

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71015

This is to certify that: CITY OF IDAHO FALLS
PO BOX 50220
IDAHO FALLS ID 83405-0220
(208)529-1471

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>
35-3020	WR/Decreed	04/08/1963	2.23 cfs	N/A	N/A	N/A	GROUND WATER
25-2142	AJC/License	04/08/1963	50.20 cfs	20200 af	N/A	N/A	GROUND WATER
25-7058	AJC/License	08/22/1974	6.14 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>
35-3020	NO	NO	NO	NO	NO	NO
25-2142	NO	NO	NO	YES	NO	NO
25-7058	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>
35-3020	35-3020	2.23 cfs	N/A	N/A			N/A	N/A	N/A	N/A
25-2142	25-2142	50.20 cfs	20200 af	N/A			N/A	N/A	N/A	N/A
25-7058	25-7058	6.14 cfs	N/A	N/A			N/A	N/A	N/A	N/A
COMBINED TOTALS		56.34cfs	N/A	N/A			N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 27th day of September, 2004


Chief, Water Allocation Bureau

25-2142

WATER RIGHT NO. 25-2142
As Modified by Transfer No. 71015

In accordance with the approval of Transfer No. 71015, Water Right No. 25-2142 is now described as follows.

Right Holder: CITY OF IDAHO FALLS
C/O HOLDEN KIDWELL HAHN CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

Priority Date: April 08, 1963

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	50.20 CFS	20,200.0 AF
			50.20 CFS	20,200.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 13 Twp 02N	Rge 37E	BONNEVILLE County
GROUND WATER	NESENE	Sec. 24 Twp 02N	Rge 37E	BONNEVILLE County
GROUND WATER	SESWSE	Sec. 16 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	NESENE	Sec. 17 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	SESENE	Sec. 17 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	NWSWSW	Sec. 17 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	L3 (SENWSW)	Sec. 18 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	SESENE	Sec. 20 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	SWNENW	Sec. 30 Twp 02N	Rge 38E	BONNEVILLE County

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. Rights 25-2142 and 35-3020 when combined shall not exceed a total diversion rate of 50.20 cfs, a total annual maximum diversion volume of 20,200 af.
3. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
4. The total instantaneous diversion of water from all points of diversion under Rights 25-2142, 25-7058, and 35-3020 shall not exceed 56.34 cfs.
5. Diversion and use of water under this right from the additional wells authorized under Transfer 71015 located in SESENE and NESENE Sec. 17, T2N, R38E shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. This right retains its priority date of 4/8/1963 relative to all other actions to distribute water.
6. Place of use is within the service area of the City of Idaho Falls municipal water supply system as provided for under Idaho Law.

WATER RIGHT NO. 25-2142
As Modified by Transfer No. 71015

CONDITIONS OF APPROVAL

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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 27th day of September, 20 04



Chief, Water Allocation Bureau

WATER RIGHT NO. 25-7058
As Modified by Transfer No. 71015

In accordance with the approval of Transfer No. 71015, Water Right No. 25-7058 is now described as follows.

Right Holder: CITY OF IDAHO FALLS
C/O HOLDEN KIDWELL HAHN CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

Priority Date: August 22, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	to 12/31	6.14 CFS	
			6.14 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 13 Twp 02N	Rge 37E	BONNEVILLE County
GROUND WATER	NESENE	Sec. 24 Twp 02N	Rge 37E	BONNEVILLE County
GROUND WATER	SESWSE	Sec. 16 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	NESENE	Sec. 17 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	SESENE	Sec. 17 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	NWSWSW	Sec. 17 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	L3 (SENWSW)	Sec. 18 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	SESENE	Sec. 20 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	SWNENW	Sec. 30 Twp 02N	Rge 38E	BONNEVILLE County

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. Rights 25-2142 and 35-3020 when combined shall not exceed a total diversion rate of 50.20 cfs, a total annual maximum diversion volume of 20,200 af.
3. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
4. The total instantaneous diversion of water from all points of diversion under Rights 25-2142, 25-7058, and 35-3020 shall not exceed 56.34 cfs.
5. Diversion and use of water under this right from the additional wells authorized under Transfer 71015 located in NESENE Sec. 24 T2N R37E; SESWSE Sec 16, NWSWSW Sec 17, L3 (SENWSW) Sec 18, SESENE Sec 20 and SWNENW Sec 30 T2N R38E shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. This right retains its priority date of 8/22/1974 relative to all other actions to distribute water.

WATER RIGHT NO. 25-7058
As Modified by Transfer No. 71015

CONDITIONS OF APPROVAL

6. Place of use is within the service area of the City of Idaho Falls municipal water supply system as provided for under Idaho Law.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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 27th day of September, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 35-3020
As Modified by Transfer No. 71015

In accordance with the approval of Transfer No. 71015, Water Right No. 35-3020 is now described as follows.

Right Holder: CITY OF IDAHO FALLS
C/O HOLDEN KIDWELL HAHN CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

Priority Date: April 08, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	to 12/31	2.23 CFS	
			2.23 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSW Sec. 13 Twp 02N Rge 37E BONNEVILLE County

CONDITIONS OF APPROVAL

1. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. The total instantaneous diversion of water from all points of diversion under Rights 25-2142, 25-7058 and 35-3020 shall not exceed 56.34 cfs.
3. Rights 25-2142 and 35-3020 when combined shall not exceed a total diversion rate of 50.20 cfs, a total annual maximum diversion volume of 20,200 af.
4. 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.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. Place of use is within the service area of the City of Idaho Falls municipal water supply system as provided for under Idaho Law.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

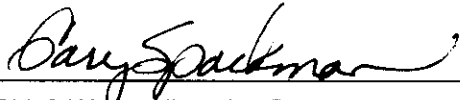
WATER RIGHT NO. 35-3020
As Modified by Transfer No. 71015

CONDITIONS OF APPROVAL

8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 27th day of September, 2004



Chief, Water Allocation Bureau