

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75169

This is to certify that: CITY OF RIGBY
 158 W FREMONT AVE
 RIGBY ID 83442
 (208)745-8111

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>
25-7523	WR/License	06/09/1989	2.51 cfs	N/A	N/A	N/A	GROUND WATER
25-4009	WR/Decreed	02/01/1947	2.8 cfs	N/A	N/A	N/A	GROUND WATER
25-4010	WR/Decreed	12/31/1920	1.45 cfs	N/A	N/A	N/A	GROUND WATER
25-4011	WR/Decreed	12/31/1961	2.45 cfs	N/A	N/A	N/A	GROUND WATER
25-10496	WR/Decreed	12/31/1958	3.9 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>
25-7523	NO	NO	NO	YES	NO	NO
25-4009	NO	NO	NO	YES	NO	NO
25-4010	NO	NO	NO	YES	NO	NO
25-4011	NO	NO	NO	YES	NO	NO
25-10496	NO	NO	NO	YES	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>
25-7523	25-7523	2.51 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
25-4009	25-4009	2.8 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
25-4010	25-4010	1.45 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
25-4011	25-4011	2.45 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
25-10496	25-10496	3.9 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		13.11 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 25-4009

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75169

Detailed Water Right Description(s) attached

Dated this 18 day of December, 20 08

for Ernest Carlson

Chief, Water Allocation Bureau

WATER RIGHT NO. 25-4009
As Modified by Transfer No. 75169

In accordance with the approval of Transfer No. 75169, Water Right No. 25-4009 is now described as follows.

Right Holder: CITY OF RIGBY
158 W FREMONT AVE
RIGBY ID 83442

Priority Date: February 01, 1947

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	2.80 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESE	Sec. 17 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	L2 (SWNW)	Sec. 18 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	NWSESW	Sec. 18 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	NWNENW	Sec. 19 Twp 04N	Rge 39E	JEFFERSON County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Rigby 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. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 75169, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
6. This right does not grant any right-of-way or easement across the land of another.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. The following rights are diverted through point(s) of diversion described above: 25-4009, 25-4010, 25-4011, 25-7523, 25-10496.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.

WATER RIGHT NO. 25-4009
As Modified by Transfer No. 75169

CONDITIONS OF 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 18 day of December, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 25-4010
As Modified by Transfer No. 75169

In accordance with the approval of Transfer No. 75169, Water Right No. 25-4010 is now described as follows.

Right Holder: CITY OF RIGBY
158 W FREMONT AVE
RIGBY ID 83442

Priority Date: December 31, 1920

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	1.45 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESE	Sec. 17 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	L2 (SWNW)	Sec. 18 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	NWSESW	Sec. 18 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	NWNENW	Sec. 19 Twp 04N	Rge 39E	JEFFERSON County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Rigby 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. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 75169, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
6. This right does not grant any right-of-way or easement across the land of another.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. The following rights are diverted through point(s) of diversion described above: 25-4009, 25-4010, 25-4011, 25-7523, 25-10496.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.

WATER RIGHT NO. 25-4010
As Modified by Transfer No. 75169

CONDITIONS OF 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 18 day of December, 2008

Ernest Cochran
for Chief, Water Allocation Bureau

WATER RIGHT NO. 25-4011
As Modified by Transfer No. 75169

In accordance with the approval of Transfer No. 75169, Water Right No. 25-4011 is now described as follows.

Right Holder: CITY OF RIGBY
158 W FREMONT AVE
RIGBY ID 83442

Priority Date: December 31, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	2.45 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESE	Sec. 17 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	L2 (SWNW)	Sec. 18 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	NWSESW	Sec. 18 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	NWNENW	Sec. 19 Twp 04N	Rge 39E	JEFFERSON County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Rigby 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. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 75169, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
6. This right does not grant any right-of-way or easement across the land of another.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. The following rights are diverted through point(s) of diversion described above: 25-4009, 25-4010, 25-4011, 25-7523, 25-10496.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.

WATER RIGHT NO. 25-4011
As Modified by Transfer No. 75169

CONDITIONS OF 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 18 day of December, 20 08

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 25-7523
As Modified by Transfer No. 75169

In accordance with the approval of Transfer No. 75169, Water Right No. 25-7523 is now described as follows.

Right Holder: CITY OF RIGBY
158 W FREMONT AVE
RIGBY ID 83442

Priority Date: June 09, 1989

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01 to	12/31	2.51 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESE	Sec. 17 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	L2 (SWNW)	Sec. 18 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	NWSESW	Sec. 18 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	NWNENW	Sec. 19 Twp 04N	Rge 39E	JEFFERSON County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Rigby 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. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 75169, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
6. This right does not grant any right-of-way or easement across the land of another.
7. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. The following rights are diverted through point(s) of diversion described above: 25-4009, 25-4010, 25-4011, 25-7523, 25-10496.

WATER RIGHT NO. 25-7523
As Modified by Transfer No. 75169

CONDITIONS OF APPROVAL

10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. 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 18 day of December, 2008

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 25-10496
As Modified by Transfer No. 75169

In accordance with the approval of Transfer No. 75169, Water Right No. 25-10496 is now described as follows.

Right Holder: CITY OF RIGBY
158 W FREMONT AVE
RIGBY ID 83442

Priority Date: December 31, 1958

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	3.90 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESE	Sec. 17 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	L2 (SWNW)	Sec. 18 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	NWSESW	Sec. 18 Twp 04N	Rge 39E	JEFFERSON County
GROUND WATER	NWNENW	Sec. 19 Twp 04N	Rge 39E	JEFFERSON County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Rigby 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. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 75169, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
6. This right does not grant any right-of-way or easement across the land of another.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. The following rights are diverted through point(s) of diversion described above: 25-4009, 25-4010, 25-4011, 25-7523, 25-10496.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.

WATER RIGHT NO. 25-10496
As Modified by Transfer No. 75169

CONDITIONS OF 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 18 day of December, 20 08

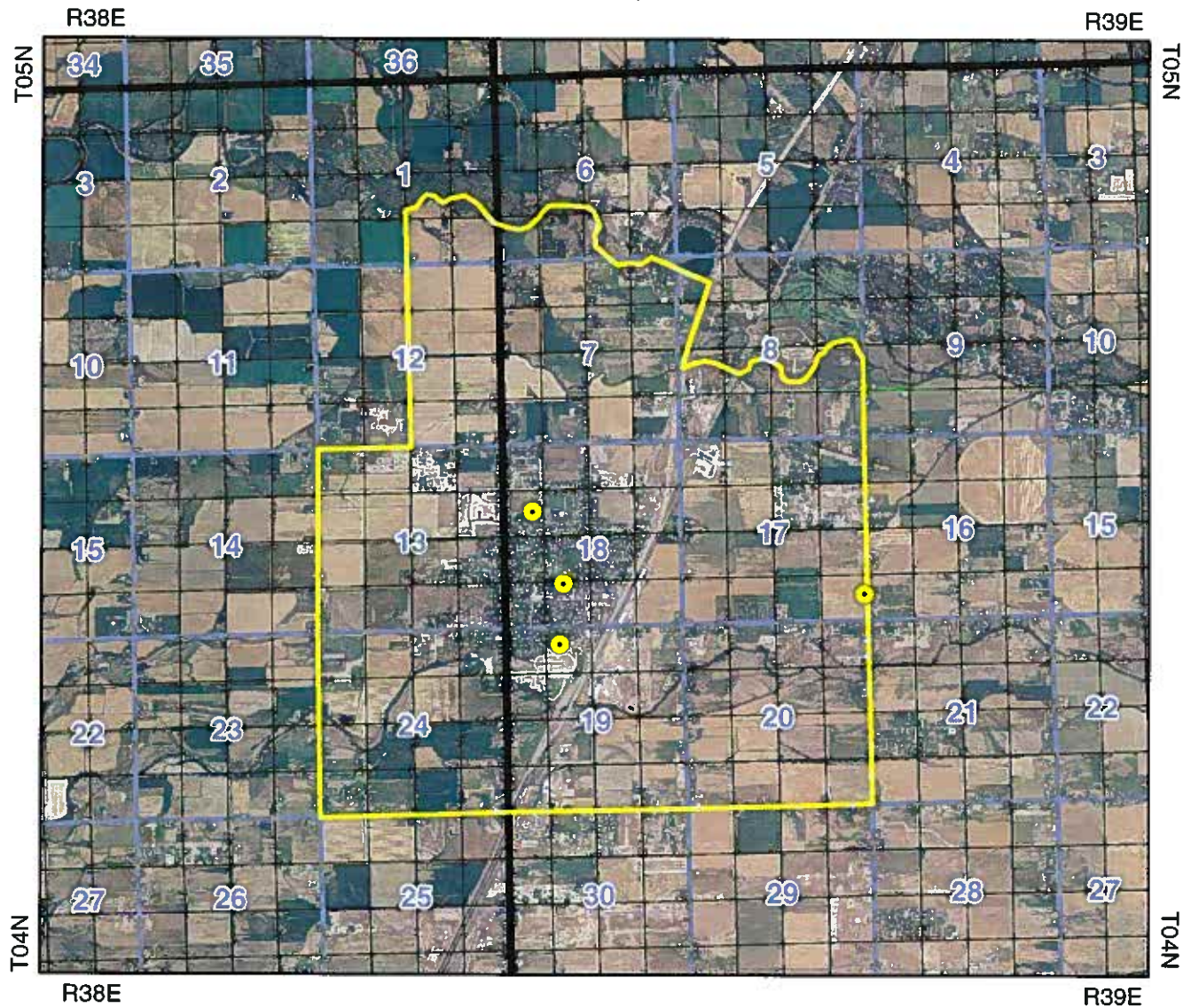

for Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Transfer Of Water Right

Transfer No. 75169

Water Service Area Boundary for City Of Rigby
Rights: 25-4009, 25-4010, 25-4011, 25-7523, 25-10496

December 19, 2008



Legend

- Point of Diversion
- Water Service Area Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.5 1 2 Miles

