

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77509

This is to certify that: CITY OF CHUBBUCK
 PUBLIC WORKS DEPARTMENT
 PO BOX 5604
 CHUBBUCK ID 83202-5604
 (208)237-2430

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>
35-2892A	WR/Decreed	01/17/1966	1.89 cfs	483 af	N/A	137.0	GROUND WATER

Associated Water Rights Also Included in Transfer Approval (Update Conditions)

<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>
29-2385	WR/Decreed	01/11/1957	0.78 cfs	N/A	N/A	N/A	GROUND WATER
29-2413	WR/Decreed	06/25/1959	1.1 cfs	N/A	N/A	N/A	GROUND WATER
29-2469	WR/Decreed	03/10/1963	1.11 cfs	N/A	N/A	N/A	GROUND WATER
29-7624	WR/Decreed	12/14/1981	4.96 cfs	N/A	N/A	N/A	GROUND WATER
29-8229	WR/License	04/05/1999	1.74 cfs	N/A	N/A	N/A	GROUND WATER
29-8188	WR/License	12/16/1996	6.7 cfs	N/A	N/A	N/A	GROUND WATER
29-8230	WR/License	04/05/1999	2.21 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>
35-2892A	NO	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>
35-2892A	29-14016	1.89 cfs	483 af	127.4	Municipal Boundary		N/A	N/A	N/A	N/A
COMBINED TOTALS		1.89 cfs	483 af	127.4	Municipal Boundary		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 35-2892A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77509

Detailed Water Right Description(s) attached

Dated this 21st day of October, 20 11



Water Resources Program Manager



Right Holder: CORNELISON OLSEN PARTNERSHIP
PO BOX 396
REXBURG ID 83440

Source: GROUND WATER

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

[illegible]

WATER RIGHT NO. 29-14016
As Modified by Transfer No. 77509

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. Diversion of water from the point(s) of diversion authorized under Transfer 77509 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.6 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.45 cfs.

4. To mitigate for the increased depletion of water in the Near Blackfoot to Neeley reach of the ESPA model 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)	Acres
Irrigation	0.13	33.8	9.6

5. This right is limited to the irrigation of 127.4 acres within the authorized place of use in a single irrigation season.
6. Municipal use under this right is for irrigation of 127.4 acres within the authorized place of use in a single irrigation season.
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 77509, 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.

WATER RIGHT NO. 29-14016
As Modified by Transfer No. 77509

CONDITIONS OF APPROVAL

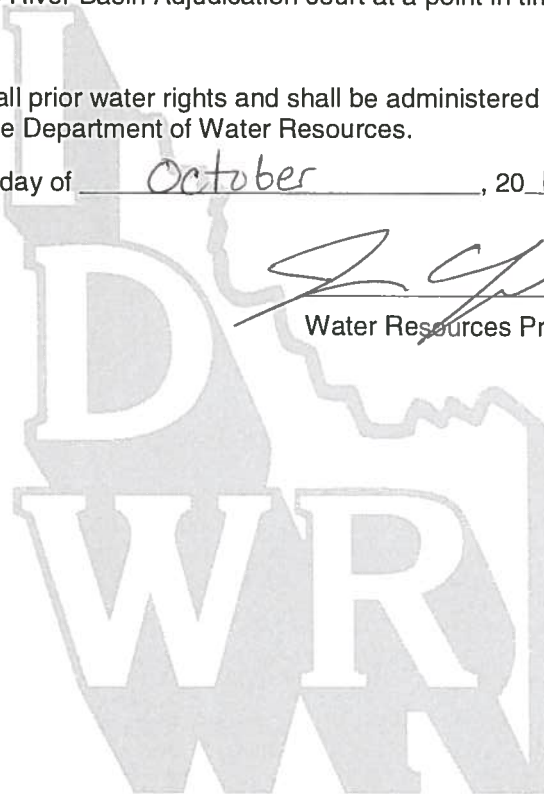
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), 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.

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 21st day of October, 20 11



Water Resources Program Manager



WATER RIGHT NO. 29-2385
As Modified by Transfer No. 77509

In accordance with the approval of Transfer No. 77509, 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: January 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	0.78 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 77509 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.6 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.45 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.
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.

WATER RIGHT NO. 29-2385
As Modified by Transfer No. 77509

CONDITIONS OF APPROVAL

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.

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 21st day of October, 20 11


Water Resources Program Manager

WATER RIGHT NO. 29-2413
As Modified by Transfer No. 77509

In accordance with the approval of Transfer No. 77509, 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: June 25, 1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	1.10 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 77509 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.6 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.45 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.

WATER RIGHT NO. 29-2413
As Modified by Transfer No. 77509

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.

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 21st day of October, 20 11


Water Resources Program Manager

WATER RIGHT NO. 29-8229
As Modified by Transfer No. 77509

In accordance with the approval of Transfer No. 77509, 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: April 05, 1999

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	1.74 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 77509 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.6 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.45 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.
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.

WATER RIGHT NO. 29-8229
As Modified by Transfer No. 77509

CONDITIONS OF APPROVAL

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.

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 21st day of October, 20 11


Water Resources Program Manager

WATER RIGHT NO. 29-8230
As Modified by Transfer No. 77509

In accordance with the approval of Transfer No. 77509, 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: April 05, 1999

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	2.21 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 77509 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.6 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.58 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.
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.

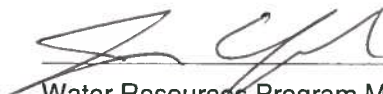
WATER RIGHT NO. 29-8230
As Modified by Transfer No. 77509

CONDITIONS OF APPROVAL

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.

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 21st day of October, 20 11



Water Resources Program Manager

WATER RIGHT NO. 29-2469
As Modified by Transfer No. 77509

In accordance with the approval of Transfer No. 77509, 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: March 10, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	1.11 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 77509 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.6 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.45 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.

WATER RIGHT NO. 29-2469
As Modified by Transfer No. 77509

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.

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 21st day of October, 20 11


Water Resources Program Manager

WATER RIGHT NO. 29-7624
As Modified by Transfer No. 77509

In accordance with the approval of Transfer No. 77509, 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: December 14, 1981

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	4.96 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 77509 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.6 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.45 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.

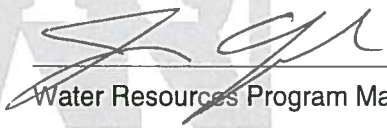
WATER RIGHT NO. 29-7624
As Modified by Transfer No. 77509

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.

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 21st day of October, 2011


Water Resources Program Manager

WATER RIGHT NO. 29-8188
As Modified by Transfer No. 77509

In accordance with the approval of Transfer No. 77509, 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: December 16, 1996

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	6.70 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 77509 shall not exceed a total combined maximum diversion rate as specified below:

SENWSW, Sec. 34, T05S, R34E, B.M. limited to 18.6 cfs.

SWSESW, Sec. 04, T06S, R34E, B.M. limited to 11.45 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.

WATER RIGHT NO. 29-8188
As Modified by Transfer No. 77509

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.

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 21st day of October, 2011

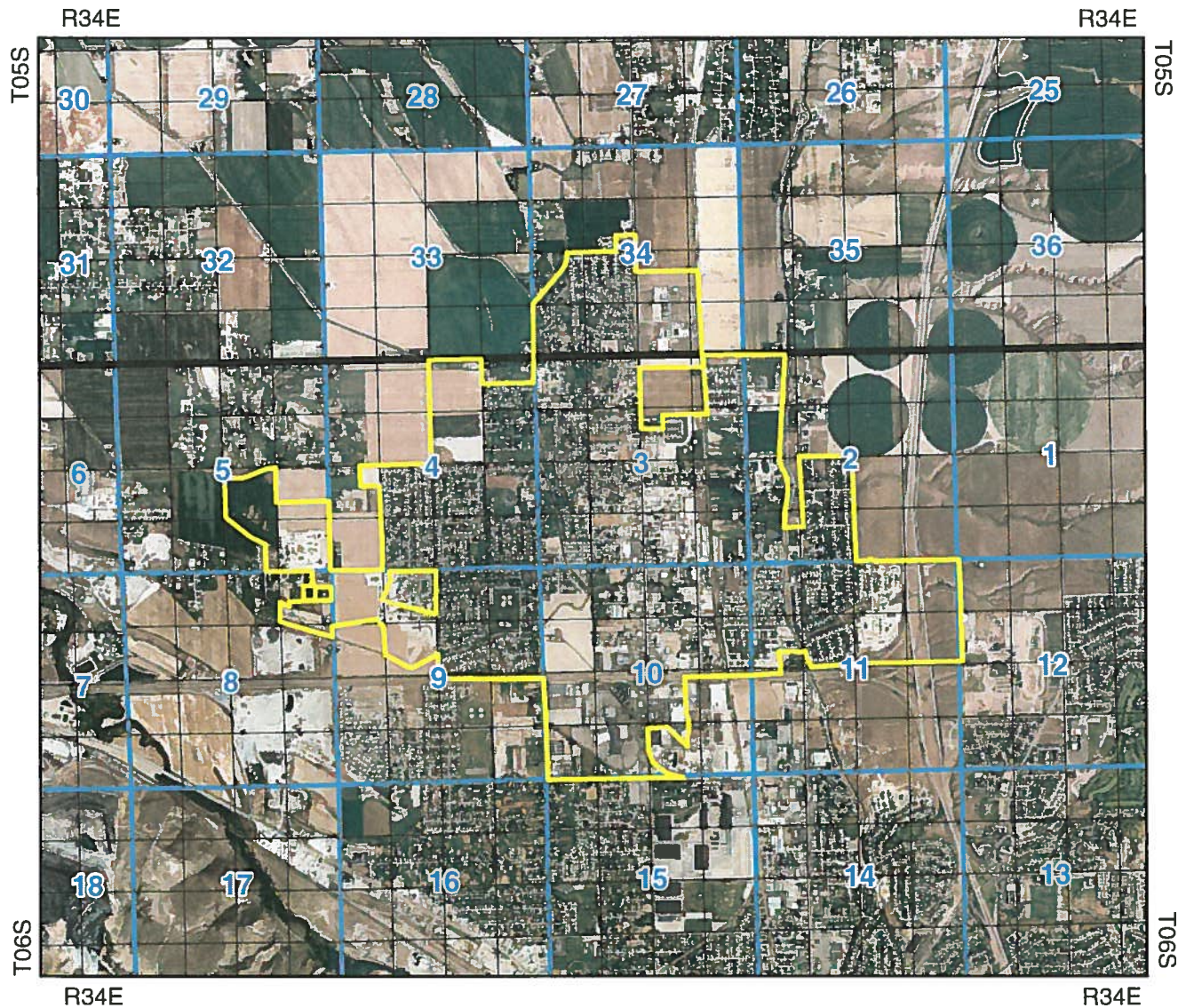

Water Resources Program Manager

State of Idaho
Department of Water Resources
Transfer Of Water Right

Transfer No. 77509

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



Legend

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

