

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 Rigby Phone 208-745-8111

2. MAILING ADDRESS 158 W Fremont Ave City Rigby

State ID Zip 83442 Email

- ☐ 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) 25-4009, 25-4010, 25-4011, 25-7523, 25-10496

- ☒ 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 13.11 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*.

[illegible]

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:

The new well will be connected to the city municipal system through new extensions to the water lines. A measuring device will be installed at the new well location.

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

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)?

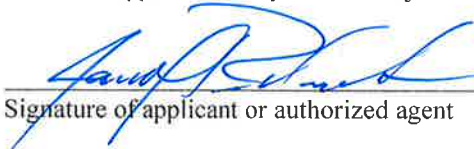
If yes, describe:

- 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

JASON RICHARDSON, MAYOR
Print name and title if applicable

7/3/19
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 1540.⁰⁰ Date 7/9/19

Received by SC Receipt # 2045151

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)



WATER RIGHT REPORT

6/25/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 25-4009

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF RIGBY 158 W FREMONT AVE RIGBY, ID 83442 2087458111

Priority Date: 02/01/1947

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	2.8 CFS	
Total Diversion			2.8 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SESE	Sec. 17	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	SWNW Lt 2	Sec. 18	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	NWSESW	Sec. 18	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	NWNENW	Sec. 19	Township 04N	Range 39E	JEFFERSON County

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

Conditions of Approval:

- 124 Place of use is within the service area of the City of Rigby 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 illustration purposes.

3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 115 Prior to the diversion and use of water under Transfer approval 75169, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
6. 004 This right does not grant any right-of-way or easement across the land of another.
7. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. F06 The following rights are diverted through point(s) of diversion described above: 25-4009, 25-4010, 25-4011, 25-7523, 25-10496.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. 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.
11. T19 Pursuant to Section 42-1412(6), 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.

Dates:

Licensed Date:

Decreed Date: 09/30/2005

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: 120

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:



WATER RIGHT REPORT

6/25/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 25-4010

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF RIGBY 158 W FREMONT AVE RIGBY, ID 83442 2087458111

Priority Date: 12/31/1920

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	1.45 CFS	
Total Diversion			1.45 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SESE	Sec. 17	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	SWNW Lt 2	Sec. 18	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	NWSESW	Sec. 18	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	NWNENW	Sec. 19	Township 04N	Range 39E	JEFFERSON County

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

Conditions of Approval:

- 124 Place of use is within the service area of the City of Rigby 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 illustration purposes.

3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 115 Prior to the diversion and use of water under Transfer approval 75169, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
6. 004 This right does not grant any right-of-way or easement across the land of another.
7. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. F06 The following rights are diverted through point(s) of diversion described above: 25-4009, 25-4010, 25-4011, 25-7523, 25-10496.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. 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.
11. T19 Pursuant to Section 42-1412(6), 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.

Dates:

Licensed Date:

Decreed Date: 09/30/2005

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: 120

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:



WATER RIGHT REPORT

6/25/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 25-4011

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF RIGBY 158 W FREMONT AVE RIGBY, ID 83442 2087458111

Priority Date: 12/31/1961

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	2.45 CFS	
Total Diversion			2.45 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SESE	Sec. 17	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	SWNW Lt 2	Sec. 18	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	NWSESW	Sec. 18	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	NWNENW	Sec. 19	Township 04N	Range 39E	JEFFERSON 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 Rigby 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 illustration purposes.

3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 115 Prior to the diversion and use of water under Transfer approval 75169, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
6. 004 This right does not grant any right-of-way or easement across the land of another.
7. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. F06 The following rights are diverted through point(s) of diversion described above: 25-4009, 25-4010, 25-4011, 25-7523, 25-10496.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. 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.
11. T19 Pursuant to Section 42-1412(6), 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.

Dates:

Licensed Date:

Decreed Date: 09/30/2005

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: 120

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:



WATER RIGHT REPORT

6/25/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 25-7523

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF RIGBY 158 W FREMONT AVE RIGBY, ID 83442 2087458111

Priority Date: 06/09/1989

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	01/01	12/31	2.51 CFS	
Total Diversion			2.51 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SESE	Sec. 17	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	SWNW Lt 2	Sec. 18	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	NWSESW	Sec. 18	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	NWNENW	Sec. 19	Township 04N	Range 39E	JEFFERSON County

Licensed Diversion Capacity: 2.51

Place(s) of use: Large POU Info

Conditions of Approval:

- 124 Place of use is within the service area of the City of Rigby 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 illustration purposes.

3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 115 Prior to the diversion and use of water under Transfer approval 75169, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
6. 004 This right does not grant any right-of-way or easement across the land of another.
7. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
8. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. F06 The following rights are diverted through point(s) of diversion described above: 25-4009, 25-4010, 25-4011, 25-7523, 25-10496.
10. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. 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.

Dates:

Licensed Date: 04/09/1994

Decreed Date:

Permit Proof Due Date: 2/1/1991

Permit Proof Made Date: 12/11/1990

Permit Approved Date: 1/23/1990

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: 06/09/1989

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 120



WATER RIGHT REPORT

6/25/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 25-10496

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF RIGBY 158 W FREMONT AVE RIGBY, ID 83442 2087458111

Priority Date: 12/31/1958

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	3.9 CFS	
Total Diversion			3.9 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SESE	Sec. 17	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	SWNW Lt 2	Sec. 18	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	NWSESW	Sec. 18	Township 04N	Range 39E	JEFFERSON County
GROUND WATER	NWNENW	Sec. 19	Township 04N	Range 39E	JEFFERSON County

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

Conditions of Approval:

- 124 Place of use is within the service area of the City of Rigby 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 illustration purposes.

3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
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Dates:

Licensed Date:

Decreed Date: 09/30/2005

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: 120

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Eastern Snake Plain Aquifer Modeling Analysis

City of Rigby

The Applicant proposes to add a fifth point of diversion to the City municipal water rights to distribute the system more efficiently. The points of diversion currently include four wells located within adjacent cells. Since the system is operated together and all water rights are appurtenant to all four wells, the best representation of the diversion of water is through a weighted centroid. The existing wells, their grid cell locations, and their pumping capacity are shown in Table 1. The weighted centroid is located in R65 C172.

The proposed well location is south of the existing wells, in R67 C172. With the addition of Well 5, the centroid shifts to R66 C172. Table 2 shows Post-Transfer wells described. See Figure 1 for a map of all wells and centroids on the Model Grid.

Table 1. Pre-Transfer Wells

Well No.	Grid Cell	Capacity (gpm)
1	R65 C172	2100
2	R65 C172	1150
3	R65 C172	2050
4	R66 C173	1875
Centroid	R65 C172	

Table 2. Post-Transfer Wells

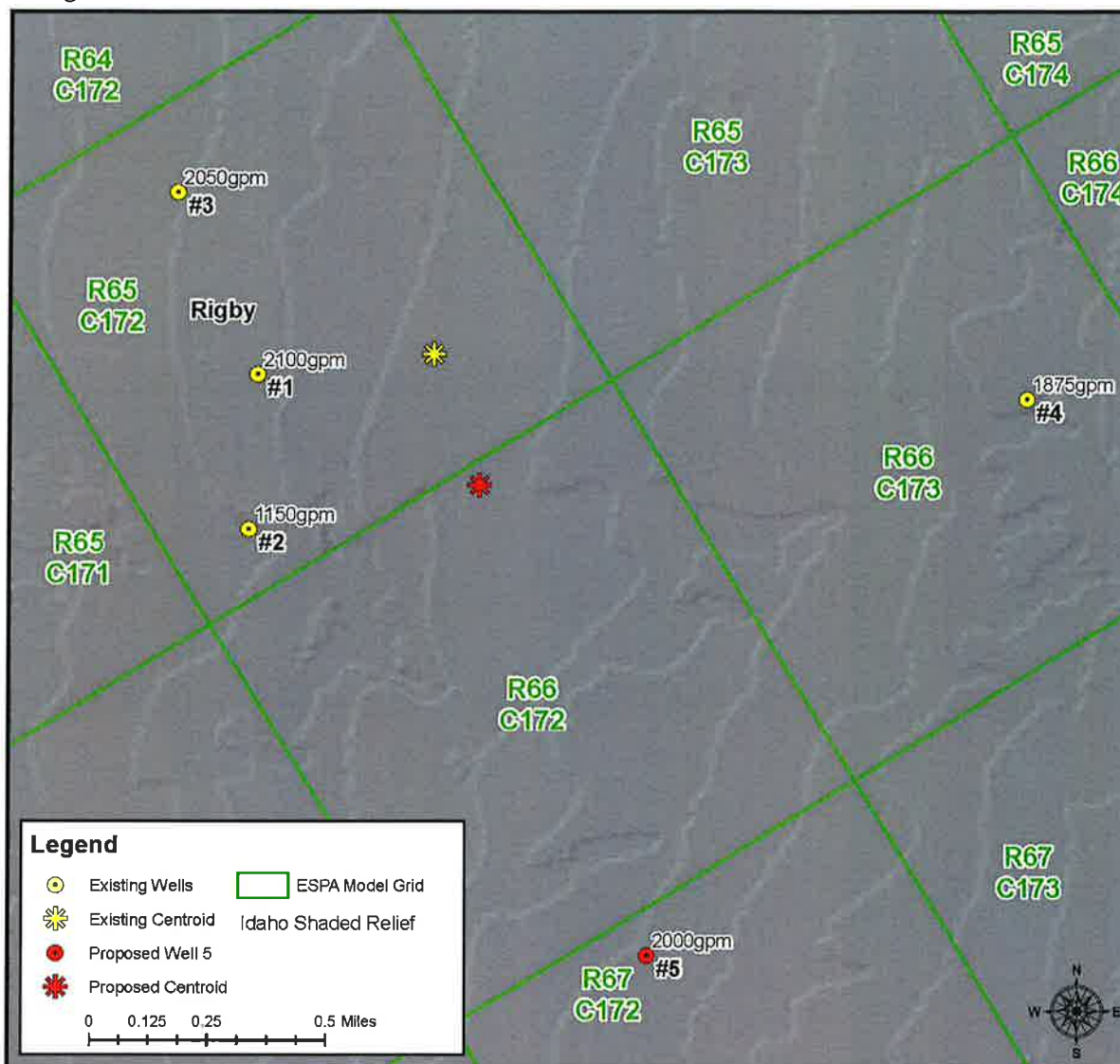
Well No.	Grid Cell	Capacity (gpm)
1	R65 C172	2100
2	R65 C172	1150
3	R65 C172	2050
4	R66 C173	1875
5	R67 C172	2000
Centroid	R66 C172	

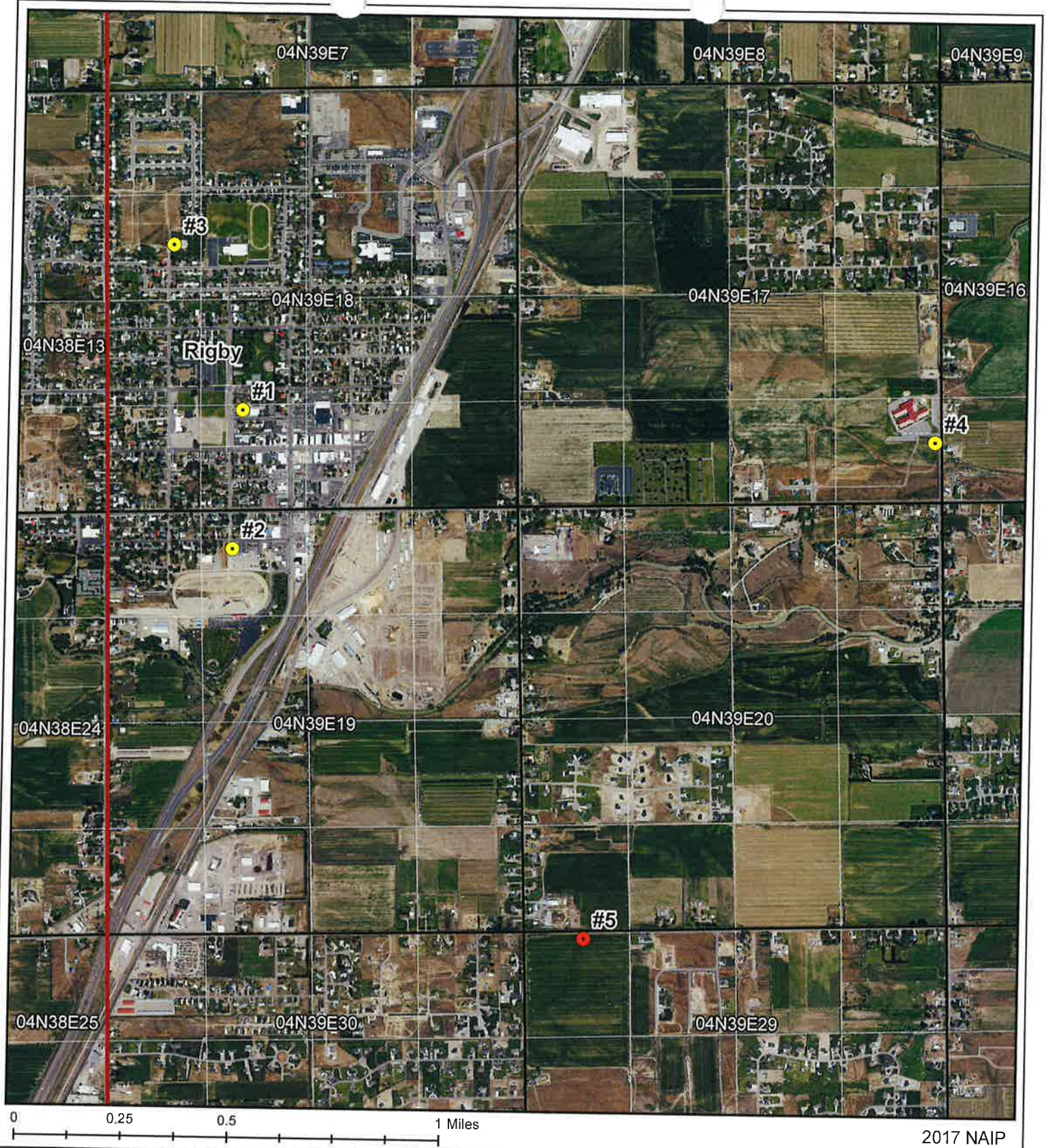
For the purposes of this modeling, the TO and FROM wells would be described as follows:

TO Well	Post-Transfer Centroid	R66 C172
FROM Well 1	Pre-Transfer Centroid	R65 C172

The TO and FROM wells are in adjacent cells. According to IDWR policy, modeling is not required when the TO and FROM locations are adjacent.

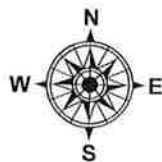
Figure 1. Wells shown on Model Grid





Legend

- Existing Wells QQ
- Proposed Well 5
- Twp & Rng
- Section



Application for Transfer - POD

City of Rigby

RMEA #19-0041

by: KM

Date: 7/2/2019



83449