

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76186

This is to certify that: CITY OF CHALLIS
PO BOX 587
CHALLIS ID 83226
(208)879-2386

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>
72-110B	WR/Decreed	05/15/1878	0.62 cfs	N/A	N/A	54.0	GARDEN CREEK
72-111B	WR/Decreed	05/15/1899	0.25 cfs	N/A	N/A	54.0	GARDEN CREEK

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>
72-110B	NO	NO	YES	NO	NO	YES
72-111B	NO	NO	YES	NO	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>
72-110B	72-110B	0.62 cfs	N/A	N/A	52		N/A	N/A	N/A	N/A
72-111B	72-111B	0.25 cfs	N/A	N/A	52		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.87 cfs	N/A	N/A	52		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 24th day of August, 20 10

for Samula S Skaggs
Chief, Water Allocation Bureau

WATER RIGHT NO. 72-110B
As Modified by Transfer No. 76186

In accordance with the approval of Transfer No. 76186, Water Right No. 72-110B is now described as follows.

Right Holder: CITY OF CHALLIS
 PO BOX 587
 CHALLIS ID 83226

Priority Date: May 15, 1878

Source: GARDEN CREEK

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DIVERSION TO STORAGE	04/15	to 10/15	0.02 CFS	
RECREATION STORAGE	01/01	to 12/31		3.0 AF
AESTHETIC	04/15	to 10/15	0.02 CFS	
IRRIGATION	04/15	to 10/15	0.60 CFS	
			0.62 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GARDEN CREEK NWNWNW Sec. 32 Twp 14N Rge 19E CUSTER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
14N 19E 32			16.0				21.2	1.8							13.0		52.0

Total Acres: 52

WATER RIGHT NO. 72-110B
As Modified by Transfer No. 76186

CONDITIONS OF APPROVAL

1. Rights 72-110B and 72-111B when combined shall not exceed the irrigation of 52 acres.
2. 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. 72A.
3. 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).
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval or originating approval/SRBA partial decree date.
6. Right(s) 72-110B and 72-111B authorize the diversion of an annual total of 4.2 acre-feet to be used for the replacement of losses caused by evaporation from the existing pond authorized under Right 72-7559.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. The following rights are diverted through point(s) of diversion described above: 72-48, 72-51B, 72-51L, 72-51N, 72-80A, 72-110A, 72-110B, 72-111B, 72-10257.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 24th day of August, 20 10

for Camela S Skaggs
Chief, Water Allocation Bureau

WATER RIGHT NO. 72-111B
As Modified by Transfer No. 76186

In accordance with the approval of Transfer No. 76186, Water Right No. 72-111B is now described as follows.

Right Holder: CITY OF CHALLIS
 PO BOX 587
 CHALLIS ID 83226

Priority Date: May 15, 1899

Source: GARDEN CREEK

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DIVERSION TO STORAGE	04/15	to 10/15	0.01 CFS	
RECREATION STORAGE	01/01	to 12/31		1.2 AF
AESTHETIC	04/15	to 10/15	0.01 CFS	
IRRIGATION	04/15	to 10/15	0.24 CFS	
			0.25 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GARDEN CREEK NWNWNW Sec. 32 Twp 14N Rge 19E CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
14N	19E	32			16.0				21.2	1.8							13.0		52.0

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for Camila S. Skaggs
Chief, Water Allocation Bureau