

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89710**

This is to certify that: CITY OF HOMEDALE
PO BOX 757
HOMEDALE, ID 83628

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 Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-31235	WR/LICENSE	3/31/2001	1.410 cfs	N/A	N/A	N/A	GROUND WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
57-7656	WR/LICENSE	1/16/1998	0.240 cfs	N/A		N/A	GROUND WATER
57-7048	WR/DECREED	4/16/1971	0.040 cfs	9.0 af		2.0	GROUND WATER
57-7027	WR/DECREED	1/7/1969	0.670 cfs	N/A		N/A	GROUND WATER
57-10393	WR/DECREED	1/1/1940	0.890 cfs	N/A		N/A	GROUND WATER
63-9260	WR/DECREED	7/3/1979	1.000 cfs	N/A		N/A	GROUND WATER
57-11752	WR/LICENSE	9/15/2008	0.490 cfs	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>
63-31235	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>
63-31235	63-31235	1.410 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.410 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 63-31235

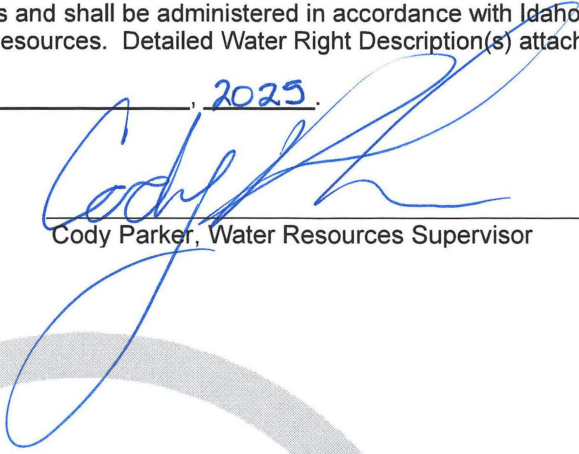
Transfer No. 89710

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89710**

This water right(s) 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. Detailed Water Right Description(s) attached.

Dated this 23 day of June, 2023.


Cody Parker, Water Resources Supervisor



WATER RIGHT NO. 63-31235
As Modified by Transfer No. 89710

In accordance with the approval of Transfer No. 89710, Water Right No. 63-31235 is now described as follows:

Right Holder: CITY OF HOMEDALE
PO BOX 757
HOMEDALE, ID 83628

Priority Date: 3/31/2001

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	1.410 cfs 1.410 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESW	Sec 34 Twp 04N Rge 05W CANYON County
GROUND WATER	SESW	Sec 34 Twp 04N Rge 05W CANYON County

CONDITIONS OF APPROVAL

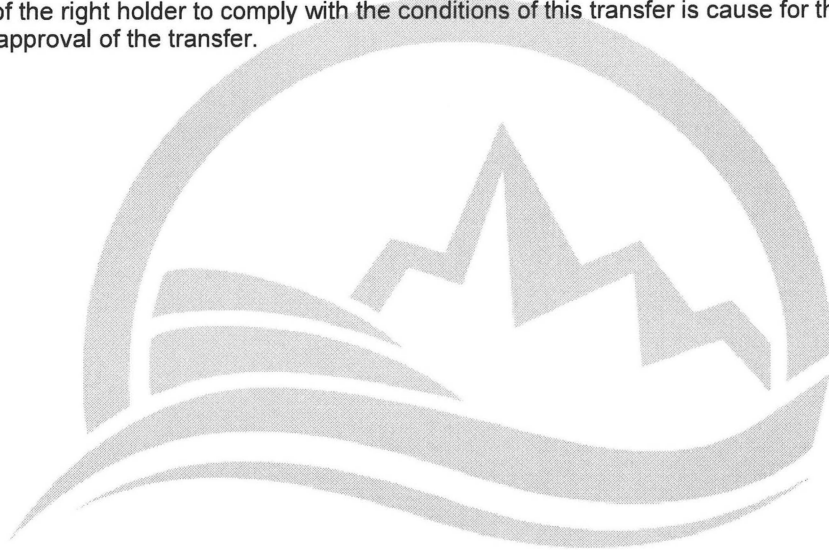
1. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
2. Rights 57-7027, 57-7048, 57-7656, 57-10393, 57-11752, 63-9260, and 63-31235 when combined shall not exceed a total diversion rate of 3.87 cfs.
3. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
4. Place of use is within the service area of the City of Homedale municipal water supply system as provided for under Idaho Law.
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. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

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WATER RIGHT NO. 63-31235
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CONDITIONS OF APPROVAL

7. The issuance of this right does not grant any right-of-way or easement across the land of another.
8. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.



WATER RIGHT NO. 57-7656

As Modified by Transfer No. 89710

In accordance with the approval of Transfer No. 89710, Water Right No. 57-7656 is now described as follows:

Right Holder: CITY OF HOMEDALE
PO BOX 757
HOMEDALE, ID 83628

Priority Date: 1/16/1998

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	1/01	to 12/31	0.240 cfs 0.240 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L8 (NWSW) Sec 3 Twp 03N Rge 05W OWYHEE County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Homedale municipal water supply system as provided for under Idaho Law.
2. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
3. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
4. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 57-7048

As Modified by Transfer No. 89710

In accordance with the approval of Transfer No. 89710, Water Right No. 57-7048 is now described as follows:

Right Holder: CITY OF HOMEDALE
PO BOX 757
HOMEDALE, ID 83628

Priority Date: 4/16/1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 10/15	0.040 cfs	9.0 af
			0.040 cfs	9.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L8 (SWNWSW) Sec 3 Twp 03N Rge 05W OWYHEE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	05W	3										2.0							2.0
												L 8							

POU Total Acres: 2.0

CONDITIONS OF APPROVAL

1. The period of use for the irrigation described in this approval may be extended to a beginning date of 03/01 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 04/01 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 02/21/2003.
2. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
3. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 89710

WATER RIGHT NO. 57-7048
As Modified by Transfer No. 89710

CONDITIONS OF APPROVAL

5. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 57-7027
As Modified by Transfer No. 89710

In accordance with the approval of Transfer No. 89710, Water Right No. 57-7027 is now described as follows:

Right Holder: CITY OF HOMEDALE
PO BOX 757
HOMEDALE, ID 83628

Priority Date: 1/7/1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	1/01	to 12/31	0.670 cfs 0.670 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNENE	Sec 9	Twp 03N Rge 05W	OWYHEE County
GROUND WATER	NWSENE	Sec 9	Twp 03N Rge 05W	OWYHEE County

CONDITIONS OF APPROVAL

1. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. Place of use is within the service area of the City of Homedale municipal water supply system as provided for under Idaho Law.
3. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
4. The right holder shall accomplish the change authorized by this transfer within one 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.

WATER RIGHT NO. 57-10393
As Modified by Transfer No. 89710

In accordance with the approval of Transfer No. 89710, Water Right No. 57-10393 is now described as follows:

Right Holder: CITY OF HOMEDALE
PO BOX 757
HOMEDALE, ID 83628

Priority Date: 1/1/1940

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	1/01	to 12/31	0.890 cfs 0.890 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNENE	Sec 9	Twp 03N Rge 05W Owyhee County
GROUND WATER	NWSENE	Sec 9	Twp 03N Rge 05W Owyhee County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Homedale municipal water supply system as provided for under Idaho Law.
2. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
3. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
4. The right holder shall accomplish the change authorized by this transfer within one 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.

WATER RIGHT NO. 63-9260
As Modified by Transfer No. 89710

In accordance with the approval of Transfer No. 89710, Water Right No. 63-9260 is now described as follows:

Right Holder: CITY OF HOMEDALE
PO BOX 757
HOMEDALE, ID 83628

Priority Date: 7/3/1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	1/01	to 12/31	1.000 cfs
			1.000 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWSE Sec 3 Twp 03N Rge 05W CANYON County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Homedale municipal water supply system as provided for under Idaho Law.
2. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
3. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
4. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 57-11752
As Modified by Transfer No. 89710

In accordance with the approval of Transfer No. 89710, Water Right No. 57-11752 is now described as follows:

Right Holder: CITY OF HOMEDALE
PO BOX 757
HOMEDALE, ID 83628

Priority Date: 9/15/2008

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	0.490 cfs
			0.490 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L6 (NESE) Sec 4 Twp 03N Rge 05W Owyhee County

CONDITIONS OF APPROVAL

1. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
2. Rights 57-7027, 57-7048, 57-7656, 57-10393, 57-11752, 63-9260, and 63-31235 when combined shall not exceed a total diversion rate of 3.87 cfs.
3. Place of use is within the service area of the City of Homedale municipal water supply system as provided for under Idaho Law.
4. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

Transfer No. 89710

WATER RIGHT NO. 57-11752
As Modified by Transfer No. 89710

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.



This map depicts the lands served by the MUNICIPAL place of use at the time of this approval and is attached to the approval document solely for illustrative purposes.

