

**T5429 WOODVILLE WATER & SEWER**

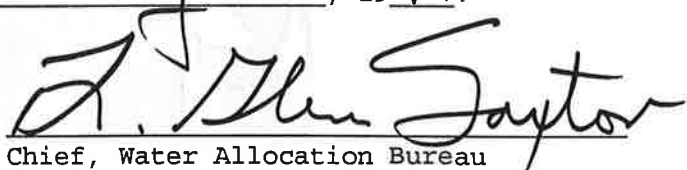


TRANSFER NO. 5429  
WATER RIGHT NO. 35-11318

CONDITIONS OF APPROVAL AND REMARKS

3. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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.
- \* 7. The total instantaneous diversion of water from all points of diversion under Transfer 5429 shall not exceed 0.35 cfs, nor a total combined annual volume of 32.7 af.
8. Approval of Transfer 5429 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
9. The quantity of water decreed for this water right is not a determination of historical beneficial use.
10. Domestic use is for 50 homes, a three (3) unit apartment building and a church.
11. Commercial use is for a store.
12. Place of use is within the unincorporated townsite of Woodville, Bingham County.

Dated this 24<sup>th</sup> day of May, 1999.

  
Chief, Water Allocation Bureau



## MEMORANDUM

**TO:** File 35-11318

**FROM:** Pam Skaggs<sup>P</sup>/State Office

**SUBJECT:** Transfer 5429

**DATE:** May 3, 1999

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Transfer 5429 changes one point of diversion under Right 35-11318. The applicant is replacing an older well with a new well that will comply with DEQ regulations for a community system.

A partial decree for this right was issued on 03-30-99. Diversion volume was adjusted to reflect the current standard of tenths of acre-feet. Recommended conditions include drilling permit requirements, multiple points of diversion/measuring devices, annual reporting, water quality, right-of-way, non-determination of beneficial use and standard transfer conditions.



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Transfer No. 5429

## APPLICATION FOR TRANSFER OF WATER RIGHT

### PART 1

Name of applicant WOODVILLE WATER & SEWER DISTRICT Phone (208) 357-3293  
Post Office address 704 E 1550 N, SHELLEY ID 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 APPLICANT IS REPLACING OLDER WELL WITH NEW WELL THAT WILL COMPLY WITH DEQ REGULATIONS

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

| 1. Right Number | Priority        | Amount (cfs/ac-ft) | Nature of Use     | Period of Use              |
|-----------------|-----------------|--------------------|-------------------|----------------------------|
| <u>35-11318</u> | <u>5-1-1939</u> | <u>0.35 cfs</u>    | <u>DOMESTIC</u>   | <u>1-1</u> to <u>12-31</u> |
|                 |                 | <u>0.04 cfs</u>    | <u>COMMERCIAL</u> | <u>1-1</u> to <u>12-31</u> |
|                 |                 |                    |                   | to                         |
|                 |                 |                    |                   | to                         |

2. Total amount of water being transferred 0.35 cfs cubic feet per second and/or 32.70 acre-feet per annum.

3. Source of water GROUNDWATER tributary to \_\_\_\_\_

4. Point(s) of Diversion:

| Lot : | ¼  | ¼  | ¼  | Sec. | Twp. | Rge. | County  | Local name for diversion |
|-------|----|----|----|------|------|------|---------|--------------------------|
| L4    |    | NE | SW | 17   | IN   | 37E  | BINGHAM | EXISTING WELL            |
|       | SE | SE | NW | 17   | IN   | 37E  | BINGHAM | REPLACEMENT WELL         |
|       |    |    |    |      |      |      |         |                          |
|       |    |    |    |      |      |      |         |                          |

5. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals |
|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|      |      |      | NE % | NW % | SW % | SE % | NE % | NW % | SW % | SE % | NE % | NW % | SW % | SE % | NE % | NW % | SW % | SE % |        |
| 1N   | 37E  | 17   |      |      | D    |      |      |      | D    | D    | D    | D/2  |      |      |      |      |      |      |        |
|      |      | #8   |      |      |      |      |      |      |      |      | L5   | L4   |      |      |      |      |      |      |        |
|      |      | 18   |      |      |      | D    |      |      |      |      |      |      |      |      | D    |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      | L7   |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |

Total acres \_\_\_\_\_

**PART 1**

**6. General Information:**

a. Description of diversion system WELLS, PUMP & PIPELINES TO SERVE  
WOODVILLE WATER & SEWER DISTRICT

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes X 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:

N/A

d. Remarks:

**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 \_\_\_\_\_

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

Claim No. 35-11318 / TR. 5081

STAGE: BENEFICIAL USE

| <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              | 0.3 AF               |
| DOMESTIC              | 01/01 to 12/31       | 0.35 CFS              | 32.3 AF              |
|                       | Totals               | 0.35 CFS              | 32.7 AF              |

SOURCE

GROUNDWATER

Priority: 05/01/1939

LOCATION OF POINT(S) OF DIVERSION:

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

PLACE OF USE: COMMERCIALTWN RGE SEC

01N 37E 17 Lot 4 (NWSW)

PLACE OF USE: DOMESTICTWN RGE SEC

|            |              |              |      |
|------------|--------------|--------------|------|
| 01N 37E 17 | SWNE         | SWNW         | SENW |
|            | Lot 5 (NESW) | Lot 4 (NWSW) |      |
| 18         | SENE         | Lot 7 (NESE) |      |

CONDITIONS/REMARKS:

1. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. DOMESTIC ALSO USED IN 3 UNIT APARTMENT AND 1 CHURCH.
3. COMMERCIAL USE IN A STORE.
4. PLACE OF USE IS WITHIN THE UNINCORPORATED TOWNSITE OF WOODVILLE, BINGHAM COUNTY. \_ALSO KNOWN AS THE WOODVILLE WATER AND SEWER DISTRICT.



## PART 3

## B. CHANGES IN NATURE OF USE

| 1 | New Nature of Use | Amount<br>(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 Jay Wells  
(Signature of Applicant)

Subscribed and sworn to before me this 18 day of March, 1999

Karla K. Lee  
(Notary Public)

My commission expires 10-23-00

## FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and \_\_\_\_\_ attachments

Received by SRM Date 3-18-99 Protest filed by \_\_\_\_\_

Prelim. check by \_\_\_\_\_ Fee \$100.00 E024838 \_\_\_\_\_

Receipted by SRM Date 3-18-99 \_\_\_\_\_

Published in Morning News Copies of protest forwarded by \_\_\_\_\_

Pub. dates April 1 & 8, 1999 Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Watermaster recommendation requested on \_\_\_\_\_ Recommended for ☐ approval ☐ denial

\_\_\_\_\_ rec'd. \_\_\_\_\_ by \_\_\_\_\_

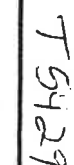
Copy of transfer sent to lien holder \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

SEE ATTACHMENT

8 C.P.&F. #  
17



|                   |  |                     |  |                     |  |
|-------------------|--|---------------------|--|---------------------|--|
| SCALE<br>1" = 40' |  | DATE<br>JUN 2, 1998 |  | REVISION            |  |
| DRAWN BY<br>TD    |  | JOB NO.<br>108.01   |  | DRAWING<br>WDWELROS |  |
|                   |  | SHEET NO.           |  | REVISED BY          |  |

I, Robert B. Butler, a professional land surveyor in the State of Idaho, certify that this map is an accurate record of a survey conducted under my supervision on the 18th of May, 1998.

