

T5081 WOODVILLE WATER & SEWER

RECEIVED

AUG 28 1997

Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5081
WATER RIGHT CLAIM NO. A35-11318

This is to certify that: WOODVILLE WATER & SEWER DISTRICT
724 E 1540 N
SHELLEY ID 83274

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.04 CFS	0.4 AF
DOMESTIC	01/01 to 12/31	0.35 CFS	32.3 AF
	Totals	*0.35 CFS	*32.7 AF

SOURCE

GROUNDWATER

Priority: 08/01/1953

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 17, Township 01N, Range 37E
Lot 4(NESW), Sec. 17, Township 01N, Range 37E
BINGHAM County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

01N 37E 17 Lot 4(NWSW)

PLACE OF USE: DOMESTIC

TWN RGE SEC

01N 37E 17	SWNE	SWNW	SENE
	Lot 4(NESW)	Lot 4(NWSW)	
18	SENE	Lot 7(NESE)	

CONDITIONS OF APPROVAL AND REMARKS

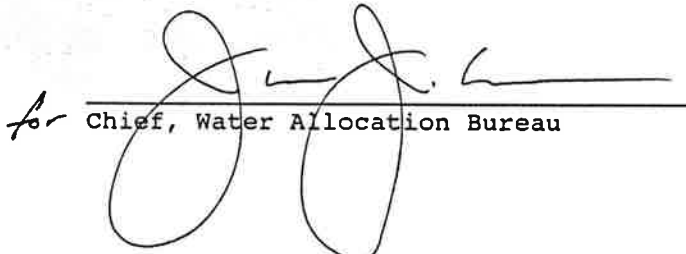
1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

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CONDITIONS OF APPROVAL AND REMARKS

3. Approval of this transfer in no way confirms the right(s) claimed.
4. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- *9. The total instantaneous diversion of water from all points of diversion under Transfer No. 5081 shall not exceed 0.35 cfs, nor total combined annual volume of 32.7 af.
10. The water use under this right is located within the ESPA East Water Measurement District.
11. Place of use is located within the unincorporated townsite of Woodville.
12. Commercial use is for a store.

Dated this 4TH day of August, 1997.


for Chief, Water Allocation Bureau

MEMORANDUM

TO: FILE NO. A35-11318
FROM: PAM SKAGGS/STATE OFFICE
SUBJECT: TRANSFER NO. 5081
DATE: August 1, 1997

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Transfer No. 5081 adds a point of diversion under SRBA Claim No. A35-11318. This right serves as a community system and DEQ requirements require a second well for back-up purposes.

The use was verified by SRBA field inspection and the volumes for each use are as recommended. The government lots were added according to the plat map rather than the adjudication recommendation because both the NESW and NWSW, Section 17 are located within Lot 4.

Recommended conditions include drilling permit requirements, multiple points of diversion/measuring devices, future annual reporting, non-confirmation of claims, right-of-way and standard transfer conditions.

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Woodville Water & Sewer Dist. Phone 208-357-3249
Post Office address 724 E 1540 N Shilly Idaho 83274

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes DEQ requires that community systems have two points of diversion - one as a primary source & a backup source

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ae-ft)	Nature of Use	Period of Use
<u>A35-11318</u>	<u>08/01/1953</u>	<u>0.35</u>	<u>Municipal</u>	<u>1 Jan to 31 Dec</u>
		<u>0.35</u>	<u>Domestic</u>	<u>" to "</u>
		<u>0.04</u>	<u>Commercial</u>	<u>" to "</u>

2. Total amount of water being transferred 0.35 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SW		17	1N	37E	Bingham	(new well - to be primary)
SW	SW	NW		17	1N	37E	Bingham	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
01N	37E	17			PR				PR	PR	PR	PR							
01N	37E	17											C						
		18				PR									PR				

Total acres _____

PART 1

6. General Information:

a. Description of diversion system well & pump & distribution system for
the "village" of Woodville

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes / No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

none

d. Remarks:

The name of the "Woodville well water co" has been changed
to the "Woodville water & sewer district".

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Claim No. A35-11318

STAGE: BENEFICIAL USE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
COMMERCIAL	01/01 to 12/31	0.04 CFS
DOMESTIC	01/01 to 12/31	0.35 CFS
	Totals	0.35 CFS

SOURCE

GROUNDWATER

Priority: 08/01/1953

LOCATION OF POINT(S) OF DIVERSION:SWSWNW , Sec. 17, Township 01N, Range 37E
BINGHAM CountyPLACE OF USE: COMMERCIALTWN RGE SEC

01N 37E 17 NWSW

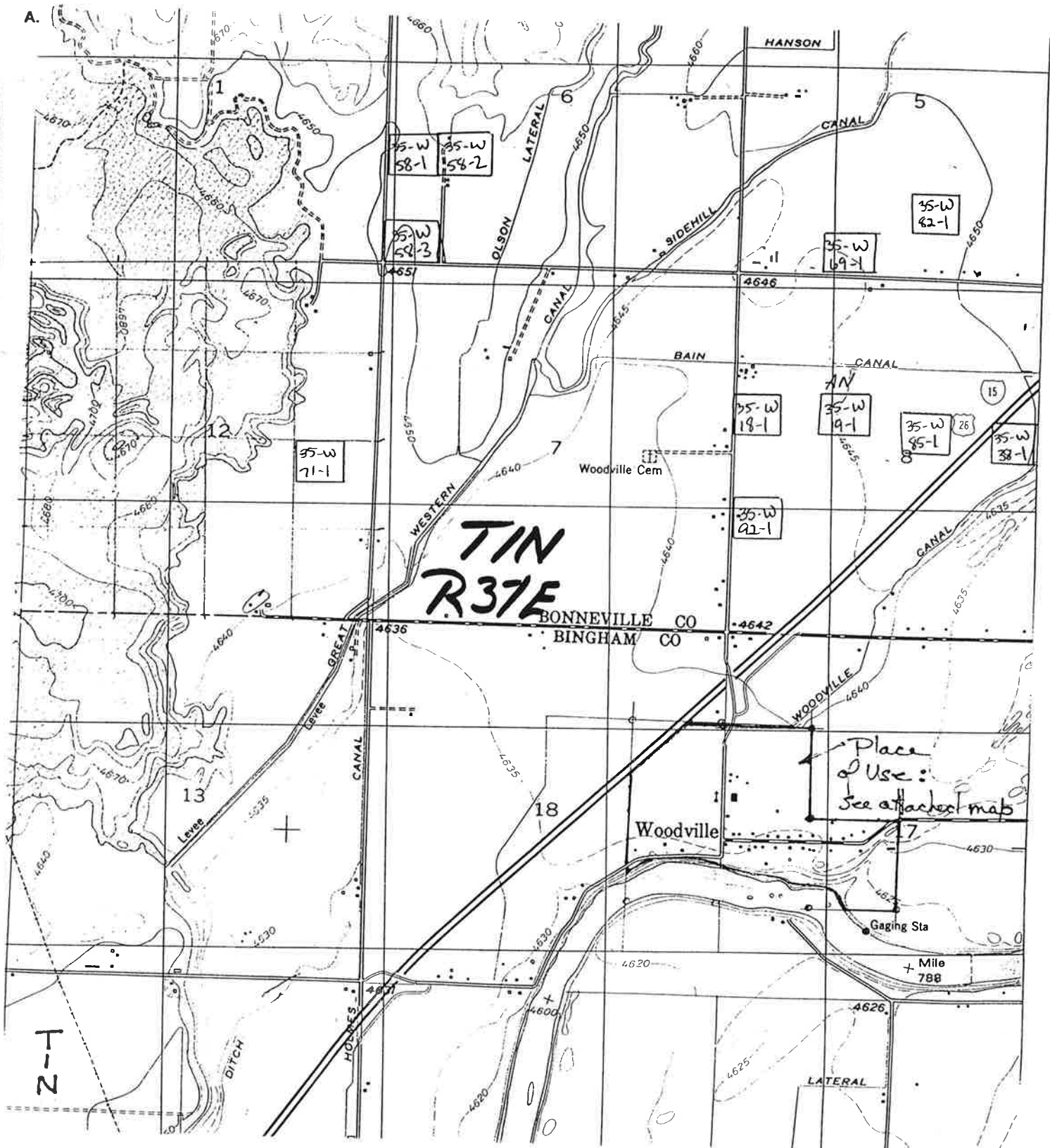
PLACE OF USE: DOMESTICTWN RGE SEC

01N 37E 17	SWNE	SWNW	SENW
	NESW	NWSW	
18	SENE	NESE	

CONDITIONS/REMARKS:

1. THE PLACE OF USE IS OWNED BY THE INDIVIDUAL HOME OWNERS THAT LIVE IN THE COMMUNITY OF WOODVILLE. THE SYSTEM ALSO PROVIDES WATER TO COMMUNITY CHURCH AND FACKRELL'S CASH STORE.

STATE OF IDAHO
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APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3



PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2: Quantity and quality of return flows and location of discharge:

3: Describe effects on other water uses resulting from the proposed change:

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

X [Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 16 day of April, 19 97

[Signature]
(Notary Public)

My commission expires 12-5-97

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and attachments

Received by DC Date 4/16/97 Protest filed by

Prelim. check by Fee \$100 E023120

Receipted by DC Date 4-16-97

Published in Morning News Copies of protest forwarded by

Pub. dates May 22 & 29, 1997 Hearing held by Date

Watermaster recommendation requested on Recommended for ☐ approval ☐ denial

 rec'd. by

Copy of transfer sent to lien holder