

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76372

This is to certify that: CITY OF NOTUS
 PO BOX 257
 NOTUS ID 83656-0257
 (208)459-6212

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 Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-12189	WR/License	03/07/1995	1.5 cfs	N/A	N/A	N/A	GROUND WATER
63-3075	WR/Decreed	01/30/1956	1.2 cfs	N/A	N/A	N/A	GROUND WATER
63-12467	WR/License	09/04/1998	1 cfs	N/A	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-12189	NO	YES	NO	NO	NO	NO
63-3075	NO	YES	NO	NO	NO	NO
63-12467	NO	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

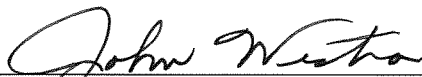
<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-12189	63-12189	1.5 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
63-3075	63-3075	1.2 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
63-12467	63-12467	1 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		2.7 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 29th day of May, 20 12

SUPPORT DATA

IN FILE # 63-3075



John Westra, Western Regional Manager

SCANNED

MAY 29 2012

WATER RIGHT NO. 63-3075
As Modified by Transfer No. 76372

In accordance with the approval of Transfer No. 76372, Water Right No. 63-3075 is now described as follows.

Right Holder: CITY OF NOTUS
PO BOX 257
NOTUS ID 83656-0257

Priority Date: January 30, 1956

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	1.20 CFS
			1.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNE	Sec. 34 Twp 05N Rge 04W CANYON County
GROUND WATER	SWNE	Sec. 34 Twp 05N Rge 04W CANYON County
GROUND WATER	NWSE	Sec. 34 Twp 05N Rge 04W CANYON County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Notus municipal water supply system as provided for under Idaho Law.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

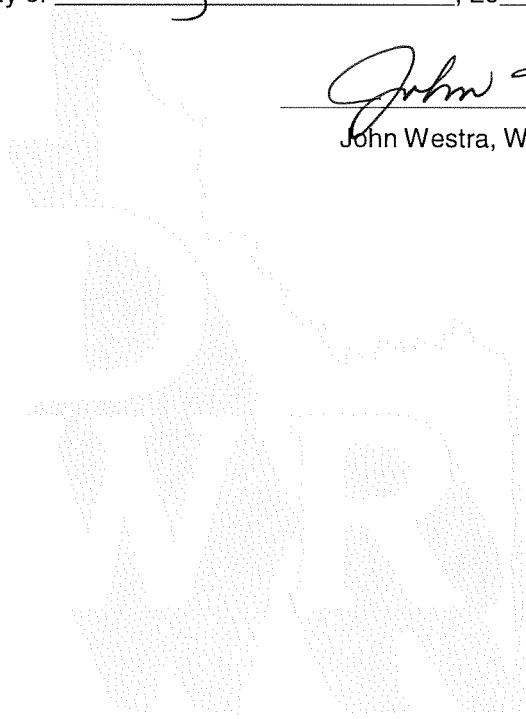
WATER RIGHT NO. 63-3075
As Modified by Transfer No. 76372

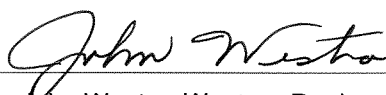
CONDITIONS OF APPROVAL

7. Rights 63-3075, 63-12189 and 63-12467 when combined shall not exceed a total diversion rate of 2.7 cfs
8. The following rights are diverted through point(s) of diversion described above: 63-3075, 63-12189, 63-12467.

This water right 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.

Dated this 29th day of May, 20 12





John Westra, Western Regional Manager

WATER RIGHT NO. 63-12189
As Modified by Transfer No. 76372

In accordance with the approval of Transfer No. 76372, Water Right No. 63-12189 is now described as follows.

Right Holder: CITY OF NOTUS
PO BOX 257
NOTUS ID 83656-0257

Priority Date: March 07, 1995

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	1.50 CFS
			1.50 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNE	Sec. 34 Twp 05N	Rge 04W CANYON County
GROUND WATER	SWNE	Sec. 34 Twp 05N	Rge 04W CANYON County
GROUND WATER	NWSE	Sec. 34 Twp 05N	Rge 04W CANYON County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Notus municipal water supply system as provided for under Idaho Law.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

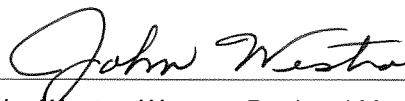
WATER RIGHT NO. 63-12189
As Modified by Transfer No. 76372

CONDITIONS OF APPROVAL

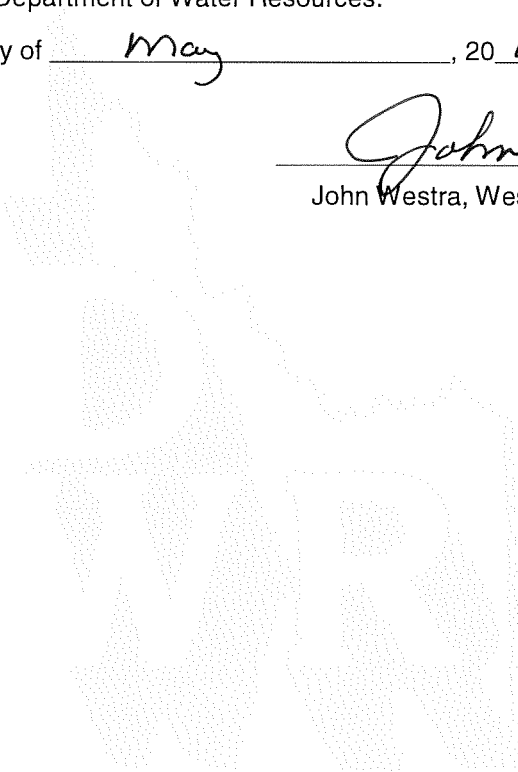
7. Rights 63-3075, 63-12189 and 63-12467 when combined shall not exceed a total diversion rate of 2.7 cfs
8. The following rights are diverted through point(s) of diversion described above: 63-3075, 63-12189, 63-12467.

This water right 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.

Dated this 29th day of May, 20 12

A handwritten signature in cursive script that reads "John Westra".

John Westra, Western Regional Manager



WATER RIGHT NO. 63-12467
As Modified by Transfer No. 76372

In accordance with the approval of Transfer No. 76372, Water Right No. 63-12467 is now described as follows.

Right Holder: CITY OF NOTUS
PO BOX 257
NOTUS ID 83656-0257

Priority Date: September 04, 1998

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	1.00 CFS
			1.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNE	Sec. 34 Twp 05N	Rge 04W CANYON County
GROUND WATER	SWNE	Sec. 34 Twp 05N	Rge 04W CANYON County
GROUND WATER	NWSE	Sec. 34 Twp 05N	Rge 04W CANYON County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Notus municipal water supply system as provided for under Idaho Law.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

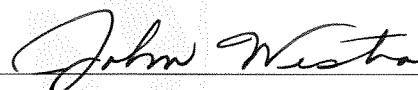
WATER RIGHT NO. 63-12467
As Modified by Transfer No. 76372

CONDITIONS OF APPROVAL

7. Rights 63-3075, 63-12189 and 63-12467 when combined shall not exceed a total diversion rate of 2.7 cfs
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 <or where the use of surface water was replaced by the use of water diverted in connection with this right before the approval of Transfer 73425>. 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. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.
10. The following rights are diverted through point(s) of diversion described above: 63-3075, 63-12189, 63-12467.

This water right 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.

Dated this 29th day of May, 20 12



John Westra, Western Regional Manager

TRANSFER #76372



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