

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
JUL 20 2020
By _____ Clerk
Deputy Clerk

RIGHT NUMBER: 95-8572
NAME AND ADDRESS: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854-7538

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.160 CFS
922.00 AFY

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: 04/07/1988

POINT OF DIVERSION:

~~T50N R05W S6 SWSE Within KOOTENAI County~~
~~T50N R05W S6 SESE 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~~
~~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~~

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	1.160 CFS 922.00 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.

~~Place of use is within the area served by the public water supply system of City of Post Falls. The place of use is generally located within Township 50 North, Range 5 West, Sections 6 and 7.~~

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. Idaho Code § 42-1412(6).

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.

~~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 management plan approved by the director for the RPGWMA.~~

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.

The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.

The water system described in this right has been assigned Public Water Supply ID 1280147 by the Idaho Department of Environmental Quality.

~~Point of Diversion Parcel Nos. P75260020030 & P75300070030~~