

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DISTRICT COURT - CSRBA
Fifth Judicial District
County of Twin Falls - State of Idaho
07/16/2020
JUL 20 2020
By _____ Clerk
Deputy Clerk

RIGHT NUMBER: 95-2094
NAME AND ADDRESS: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854-7538

SOURCE: GROUND WATER
QUANTITY: 1.250 CFS
200.00 AFY

TRIBUTARY:

Diversion of water from the additional wells authorized under Transfer 83909 located in Lot 1 (NENE), Sec. 2, T50N, R05W and NESE, Sec. 1, T50N, R06W shall not exceed a total combined maximum diversion rate of 8.92 cfs.

PRIORITY DATE: 12/19/1951

POINT OF DIVERSION: T51N R05W S27 SWSE Within KOOTENAI County
T51N R05W S27 SWSE Within KOOTENAI County
T51N R05W S34 NENE Within KOOTENAI County
T51N R05W S34 NWNE Within KOOTENAI County
T51N R05W S34 NWNE Within KOOTENAI County
T51N R05W S34 NWNW Within KOOTENAI County
T50N R05W S1 NWSW Within KOOTENAI County
T50N R05W S2 NENE Lot 1 Within KOOTENAI County
T50N R05W S2 NENE Lot 1 Within KOOTENAI County
T50N R05W S8 NWNW Lot 1 Within KOOTENAI County
T50N R05W S8 NWNW Lot 1 Within KOOTENAI County
T50N R05W S8 NWNW Lot 1 Within KOOTENAI County
T50N R06W S1 NESE Within KOOTENAI County
T50N R06W S1 NESE Within KOOTENAI County

This right does not grant any right-of-way or easement across the land of another.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	MUNICIPAL	01/01 12/31	1.250 CFS 200.00 AFY

PLACE OF USE:

Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.

To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right from the Manuel Schneidmiller Well located in T50N, R05W, S2, NWNE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Approval of Transfer 83909 does not preclude the opportunity for review of the validity of this water right in the ongoing Coeur d'Alene-Spokane River Basin Adjudication.

Failure of the right holder to comply with the conditions of Transfer No. 83909 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer No. 83909 by April 15, 2021.

When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.

When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.

The following rights are diverted through points of diversion described above: 95-2093, 95-2094, 95-2124, 95-2127, 95-2166, 95-4458, 95-4460, 95-7436, 95-7781, 95-8048, 95-8572, 95-8768, 95-8862, 95-9137, 95-9147, 95-15535, and 95-17224.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Right No. 95-4457 is also diverted through the point of diversion described in T51N, R05W, S34, NENE.

Right includes accomplished change in period of use pursuant to Idaho Code § 42-1425.

Right includes accomplished change in purpose of use pursuant to Idaho Code § 42-1425.

Right includes accomplished change in place of use pursuant to Idaho Code § 42-1425.

Right Nos. 95-2124, 95-2166, 95-4457, 95-4458, 95-4460, 95-7436, 95-7781, 95-8048, 95-8768, 95-8862, 95-9137, 95-9147, 95-15535, and 95-17224 are also diverted through the points of diversion described above.