

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78373**

This is to certify that: **IDAHO WATER CO LLC**
1135 VALLEY RD S
EDEN, ID 83325

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
25-14383	WR/DECREED	8/19/1952	0.130 cfs	38.8 af	9.7	261.0	GROUND WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<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>
29-2385	WR/DECREED	1/11/1957	0.780 cfs	N/A	N/A	N/A	GROUND WATER
29-2413	WR/DECREED	6/25/1959	1.100 cfs	N/A	N/A	N/A	GROUND WATER
29-8229	WR/LICENSE	4/5/1999	1.740 cfs	N/A	N/A	N/A	GROUND WATER
29-8230	WR/LICENSE	4/5/1999	2.210 cfs	N/A	N/A	N/A	GROUND WATER
29-2469	WR/DECREED	3/10/1963	1.110 cfs	N/A	N/A	N/A	GROUND WATER
29-7624	WR/DECREED	12/14/1981	4.960 cfs	N/A	N/A	N/A	GROUND WATER
29-8188	WR/LICENSE	12/16/1996	6.700 cfs	N/A	N/A	N/A	GROUND WATER
29-14016	WR/DECREED	1/17/1966	1.890 cfs	483.0 af	N/A	N/A	GROUND WATER
25-14385	WR/DECREED	8/19/1952	0.050 cfs	12.4 af	3.1	261.0	GROUND WATER
25-14381	WR/DECREED	7/19/1973	0.210 cfs	56.0 af	14.0	261.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
25-14383	YES	YES	YES	YES	NO	YES

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
25-14383	29-14058	0.050 cfs	16.0 af	4.0	N/A	25-14383	0.080 cfs	22.8 af	5.7	261.0
COMBINED TOTALS		0.050 cfs	16.0 af	4.0	N/A		N/A	N/A	N/A	N/A

Transfer No. 78373

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78373

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 5th day of March, 2013.


Water Resources Program Manager



WATER RIGHT NO. 25-14383

As Modified by Transfer No. 78373

In accordance with the approval of Transfer No. 78373, Water Right No. 25-14383 is now described as follows:

Right Holder: IDAHO WATER CO LLC
C/O DEL KOHTZ
1135 VALLEY RD S
EDEN, ID 83325

Priority Date: 8/19/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.080 cfs	22.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESWNE	Sec 28 Twp 01N Rge 38E BONNEVILLE County
GROUND WATER	SESENE	Sec 28 Twp 01N Rge 38E BONNEVILLE County
GROUND WATER	NESENW	Sec 28 Twp 01N Rge 38E BONNEVILLE County
GROUND WATER	NWSWSE	Sec 21 Twp 01N Rge 38E BONNEVILLE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	38E	27							40.0				40.0						80.0
01N	38E	28	14.0			22.0	3.0			27.0					24.0	18.0	34.0	39.0	181.0

Right Acre Limit: 5.7

POU Total Acres: 261.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.7 acres within the authorized place of use in a single irrigation season.
2. Rights 25-14383 and 25-14385 when combined shall not exceed the irrigation of 8.8 acres.
3. Rights 25-14381, 25-14383 and 25-14385 when combined shall not exceed the irrigation of 22.8 acres.

WATER RIGHT NO. 25-14383
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CONDITIONS OF APPROVAL

4. Rights 25-14381, 25-14383 and 25-14385 are limited to the irrigation of a specific 22.8 acres within the 261.0 acre place of use authorized by this right in a single irrigation season. The specific 22.8 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 22.8 acres to be irrigated within the 261.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. Beginning on the date of approval of Transfer 77439, the irrigation uses under rights 25-14383 and 25-14385 when combined are limited to the following schedule of allowed use. The right holder shall file a notice of intent with the Department prior to the increased use of water under the rights each time an increase according to the schedule is sought.

Year 2013 through 2017 the rights are limited to 0.03 cfs, 8.4 afa and 2.1 acres.
Year 2018 through 2023 the rights are limited to 0.11 cfs, 28.8 afa and 7.2 acres.
Year 2024 and beyond the rights are limited to 0.13 cfs, 35.2 afa and 8.8 acres.
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 the diversion and use of water under Transfer approval 77439, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
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.

WATER RIGHT NO. 25-14383

As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

10. The combination of changes under:

Transfer approval 77438 as described under rights 29-14012 and 29-14013
Transfer approval 77439 as described under rights 25-14383 and 25-14385
Transfer approval 77440 as described under right 36-16917
Transfer approval 77441 as described under right 22-14018
Transfer approval 77443 as described under right 27-12235
Transfer approval 77444 as described under right 25-14347

provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, 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.

11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
12. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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 years 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.

WATER RIGHT NO. 29-14058

As Modified by Transfer No. 78373

In accordance with the approval of Transfer No. 78373, Water Right No. 29-14058 is now described as follows:

Right Holder: IDAHO WATER CO LLC
C/O DEL KOHTZ
1135 VALLEY RD S
EDEN, ID 83325

Priority Date: 8/19/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	04/1	to 10/31	0.050 cfs	16.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S 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	L13 (SWSW)	Sec 10 Twp 06S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 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 4.0 acres within the authorized place of use in a single irrigation season.
4. Municipal use under rights 29-14016 and 29-14058 is for irrigation of 131.4 acres within the authorized place of use in a single irrigation season.
5. Diversion of water from the point(s) of diversion authorized under Transfer 78373 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.65 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.50 cfs.
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.

WATER RIGHT NO. 29-14058
As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

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 78373, 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. Municipal use under this right is for irrigation of 4.0 acres within the authorized place of use in a single irrigation season.
11. Municipal use under rights 29-14016 and 29-14058 is for irrigation of 131.4 acres within the authorized place of use in a single irrigation season.
12. 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.
13. 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.
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.

WATER RIGHT NO. 29-2385

As Modified by Transfer No. 78373

In accordance with the approval of Transfer No. 78373, Water Right No. 29-2385 is now described as follows:

Right Holder: CITY OF CHUBBUCK
PUBLIC WORKS DEPARTMENT
PO BOX 5604
CHUBBUCK, ID 83202-5604

Priority Date: 1/11/1957

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	0.780 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S 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	L13 (SWSW)	Sec 10 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 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 illustration purposes.
3. Diversion of water from the point(s) of diversion authorized under Transfer 78373 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.65 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.50 cfs.
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.
6. Prior to diversion and use of water under Transfer approval 75304, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

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WATER RIGHT NO. 29-2385

As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

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. 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, ground water was first diverted under this right at Well No. 1 located in T06S, R34E, S11, NENWNW Gov Lot 4.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.
10. This right does not grant any right-of-way or easement across the land of another.
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. 29-2413

As Modified by Transfer No. 78373

In accordance with the approval of Transfer No. 78373, Water Right No. 29-2413 is now described as follows:

Right Holder: CITY OF CHUBBUCK
PUBLIC WORKS DEPARTMENT
PO BOX 5604
CHUBBUCK, ID 83202-5604

Priority Date: 6/25/1959

Source: GROUND WATER

BENEFICIAL USE
MUNICIPAL

From 01/01 **To** 12/31 **Diversion Rate** 1.100 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSESW	Sec 4	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	SENWSW	Sec 34	Twp 05S	Rge 34E	BANNOCK County
GROUND WATER	NWNWSW	Sec 3	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 illustration purposes.
3. Diversion of water from the point(s) of diversion authorized under Transfer 78373 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.65 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.50 cfs.
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.
6. Prior to diversion and use of water under Transfer approval 75304, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

Transfer No. 78373

WATER RIGHT NO. 29-2413

As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

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. 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, ground water was first diverted under this right at Well No. 2 located in T06S, R34E, S3, NWNWSW.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.
10. This right does not grant any right-of-way or easement across the land of another.
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. 29-8229

As Modified by Transfer No. 78373

In accordance with the approval of Transfer No. 78373, Water Right No. 29-8229 is now described as follows:

Right Holder: CITY OF CHUBBUCK
PUBLIC WORKS DEPARTMENT
PO BOX 5604
CHUBBUCK, ID 83202-5604

Priority Date: 4/5/1999

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	1.740 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S 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	L13 (SWSW)	Sec 10 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 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 illustration purposes.
3. Diversion of water from the point(s) of diversion authorized under Transfer 78373 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.65 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.50 cfs.
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.
6. Prior to diversion and use of water under Transfer approval 75304, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

Transfer No. 78373

WATER RIGHT NO. 29-8229

As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

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 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 daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.
10. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
11. 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, ground water was first diverted under this right at Well No. 4 located in T06S, R34E, S4, SWSESW.
12. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.
13. The issuance of 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(s) 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.

WATER RIGHT NO. 29-8230

As Modified by Transfer No. 78373

In accordance with the approval of Transfer No. 78373, Water Right No. 29-8230 is now described as follows:

Right Holder: CITY OF CHUBBUCK
PUBLIC WORKS DEPARTMENT
PO BOX 5604
CHUBBUCK, ID 83202-5604

Priority Date: 4/5/1999

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	2.210 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S 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	L13 (SWSW)	Sec 10 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 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 illustration purposes.
3. Diversion of water from the point(s) of diversion authorized under Transfer 78373 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.65 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.50 cfs.
4. 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, ground water was first diverted under this right at Well No. 5 located in T06S, R34E, S10, SWSW Gov Lot 13.
5. 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.

WATER RIGHT NO. 29-8230

As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

6. 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.
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. Prior to diversion and use of water under Transfer approval 75304, 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. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
11. The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.
12. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.
13. The issuance of 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(s) 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.

WATER RIGHT NO. 29-2469

As Modified by Transfer No. 78373

In accordance with the approval of Transfer No. 78373, Water Right No. 29-2469 is now described as follows:

Right Holder: CITY OF CHUBBUCK
PUBLIC WORKS DEPARTMENT
PO BOX 5604
CHUBBUCK, ID 83202-5604

Priority Date: 3/10/1963

Source: GROUND WATER

BENEFICIAL USE
MUNICIPAL

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

Diversion Rate
1.110 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S 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	L13 (SWSW)	Sec 10 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 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 illustration purposes.
3. Diversion of water from the point(s) of diversion authorized under Transfer 78373 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.65 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.50 cfs.
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.
6. Prior to diversion and use of water under Transfer approval 75304, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

Transfer No. 78373

WATER RIGHT NO. 29-2469

As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

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. 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, ground water was first diverted under this right at Well No. 3 located in T05S, R34E, S34, SENWSW.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.
10. This right does not grant any right-of-way or easement across the land of another.
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. 29-7624

As Modified by Transfer No. 78373

In accordance with the approval of Transfer No. 78373, Water Right No. 29-7624 is now described as follows:

Right Holder: CITY OF CHUBBUCK
PUBLIC WORKS DEPARTMENT
PO BOX 5604
CHUBBUCK, ID 83202-5604

Priority Date: 12/14/1981

Source: GROUND WATER

BENEFICIAL USE
MUNICIPAL

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

Diversion Rate
4.960 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S 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	L13 (SWSW)	Sec 10 Twp 06S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 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 illustration purposes.
3. Diversion of water from the point(s) of diversion authorized under Transfer 78373 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.65 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.50 cfs.
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.
6. 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, ground water was first diverted under this right at Well No. 4 located in T06S, R34E, S4, SWSESW.

Transfer No. 78373

WATER RIGHT NO. 29-7624

As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

7. Prior to diversion and use of water under Transfer approval 75304, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.
10. This right does not grant any right-of-way or easement across the land of another.
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. 29-8188

As Modified by Transfer No. 78373

In accordance with the approval of Transfer No. 78373, Water Right No. 29-8188 is now described as follows:

Right Holder: CITY OF CHUBBUCK
PUBLIC WORKS DEPARTMENT
PO BOX 5604
CHUBBUCK, ID 83202-5604

Priority Date: 12/16/1996

Source: GROUND WATER

BENEFICIAL USE
MUNICIPAL

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

Diversion Rate
6.700 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34	Twp 05S	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	L13 (SWSW)	Sec 10	Twp 06S	Rge 34E	BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11	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 illustration purposes.
3. Diversion of water from the point(s) of diversion authorized under Transfer 78373 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.65 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.50 cfs.
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.
6. Prior to diversion and use of water under Transfer approval 75304, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

Transfer No. 78373

WATER RIGHT NO. 29-8188

As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

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 daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.
9. 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.
10. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
11. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
12. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.
13. 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, ground water was first diverted under this right at Well No. 5 located in T06S, R34E, S10, SWSW Gov Lot 13.
14. The issuance of 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(s) 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.

WATER RIGHT NO. 29-14016

As Modified by Transfer No. 78373

In accordance with the approval of Transfer No. 78373, Water Right No. 29-14016 is now described as follows:

Right Holder: CITY OF CHUBBUCK
PUBLIC WORKS DEPARTMENT
PO BOX 5604
CHUBBUCK, ID 83202-5604

Priority Date: 1/17/1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MITIGATION	04/15	to 10/15	0.130 cfs	33.8 af
MUNICIPAL	04/15	to 10/15	1.760 cfs	449.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S 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	L13 (SWSW)	Sec 10 Twp 06S Rge 34E BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 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 127.4 acres within the authorized place of use in a single irrigation season.
4. Municipal use under rights 29-14016 and 29-14058 is for irrigation of 131.4 acres within the authorized place of use in a single irrigation season.
5. Diversion of water from the point(s) of diversion authorized under Transfer 78373 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.65 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.50 cfs.
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.

WATER RIGHT NO. 29-14016

As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

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 77509, 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. 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.
11. To mitigate for the increased depletion of water in the Blackfoot to Neeley reach of the ESPA as a result of transfer 77509, the right holder shall cease diverting and using the following amount of water authorized under right 29-14016:

Use	Rate (cfs)	Volume (AF)
Irrigation	0.13	33.8

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.

WATER RIGHT NO. 25-14385

As Modified by Transfer No. 78373

In accordance with the approval of Transfer No. 78373, Water Right No. 25-14385 is now described as follows:

Right Holder: IDAHO WATER CO LLC
C/O DEL KOHTZ
1135 VALLEY RD S
EDEN, ID 83325

Priority Date: 8/19/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.050 cfs	12.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSWSE	Sec 21 Twp 01N Rge 38E BONNEVILLE County
GROUND WATER	SESWNE	Sec 28 Twp 01N Rge 38E BONNEVILLE County
GROUND WATER	SESENE	Sec 28 Twp 01N Rge 38E BONNEVILLE County
GROUND WATER	NESENW	Sec 28 Twp 01N Rge 38E BONNEVILLE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	38E	27							40.0			40.0							80.0
01N	38E	28	14.0			22.0	3.0			27.0					24.0	18.0	34.0	39.0	181.0

POU Total Acres: 261.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 3.1 acres within the authorized place of use in a single irrigation season.
2. Rights 25-14383 and 25-14385 when combined shall not exceed the irrigation of 8.8 acres.
3. Rights 25-14381, 25-14383 and 25-14385 when combined shall not exceed the irrigation of 22.8 acres.

WATER RIGHT NO. 25-14385
As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

4. Rights 25-14381, 25-14383 and 25-14385 are limited to the irrigation of a specific 22.8 acres within the 261.0 acre place of use authorized by this right in a single irrigation season. The specific 22.8 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 22.8 acres to be irrigated within the 261.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. Beginning on the date of approval of Transfer 77439, the irrigation uses under rights 25-14383 and 25-14385 when combined are limited to the following schedule of allowed use. The right holder shall file a notice of intent with the Department prior to the increased use of water under the rights each time an increase according to the schedule is sought.

Year 2013 through 2017 the rights are limited to 0.03 cfs, 8.4 afa and 2.1 acres.
Year 2018 through 2023 the rights are limited to 0.11 cfs, 28.8 afa and 7.2 acres.
Year 2024 and beyond the rights are limited to 0.13 cfs, 35.2 afa and 8.8 acres.
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 the diversion and use of water under Transfer approval 77439, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 25-14385

As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

11. The combination of changes under:

Transfer approval 77438 as described under rights 29-14012 and 29-14013
Transfer approval 77439 as described under rights 25-14383 and 25-14385
Transfer approval 77440 as described under right 36-16917
Transfer approval 77441 as described under right 22-14018
Transfer approval 77443 as described under right 27-12235
Transfer approval 77444 as described under right 25-14347

provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, 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.

12. This right does not grant any right-of-way or easement across the land of another.
13. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
14. The right holder shall accomplish the change authorized by this transfer within one years 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.

WATER RIGHT NO. 25-14381**As Modified by Transfer No. 78373**

In accordance with the approval of Transfer No. 78373, Water Right No. 25-14381 is now described as follows:

Right Holder: IDAHO WATER CO LLC
1135 VALLEY RD S
EDEN, ID 83325

Priority Date: 7/19/1973

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.210 cfs

Diversion Volume

56.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESWNE	Sec 28 Twp 01N Rge 38E BONNEVILLE County
GROUND WATER	SESENE	Sec 28 Twp 01N Rge 38E BONNEVILLE County
GROUND WATER	NESENW	Sec 28 Twp 01N Rge 38E BONNEVILLE County
GROUND WATER	NWSWSE	Sec 21 Twp 01N Rge 38E BONNEVILLE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	38E	27							40.0				40.0						80.0
01N	38E	28	14.0			22.0	3.0			27.0					24.0	18.0	34.0	39.0	181.0

POU Total Acres: 261.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 14.0 acres within the authorized place of use in a single irrigation season.
2. Rights 25-14381, 25-14383, 25-14385 when combined shall not exceed the irrigation of 22.8 acres.
3. Rights 25-14381, 25-14383, 25-14385 are limited to the irrigation of a specific 22.8 acres within the 261.0 acre place of use authorized by this right in a single irrigation season. The specific 22.8 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 22.8 acres to be irrigated within the 261.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

WATER RIGHT NO. 25-14381
As Modified by Transfer No. 78373

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 78018, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. The combination of changes under:
Transfer approval 78016 as described under right 25-14380
Transfer approval 78017 as described under right 35-14280
Transfer approval 78018 as described under right 25-14381
Transfer approval 78019 as described under right 25-14382

provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, 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 under Transfer approval 78018.

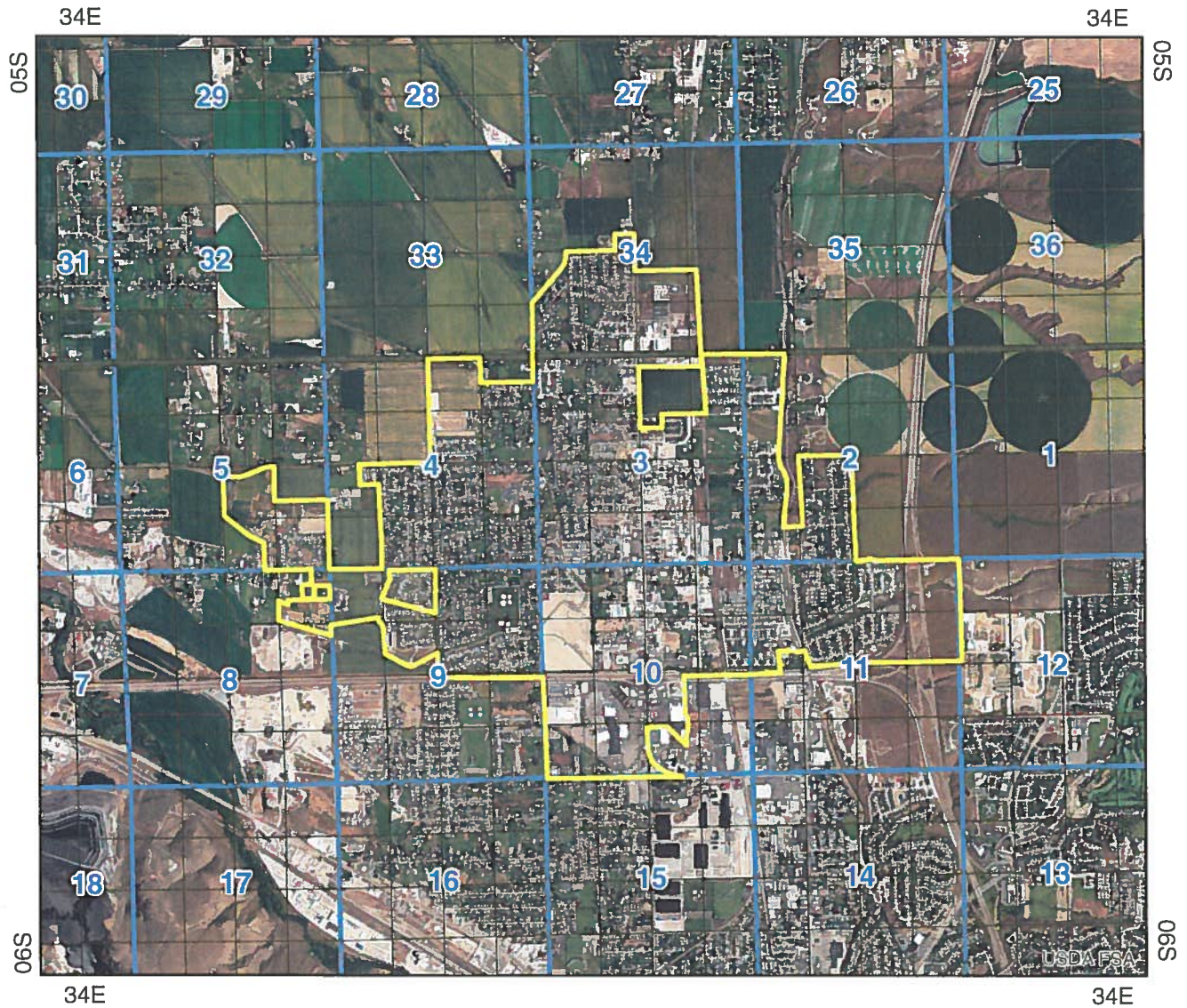
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one years of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for 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.

State of Idaho
Department of Water Resources
Transfer Of Water Right

Transfer No. 78373

Water Service Area Boundary for the City of Chubbuck

Rights: 29-2385, 29-2413, 29-2469, 29-7624, 29-8188, 29-8229, 29-8230, 29-14016, 29-14058



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

