

RECEIVED

42-222-PO-17/1
MAY 28 2020STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

IDWR / APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the Application for Transfer Instructions for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split
☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. APPLICANT(S) City of Lewiston Phone 208-746-13162. MAILING ADDRESS P.O. Box 617; 215 D Street Suite B City LewistonState ID Zip 83501 Email crdavies@cityoflewiston.org

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 85-2099; 85-2131; 85-4017; 85-4019; 85-7015; 85-7158; 85-7601; 86-2032

- ☒ Attach a copy of the water right(s) as recorded, available at idwr.idaho.gov, Water Right Transfers, Step 1, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 6.0 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, Water Rights, Water Right Transfers, Modeling Resources.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y			SE	NE	7	35N	5W	Nez Perce	Groundwater	
N	2		SW	NE	36	36N	06W	Nez Perce	Groundwater	
N	3		SW	NW	32	36N	05W	Nez Perce	Groundwater	
N	6		SW	NW	32	36N	05W	Nez Perce	Groundwater	
N	4		SW	NE	12	35N	06W	Nez Perce	Groundwater	
N			SE	SE	12	35N	06W	Nez Perce	Groundwater	
N			NE	SE	1	35N	06W	Nez PERce	Groundwater	

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

24 inch well with a 450-500 HP pump. See attached preliminary engineering report for Well 7.

- b. Who owns the property at the point(s) of diversion? City of Lewiston

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

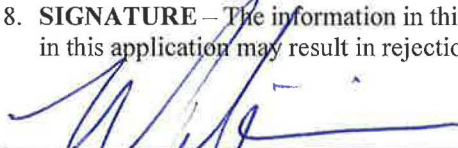
If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. You may create a map at idwr.idaho.gov, *Water Rights*, *Water Right Transfers*, *File a Transfer Application*, *Step 2C*.

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.


Signature of applicant or authorized agent

Michael Collins, Mayor
Print name and title if applicable

04/13/20
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. **FEE** – ☒ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of \$50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, *Water Right Transfers*, *Step 4* and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date _____

Fee paid 900⁰⁰ Date 5-28-2020 Received by Ja Receipt # N036106

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)



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WATER RIGHT REPORT

3/19/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 85-2099

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF LEWISTON PO BOX 617 LEWISTON, ID 83501 2087437461

Priority Date: 08/06/1953

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1 /01	12/31	2.67 CFS	
Total Diversion			2.67 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESE	Sec. 01	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SESE	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWNE Lt 6	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNW Lt 3	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNE Lt 2	Sec. 36	Township 36N	Range 06W	NEZ PERCE County

Place(s) of use: [Large POU Info](#)

Conditions of Approval:

- 124 Place of use is within the service area of the City of Lewiston municipal water supply system as provided for under Idaho Law.
- 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.
- T07 The right holder shall accomplish the change authorized by this transfer within one 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.

5. T19 Pursuant to Section 42-1412, 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.

Dates:

Licensed Date:

Decreed Date: 08/18/2005

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



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WATER RIGHT REPORT

3/19/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 85-2131

Owner Type	Name and Address
Current Owner	CITY OF LEWISTON PO BOX 617 LEWISTON, ID 83501 2087437461

Priority Date: 09/25/1964

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
MUNICIPAL	1 /01	12/31	3.9 CFS	
Total Diversion			3.9 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESE	Sec. 01	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SESE	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWNE Lt 6	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNW Lt 3	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNE Lt 2	Sec. 36	Township 36N	Range 06W	NEZ PERCE County

Place(s) of use: [Large POU Info](#)

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6. 004 This right does not grant any right-of-way or easement across the land of another.

Dates:

Licensed Date:

Decreed Date: 08/18/2005

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



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WATER RIGHT REPORT

3/19/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 85-4017

Owner Type	Name and Address
Current Owner	CITY OF LEWISTON PO BOX 617 LEWISTON, ID 83501 2087437461

Priority Date: 06/01/1962

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
MUNICIPAL	01/01	12/31	4 CFS	
Total Diversion			4 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESE	Sec. 01	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SESE	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWNE Lt 6	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNW Lt 3	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNE Lt 2	Sec. 36	Township 36N	Range 06W	NEZ PERCE County

Place(s) of use: [Large POU Info](#)

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6. 004 This right does not grant any right-of-way or easement across the land of another.

Dates:

Licensed Date:

Decreed Date: 08/18/2005

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



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WATER RIGHT REPORT

3/19/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 85-4019

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF LEWISTON PO BOX 617 LEWISTON, ID 83501 2087437461

Priority Date: 07/01/1960

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	12/31	2.3 CFS	
Total Diversion			1.5 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESE	Sec. 01	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SESE	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWNE Lt 6	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNW Lt 3	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNE Lt 2	Sec. 36	Township 36N	Range 06W	NEZ PERCE County

Place(s) of use: [Large POU Info](#)

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6. 004 This right does not grant any right-of-way or easement across the land of another.

Dates:

Licensed Date:

Decreed Date: 08/18/2005

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



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WATER RIGHT REPORT

3/19/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 86-4032

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF LEWISTON PO BOX 617 LEWISTON, ID 83501 2087437461

Priority Date: 06/01/1951

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	12/31	1 CFS	
Total Diversion			1 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESE	Sec. 01	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SESE	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWNE Lt 6	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNW Lt 3	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNE Lt 2	Sec. 36	Township 36N	Range 06W	NEZ PERCE County

Place(s) of use: [Large POU Info](#)

Conditions of Approval:

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4. 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.

5. T19 Pursuant to Section 42-1412(j), 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.

Dates:

Licensed Date:

Decreed Date: 02/24/2005

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



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WATER RIGHT REPORT

3/19/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 85-7015

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF LEWISTON PO BOX 617 LEWISTON, ID 83501 2087437461

Priority Date: 01/15/1970

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	6 /01	10/01	0.85 CFS	
Total Diversion			0.85 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESE	Sec. 01	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SESE	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWNE Lt 6	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNW Lt 3	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNE Lt 2	Sec. 36	Township 36N	Range 06W	NEZ PERCE County

Place(s) of use: [Large POU Info](#)

Conditions of Approval:

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6. 004 This right does not grant any right-of-way or easement across the land of another.

Dates:

Licensed Date:

Decreed Date: 08/18/2005

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



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WATER RIGHT REPORT

3/19/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 85-7158

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF LEWISTON PO BOX 617 LEWISTON, ID 83501 2087437461

Priority Date: 06/23/1977

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	5 / 01	9 / 30	1.38 CFS	
Total Diversion			1.38 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESE	Sec. 01	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SESE	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWNE Lt 6	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNW Lt 3	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNE Lt 2	Sec. 36	Township 36N	Range 06W	NEZ PERCE County

Place(s) of use: [Large POU Info](#)

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6. 004 This right does not grant any right-of-way or easement across the land of another.

Dates:

Licensed Date:

Decreed Date: 08/18/2005

Permit Proof Due Date: 8/1/1982

Permit Proof Made Date: 1/1/1900

Permit Approved Date: 8/30/1977

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



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WATER RIGHT REPORT

3/19/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 85-7601

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF LEWISTON PO BOX 617 LEWISTON, ID 83501 2087437461

Priority Date: 05/27/1994

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	4 / 01	9 / 30	1.11 CFS	
Total Diversion			1.11 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESE	Sec. 01	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SESE	Sec. 12	Township 35N	Range 06W	NEZ PERCE County
GROUND WATER	SWNE Lt 6	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNW Lt 3	Sec. 32	Township 36N	Range 05W	NEZ PERCE County
GROUND WATER	SWNE Lt 2	Sec. 36	Township 36N	Range 06W	NEZ PERCE County

Place(s) of use: [Large POU Info](#)

Conditions of Approval:

1. 124 Place of use is within the service area of the City of Lewiston municipal water supply system as provided for under Idaho Law.
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. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. 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.

5. T19 Pursuant to Section 42-1412, 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.

Dates:

Licensed Date: 07/08/2013

Decreed Date:

Permit Proof Due Date: 6/1/1999

Permit Proof Made Date: 12/24/1998

Permit Approved Date: 7/21/1994

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 04/28/1994

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

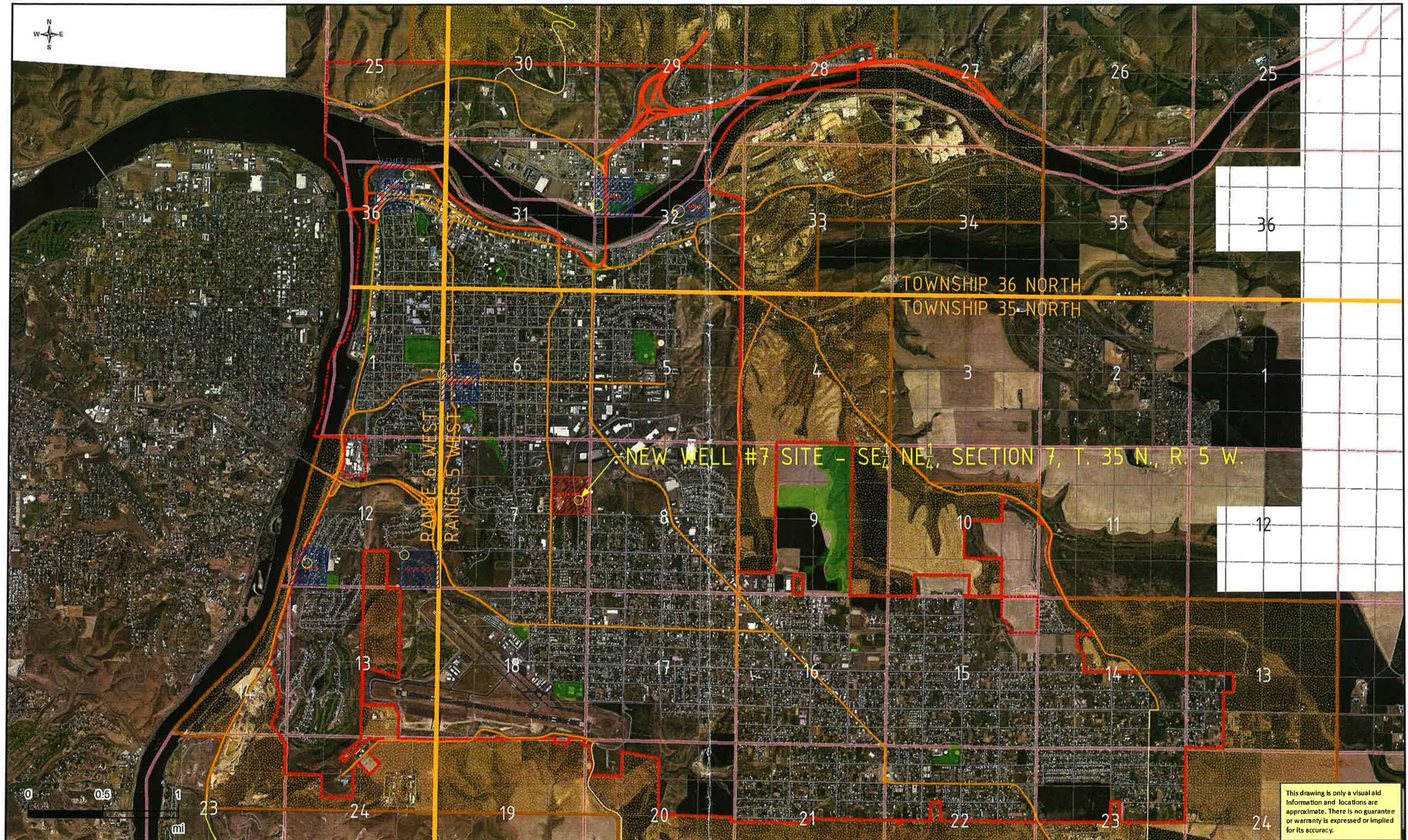


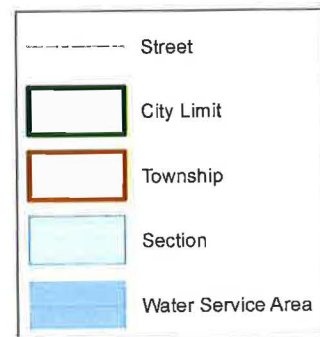
City of Lewiston
Public Works Department

ITEM 7



1 inch = 3,000 feet







State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN Region • 7600 N MINERAL DR STE 100 • COEUR D ALENE, ID 83815-7763
Phone: (208)762-2800 • Fax: (208)769-2819 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

July 8, 2020

CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

RE: Transfer No. 84206

Water Right No(s). 85-2099, 85-2131, 85-4017, 85-4019, 85-7015, 85-7158, 85-7601, 86-4032

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 LEWISTON TRIBUNE on 7/16/2020 and 7/23/2020. 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 this office if you have any questions regarding the application.

Sincerely,

Tammy Alleman
Administrative Assistant

CC:
CANDICE M MC HUGH
MC HUGH BROMLEY PLLC
380 S 4TH ST STE 103
BOISE, ID 83702

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, July 9, 2020 4:06 PM
To: 'Sujata.Connell@deq.idaho.gov'; LPGWAC (alisont@co.nezperce.id.us)
Subject: Request for Comments for Transfer 84206 for WR#85-2099

Dear Interested Agencies:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Water Right applications. You can find copies of the applications at: <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of the application(s), you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication. The deadline for comments on the applications is August 3, 2020.

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the applications.

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800
Fax (208) 762-2819*

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, July 8, 2020 1:03 PM
To: 'legals@lmtribune.com'
Subject: Legal Notice
Attachments: Lewiston Tribune(Statewide) Legal Notice for 84203, 84206 & 96-9705.docx

Please publish the enclosed legal notice in the Lewiston Tribune on the dates indicated July 16th & July 23rd, 2020 (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately. Please send a proof once you have the article ready for print for our review.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before **August 3, 2020**. Your cooperation is appreciated.

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800
Fax (208) 762-2819*

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84203**

CITY OF LEWISTON, PO BOX 617, LEWISTON, ID 83501 has filed Application No. 84203 for changes to the following water rights within NEZ PERCE County(s): Right No(s). 86-4034A, 86-4034B, 86-7090; 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:

This transfer proposes to correct the City of Lewiston's surface water rights 86-4034 A, 86-4034 B, and 86-7090 to show the correct location and number of points of diversions.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84206**

CITY OF LEWISTON, PO BOX 617, LEWISTON, ID 83501 has filed Application No. 84206 for changes to the following water rights within NEZ PERCE County(s): Right No(s). 85-2099, 85-2131, 85-4017, 85-4019, 85-7015, 85-7158, 85-7601, 86-4032; 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:

This transfer proposes to add a well to the City of Lewiston's existing groundwater rights in the SENE of Section 7, Twp 35N, Rge 05W.

The following application has been filed to appropriate the public waters of the State of Idaho:

96-9705

AVISTA CORP
PO BOX 3727, MSC-1
SPOKANE, WA 99220-3727
Point of Diversion NESE
S27 T55N R03E
BONNER County
Source CLARK FORK RIVER
Tributary LAKE PEND OREILLE
Point of Diversion NWSE
S27 T55N R03E
BONNER County
Source CLARK FORK RIVER
Tributary LAKE PEND OREILLE
Point of Diversion SWNE
S27 T55N R03E
BONNER County
Source CLARK FORK RIVER
Tributary LAKE PEND OREILLE
Point of Diversion SENE
S27 T55N R03E
BONNER County
Source CLARK FORK RIVER
Tributary LAKE PEND OREILLE
Use: POWER
01/01 to 12/31
Total Diversion: 3300 CFS
Date Filed: 06-07-2018
Place Of Use: POWER
T55N R03E S27
NESE,NWSE,SWNE,SENE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208)762-2800; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222 and 42-203A. Any protest against the proposed changes or the approval of the application must be filed with the Department of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D'ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 8/3/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/16/2020 and 7/23/2020

MEMORANDUM

To: Application for Transfer of Water Right No. 84206

From: Adam Frederick

Date: 7/6/2020

Re: Application for Transfer of Water Right.

An application for transfer was received from the City of Lewiston on May 28, 2020. During data entry it was determined there was a typo with one of the water rights listed, 86-2032. The proof reports submitted showed the actual water right as 86-4032. Because it was a typo and the proof report shows the correct water right, there will be no need to have the applicant correct it.

MEMORANDUM

Date: July 6, 2020

To: Transfer 84206

From: Adam Frederick AF

Re: Legal Notice Remarks

This transfer proposes to add a well to the City of Lewiston's existing groundwater rights in the SENE of Section 7, Twp 35N, Rge 05W.

MEMORANDUM

Date: July 2, 2020

To: Transfer 84200

From: Adam Frederick Af

Re: Legal Notice Remarks

The applicant proposes to move a point of diversion from L4(NWNW) of Section 3, Twp 51N, Rge 04W to L2(NWNE) of Section 3, Twp 51N, Rge 04W.