**RESOLUTION OF BOARD OF DIRECTORS**

**OF**

**BLACK CANYON IRRIGATION DISTRICT**

It is hereby resolved that Black Canyon Irrigation District shall and does hereby create an exchange policy facilitated by the Black Canyon Irrigation District in order to accomplish the greatest beneficial use of the waters available to the members of the Black Canyon Irrigation District.

In any year when a member of the Black Canyon Irrigation District determines that the member will not irrigate a given number of acres that they have the right to irrigate. That individual may contact the office of the Black Canyon Irrigation District and sign a certificate as approved by the Board of Directors of the Black Canyon Irrigation District, asserting that they will keep those acres dry and will not irrigate them during that year’s irrigation season. This transfer, however, must be to lands that can physically receive the water and that are on the same type of delivery system as the lands that are to remain dry during that irrigation season with an individual who has lands within the District that they desire to irrigate during that irrigation season.

A description of the land, including the metes and bounds, or other description deemed acceptable to the District, of the land to be dried up and the land to which the water is being transferred must be submitted with the application to transfer.

The account must be paid in full at the time the request is made and all federally required paperwork must be completed.

An administrative fee of $200.00 must be paid to the Black Canyon Irrigation District at the time the transfer request is filed with the District office. Transfer requests must be filed, and all fees paid before February 1st of any irrigation year. $50.00 per month will be added to the administrative fee if the forms are not filed before February 1st.

If the land to which water is to be transferred is not classified and the land is greater than five acres, then a $200.00 reclassification fee must be paid. The expenses incurred by the Black Canyon Irrigation District to reclassify shall also be paid by the individual seeking the transfer.

Any transfer of water usage must be approved as being able to be accomplished by existing infrastructure of the Black Canyon Irrigation District.

No transfer of water usage may be made to lands lying outside of the Black Canyon Irrigation District.

TEMPORARY WATER TRANSFER CERTIFICATE

THE UNDERISGNED owner of the right to irrigate \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ acres,

Account No.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, (Customer ID# \_\_\_\_\_\_\_\_\_\_) within the Black Canyon Irrigation District hereby certifies that they **WILL NOT IRRIGATE** \_\_\_\_\_\_\_\_\_\_ of those acres during the irrigation season of 20\_\_\_\_\_. These acres must remain dry throughout the irrigation season of 20\_\_\_\_\_\_. (From Lateral \_\_\_\_\_\_\_\_\_\_\_\_ and Tap \_\_\_\_\_\_\_\_\_\_\_)

Total Original Acres \_\_\_\_\_\_\_\_\_\_\_ Total Acres After Transfer \_\_\_\_\_\_\_\_\_\_\_\_

THE UNDERSIGNED has **transferred to** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Account No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (Customer ID# \_\_\_\_\_\_\_\_\_\_\_) the right to utilized the water to irrigate \_\_\_\_\_\_\_\_\_\_ acres during the irrigation season of 20\_\_\_\_\_\_\_.

(To Lateral \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and Tap \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_)

Total Original Acres \_\_\_\_\_\_\_\_\_\_\_\_\_ Total Acres After Transfer \_\_\_\_\_\_\_\_\_\_\_\_

THE UNDERSIGNED has made no assignment or agreement with any other party to utilize any water to irrigate the acres that the undersigned will leave dry during the irrigation season of 20\_\_\_\_\_\_\_, and asks the Black Canyon Irrigation District office to facilitate such a transfer for the irrigation season.

DATE this day of , 20\_\_

By: \_\_\_\_\_\_\_\_ (Signature)

Print:

STATE OF IDAHO )

County of Canyon )

On this day of , 20 , before me, a Notary Public for the State of Idaho personally appeared know or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

NOTARY PUBLIC FOR IDAHO:

RESIDING AT:

MY COMMISSION EXPIRES: