

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77363

This is to certify that: SOUTH BOISE WATER CO
PO BOX 6005
BOISE ID 83707
(208)467-0079

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>
63-185A	WR/Decreed	06/01/1871	0.74 cfs	N/A	N/A	36.8	BOISE RIVER
63-2392D	WR/Decreed	09/13/1927	0.3 cfs	N/A	N/A	36.8	WASTE WATER

Purpose of Transfer (Changes Proposed)

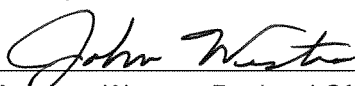
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-185A	NO	NO	YES	NO	NO	NO
63-2392D	NO	NO	YES	NO	NO	NO

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>
63-185A	63-185A	0.74 cfs	N/A	N/A	871.28		N/A	N/A	N/A	N/A
63-2392D	63-2392D	0.3 cfs	N/A	N/A	871.28		N/A	N/A	N/A	N/A
COMBINED TOTALS		1.04 cfs	N/A	N/A	871.28		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 31st day of January, 2012



Manager, Western Regional Office

SCANNED

SUPPORT DATA

IN FILE # 63-185A

SCANNED FEB 01 2012
FEB 01 2012

WATER RIGHT NO. 63-185A
As Modified by Transfer No. 77363

In accordance with the approval of Transfer No. 77363, Water Right No. 63-185A is now described as follows.

Right Holder: SOUTH BOISE WATER COMPANY
PO BOX 6005
BOISE ID 83707

Priority Date: June 01, 1871

Source: BOISE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/01	to 11/15	0.74 CFS
			0.74 CFS

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER	L5 (NENWSE)	Sec. 24 Twp 03N	Rge 02E	ADA County
BOISE RIVER	L6 (SWSWSW)	Sec. 19 Twp 03N	Rge 03E	ADA County

CONDITIONS OF APPROVAL

1. Place of use is within the area served by South Boise Water Co.
2. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
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. 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. 63.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

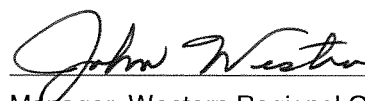
WATER RIGHT NO. 63-185A
As Modified by Transfer No. 77363

CONDITIONS OF APPROVAL

8. This right is limited to the irrigation of 871.28 acres within the place of use boundary described for the South Boise Water Co.
9. This right is designated as No. 53 in the Stewart Decree and the Boise River Water Masters records.
10. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and preceding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 60 percent of their decreed quantities.
11. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
12. The following rights are diverted through the point of diversion described above in Section 19: 63-148C, 63-149A, 63-150, 63-185A, 63-185B, 63-2392C, 63-2392D, 63-9386B and 63-31878.
13. The following rights are diverted through the point of diversion described above in Section 24: 63-148C, 63-149A, 63-150, 63-185A, 63-185B, 63-2392C, and 63-2392D.
14. Water is delivered through the Rossi-Mill Ditch and an unnamed stream known locally as Loggers Creek.

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 31st day of January, 2012



Manager, Western Regional Office

WATER RIGHT NO. 63-2392D
As Modified by Transfer No. 77363

In accordance with the approval of Transfer No. 77363, Water Right No. 63-2392D is now described as follows.

Right Holder: SOUTH BOISE WATER COMPANY
PO BOX 6005
BOISE ID 83707

Priority Date: September 13, 1927

Source: WASTE WATER

Tributary: BOISE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/01	to 11/15	0.30 CFS
			0.30 CFS

LOCATION OF POINT(S) OF DIVERSION:

WASTE WATER	L5 (NENWSE)	Sec. 24 Twp 03N	Rge 02E	ADA County
WASTE WATER	L6 (SWSWSW)	Sec. 19 Twp 03N	Rge 03E	ADA County

CONDITIONS OF APPROVAL

1. Place of use is within the area served by South Boise Water Co.
2. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
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. This right is limited to the irrigation of 871.28 acres within the place of use boundary described for the South Boise Water Co.

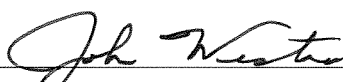
WATER RIGHT NO. 63-2392D
As Modified by Transfer No. 77363

CONDITIONS OF APPROVAL

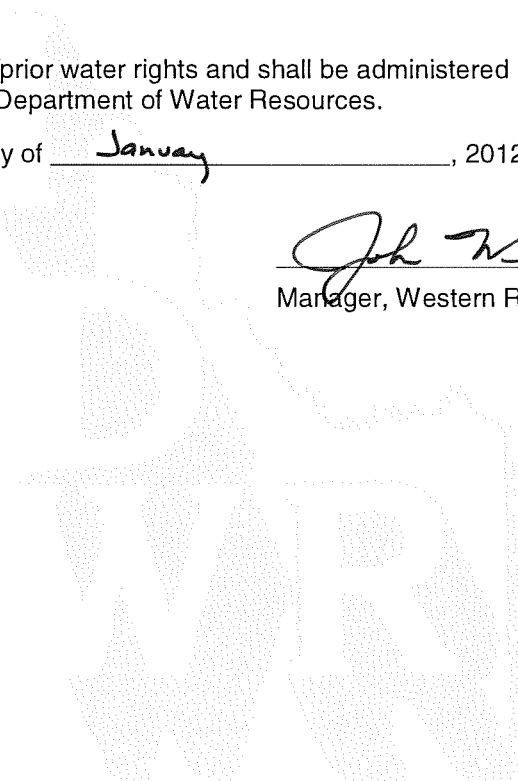
7. The following rights are diverted through the point of diversion described above in Section 19:
63-148C, 63-149A, 63-150, 63-185A, 63-185B, 63-2392C, 63-2392D, 63-9386B and 63-31878.
8. The following rights are diverted through the point of diversion described above in Section 24:
63-148C, 63-149A, 63-150, 63-185A, 63-185B, 63-2392C, and 63-2392D.
9. Water is delivered through the Rossi-Mill Ditch and an unnamed stream known locally as Loggers Creek.

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 31st day of January, 2012



Manager, Western Regional Office



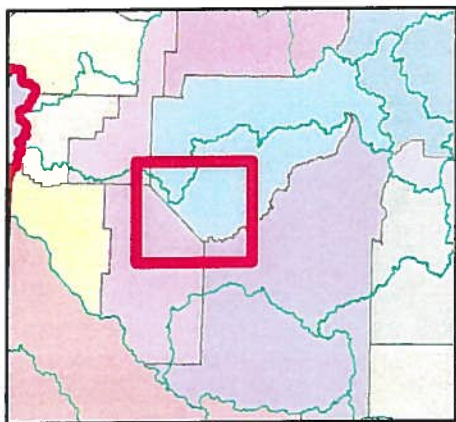


South Boise Water Company

Water Rights: 63-185A, 63-2392D

Irrigation Service Area Boundary
GIS Place of Use Illustration

-  Service Area
-  State Outline
-  Townships
-  PLS Sections



Boise, Ada Counties
IDWR Basin 63

Prepared by Curtis, Sharla
On January 23, 2012
2009 Aerial Photography

