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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

GENERAL INFORMATION AND INSTRUCTIONS

Pursuant to Section 42-222(1), *Idaho Code*, a transfer application may be filed to change the point of diversion, place of use, period of use, or nature of use of all or part of an established water right. Any person proposing to make such a change is required to file a transfer application with the Department. "Such application shall be upon forms furnished by the department and shall describe the [water right] to be changed and the changes which are proposed and shall be accompanied by the statutory filing fee." *Idaho Code* § 42-222(1).

The Department has developed this application form to assist applicants in satisfying the requirements of Section 42-222(1). This application form requests information about the applicant's authority to file (Part 1), information about the current elements of the water right(s) to be changed (Part 2), information about the proposed changes (Part 3), information about the validity of the water right(s) and the effects of the proposed changes (Part 4), and confirmation that the information provided is truthful (Part 5).

The applicant or their representative must provide a response for all applicable questions, any additional information required, and the proper filing fee before this application will be considered complete. If an application is incomplete or more information is required, the Department will notify the applicant or representative and allow time for the application to be completed. An application that remains incomplete will be returned to the applicant and the filing fee will be refunded.

An application for transfer is limited to the changes proposed for a single water distribution system. A proposal to change two or more separate water distribution systems, that will remain separate after the transfer, must be filed as separate applications. Applicants may provide additional pages to supplement their responses to the questions posed on this application form. Supplemental forms for listing additional water rights, points of diversion, or places of use can be found on the Department's website (idwr.idaho.gov). If you need assistance understanding the questions on this form, generating current water right reports, determining legal descriptions, or accessing water measurement records feel free to contact the nearest regional office of the Department.

PART 1 – CONTACT INFORMATION, OWNERSHIP RECORDS, AUTHORITY TO FILE

Name(s) of Applicant(s) City of Mountain Home

Mailing Address PO Box 10 Mountain Home ID 83647

Email* _____ **Phone** 208-587-2108

Name of Representative (if any) Greg Sullivan

Mailing Address 2016 N Washington St Ste 4 Twin Falls, Idaho 83301

Email* greg.sullivan@brockwayeng.com **Phone** 208-736-8543

*If an email address is provided, Department staff will use email as the primary method for corresponding with the applicant and representative about the application.

A. Representative. If the representative is authorized to sign or amend the application on behalf of the applicant, attach documents confirming that authority. Label documents as Attachment 1A.

B. Current Owner. If the applicant is not the current owner of record for all water rights included in this application, attach documents showing that the applicant has the authority to make the proposed changes. Label documents as Attachment 1B.

C. Updating Ownership Records. Applicants needing to update the ownership records for any of the water rights included in this application must attach documents supporting the ownership change. Such documents must trace ownership of the subject water rights or the current place of use for the subject water rights from the current owner of record for the water rights to the applicant. Label documents as Attachment 1C.

D. Business Entities. If the applicant is a business entity (corporation, LLC, partnership, trust, etc.), is the entity currently registered with the Idaho Secretary of State?

☐ Yes. If this application is signed by someone other than a person listed on the most recent annual report filed with the Idaho Secretary of State, attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

☑ No. Attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

E. Approval of Irrigation Delivery Entity. Section 42-108, *Idaho Code*, states that a transfer application proposing to change water rights held by an irrigation company or district requires the consent of the irrigation entity. If this application proposes to change water rights held by an irrigation entity, attach a letter of consent from the entity (labeled as Attachment 1E) or have an authorized representative of the entity co-sign the application.

F. Encumbered Properties. If the current place of use for the water rights included in this application is subject to a lien, deed of trust, mortgage, or contract and the application proposes to change the nature of use of the water rights or to move water rights off the current place of use, attach a statement of consent for the change signed by the lien holder, trustee, mortgagor or contract holder. Label documents as Attachment 1F.

G. Legal Access. If the applicant is not the current owner of the proposed point(s) of diversion, conveyance system, or place(s) of use, provide evidence of legal access to the land or infrastructure not owned by the applicant. Label documents as Attachment 1G. For example, an applicant may provide a letter of consent from the owner of the land or conveyance system or may have the owner co-sign the application. For applications proposing to divert water on or convey water across federal land, an applicant is not required to demonstrate legal access to the federal land prior to approval. Instead, if the transfer application is approved, the applicant must obtain access authorization from the relevant federal agency prior to diverting water under the subject water rights.

PART 2 – WATER RIGHTS BEFORE PROPOSED CHANGES

A. Current Water Rights. For each water right proposed to be changed, attach a current water right report obtained from any Department office or from the Department's website (idwr.idaho.gov). Label water right reports as Attachment 2A.

B. Map of Current System. Attach a map of the current point(s) of diversion and place(s) of use for the water rights to be changed. The map should clearly depict the elements of the water rights to be changed. For example, if the application proposes to change the point of diversion for a water right, the map should display the current location of the point of diversion. For irrigation water rights, the map should also identify the location of the irrigated acres to be changed. Label map as Attachment 2B.

C. Current Location of Irrigated Acres. If this application proposes to change the place of use or nature of use for only a portion of an irrigation water right, use the following table to identify the current location of the irrigated acres to be changed. If additional pages are required, label additional pages as Attachment 2C. If this application proposes to change or rearrange the entire place of use for irrigation water right(s), skip to Part 3.

☐ **N/A. This application does not propose to change the place of use or nature or use of an irrigation water right or this application proposes to change the place of use or nature of use for an entire irrigation right.**

Current Location of Irrigated Acres to be Changed

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	06E	35		5	2														7.0

Total Irrigated Acres to be Changed: 7.0

PART 3 – DESCRIPTION OF PROPOSED CHANGES

A. Purpose of Transfer. Section 42-222(1), *Idaho Code*, states that transfer applications may only be filed to change the point of diversion, place of use, period of use, or nature of use of an established water right. Section 42-248(3), *Idaho Code*, authorizes water right ownership changes to be described on a transfer application. Identify the changes proposed in this application:

- ☑ Change point(s) of diversion
- ☑ Add point(s) of diversion
- ☑ Change nature of use
- ☑ Change place of use
- ☑ Change period of use
- ☑ Update water right ownership records

B. Proposed Changes. Describe the proposed changes in narrative form:

The 0.58 cfs of irrigation and commercial beneficial uses of 61-2144 will be transferred into the City of Mountain Home municipal water system. This transfer will also add Well 18 as a new point of diversion for the City of Mountain Homes municipal water system. The diversion rate at Well 18 will be limited to 2,400 gpm or 5.42 cfs.

C. Summary of Proposed Changes.

1. Water Rights. Use the following table to list all water rights, or portions thereof, that are proposed to be changed as they would appear after the proposed changes. In the Amount column, list the volume in acre-feet (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All	Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☐	☐				____ to ____	
☐	☐	See Exhibit A			____ to ____	
☐	☐				____ to ____	
☐	☐				____ to ____	
☐	☐				____ to ____	
☐	☐				____ to ____	
☐	☐				____ to ____	
☐	☐				____ to ____	
☐	☐				____ to ____	
☐	☐				____ to ____	

2. Total Amounts. Calculate the total quantity, in cfs or af, of water rights that are proposed to be changed through this application. For an application proposing to only change the place of use for irrigation rights, the total quantity of water is calculated by comparing the current place of use to the proposed place of use, summing the number of acres increased in each legal subdivision, and quantifying the proportional amount of diversion rate for the increased acres. For an application proposing to change or add points of diversion for irrigation or any other beneficial use, the total amount is the total diversion rate for the changed portion of the right.

Total Amount of Water Rights Proposed to be Changed: 6.0 **cfs and/or** _____ **af.**

3. Point(s) of Diversion. Use the following table to list all the proposed points of diversion for the water rights to be changed, including any current points of diversion that will continue to be used as part of the proposed water distribution system.

The legal description for the proposed point(s) of diversion must be to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System (PLSS). PLSS information is typically available from USGS topo maps, property deeds, tax bills or various mapping tools on the Department's website.

For points of diversion within platted subdivisions, list the lot and block number in the "Diversion Name/Number" column. An application proposing an injection into a stream and a re-diversion from that stream must list the source for the original diversion as the source for the injection and re-diversion points. If this application proposes construction of a new diversion structure (for example, a new ground water well or a new pump station on a creek), please indicate the status in the appropriate column.

☐ **N/A. This application does not propose to add or change any points of diversion.**

Proposed Points of Diversion

New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number
See Exhibit B										

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☐ **N/A. This application does not propose to change the place of use.**

Proposed Place of Use

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
See Exhibit C																			

Total Irrigated Acres: _____

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

PART 4 – ADDITIONAL INFORMATION

Section 42-222(1), *Idaho Code*, establishes the criteria used to evaluate transfer applications. An applicant bears the burden of demonstrating that the water right to be changed is a valid right, that the proposed use is a beneficial use, and that the proposed changes will not injure other water rights, will not enlarge the use of the original rights, are in the local public interest, and are consistent with the conservation of water resources within the state of Idaho. To satisfy this burden, an applicant must provide sufficient data and information for the

Department to evaluate the effects of the proposed change. The Department may deny an application if the applicant fails to provide sufficient data and information to determine whether the criteria from Section 42-222(1) are satisfied. In addition to the information requested in Parts 1-3 of this application, the following information must be provided for an application to be considered complete. Department staff may request additional information or clarification as the application is processed.

A. Validity of Water Rights

1. If one or more of the water rights proposed to be changed is a statutory claim, established pursuant to Section 42-248, *Idaho Code*, attach evidence supporting the priority date claimed. Label documents as Attachment 4A-1. For statutory claims, the Department may conduct a field inspection as part of the application review process to evaluate the water right elements listed on the statutory claim.

2. Has any portion of the water right(s) proposed to be changed undergone a period of five or more consecutive years of non-use?

☐ Yes. Attach a statement describing the portion of the right(s) that were not used and the length of time of the non-use. In addition, identify any exception or defense to forfeiture and provide a detailed description as to why the water rights have not been lost and forfeited for non-use. Label documents as Attachment 4A-2. Statutory exceptions or defenses to forfeiture are set forth in Section 42-223, *Idaho Code*.

☑ No.

B. Injury to Other Water Rights

1. Identify any other water right(s) diverted at the current point(s) of diversion.

61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339 & 61-7439

2. Identify any other water right(s) diverted at the proposed point(s) of diversion.

61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339 & 61-7439

3. Is the proposed point of diversion within a state water district? ☑ Yes. Water District # 161. ☐ No.

4. If already constructed and in use, are the proposed points of diversion equipped with Department-approved measuring devices? ☑ Yes. ☐ No.

5. If this application proposes to divert a surface water right from a ground water well, attach a technical analysis evaluating the hydraulic connection between the proposed ground water point of diversion and the source of water listed on the right to be changed. Label technical analysis as Attachment 4B-5.

6. If this application proposes changing the point of diversion for a ground water right in the Eastern Snake Plain Aquifer (ESPA), attach a technical analysis of the anticipated depletions to reaches of the Snake River that are hydraulically connected to the ESPA using the Department's current ground water model for the ESPA. The technical analysis must evaluate depletion impacts in a time-series format at transient and steady state time steps. To assist applicants in preparing the required technical analysis, the Department has developed a transfer tool interface for the ESPA model. The transfer tool and user instructions can be downloaded from the Department's website (idwr.idaho.gov). If the proposed and current points of diversion are in the same or adjacent model cells, no technical analysis is required, unless specifically requested by the Department. Label technical analysis as Attachment 4B-6.

C. Enlargement in Use

1. Identify any other water rights used at the current place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339 & 61-7439

2. Identify any other water rights used at the proposed place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339 & 61-7439

3. If this application proposes changing the place of use or nature of use for irrigation water rights, will the current place of use, for the portion of the right to be changed, continue to be irrigated?

☑ Yes. Identify the water right(s) to be used for the continued irrigation.

☐ No. The place of use for the portion to be changed will no longer be irrigated.

☐ N/A. The application does not propose to change the place of use for irrigation rights.

4. Unstacking Water Rights for Irrigation. If this application proposes to change the place of use for an irrigation water right that is combined with other irrigation rights at the current place of use but does not propose to change the place of use for all the stacked irrigation rights, attach evidence of the historical consumptive use occurring under all water rights at the current place of use. For irrigation rights, this should include at least five years of diversion data and/or crop data and estimates of evapotranspiration. Label the information as Attachment 4C-4. Evapotranspiration data may be available on the Department's website (http://et-idwr.idaho.gov)

5. If the application proposes to change the nature of use for a water right, attach evidence of the historical consumptive use occurring under the portion of the water right to be changed. For irrigation rights, this should include diversion data, crop data and estimates of evapotranspiration. Label the information as Attachment 4C-5. Evapotranspiration data may be available on the Department's website (http://et-idwr.idaho.gov)

6. If the application proposes to change the nature of use of a water right to municipal use for reasonably anticipated future needs, complete the form titled "Municipal Water Right Application Checklist" found on the Department's website (idwr.idaho.gov). Label the form as Attachment 4C-6.

7. To your knowledge, are any portions of the water rights proposed to be changed:

Yes	No	
☐	☑	currently leased to the Water Supply Bank? If yes, complete the form titled "Application for Transfer of Water Right Attachment WSB" found on the Department's website (idwr.idaho.gov). Label the Form as Attachment 4C-7.
☐	☑	currently used in a mitigation plan limiting the use of water under the right?
☐	☑	subject to an agreement not to divert (CREP)?
☐	☑	currently enrolled in a federal set-aside program (CRP)?

D. Local Public Interest

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

E. Conservation of Water Resources

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

Existing wells, mainlines and delivery system.

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of $250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

	Chris Curtis, Public Works Director	2/3/2026
Signature of Applicant or Representative*	Print Name and Title, if applicable	Date
Signature of Applicant or Representative*	Print Name and Title, if applicable	Date

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

FOR DEPARTMENT USE ONLY

Fee Paid: $ 125.00 Receipt #: W052916 Date: 2/5/2026 Receipted by: MB
Add'l Paid: $ _____ Receipt #: _____ Date: _____ Receipted by: _____

Exhibit A
Water Rights

All	or	Part	Water Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use			Source & Tributary
X			61-2144	0.58/133	Muncipal	1/01	to	12/31	Ground Water
X			61-2072	2.0/	Muncipal	1/01	to	12/31	Ground Water
X			61-2167	1.97/628	Muncipal	1/01	to	12/31	Ground Water
X			61-2170	9.64/	Muncipal	1/01	to	12/31	Ground Water
X			61-2188	2.66/593.7	Muncipal	1/01	to	12/31	Ground Water
X			61-2210	5.35/1172	Muncipal	1/01	to	12/31	Ground Water
X			61-7151	1.14/400	Muncipal	1/01	to	12/31	Ground Water
X			61-7172F	2.81/885.3	Muncipal	1/01	to	12/31	Ground Water
X			61-7184	4.35/	Muncipal	1/01	to	12/31	Ground Water
X			61-7339	4.5/	Muncipal	1/01	to	12/31	Ground Water
X			61-7439	3.14/628	Muncipal	1/01	to	12/31	Ground Water
							to		
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Exhibit B
Points of Diversion

	Township	Range	Sec.	QQQ	QQ	Q	County	Local Name
1	03S	06E	13		NW	SW	Elmore	Well 16
2	03S	06E	13		SE	SW	Elmore	Well 12
3	03S	06E	22		SE	SE	Elmore	Triangle
4	03S	06E	23		NE	NE	Elmore	Lagacy Park
5	03S	06E	25		NW	NW	Elmore	Well 15
6	03S	06E	25		SE	SE	Elmore	6th & 18th
7	03S	06E	26		SE	NE	Elmore	Well 2
8	03S	06E	26		SE	NE	Elmore	Well 6
9	03S	06E	27		SW	NE	Elmore	Optimist Park
10	03S	06E	27		SW	NE	Elmore	Well 13
11	03S	06E	27		SE	SE	Elmore	Well 11
12	03S	06E	36		SW	NE	Elmore	Well 17
13	03S	06E	36		SW	NE	Elmore	Well 18 (New)
14	03S	07E	19		NE	SE	Elmore	Well 14
15	03S	07E	19		SW	SE	Elmore	Tank 2
16	03S	07E	30		NE	NW	Elmore	Well 4
17	03S	07E	30		NE	NW	Elmore	Well 5
18	03S	07E	30		NW	NW	Elmore	Well 9
19	04S	06E	3		NE	NE	Elmore	Smith Road
20	04S	06E	13		NW	NE	Elmore	Farm 1
21	04S	06E	13		NE	SW	Elmore	Farm 2

Exhibit C
Place of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
03S	06E	13											X	X				
03S	06E	14													X			X
03S	06E	22				X									X			X
03S	06E	23	X	X	X	X			X	X	X	X	X	X	X	X	X	X
03S	06E	24	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
03S	06E	25	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
03S	06E	26	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
03S	06E	27	X		X	X		X	X	X	X	X	X	X	X	X	X	X
03S	06E	28	X	X	X	X	X	X	X	X					X			X
03S	06E	34	X	X														
03S	06E	35	X	X	X	X		X		X	X			X	X	X	X	X
03S	06E	36		X	X		X	X	X	X	X							
03S	07E	19										X	X	X	X	X	X	X
03S	07E	30	X	X	X	X	X	X	X	X	X	X						
04S	06E	1						X	X			X	X					
04S	06E	2	X	X														X
04S	06E	11	X			X									X			X
04S	06E	12										X	X					
04S	06E	13		X	X		X	X	X	X	X	X	X	X		X		
04S	06E	14	X	X		X									X			
04S	06E	24					X	X										

Total

City of Mountain Home
Beneficial Use Analysis of Water Right 36-2144
CGB 12/17/2021

< 36-?

Irrigation

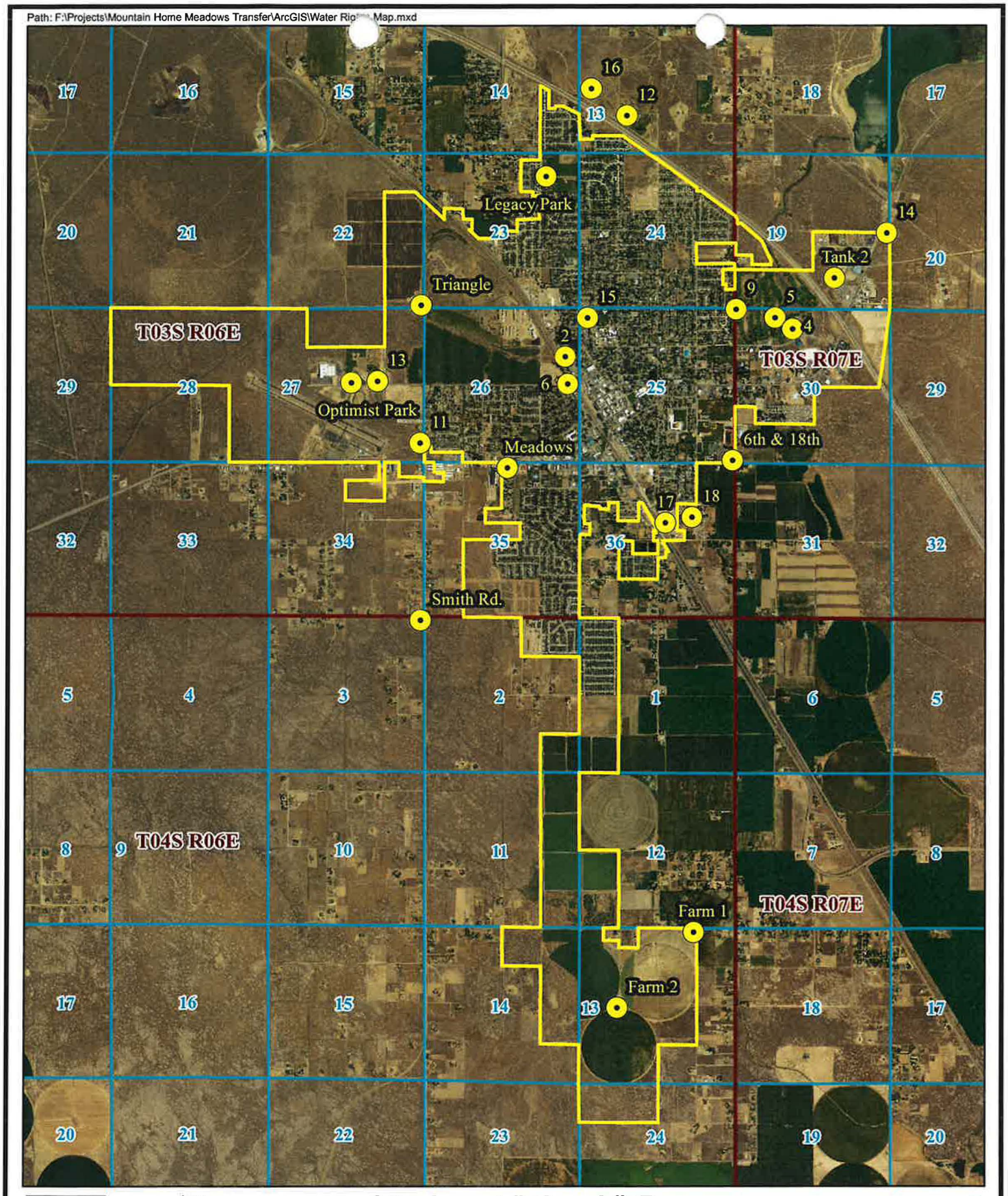
Acreage from GIS analysis of 2010 aerial photo	7.0	ac
Precipitation deficit from ET Idaho, turfgrass	37.4	in
Irrigation efficiency, typical residential	0.75	
Calculated consumptive use	21.8	ac-ft
Calculated diversion volume	29.1	ac-ft

Commercial

Maximum number of homes, 2010 aerial photo	125	homes
Average occupancy, 2020 census	2.45	persons/home
Per-capita in-house water usage, City data	84	gpcd
Laundry facility, number of machines	8	
Number of loads per day, each machine	20	loads
Water usage per load	40	gal per load
Consumptive fraction of in-house use	0.1	
Total occupancy	306	persons
Calculated daily volume	32125	gpd
Calculated diversion volume	36.0	ac-ft
Calculated consumptive use	3.6	ac-ft

Total diversion volume	**65.1**	**ac-ft**
Total consumptive use	**25.4**	**ac-ft**

Water right allowances:		
Irrigation diversion volume	28	ac-ft
Commercial diversion volume	105	ac-ft
Total	133	ac-ft



Attachment #7A and #7B

City of Mountain Home Water Rights

BROCKWAY ENGINEERING, PLLC.
GWS - Date: 1/7/2026

NAIP 2023 AERIAL

Page _____ of _____

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 61-2144

Current Owner: MEADOWS MOBILE HOME PARK

Priority Date: 7/21/1961

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
COMMERCIAL	1/01 to 12/31	0.58 CFS	105 AF
IRRIGATION	4/01 to 10/31	0.14 CFS	28 AF
	Total Diversion	0.58 CFS	133 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4	Sec. 35,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 35,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 35,	Twp 03S,	Rge 06E B.M.
ELMORE County				

Place of Use

IRRIGATION Within ELMORE County

T03S R06E S35	NWNE	5.00	T03S R06E S35	SWNE	2.00

Total Acres: 7

COMMERCIAL Within ELMORE County

T03S R06E S35	NWNE	T03S R06E S35	SWNE

Conditions of Approval:

1.		THREE POINTS OF DIVERSION LOCATED IN NWNE, S35, T03S, R06E.
2.		COMMERCIAL USE IS FOR 171 SPACE MOBILE HOME PARK, LAUNDRY AND OFFICE BUILDING. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
4.	C15	THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Decreed Date: 4/12/2001

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 61-2072

Current Owner: CITY OF MOUNTAIN HOME

Priority Date: 3/13/1931

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	01/01 to 12/31	2 CFS	
	Total Diversion	2 CFS	

Page _____ of _____

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 22,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 23,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NW1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 36,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NW1/4NW1/4)	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NE1/4NE1/4)	Sec. 3,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SW1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				

Place of Use

MUNICIPAL Within ELMORE County

T03S R06E S22		SESE	T03S R06E S23		NENE
T03S R06E S23		SWNE	T03S R06E S23		SENE
T03S R06E S23		SWNW	T03S R06E S23		SENW
T03S R06E S23		NESW	T03S R06E S23		NWSW
T03S R06E S23		SWSW	T03S R06E S23		SESW
T03S R06E S23		NESE	T03S R06E S23		NWSE
T03S R06E S23		SWSE	T03S R06E S23		SESE
T03S R06E S24		NENE	T03S R06E S24		NWNE
T03S R06E S24		SWNE	T03S R06E S24		SENE
T03S R06E S24		NENW	T03S R06E S24		NWNW
T03S R06E S24		SWNW	T03S R06E S24		SENW
T03S R06E S24		NESW	T03S R06E S24		NWSW
T03S R06E S24		SWSW	T03S R06E S24		SESW
T03S R06E S24		NWSE	T03S R06E S24		SWSE
T03S R06E S24		SESE	T03S R06E S25		NENE
T03S R06E S25		NWNE	T03S R06E S25		SWNE
T03S R06E S25		SENE	T03S R06E S25		NENW
T03S R06E S25		NWNW	T03S R06E S25		SWNW
T03S R06E S25		SENW	T03S R06E S25		NESW
T03S R06E S25		NWSW	T03S R06E S25		SWSW
T03S R06E S25		SESW	T03S R06E S25		NESE
T03S R06E S25		NWSE	T03S R06E S25		SWSE
T03S R06E S25		SESE	T03S R06E S26		NENE
T03S R06E S26		NWNE	T03S R06E S26		SWNE
T03S R06E S26		SENE	T03S R06E S26		NENW
T03S R06E S26		NWNW	T03S R06E S26		SESW
T03S R06E S26		NESE	T03S R06E S26		NWSE
T03S R06E S26		SWSE	T03S R06E S26		SESE
T03S R06E S35		NENE	T03S R06E S35		NWNE
T03S R06E S35		SWNE	T03S R06E S35		SENE
T03S R06E S35		SENW	T03S R06E S35		NESE
T03S R06E S35		NWSE	T03S R06E S36		NENE
T03S R06E S36		NWNE	T03S R06E S36		SWNE
T03S R06E S36		NENW	T03S R06E S36		NWNW
T03S R06E S36		SWNW	T03S R06E S36		SENW
T03S R06E S36		NWSW	T03S R07E S19		SWNE
T03S R07E S19		SENE	T03S R07E S19	Lot 4	SWSW
T03S R07E S19		SESW	T03S R07E S19		NESE
T03S R07E S19		NWSE	T03S R07E S19		SWSE
T03S R07E S19		SESE	T03S R07E S30		NWNE
T03S R07E S30		SWNE	T03S R07E S30		NENW
T03S R07E S30	Lot 1	NWNW	T03S R07E S30	Lot 2	SWNW
T03S R07E S30		SENW	T03S R07E S30		NESW
T03S R07E S30	Lot 3	NWSW	T03S R07E S30	Lot 4	SWSW

Conditions of Approval:

1.	T08	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.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3.	T19	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.	004	This right does not grant any right-of-way or easement across the land of another.
5.	020	The diversion and use of water described in Transfer 72128, and in previous Transfer 69591 may be subject to additional limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
6.	X35	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 when combined shall not exceed a total diversion rate of 36.42 cfs.
7.		Prior to diversion and use of water under this right, the right holder shall install a totalizing measuring device of a type approved by the department on each point of diversion to measure the volume of water diverted. The measuring devices shall be read and recorded on a weekly basis.
8.	T07	The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
9.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10.	X63	All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
11.	124	Place of use is within the service area of the City of Mountain Home municipal water supply system as provided for under Idaho Law.
12.	F06	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 are diverted through points of diversion described above.

Decreed Date: 4/12/2001

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 61-2167

Current Owner: CITY OF MOUNTAIN HOME

Priority Date: 4/6/1964

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	4 /1 to 11/1	1.97 CFS	628 AF
	Total Diversion	1.97 CFS	628 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 22,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 23,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NW1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 36,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NW1/4NW1/4)	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NE1/4NE1/4)	Sec. 3,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SW1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				

Place of Use

MUNICIPAL Within County

Conditions of Approval:

1.	124	Place of use is within the service area of the City of Mountain Home municipal water supply system as provided for under Idaho Law.
2.	X35	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 when combined shall not exceed a total diversion rate of 36.42 cfs.
3.	020	The diversion and use of water described in Transfer 72128 may be subject to additional limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
4.	T07	The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
5.	228	Municipal use is limited to municipal type irrigation of 157.0 acres within the authorized place of use in a single irrigation season.
6.	X35	Rights 61-2167, 61-2188, 61-2210, 61-7151, 61-7172F, and 61-7439 when combined shall not exceed a total diversion rate of 15.93 cfs and an annual diversion volume of 4,305.7 af for the municipal type irrigation of 1,061.2 acres.
7.	F06	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 are diverted through points of diversion described above.
8.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
9.	T19	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.
10.	R64	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 municipal type irrigation within the place of use.
11.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12.		Any diversions of water under this right shall not be allowed if irrigation within the authorized place of use is curtailed or ceases for any reason.
13.		Every five (5) years, or more or less frequently if deemed necessary by the department, the right holder shall submit an analysis, based on a current aerial photo, of the number of acres irrigated for municipal type irrigation within the authorized place of use that are not already covered by Mountain Home Irrigation District or other surface water rights.
14.		Starting January 15, 2016, and continuing every January 15 until notified by the department, the right holder shall submit a report annually to the department demonstrating that the water diverted under rights 61-2167, 61-2188, 61-2210, 61-7151, 61-7172F, and 61-7439 is necessary to satisfy demands for municipal type irrigation use during the authorized period of use. The annual report shall include the maximum weekly volume diverted for all purposes during both the irrigation season and the non-irrigation season. The annual report shall also include the total volume diverted for all purposes during both the irrigation season and non-irrigation season. After specific notification by the department, the right holder shall provide to the department any data used to compile the report.
15.	X63	All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
16.	X61	The period of use for the municipal type irrigation described in this approval may be extended to a beginning date of 3/15 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 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/26/2000.
17.	004	This right does not grant any right-of-way or easement across the land of another.

18.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
19.		Prior to diversion and use of water under this right, the right holder shall install a totalizing measuring device of a type approved by the department on each point of diversion to measure the volume of water diverted. The measuring devices shall be read and recorded on a weekly basis.

Decreed Date: 10/26/2000

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 61-2170

Current Owner: CITY OF MOUNTAIN HOME

Priority Date: 5/27/1964

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	1/01 to 12/31	9.64 CFS	
	Total Diversion	9.64 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 22,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 23,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NW1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 36,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NW1/4NW1/4)	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NE1/4NE1/4)	Sec. 3,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SW1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				

Place of Use

MUNICIPAL Within ELMORE County

T03S R06E S22		SESE	T03S R06E S23		NENE
T03S R06E S23		SWNE	T03S R06E S23		SENE
T03S R06E S23		SWNW	T03S R06E S23		SENW
T03S R06E S23		NESW	T03S R06E S23		NWSW
T03S R06E S23		SWSW	T03S R06E S23		SESW
T03S R06E S23		NESE	T03S R06E S23		NWSE
T03S R06E S23		SWSE	T03S R06E S23		SESE
T03S R06E S24		NENE	T03S R06E S24		NWNE
T03S R06E S24		SWNE	T03S R06E S24		SENE
T03S R06E S24		NENW	T03S R06E S24		NWNW
T03S R06E S24		SWNW	T03S R06E S24		SENW
T03S R06E S24		NESW	T03S R06E S24		NWSW
T03S R06E S24		SWSW	T03S R06E S24		SESW
T03S R06E S24		NWSE	T03S R06E S24		SWSE
T03S R06E S24		SESE	T03S R06E S25		NENE
T03S R06E S25		NWNE	T03S R06E S25		SWNE
T03S R06E S25		SENE	T03S R06E S25		NENW
T03S R06E S25		NWNW	T03S R06E S25		SWNW
T03S R06E S25		SENW	T03S R06E S25		NESW
T03S R06E S25		NWSW	T03S R06E S25		SWSW
T03S R06E S25		SESW	T03S R06E S25		NESE
T03S R06E S25		NWSE	T03S R06E S25		SWSE
T03S R06E S25		SESE	T03S R06E S26		NENE
T03S R06E S26		NWNE	T03S R06E S26		SWNE
T03S R06E S26		SENE	T03S R06E S26		NENW
T03S R06E S26		NWNW	T03S R06E S26		SESW
T03S R06E S26		NESE	T03S R06E S26		NWSE
T03S R06E S26		SWSE	T03S R06E S26		SESE
T03S R06E S35		NENE	T03S R06E S35		NWNE
T03S R06E S35		SWNE	T03S R06E S35		SENE
T03S R06E S35		SENW	T03S R06E S35		NESE
T03S R06E S35		NWSE	T03S R06E S36		NENE
T03S R06E S36		NWNE	T03S R06E S36		SWNE
T03S R06E S36		NENW	T03S R06E S36		NWNW
T03S R06E S36		SWNW	T03S R06E S36		SENW
T03S R06E S36		NWSW	T03S R07E S19		SWNE
T03S R07E S19		SENE	T03S R07E S19	Lot 4	SWSW
T03S R07E S19		SESW	T03S R07E S19		NESE
T03S R07E S19		NWSE	T03S R07E S19		SWSE
T03S R07E S19		SESE	T03S R07E S30		NWNE
T03S R07E S30		SWNE	T03S R07E S30		NENW
T03S R07E S30	Lot 1	NWNW	T03S R07E S30	Lot 2	SWNW
T03S R07E S30		SENW	T03S R07E S30		NESW
T03S R07E S30	Lot 3	NWSW	T03S R07E S30	Lot 4	SWSW

Conditions of Approval:

1.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
2.	T19	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.
3.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4.	124	Place of use is within the service area of the City of Mountain Home municipal water supply system as provided for under Idaho Law.
5.	X63	All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
6.		Prior to diversion and use of water under this right, the right holder shall install a totalizing measuring device of a type approved by the department on each point of diversion to measure the volume of water diverted. The measuring devices shall be read and recorded on a weekly basis.
7.	T07	The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
8.	X35	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 when combined shall not exceed a total diversion rate of 36.42 cfs.
9.	004	This right does not grant any right-of-way or easement across the land of another.
10.	020	The diversion and use of water described in Transfer 72128, and in previous Transfer 69591 may be subject to additional limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
11.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12.	F06	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 are diverted through points of diversion described above.

Decreed Date: 4/12/2001

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 61-2188

Current Owner: CITY OF MOUNTAIN HOME

Priority Date: 2/17/1966

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	03/15 to 11/15	2.66 CFS	593.7 AF
	Total Diversion	2.66 CFS	593.7 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 22,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 23,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NW1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 36,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NW1/4NW1/4)	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NE1/4NE1/4)	Sec. 3,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SW1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				

Place of Use

MUNICIPAL Within County

Conditions of Approval:

1.	X35	Rights 61-2167, 61-2188, 61-2210, 61-7151, 61-7172F, and 61-7439 when combined shall not exceed a total diversion rate of 15.93 cfs and an annual diversion volume of 4,305.7 af for the municipal type irrigation of 1,061.2 acres.
2.	X35	Rights 61-2188 and 61-7151 when combined shall not exceed a total diversion rate of 2.66 cfs for the municipal type irrigation of 233.2 acres.
3.	X63	All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
4.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5.	F06	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 are diverted through points of diversion described above.
6.	124	Place of use is within the service area of the City of Mountain Home municipal water supply system as provided for under Idaho Law.
7.	T07	The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
8.	R64	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 municipal type irrigation within the place of use.
9.	X35	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 when combined shall not exceed a total diversion rate of 36.42 cfs.
10.		Prior to diversion and use of water under this right, the right holder shall install a totalizing measuring device of a type approved by the department on each point of diversion to measure the volume of water diverted. The measuring devices shall be read and recorded on a weekly basis.
11.	T19	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.
12.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
14.		Every five (5) years, or more or less frequently if deemed necessary by the department, the right holder shall submit an analysis, based on a current aerial photo, of the number of acres irrigated for municipal type irrigation within the authorized place of use that are not already covered by Mountain Home Irrigation District or other surface water rights.
15.		Starting January 15, 2016, and continuing every January 15 until notified by the department, the right holder shall submit a report annually to the department demonstrating that the water diverted under rights 61-2167, 61-2188, 61-2210, 61-7151, 61-7172F, and 61-7439 is necessary to satisfy demands for municipal type irrigation use during the authorized period of use. The annual report shall include the maximum weekly volume diverted for all purposes during both the irrigation season and the non-irrigation season. The annual report shall also include the total volume diverted for all purposes during both the irrigation season and non-irrigation season. After specific notification by the department, the right holder shall provide to the department any data used to compile the report.
16.		The diversion and use of water described in this right per Transfer 78273 is subject to additional conditions and limitations agreed to by the City of Mountain Home and Jay Brown stipulated in the "Acknowledgement and Agreement" signed 7/29/14.
17.	004	This right does not grant any right-of-way or easement across the land of another.
18.	228	Municipal use is limited to municipal type irrigation of 133.2 acres within the authorized place of use in a single irrigation season.

Decreed Date: 10/26/2000

Page _____ of _____

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 61-2210

Current Owner: CITY OF MOUNTAIN HOME

Priority Date: 9/30/1966

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	04/01 to 11/01	5.35 CFS	1172 AF
	Total Diversion	5.35 CFS	1172 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4	Sec. 22,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 23,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NW1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 36,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NW1/4NW1/4)	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NE1/4NE1/4)	Sec. 3,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SW1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				

Place of Use

MUNICIPAL Within County

Conditions of Approval:

1.		Prior to diversion and use of water under this right, the right holder shall install a totalizing measuring device of a type approved by the department on each point of diversion to measure the volume of water diverted. The measuring devices shall be read and recorded on a weekly basis.
2.	F06	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 are diverted through points of diversion described above.
3.	X61	The period of use for the municipal type irrigation described in this approval may be extended to a beginning date of 3/15 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 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/26/2000.
4.		Starting January 15, 2016, and continuing every January 15 until notified by the department, the right holder shall submit a report annually to the department demonstrating that the water diverted under rights 61-2167, 61-2188, 61-2210, 61-7151, 61-7172F, and 61-7439 is necessary to satisfy demands for municipal type irrigation use during the authorized period of use. The annual report shall include the maximum weekly volume diverted for all purposes during both the irrigation season and the non-irrigation season. The annual report shall also include the total volume diverted for all purposes during both the irrigation season and non-irrigation season. After specific notification by the department, the right holder shall provide to the department any data used to compile the report.
5.	T19	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.
6.	004	This right does not grant any right-of-way or easement across the land of another.
7.	R64	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 municipal type irrigation within the place of use.
8.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
9.	020	The diversion and use of water described in Transfer 72128 may be subject to additional limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
10.	X35	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 when combined shall not exceed a total diversion rate of 36.42 cfs.
11.	X63	All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
12.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13.	X35	Rights 61-2167, 61-2188, 61-2210, 61-7151, 61-7172F, and 61-7439 when combined shall not exceed a total diversion rate of 15.93 cfs and an annual diversion volume of 4,305.7 af for the municipal type irrigation of 1,061.2 acres.
14.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
15.	228	Municipal use is limited to municipal type irrigation of 293.0 acres within the authorized place of use in a single irrigation season.
16.		Every five (5) years, or more or less frequently if deemed necessary by the department, the right holder shall submit an analysis, based on a current aerial photo, of the number of acres irrigated for municipal type irrigation within the authorized place of use that are not already covered by Mountain Home Irrigation District or other surface water rights.

17.	124	Place of use is within the service area of the City of Mountain Home municipal water supply system as provided for under Idaho Law.
18.	T07	The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
19.		Any diversions of water under this right shall not be allowed if irrigation within the authorized place of use is curtailed or ceases for any reason.

Decreed Date: 10/26/2000

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 61-7151

Current Owner: CITY OF MOUNTAIN HOME

Priority Date: 4/9/1973

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	04/1 to 10/31	1.14 CFS	400 AF
	Total Diversion	1.14 CFS	400 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 22,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 23,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NW1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 36,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NW1/4NW1/4)	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NE1/4NE1/4)	Sec. 3,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SW1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				

Place of Use

MUNICIPAL Within County

Conditions of Approval:

1.	X35	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 when combined shall not exceed a total diversion rate of 36.42 cfs.
2.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
3.	T07	The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
4.		The diversion and use of water described in this right per Transfer 78273 is subject to additional conditions and limitations agreed to by the City of Mountain Home and Jay Brown stipulated in the "Acknowledgement and Agreement" signed 7/29/14.
5.	T19	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.
6.	X63	All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
7.	X35	Rights 61-2167, 61-2188, 61-2210, 61-7151, 61-7172F, and 61-7439 when combined shall not exceed a total diversion rate of 15.93 cfs and an annual diversion volume of 4,305.7 af for the municipal type irrigation of 1,061.2 acres.
8.		Prior to diversion and use of water under this right, the right holder shall install a totalizing measuring device of a type approved by the department on each point of diversion to measure the volume of water diverted. The measuring devices shall be read and recorded on a weekly basis.
9.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10.	124	Place of use is within the service area of the City of Mountain Home municipal water supply system as provided for under Idaho Law.
11.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
12.		Starting January 15, 2016, and continuing every January 15 until notified by the department, the right holder shall submit a report annually to the department demonstrating that the water diverted under rights 61-2167, 61-2188, 61-2210, 61-7151, 61-7172F, and 61-7439 is necessary to satisfy demands for municipal type irrigation use during the authorized period of use. The annual report shall include the maximum weekly volume diverted for all purposes during both the irrigation season and the non-irrigation season. The annual report shall also include the total volume diverted for all purposes during both the irrigation season and non-irrigation season. After specific notification by the department, the right holder shall provide to the department any data used to compile the report.
13.	X35	Rights 61-2188 and 61-7151 when combined shall not exceed a total diversion rate of 2.66 cfs for the municipal type irrigation of 233.2 acres.
14.	X61	The period of use for the municipal type irrigation described in this approval may be extended to a beginning date of 3/15 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 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/26/2000.
15.	228	Municipal use is limited to municipal type irrigation of 100.0 acres within the authorized place of use in a single irrigation season.
16.		Every five (5) years, or more or less frequently if deemed necessary by the department, the right holder shall submit an analysis, based on a current aerial photo, of the number of acres irrigated for municipal type irrigation within the authorized place of use that are not already covered by Mountain Home Irrigation District or other surface water rights.
17.	004	This right does not grant any right-of-way or easement across the land of another.

18.	R64	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 municipal type irrigation within the place of use.
19.	F06	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 are diverted through points of diversion described above.

Decreed Date: 10/26/2000

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 61-7172F

Current Owner: CITY OF MOUNTAIN HOME

Priority Date: 11/19/1973

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	03/15 to 10/15	2.81 CFS	885.3 AF
	Total Diversion	2.81 CFS	885.3 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 22,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 23,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NW1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 36,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NW1/4NW1/4)	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NE1/4NE1/4)	Sec. 3,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SW1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				

Place of Use

MUNICIPAL Within ELMORE County

T03S R06E S22		SESE	T03S R06E S23		NENE
T03S R06E S23		SWNE	T03S R06E S23		SENE
T03S R06E S23		SWNW	T03S R06E S23		SENW
T03S R06E S23		NESW	T03S R06E S23		NWSW
T03S R06E S23		SWSW	T03S R06E S23		SESW
T03S R06E S23		NESE	T03S R06E S23		NWSE
T03S R06E S23		SWSE	T03S R06E S23		SESE
T03S R06E S24		NENE	T03S R06E S24		NWNE
T03S R06E S24		SWNE	T03S R06E S24		SENE
T03S R06E S24		NENW	T03S R06E S24		NWNW
T03S R06E S24		SWNW	T03S R06E S24		SENW
T03S R06E S24		NESW	T03S R06E S24		NWSW
T03S R06E S24		SWSW	T03S R06E S24		SESW
T03S R06E S24		NWSE	T03S R06E S24		SWSE
T03S R06E S24		SESE	T03S R06E S25		NENE
T03S R06E S25		NWNE	T03S R06E S25		SWNE
T03S R06E S25		SENE	T03S R06E S25		NENW
T03S R06E S25		NWNW	T03S R06E S25		SWNW
T03S R06E S25		SENW	T03S R06E S25		NESW
T03S R06E S25		NWSW	T03S R06E S25		SWSW
T03S R06E S25		SESW	T03S R06E S25		NESE
T03S R06E S25		NWSE	T03S R06E S25		SWSE
T03S R06E S25		SESE	T03S R06E S26		NENE
T03S R06E S26		NWNE	T03S R06E S26		SWNE
T03S R06E S26		SENE	T03S R06E S26		NENW
T03S R06E S26		NWNW	T03S R06E S26		SESW
T03S R06E S26		NESE	T03S R06E S26		NWSE
T03S R06E S26		SWSE	T03S R06E S26		SESE
T03S R06E S35		NENE	T03S R06E S35		NWNE
T03S R06E S35		SWNE	T03S R06E S35		SENE
T03S R06E S35		SENW	T03S R06E S35		NESE
T03S R06E S35		NWSE	T03S R06E S36		NENE
T03S R06E S36		NWNE	T03S R06E S36		SWNE
T03S R06E S36		NENW	T03S R06E S36		NWNW
T03S R06E S36		SWNW	T03S R06E S36		SENW
T03S R06E S36		NWSW	T03S R07E S19		SWNE
T03S R07E S19		SENE	T03S R07E S19	Lot 4	SWSW
T03S R07E S19		SESW	T03S R07E S19		NESE
T03S R07E S19		NWSE	T03S R07E S19		SWSE
T03S R07E S19		SESE	T03S R07E S30		NWNE
T03S R07E S30		SWNE	T03S R07E S30		NENW
T03S R07E S30	Lot 1	NWNW	T03S R07E S30	Lot 2	SWNW
T03S R07E S30		SENW	T03S R07E S30		NESW
T03S R07E S30	Lot 3	NWSW	T03S R07E S30	Lot 4	SWSW

Conditions of Approval:

1.		Starting January 15, 2016, and continuing every January 15 until notified by the department, the right holder shall submit a report annually to the department demonstrating that the water diverted under rights 61-2167, 61-2188, 61-2210, 61-7151, 61-7172F, and 61-7439 is necessary to satisfy demands for municipal type irrigation use during the authorized period of use. The annual report shall include the maximum weekly volume diverted for all purposes during both the irrigation season and the non-irrigation season. The annual report shall also include the total volume diverted for all purposes during both the irrigation season and non-irrigation season. After specific notification by the department, the right holder shall provide to the department any data used to compile the report.
2.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4.		Prior to diversion and use of water under this right, the right holder shall install a totalizing measuring device of a type approved by the department on each point of diversion to measure the volume of water diverted. The measuring devices shall be read and recorded on a weekly basis.
5.	X35	Rights 61-2167, 61-2188, 61-2210, 61-7151, 61-7172F, and 61-7439 when combined shall not exceed a total diversion rate of 15.93 cfs and an annual diversion volume of 4,305.7 af for the municipal type irrigation of 1,061.2 acres.
6.	R64	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 municipal type irrigation within the place of use.
7.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8.	004	This right does not grant any right-of-way or easement across the land of another.
9.	228	Municipal use is limited to municipal type irrigation of 221.0 acres within the authorized place of use in a single irrigation season.
10.	X35	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 when combined shall not exceed a total diversion rate of 36.42 cfs.
11.	T19	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.
12.	F06	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 are diverted through points of diversion described above.
13.	124	Place of use is within the service area of the City of Mountain Home municipal water supply system as provided for under Idaho Law.
14.		Every five (5) years, or more or less frequently if deemed necessary by the department, the right holder shall submit an analysis, based on a current aerial photo, of the number of acres irrigated for municipal type irrigation within the authorized place of use that are not already covered by Mountain Home Irrigation District or other surface water rights.
15.	T07	The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
16.	X61	The period of use for the municipal type irrigation described in this approval may be extended to 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 after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/7/2000.

Decreed Date: 7/7/2000

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 61-7184

Current Owner: CITY OF MOUNTAIN HOME

Priority Date: 4/22/1974

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	1/01 to 12/31	4.35 CFS	
	Total Diversion	4.35 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 22,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 23,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NW1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 36,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NW1/4NW1/4)	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NE1/4NE1/4)	Sec. 3,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SW1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				

Place of Use

MUNICIPAL Within ELMORE County

T03S R06E S22		SESE	T03S R06E S23		NENE
T03S R06E S23		SWNE	T03S R06E S23		SENE
T03S R06E S23		SWNW	T03S R06E S23		SENW
T03S R06E S23		NESW	T03S R06E S23		NWSW
T03S R06E S23		SWSW	T03S R06E S23		SESW
T03S R06E S23		NESE	T03S R06E S23		NWSE
T03S R06E S23		SWSE	T03S R06E S23		SESE
T03S R06E S24		NENE	T03S R06E S24		NWNE
T03S R06E S24		SWNE	T03S R06E S24		SENE
T03S R06E S24		NENW	T03S R06E S24		NWNW
T03S R06E S24		SWNW	T03S R06E S24		SENW
T03S R06E S24		NESW	T03S R06E S24		NWSW
T03S R06E S24		SWSW	T03S R06E S24		SESW
T03S R06E S24		NWSE	T03S R06E S24		SWSE
T03S R06E S24		SESE	T03S R06E S25		NENE
T03S R06E S25		NWNE	T03S R06E S25		SWNE
T03S R06E S25		SENE	T03S R06E S25		NENW
T03S R06E S25		NWNW	T03S R06E S25		SWNW
T03S R06E S25		SENW	T03S R06E S25		NESW
T03S R06E S25		NWSW	T03S R06E S25		SWSW
T03S R06E S25		SESW	T03S R06E S25		NESE
T03S R06E S25		NWSE	T03S R06E S25		SWSE
T03S R06E S25		SESE	T03S R06E S26		NENE
T03S R06E S26		NWNE	T03S R06E S26		SWNE
T03S R06E S26		SENE	T03S R06E S26		NENW
T03S R06E S26		NWNW	T03S R06E S26		SESW
T03S R06E S26		NESE	T03S R06E S26		NWSE
T03S R06E S26		SWSE	T03S R06E S26		SESE
T03S R06E S35		NENE	T03S R06E S35		NWNE
T03S R06E S35		SWNE	T03S R06E S35		SENE
T03S R06E S35		SENW	T03S R06E S35		NESE
T03S R06E S35		NWSE	T03S R06E S36		NENE
T03S R06E S36		NWNE	T03S R06E S36		SWNE
T03S R06E S36		NENW	T03S R06E S36		NWNW
T03S R06E S36		SWNW	T03S R06E S36		SENW
T03S R06E S36		NWSW	T03S R07E S19		SWNE
T03S R07E S19		SENE	T03S R07E S19	Lot 4	SWSW
T03S R07E S19		SESW	T03S R07E S19		NESE
T03S R07E S19		NWSE	T03S R07E S19		SWSE
T03S R07E S19		SESE	T03S R07E S30		NWNE
T03S R07E S30		SWNE	T03S R07E S30		NENW
T03S R07E S30	Lot 1	NWNW	T03S R07E S30	Lot 2	SWNW
T03S R07E S30		SENW	T03S R07E S30		NESW
T03S R07E S30	Lot 3	NWSW	T03S R07E S30	Lot 4	SWSW

Conditions of Approval:

1.	T19	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.
2.	F06	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 are diverted through points of diversion described above.
3.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
4.	020	The diversion and use of water described in Transfer 72128, and in previous Transfer 69591 may be subject to additional limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
5.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6.	X35	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 when combined shall not exceed a total diversion rate of 36.42 cfs.
7.	T07	The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
8.	X63	All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
9.		Prior to diversion and use of water under this right, the right holder shall install a totalizing measuring device of a type approved by the department on each point of diversion to measure the volume of water diverted. The measuring devices shall be read and recorded on a weekly basis.
10.	004	This right does not grant any right-of-way or easement across the land of another.
11.	124	Place of use is within the service area of the City of Mountain Home municipal water supply system as provided for under Idaho Law.
12.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Decreed Date: 4/12/2001

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 61-7339

Current Owner: CITY OF MOUNTAIN HOME

Priority Date: 8/18/1977

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	1/01 to 12/31	4.5 CFS	
	Total Diversion	4.5 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 22,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 23,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NW1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 36,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NW1/4NW1/4)	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NE1/4NE1/4)	Sec. 3,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SW1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				

Place of Use

MUNICIPAL Within ELMORE County

T03S R06E S22		SESE	T03S R06E S23		NENE
T03S R06E S23		SWNE	T03S R06E S23		SENE
T03S R06E S23		SWNW	T03S R06E S23		SENW
T03S R06E S23		NESW	T03S R06E S23		NWSW
T03S R06E S23		SWSW	T03S R06E S23		SESW
T03S R06E S23		NESE	T03S R06E S23		NWSE
T03S R06E S23		SWSE	T03S R06E S23		SESE
T03S R06E S24		NENE	T03S R06E S24		NWNE
T03S R06E S24		SWNE	T03S R06E S24		SENE
T03S R06E S24		NENW	T03S R06E S24		NWNW
T03S R06E S24		SWNW	T03S R06E S24		SENW
T03S R06E S24		NESW	T03S R06E S24		NWSW
T03S R06E S24		SWSW	T03S R06E S24		SESW
T03S R06E S24		NWSE	T03S R06E S24		SWSE
T03S R06E S24		SESE	T03S R06E S25		NENE
T03S R06E S25		NWNE	T03S R06E S25		SWNE
T03S R06E S25		SENE	T03S R06E S25		NENW
T03S R06E S25		NWNW	T03S R06E S25		SWNW
T03S R06E S25		SENW	T03S R06E S25		NESW
T03S R06E S25		NWSW	T03S R06E S25		SWSW
T03S R06E S25		SESW	T03S R06E S25		NESE
T03S R06E S25		NWSE	T03S R06E S25		SWSE
T03S R06E S25		SESE	T03S R06E S26		NENE
T03S R06E S26		NWNE	T03S R06E S26		SWNE
T03S R06E S26		SENE	T03S R06E S26		NENW
T03S R06E S26		NWNW	T03S R06E S26		SESW
T03S R06E S26		NESE	T03S R06E S26		NWSE
T03S R06E S26		SWSE	T03S R06E S26		SESE
T03S R06E S35		NENE	T03S R06E S35		NWNE
T03S R06E S35		SWNE	T03S R06E S35		SENE
T03S R06E S35		SENW	T03S R06E S35		NESE
T03S R06E S35		NWSE	T03S R06E S36		NENE
T03S R06E S36		NWNE	T03S R06E S36		SWNE
T03S R06E S36		NENW	T03S R06E S36		NWNW
T03S R06E S36		SWNW	T03S R06E S36		SENW
T03S R06E S36		NWSW	T03S R07E S19		SWNE
T03S R07E S19		SENE	T03S R07E S19	Lot 4	SWSW
T03S R07E S19		SESW	T03S R07E S19		NESE
T03S R07E S19		NWSE	T03S R07E S19		SWSE
T03S R07E S19		SESE	T03S R07E S30		NWNE
T03S R07E S30		SWNE	T03S R07E S30		NENW
T03S R07E S30	Lot 1	NWNW	T03S R07E S30	Lot 2	SWNW
T03S R07E S30		SENW	T03S R07E S30		NESW
T03S R07E S30	Lot 3	NWSW	T03S R07E S30	Lot 4	SWSW

Conditions of Approval:

1.	020	The diversion and use of water described in Transfer 72128, and in previous Transfer 69591 may be subject to additional limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
2.	X63	All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
3.		Prior to diversion and use of water under this right, the right holder shall install a totalizing measuring device of a type approved by the department on each point of diversion to measure the volume of water diverted. The measuring devices shall be read and recorded on a weekly basis.
4.	X35	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 when combined shall not exceed a total diversion rate of 36.42 cfs.
5.	004	This right does not grant any right-of-way or easement across the land of another.
6.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
8.	T19	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.
9.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10.	T07	The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
11.	F06	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 are diverted through points of diversion described above.
12.	124	Place of use is within the service area of the City of Mountain Home municipal water supply system as provided for under Idaho Law.

Decreed Date: 4/12/2001

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 61-7439

Current Owner: CITY OF MOUNTAIN HOME

Priority Date: 6/10/1981

Origin: Water Right

Status: Active

Basis: License

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
MUNICIPAL	4 /1 to 10/31	3.14 CFS	628 AF
	Total Diversion	3.14 CFS	628 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 22,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 23,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NW1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 25,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 27,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 36,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 19,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	NE1/4NW1/4	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NW1/4NW1/4)	Sec. 30,	Twp 03S,	Rge 07E B.M.
ELMORE County				
GROUND WATER	L1(NE1/4NE1/4)	Sec. 3,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NE1/4SW1/4	Sec. 13,	Twp 04S,	Rge 06E B.M.
ELMORE County				

Place of Use

MUNICIPAL Within County

Conditions of Approval:

1.		Every five (5) years, or more or less frequently if deemed necessary by the department, the right holder shall submit an analysis, based on a current aerial photo, of the number of acres irrigated for municipal type irrigation within the authorized place of use that are not already covered by Mountain Home Irrigation District or other surface water rights.
2.	R64	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 municipal type irrigation within the place of use.
3.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4.		Starting January 15, 2016, and continuing every January 15 until notified by the department, the right holder shall submit a report annually to the department demonstrating that the water diverted under rights 61-2167, 61-2188, 61-2210, 61-7151, 61-7172F, and 61-7439 is necessary to satisfy demands for municipal type irrigation use during the authorized period of use. The annual report shall include the maximum weekly volume diverted for all purposes during both the irrigation season and the non-irrigation season. The annual report shall also include the total volume diverted for all purposes during both the irrigation season and non-irrigation season. After specific notification by the department, the right holder shall provide to the department any data used to compile the report.
5.	004	This right does not grant any right-of-way or easement across the land of another.
6.	228	Municipal use is limited to municipal type irrigation of 157.0 acres within the authorized place of use in a single irrigation season.
7.	F06	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 are diverted through points of diversion described above.
8.	T08	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.		Prior to diversion and use of water under this right, the right holder shall install a totalizing measuring device of a type approved by the department on each point of diversion to measure the volume of water diverted. The measuring devices shall be read and recorded on a weekly basis.
10.	X35	Rights 61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339, and 61-7439 when combined shall not exceed a total diversion rate of 36.42 cfs.
11.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
12.	X61	The period of use for the municipal type irrigation described in this approval may be extended to a beginning date of 3/15 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 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than date of Transfer No. 78273 approval.
13.	T07	The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
14.	X35	Rights 61-2167, 61-2188, 61-2210, 61-7151, 61-7172F, and 61-7439 when combined shall not exceed a total diversion rate of 15.93 cfs and an annual diversion volume of 4,305.7 af for the municipal type irrigation of 1,061.2 acres.
15.	124	Place of use is within the service area of the City of Mountain Home municipal water supply system as provided for under Idaho Law.

Licensed Date: 11/25/1992

#1971

MEADOWS MANUFACTURED HOME PARK
ANNEXATION AGREEMENT

This annexation agreement is made effective this 12th day of October 2021, by and between the City of Mountain Home, Idaho, a municipal corporation of the County of Elmore, State of Idaho, hereinafter referred to as the "City." Cody & Karli Black, Mountain Home, Idaho, hereinafter referred to as the "Owners."

RECITALS

1. The Owners own real property, legally described in Exhibit A, attached hereto and incorporated by reference, which property is adjacent to the City limits of the City of Mountain Home and referred to herein as the "Property."

2. The Owners desire to annex the property to the City.

3. The Property consists of two parcels, RP03S06E350710 (Approx. 18 Acres) and RP03S06E354210 (Approx. 21 Acres) shown on Exhibit A.

4. The Owner and the City agree that the Property be annexed into the City and zoned Heavy Commercial C-4.

5. The City's Community Development Department has prepared a Staff Report concerning the request to annex and zone the Property, attached hereto.

6. The City's Planning and Zoning Commission recommended that the annexed property be zoned Heavy Commercial C-4 and that an annexation agreement be entered into between the City and Owner that provides that the property will adhere to current City ordinances in relation to infrastructure and that curb, gutter, and sidewalk installation and maintenance shall be the responsibility of the Owners.

7. The Mayor and City Council of the City of Mountain Home have determined it to be in the City's best interest to annex the Property described in Exhibit A, subject to the Owner performing the covenants and conditions set forth below.

NOW, THEREFORE, IN CONSIDERATION of the agreements, covenants, and conditions set forth herein, the parties agree as follows:

1. Purpose: The Owners enter into this Agreement to obtain Annexation of the Property described in Exhibit A. The City seeks to bring the Owners' Agreement concerning the construction of improvements and sequence of future development provided in this Agreement. The term "Owners" is deemed to include any successors interested in the Property described in the exhibits attached hereto.

2. Future development of Parcel RP03S06E354210 (Approx. 21 Acres): No development will be permitted on Parcel RP03S06E354210 until the existing lagoon system has

been completely and successfully remediated. The City of Mountain Home will require that the owners provide a letter from the U.S. Department of Environmental Quality declaring the successful remediation of the lagoons before the approval of any zoning or building permits.

3. Lagoon Closure Plan: The owners shall present the Lagoon Closure Plan regarding the property to the City's Public Works Department. The owners shall receive written approval from the Public Works Director before implementing the Lagoon Closure Plan.

4. Statement of Lagoon Remediation Liability: The owners shall sign and provide a statement of liability, which will hold them solely accountable for the lagoon remediation process and any error that could or may occur, as shown in Exhibit B.

5. Parcel RP03S06E350710 (Approx. 18 Acres) Allowed Land Uses: The first eighty-two feet from the northern boundary (immediately adjacent to Airbase Road) southward, as illustrated in Exhibit C, shall be used exclusively for commercial services or retail.

a. NO residential uses, including manufactured housing, will be located, or developed in the eighty-two-foot subject area.

b. A solid fence will be installed consisting of wood planks and metal posts between the commercial and residential areas.

6. Utilities: Owner agrees to abide by the requirements outlined in City Code, Title 9, Chapter 15: MHP Subdistrict Zone Mobile Home Park District, use a reasonably available City-designated public water supply system and City of Mountain Home Sanitary Sewer system to serve the development of the land subject to this Agreement and to be responsible for all required fees and charges including water rights fees [redacted] per acre for 39 acres) and all connection and/or capitalization charges, all generally applicable at the time of connection to the City's main water line.

a. Water - Total number of spaces 163 plus 2 for a laundry facility= 165 EDU's

b. 165 x [redacted] (Water EDU's) = [redacted] Currently, 70 spaces are being used in addition to a laundry facility (70 residential and 2 for the laundry facility = 72). The Owner requests that upon annexation, they pay for the existing 70 spaces that are occupied, in the amount of $171,500.00, and pay additional EDU fees as each space becomes occupied.

c. Sewer - Total number of 163 spaces plus 2 for a laundry facility = 165 EDU's. 165 x [redacted] (Sewer EDU's) = [redacted]

d. Water Meter – Each residential dwelling unit shall have its water meter. The water meter installation and fees shall be at the expense of the owners. The maintenance and replacement of the water meters shall be the cities responsibility after the Owner purchases the water meters.

e. Fire Hydrant(s) – Fire Hydrants shall be purchased and installed by the property owner per the City Fire Marshall prior to any expansion of the existing mobile home park use.

f. Conveyance of Water Rights to City: Before or at the time of the recordation of the annexation of the Property, Owner shall convey to City the sale of existing water rights at a fair market value agreeable to both parties.

g. City Code Requirements: It is understood by the Owners that Mountain Home City Code 7-1A-9 requires payment of a Water Rights $2000 Fee per acre or any portion thereof, which shall be paid upon approval of annexation.

h. Fiber Infrastructure: The Owner shall construct and install conduit per Title 10 Municipal Fiber-Optic System of Mountain Home City Code.

7. Construction, Repair, and Maintenance of Curb, Gutter, and Sidewalk: The Owner shall be required to construct a new curb, gutter, and sidewalk along Airbase Road per the Public Works Department, which the maintenance, repair, or replacement of such curb, gutter, and sidewalks is the sole responsibility of the Owner. The parties further understand that curb, gutter, and sidewalk installation per City Code must be completed before a certificate of occupancy being issued for any new development on the annexed parcels.

8. Repair & Maintenance and Internal Private Roadway: The interior private circulation roadway shall be resurfaced before a certificate of occupancy being issued for any new development or additional manufactured housing units on the annexed parcels.

9. Construct to City Standards: Owners agree that any improvements required by Federal, State, or City laws, codes, or regulations shall be built to applicable Federal, State, or City standards and shall adhere to all City policies, procedures, and standards. Such policies include extending utility lines acceptable to the City to make service available to adjoining lands and maintain continuity of municipal systems at minimal public cost.

10. Applicable Standards: The Owner agrees that all laws, standards, policies, and procedures regarding public improvement construction the Owner is required to comply with or otherwise meet pursuant to this Agreement or City Codes shall be those in effect when construction is commenced. If the Owner fails to comply with applicable laws, codes, or regulations in the course of constructing required improvements on the Property, the Owner consents to suspension of building permits, the denial of certificates of occupancy, or any other City services until such compliance is attained.

    a. Existing Mobile Home Lots – All Mobile home lots are grandfathered regarding their current site development standards, including setbacks, etc.

11. Annexation: Upon proper execution and recordation of this Agreement, and upon the performance of prerequisite steps called for herein, the City will, to the extent lawfully permitted, adopt and publish an ordinance annexing the Property and Zoning such Property Commercial C-4. All future development on the parcels shall comply with the bulk and coverage controls of the C-4 zoning district in force when the development is commenced.

    a. The existing manufactured home park use shall be deemed "legal nonconforming." Any extension, enlargement, or change of the manufactured home park use shall comply with Mountain Home City Code 9-10.

12. Recitals Incorporated by Reference: The parties incorporate into this Agreement, as part of the terms of this Agreement, the Recitals set forth above.

13. Covenants to Run with the Land: This Agreement shall be recorded in the County Recorder of Elmore County office. The covenants herein to be performed by Owner shall be binding upon Owner and Owner's personal representative, successors, and assigns, and shall be deemed covenants running with the land.

14. Severability: Should any provision of this Agreement be declared invalid by a court of competent jurisdiction; the remaining provisions shall continue in full force and effect and be interpreted to fulfill the purposes of the entire Agreement to the greatest extent possible.

15. Merger and Amendment: All promises and prior negotiations of the parties merge into this Agreement. The parties agree that this Agreement shall only be amended in writing and signed by all parties. The parties agree that a change in the law shall not amend this Agreement. The parties agree that this Agreement is not intended to replace any other requirement of the City Code. Its execution shall not constitute a waiver of requirements established by the City ordinance or other applicable law provisions.

16. Enforcement, Attorney's Fees: Should either party require the services of legal counsel to enforce compliance with the terms of this Agreement, the prevailing party or parties shall be entitled to their reasonable attorney's fees and related costs of enforcement.

IN WITNESS WHEREOF, the City of Mountain Home has caused this Agreement to be executed by its Mayor and City Clerk, and the Owner has executed this Agreement to be effective the day and year first above written.

CITY OF MOUNTAIN HOME

By: _____
Rich Sykes, Mayor

Attest:

_____
Tiffany Belt, City Clerk

CITY

_____

_____

_____

_____

OWNERS

STATE OF IDAHO,)
) ss.
COUNTY OF ELMORE,)

On this 12th day of October, 2021, before me, the undersigned, a Notary Public in and for said State personally appeared Rich Sykes and Tiffany Belt, known to me to be the Mayor and Clerk, respectively, of the City of Mountain Home, Idaho, the municipal corporation that executed the foregoing instrument or the persons who executed the instrument on behalf of said municipal corporation, and acknowledged to me that said municipal corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

ALEXANDRA N. VORK
COMMISSION #66160
NOTARY PUBLIC
STATE OF IDAHO

Alexandra N. Vork
Notary Public for Idaho,
Residing at Mountain Home, ID.
My commission expires: 8/26/27

STATE OF IDAHO,)
) ss.
COUNTY OF ELMORE,)

On this 12th day of October 2021, before me, the undersigned, a Notary Public in and for said state, personally appeared Cody Black, an individual, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

TIFFANY M. BELT
COMMISSION #66161
NOTARY PUBLIC
STATE OF IDAHO

Tiffany M Belt
Notary Public for Idaho,
Residing at: Elmore
My commission expires: 8/24/2027

EXHIBIT A

COMPREHENSIVE LAND USE MAP DESIGNATION • 1075 W. AIRBASE RD • IDAHO • 83647





Comprehensive Staff Report

To: Planning & Zoning Commission
Presenter: Brock Cherry, Community Development Director
Request: To **Annex and Zone** two parcels, which consist of a manufactured home park and sewer lagoon, which is approximately 39 acres located at 1075 Airbase Road
Application: PZ21-0010
Applicant:
Cody Black,
Meadows Mobile Home Park LLC
4298 North Vintage Drive
Provo, UT 84604

P&Z Public Hearing: 05/03/2021

Request Summary

To **Annex and Zone** two parcels, which consist of a manufactured home park and sewer lagoon, which is approximately 39 acres located on, located at 1075 Airbase Road. The proposed zoning designation will be C-4 Heavy Commercial.

Per the applicant, the primary intention of the proposed annexation is to better serve the park, which consists of approximately ninety (90) manufactured homes, with wastewater services. In the future, the applicant intends to develop the remaining twenty-one (21) acres.

History

Per City and County records the subject property has been used as a manufactured home park for ###. The subject property was purchased by the applicant in December 2017.

The applicant first requested for annexation of the subject property during Fall 2019. The request was approved by the Planning & Zoning Commission but later denied by City Council.

Approval Process

The Planning & Zoning Commission shall hold at least one public hearing for each annexation and zoning request as prescribed by Idaho Code and this chapter, public hearings. Further, the Commission shall file its recommendation on each annexation application with the city clerk as prescribed in this chapter. The Commission's recommendation
on annexation applications shall be in accordance with the following policies:

a. That the annexation shall incorporate the city sewer planning area.

b. Be consistent with an existing area of impact agreements.

c. Attempt to balance costs of services with anticipated revenues.

d. Promote other goals of population balance, contiguous development, and prevention of costs due to leapfrog development.

e. Promote to keep city limit boundaries that are squared off and not irregular in shape.

Comprehensive Plan Compliance

The northern half of the 18-acre parcel (Meadows Manufactured Home Park) is zoned "Commercial" and the lower half of the parcel and the 21-acre parcel are zoned residential per the 2020 Mountain Home City Comprehensive Plan.

Note that these future land-use designations are to give an approximate idea of what the final zoning designation should be. City Staff recommends a zoning designation of "C-4 Commercial" based on the need for commercial offerings along both Airbase Road and South 14th West Street.

The commercial designation would allow for the existing manufactured home park use to continue; however, it would promote other types of housing products for the 21-acre parcel such as mixed residential/commercial, fourplexes, and duplexes. Further, the

commercial designation would promote needed commercial offerings for surrounding neighborhoods.

Notification & Responses

- A notification was sent to Twenty-four (24) property owners within 300 ft. on 04/02/2021
- A notification was sent to fifteen (15) Public Entities on 04/02/2021.
- Notice of Public Hearing was in the Mountain Home News on 03/31/2021 and 04/07/2021.
- Notice of the Public Hearing was posted on the property on 04/01/2021.
- As of 04/14/2021, we have received No letters in opposition to the proposed annexation.
- As of 04/14/2021, we have received No letters in favor of the proposed annexation.

Applicable Regulations or Codes

Idaho Code Section 50-222, The City of Mountain Home is authorized to annex land into its corporate boundary.

City Code 9-6-4, City of Mountain Home Annexation Regulations.

Conclusion

If the Commission determines the proposed request appropriate, you may recommend approval to the City Council, as presented, subject to the following conditions.

1. Subject to site plan amendments as required by Building, Public Works, Fire, and Zoning Officials to comply with applicable City Codes and standards.
2. All future development will comply with the uses and bulk & coverage controls of the C-4 Zoning District.
3. Prior to an approved annexation being recorded, a signed annexation agreement approved by the City Council will be completed by the City and the applicant in no less than six (6) months.

Attachments

1. Current Zoning Map
2. Future Land-Use Map
3. Applicant Annexation Proposal (Narrative)

Rev. 11/24

RECEIVED
NOV 28 2025
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

GENERAL INFORMATION AND INSTRUCTIONS

Pursuant to Section 42-222(1), *Idaho Code*, a transfer application may be filed to change the point of diversion, place of use, period of use, or nature of use of all or part of an established water right. Any person proposing to make such a change is required to file a transfer application with the Department. "Such application shall be upon forms furnished by the department and shall describe the [water right] to be changed and the changes which are proposed and shall be accompanied by the statutory filing fee." *Idaho Code* § 42-222(1).

The Department has developed this application form to assist applicants in satisfying the requirements of Section 42-222(1). This application form requests information about the applicant's authority to file (Part 1), information about the current elements of the water right(s) to be changed (Part 2), information about the proposed changes (Part 3), information about the validity of the water right(s) and the effects of the proposed changes (Part 4), and confirmation that the information provided is truthful (Part 5).

The applicant or their representative must provide a response for all applicable questions, any additional information required, and the proper filing fee before this application will be considered complete. If an application is incomplete or more information is required, the Department will notify the applicant or representative and allow time for the application to be completed. An application that remains incomplete will be returned to the applicant and the filing fee will be refunded.

An application for transfer is limited to the changes proposed for a single water distribution system. A proposal to change two or more separate water distribution systems, that will remain separate after the transfer, must be filed as separate applications. Applicants may provide additional pages to supplement their responses to the questions posed on this application form. Supplemental forms for listing additional water rights, points of diversion, or places of use can be found on the Department's website (idwr.idaho.gov). If you need assistance understanding the questions on this form, generating current water right reports, determining legal descriptions, or accessing water measurement records feel free to contact the nearest regional office of the Department.

PART 1 – CONTACT INFORMATION, OWNERSHIP RECORDS, AUTHORITY TO FILE

Name(s) of Applicant(s) City of Mountain Home

Mailing Address PO Box 10 Mountain Home ID 83647

Email* _____ **Phone** 208-587-2108

Name of Representative (if any) Greg Sullivan

Mailing Address 2016 N Washington St Ste 4 Twin Falls, Idaho 83301

Email* greg.sullivan@brockwayeng.com **Phone** 208-736-8543

*If an email address is provided, Department staff will use email as the primary method for corresponding with the applicant and representative about the application.

A. Representative. If the representative is authorized to sign or amend the application on behalf of the applicant, attach documents confirming that authority. La

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~~90191~~

Transfer No. _____ **Page** 1

B. Current Owner. If the applicant is not the current owner of record for all water rights included in this application, attach documents showing that the applicant has the authority to make the proposed changes. Label documents as Attachment 1B.

C. Updating Ownership Records. Applicants needing to update the ownership records for any of the water rights included in this application must attach documents supporting the ownership change. Such documents must trace ownership of the subject water rights or the current place of use for the subject water rights from the current owner of record for the water rights to the applicant. Label documents as Attachment 1C.

D. Business Entities. If the applicant is a business entity (corporation, LLC, partnership, trust, etc.), is the entity currently registered with the Idaho Secretary of State?

☐ Yes. If this application is signed by someone other than a person listed on the most recent annual report filed with the Idaho Secretary of State, attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

☑ No. Attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

E. Approval of Irrigation Delivery Entity. Section 42-108, *Idaho Code*, states that a transfer application proposing to change water rights held by an irrigation company or district requires the consent of the irrigation entity. If this application proposes to change water rights held by an irrigation entity, attach a letter of consent from the entity (labeled as Attachment 1E) or have an authorized representative of the entity co-sign the application.

F. Encumbered Properties. If the current place of use for the water rights included in this application is subject to a lien, deed of trust, mortgage, or contract and the application proposes to change the nature of use of the water rights or to move water rights off the current place of use, attach a statement of consent for the change signed by the lien holder, trustee, mortgagor or contract holder. Label documents as Attachment 1F.

G. Legal Access. If the applicant is not the current owner of the proposed point(s) of diversion, conveyance system, or place(s) of use, provide evidence of legal access to the land or infrastructure not owned by the applicant. Label documents as Attachment 1G. For example, an applicant may provide a letter of consent from the owner of the land or conveyance system or may have the owner co-sign the application. For applications proposing to divert water on or convey water across federal land, an applicant is not required to demonstrate legal access to the federal land prior to approval. Instead, if the transfer application is approved, the applicant must obtain access authorization from the relevant federal agency prior to diverting water under the subject water rights.

PART 2 – WATER RIGHTS BEFORE PROPOSED CHANGES

A. Current Water Rights. For each water right proposed to be changed, attach a current water right report obtained from any Department office or from the Department's website (idwr.idaho.gov). Label water right reports as Attachment 2A.

B. Map of Current System. Attach a map of the current point(s) of diversion and place(s) of use for the water rights to be changed. The map should clearly depict the elements of the water rights to be changed. For example, if the application proposes to change the point of diversion for a water right, the map should display the current location of the point of diversion. For irrigation water rights, the map should also identify the location of the irrigated acres to be changed. Label map as Attachment 2B.

C. Current Location of Irrigated Acres. If this application proposes to change the place of use or nature of use for only a portion of an irrigation water right, use the following table to identify the current location of the irrigated acres to be changed. If additional pages are required, label additional pages as Attachment 2C. If this application proposes to change or rearrange the entire place of use for irrigation water right(s), skip to Part 3.

☐ **N/A. This application does not propose to change the place of use or nature or use of an irrigation water right or this application proposes to change the place of use or nature of use for an entire irrigation right.**

Current Location of Irrigated Acres to be Changed

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	06E	35		5	2														7.0

Total Irrigated Acres to be Changed: 7.0

PART 3 – DESCRIPTION OF PROPOSED CHANGES

A. Purpose of Transfer. Section 42-222(1), *Idaho Code*, states that transfer applications may only be filed to change the point of diversion, place of use, period of use, or nature of use of an established water right. Section 42-248(3), *Idaho Code*, authorizes water right ownership changes to be described on a transfer application. Identify the changes proposed in this application:

- ☑ Change point(s) of diversion
- ☐ Add point(s) of diversion
- ☐ Change nature of use
- ☑ Change place of use
- ☐ Change period of use
- ☐ Update water right ownership records

B. Proposed Changes. Describe the proposed changes in narrative form:

The irrigation and commercial portion of 61-2144 will be transfered into the City of Mountain Home municipal water system.

C. Summary of Proposed Changes.

1. Water Rights. Use the following table to list all water rights, or portions thereof, that are proposed to be changed as they would appear after the proposed changes. In the Amount column, list the volume in acre-feet (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All	Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☑	☐	61-2144	0.58/133	Municipal	1/01 to 12/31	Ground Water
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	

2. Total Amounts. Calculate the total quantity, in cfs or af, of water rights that are proposed to be changed through this application. For an application proposing to only change the place of use for irrigation rights, the total quantity of water is calculated by comparing the current place of use to the proposed place of use, summing the number of acres increased in each legal subdivision, and quantifying the proportional amount of diversion rate for the increased acres. For an application proposing to change or add points of diversion for irrigation or any other beneficial use, the total amount is the total diversion rate for the changed portion of the right.

Total Amount of Water Rights Proposed to be Changed: 0.58 **cfs and/or** 133 **af.**

3. Point(s) of Diversion. Use the following table to list all the proposed points of diversion for the water rights to be changed, including any current points of diversion that will continue to be used as part of the proposed water distribution system.

The legal description for the proposed point(s) of diversion must be to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System (PLSS). PLSS information is typically available from USGS topo maps, property deeds, tax bills or various mapping tools on the Department's website.

For points of diversion within platted subdivisions, list the lot and block number in the "Diversion Name/Number" column. An application proposing an injection into a stream and a re-diversion from that stream must list the source for the original diversion as the source for the injection and re-diversion points. If this application proposes construction of a new diversion structure (for example, a new ground water well or a new pump station on a creek), please indicate the status in the appropriate column.

☐ **N/A. This application does not propose to add or change any points of diversion.**

Proposed Points of Diversion

New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number
See Exhibit A										

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☐ **N/A. This application does not propose to change the place of use.**

Proposed Place of Use

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
See Exhibit B																			

Total Irrigated Acres: _____

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

PART 4 – ADDITIONAL INFORMATION

Section 42-222(1), *Idaho Code*, establishes the criteria used to evaluate transfer applications. An applicant bears the burden of demonstrating that the water right to be changed is a valid right, that the proposed use is a beneficial use, and that the proposed changes will not injure other water rights, will not enlarge the use of the original rights, are in the local public interest, and are consistent with the conservation of water resources within the state of Idaho. To satisfy this burden, an applicant must provide sufficient data and information for the

Department to evaluate the effects of the proposed change. The Department may deny an application if the applicant fails to provide sufficient data and information to determine whether the criteria from Section 42-222(1) are satisfied. In addition to the information requested in Parts 1-3 of this application, the following information must be provided for an application to be considered complete. Department staff may request additional information or clarification as the application is processed.

A. Validity of Water Rights

1. If one or more of the water rights proposed to be changed is a statutory claim, established pursuant to Section 42-248, *Idaho Code*, attach evidence supporting the priority date claimed. Label documents as Attachment 4A-1. For statutory claims, the Department may conduct a field inspection as part of the application review process to evaluate the water right elements listed on the statutory claim.

2. Has any portion of the water right(s) proposed to be changed undergone a period of five or more consecutive years of non-use?

☐ Yes. Attach a statement describing the portion of the right(s) that were not used and the length of time of the non-use. In addition, identify any exception or defense to forfeiture and provide a detailed description as to why the water rights have not been lost and forfeited for non-use. Label documents as Attachment 4A-2. Statutory exceptions or defenses to forfeiture are set forth in Section 42-223, *Idaho Code*.

☒ No.

B. Injury to Other Water Rights

1. Identify any other water right(s) diverted at the current point(s) of diversion.

61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339 & 61-7439

2. Identify any other water right(s) diverted at the proposed point(s) of diversion.

61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339 & 61-7439

3. Is the proposed point of diversion within a state water district? ☑ Yes. Water District # 161. ☐ No.

4. If already constructed and in use, are the proposed points of diversion equipped with Department-approved measuring devices? ☑ Yes. ☐ No.

5. If this application proposes to divert a surface water right from a ground water well, attach a technical analysis evaluating the hydraulic connection between the proposed ground water point of diversion and the source of water listed on the right to be changed. Label technical analysis as Attachment 4B-5.

6. If this application proposes changing the point of diversion for a ground water right in the Eastern Snake Plain Aquifer (ESPA), attach a technical analysis of the anticipated depletions to reaches of the Snake River that are hydraulically connected to the ESPA using the Department's current ground water model for the ESPA. The technical analysis must evaluate depletion impacts in a time-series format at transient and steady state time steps. To assist applicants in preparing the required technical analysis, the Department has developed a transfer tool interface for the ESPA model. The transfer tool and user instructions can be downloaded from the Department's website (idwr.idaho.gov). If the proposed and current points of diversion are in the same or adjacent model cells, no technical analysis is required, unless specifically requested by the Department. Label technical analysis as Attachment 4B-6.

C. Enlargement in Use

1. Identify any other water rights used at the current place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339 & 61-7439

2. Identify any other water rights used at the proposed place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

61-2072, 61-2167, 61-2170, 61-2188, 61-2210, 61-7151, 61-7172F, 61-7184, 61-7339 & 61-7439

3. If this application proposes changing the place of use or nature of use for irrigation water rights, will the current place of use, for the portion of the right to be changed, continue to be irrigated?

☑ Yes. Identify the water right(s) to be used for the continued irrigation.

☐ No. The place of use for the portion to be changed will no longer be irrigated.

☐ N/A. The application does not propose to change the place of use for irrigation rights.

4. Unstacking Water Rights for Irrigation. If this application proposes to change the place of use for an irrigation water right that is combined with other irrigation rights at the current place of use but does not propose to change the place of use for all the stacked irrigation rights, attach evidence of the historical consumptive use occurring under all water rights at the current place of use. For irrigation rights, this should include at least five years of diversion data and/or crop data and estimates of evapotranspiration. Label the information as Attachment 4C-4. Evapotranspiration data may be available on the Department's website (http://et-idwr.idaho.gov)

5. If the application proposes to change the nature of use for a water right, attach evidence of the historical consumptive use occurring under the portion of the water right to be changed. For irrigation rights, this should include diversion data, crop data and estimates of evapotranspiration. Label the information as Attachment 4C-5. Evapotranspiration data may be available on the Department's website (http://et-idwr.idaho.gov)

6. If the application proposes to change the nature of use of a water right to municipal use for reasonably anticipated future needs, complete the form titled "Municipal Water Right Application Checklist" found on the Department's website (idwr.idaho.gov). Label the form as Attachment 4C-6.

7. To your knowledge, are any portions of the water rights proposed to be changed:

Yes	No	
☐	☑	currently leased to the Water Supply Bank? If yes, complete the form titled "Application for Transfer of Water Right Attachment WSB" found on the Department's website (idwr.idaho.gov). Label the Form as Attachment 4C-7.
☐	☑	currently used in a mitigation plan limiting the use of water under the right?
☐	☑	subject to an agreement not to divert (CREP)?
☐	☑	currently enrolled in a federal set-aside program (CRP)?

D. Local Public Interest

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

E. Conservation of Water Resources

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

Existing wells, mainlines and delivery system.

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of $250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant or Representative*	Print Name and Title, if applicable	Date
	Chris Curtis,Public Works Director	11/21/2025

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

FOR DEPARTMENT USE ONLY

Fee Paid: $ 775.00 Receipt #: W052825 Date: 11-28-25 Receipted by: CC

Add'l Paid: $ _____ Receipt #: _____ Date: _____ Receipted by: _____

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 61-2144

Current Owner: MEADOWS MOBILE HOME PARK

Priority Date: 7/21/1961

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	4/01 to 10/31	0.14 CFS	28 AF
COMMERCIAL	1/01 to 12/31	0.58 CFS	105 AF
	Total Diversion	0.58 CFS	133 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4	Sec. 35,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 35,	Twp 03S,	Rge 06E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 35,	Twp 03S,	Rge 06E B.M.
ELMORE County				

Place of Use

IRRIGATION Within ELMORE County

T03S R06E S35	NWNE	5.00	T03S R06E S35	SWNE	2.00

Total Acres: 7

COMMERCIAL Within ELMORE County

T03S R06E S35	NWNE	T03S R06E S35	SWNE

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Conditions of Approval:

1.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2.		THREE POINTS OF DIVERSION LOCATED IN NWNE, S35, T03S, R06E.
3.	C15	THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
4.		COMMERCIAL USE IS FOR 171 SPACE MOBILE HOME PARK, LAUNDRY AND OFFICE BUILDING. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Decreed Date: 4/12/2001

Exhibit A
Points of Diversion

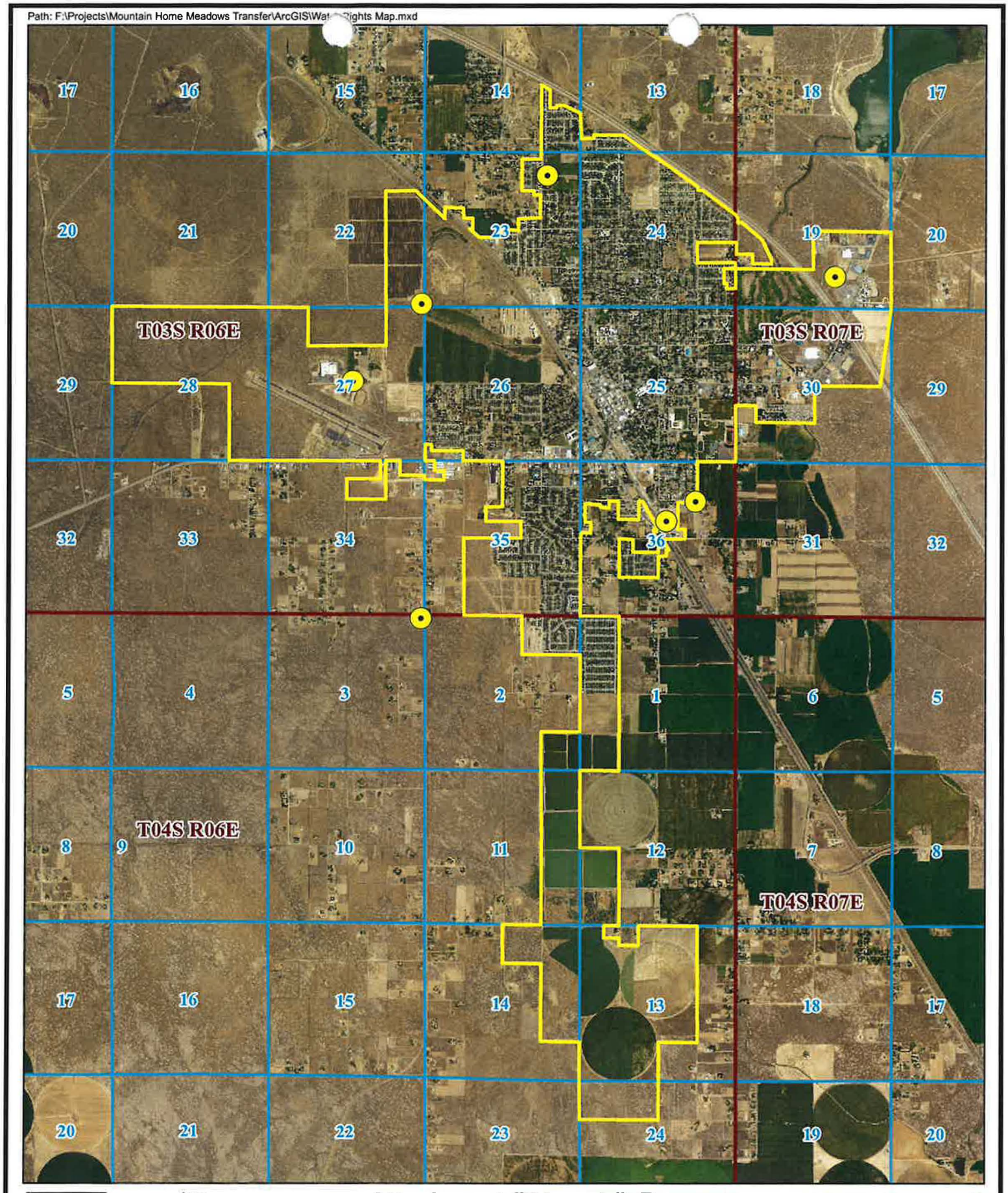
	Township	Range	Sec.	QQQ	QQ	Q	County	Local Name
1	03S	06E	13		NW	SW	Elmore	
2	03S	06E	13		SE	SW	Elmore	
3	03S	06E	22		SE	SE	Elmore	
4	03S	06E	23		NE	NE	Elmore	
5	03S	06E	25		NW	NW	Elmore	
6	03S	06E	25		SE	SE	Elmore	
7	03S	06E	26		SE	NE	Elmore	
8	03S	06E	26		SE	NE	Elmore	
9	03S	06E	27		SW	NE	Elmore	
10	03S	06E	27		SW	NE	Elmore	
11	03S	06E	27		SE	SE	Elmore	
12	03S	06E	36		SW	NE	Elmore	
13	03S	07E	19		NE	SE	Elmore	
14	03S	07E	19		SW	SE	Elmore	
15	03S	07E	30		NE	NW	Elmore	
16	03S	07E	30		NE	NW	Elmore	
17	03S	07E	30		NW	NW	Elmore	
18	04S	06E	3		NE	NE	Elmore	
19	04S	06E	13		NW	NE	Elmore	
20	04S	06E	13		NE	SW	Elmore	

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Exhibit B
Place of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
03S	06E	13											X	X				
03S	06E	14													X			X
03S	06E	22				X									X			X
03S	06E	23	X	X	X	X			X	X	X	X	X	X	X	X	X	X
03S	06E	24	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
03S	06E	25	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
03S	06E	26	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
03S	06E	27	X		X	X		X	X	X	X	X	X	X	X	X	X	X
03S	06E	28	X	X	X	X	X	X	X	X					X			X
03S	06E	34	X	X														
03S	06E	35	X	X	X	X		X		X	X			X	X	X	X	X
03S	06E	36		X	X		X	X	X	X	X							
03S	07E	19										X	X	X	X	X	X	X
03S	07E	30	X	X	X	X	X	X	X	X	X	X						
04S	06E	1						X	X			X	X					
04S	06E	2	X	X														X
04S	06E	11	X			X									X			X
04S	06E	12										X	X					
04S	06E	13		X	X		X	X	X	X	X	X	X	X		X		
04S	06E	14	X	X		X									X			
04S	06E	24					X	X										

Total



Attachment #7A and #7B

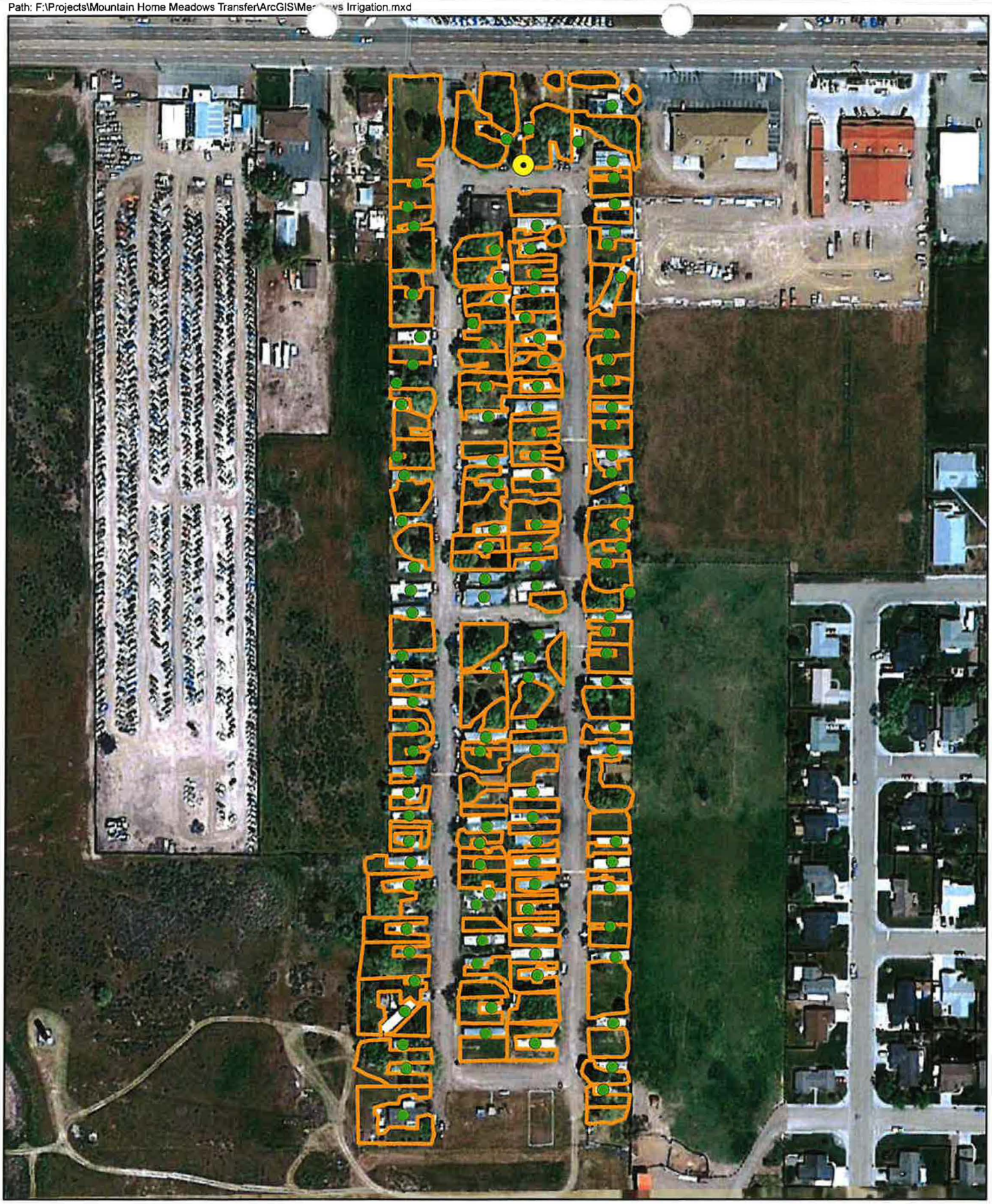
City of Mountain Home Water Rights

BROCKWAY ENGINEERING, PLLC.
GWS - Date: 7/11/2025

NAIP 2023 AERIAL

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Path: F:\Projects\Mountain Home Meadows Transfer\ArcGIS\Mea...ws Irrigation.mxd



0 0.0125 0.025 0.05 Miles

Meadows Mobile Home Park

Commercial and Irrigation
Under 61-2144

2010 AERIAL PHOTO

Well
Homes- 125
Irrigation- 7.1 Acres

N

BROCKWAY ENGINEERING, PLLC.
JJJ - Date: 12/16/2021

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City of Mountain Home
Beneficial Use Analysis of Water Right 36-2144
CGB 12/17/2021

Irrigation

Acreage from GIS analysis of 2010 aerial photo	7.0	ac
Precipitation deficit from ET Idaho, turfgrass	37.4	in
Irrigation efficiency, typical residential	0.75	
Calculated consumptive use	21.8	ac-ft
Calculated diversion volume	29.1	ac-ft

Commercial

Maximum number of homes, 2010 aerial photo	125	homes
Average occupancy, 2020 census	2.45	persons/home
Per-capita in-house water usage, City data	84	gpcd
Laundry facility, number of machines	8	
Number of loads per day, each machine	20	loads
Water usage per load	40	gal per load
Consumptive fraction of in-house use	0.1	
Total occupancy	306	persons
Calculated daily volume	32125	gpd
Calculated diversion volume	36.0	ac-ft
Calculated consumptive use	3.6	ac-ft

Total diversion volume	**65.1**	**ac-ft**
Total consumptive use	**25.4**	**ac-ft**

Water right allowances:		
Irrigation diversion volume	28	ac-ft
Commercial diversion volume	105	ac-ft
Total	133	ac-ft

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#1971

MEADOWS MANUFACTURED HOME PARK
ANNEXATION AGREEMENT

This annexation agreement is made effective this 12th day of October 2021, by and between the City of Mountain Home, Idaho, a municipal corporation of the County of Elmore, State of Idaho, hereinafter referred to as the "City." Cody & Karli Black, Mountain Home, Idaho, hereinafter referred to as the "Owners."

RECITALS

1. The Owners own real property, legally described in Exhibit A, attached hereto and incorporated by reference, which property is adjacent to the City limits of the City of Mountain Home and referred to herein as the "Property."

2. The Owners desire to annex the property to the City.

3. The Property consists of two parcels, RP03S06E350710 (Approx. 18 Acres) and RP03S06E354210 (Approx. 21 Acres) shown on Exhibit A.

4. The Owner and the City agree that the Property be annexed into the City and zoned Heavy Commercial C-4.

5. The City's Community Development Department has prepared a Staff Report concerning the request to annex and zone the Property, attached hereto.

6. The City's Planning and Zoning Commission recommended that the annexed property be zoned Heavy Commercial C-4 and that an annexation agreement be entered into between the City and Owner that provides that the property will adhere to current City ordinances in relation to infrastructure and that curb, gutter, and sidewalk installation and maintenance shall be the responsibility of the Owners.

7. The Mayor and City Council of the City of Mountain Home have determined it to be in the City's best interest to annex the Property described in Exhibit A, subject to the Owner performing the covenants and conditions set forth below.

NOW, THEREFORE, IN CONSIDERATION of the agreements, covenants, and conditions set forth herein, the parties agree as follows:

1. Purpose: The Owners enter into this Agreement to obtain Annexation of the Property described in Exhibit A. The City seeks to bring the Owners' Agreement concerning the construction of improvements and sequence of future development provided in this Agreement. The term "Owners" is deemed to include any successors interested in the Property described in the exhibits attached hereto.

2. Future development of Parcel RP03S06E354210 (Approx. 21 Acres): No development will be permitted on Parcel RP03S06E354210 until the existing lagoon system has

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been completely and successfully remediated. The City of Mountain Home will require that the owners provide a letter from the U.S. Department of Environmental Quality declaring the successful remediation of the lagoons before the approval of any zoning or building permits.

3. Lagoon Closure Plan: The owners shall present the Lagoon Closure Plan regarding the property to the City's Public Works Department. The owners shall receive written approval from the Public Works Director before implementing the Lagoon Closure Plan.

4. Statement of Lagoon Remediation Liability: The owners shall sign and provide a statement of liability, which will hold them solely accountable for the lagoon remediation process and any error that could or may occur, as shown in Exhibit B.

5. Parcel RP03S06E350710 (Approx. 18 Acres) Allowed Land Uses: The first eighty-two feet from the northern boundary (immediately adjacent to Airbase Road) southward, as illustrated in Exhibit C, shall be used exclusively for commercial services or retail.

a. NO residential uses, including manufactured housing, will be located, or developed in the eighty-two-foot subject area.

b. A solid fence will be installed consisting of wood planks and metal posts between the commercial and residential areas.

6. Utilities: Owner agrees to abide by the requirements outlined in City Code, Title 9, Chapter 15: MHP Subdistrict Zone Mobile Home Park District, use a reasonably available City-designated public water supply system and City of Mountain Home Sanitary Sewer system to serve the development of the land subject to this Agreement and to be responsible for all required fees and charges including water rights fees [redacted] per acre for 39 acres) and all connection and/or capitalization charges, all generally applicable at the time of connection to the City's main water line.

a. Water - Total number of spaces 163 plus 2 for a laundry facility= 165 EDU's

b. 165 x [redacted] (Water EDU's) = [redacted] Currently, 70 spaces are being used in addition to a laundry facility (70 residential and 2 for the laundry facility = 72). The Owner requests that upon annexation, they pay for the existing 70 spaces that are occupied, in the amount of $171,500.00, and pay additional EDU fees as each space becomes occupied.

c. Sewer - Total number of 163 spaces plus 2 for a laundry facility = 165 EDU's. 165 x [redacted] (Sewer EDU's) = [redacted]

d. Water Meter – Each residential dwelling unit shall have its water meter. The water meter installation and fees shall be at the expense of the owners. The maintenance and replacement of the water meters shall be the cities responsibility after the Owner purchases the water meters.

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e. Fire Hydrant(s) – Fire Hydrants shall be purchased and installed by the property owner per the City Fire Marshall prior to any expansion of the existing mobile home park use.

f. Conveyance of Water Rights to City: Before or at the time of the recordation of the annexation of the Property, Owner shall convey to City the sale of existing water rights at a fair market value agreeable to both parties.

g. City Code Requirements: It is understood by the Owners that Mountain Home City Code 7-1A-9 requires payment of a Water Rights $2000 Fee per acre or any portion thereof, which shall be paid upon approval of annexation.

h. Fiber Infrastructure: The Owner shall construct and install conduit per Title 10 Municipal Fiber-Optic System of Mountain Home City Code.

7. Construction, Repair, and Maintenance of Curb, Gutter, and Sidewalk: The Owner shall be required to construct a new curb, gutter, and sidewalk along Airbase Road per the Public Works Department, which the maintenance, repair, or replacement of such curb, gutter, and sidewalks is the sole responsibility of the Owner. The parties further understand that curb, gutter, and sidewalk installation per City Code must be completed before a certificate of occupancy being issued for any new development on the annexed parcels.

8. Repair & Maintenance and Internal Private Roadway: The interior private circulation roadway shall be resurfaced before a certificate of occupancy being issued for any new development or additional manufactured housing units on the annexed parcels.

9. Construct to City Standards: Owners agree that any improvements required by Federal, State, or City laws, codes, or regulations shall be built to applicable Federal, State, or City standards and shall adhere to all City policies, procedures, and standards. Such policies include extending utility lines acceptable to the City to make service available to adjoining lands and maintain continuity of municipal systems at minimal public cost.

10. Applicable Standards: The Owner agrees that all laws, standards, policies, and procedures regarding public improvement construction the Owner is required to comply with or otherwise meet pursuant to this Agreement or City Codes shall be those in effect when construction is commenced. If the Owner fails to comply with applicable laws, codes, or regulations in the course of constructing required improvements on the Property, the Owner consents to suspension of building permits, the denial of certificates of occupancy, or any other City services until such compliance is attained.

    a. Existing Mobile Home Lots – All Mobile home lots are grandfathered regarding their current site development standards, including setbacks, etc.

11. Annexation: Upon proper execution and recordation of this Agreement, and upon the performance of prerequisite steps called for herein, the City will, to the extent lawfully permitted, adopt and publish an ordinance annexing the Property and Zoning such Property Commercial C-4. All future development on the parcels shall comply with the bulk and coverage controls of the C-4 zoning district in force when the development is commenced.

    a. The existing manufactured home park use shall be deemed "legal nonconforming." Any extension, enlargement, or change of the manufactured home park use shall comply with Mountain Home City Code 9-10.

12. Recitals Incorporated by Reference: The parties incorporate into this Agreement, as part of the terms of this Agreement, the Recitals set forth above.

13. Covenants to Run with the Land: This Agreement shall be recorded in the County Recorder of Elmore County office. The covenants herein to be performed by Owner shall be binding upon Owner and Owner's personal representative, successors, and assigns, and shall be deemed covenants running with the land.

14. Severability: Should any provision of this Agreement be declared invalid by a court of competent jurisdiction; the remaining provisions shall continue in full force and effect and be interpreted to fulfill the purposes of the entire Agreement to the greatest extent possible.

15. Merger and Amendment: All promises and prior negotiations of the parties merge into this Agreement. The parties agree that this Agreement shall only be amended in writing and signed by all parties. The parties agree that a change in the law shall not amend this Agreement. The parties agree that this Agreement is not intended to replace any other requirement of the City Code. Its execution shall not constitute a waiver of requirements established by the City ordinance or other applicable law provisions.

16. Enforcement, Attorney's Fees: Should either party require the services of legal counsel to enforce compliance with the terms of this Agreement, the prevailing party or parties shall be entitled to their reasonable attorney's fees and related costs of enforcement.

IN WITNESS WHEREOF, the City of Mountain Home has caused this Agreement to be executed by its Mayor and City Clerk, and the Owner has executed this Agreement to be effective the day and year first above written.

CITY OF MOUNTAIN HOME

By: _____
Rich Sykes, Mayor

Attest:

_____
Tiffany Belt, City Clerk

CITY

_____

_____

_____

_____

OWNERS

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STATE OF IDAHO,)
) ss.
COUNTY OF ELMORE,)

On this 12th day of October, 2021, before me, the undersigned, a Notary Public in and for said State personally appeared Rich Sykes and Tiffany Belt, known to me to be the Mayor and Clerk, respectively, of the City of Mountain Home, Idaho, the municipal corporation that executed the foregoing instrument or the persons who executed the instrument on behalf of said municipal corporation, and acknowledged to me that said municipal corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

ALEXANDRA N. VORK
COMMISSION #66160
NOTARY PUBLIC
STATE OF IDAHO

Alexandra N. Vork
Notary Public for Idaho,
Residing at Mountain Home, ID.
My commission expires: 8/26/27

STATE OF IDAHO,)
) ss.
COUNTY OF ELMORE,)

On this 12th day of October 2021, before me, the undersigned, a Notary Public in and for said state, personally appeared Cody Black, an individual, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

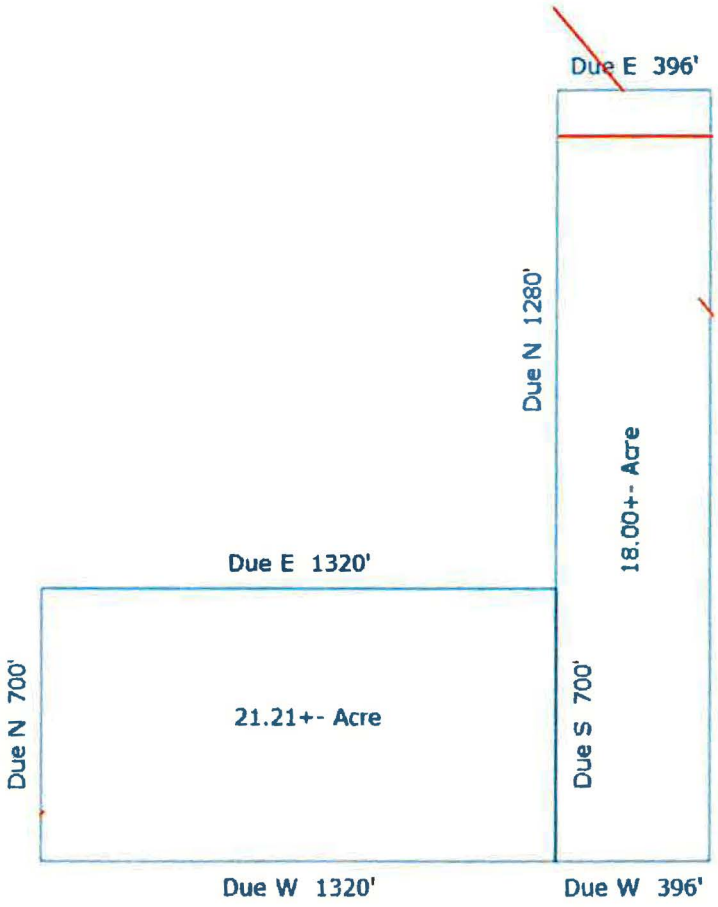
TIFFANY M. BELT
COMMISSION #66161
NOTARY PUBLIC
STATE OF IDAHO

Tiffany M Belt
Notary Public for Idaho,
Residing at: Elmore
My commission expires: 8/24/2027

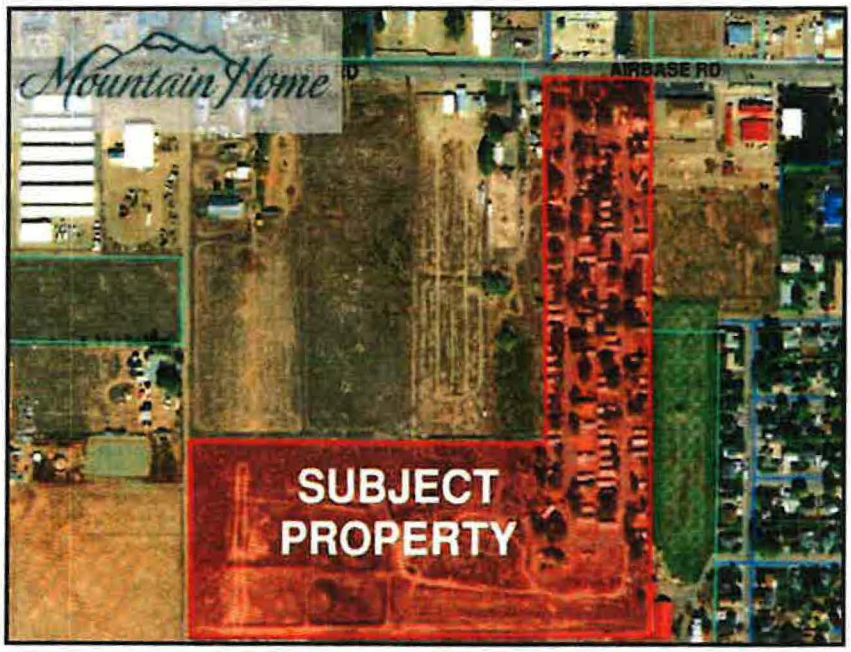
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EXHIBIT A

COMPREHENSIVE LAND USE MAP DESIGNATION • 1075 W. AIRBASE RD • IDAHO • 83647



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Comprehensive Staff Report

To: Planning & Zoning Commission
Presenter: Brock Cherry, Community Development Director
Request: To **Annex and Zone** two parcels, which consist of a manufactured home park and sewer lagoon, which is approximately 39 acres located at 1075 Airbase Road
Application: PZ21-0010
Applicant:
Cody Black,
Meadows Mobile Home Park LLC
4298 North Vintage Drive
Provo, UT 84604

P&Z Public Hearing: 05/03/2021

Request Summary

To **Annex and Zone** two parcels, which consist of a manufactured home park and sewer lagoon, which is approximately 39 acres located on, located at 1075 Airbase Road. The proposed zoning designation will be C-4 Heavy Commercial.

Per the applicant, the primary intention of the proposed annexation is to better serve the park, which consists of approximately ninety (90) manufactured homes, with wastewater services. In the future, the applicant intends to develop the remaining twenty-one (21) acres.

History

Per City and County records the subject property has been used as a manufactured home park for ###. The subject property was purchased by the applicant in December 2017.

The applicant first requested for annexation of the subject property during Fall 2019. The request was approved by the Planning & Zoning Commission but later denied by City Council.

Approval Process

The Planning & Zoning Commission shall hold at least one public hearing for each annexation and zoning request as prescribed by Idaho Code and this chapter, public hearings. Further, the Commission shall file its recommendation on each annexation application with the city clerk as prescribed in this chapter. The Commission's recommendation on annexation applications shall be in accordance with the following policies:

a. That the annexation shall incorporate the city sewer planning area.

b. Be consistent with an existing area of impact agreements.

c. Attempt to balance costs of services with anticipated revenues.

d. Promote other goals of population balance, contiguous development, and prevention of costs due to leapfrog development.

e. Promote to keep city limit boundaries that are squared off and not irregular in shape.

Comprehensive Plan Compliance

The northern half of the 18-acre parcel (Meadows Manufactured Home Park) is zoned "Commercial" and the lower half of the parcel and the 21-acre parcel are zoned residential per the 2020 Mountain Home City Comprehensive Plan.

Note that these future land-use designations are to give an approximate idea of what the final zoning designation should be. City Staff recommends a zoning designation of "C-4 Commercial" based on the need for commercial offerings along both Airbase Road and South 14th West Street.

The commercial designation would allow for the existing manufactured home park use to continue; however, it would promote other types of housing products for the 21-acre parcel such as mixed residential/commercial, fourplexes, and duplexes. Further, the

commercial designation would promote needed commercial offerings for surrounding neighborhoods.

Notification & Responses

- A notification was sent to Twenty-four (24) property owners within 300 ft. on 04/02/2021
- A notification was sent to fifteen (15) Public Entities on 04/02/2021.
- Notice of Public Hearing was in the Mountain Home News on 03/31/2021 and 04/07/2021.
- Notice of the Public Hearing was posted on the property on 04/01/2021.
- As of 04/14/2021, we have received No letters in opposition to the proposed annexation.
- As of 04/14/2021, we have received No letters in favor of the proposed annexation.

Applicable Regulations or Codes

Idaho Code Section 50-222, The City of Mountain Home is authorized to annex land into its corporate boundary.

City Code 9-6-4, City of Mountain Home Annexation Regulations.

Conclusion

If the Commission determines the proposed request appropriate, you may recommend approval to the City Council, as presented, subject to the following conditions.

1. Subject to site plan amendments as required by Building, Public Works, Fire, and Zoning Officials to comply with applicable City Codes and standards.
2. All future development will comply with the uses and bulk & coverage controls of the C-4 Zoning District.
3. Prior to an approved annexation being recorded, a signed annexation agreement approved by the City Council will be completed by the City and the applicant in no less than six (6) months.

Attachments

1. Current Zoning Map
2. Future Land-Use Map
3. Applicant Annexation Proposal (Narrative)

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little Director Mathew Weaver

August 12, 2026

CITY OF MOUNTAIN HOME
PO BOX 10
MOUNTAIN HOME, ID 83647-0010

RE: Transfer No. 90191
Water Right No(s). 61-2144

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the MOUNTAIN HOME NEWS on 8/19/2026 and 8/26/2026. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact the Western Region office at (208) 334-2190 if you have any questions regarding the application.

Sincerely,

Jean Hersley
Technical Records Specialist

C: Brockway Engineering PLLC

From: Hersley, Jean
Sent: Wednesday, August 12, 2026 11:22 AM
To: Legal Dept
Cc: Western Advertising
Subject: Legal Notice-Transfer No. 90191; Water Right No(s). 61-2144
Attachments: Legal Notice transfer 90191.docx

Please publish the enclosed legal notice in the Mountain Home News on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to the Western Region office before 9/8/2026. Your cooperation is appreciated.

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 90191

CITY OF MOUNTAIN HOME, PO BOX 10, MOUNTAIN HOME, ID 83647-0010 has filed Application No. 90191 for changes to the following water rights within ELMORE County(s): Right No(s). 61-2144; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows:
to add the POU of WR 61-2144 and SENW S35 T03S R06E to the City of Mountain Home municipal water rights. Change nature of uses to municipal with a season of use of 01/01/12/31. Update City of Mountain Home's municipal water rights to include the 61-2144 place of use and SENW S35 T03S R06E. A new Point of Diversion at SWNE S 36 T03S R06E to be added to 61-2144 and all City of Mountain Home municipal rights. All existing Points of Diversion for City of Mountain Home to be added to 61-2144.

For additional information concerning the property location, contact Western Region office at (208)334-2190. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 9/8/2026. The protestant must also send a copy of the protest to the applicant.
MATHEW WEAVER, Director Published on 8/19/2026 and 8/26/2026

State of Idaho - Unrestricted/Public

From: Hersley, Jean
Sent: Wednesday, August 12, 2026 11:31 AM
To: Birdhunter2462@hotmail.com
Subject: Application for Transfer No. 90191
Attachments: WM Recommendation for Transfer 90191.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers/. Please review the application, then complete the enclosed recommendation form and return it to the Western Region office by September 8, 2026. Documents will be available by the end of the day.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has passed. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation by September 8, 2026, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact the Western Region office at (208) 334-2190 if you have any questions regarding the application.

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

From: Hersley, Jean
Sent: Wednesday, August 12, 2026 11:35 AM
To: Jenna Fortier
Cc: Western Advertising
Subject: Application for Transfer No. 90191

Dear Interested Party:

The Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. You can find a copy of the application at: https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. Documents will be available by the end of the day.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a $25.00 filing fee within 10 days of the final publication.

Please contact the Western Region office at (208) 334-2190 if you have any questions regarding the application.

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

From: Hersley, Jean
Sent: Wednesday, August 12, 2026 11:35 AM
To: Greg Sullivan
Cc: Western Advertising
Subject: City of Mountain Home acknowledgement Letter-Transfer 90191
Attachments: City of Mountain Home acknowledgement letter.pdf

This transfer application will be advertised in the Mountain Home News on August 19th and 26th. Please contact the Western Region office with any questions. Thank you.

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics
Hydrology
Water Resources

RECEIVED
FEB 05 2026
WATER RESOURCES
WESTERN REGION

February 3, 2026

Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-508

RECEIVED
FEB 09 2026
WATER RESOURCES
WESTERN REGION

Re: City of Mountain Home

Dear IDWR Water Right Supervisor:

The City of Mountain Home has entered into an agreement that will facilitate the ownership of water right 61-2144. The attached transfer proposes to change the beneficial use of 61-2144 from irrigation and commercial to municipal water use.

The calculated consumptive use of water right 61-2144 is 133 acre feet. The proposed period of use for the 133 will change to year round use as a municipal water right. The points of diversion for 61-2144 will be updated to all of the current authorized PODs for the City of Mountain Home.

The City of Mountain Home further desires to add a new well to their existing portfolio of points of diversion to provide municipal water. The new well will be located in T03S R06E Section 36 SWNE and identified as Well 18.

A check for $775.00 (Receipt# W052825) has already been submitted to IDWR in November of 2025 with a transfer application. The transfer application attached to this letter will supersede the transfer submitted in November of 2025.

Please copy our office on all correspondence regarding this application.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: City of Mountain Home
Enc: City of Mountain Home, Transfer application, Exhibit A, Exhibit B, Aerial Maps, Beneficial Use Analysis, Annexation Agreement, Brockway Engineering Check #18931 for $125.00

2016 North Washington Street • Suite 4

Twin Falls, Idaho 83301

208•736•8543

BROCKWAYENG.COM

Englund, Kate

From: greg.sullivan@brockwayeng.com
Sent: Wednesday, July 1, 2026 2:03 PM
To: Englund, Kate
Subject: RE: Mountain Home Transfer

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Kate,

I talked with the City of Mountain Home, the trailer park has been connected to the city's wastewater system for over 10 years. Originally, the trailer park had their own treatment system but eventually had to abandon that system and connect to the city.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.

From: Englund, Kate <Kate.Englund@idwr.idaho.gov>
Sent: Tuesday, June 30, 2026 3:51 PM
To: greg.sullivan@brockwayeng.com
Subject: RE: Mountain Home Transfer

Hey Greg,

Thank you for taking my phone call and making the time to find any information regarding the wastewater system in place for Meadows Mobile Home Park while I calculate a consumptive use specific to this transfer.

If you have any questions, feel free to reach out!

BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics
Hydrology
Water Resources

RECEIVED
NOV 28 2025
WATER RESOURCES
WESTERN REGION

November 24, 2025

Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: City of Mountain Home

Dear IDWR Water Right Supervisor:

The City of Mountain Home has entered into an agreement that will facilitate the ownership of water right 61-2144. The attached transfer proposes to change the beneficial use of 61-2144 from irrigation and commercial to municipal water use.

The calculated consumptive use of water right 61-2144 is 133 acre feet. The proposed period of use for the 133 will change to year round use as a municipal water right. The points of diversion for 61-2144 will be updated to all of the current authorized PODs for the City of Mountain Home.

Please copy our office on all correspondence regarding this application.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: City of Mountain Home
Enc: City of Mountain Home, Transfer application, Exhibit A, Exhibit B, Aerial Maps, Beneficial Use Analysis, Annexation Agreement, Check # 18823 for $775.00

2016 North Washington Street • Suite 4

Twin Falls, Idaho 83301

208•736•8543

BROCKWAYENG.COM

90191