



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

RECEIVED

MAR 28 1984

Department of Water Resources
Eastern District Office

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

March 23, 1984

RE: Transfer of Water Right No. 11-2092

City of Soda Springs
9 West Second South
Soda Springs, ID 83276

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2972). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

Transfer No. 2972

Water Right No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant City of Soda Springs Phone 208/547-2151
Post Office address 9 West Second South, Soda Springs, ID 83276

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)
- b. License No. 11-2092 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Soda Creek tributary to Bear River4. Date of priority 6/25/32 J.S.

5. Water is used for the following purposes:

amount 48 cfs for power generation purposes from January 1 to December 31
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 48 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 6
Township 9 South Range 42 East, B.M., in Caribou County
Additional points of diversion, if any _____

8. ~~Where irrigated~~ Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	42E	7						X											48 cfs

Total number of acres to be irrigated N/A9. Describe any other water rights used for the same purpose as described above The City also holds water rights # 11-495, 11-2091, 11-2133, 11-2156, and 11-2161 for power generation

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B). N/A

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted _____ 48 _____ c.f.s. &/or _____ acre feet
- b. Description of diverting works Existing concrete diversion dam. The City currently
diverts right No. 11-495 at this location.
- c. Describe the reasons for the proposed changes The City is proposing replacement of
existing Powerplant No. 1 and No. 2 with a new Powerplant (No. 5) located
near Powerplant No. 2. Powerplant No. 5 will use the combined water rights
for Plant No. 1 (11-495) and Plant No. 2 (11-2092).

2. Change in point of diversion

Point of diversion _____ NW _____ $\frac{1}{4}$ _____ NW _____ $\frac{1}{4}$, Section _____ 6 _____ Township _____ 9 South
Range _____ 42 East _____, B.M., _____ Caribou _____ County
Additional points _____

3. Change in place of use

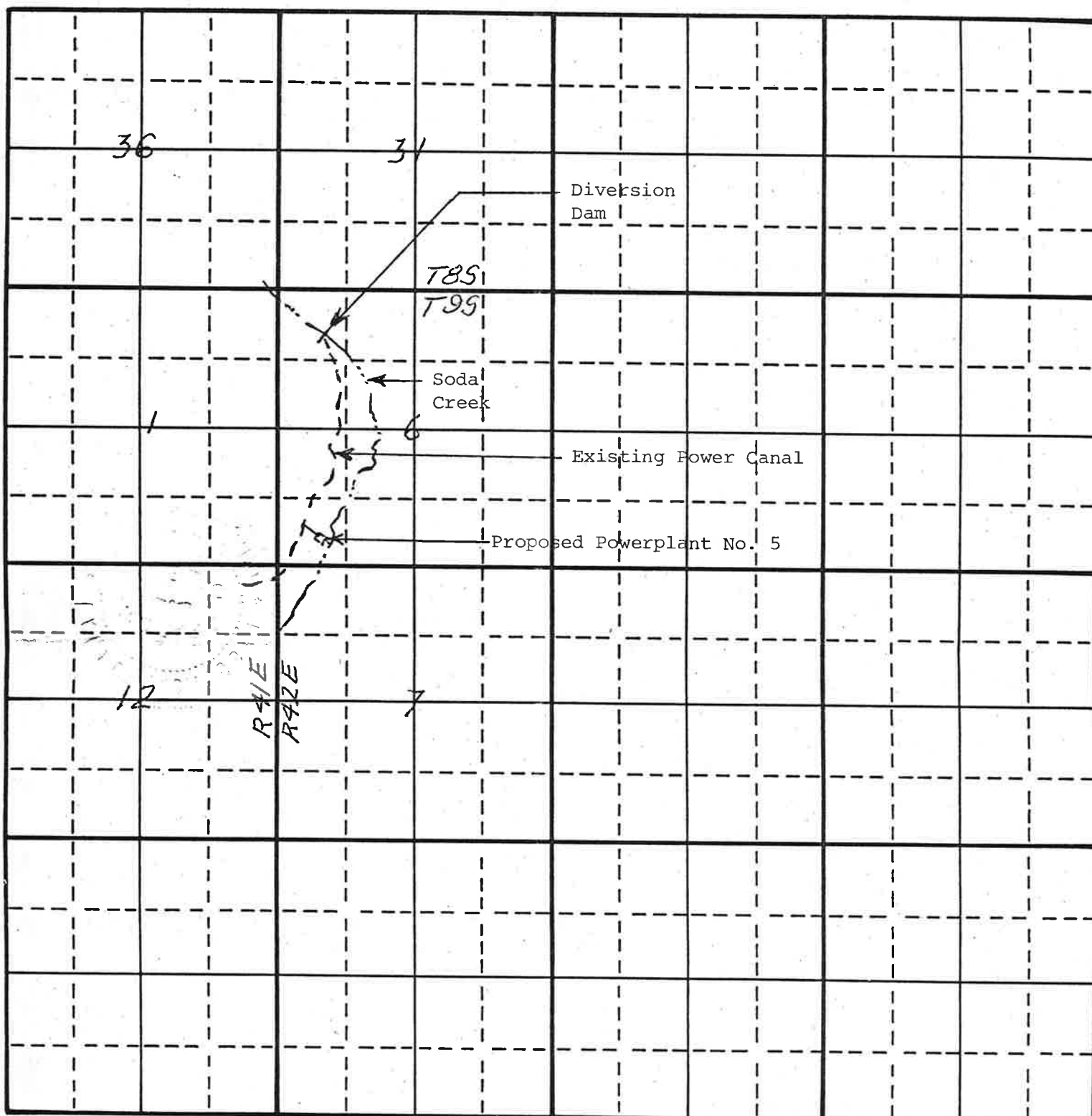
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X _____. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
N/A

c. Describe the land or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	42E	6											X						48 cfs

Total number of acres to be irrigated N/A

- Describe any other water rights used for the same purpose as described above. Water right No. 11-495 is currently diverted at the same point.
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



D. REMARKS

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 willfull misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 9th day of November, 19 83

(Signature of Applicant)
(Signature of Applicant)

(Notary Public)
(Notary Public)

My commission expires Lifetime

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 11-2092
and said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works. 2. Use of water under this right is subject to control by the watermaster of State Water District No. 11-B, Soda Creek.

Witness my hand this 23rd day of March, 19 84

(Signature)
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>CU</u>	Date <u>12-07-83</u>	Protest filed by _____
Prelim. check by <u>CFR</u>	Fee <u>30.00</u>	_____
Receipted by <u>BP</u>	Date <u>12/8/83</u> # <u>29763</u>	_____
Published in <u>Caribou County Sun</u>	Copies of protest forwarded by _____	
Pub. dates <u>12/22 & 12/29/83</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
<u>12-19-83</u> rec'd. <u>1-8-84</u>	by <u>EMC gni</u>	