

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74257

This is to certify that: US DEPT OF DEFENSE
 US AIR FORCE
 1030 LIBERATOR ST BLDG 1300
 MOUNTAIN HOME AFB
 MOUNTAIN HOME ID 83648
 (208)828-6353

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>
61-11940	WR/Decreed	12/31/1943	4.01 cfs	2895.2 af	N/A	N/A	GROUND WATER
61-11941	WR/Decreed	12/31/1955	4.01 cfs	N/A	N/A	N/A	GROUND WATER
61-11942	WR/Decreed	12/31/1953	0.04 cfs	26 af	N/A	N/A	GROUND WATER
61-11943	WR/Decreed	12/31/1962	4.90 cfs	N/A	N/A	N/A	GROUND WATER
61-7224	WR/Decreed	04/22/1975	4.23 cfs	3062 af	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>
61-11940	NO	YES	NO	YES	NO	NO
61-11941	NO	YES	NO	YES	NO	NO
61-11942	NO	YES	NO	YES	NO	NO
61-11943	NO	YES	NO	YES	NO	NO
61-7224	NO	YES	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>
61-11940	61-11940	4.01 cfs	2895.2 af	N/A	N/A		N/A	N/A	N/A	N/A
61-11941	61-11941	4.01 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
61-11942	61-11942	0.04 cfs	26 af	N/A	N/A		N/A	N/A	N/A	N/A
61-11943	61-11943	4.90 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
61-7224	61-7224	4.23 cfs	3062 af	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		17.19 cfs	6137 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 4th day of December, 2007

SUPPORT DATA

IN FILE # 61-07224

John F. Westha, Manager
 for Chief, Water Allocation Bureau
 Western Region

WATER RIGHT NO. 61-7224
As Modified by Transfer No. 74257

In accordance with the approval of Transfer No. 74257, Water Right No. 61-7224 is now described as follows.

Right Holder: UNITED STATES OF AMERICA ACTING THROUGH
 US AIR FORCE
 C/O COMMANDER US ARMY CORPS OF ENGINEERS
 ATTN: CENPS-RE PO BOX 3755
 SEATTLE WA 98124-2255

Priority Date: April 22, 1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	to 12/31	4.23 CFS	3,062.0 AF
			4.23 CFS	3,062.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESW	Sec. 21 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NWSE	Sec. 21 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NWNW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SWNW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESE	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 27 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESW	Sec. 27 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NENW	Sec. 28 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESE	Sec. 28 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 33 Twp 04S	Rge 05E	ELMORE County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. Place of use is within the area served by the public water supply system of the Mountain Home Air Force Base. The place of use is generally located within Sections 16, 20, 21, 22, 27, 28, 29, 32, 33 and 34, T4S, R5E.

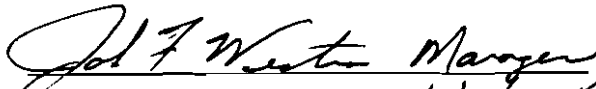
WATER RIGHT NO. 61-7224
As Modified by Transfer No. 74257

CONDITIONS OF APPROVAL

7. Diversion of water from the additional well authorized under Transfer 74257 located in NWNW, Sec. 22, T4S, R5E shall not exceed a maximum diversion rate of 4.00 cfs.
8. Rights 61-7224, 61-11940, 61-11941, 61-11942 and 61-11943 when combined shall not exceed a total annual maximum diversion volume of 6,137.0 af.

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 4th day of December, 2007

for  *Margen*
Chief, Water Allocation Bureau *Western Region*

**WATER RIGHT NO. 61-11940
As Modified by Transfer No. 74257**

In accordance with the approval of Transfer No. 74257, Water Right No. 61-11940 is now described as follows.

Right Holder: UNITED STATES OF AMERICA ACTING THROUGH
US AIR FORCE
C/O COMMANDER US ARMY CORPS OF ENGINEERS
ATTN: CENPS-RE PO BOX 3755
SEATTLE WA 98124-2255

Priority Date: December 31, 1943

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	to 12/31	4.01 CFS	2,895.2 AF
			4.01 CFS	2,895.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESW	Sec. 21 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NWSE	Sec. 21 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NWNW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SWNW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESE	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 27 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESW	Sec. 27 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NENW	Sec. 28 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESE	Sec. 28 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 33 Twp 04S	Rge 05E	ELMORE County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. Place of use is within the area served by the public water supply system of the Mountain Home Air Force Base. The place of use is generally located within Sections 16, 20, 21, 22, 27, 28, 29, 32, 33 and 34, T4S, R5E.

WATER RIGHT NO. 61-11940
As Modified by Transfer No. 74257

CONDITIONS OF APPROVAL

7. Diversion of water from the additional well authorized under Transfer 74257 located in NWNW, Sec. 22, T4S, R5E shall not exceed a maximum diversion rate of 4.00 cfs.
8. Rights 61-11940, 61-11941, 61-11942 and 61-11943 when combined shall not exceed a total annual maximum diversion volume of 3,075.0 af.
9. Rights 61-7224, 61-11940, 61-11941, 61-11942 and 61-11943 when combined shall not exceed a total annual maximum diversion volume of 6,137.0 af.

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 4th day of December, 2007

for John F. Weston Manager
Chief, Water Allocation Bureau Western Region

**WATER RIGHT NO. 61-11941
As Modified by Transfer No. 74257**

In accordance with the approval of Transfer No. 74257, Water Right No. 61-11941 is now described as follows.

Right Holder: UNITED STATES OF AMERICA ACTING THROUGH
US AIR FORCE
C/O COMMANDER US ARMY CORPS OF ENGINEERS
ATTN: CENPS-RE PO BOX 3755
SEATTLE WA 98124-2255

Priority Date: December 31, 1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	4.01 CFS
			4.01 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESW	Sec. 21 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NWSE	Sec. 21 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NWNW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SWNW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESE	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SENW	Sec. 27 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESW	Sec. 27 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NENW	Sec. 28 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESE	Sec. 28 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 33 Twp 04S	Rge 05E	ELMORE County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. Place of use is within the area served by the public water supply system of the Mountain Home Air Force Base. The place of use is generally located within Sections 16, 20, 21, 22, 27, 28, 29, 32, 33 and 34, T4S, R5E.

WATER RIGHT NO. 61-11941
As Modified by Transfer No. 74257

CONDITIONS OF APPROVAL

7. Diversion of water from the additional well authorized under Transfer 74257 located in NWNW, Sec. 22, T4S, R5E shall not exceed a maximum diversion rate of 4.00 cfs.
8. Rights 61-11940, 61-11941, 61-11942 and 61-11943 when combined shall not exceed a total annual maximum diversion volume of 3,075.0 af.
9. Rights 61-7224, 61-11940, 61-11941, 61-11942 and 61-11943 when combined shall not exceed a total annual maximum diversion volume of 6,137.0 af.

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 4th day of December, 20 07

John F. Weston, Manager
for Chief, Water Allocation Bureau *Western Region*

WATER RIGHT NO. 61-11942
As Modified by Transfer No. 74257

In accordance with the approval of Transfer No. 74257, Water Right No. 61-11942 is now described as follows.

Right Holder: UNITED STATES OF AMERICA ACTING THROUGH
 US AIR FORCE
 C/O COMMANDER US ARMY CORPS OF ENGINEERS
 ATTN: CENPS-RE PO BOX 3755
 SEATTLE WA 98124-2255

Priority Date: December 31, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	to 12/31	0.04 CFS	26.0 AF
			0.04 CFS	26.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESW	Sec. 21 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NWSE	Sec. 21 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NWNW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SWNW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESE	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 27 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESW	Sec. 27 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NENW	Sec. 28 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESE	Sec. 28 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 33 Twp 04S	Rge 05E	ELMORE County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. Place of use is within the area served by the public water supply system of the Mountain Home Air Force Base. The place of use is generally located within Sections 16, 20, 21, 22, 27, 28, 29, 32, 33 and 34, T4S, R5E.
6. Rights 61-11940, 61-11941, 61-11942 and 61-11943 when combined shall not exceed a total annual maximum diversion volume of 3,075.0 af.

WATER RIGHT NO. 61-11942
As Modified by Transfer No. 74257

CONDITIONS OF APPROVAL

7. Diversion of water from the additional well authorized under Transfer 74257 located in NWNW, Sec. 22, T4S, R5E shall not exceed a maximum diversion rate of 4.00 cfs.
8. Rights 61-7224, 61-11940, 61-11941, 61-11942 and 61-11943 when combined shall not exceed a total annual maximum diversion volume of 6,137.0 af.

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 4th day of December, 2007

for Jol F. Weston, Manager
Chief, Water Allocation Bureau Western Region

WATER RIGHT NO. 61-11943

As Modified by Transfer No. 74257

In accordance with the approval of Transfer No. 74257, Water Right No. 61-11943 is now described as follows.

Right Holder: UNITED STATES OF AMERICA ACTING THROUGH
US AIR FORCE
C/O COMMANDER US ARMY CORPS OF ENGINEERS
ATTN: CENPS-RE PO BOX 3755
SEATTLE WA 98124-2255

Priority Date: December 31, 1962

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	4.90 CFS
			4.90 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESW	Sec. 21 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NWSE	Sec. 21 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NWNW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SWNW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESE	Sec. 22 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SENW	Sec. 27 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESW	Sec. 27 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NENW	Sec. 28 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	NESE	Sec. 28 Twp 04S	Rge 05E	ELMORE County
GROUND WATER	SESW	Sec. 33 Twp 04S	Rge 05E	ELMORE County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. Place of use is within the area served by the public water supply system of the Mountain Home Air Force Base. The place of use is generally located within Sections 16, 20, 21, 22, 27, 28, 29, 32, 33 and 34, T4S, R5E.

WATER RIGHT NO. 61-11943
As Modified by Transfer No. 74257

CONDITIONS OF APPROVAL

7. Diversion of water from the additional well authorized under Transfer 74257 located in NWNW, Sec. 22, T4S, R5E shall not exceed a maximum diversion rate of 4.00 cfs.
8. Rights 61-11940, 61-11941, 61-11942 and 61-11943 when combined shall not exceed a total annual maximum diversion volume of 3,075.0 af.
9. Rights 61-7224, 61-11940, 61-11941, 61-11942 and 61-11943 when combined shall not exceed a total annual maximum diversion volume of 6,137.0 af.

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 4th day of December, 20 07

Jon John F. Westor, Manager
Chief, Water Allocation Bureau Western Region