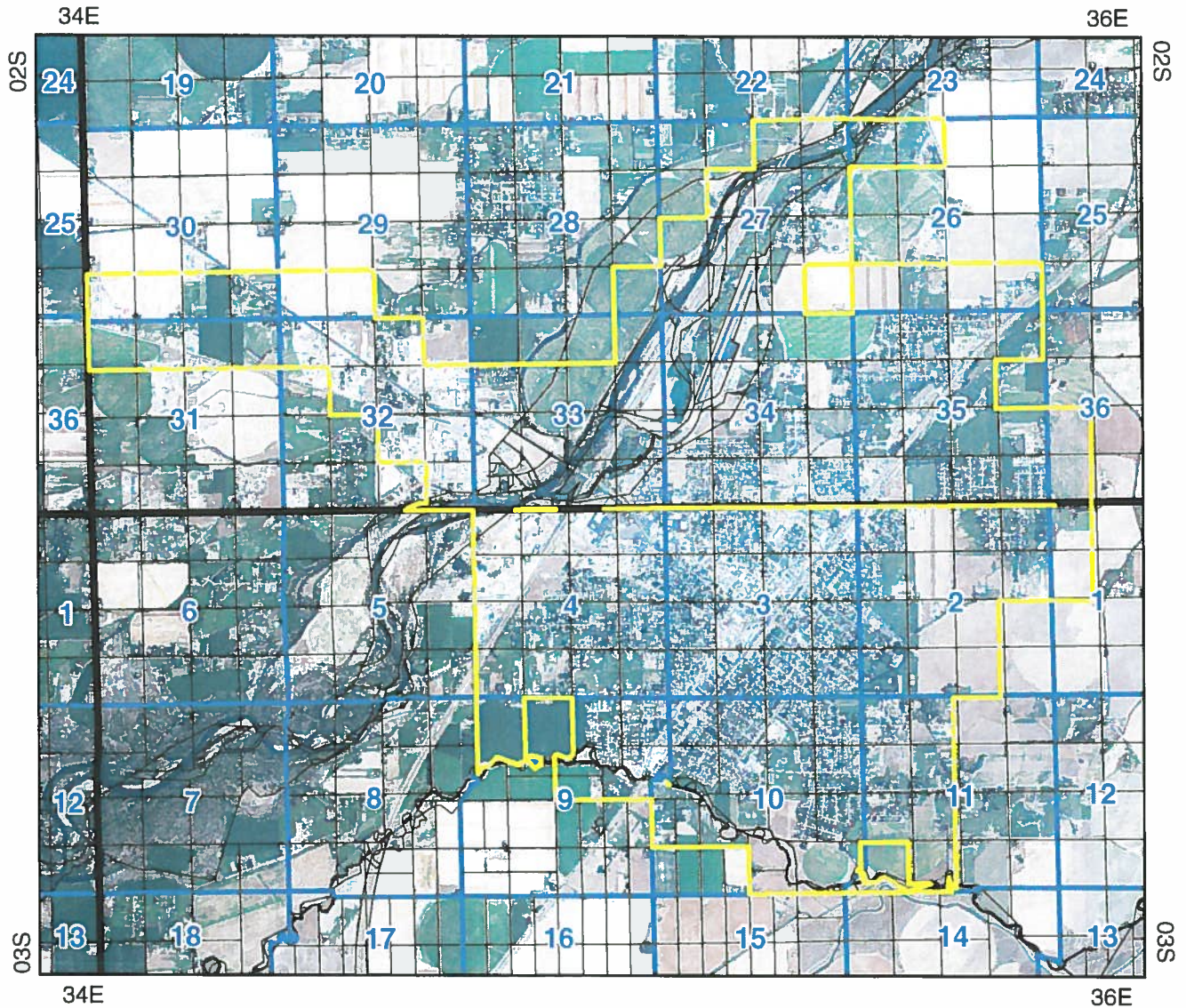
As Modified by Transfer No. 78872

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State of Idaho
Department of Water Resources
Transfer of Water Right
Transfer No. 78872

Water Service Area for the City of Blackfoot
Rights: 27-4086, 27-4087, 27-4088, 27-4106,
27-4151, 27-4153, 27-4165, 27-7329, 27-7384,
27-7386, 27-11706, 27-12140, 27-12265, 27-12266



-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.5 1 2 Miles

