STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 72385

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
1-181C	AJC/Decreed	06/16/1900	46.00 cfs	N/A	N/A	616.7	SNAKE RIVER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
1-181C	NO	YES	YES	YES	YES	YES

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
1-181C	**1-181C**	46.00 cfs	2466.8 af	N/A	50.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		**46.00 cfs**	**2466.8 af**	**N/A**	**50.0**		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 14th day of February, 2007

David R Tuthill

Interim Director, Department of Water Resources

WATER RIGHT NO. 1-181C
As Modified by Transfer No. 72385

In accordance with the approval of Transfer No. 72385, Water Right No. 1-181C is now described as follows.

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

Priority Date: June 16, 1900

Source: SNAKE RIVER **Tributary:** COLUMBIA RIVER

BENEFICIAL USE	From	To	Diversion Rate	Volume
DIVERSION TO STORAGE	04/01	10/31	46.00 CFS	
IRRIGATION	04/01	10/31	1.00 CFS	200.0 AF
IRRIGATION STORAGE	01/01	12/31		200.0 AF
IRRIGATION FROM STORAGE	04/01	10/31		200.0 AF
RECREATION STORAGE	01/01	12/31		2,266.8 AF
			46.00 CFS	2,466.8 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER	L9 (SWNE)	Sec. 27 Twp 02S Rge 35E	BINGHAM County
SNAKE RIVER	NESW	Sec. 27 Twp 02S Rge 35E	BINGHAM County

PLACE OF USE: IRRIGATION & IRRIGATION FROM STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 35E 27									1.2 L 17			9.7 L 18					10.9
02S 35E 33													9.1 L 10	.7 L 11	.6 L 11	1.1	11.5
02S 35E 34		1.8			14.6		9.9										26.3

Total Acres: 50

PLACE OF USE: IRRIGATION STORAGE & RECREATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 35E 27											X L 15	X L 18					
02S 35E 33				X									X				
02S 35E 34						X L 6	X L 7										

WATER RIGHT NO. 1-181C
As Modified by Transfer No. 72385

CONDITIONS OF APPROVAL

1. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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. 01.

4. The right holder shall maintain a measuring device and lockable controlling works both of which shall be of a type approved by the Department and that will provide the watermaster suitable control of the diversion(s).

5. The reservoir established by the storage of water under this right shall not exceed a total capacity of 1100 acre feet or a total surface area of 73 acres. This right authorizes additional storage in the amount of 186 afa to make up losses from evaporation and 980.8 afa for seepage losses.

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

7. Water Right no. 1-181C no longer authorizes irrigation of 616.7 acres previously authorized under this right within New Sweden Irrigation District.

8. Approval of this transfer shall not preclude review of the ownership of water right no. 01-181C in the ongoing Snake River Basin Adjudication where New Sweden Irrigation District claims the right.

9. The diversion and use of water under this transfer is subject to additional conditions and limitations contained in a Settlement Agreement-IDWR Transfer of Water Right, Transfer No. 72385, dated June 2006, including any properly executed amendments thereto, entered into by and between the New Sweden Irrigation District, the City of Blackfoot, A & B Irrigation District, American Falls Reservoir District #2, Burley Irrigation District, Milner Irrigation District, Minidoka Irrigation District, Twin Falls Canal Company, and North Side Canal Company. The Settlement Agreement has been recorded in Bingham County (Instrument No. 575897) and Bonneville County (Instrument No. 1249899) and is enforceable by the parties thereto.

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 14th day of February, 2007

David R Tuthill

Interim Director, Department of Water Resources