

RECEIVED

MAR 07 2019

IDWR / NORTH

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) Avondale Irrigation District**Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.****Yes N/A** * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at idwr.idaho.gov/water-rights/transfers/resources.html.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☒ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☒ #10 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Name of Applicant(s) Avondale Irrigation District Phone 208 772-5657
Mailing address Box 81 Hayden, ID 83835 Email bobchandlercda@gmail.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative _____ Phone _____
Mailing address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 rejection of the application or cancellation of an approval.

RCC _____ Bob Chandler - Manager Avondale Irr. Dist 3.7.19
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

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. Is this a transfer for changes pursuant to Idaho Code § 42-221.O.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.
The purpose of this application is to add a backup well to the existing Avondale system.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	<u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
All or Part ☒ ☐	95-8774	3.00 cfs	Municipal	1-1 to 12-31	Ground Water
☒ ☐	95-8867	2.00 cfs	Municipal	1-1 to 12-31	Ground Water
☒ ☐	95-8909	3.00 cfs	Municipal	1-1 to 12-31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 8.00 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 8.00 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
								See Attached		

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☒ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Total Acres (for irrigation use)																			

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued**

5. 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:
All wells have measuring devices installed. System is controlled by a SCADA systems which permit locking out any or all of the wells.
- b. Who owns the property at the point(s) of diversion? The property for the new PD is owned by Kootenai County
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
A long term lease
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: No
- It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
If yes, ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
NA
- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
95-7588, 95-8144, 95-8321, 95-8687, 95-8774, 95-8867, & 95-8909
- g. 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 leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

Attachment of Well Locations for AID transfer Application

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Well ID
No			NW	SE	14	51N	4W	Kootenai	Ground Water	95-77-N-78
No			NW	SE	14	51N	4W	Kootenai	Ground Water	95-77-N-79
No			NW	SE	14	51N	4W	Kootenai	Ground Water	95-77-N-80
No			NE	SW	15	51N	4W	Kootenai	Ground Water	95-93-C-38
No			NE	SW	15	51N	4W	Kootenai	Ground Water	95-93-N-3
No			SW	SW	24	51N	4W	Kootenai	Ground Water	Finucane
Yes			SW	NW	11	51N	4W	Kootenai	Ground Water	To be determined

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

NA

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by JA Date 3-7-19 Preliminary check by _____ Date _____

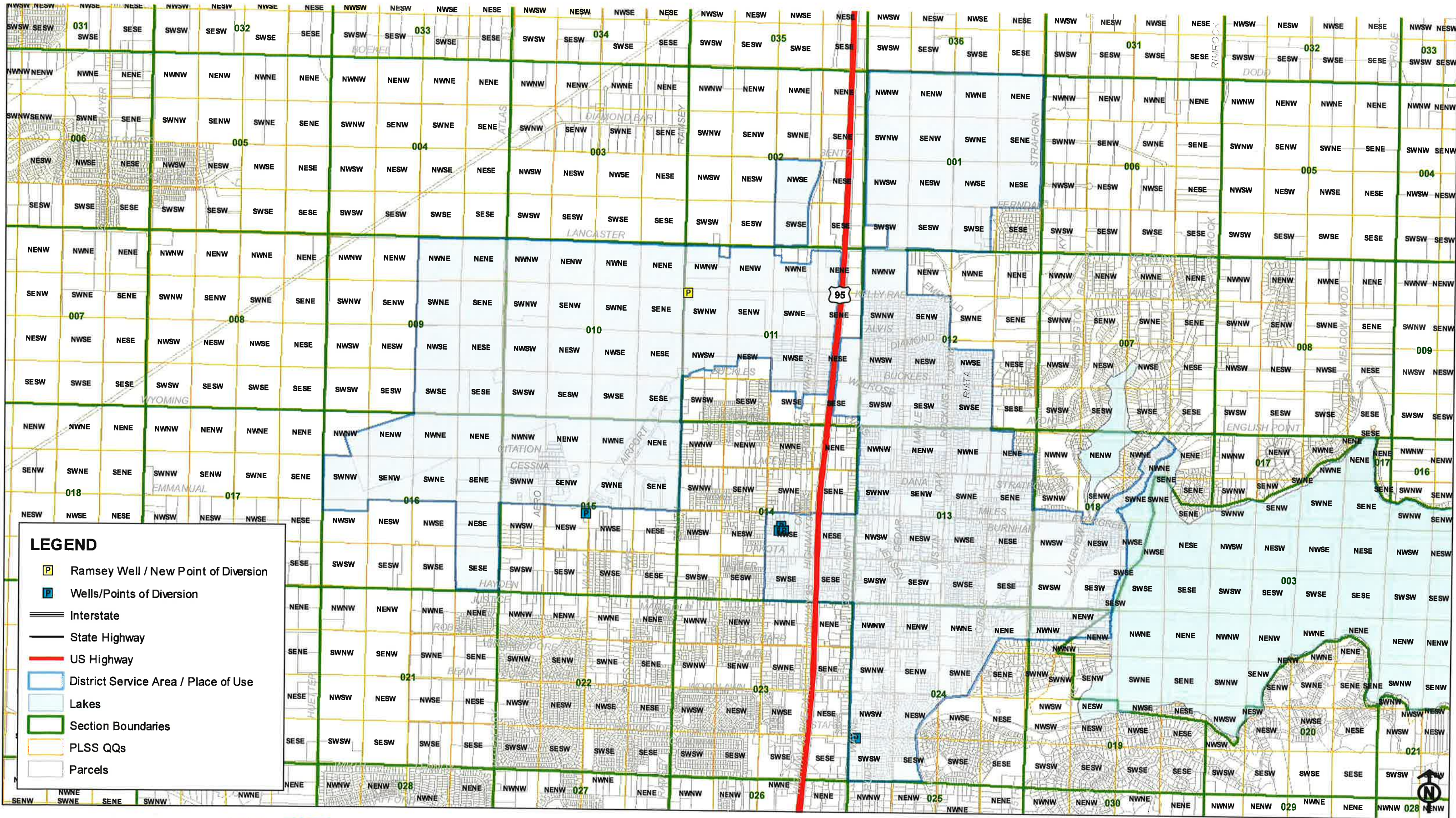
Fee paid 106000 Date 3-7-19 Received by JA Receipt # N034077

Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

Comment/Analysis
3/21/2019

PURPOSE OF PROPOSED TRANSFER IS TO ADD A NEW BACKUP WELL AS A POINT OF DIVERSION TO EXISTING AVONDALE IRRIGATION DISTRICT WATER RIGHTS 95-8774, 95-8867. AND 95-8909. THE NEW WELL WILL BE LOCATED ON KOOTENAI COUNTY TAX PARCEL H00000114050 NEAR THE JUNCTION OF LANCASTER ROAD & RAMSEY ROAD.



Avondale Irrigation District Water Right Transfer Overview

IDAHO Department of Water Resources



[Home](#) / [Water Rights](#) / [Research](#) / [Search Water Rights](#)

WATER RIGHT REPORT

3/6/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 95-8774

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	AVONDALE IRRIGATION DISTRICT PO BOX 81 HAYDEN LAKE, ID 83835 2087725657

Priority Date: 10/20/1992

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	3 CFS	
Total Diversion			3 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWSE	Sec. 14	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NWSE	Sec. 14	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NWSE	Sec. 14	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NESW	Sec. 15	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NESW	Sec. 15	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SWSW	Sec. 24	Township 51N	Range 04W	KOOTENAI County

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

Conditions of Approval:

1. Place Of Use may include lands outside the boundary of the Avondale Irrigation District (PWS Number 1280008) pursuant to Section 43-1901, Idaho Code.
2. Place Of Use is within the boundary of the Avondale Irrigation District (PWS Number 1280008) pursuant to Section 43-1901, Idaho Code.
3. 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.
4. 01R When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
5. X35 Rights 95-7558, 95-8144, 95-8321, 95-8687, 95-8774, 95-8867 and 95-8909 when combined shall not exceed a total diversion rate of 18.05 CFS.
6. 004 This right does not grant any right-of-way or easement across the land of another.
7. Subject to all prior water rights.

Dates:

Licensed Date: 03/12/2009

Decreed Date:

Permit Proof Due Date: 12/1/1998

Permit Proof Made Date: 11/9/1998

Permit Approved Date: 11/19/1992

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: 09/11/1992

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3

Combined Acres Limit:

Combined Volume Limit:

Combined Rate Limit: 18.05

Civil Case Number:

IDAHO Department of Water Resources



[Home](#) / [Water Rights](#) / [Research](#) / [Search Water Rights](#)

WATER RIGHT REPORT

3/6/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommended Right Report

WATER RIGHT NO. 95-8867

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	AVONDALE IRRIGATION DISTRICT PO BOX 81 HAYDEN LAKE, ID 83835 2087725657

Priority Date: 05/13/1994

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 CFS	
Total Diversion			2 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWSE	Sec. 14	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NWSE	Sec. 14	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NWSE	Sec. 14	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NESW	Sec. 15	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NESW	Sec. 15	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SWSW	Sec. 24	Township 51N	Range 04W	KOOTENAI County

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

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. R19 The right holder shall maintain a totalizing measuring device of a type approved by the Department as a part of the diverting works.
3. 004 This right does not grant any right-of-way or easement across the land of another.
4. 127 Place of Use is within the service area boundary of the Avondale Irrigation District pursuant to Section 43-323, Idaho Code.
5. PWS The water system described in this right has been assigned Public Water Supply ID 1280008 by the Idaho Department of Environmental Quality.
6. E51 Right Nos. 95-7558, 95-8144, 95-8321, 95-8687, 95-8774, 95-8867, and 95-8909 are limited to a total combined diversion rate of 18.05 cfs.
7. Place of Use may include lands outside the boundary of the Avondale Irrigation District pursuant to Section 43-1901, Idaho Code.

Dates:

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: TBD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

IDAHO Department of Water Resources



[Home](#) / [Water Rights](#) / [Research](#) / [Search Water Rights](#)

WATER RIGHT REPORT

3/6/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommended Right Report

WATER RIGHT NO. 95-8909

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	AVONDALE IRRIGATION DISTRICT PO BOX 81 HAYDEN LAKE, ID 83835 2087725657

Priority Date: 03/08/1995

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	3 CFS	
Total Diversion			3 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWSE	Sec. 14	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NWSE	Sec. 14	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NWSE	Sec. 14	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NESW	Sec. 15	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NESW	Sec. 15	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SWSW	Sec. 24	Township 51N	Range 04W	KOOTENAI County

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

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. 004 This right does not grant any right-of-way or easement across the land of another.
3. 127 Place of Use is within the service area boundary of the Avondale Irrigation District pursuant to Section 43-323, Idaho Code.
4. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. PWS The water system described in this right has been assigned Public Water Supply ID 1280008 by the Idaho Department of Environmental Quality.
6. E51 Right Nos. 95-7558, 95-8144, 95-8321, 95-8687, 95-8774, 95-8867, and 95-8909 are limited to a total combined diversion rate of 18.05 cfs.
7. Place of Use may include lands outside the boundary of the Avondale Irrigation District pursuant to Section 43-1901, Idaho Code.

Dates:

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: TBD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene ID 83815-7763

Phone: (208) 762-2800 • Fax: (208) 762-2819

Website: idwr.idaho.gov • Email: northerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

March 27, 2019

AVONDALE IRRIGATION DISTRICT
PO BOX 81
HAYDEN LAKE, ID 83835

RE: Transfer No. 83089
Water Right No(s). 95-8774, 95-8867, 95-8909

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the COEUR D ALENE PRESS on 4/4/2019 and 4/11/2019. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, March 27, 2019 3:09 PM
To: 'Anna.Moody@deq.idaho.gov'; 'Mel Palmer'
Subject: Request for Comments on Transfer 83089
Attachments: 83089 Transfer.pdf

Dear Interested Agencies:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Water Right application. You can find copies of the application attached to the email and also at: <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of the application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication. **The deadline for comments on the application is April 22, 2019.**

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the application.

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
7600 North Mineral Drive, Suite 100
Coeur d'Alene, ID 83815
Tammy.Alleman@idwr.idaho.gov
208-762-2800 Phone
208-762-2819 Fax*

Alleman, Tammy

From: Alleman, Tammy
Sent: Wednesday, March 27, 2019 2:37 PM
To: 'LEGALS@CDAPRESS.COM'
Subject: Legal Notices for Transfer 83089 & WR # 94-9627 & 95-17787
Attachments: Legal Notice for WR# 94-9627 & 95-17787 & Transfer 83089.doc

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated **April 4th & April 11th, 2019** (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately. Please send a proof once you have the article ready for print for our review.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 4/22/2019. Your cooperation is appreciated.

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
7600 North Mineral Drive, Suite 100
Coeur d'Alene, ID 83815
Tammy.Alleman@idwr.idaho.gov
208-762-2800 Phone
208-762-2819 Fax*

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83089**

AVONDALE IRRIGATION DISTRICT, PO BOX 81, HAYDEN LAKE, ID 83835; has filed Application No. 83089 for changes to the following water rights within KOOTENAI County(s): Right No(s). 95-8774, 95-8867, 95-8909; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows:

PURPOSE OF TRANSFER ADDS A NEW BACKUP WELL LOCATED NEAR THE JUNCTION OF LANCASTER ROAD & RAMSEY ROAD.

For additional information concerning the property location, contact Northern Region office at (208) 762-2800. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 4/22/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/4/2019 and 4/11/2019

Review & Evaluation of Sufficiency of Information

3/22/2019

Authority to File: IDAHO CODE 42-222 AUTHORIZES PROCEDURE TO INCREASE NUMBER OF POINTS OF DIVERSION FOR EXISTING WATER RIGHT LICENSES.

Water Right Validity: LICENSES 95-8867, 95-8774, & 95-8909 RECOMMENDED IN COEUR D'ALENE SPOKANE RIVER BASIN ADJUDICATION (CSRBA). NONE OF THE THREE LICENSES ARE IN WATER BANK.

Injury to Other Water Rights: NONE. NEAREST WELLS (NORTH KOOTENAI WATER DISTRICT) ARE APPROXIMATELY 1680 FEET NORTH OF PROPOSED SITE OF NEW BACKUP WELL (AVONDALE IRRIGATION DISTRICT).

Enlargement of Use: NONE. CFS LIMIT IN TRANSFER (8.0 CFS) IS SAME AS TOTAL OF CSRBA RECOMMENDATIONS FOR LICENSES 95-8867, 95-8774, & 95-8909.

Local Public interest: LOCAL PUBLIC INTEREST IS IMPROVED BY INCREASED REDUNDANCY OF MUNICIPAL WELLS AND ADDITIONAL FIRE PROTECTION CAPACITY.

Beneficial Use/Conservation of Water Resources: REASONABLY ANTICIPATED FUTURE NEEDS (RAFN) APPLICATION HAS BEEN FILED FOR AVONDALE IRRIGATION DISTRICT.

Effect on Economy the Local Area: ADDITION OF A NEW BACKUP WELL SUPPORTS RELIABLE WATER AVAILABILITY FOR EXISTING BUSINESSES AND FIRMS INTERESTED IN EXPANSION OR RELOCATION TO AREA..

Effect on Agricultural Base of the Local Area: EXISTING IRRIGATION WATER RIGHTS ARE NOT EXPECTED TO BE ADVERSELY AFFECTED. EXISTING IRRIGATION RIGHTS AND PROPOSED WELL BOTH DRAW FROM RATHDRUM PRAIRIE AQUIFER THAT IS NOT EXPERIENCING DECLINING WATER LEVELS AT THIS TIME.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.



KOOTENAI COUNTY

COEUR D'ALENE AIRPORT



Department of Water Resources
7600 N Mineral Dr # 100
Coeur d'Alene, ID 83815

RECEIVED

MAR 22 2019

IDWR / NORTH

This letter is to inform the Department of Water Resources that Avondale Irrigation District and the Coeur d'Alene Airport are currently in process of finalizing a lease for a water well on Airport property. The well is located to the East of North Ramsey Road in the Northeast corner of Airport property.

If you have any additional questions please feel free to contact the Airport Management office at 208-446-1860.

Sincerely

A handwritten signature in blue ink, reading "S. Kjergaard".

Steven Kjergaard
Airport Director
Coeur d'Alene Airport

CONVERSATION MEMO

OV- Office Visit T-Telephone M-Meeting O- Other

TO Right No. _____

FROM Shaun MAXEY, IDWR

☐ OV ☒ T ☐ M ☐ Other _____ DATE 3/21/19 WITH Bob CHANDLER

Telephoned Mr. Chandler, Manager of Avondale Irrigation District, about missing information for mailing address on Transfer Form and also to request that he provide copy of lease, Memorandum of Agreement, or other documentation showing who will own well and explaining access to well. Mr. Chandler said the lease was being reworked.

☐ OV ☐ T ☐ M ☐ Other _____ DATE _____ WITH _____

☐ OV ☐ T ☐ M ☐ Other _____ DATE _____ WITH _____

☐ OV ☐ T ☐ M ☐ Other _____ DATE _____ WITH _____