

T5446 CITY OF GEORGETOWN

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5446
WATER RIGHT NO. 11-04121

RECEIVED

JAN 14 2000

Department of Water Resources
Eastern Region

This is to certify that: CITY OF GEORGETOWN
PO BOX 99
GEORGETOWN ID 83239

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>
MUNICIPAL	01/01 to 12/31	* 2.76 CFS

SOURCE

GROUNDWATER
SPRING

GEORGETOWN CREEK

Priority: 06/01/1958

LOCATION OF POINT(S) OF DIVERSION:

Groundwater	SWNE , Sec. 4, Township 11S, Range 44E
Groundwater	NESE , Sec. 4, Township 11S, Range 44E
Spring Diversion	SWNWNE , Sec. 10, Township 11S, Range 44E
	BEAR LAKE County

PLACE OF USE: See Remarks

CONDITIONS OF APPROVAL AND REMARKS

1. Approval of Transfer 5446 does not confirm Claimed Right 11-04121.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 11.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

TRANSFER NO. 5446
WATER RIGHT NO. 11-04121

CONDITIONS OF APPROVAL AND REMARKS

- * 5. The total instantaneous diversion of water from all points of diversion under Transfer 5446 shall not exceed 2.76 cfs.
- 6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- 7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 8. Place of use within the service area of the City of Georgetown.

Dated this 6th day of January, 2000.


Chief, Water Allocation Bureau

MEMORANDUM

TO: Right 11-04121

FROM: Pam Skaggs/State Office

SUBJECT: Transfer 5446

DATE: January 6, 2000

Transfer 5446 adds groundwater points of diversion to the existing spring source under Right 11-04121. Review of the proposal by the Hydrology Section found that the source of the spring and groundwater are from the same drainage basin and the effects of the transfer should be minimal on the regional aquifer.

The city is seeking the groundwater points of diversion for use while repairs and construction to the original spring source are completed. Two proposed wells have been identified; however construction of the second well will depend on the results and production of the first well. All three points of diversion, two groundwater and the spring diversion, are included on the transfer approval to allow for flexibility.

Region staff failed to request the watermaster comment during region review. The comment has been requested and transfer will be withheld from processing until the watermaster's recommendation has been received and considered.

Recommended approval conditions include drilling permit conditions, watermaster control, measuring & lockable devices, multiple points of diversion limits, non-confirmation of claim and standard transfer conditions.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF A WATER RIGHT
PART 1

Name of applicant: City of Georgetown Phone: (208) 847-2120
Mailing address: Post Office Box 99, Georgetown, Idaho 83239

A. PURPOSE OF TRANSFER

1. Change point of diversion X Add point of diversion(s) Change place of use
 Change nature of use Change period of use X Other: **Add source**
2. Describe the reason for the proposed changes: **The city needs to add a well as a point of diversion**
to allow the city to have a good quality source of water while they rebuild the spring diversion structure.
Please note that two (2) additional points of diversion are listed. One (1) well will definitely be drilled
with the possibility of a second well should problems arise with the first location.

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

- | 1. | <u>Right Number</u> | <u>Priority</u> | <u>Amount</u>
(cfs/ac-ft) | <u>Nature of Use</u> | <u>Period of Use</u> |
|----|---------------------|---------------------|------------------------------|----------------------|------------------------|
| | 11-04121 | June 1, 1958 | 2.76 cfs | Municipal | 1-Jan to 31-Dec |
| | | | | | to |
| | | | | | to |

2. Total amount of water being transferred: 2.76 cfs and/or _____ ac-ft per annum
3. Source of water: Spring tributary to: Georgetown Creek, Right Hand Fk
Groundwater

4. Point(s) of diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	NW	NE	10	11S	44E	Bear Lake	Existing spring source
		NE	SE	4	11S	44E	Bear Lake	Proposed Well A
		SW	NE	4	11S	44E	Bear Lake	Proposed Well B

5. Land irrigated or place of use:

[illegible]

Total acres:

PART 1

6. General information:

- a. Description of diversion system: Spring with collection box, pipelines, well, and pump to storage tank to public water system for the City of Georgetown.

- b. Are the lands from which you propose to transfer the water right(s) subject to any liens, deeds of trust, mortgages, or contracts?

N/A Yes N/A 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: Please see attached engineering analysis showing hydrolic link between the original spring source and the proposed well. Applicants feel there is very good evidence that the waters that are normally diverted at the spring will now be intercepted by the well downstream in the watershed.

ACTION OF THE DIRECTOR, IDAHO DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights Number _____

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

Witness my hand this _____ day of _____, 19____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF A WATER RIGHT
PART 2

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No.: _____ Decreed to: _____
in the case of: _____ vs. _____
dated: _____ in _____ county of: _____
- b. License No.: _____ issued by the Idaho Department of Water Resources
- c. Claim No.: 11-04121 on file with the Idaho Department of Water Resources
- d. Transfer No.: _____ which produced this right

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as Attachment "A". Check appropriate descriptor below:

_____ Tax Notice _____ Warranty Deed X Other _____ Municipality

3. Source of water: Spring tributary to: Georgetown Creek, Right Hand Fk4. Date of priority: June 1, 1958

5. Water is used for the following purpose:

amount 2.76 cfs for Municipal purposes from 1-May to 1-Sep
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under this right: 2.76 cfs and or _____ ac-ft per annum

7. Point(s) of diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	NW	NE	10	11S	44E	Bear Lake	

8. Land irrigated or place of use:

				NE				NW				SW				SE				Totals
Twp.	Rge.	Sec.		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Place of use is within city limits of Georgetown, Idaho

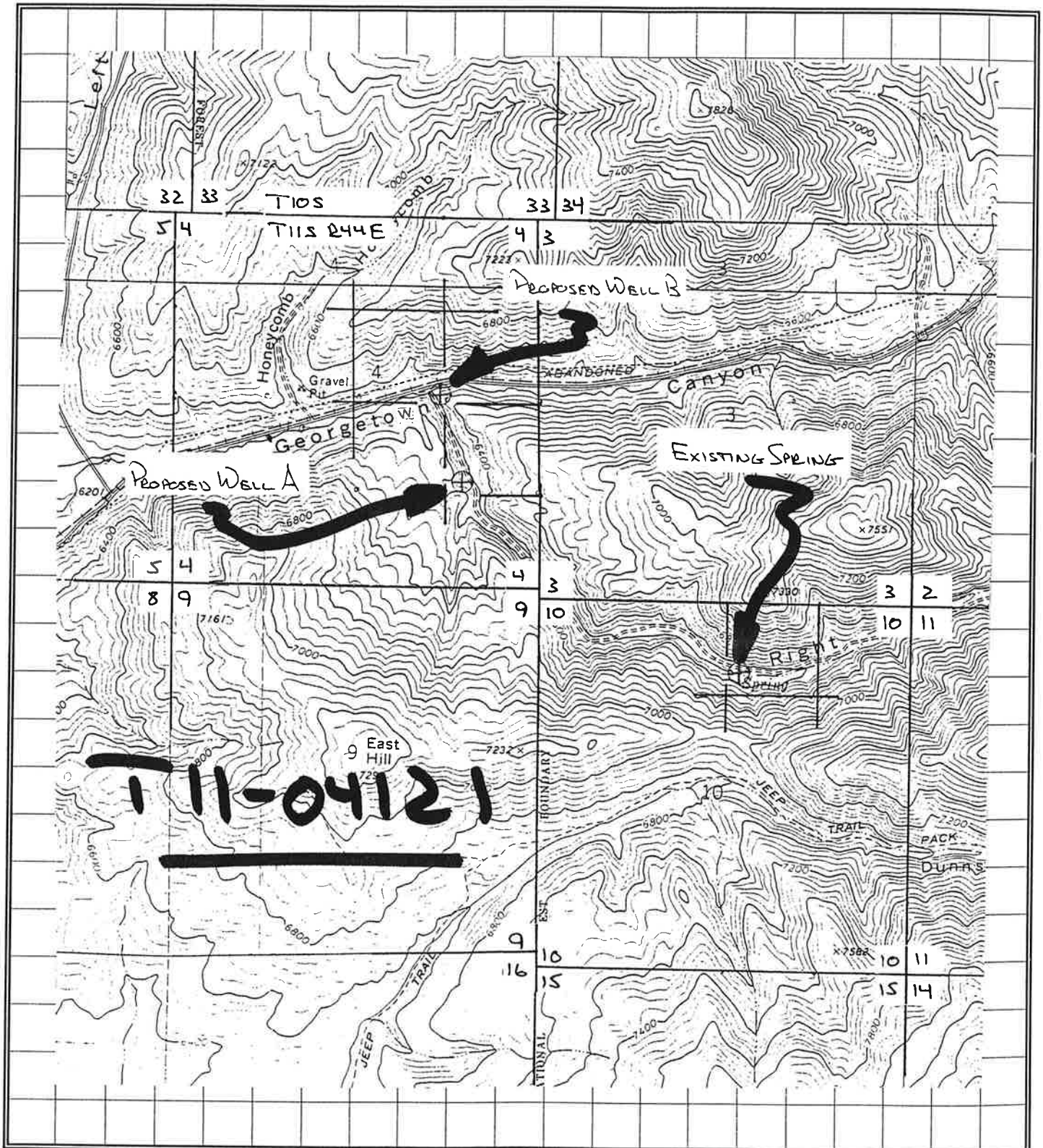
Total acres: _____

9. Describe any other water rights used for the same purposes as described above: None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? No If yes, please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF A 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.



PART 3

B. CHANGES IN NATURE OF USE

1.	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/day/yr.</u>	<u>Period of Use</u>
				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.

Subscribed and sworn to before me this 8th day of April, 19 99.

(Signature of Applicant)

(Notary Public)

My commission expires 7/18/2003

FOR DEPARTMENT USE ONLY

Transfer contains: _____ pages and _____ attachments

Protest filed by: _____

Received by: HWT Date: 4-12-99Prelim. check by: _____ Fee: \$100.00Receipted by: HWT Date: 4-12-99Receipt Number: #E024894Published in: News ExaminerPublished dates: 4/22 & 4/29/99

Watermaster recommendation requested on: _____

Copies of protest forwarded by: _____

Hearing held by: _____ Date: _____

Recommended for: ☒ approval ☐ denialby: RDC

Copy of transfer sent to lien holder on: _____

* The watermaster does not go up these small tributaries + springs to deliver water in this Grease team area. *W. Jones*

W. Jones
Watermaster

I recommend the following conditions of approval:

I do not endorse approval of this change.

☒ I do endorse approval of this change.

COMMENTS:

Don't know

YES

NO

*7 **

HAS THIS WATER RIGHT(S) BEEN DELIVERED WITHIN THE LAST FIVE YEARS?

DATE:

5-2000

WATERMASTER:

Pete Peterson

WATER DISTRICT:

11

APPLICATION FOR TRANSFER OF
WATER RIGHT NO. 11-0401/4.5446