

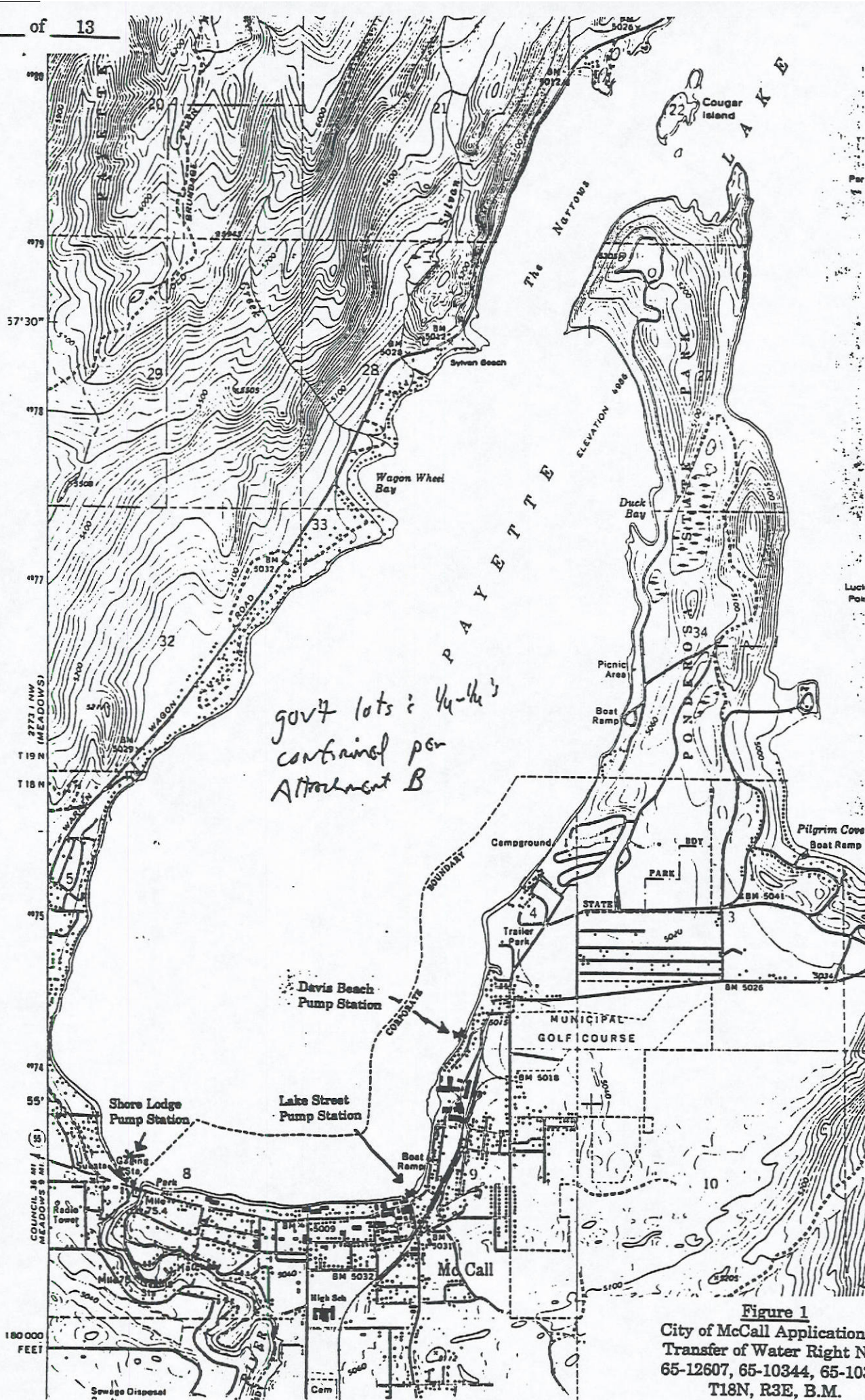


Figure 1
City of McCall Application for
Transfer of Water Right Nos.
65-12607, 65-10344, 65-10345
T18N, R3E, B.M.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A65-10345**
Date Received: 11/22/1988
Receipt No: X999999
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CITY OF MC CALL
Address: PO BOX 2720
BOISE ID 83701
208-634-7142
2. Date of Priority: JUN 1, 1968
3. Source: BIG PAYETTE LAKE Trib. to: PAYETTE RIVER, NORTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	03E	4		SW	SE	3	VALLEY
		8		SE	NW	2	VALLEY
		9		NE	SW	2	VALLEY
5. Description of diverting works:
PIPE, PUMP, MOTOR, MAX PUMP CAPACITY 1200 GPM (2.64 CFS).
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MUNICIPAL	01/01	12/31	2.310		
7. Total Quantity Appropriated is:
2.310 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
----------	-------	---------	--------	-----	-----	-----	-------
11. Place of use in counties:

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

PLACE OF USE IS LOCATED WITHIN THE CITY LIMITS OF MC CALL AND SURROUNDING SERVICE AREA.

CLAIM AMENDED PER TRANSFER NO. 5033 APPROVED 10/30/97.

PRIOR TO DIVERSION OF WATER UNDER THIS APPROVAL, THE RIGHT HOLDER SHALL PROVIDE A MEANS OF MEASUREMENT AND LOCKABLE CONTROLLING WORKS FROM ALL AUTHORIZED POINTS OF DIVERSION THAT IS ACCEPTABLE TO THE WATERMASTER AND WILL PROVIDE SUITABLE CONTROL OF THE DIVERSIONS.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER 5033 SHALL NOT EXCEED 11.32 CFS.

APPROVAL OF TRANS. 5033 DOES NOT GRANT ANY RIGHT-OF-WAY OR EASEMENT FOR USE OF A DELIVERY SYSTEM OWNED BY PERSON(S) OTHER THAN THE RIGHT OWNER.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 5033 IN FILE. KW 3/16/99

15. Basis of Claim: DECREEED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
_____ foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

Western AJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5033
WATER RIGHT NO(S). 65-10344/65-10345/65-12607

RECEIVED

OCT 31 1997

WATER RESOURCES
WESTERN REGION

This is to certify that: **CITY OF MC CALL**
PO BOX 2720
BOISE ID 83701

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
Right No. 65-10344 : MUNICIPAL Priority: 06/01/1918	01/01 to 12/31	5.13 CFS
Right No. 65-10345 : MUNICIPAL Priority: 06/01/1968	01/01 to 12/31	2.31 CFS
Right No. 65-12607 : MUNICIPAL Priority: 03/29/1983	01/01 to 12/31	3.88 CFS
TOTAL:		* 11.32 CFS

SOURCE

BIG PAYETTE LAKE

TRIBUTARY OF

PAYETTE RIVER, NORTH FORK

LOCATION OF POINT(S) OF DIVERSION: Lot 3(SWSE), Sec. 4, Township 18N, Range 03E
Lot 2(SENW), Sec. 8, Township 18N, Range 03E
Lot 2(NESW), Sec. 9, Township 18N, Range 03E
VALLEY County

PLACE OF USE: See Remarks **

CONDITIONS OF APPROVAL AND REMARKS

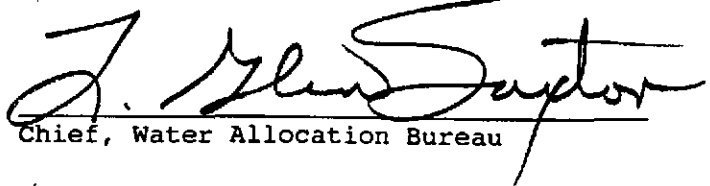
- T07 1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

TRANSFER NO. 5033
WATER RIGHT NO(S). 65-10344/65-10345/65-12607

CONDITIONS OF APPROVAL AND REMARKS

- TOP 3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- ROA 4. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
- * 6. The total instantaneous diversion of water from all points of diversion under Transfer 5033 shall not exceed 11.32 cfs.
7. Approval of Transfer 5033 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- ** 8. Place of use is located within the city limits of McCall and surrounding service area.
9. The availability of water for Right 65-12607 is subject to all prior water rights of Lake Reservoir Co.

Dated this 30th day of October, 1997.


Chief, Water Allocation Bureau

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A65-10345
Date Received: 11/22/1988
Receipt No: X999999
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: CITY OF MC CALL, IDAHO 208-634-7142
Address: P.O. BOX 1065
MC CALL ID 83638

2. Date of Priority: JUN 1, 1968

3. Source: BIG PAYETTE LAKE Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
18N	03E	4		3	VALLEY

5. Description of diverting works:
PIPE, PUMP, MOTOR, MAX PUMP CAPACITY 1200 GPM (2.64 CFS).

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MUNICIPAL	01/01	12/31	2.310		

7. Total Quantity Appropriated is:
2.310 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
----------	-------	---------	------------	-----	-----	-------

11. Place of use in counties:

12. Do you own the property listed above as place of use? YES SEP 24 1992

13. Other Water Rights Used:

14. Remarks:

PLACE OF USE WITHIN CITY LIMITS OF MC CALL.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
SEP 24 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576
Ident. No. 65 - 103 45

ATTACHMENT TO
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
NOV 22 1988

Department of Water Resources
Western Regional Office

Please type or print clearly:

Name of Claimant(s) City of McCall

Mailing Address P.O. BOX 1065
(include Zip Code) McCall, Idaho 83638

Phone Number (208) 634 - 7142

MICROFILMED
SEP 24 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

RECEIVED

NOV 22 1988

No V

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

IDENT. NUMBER: 65-10345
DATE RECEIVED: 11-22-88
RECEIPT NO: X999999
RECEIVED BY: -----

1. NAME: CITY OF MC CALL, IDAHO
ADDRESS: C/O WILLIAM A. KIRK
P. O. BOX M
MC CALL, ID 83638

2. DATE OF PRIORITY: JUN 01, 1968

3. SOURCE: BIG PAYETTE LAKE TRIS. TO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF 1/4 OF 1/4	LOT	COUNTY
18N	08E	4		3	VALLEY

5. DESCRIPTION OF DIVERTING WORKS: Pipe, pump, motor, max pump capacity
1200 GPM (2.64 CFS)

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
MUNICIPAL	01/01	12/31	2.310		

7. TOTAL QUANTITY APPROPRIATED IS:
2.310 C.F.S. (AND/OR) A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF 1/4	LOT	USE	ACRES
----------	-------	---------	------------	-----	-----	-------

11. PLACE OF USE IN COUNTIES: VALLEY, VALLEY

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

65-10345

PAGE

1

DATE: 09/30/88

622

MICROFILMED

SEP 24 1992

13. OTHER WATER RIGHTS USED:

14. REMARKS:

PLACE OF USE WITHIN CITY LIMITS OF MC CALL.

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO

DECREE PLAINTIFF

A & C CORP., ET AL.

VS

DECREE DEFENDANT

16. SIGNATURE(S)

(A.) BY SIGNING BELOW, I/WE ACKNOWLEDGE THAT I/WE HAVE RECEIVED, READ AND UNDERSTAND THE FORM ENTITLED "HOW YOU WILL RECEIVE NOTICE IN THE SNAKE RIVER BASIN ADJUDICATION." (B.) I/WE DO ____ DO NOT ☒ WISH TO RECEIVE AND PAY A SMALL ANNUAL FEE FOR MONTHLY COPIES OF THE DOCKET SHEET.

NUMBER OF ATTACHMENTS: _____

FOR INDIVIDUALS:

I/WE DO SOLEMNLY SWEAR OR AFFIRM THAT THE STATEMENTS CONTAINED IN THE FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF CLAIMANT(S): _____ DATE: _____

DATE: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM City Clerk OF

TITLE

McCall, ID, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION

DOCUMENT IN THE SPACE BELOW AS City Clerk OF

TITLE

McCall, ID AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION

FOREGOING DOCUMENT ARE TRUE AND CORRECT.

Arthur S. Smith
SIGNATURE OF AUTHORIZED AGENT

Clerk, City of McCall
TITLE AND ORGANIZATION

11-18-88

DATE

MICROFILMED

SEP 24 1992

STATE OF IDAHO)

COUNTY OF)

SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 18th DAYOF November 19 88Nancy B. Lockhart
NOTARY PUBLIC

SEAL

RESIDING AT McCall, IDMY COMMISSION EXPIRES 11-12-1992

MICROFILMED

SEP 24 1992

12/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME City of McCall CLAIM IDENT. NO. 65-10395

DATE RECEIVED 11/22/88 CK # _____ AMOUNT \$ exempt

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	<u>N/A</u> ☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	<u>N/A</u> ☒	☐	
Is the consumptive use correct?	<u>N/A</u> ☒	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	<u>N/A</u> ☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	* See remarks
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☐	☒	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	<u>N/A</u> ☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. Has the claimant requested a monthly docket sheet? (If yes, describe payment status in "Comments" below.)	☐	☒	
17. Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct?	<u>Exempt</u> ☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered?	<u>N/A</u> ☒	☐	
22. Should this claim be receipted and data entered?	☒	☐	

Claim checked by: ESR Date: 03/07/89Claim must be returned to claimant: ☐ (Yes) ☒ (No)Claimant must be sent a copy of amended claim for approval: ☐ (Yes) ☒ (No)

Receipt Prepared by: _____ Date: _____
 Claim data entered by: _____ Date: _____
 Sent to claimant by: _____ Date: _____

Comments: _____

MICROFILMED

SEP 24 1992

AJ0749NP
No. R65-10345

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/04/99
PAGE: 1

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF MC CALL PO BOX 2720 BOISE ID 83701 (208) 634-7142	06/01/1968	MUNICIPAL	01-01 12-31	2.310 CFS	
TOTAL DIVERSION:					2.310 CFS	

Water Source: BIG PAYETTE LAKE

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion:

T18N R03E S04 Lot03(SWSE)
S08 Lot02(SENW)
S09 Lot02(NESW)

VALLEY County
VALLEY County
VALLEY County

POU County:

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

65-12342A 65-12342B A65-08296 A65-08324 A65-10293 A65-10344 A65-10345 A65-10366 A65-10367 A65-12342A
A65-12342B A65-12607 R65-10344

Remarks: POU PLACE OF USE IS LOCATED WITHIN THE CITY LIMITS OF MC CALL AND
SURROUNDING SERVICE AREA.

Dates: Exam Made Date: Verified Date: 08/04/1999 Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Comments: Date: 08/04/1999 User-ID: KWALKER Subject: COPIED FROM REMARKS
PLACE OF USE IS LOCATED WITHIN THE CITY LIMITS OF MC CALL AND
SURROUNDING SERVICE AREA.
CLAIM AMENDED PER TRANSFER NO. 5033 APPROVED 10/30/97.

AJ0749NP
No. R65-10345

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/04/99
PAGE: 2

=====

Comments: Date: 08/04/1999 User-ID: KWALKER Subject: COPIED FROM REMARKS
PRIOR TO DIVERSION OF WATER UNDER THIS APPROVAL, THE RIGHT
HOLDER SHALL PROVIDE A MEANS OF MEASUREMENT AND LOCKABLE
CONTROLLING WORKS FROM ALL AUTHORIZED POINTS OF DIVERSION THAT IS
ACCEPTABLE TO THE WATERMASTER AND WILL PROVIDE SUITABLE CONTROL
OF THE DIVERSIONS.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF
DIVERSION UNDER TRANSFER 5033 SHALL NOT EXCEED 11.32 CFS.

APPROVAL OF TRANS. 5033 DOES NOT GRANT ANY RIGHT-OF-WAY OR
EASEMENT FOR USE OF A DELIVERY SYSTEM OWNED BY PERSON(S) OTHER
THAN THE RIGHT OWNER.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE
COPY OF APPROVED TRANSFER NO. 5033 IN FILE. KW 3/16/99

Date: 08/04/1999 User-ID: KWALKER Subject: RECOMMENDATIONS
REMOVED TRANSFER CONDITIONS AND RECOMMEND AS APPROVED IN TRANSFER
NO. 5033. TRANSFER WAS FILED TO PROVIDE ALTERNATE POINTS OF
DIVERSION TO MAXIMIZE EFFICIENCIES AND MANAGEMENT OPTIONS IN
DELIVERY OF THE WATER BY PROVIDER FOR PRESENT AND FUTURE USES.

Audit: 08/04/99 KWALKER

WR5809NP
No. 65-10345

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/10/99
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF MC CALL	06/01/1968	MUNICIPAL	01/01 12/31	2.310 CFS	2.310 CFS
TOTAL DIVERSION:					2.310 CFS	

Water Source: BIG PAYETTE LAKE

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion:

T18N R03E S04 Lot 03 (SWSE)
S08 Lot 02 (SENW)
S09 Lot 02 (NESW)

VALLEY County
VALLEY County
VALLEY County

Point of Diversion Name(s):

Name	Rate	Number
T18N R03E S04 Lot 03 (SW SE) DAVIS BEACH		
S08 Lot 02 (SE NW) SHORE LODGE		
S09 Lot 02 (NE SW) LAKE STREET		

Pou County:

Conditions of Approval:

- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- 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.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 65.

Remarks: GEN

Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
The total instantaneous diversion of water from all points of diversion under Transfer 5033 shall not exceed 11.32 cfs.
Approval of Transfer 5033 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
Place of use is located within the city limits of McCall and surrounding service area.

Dates:

App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date:

Priority Date:

Proof Made Date:
Exam Sent to S.O.:

06/01/1968

Misc:

Water District Number: 65

Field Exam Fee:

*Claim amended to
match transfer
5033.*

WR5809NP
No. 65-10345

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/10/99
PAGE: 5

=====

Comments: Date: 10/24/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 5033
Transfer No. 5033 adds points of diversion under Rights 65-10344,
65-10345 & 65-12607.

Audit: 04/02/86 04/30/88 CONVERT 09/18/89 CURTIS 03/27/97 STAYLOR
10/24/97 PSKAGGS 10/27/97 PSKAGGS

MEMORANDUM

TO: FILES 65-10344, 65-10345 & 65-12607

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER 5033

DATE: October 27, 1997

sk

=====

Transfer 5033 adds points of diversion to Rights 65-10344, 65-10345 and 65-12607. The three existing pump sites were developed under the separate rights over a period of time and by combining the system will maximize efficiency and water management options for the municipal system.

Recommended conditions include watermaster control, multiple points of diversion measuring devices & lockable controlling works, right-of-way, place of use, availability under Right 65-12607 and standard transfer conditions.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5033

RECEIVED

RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1
APR 25 1997 MAR 10 1997

MAR 07 1997

Department of Water Resources

WATER RESOURCES
WESTERN REGIONWATER RESOURCES
WESTERN REGIONName of applicant CITY OF McCALL Phone (208) 634-7142
Post Office Address P.O. BOX 2720, BOISE, IDAHO 83701

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes TO PROVIDE ALTERNATE POINTS OF DIVERSION FOR EXISTING WATER RIGHTS TO MAXIMIZE EFFICIENCIES AND MANAGEMENT OPTIONS IN THE DELIVERY OF WATER BY MUNICIPAL WATER PROVIDER FOR PRESENT AND IDENTIFIABLE ANTICIPATED FUTURE USES.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-------------------|-------------------|--------------------|------------------|------------------------------|
| * <u>65-12607</u> | <u>03/29/1983</u> | <u>5.85 3.88</u> | <u>Municipal</u> | <u>01/01</u> to <u>12/31</u> |
| <u>65-10345</u> | <u>06/01/1968</u> | <u>2.31</u> | <u>Municipal</u> | <u>01/01</u> to <u>12/31</u> |
| <u>65-10344</u> | <u>06/01/1918</u> | <u>5.13</u> | <u>Municipal</u> | <u>01/01</u> to <u>12/31</u> |
| | | | | to _____ |
- * 2. Total amount of water being transferred N/A 11.32 cubic feet per second and/or _____ acre-feet per annum.
- * 3. Source of water Big Payette Lake tributary to Payette River, North Fork
4. Point(s) of Diversion: Water Right Nos. 65-12607, 65-1035 and 65-10344 to be diverted from any or all of the following points of diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
* <u>2</u>		<u>SE</u>	<u>NW</u>	<u>8</u>	<u>18N</u>	<u>3E</u>	<u>VALLEY</u>	<u>SHORE LODGE</u>
* <u>3</u>		<u>SE</u>	<u>SE</u>	<u>4</u>	<u>18N</u>	<u>3E</u>	<u>VALLEY</u>	<u>DAVIS BEACH</u>
<u>2</u>		<u>NE</u>	<u>SW</u>	<u>9</u>	<u>18N</u>	<u>3E</u>	<u>VALLEY</u>	<u>LAKE STREET</u>

5. Lands irrigated or place of use: WITHIN CITY OF McCALL CITY LIMITS AND SURROUNDING SERVICE AREA:
Total: 12.79 CFS

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

* B1,2 RATE as licensed plus decreed
B3 per topographic map
" " " " " " " " " " " "

CORRECTIONS in Application
Approved by [Signature] 4/15/97

PART 1**6. General Information:**a. Description of diversion system: SEE ATTACHMENT A.b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of sue is changed pursuant to this transfer:

N/A

d. Remarks:

See Attachment A**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 65-12607 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice☐ Warranty Deed☐ Other N/A* 3. Source of water BIG PAYETTE LAKE tributary to PAYETTE RIVER, NORTH FORK4. Date or priority 03/29/1983

* 5. Water is used for the following purpose:

amount 5.35 3.88 for MUNICIPAL purposes from 01-01 to 12-31

(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

* 6. Total amount of water under right 5.35 3.88 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
* <u>2</u>		<u>SE</u>	<u>NW</u>	<u>8</u>	<u>18N</u>	<u>3E</u>	<u>VALLEY</u>	<u>SHORE LODGE</u>

5. Lands irrigated or place of use: WITHIN CITY OF McCALL'S MUNICIPAL SERVICE AREA

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total acres _____

9. Describe any other water rights used for the same purpose as described above 65-10345 (SEE ATTACHMENT A) AND 65-10344 (SEE ATTACHMENT A)

* as licensed

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? _____ If yes, describe SEE ATTACHMENT A

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount N/A for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total acres _____

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 65-10345 Decreed to CITY OF McCALL
 in case of THE PAYETTE RIVER BASIN ADJUDICATION
 dated MARCH 2, 1979 in GEM county of IDAHO
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other N/A

3. Source of water BIG PAYETTE LAKE tributary to _____

4. Date or priority 06/01/1968

5. Water is used for the following purpose:

amount 2.31 for MUNICIPAL purposes from 01-01 to 12-31
 (cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 2.31 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
<u>3</u>		<u>SE</u>	<u>SE</u>	<u>4</u>	<u>18N</u>	<u>3E</u>	<u>VALLEY</u>	<u>DAVIS BEACH</u>

5. Lands irrigated or place of use: WITHIN CITY OF McCALL'S MUNICIPAL SERVICE AREA

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total acres _____

9. Describe any other water rights used for the same purpose as described above 65-12607 (SEE ATTACHMENT A) AND 65-10344 (SEE ATTACHMENT A)

* AS decreed

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? _____ If yes, describe SEE ATTACHMENT A = Pages 12-13

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount N/A for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total acres _____

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 65-10344 Decreed to CITY OF McCALL
 in case of THE PAYETTE RIVER BASIN ADJUDICATION
 dated MARCH 2, 1979 in GEM county of IDAHO
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other N/A

3. Source of water BIG PAYETTE LAKE tributary to _____

4. Date or priority 06/01/1918

5. Water is used for the following purpose:

amount 5.13 for MUNICIPAL purposes from 01-01 to 12-31
 (cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 5.13 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
2		NE	SW	9	18N	3E	VALLEY	LAKE STREET

5. Lands irrigated or place of use: WITHIN CITY OF McCALL'S MUNICIPAL SERVICE AREA

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total acres _____

9. Describe any other water rights used for the same purpose as described above 65-12607 (SEE ATTACHMENT A) AND 65-10345 (SEE ATTACHMENT A)

* as decreed

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? _____ If yes, describe SEE ATTACHMENT A

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount N/A for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total acres _____

13 STATE OF IDAHO Trans
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**

SEE FIGURE 1 (ATTACHED HERETO).

SEE FIGURE 1 ATTACHED HERETO

(pg. 11)

SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3**B. CHANGES IN NATURE OF USE N/A**

1	<u>New Nature of use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe the effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.

CITY OF McCALL, IDAHO, AN IDAHO MUNICIPAL CORPORATION

BY: _____

William Killen, Mayor

Subscribed and sworn to before me this 4th day of March, 1997.

Linda Harris
(Notary Public)

My commission expires 3/18/2002**FOR DEPARTMENT USE ONLY**Transfer contains 13 pages and 0 attachments.* Received by KLT Date 3/7/97 Protest filed by _____Prelim. check by SL Fee \$100* Receipted by KLT Date 3/7/97 C038245Published in Idaho Statesman 4-17-97 & 24-97; Lewiston Tribune Post Copies of protest forwarded by _____Pub. dates 4-24-97, 1997; Star News republished 5-1-97-97 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd _____ by _____

Copy of transfer sent to lien holder _____

* SL per receipt, 3/26/97

This portion rescinded on cc kept e Regm while original corrections were being approved by city. Now this

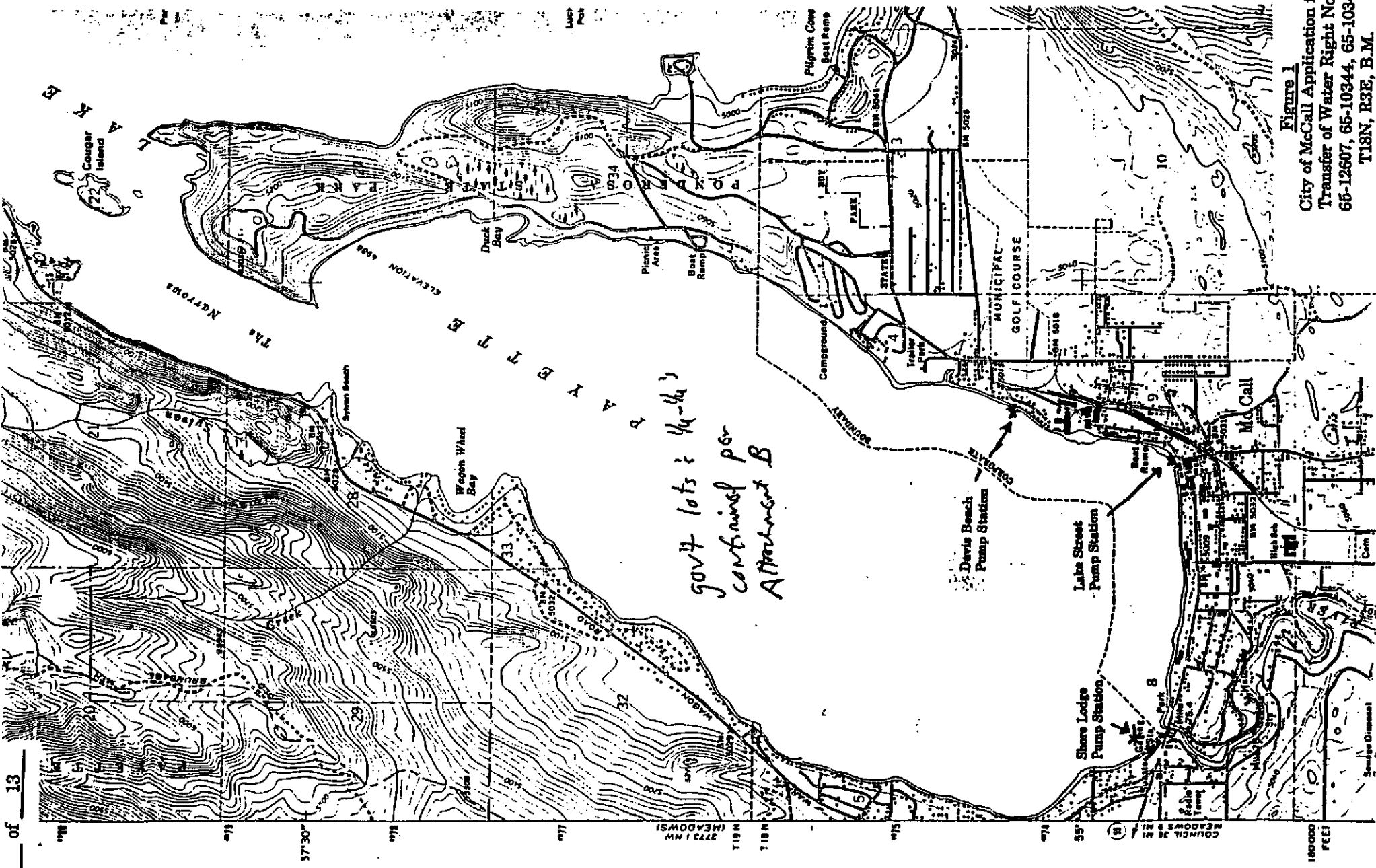


Figure 1
City of McCall Application for
Transfer of Water Right Nos.
65-12607, 65-10344, 65-10345
T18N, R3E, B.M.

ATTACHMENT A
**City of McCall Application for Transfer
of Water Right Nos. 65-12607, 65-10344, 65-10345**

PART 1, SECTION B, ITEM 6A

Description of Diversion System:

Water Right Nos. 65-12607 (Shore Lodge Pump Station), 65-10345 (Davis Beach Pump Station), and 65-10344 (Lake Street Pump Station) authorize a cumulative diversion rate from Big Payette Lake of 12.79 cubic feet per second ("cfs") or 5,735 gallon per minute ("gpm"). Water currently is pumped from three individual points of diversion into two pipelines to the City's Water Treatment Plant. Each pipeline is approximately 9,600 feet in length and has a 16-inch diameter. *

The Shore Lodge Pump Station uses a 40 horsepower, 4-stage turbine pump, a 50 horsepower, 2-stage turbine pump, and a 15 horsepower jockey pump with an 18-inch intake diameter. The Davis Beach Pump Station uses a 60 horsepower turbine pump, a 75 horsepower turbine pump, a 40 horsepower turbine pump and a 15 horsepower jockey pump with a 16-inch intake diameter. The Lake Street Pump Station uses two 50 horsepower turbine pumps and a 75 horsepower turbine pump with a 16-inch intake diameter. The locations of the existing pump stations and the proposed alternate points of diversion are shown on Figure 1.

PART 1, SECTION B, ITEM 6D (Remarks)

Proposed Diversion Rates.

The City's transfer application seeks to add the existing Shore Lodge, Davis Beach and Lake Street points of diversion as alternate points of diversion for Water Right Nos. 65-12607, 65-10345 and 65-10344, allowing the City to divert any or all of the water rights from any or all of the points of diversion. The transfer's purpose is to enhance the City's water management options, and to provide diversion and distribution efficiencies and redundancy. No change in the cumulative diversion rate under the City's three water rights of 12.79 cfs or 5,735 gpm is intended or would result from adding the alternate points of diversion. *

The City proposes to install a booster pump in the existing Shore Lodge Pumping Station to boost treated water to the City's western service area. Although the Shore Lodge pump will remain in place, the City proposes to divert the majority of its water from the Davis Beach and Lake Street points of diversion which would be upgraded to permit diversion rates at each station of up to 6.02 cfs or 2,700 gpm (12.04 cfs or 5,400 gpm total). The balance of the City's cumulative diversion rate *

* 11.32 cfs (5080 gpm) as licensed & decreed.

-JL 3/26/97

would be obtained from the Shore Lodge Pumping Station when and as needed to meet the City's peak and emergency demands, and for reasonably anticipated future needs.

The proposed additions of alternate points of diversion to the three City water rights will also improve the City's ability to provide for growth within its existing service area or extensions in its service area.

PART 2, SECTION A, ITEM 10

The City has continuously diverted and beneficially used water under its water rights for municipal purposes as needed, and subject to fluctuations in daily and seasonal water demand.