

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70869

This is to certify that: CITY OF DECLO
PO BOX 159
DECLO ID 83323
(208)654-2124

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>
45-7726	WR/License	02/16/1995	2.23 cfs	N/A	N/A	N/A	GROUND WATER
45-2676	AJC/License	12/08/1961	1.11 cfs	N/A	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

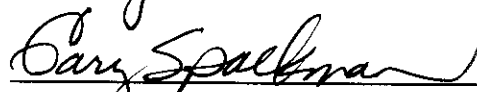
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
45-7726	NO	NO	NO	YES	NO	NO
45-2676	NO	NO	NO	YES	NO	NO

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>
45-7726	45-7726	2.23 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
45-2676	45-2676	1.11 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED TOTALS		3.34 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 21st day of January, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2676
As Modified by Transfer No. 70869

In accordance with the approval of Transfer No. 70869, Water Right No. 45-2676 is now described as follows.

Right Holder: CITY OF DECLO
PO BOX 159
DECLO ID 83323

Priority Date: December 08, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	1.11 CFS
			1.11 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSESE	Sec. 27 Twp 10S	Rge 24E	CASSIA County
GROUND WATER	SESESE	Sec. 27 Twp 10S	Rge 24E	CASSIA County

PLACE OF USE: MUNICIPAL

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Declo municipal water supply system as provided for under Idaho Law.
2. The total instantaneous diversion of water from all points of diversion under Rights 45-2676 and 45-7726 shall not exceed 3.34 cfs.
3. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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 21st day of January, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-7726
As Modified by Transfer No. 70869

In accordance with the approval of Transfer No. 70869, Water Right No. 45-7726 is now described as follows.

Right Holder: CITY OF DECLO
PO BOX 159
DECLO ID 83323

Priority Date: February 16, 1995

Source: GROUND WATER

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

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSESE	Sec. 27 Twp 10S	Rge 24E	CASSIA County
GROUND WATER	SESESE	Sec. 27 Twp 10S	Rge 24E	CASSIA County

PLACE OF USE: MUNICIPAL

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Declo municipal water supply system as provided for under Idaho Law.
2. The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.
3. The irrigation occurring under this municipal use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed.
4. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
5. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
6. The total instantaneous diversion of water from all points of diversion under Rights 45-2676 and 45-7726 shall not exceed 3.34 cfs.
7. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

WATER RIGHT NO. 45-7726
As Modified by Transfer No. 70869

CONDITIONS OF APPROVAL

8. The right holder shall accomplish the change authorized by this transfer within one (1) year 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.

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 21st day of January, 2004



Chief, Water Allocation Bureau