

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74459

This is to certify that: CITY OF BLACKFOOT
 157 N BROADWAY
 BLACKFOOT ID 83221
 (208)785-8688

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>
27-7577	WR/License	07/01/1996	7.28 cfs	1457 af	282.3	282.3	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>
27-7577	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>
27-7577	27-7577	7.28 cfs	1457 af	N/A	282.3		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		7.28 cfs	1457 af	N/A	282.3		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 15th day of September, 20 08

 Chief, Water Allocation Bureau

WATER RIGHT NO. 27-7577
As Modified by Transfer No. 74459

In accordance with the approval of Transfer No. 74459, Water Right No. 27-7577 is now described as follows.

Right Holder: CITY OF BLACKFOOT
 157 N BROADWAY
 BLACKFOOT ID 83221

Priority Date: July 01, 1996

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	7.28 CFS	1,457.0 AF
			7.28 CFS	1,457.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSESE Sec. 5 Twp 03S Rge 35E BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	35E	5									37.0	6.3	4.9	16.0					64.2
03S	35E	7									25.0	4.6	8.7	12.0					50.3
03S	35E	8	12.0	20.0	19.0		3.5		7.8	31.0	32.0	31.0	.9	2.3		3.4	.1		163.0
				L 1			L 2		L 4	L 2		L 5	L 6			L 7	L 15		

Total Acres: 282.3

CONDITIONS OF APPROVAL

1. 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 Nos. 01, 120 and 27.
2. Claims 27-3C, 27-37F, 27-11939, 27-3G, 27-10296, 27-10341, 27-10344, 27-10505, 27-10756, and 27-11940 have been recommended in the Snake River Basin Adjudication with places of use that partially or completely overlap the place of use for this right. If these claims are decreed as recommended, they shall not exceed a total diversion rate of 7.66 cfs and the irrigation of 288.2 acres when combined with right 27-7577.
3. The portion of Right 27-7577 used for conveyance losses is 1.63 cfs and 328 af. The conveyance loss portion of this right shall not be transferred to another beneficial use. Furthermore, if the right holder changes the method of conveyance and reduces conveyance losses, this right shall be diminished by the amount no longer needed for conveyance losses.
4. Diversion of water under this right shall be used to supply share holders of the East Idaho, Corbett Slough, and Blackfoot Irrigation canal companies diverting water from the Miner Ditch. Miner Ditch users will allow their surface water shares to continue down the Snake River as mitigation to offset the use of groundwater under this right.

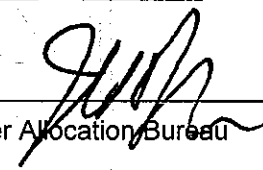
WATER RIGHT NO. 27-7577
As Modified by Transfer No. 74459

CONDITIONS OF APPROVAL

5. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.
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 right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Prior to the diversion and use of water under Transfer approval 74459, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
11. 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.
12. This right does not grant any right-of-way or easement across the land of another.

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 15th day of September, 20 08



Chief, Water Allocation Bureau