

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71023

This is to certify that: CITY OF IDAHO CITY
PO BOX 130
IDAHO CITY ID 83631
(208)392-4584

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>
63-30398	WR/Decreed	05/20/1961	0.02 cfs	N/A	N/A	0.5	BEAR RUN

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>
63-30398	NO	YES	YES	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>
63-30398	63-30398	0.02 cfs	1.8 af	N/A	0.5		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.02 cfs	1.8 af	N/A	0.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 20th day of December, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 63-30398
As Modified by Transfer No. 71023

In accordance with the approval of Transfer No. 71023, Water Right No. 63-30398 is now described as follows.

Right Holder: US DEPT OF INTERIOR
 BUREAU OF LAND MANAGEMENT
 1387 S VINNELL WAY
 BOISE ID 83709-1657

Priority Date: May 20, 1961

Source: GROUND WATER **Tributary:** MORES CREEK
 MORES CREEK BOISE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	10/31	0.02 CFS	1.8 AF
			0.02 CFS	1.8 AF

LOCATION OF POINT(S) OF DIVERSION:

MORES CREEK L10 (SESE) Sec. 26 Twp 06N Rge 05E BOISE County

GROUND WATER L10 (SESE) Sec. 26 Twp 06N Rge 05E BOISE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N 05E 26																	0.5
																	L 10

Total Acres: 0.5

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. This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 1.8 afa at the field headgate for irrigation of the land described above.
5. The total instantaneous diversion of water from all points of diversion under Right 63-30398 shall not exceed 0.02 cfs, nor a total combined annual volume of 1.8 af.

WATER RIGHT NO. 63-30398
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CONDITIONS OF APPROVAL

6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. 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. 63.
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department and/or Watermaster for measuring the flow in Bear Run Creek at the original point of diversion and at the points of diversion from Mores Creek and ground water from the shallow well.
9. Diversion of ground water from the shallow well and water from Mores Creek is limited to those times water is available for diversion under this right and priority from Bear Run Creek.
10. Diversion and use of water under this right from Mores Creek and ground water from the shallow well authorized under Transfer 71023 located in Lot 10 (SESE), Sec. 26, T6N, R5E shall be subordinate to water rights upstream of the confluence of Elk Creek and Mores Creek having junior priority dates and diverted from Mores Creek or sources tributary to Mores Creek. This right retains its priority date of 05/20/1961 relative to all other actions to distribute water.
11. Place of use is located within Boise Basin Community Park.

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 20th day of December, 2004



Chief, Water Allocation Bureau