

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 18 2013

DEPARTMENT OF
WATER RESOURCES

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
29-14054	Yes ☐	29-14082	Yes ☐		Yes ☐
29-14055	Yes ☐		Yes ☐		Yes ☐
29-14056	Yes ☐		Yes ☐		Yes ☐
29-14080	Yes ☐		Yes ☐		Yes ☐
29-14081	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Howard L. Armstrong & Sons, Inc. ; Howard & Marilyn Armstrong Trust,
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): City of Chubbuck
Name of each new owner as listed on the conveyance document
Public Works Department
New owner continued ☐ Name connector ☒ and ☐ or ☐ and/or
P.O. Box 5604
Mailing address
Chubbuck ID 83202-5604
City State ZIP
(208)237-2430 ssmart@cityofchubbuck.us
Telephone Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 8/26/2013.

6. This form must be signed and submitted with the following **REQUIRED** items:

- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- Filing fee (see instructions for further explanation):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

SUPPORT DATA

IN FILE # 29-14054

7. Signature: [Signature] Public Works Director 5 December 2013
Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by [Signature] Date 12-18-13 Receipt No. C098080 Receipt Amt. 150.00
Approved by _____ Processed by [Signature] Date 12-23-13

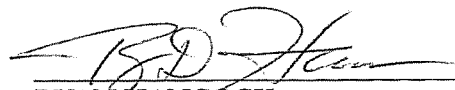
2-1

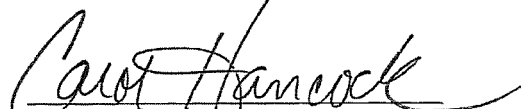
21315267

WATER RIGHTS QUITCLAIM DEED

FOR VALUE RECEIVED, RYAN HANCOCK and CAROL HANCOCK, husband and wife ("Grantors"), do hereby convey, release, remise and forever quitclaim unto HOWARD L. ARMSTRONG, JR. and MARILYN H. ARMSTRONG, husband and wife, whose address is 13244 W. Trail Creek Rd., Pocatello, Idaho 83204 ("Grantees"), all of Grantors' right, title and interest in and to Water Right Nos. 29-13885, 29-13887, 29-13889, and any renumbered portions thereof, including without limitation Water Right Nos. 29-14080, 29-14081, and 29-14082, as reflected in the records of the Idaho Department of Water Resources.

IN WITNESS WHEREOF, the undersigned have caused their names to be hereunto subscribed this 26 day of August, 2013.

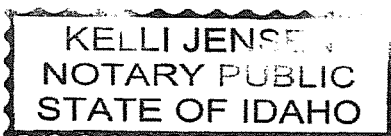

 RYAN HANCOCK

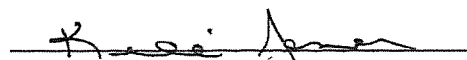

 CAROL HANCOCK

STATE OF IDAHO)
) ss.
 County of Bannock)

On this 26 day of August 2013, before me, a Notary Public for said County and State, personally appeared RYAN HANCOCK, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




 NOTARY PUBLIC FOR IDAHO
 Residing at: Pocatello, ID
 My commission expires: 4-19-2015

STATE OF IDAHO)
 WATER RIGHTS QUITCLAIM DEED - 1

OFFICIAL RECORD BKG# 970
 BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
 FEE 13 DEPUTY kg

Idaho Water Company

21315267

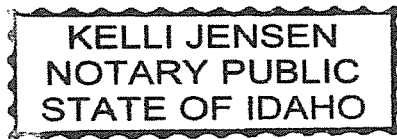
2013 AUG 26 P 1:23

21315267

County of Bonneville) ss.
)

On this 26 day of August 2013, before me, a Notary Public for said County and State, personally appeared CAROL HANCOCK, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Kelli Jensen
NOTARY PUBLIC FOR IDAHO
Residing at: Pocatello, ID
My commission expires: 4-19-2015

Idaho Water Company

WATER RIGHTS QUITCLAIM DEED

2013 AUG 26 P 1:23

HOWARD L. ARMSTRONG & SONS, LLC, an Idaho limited liability company, formerly known as HOWARD L. ARMSTRONG & SONS, INC., an Idaho corporation ("Grantor"), does hereby convey, release, remise and forever quitclaim unto HOWARD L. ARMSTRONG, JR. and MARILYN H. ARMSTRONG, husband and wife, whose address is 13244 W. Trail Creek Rd., Pocatello, Idaho 83204 ("Grantees"), all of Grantors' right, title and interest in and to Water Right Nos. 29-13885, 29-13887, 29-13889, and any renumbered portions thereof, including without limitation Water Right Nos. 29-14080, 29-14081, and 29-14082, as reflected in the records of the Idaho Department of Water Resources.

IN WITNESS WHEREOF, the undersigned have caused their names to be hereunto subscribed this 26 day of August, 2013.

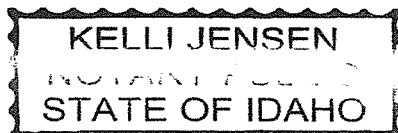
HOWARD L. ARMSTRONG & SONS, LLC, an Idaho limited liability company, formerly known as HOWARD L. ARMSTRONG & SONS, INC., an Idaho corporation,

By: *Howard L. Armstrong, Jr.*
(Howard L. Armstrong, Jr., Manager)

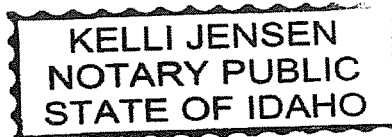
STATE OF IDAHO)
) ss.
County of Bannock)

On this 26 day of August, 2013, before me, a Notary Public for said County and State, personally appeared HOWARD L. ARMSTRONG, JR., known or identified to me to be the Manager of the limited liability company, HOWARD L. ARMSTRONG & SONS, LLC, that executed the foregoing instrument or the person who executed the foregoing instrument on behalf of the company, and acknowledged to me that such company executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Kelli Jensen
NOTARY PUBLIC FOR IDAHO
Residing at: *Pocatello, ID*
My commission expires: *4.19.2015*



21315269

OFFICIAL RECORD BKN 970
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FEE 34 - DEPUTY 29

Idaho Water Company

21315269

2013 AUG 26 P 1:24

SPECIAL WATER RIGHTS DEED

HOWARD L. ARMSTRONG and MARILYN H. ARMSTRONG, as Trustee or Trustees of HOWARD L. & MARILYN H. ARMSTRONG REVOCABLE TRUST dated January 18, 2012, whose mailing address is 13244 West Trail Creek Road, Pocatello, Idaho 83201 ("Grantor"), does hereby grant, bargain, sell, assign, and convey unto IDAHO WATER COMPANY, LLC, an Idaho limited liability company, whose address is 1135 Valley Road South, Eden, Idaho, 83325 ("Grantee"), and to Grantee's heirs and assigns forever, all of Grantor's right, title, and interest in Water Right Nos. 29-14054, 29-14055, and 29-14056 (formerly portions of Right Nos. 29-13886, 29-13888, and 29-13890, respectively) described in Exhibit A hereto (the "Water Rights").

Grantor covenants and warrants to Grantee as follows:

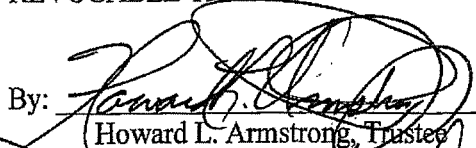
- A. Grantor is the owner of the Water Rights;
- B. Grantor has not conveyed the Water Rights to anyone other than Grantee;
- C. The Water Rights are being conveyed free from all liens, claims or encumbrances; and
- D. Grantor has the authority to convey the Water Rights to Grantee.

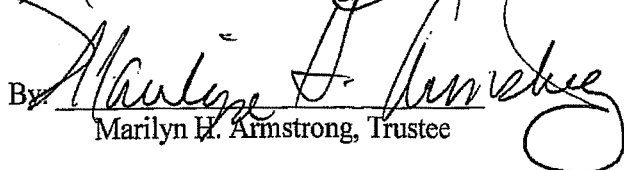
Grantor makes no other covenants, representations or warranties as to the Water Rights.

No land is included in or conveyed by this grant.

IN WITNESS WHEREOF, the undersigned Grantor has caused its name to be hereunto subscribed this 14 day of Aug, 2013.

HOWARD L. & MARILYN H. ARMSTRONG
REVOCABLE TRUST

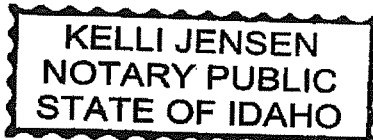
By: 
Howard L. Armstrong, Trustee

By: 
Marilyn H. Armstrong, Trustee

STATE OF IDAHO)
) ss.
 County of Bannock)

On this 14 day of August 2013, before me, a Notary Public for said County and State, personally appeared HOWARD L. ARMSTRONG, known or identified to me to be the Trustee or one of the Trustees of HOWARD L. & MARILYN H. ARMSTRONG REVOCABLE TRUST, and acknowledged to me that by said Trustee's signature on the foregoing instrument, the foregoing named Trust executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

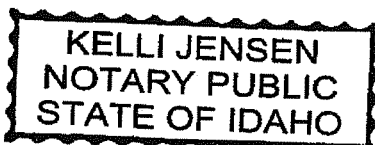


Kelli Jensen
 NOTARY PUBLIC FOR IDAHO
 Residing at: Franklin, ID
 My commission expires: 4-19-2015

STATE OF IDAHO)
) ss.
 County of Bannock)

On this 14 day of August 2013, before me, a Notary Public for said County and State, personally appeared MARILYN H. ARMSTRONG, known or identified to me to be the Trustee or one of the Trustees of HOWARD L. & MARILYN H. ARMSTRONG REVOCABLE TRUST, and acknowledged to me that by said Trustee's signature on the foregoing instrument, the foregoing named Trust executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Kelli Jensen
 NOTARY PUBLIC FOR IDAHO
 Residing at: Franklin, ID
 My commission expires: 4-19-2015

Exhibit A
(Description of Water Rights)

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WATER RIGHT NO. 29-14054

As Modified by Transfer No. 78626

In accordance with the approval of Transfer No. 78626, Water Right No. 29-14054 is now described as follows:

Right Holder: HOWARD & MARILYN ARMSTRONG TRUST
13244 W TRAIL CREEK RD
POCATELLO, ID 83204

Priority Date: 12/31/1974

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	1.470 cfs	491.6 af
			1.470 cfs	491.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S Rge 34E BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 06S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 Twp 06S Rge 34E BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 06S Rge 34E BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 06S Rge 34E BANNOCK County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Chubbuck 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 under this right is for irrigation of 122.9 acres within the authorized place of use in a single irrigation season.
4. Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is for irrigation of 158.1 acres within the authorized place of use in a single irrigation season.
5. Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is limited to 1.736 cfs.
6. Diversion of water from the point(s) of diversion authorized under Transfer 78626 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 20.386 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 13.236 cfs.

Transfer No. 78626

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21315269

Page 13 of 37

WATER RIGHT NO. 29-14054
As Modified by Transfer No. 78626

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. Prior to diversion and use of water under Transfer approval 78626, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
10. 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.
11. The irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 afu per acre at the field headgate.
12. 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.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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.

Transfer No. 78626

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WATER RIGHT NO. 29-14055**As Modified by Transfer No. 78626**

In accordance with the approval of Transfer No. 78626, Water Right No. 29-14055 is now described as follows:

Right Holder: HOWARD & MARILYN ARMSTRONG TRUST
13244 W TRAIL CREEK RD
POCATELLO, ID 83204

Priority Date: 6/20/1961

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	0.130 cfs	26.4 af
			0.130 cfs	26.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S Rge 34E BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 06S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 Twp 06S Rge 34E BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 06S Rge 34E BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 06S Rge 34E BANNOCK County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Chubbuck 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 under this right is for irrigation of 6.6 acres within the authorized place of use in a single irrigation season.
4. Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is for irrigation of 158.1 acres within the authorized place of use in a single irrigation season.
5. Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is limited to 1.736 cfs.
6. Diversion of water from the point(s) of diversion authorized under Transfer 78626 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 20.386 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 13.236 cfs.

Transfer No. 78626

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WATER RIGHT NO. 29-14055

As Modified by Transfer No. 78626

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. Prior to diversion and use of water under Transfer approval 78626, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
10. 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.
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. 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.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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.

Transfer No. 78626

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WATER RIGHT NO. 29-14056**As Modified by Transfer No. 78626**

In accordance with the approval of Transfer No. 78626, Water Right No. 29-14056 is now described as follows:

Right Holder: HOWARD & MARILYN ARMSTRONG TRUST
13244 W TRAIL CREEK RD
POCATELLO, ID 83204

Priority Date: 10/26/1966

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	0.090 cfs 0.090 cfs	18.8 af 18.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 06S Rge 34E BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 06S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 Twp 06S Rge 34E BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 06S Rge 34E BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 06S Rge 34E BANNOCK County

CONDITIONS OF APPROVAL

- Place of use is within the service area of the City of Chubbuck municipal water supply system as provided for under Idaho Law.
- 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.
- Municipal use under this right is for irrigation of 4.7 acres within the authorized place of use in a single irrigation season.
- Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is for irrigation of 158.1 acres within the authorized place of use in a single irrigation season.
- Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is limited to 1.736 cfs.
- Diversion of water from the point(s) of diversion authorized under Transfer 78626 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T06S, R34E, B.M. limited to 20.386 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 13.236 cfs.

Transfer No. 78626

Page 17 of 37

WATER RIGHT NO. 29-14056
As Modified by Transfer No. 78626

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. Prior to diversion and use of water under Transfer approval 78626, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
10. 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.
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. 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.
13. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 3/22/2004.
14. This right does not grant any right-of-way or easement across the land of another.
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.

Transfer No. 78626

4-1

21315270

4 FIDIAL RECORD BK# 970
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FEE 19- DEPUTY *dg*

Idaho Water Company

21315270

2013 AUG 26 P 1:26

SPECIAL WATER RIGHTS DEED

HOWARD L. ARMSTRONG & SONS, LLC, an Idaho limited liability company, formerly known as HOWARD L. ARMSTRONG & SONS, INC., an Idaho corporation ("Grantor"), does hereby grant, bargain, sell, assign, and convey unto IDAHO WATER COMPANY, LLC, an Idaho limited liability company, whose address is 1135 Valley Road South, Eden, Idaho, 83325 ("Grantee"), and to Grantee's heirs and assigns forever, all of Grantor's right, title, and interest in Water Right No. 29-14080 (formerly a portion of Right No. 29-13885) described in Exhibit A hereto (the "Water Right").

Grantor covenants and warrants to Grantee as follows:

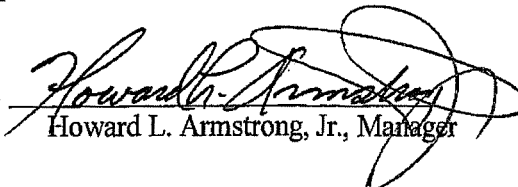
- A. Grantor is the owner of the Water Right;
- B. Grantor has not conveyed the Water Right to anyone other than Grantee;
- C. The Water Right is being conveyed free from all liens, claims or encumbrances; and
- D. Grantor has the authority to convey the Water Right to Grantee.

Grantor makes no other covenants, representations or warranties as to the Water Right.

No land is included in or conveyed by this grant.

IN WITNESS WHEREOF, the undersigned Grantor has caused its name to be hereunto subscribed this 21 day of August, 2013.

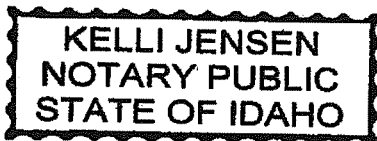
HOWARD L. ARMSTRONG & SONS, LLC,
an Idaho limited liability company, formerly known as
HOWARD L. ARMSTRONG & SONS, INC., an Idaho
corporation,

By: 
Howard L. Armstrong, Jr., Manager

STATE OF IDAHO)
) ss.
 County of Bonneville)

On this 21 day of August 2013, before me, a Notary Public for said County and State, personally appeared HOWARD L. ARMSTRONG, JR., known or identified to me to be the Manager of the limited liability company, HOWARD L. ARMSTRONG & SONS, LLC, that executed the foregoing instrument or the person who executed the foregoing instrument on behalf of the company, and acknowledged to me that such company executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Kelli Jensen
 NOTARY PUBLIC FOR IDAHO
 Residing at: Pocatello, ID
 My commission expires: 4.19.2015

Exhibit A
(Description of Water Right)

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WATER RIGHT NO. 29-14080**As Modified by Transfer No. 78626**

In accordance with the approval of Transfer No. 78626, Water Right No. 29-14080 is now described as follows:

Right Holder: HOWARD L ARMSTRONG & SONS INC
13244 W TL CK
POCATELLO, ID 83204

Priority Date: 12/31/1974

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	0.286 cfs	87.6 af
			0.266 cfs	87.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S Rge 34E BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 06S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 Twp 06S Rge 34E BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 06S Rge 34E BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 06S Rge 34E BANNOCK County

CONDITIONS OF APPROVAL

- Place of use is within the service area of the City of Chubbuck municipal water supply system as provided for under Idaho Law.
- 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.
- Municipal use under this right is for irrigation of 21.9 acres within the authorized place of use in a single irrigation season.
- Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is for irrigation of 158.1 acres within the authorized place of use in a single irrigation season.
- Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is limited to 1.736 cfs.
- Diversion of water from the point(s) of diversion authorized under Transfer 78626 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 20.386 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 13.236 cfs.

Transfer No. 78626

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WATER RIGHT NO. 29-14080
As Modified by Transfer No. 78626

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. Prior to diversion and use of water under Transfer approval 78626, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
10. 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.
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. 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.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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.

Transfer No. 78626

8.27.13 original
to clerk

21315354

14-1
OFFICIAL RECORD BK# 970
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FEE 0 DEPUTY *on*

City of Chubbuck

21315354

2013 AUG 27 P 12:01

SPECIAL WARRANTY DEED FOR WATER RIGHTS

Idaho Water Company LLC, an Idaho Limited Liability Company registered to do business in Idaho as Idaho Water Company LLC, a/k/a Idaho Water Co. LLC, whose address is 1135 Valley Road South, Eden, Idaho 83325 ("Grantor") does hereby grant, bargain, sell, assign, and convey unto the City of Chubbuck, an Idaho municipal corporation, whose address is City Hall, Chubbuck, Idaho 83201 ("Grantee") and to Grantees heirs and assigns forever, all of Grantor's right, title, and interest in Water Right Nos. 29-14080, 29-14081, 29-14082, 29-14054, 29-14055, and 29-14056 (formerly portions of Right Nos. 29-13885, 29-13887, 29-13889, 29-13886, 29-13888, and 29-13890, respectively) described in Exhibit A hereto (collectively the "Water Rights").

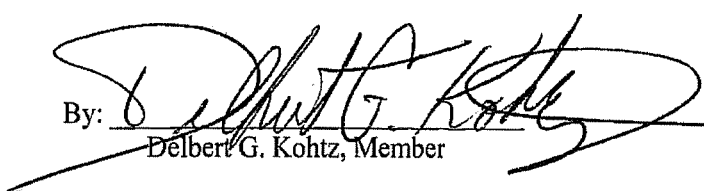
Grantor covenants and warrants to Grantee as follows:

- A. Grantor is the owner of the Water Rights;
- B. Grantor has not conveyed the Water Rights to anyone other than Grantee;
- C. The Water Rights are free from all liens, claims or encumbrances; and
- D. Grantor has the authority to convey the Water Rights to Grantee.

Grantor makes no other covenants or warranties as to the Water Rights.

IN WITNESS WHEREOF, the undersigned authorized officer of Grantor, acting on behalf of Grantor, has caused his name to be hereunto subscribed this 26th day of August, 2013.

IDAHO WATER COMPANY, LLC

By: 

Delbert G. Kohtz, Member

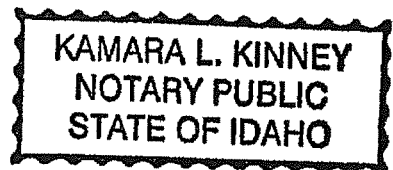
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STATE OF IDAHO)
County of Bannock) ss.

On this 26th day of Aug. 2013, before me, a Notary Public for said County and State, personally appeared DELBERT G. KOHTZ, known or identified to me, to be one of the members of the limited liability company of IDAHO WATER COMPANY, LLC, and the member or one of the members who subscribed said limited liability company name to the foregoing instrument, and acknowledged to me that he executed the same in said limited liability company name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Kamara L. Kinney
NOTARY PUBLIC FOR IDAHO
Residing at: Poe/Chub.
My commission expires: June 6, 2017

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Exhibit A
(Description of Water Rights)

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WATER RIGHT NO. 29-14080**As Modified by Transfer No. 78626**

In accordance with the approval of Transfer No. 78626, Water Right No. 29-14080 is now described as follows:

Right Holder: HOWARD L. ARMSTRONG & SONS INC
13244 W TL CK
POCATELLO, ID 83204

Priority Date: 12/31/1974

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	0.266 cfs	87.6 af
			0.266 cfs	87.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S Rge 34E BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 05S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 Twp 05S Rge 34E BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 05S Rge 34E BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 05S Rge 34E BANNOCK County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Chubbuck 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 under this right is for irrigation of 21.9 acres within the authorized place of use in a single irrigation season.
4. Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is for irrigation of 158.1 acres within the authorized place of use in a single irrigation season.
5. Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is limited to 1.736 cfs.
6. Diversion of water from the point(s) of diversion authorized under Transfer 78626 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 20.385 cfs.

SWSESW, Sec. 04, T05S, R34E, B.M. limited to 13.236 cfs.

Transfer No. 78626

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WATER RIGHT NO. 29-14080

As Modified by Transfer No. 78626

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. Prior to diversion and use of water under Transfer approval 78626, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
10. 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.
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. 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.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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.

Transfer No. 78626

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WATER RIGHT NO. 29-14081
As Modified by Transfer No. 78626

In accordance with the approval of Transfer No. 78626, Water Right No. 29-14081 is now described as follows:

Right Holder: HOWARD L ARMSTRONG
C/O CURTIS S ARMSTRONG TRUSTEE
13244 W TRAIL CREEK
POCATELLO, ID 83204

Priority Date: 6/20/1961

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	0.025 cfs	4.4 af
			0.025 cfs	4.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S Rge 34E BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 05S Rge 34E BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 05S Rge 34E BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 05S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 Twp 05S Rge 34E BANNOCK County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Chubbuck 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 under this right is for irrigation of 1.1 acres within the authorized place of use in a single irrigation season.
4. Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is for irrigation of 158.1 acres within the authorized place of use in a single irrigation season.
5. Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is limited to 1.736 cfs.
6. Diversion of water from the point(s) of diversion authorized under Transfer 78626 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 20.386 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 13.236 cfs.

Transfer No. 78626

WATER RIGHT NO. 29-14081
As Modified by Transfer No. 78626

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. Prior to diversion and use of water under Transfer approval 78626, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
10. 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.
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. 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.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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.

Transfer No. 78626

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WATER RIGHT NO. 29-14082
As Modified by Transfer No. 78626

In accordance with the approval of Transfer No. 78626, Water Right No. 29-14082 is now described as follows:

Right Holder: HOWARD L ARMSTRONG
C/O CURTIS S ARMSTRONG TRUSTEE
13244 W TRAIL CREEK
POCATELLO, ID 83204

Priority Date: 10/26/1966

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	0.018 cfs	3.6 af
			0.018 cfs	3.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S Rge 34E BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 06S Rge 34E BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 06S Rge 34E BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 06S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 Twp 06S Rge 34E BANNOCK County

CONDITIONS OF APPROVAL

- Place of use is within the service area of the City of Chubbuck municipal water supply system as provided for under Idaho Law.
- 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.
- Municipal use under this right is for irrigation of 0.90 acres within the authorized place of use in a single irrigation season.
- Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is for irrigation of 158.1 acres within the authorized place of use in a single irrigation season.
- Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is limited to 1.736 cfs.
- Diversion of water from the point(s) of diversion authorized under Transfer 78626 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 20.386 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 13.236 cfs.

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WATER RIGHT NO. 29-14082
As Modified by Transfer No. 78626

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. Prior to diversion and use of water under Transfer approval 78626, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
10. 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.
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. 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.
13. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 3/22/2004.
14. This right does not grant any right-of-way or easement across the land of another.
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.

Transfer No. 78626

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WATER RIGHT NO. 29-14054

As Modified by Transfer No. 78626

In accordance with the approval of Transfer No. 78626, Water Right No. 29-14054 is now described as follows:

Right Holder: HOWARD & MARILYN ARMSTRONG TRUST
13244 W TRAIL CREEK RD
POCATELLO, ID 83204

Priority Date: 12/31/1974

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	1.470 cfs	491.6 af
			1.470 cfs	491.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S Rge 34E BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 06S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 Twp 06S Rge 34E BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 06S Rge 34E BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 06S Rge 34E BANNOCK County

CONDITIONS OF APPROVAL

- Place of use is within the service area of the City of Chubbuck municipal water supply system as provided for under Idaho Law.
- 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.
- Municipal use under this right is for irrigation of 122.9 acres within the authorized place of use in a single irrigation season.
- Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is for irrigation of 158.1 acres within the authorized place of use in a single irrigation season.
- Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is limited to 1.735 cfs.
- Diversion of water from the point(s) of diversion authorized under Transfer 78626 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 20.386 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 13.236 cfs.

Transfer No. 78626

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WATER RIGHT NO. 29-14054**As Modified by Transfer No. 78626****CONDITIONS OF APPROVAL**

7. 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.
8. 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.
9. Prior to diversion and use of water under Transfer approval 78626, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
10. 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.
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. 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.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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.

Transfer No. 78926

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WATER RIGHT NO. 29-14055
As Modified by Transfer No. 78626

In accordance with the approval of Transfer No. 78626, Water Right No. 29-14055 is now described as follows:

Right Holder: HOWARD & MARILYN ARMSTRONG TRUST
13244 W TRAIL CREEK RD
POCATELLO, ID 83204

Priority Date: 6/20/1961

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	0.130 cfs	26.4 af
			0.130 cfs	26.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESWSW	Sec 34 Twp 05S Rge 34E BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 06S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 Twp 06S Rge 34E BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 06S Rge 34E BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 06S Rge 34E BANNOCK County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Chubbuck 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 under this right is for irrigation of 6.6 acres within the authorized place of use in a single irrigation season.
4. Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is for irrigation of 158.1 acres within the authorized place of use in a single irrigation season.
5. Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is limited to 1.736 cfs.
6. Diversion of water from the point(s) of diversion authorized under Transfer 78626 shall not exceed a total combined maximum diversion rate as specified below:

SESWSW, Sec. 34, T05S, R34E, B.M. limited to 20.386 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 13.236 cfs.

Transfer No. 78626

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WATER RIGHT NO. 29-14055
As Modified by Transfer No. 78626

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. Prior to diversion and use of water under Transfer approval 78626, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
10. 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.
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. 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.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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.

Transfer No. 78626

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WATER RIGHT NO. 29-14056**As Modified by Transfer No. 78626**

In accordance with the approval of Transfer No. 78626, Water Right No. 29-14056 is now described as follows:

Right Holder: HOWARD & MARILYN ARMSTRONG TRUST
13244 W TRAIL CREEK RD
POCATELLO, ID 83204

Priority Date: 10/26/1966

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	0.090 cfs	18.8 af
			0.090 cfs	18.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S Rge 34E BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 06S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 Twp 06S Rge 34E BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 06S Rge 34E BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 06S Rge 34E BANNOCK County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Chubbuck 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 under this right is for irrigation of 4.7 acres within the authorized place of use in a single irrigation season.
4. Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14060, 29-14081 and 29-14082 is for irrigation of 158.1 acres within the authorized place of use in a single irrigation season.
5. Municipal use under rights 29-14054, 29-14055, 29-14056, 29-14080, 29-14081 and 29-14082 is limited to 1.738 cfs.
6. Diversion of water from the point(s) of diversion authorized under Transfer 78626 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 20.386 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 13.236 cfs.

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WATER RIGHT NO. 29-14056

As Modified by Transfer No. 78626

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. Prior to diversion and use of water under Transfer approval 78626, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
10. 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.
11. The irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 cfs per acre at the field headgate.
12. The approval of this transfer redelimits 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.
13. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 3/22/2004.
14. This right does not grant any right-of-way or easement across the land of another.
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.

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