

RECEIVED**MAR 23 2015****IDWR / NORTH**

79925

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

1. Name of applicant(s) CITY OF WINCHESTER Phone 208-924-5358
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address PO BOX 245 City WINCHESTER
 State ID Zip 83555 Email WINCHCTY@CONNECTWIRELESS.US
2. Source of water supply GROUND WATER which is a tributary of _____
3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
34N	02W	31	29		SW	SE	LEWIS	GROUND WATER	
34N	02W	31	20		NW	SE	LEWIS	GROUND WATER	
34N	02W	31	29		SW	SE	LEWIS	GROUND WATER	
34N	02W	31	17		NE	SE	LEWIS	GROUND WATER	

4. Water will be used for the following purposes:
 Amount 0.50 for MUNICIPAL purposes from 01/01 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
5. Total quantity to be appropriated is (a) 0.50 cubic feet per second (cfs) and/or (b) _____ acre feet per year (af).
6. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. 2 NEW WELLS SUPPLYING 50+ GPM
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 11. For dams 10 feet or more in height OR reservoirs with a total storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No
- c. Proposed well diameter is 8 inches; proposed depth of well is 400 feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? _____; drilling firm _____;
 well was drilled for (well owner) _____; Drilling Permit No. _____.
7. Description of proposed uses (if irrigation only, go to item 8):
- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households _____
- e. Other; describe fully. _____

8. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
33N	02W	6	M	M															
34N	02W	31													M	M	M	M	
34N	02W	32															M		

Total number of acres to be irrigated: _____

9. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping?

85-7306, 85-7363, 85-4404, 85-4405

- Who owns the property at the point of diversion? CITY OF WINCHESTER
- Who owns the land to be irrigated or place of use? _____
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

THE CITY IS APPLYING FOR WATER RIGHTS FOR 4 ACTIVE (EXISTING) WELLS AND 2 PROPOSED WELLS.

THE EXISTING WELLS ARE CAPABLE OF PRODUCING APPROXIMATELY 0.20 CFS (85 GAL/MIN). THE NEW WELLS ARE ANTICIPATED TO PRODUCE A TOTAL OF 0.30 CFS (135 GAL/MIN). THE CURRENT CITY WATER RIGHTS ARE FOR 0.42 CFS. EXISTING WATER RIGHTS COVER 0.42 CFS (188.5 GAL/MIN) AND THE CITY IS WORKING TO ACQUIRE AN EXTRA 0.08 CFS WATER RIGHT FOR A TOTAL OF 0.50 CFS (220 GAL/MIN).

- Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).
- MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

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.

Randolph D. Stewart
Signature of Applicant

Signature of Applicant

Randolph D. Stewart, Mayor
Print Name (and title, if applicable)

Print Name (and title, if applicable)

Received by db Date 3/23/15 Time _____ Preliminary check by _____
Fee \$ 250.00 Received by db Receipt No. N03116 Date 3/23/15

For Department Use:

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. _____

Point of Diversion/Place of Use Supplement

Attachment to: ☒ Application for Permit to Appropriate Water ☐ Application for Transfer** ☐ Adjudication Claim
☐ Application for Amendment of Permit ☐ Beneficial Use Field Report ☐ Statutory Claim

Location of points of diversion (POD):

New POD?	Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or well/diversion tag #
☐ Yes	34N	2W	33	25		SW	SW	LEWIS	GROUND WATER	D0067919
☐ Yes	34N	2W	33	9		SW	NW	LEWIS	GROUND WATER	D0067920
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										

Description of place of use (POU):

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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Water Right No. or App. ID _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**MUNICIPAL WATER RIGHT APPLICATION CHECKLIST
FOR AN APPLICATION TO APPROPRIATE WATER FOR MUNICIPAL PURPOSES**

An application to appropriate water for municipal purposes must be prepared in accordance with the requirements listed below to be acceptable for processing by the Department. There are two types of permits for municipal water use. The first type of municipal permit provides water for reasonably anticipated future needs (**RAFN**) over a defined planning horizon.¹ The second type of municipal permit, called non-RAFN, provides water solely for use to meet needs that will arise in the near-term (five years).² A **non-RAFN** permit may have an annual volume limitation associated with it. Each type of municipal water use has a distinct set of review requirements.

Applicant Name: CITY OF WINCHESTER

1. Type of Municipal Provider. Applicant must qualify as a Municipal Provider to obtain a municipal water right. See Idaho Code § 42-202B (5). Check one:

- ☒ Type 1 – Municipality
☐ Type 2 – Franchise or political subdivision supplying water to a municipality
☐ Type 3 – Corporation or association regulated as a “public water supply” system by IDEQ
☐ Attach documentation of qualification as a Municipal Provider. See Idaho Code § 42-202(2).

2. List existing Water Rights (permits, licenses, decrees, and beneficial use claims) available to the applicant for municipal needs. These rights may or may not have a purpose of use expressly defined as “municipal”. Include a separate attachment as needed.

Right Number	Nature of Use	Diversion Rate (cfs)	Annual Vol. (acre-feet)	Service Area
85-4405	MUNICIPAL	0.075		CITY OF WINCHESTER
85-4404	MUNICIPAL	0.155		CITY OF WINCHESTER
85-7306	MUNICIPAL	0.11		CITY OF WINCHESTER
85-7363	MUNICIPAL	0.08		CITY OF WINCHESTER

3. List the total diversion rate from Item 2. Be sure to account for any combined diversion rate limits in the approval conditions of each right listed. 0.42 CFS (total from 2)
4. List the total volume from Item 2. Be sure to account for any combined volume limits in the approval conditions of each right listed AF (total from 2)

¹ For a thorough discussion of RAFN water rights, see IDWR’s *Recommendations for the Processing of Reasonably Anticipated Future Needs (RAFN) Municipal Water Rights at the Time of Application, Licensing, and Transfer*.

² For a thorough discussion of non-RAFN water rights, see IDWR’s Application Processing Memorandum No. 18.

5. Planning Horizon. See Idaho Code § 42-202B (7). Check one:

- ☐ RAFN. Specify planning horizon: ____ years. Go to Item 6.
☒ Non-RAFN (≤5 years). Go to Item 7.

6. If application is for RAFN:

- ☐ Attach justification for planning horizon. See Idaho Code § 42-202(2) and § 42-202B(7).
☐ Attach description of service area. See Idaho Code § 42-202(2) and § 42-202B(9).
☐ Attach population projection within the service area over the planning horizon. See Idaho Code § 42-202(2) and § 42-202B(8).
☐ Attach evaluation for demand within the service area over the planning horizon. See Idaho Code § 42-202(2) and § 42-202B(8).

Does demand exceed the totals listed in Items 3 and 4?

- Y N
☒ ☐ Rate?
☐ ☐ Volume?

If the answer is “No” to both rate and volume and a new point of diversion is needed, file a transfer application pursuant to Idaho Code § 42-222(1).

7. If application is for non-RAFN:

When submitting proof of beneficial use, non-RAFN permit holders will be required to show that water was diverted for an additional increment of beneficial use over existing water rights during the authorized development period, which may be up to five years from the date of approval. Do existing demand and short term needs exceed the combined authorizations from the existing water rights listed in Items 3 and 4?

- Y N
☒ ☐ Rate?
☐ ☐ Volume?

If the answer is “No” to both rate and volume and a new point of diversion is needed, file a transfer application pursuant to Idaho Code § 42-222(1).

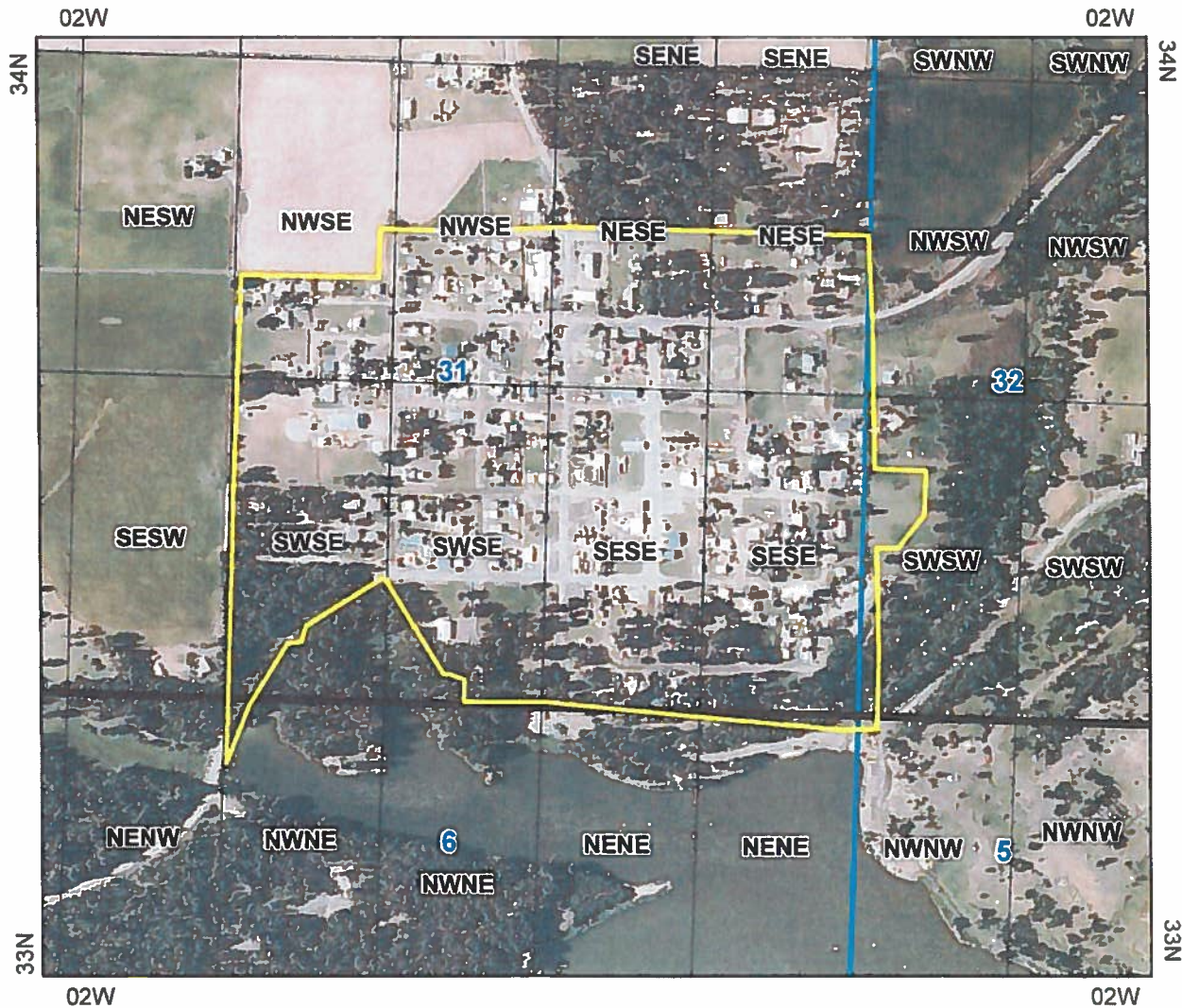


City Of Winchester

Water Right License

85-4404

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-  Water Service Area Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

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PAGE 1
Aug-17-2005

2005 AUG 18 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 85-04404

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NAME AND ADDRESS: CITY OF WINCHESTER
PO BOX 245
WINCHESTER, ID 83555-0245

SOURCE: GROUND WATER

QUANTITY: 0.155 CFS

PRIORITY DATE: 08/01/1937

POINT OF DIVERSION: T33N R02W S05 LOT 7 (NWNW) Within Lewis County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	0.155 CFS

PLACE OF USE:	Municipal	Within Lewis County
	T33N R02W S06 LOT 1 (NENE)	LOT 3 (NWNE)
	T34N R02W S31 LOT 17 (NESE)	LOT 19 (NWSE)
	LOT 29 (SWSE)	LOT 31 (SESE)
	S32 LOT 23 (NWSW)	LOT 25 (SWSW)

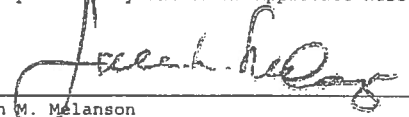
Place of use is within the service area of the City of Winchester municipal water supply system as provided for under Idaho Law.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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PAGE 1
Aug-17-2005

* Signature of Principal Driller and rig operator are required.

* Signature of Principal Driller and rig operator are required.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTState law requires that this report be filed with the Director, Department
within 30 days after the completion or abandonment of the

Location Corrected by IDWR To:

T34N R02W Sec. 31 NENESE

By: mciscell 2012-03-12

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IDWR / NORTH**1. WELL OWNER**Name Winchester City
Address Winchester, Ida. TOK
Drilling Permit No. 85-92-N-7741
Water Right Permit No. 2**7. WATER LEVEL**Static water level 180 feet below land surface.
Flowing? ☐ Yes ☐ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____
Describe artesian or temperature zones below.**2. NATURE OF WORK**

- ☒
- New well
- ☐
- Deepened
- ☐
- Replacement
-
- ☐
- Well diameter increase
- ☐
- Modification
-
- ☐
- Abandoned (describe abandonment or modification procedures
-
- such as liners, screen, materials, plug depths, etc. in lithologic
-
- log, section 9.)

8. WELL TEST DATA☐ Pump ☐ Bailer ☒ Air ☐ Other _____

Discharge G.P.M. _____ Pumping Level _____ Hours Pumped _____

110 gpm plus**3. PROPOSED USE**

- ☒
- Domestic
- ☐
- Irrigation
- ☐
- Monitor
-
- ☐
- Industrial
- ☐
- Stock
- ☐
- Waste Disposal or Injection
-
- ☒
- Other _____ (specify type)

9. LITHOLOGIC LOG

081807

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
8	0	7	clay		
6	7	163	med hard basalt		
	163	182	clay gravel 7 gpm		
	182	200	med basalt to very		
	200	321	hard (11 gpm)		
	321	340	black basalt 10 gpm		
	340	463	very hard grey basalt		
	463	600	gravel med soft		

4. METHOD DRILLED

- ☒
- Rotary
- ☒
- Air
- ☐
- Auger
- ☐
- Reverse rotary
-
- ☐
- Cable
- ☐
- Mud
- ☐
- Other _____
-
- (backhoe, hydraulic, etc.)

5. WELL CONSTRUCTIONCasing schedule: ☐ Steel ☐ Concrete ☐ Other _____Thickness _____ Diameter _____ From _____ To _____
250 inches 6" inches + 1 feet 20 feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feetWas casing drive shoe used? ☐ Yes ☒ NoWas a packer or seal used? ☐ Yes ☒ NoPerforated? ☐ Yes ☒ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation? _____ inches by _____ inches

Number _____ From _____ To _____

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer _____ Type _____

Top Packer or Headpipe _____

Bottom of Tailpipe _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

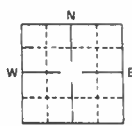
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth _____ Material used in seal: ☐ Cement grout☒ Bentonite ☐ Pudding clay ☐ _____Sealing procedure used: ☐ Slurry pit☐ Temp. surface casing ☒ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded☐ Solvent Weld ☐ Cemented between strata

Describe access port _____

6. LOCATION OF WELLSketch map location must agree with written location. ☒

Subdivision Name _____

Lot No. _____ Block No. _____

County Lewis

SE 1/4 SE 1/4 Sec. 31, T. 34 S. R. 2 W. 2

10.Work started June 22, 92 finished June 30, 92**11. DRILLER'S CERTIFICATION**I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name Whitcomb Drilling Firm No. 125Address Emma, Ida. Date July 12, 92Signed by Drilling Supervisor Ray Whitcomb

and

(Operator) William Whitcomb
(If different than the Drilling Supervisor)

IDWR / NORTH

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

Ball, Dianne

From: Ball, Dianne
Sent: Monday, March 30, 2015 4:36 PM
To: Cynthia.Barrett@deq.idaho.gov; rhennekey@idfg.idaho.gov
Subject: RE: Application for Permit No. 85-15769 GROUNDWATER - BUT SENSITIVE BASIN
Attachments: APP_MAPS_ETC_85-15769.pdf

Dear Cindy and Ray:

The Department of Water Resources is seeking written comment and/or recommendations from your agencies regarding the above referenced water right application. A copy of the application is attached for your reference.

We are preparing this for publication in the Lewis County Herald on April 2 and 9, 2015, with April 20, 2015 as final date for protests to be received in our office.

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 this 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.

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

Sincerely,

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive. Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 30, 2015

COPY

CITY OF WINCHESTER
PO BOX 245
WINCHESTER, ID 83555-0245

Application For Permit No. 85-15769

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the LEWIS COUNTY HERALD on 4/2/2015 and 4/9/2015. 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 permit.

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

Sincerely,

Adam Frederick
Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Monday, March 30, 2015 3:17 PM
To: Legal Notices-Lewis County Herald c/o Cottonwood Chronicle (cotchron@camasnet.com)
Subject: Application for Permit No. 85-15769
Attachments: LegalNotice 03-30-15 LC email 85-15769.doc

Good afternoon, Greg,

Please publish the enclosed legal notice on the dates indicated, April 2 and 9, 2014 (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

This should be very close to press-ready for 2-column, Calibri font, 8pt. most of body margins justified.

Please note the area that is under **USE** which has dates and water amounts offset and tabbed to line up. Our legal needs to reflect this format.

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 4/20/2015. Your cooperation is greatly appreciated.

If you have any questions, please call me or reply to this e-mail. Thanks for your extra efforts to get this started this coming Thursday. You are greatly appreciated.

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

85-15769

CITY OF WINCHESTER

PO BOX 245

WINCHESTER, ID 83555-0245

Point of Diversion L29(SWSE) S31 T34N R02W LEWIS County

Point of Diversion L20(NWSE) S31 T34N R02W LEWIS County

Point of Diversion L29(SWSE) S31 T34N R02W LEWIS County

Point of Diversion L17(NESE) S31 T34N R02W LEWIS County

Point of Diversion L9(SWNW) S33 T34N R02W LEWIS County

Point of Diversion L25(SWSW) S33 T34N R02W LEWIS County

Source for all Points of Diversion GROUND WATER

Use: MUNICIPAL 01/01 to 12/31 0.5 CFS

Total Diversion: 0.5 CFS

Date Filed: 3/23/2015

Place of Use: MUNICIPAL

Municipal use is within applicant's service area.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800; or for a full description of the right(s), please see:

www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp.

Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D' Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 4/20/2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/2/2015 and 4/9/2015