

RECEIVED

JAN 07 2015

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 06 2015

DEPARTMENT OF
WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for an entire water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right or to report an ownership change for a portion of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change

1. **APPLICANT(S)** City of Meridian Phone 898-5500/Ed S.-342-8369

2. MAILING ADDRESS 33 E. Broadway St. City Meridian

State ID Zip 83642 Email Please direct all inquiries to Ed Squires - ed@hydrologicinc.net

- ☒ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) required for water right ownership changes; see [fee schedule](#).
- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** Please see attached list - Exhibit A.
Please see attached list - Exhibit A.

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 76.62 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

[illegible]

SUPPORT DATA

6. 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 well facilities have flow meters, control valves, and lockout panels in lockable well houses. All points of diversion are interconnected to the existing Meridian municipal water distribution system.

- b. Who owns the property at the point(s) of diversion? City of Meridian

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

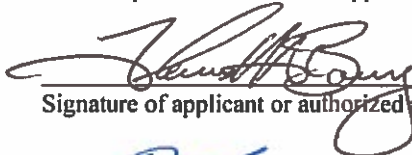
Yes No

- ☐ ☒ 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(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe _____

7. MAP - ☒ Attach a map of the diversion, measurement, control and distribution system. Clearly label the map with township, range, section and ¼ ¼ of section information. The *Map Tool*, available at <http://maps.idwr.idaho.gov/TransferApplicationLayouts/> provides a satisfactory template for creating the required map.

8. SIGNATURE - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.


Signature of applicant or authorized agent

Thomas H. Barry, Director
Print name and title if applicable

12-17-14
Date


Signature of applicant or authorized agent

Kyle Radek, Asst City Engr
Print name and title if applicable

12/17/14
Date

9. FEE - ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the *Application for Transfer Instructions*.

FOR DEPARTMENT USE ONLY

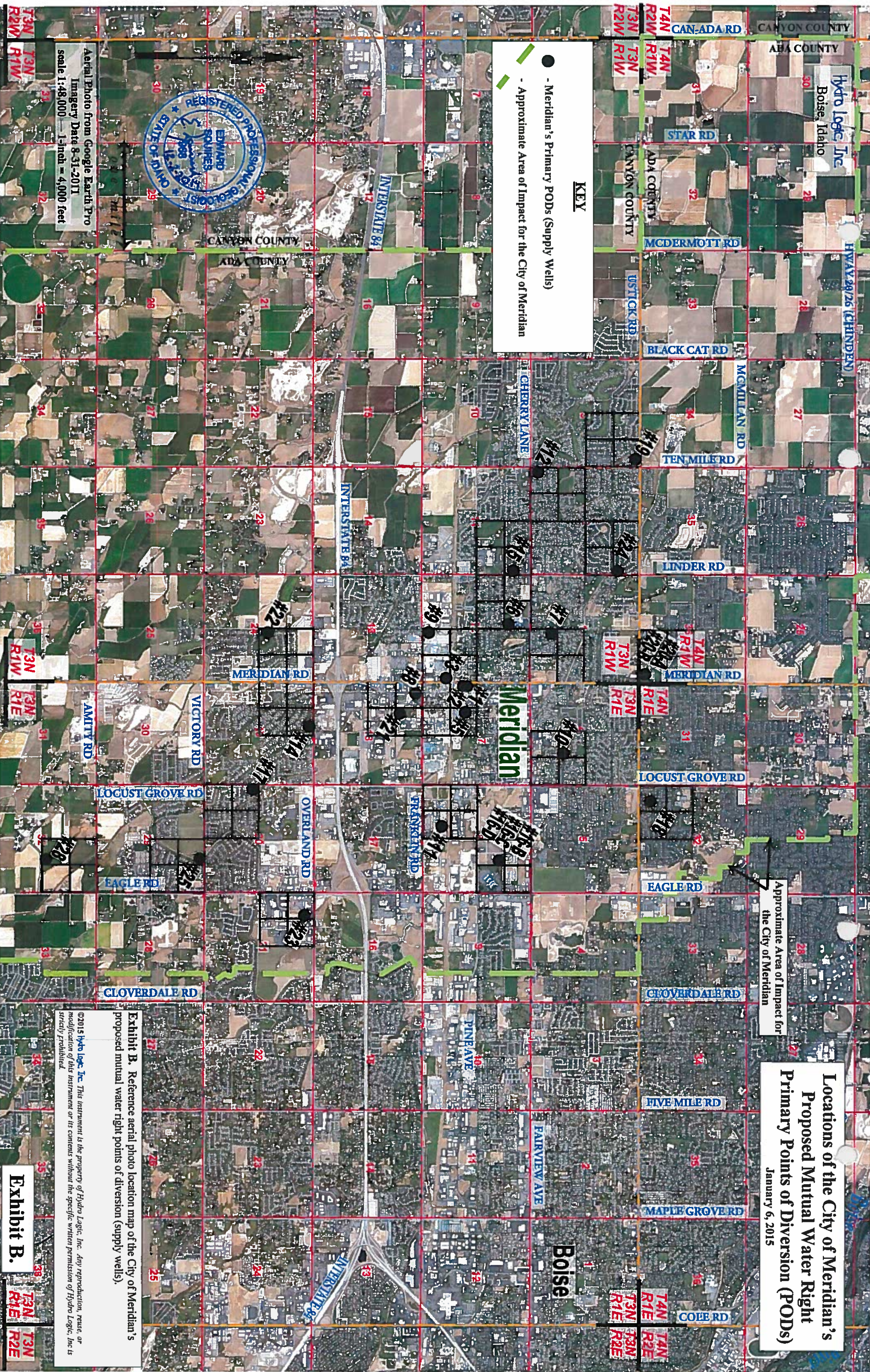
Transfer includes 4 pages of attachments. Received by ER Date 1/6/15
Fee paid \$4,300 Date 1-6-15 Received by SL2 Receipt # C099791
Preliminary review completed by NVD Date 6/10/15

EXHIBIT "A"
List of Meridian's Primary Municipal PODs

<u>Water Right No.</u>	<u>Quantity</u>	<u>Primary POD Name</u>	<u>Primary POD Location*</u>
63-32567	1.67 cfs	Well No. 1 ✓	T03N, R01E, S07, NWSW
63-32568	0.78 cfs	Well No. 2 ✓	T03N, R01E, S07, NWSW
63-02893	0.78 cfs	Well No. 3 ✓	T03N, R01W, S12, SESE
63-03252	1.66 cfs	Well No. 5 ✓	T03N, R01E, S07, NESW
63-07105	0.70 cfs	Well No. 6 ✓	T03N, R01W, S12, NENW
63-07978	1.91 cfs	Well No. 7 ✓	T03N, R01W, S01, SWSE
63-09849	1.67 cfs	Well No. 8 ✓	T03N, R01E, S18, NWNW
63-08331	1.89 cfs	Well No. 9 ✓	T03N, R01W, S12, SWSE
63-08332	2.00 cfs	Well No. 10 ✓	T03N, R01E, S06, NWSE
63-10105	2.80 cfs	Well No. 11 ✓	T03N, R01E, S08, SESW
63-10840	1.34 cfs	Well No. 12 ✓	T03N, R01W, S02, SWSW
63-12162	2.00 cfs	Well No. 12 ✓	T03N, R01W, S02, SWSW
63-11737	3.00 cfs	Well No. 14 ✓	T03N, R01E, S19, NENW
63-11922	3.00 cfs	Well No. 15 ✓	T03N, R01W, S11, NENE
63-12173	1.46 cfs	Well No. 15 ✓	T03N, R01W, S11, NENE
63-12039	3.00 cfs	Well No. 16-B, C, & D ✓	T03N, R01E, S08, SWNE
63-12295	4.50 cfs	Well No. 17 ✓	T03N, R01E, S20, NWSW
63-12181	4.50 cfs	Well No. 18 ✓	T04N, R01E, S32, SWSW
63-12378	4.50 cfs	Well No. 19 ✓	T03N, R01W, S03, NENE
63-12416	4.50 cfs	Well No. 20-A ✓	T04N, R01W, S36, SESE
63-31677	5.00 cfs	Well No. 20-A & B ✓	T04N, R01W, S36, SESE
63-12560	4.50 cfs	Well No. 21 ✓	T03N, R01E, S18, NENW
63-31138	5.00 cfs	Well No. 22 ✓	T03N, R01W, S24, SWNE
63-31281	5.00 cfs	Well No. 23 ✓	T03N, R01E, S21, NWNW
63-31318	4.46 cfs	Well No. 24 ✓	T03N, R01W, S02, NENE
63-31630	5.00 cfs	Well No. 25 & 28 ✓	T03N, R01E, S29, NWNE
" "			T03N, R01E, S32, SWNE
	<u>76.62 cfs</u>		

*All listed POD's are within Ada County

TRANSFER NO. 7978



Locations of the City of Meridian's
Proposed Mutual Water Right
Primary Points of Diversion (PODs)
January 6, 2015

Approximate Area of Impact for
the City of Meridian

KEY

- - Meridian's Primary PODs (Supply Wells)
- - - Approximate Area of Impact for the City of Meridian

Aerial Photo from Google Earth Pro
Imagery Date 8-31-2011
scale 1:48,000 — 1-inch = 4,000 feet



Exhibit B. Reference aerial photo location map of the City of Meridian's proposed mutual water right points of diversion (supply wells).

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Exhibit B.

City of Meridian Existing Water Distribution System with Locations of the City of Meridian's Proposed Mutual Water Right Primary Points of Diversion (PODs)

January 6, 2015

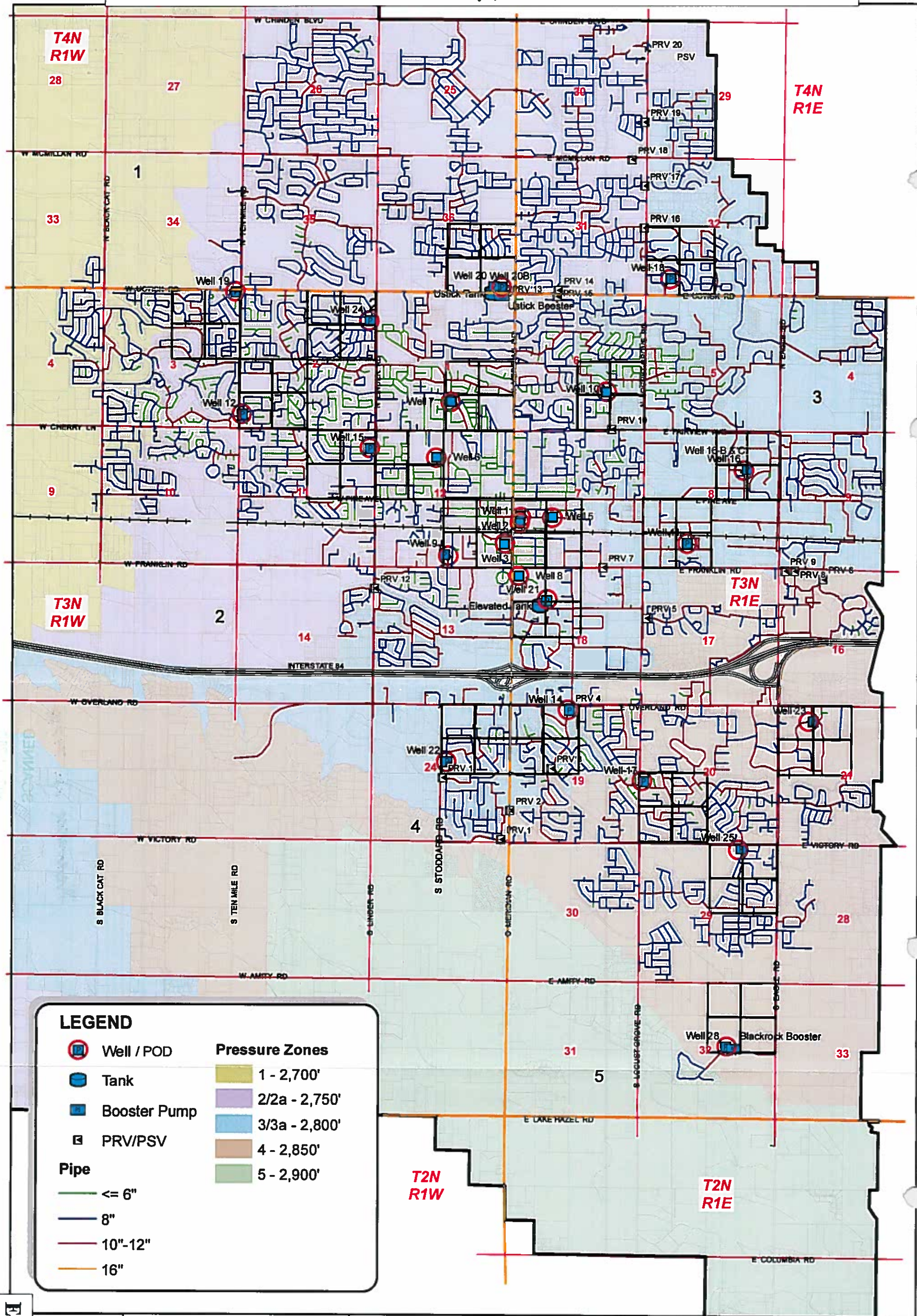


Exhibit C.

City of Meridian

Exhibit C.
Existing Water System



1 in=3,500 ft



Neely, Rachel

From: Neely, Rachel
Sent: Thursday, August 13, 2015 11:36 AM
To: 'LEGALS@IDAHOSTATESMAN.COM'
Subject: Ada Legal Ad
Attachments: Ada Cover Letter.docx; Ada Legal Ad.docx

Good Afternoon Legal Clerk,

Please see the attached ads for publication on 8/20/15 & 8/27/15.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

August 13, 2015

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Application for Permit No.'s: 63-34076, 63-34053, & 63-34038
Application for Amendment No. 80222
Application for Transfer No. 79778

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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 9/7/2015. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

The following applications have been filed to appropriate the public waters of the State of Idaho:

63-34076

STEVEN B WATERS

PO BOX 190002

BOISE, ID 83719

Point of Diversion SESW S5 T02N R01E ADA County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 5/5/2015

Place of Use: IRRIGATION

T02N R01E S5 SESW

Total Acres: 10

Water bearing zone to be appropriated is from 160 to 300 feet.

63-34053

LAUREN E GINGERICH

ALEXANDER MC COY

20601 S PLEASANT VALLEY RD

KUNA, ID 83634

Point of Diversion SESW SWSW S17 T01N R02E ADA County Source GROUND WATER

Use: COMMERCIAL 01/01 to 12/31 0.02 CFS

Use: DOMESTIC 01/01 to 12/31 0.08 CFS

Use: STOCKWATER 01/01 to 12/31 0.19 CFS

Total Diversion: 0.29 CFS

Date Filed: 10/8/2014

Place of Use: DOMESTIC

T01N R02E S17 SESW

Place of Use: STOCKWATER, COMMERCIAL

T01N R02E S17 NESW SWSW SESW

Water bearing zone to be appropriated is from 301 to 378 feet.

63-34038

J R SIMPLOT CO

PO BOX 27

BOISE, ID 83707

(2)Points of Diversion L6(NWSW) S6 T01N R02E ADA County Source GROUND WATER

Point of Diversion SWSE SESE S11 T01N R01E ADA County Source GROUND WATER

(2)Points of Diversion L7(SWSW) S6 T01N R02E ADA County Source GROUND WATER

Point of Diversion SWNW SENW S12 T01N R01E ADA County Source GROUND WATER

Point of Diversion NWNE NWNW NESE S13 T01N R01E ADA County Source GROUND WATER

Point of Diversion NENE NWNE SWNE SENE NESE NWSE S14 T01N R01E ADA County Source GROUND WATER

Use: INDUSTRIAL 01/01 to 12/31 4 CFS

Use: IRRIGATION 03/01 to 11/15 3.2 CFS

Total Diversion: 4 CFS

Date Filed: 2/6/2015

Place of Use: IRRIGATION

T01N R01E S14 SW(ALL)

Place of Use: INDUSTRIAL

T01N R01E S11 SWSE SESE

T01N R01E S12 NW(ALL) SW(ALL) NWSE SWSE SESE

T01N R01E S13 NE(ALL) NENW NWNW NESE

T01N R01E S14 NE(ALL) SW(ALL) NESE NWSE

T01N R02E S6 L6(NWSW) L7(SWSW)

Total Acres: 160

Water bearing zone to be appropriated is from 300 to 600 feet.

PROPOSED AMENDMENT OF WATER PERMIT

BHH Investments I, LLC of 1025 S Bridgeway Place, Suite 290, Eagle, ID 83616 filed Application No. 80222 on July 8, 2015 to amend a water permit no. 63-33959 with a 2014 priority from groundwater totaling 0.94 cfs for irrigation. The permit provides irrigation water for property located near Eagle Road and E Taconic Drive. The applicant proposes to amend the permit to change the location of the point of diversion from T03N R01E Sec 32 SWNE to T03N R01E Sec 32 SENE.

PROPOSED CHANGE OF WATER RIGHT(S)

The City of Meridian, of 33 E Broadway St. Meridian, ID 83642, filed Application No. 79778 to connect all of the City's municipal wells (PODs) into a common system and list all PODs on the City's municipal water rights totaling 76.62 cfs when combined, water rights located within IDWR Administrative Basin 63. Priority dates range from 1910 to 2009. No new wells will be drilled.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s), proposed transfer(s), or amendment(s) please see www.idwr.idaho.gov/WaterManagement/WaterRights. Protests may be submitted based on the criteria of Idaho Code §§ 42-203A, 42-222 and 42-211. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 9-7-2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/20/2015 and 8/27/2015

Van Dyke, Nick

From: Ed Squires [ed@hydrologicinc.net]
Sent: Thursday, July 30, 2015 2:07 PM
To: Van Dyke, Nick
Subject: 7-30-2015 Meridian Mutual / Multiple POD Water Rights Transfer Application

Hydro Logic Inc

1002 W. Franklin St. Boise, ID 83702 (208) 342-8369 Fax: (208) 342-3100 Cell: (208) 631-6781

Good afternoon Nick,

As we have discussed, the City of Meridian's Points of Diversion water rights transfer application No. 79778 will be publicly advertised statewide on August 6th and 13th. Thank you for holding the advertisement dates until the City could notify potentially interested parties so as not to blindside anyone and in an attempt to avoid protests.

In the interim, the City has contacted and met with irrigation entities and their attorneys including Norm Semanko/Idaho Water Users, Albert Barker/Board of Control, Dan Steenson/ Nampa and Meridian Irrigation, Bryce Farris/Settlers Irrigation, Andy Waldera/Pioneer Irrigation. We have also presented the transfer application to United Water Idaho and many of the Treasure Valley's cities.

We have not uncovered any expressed opposition to the transfer application which we also view as a straightforward filing seeking simply to unify the City's water rights with the same conditions placed by the SRBA.

On behalf of myself and the City of Meridian, thank you for your help with this.

Respectfully,

Ed Squires

Hydro Logic Inc

1002 W. Franklin St.

Boise, ID 83702

Office: (208) 342-8369

Cell: (208) 631-6781

Fax: (208) 342-3100

ed@hydrologicinc.net

Van Dyke, Nick

From: Van Dyke, Nick
Sent: Friday, June 19, 2015 7:20 AM
To: 'Ed Squires'
Subject: RE: 6-18-2015 Request to Delay Public Advertisement of Water Right Transfer No. 79778 in the Name of the City of Meridian

Ed,

Responding to confirm I received your email and it will be placed in the file for reference. If any questions, please feel free to call or email.

Nick

From: Ed Squires [<mailto:ed@hydrologicinc.net>]
Sent: Thursday, June 18, 2015 3:55 PM
To: Van Dyke, Nick
Cc: 'Kyle Radek'; 'Tom Barry'
Subject: 6-18-2015 Request to Delay Public Advertisement of Water Right Transfer No. 79778 in the Name of the City of Meridian
Importance: High

Hydro Logic, Inc.

1002 W. Franklin St. Boise, ID 83702 (208) 342-8369 Fax: (208) 342-3100 Cell: (208) 631-6781

June 18, 2015

Nick Van Dyke
Senior Water Rights Agent
Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, Idaho 83705

Subject: Water Right Transfer No. 79778 in the Name of the City of Meridian

Dear Nick,

Thank you for discussing this transfer application with me earlier today and for processing this application we filed in January. Now that it has been reviewed and readied for public advertisement by IDWR, the City would like to take some time to make a good faith effort to pre-notify other water users and interested parties in the Valley to explain the purpose of the transfer and so it does not come as a surprise that would perhaps instigate protests to the application.

To that end, and on behalf of the City of Meridian, I am formally requesting that you temporarily hold off on the public advertisement of the transfer application to allow the City to notify and explain the transfer to other water users. I would hope and expect this could be accomplished within the next 60 days when an elected official from the City will contact you again to request the advertisement process



Van Dyke, Nick

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Subject: RE: 6-18-2015 Request to Delay Public Advertisement of Water Right Transfer No. 79778 in the Name of the City of Meridian

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To: Van Dyke, Nick
Cc: 'Kyle Radek'; 'Tom Barry'
Subject: 6-18-2015 Request to Delay Public Advertisement of Water Right Transfer No. 79778 in the Name of the City of Meridian
Importance: High

Hydro Logic, Inc.

1002 W. Franklin St. Boise, ID 83702 (208) 342-8369 Fax: (208) 342-3100 Cell: (208) 631-6781

June 18, 2015

Nick Van Dyke
Senior Water Rights Agent
Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, Idaho 83705

Subject: Water Right Transfer No. 79778 in the Name of the City of Meridian

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To that end, and on behalf of the City of Meridian, I am formally requesting that you temporarily hold off on the public advertisement of the transfer application to allow the City to notify and explain the transfer to other water users. I would hope and expect this could be accomplished within the next 60 days when an elected official from the City will contact you again to request the advertisement process

be commenced. At that time, I will provide a list of the entities we met with and any correspondence between the City and those entities (none is envisioned).

The City appreciates the Department's willingness to work with us on this and our hope is that the outreach will help to streamline the approval process without protest.

All for now. Thank you.
Ed Squires

c: Tom Barry, Meridian Public Works Director
Kyle Radek, Assistant City Engineer

Ed Squires
Hydro Logic, Inc.
1002 W. Franklin St.
Boise, ID 83702
Office: (208) 342-8369
Cell: (208) 631-6781
Fax: (208) 342-3100
ed@hydrologicinc.net

January 6, 2015

Mr. Jeff Peppersack, Administrator
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho
83720-0098

RECEIVED

JAN 07 2015

WATER RESOURCES
WESTERN REGION

RECEIVED

JAN 06 2015

DEPARTMENT OF
WATER RESOURCES

Subject: City of Meridian Mutual/Multiple Point of Diversions Transfer Application

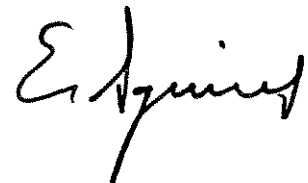
Dear Jeff:

Under the cover of this letter, and on behalf of the City of Meridian, Idaho, I am finally able to transmit the City of Meridian (City) so-called "mutual/multiple" points of diversion transfer application we have been discussing for several years now and, most recently, at our meeting on the subject at your offices on November 21st of last year. The application consists of the following original documents:

- 1) Completed transfer application signed by the City.
- 2) A listing of the City's primary points of diversion subject to the transfer (Exhibit A).
- 3) A map showing the locations of the City's primary points of diversion on an aerial GoogleEarth® photographic base (Exhibit B).
- 4) A map showing the City's water distribution system with respect to the primary points of diversion (Exhibit C).
- 5) A compact disc with the ArcView shape files of the City's current water service area.
- 6) A signed check, made out to the Department in the amount of \$ 4,300 for processing fees.
- 7) This transmittal letter.

I hope you find this application to be complete and comprehensive as we have intended but please call me direct at (208) 631-6781 with any questions or if additional data are required. Thank you for your time, and that of your staff, in helping the City to develop and file this application.

Respectfully,
Ed Squires



c: Shelley Keen, IDWR (electronic)
Angela Grimm, IDWR (electronic)
Kyle Radek, City of Meridian
Charlie Honsinger, Honsinger Law LLC (electronic)