

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Transfer No. 78737**POD AMENDED****6/6/2014**

**MINIMUM REQUIREMENTS CHECKLIST**  
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

**RECEIVED**  
**JUN 27 2014**  
DEPT. OF WATER RESOURCES  
SOUTHERN REGION

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 <http://www.idwr.idaho.gov/>.

Name of Applicant(s) CITY OF CHALLIS

**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 #1-9.**

- ☐ #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 transfer 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).
- ☐ #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 <http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm>.
- ☐ #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.
- ☐ #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.)
- ☐ #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 Other. Please describe: \_\_\_\_\_

POD AMENDED  
6/6/2014

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1

RECEIVED  
JUN 27 2014  
DEPT. OF WATER RESOURCES  
SOUTHERN REGION

Name of Applicant CITY OF CHALLIS Phone (208)879-2386  
Mailing Address PO BOX 587, CHALLIS ID 83226 Email \_\_\_\_\_

- ☐ 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**.

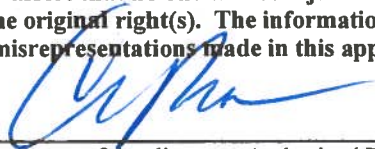
Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ 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.

 \_\_\_\_\_  
Signature of Applicant or Authorized Representative

*Superintendent ORPW* \_\_\_\_\_  
Print Name and Title if applicable

8/9/14 \_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Applicant or Authorized Representative

\_\_\_\_\_  
Print Name and Title if applicable

\_\_\_\_\_  
Date

A. PURPOSE OF TRANSFER

| 1. | Right   | Split | POD | POU | Add POD | Period of Use | Nature of Use |
|----|---------|-------|-----|-----|---------|---------------|---------------|
|    | 72-7117 | No    | No  | No  | Yes     | No            | No            |
|    | 72-7167 | No    | Yes | No  | Yes     | No            | No            |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

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

2. 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.2**

The City of Challis is proposing to drill a new well that will replace an existing well under water right 72-7167. The new well will change the 10 acre tract as currently recorded on the water right. In addition to the change in the point of diversion the City also seeks to list all wells in the system on both ground water rights 72-7167 and 72-7117.

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

1. Detailed Water Right Description(s) Attached labeled Part 1.

**Summary of Water Rights After the Approved Change**

| Transferred<br>Right (All or<br>Part) | Transfer<br>Rate | Transfer<br>Volume | Acre Limit | Total Acres | Original<br>Right<br>(Remaining<br>Portion) | Remaining<br>Rate | Remaining<br>Volume | Remaining<br>Acre Limit | Remaining<br>Total Acres |
|---------------------------------------|------------------|--------------------|------------|-------------|---------------------------------------------|-------------------|---------------------|-------------------------|--------------------------|
| 72-7117                               | 2.730 cfs        | N/A                | N/A        | N/A         |                                             | N/A               | N/A                 | N/A                     | N/A                      |
| 72-7167                               | 0.380 cfs        | N/A                | N/A        | N/A         |                                             | N/A               | N/A                 | N/A                     | N/A                      |
| <b>COMBINED<br/>TOTALS</b>            | 3.110 cfs        | N/A                | N/A        | N/A         |                                             | N/A               | N/A                 | N/A                     | N/A                      |

2. Total amount of water proposed to be transferred or changed 3.11 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum

3. Points(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5.**

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

IDAHO DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 72-7117

Current Water Right Owner

CITY OF CHALLIS  
PO BOX 587  
CHALLIS, ID 83226

Priority Date: 1/19/1981

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Subuse Code</u> |
|-----------------------|-------------|-----------|-----------------------|--------------------|
| MUNICIPAL             | 1/01        | 12/31     | 2.730 CFS             |                    |
| Total Diversion       |             |           | 2.730 CFS             |                    |

Source and Point(s) of Diversion:

|              |      |                                       |
|--------------|------|---------------------------------------|
| GROUND WATER | SWNE | Sec. 32 Twp 14N Rge 19E CUSTER County |
| GROUND WATER | NENW | Sec. 32 Twp 14N Rge 19E CUSTER County |
| GROUND WATER | SENE | Sec. 32 Twp 14N Rge 19E CUSTER County |
| GROUND WATER | SENE | Sec. 33 Twp 14N Rge 19E CUSTER County |

Describe the proposed diversion system

Replacement/New Well

Existing well

Existing well

Existing well

Place of Use: A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

**IDAHO DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1 Transfer Right After Requested Changes**

**Proposed Water Right No.** 72-7167

Current Water Right Owner

CITY OF CHALLIS  
PO BOX 587  
CHALLIS, ID 83226

Priority Date: 11/4/1981

Origin: Water Right

Basis: Decreed

**Status** Active

**Source:** GROUND WATER

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Subuse Code</u> |
|-----------------------|-------------|-----------|-----------------------|--------------------|
| MUNICIPAL             | 1/01        | 12/31     | 0.380 CFS             |                    |
| Total Diversion       |             |           | 0.380 CFS             |                    |

**Source and Point(s) of Diversion:**

|              |      |                         |               |
|--------------|------|-------------------------|---------------|
| GROUND WATER | SWNE | Sec. 32 Twp 14N Rge 19E | CUSTER County |
| GROUND WATER | NENW | Sec. 32 Twp 14N Rge 19E | CUSTER County |
| GROUND WATER | SENE | Sec. 32 Twp 14N Rge 19E | CUSTER County |
| GROUND WATER | SENE | Sec. 33 Twp 14N Rge 19E | CUSTER County |

**Describe the proposed diversion system**

Replacement/New Well

Existing well

Existing well

Existing well

**Place of Use:** A map depicting the place of use is attached to illustrate the place of use described by a digital boundary.

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

CITY OF CHALLIS MUNICIPAL SYSTEM.

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

CITY OF CHALLIS

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

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

No, ☒ 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:

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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

NA

- e. Describe the use of any other water right(s) for the same purpose or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

CITY ALSO HAS A MUNICIPAL SURFACE WTR (72-47) GROUNDWATER IS INTENDED  
TO BE PRIMARY SOURCE.

- f. 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:

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

**Current Water Right No.** 72-7117

**Current Water Right Owner**  
CITY OF CHALLIS  
PO BOX 587  
CHALLIS, ID 83226

**Priority Date:** 1/19/1981

**Origin:** Water Right

**Basis:** Decreed

**Status:** Active

**Source:** GROUND WATER

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Subuse Code</u> |
|-----------------------|-------------|-----------|-----------------------|--------------------|
| MUNICIPAL             | 1/01        | 12/31     | 2.730 CFS             |                    |
| Total Diversion       |             |           | 2.730 CFS             |                    |

**Source and Point(s) of Diversion:**

|              |        |                         |               |
|--------------|--------|-------------------------|---------------|
| GROUND WATER | SWNENW | Sec. 32 Twp 14N Rge 19E | CUSTER County |
| GROUND WATER | SWSENW | Sec. 32 Twp 14N Rge 19E | CUSTER County |
| GROUND WATER | SWSENE | Sec. 33 Twp 14N Rge 19E | CUSTER County |

**Describe the proposed diversion system**

WELLS, PUMPS, PIPELINE TO STORAGE

WELLS, PUMPS, PIPELINE TO STORAGE

WELLS, PUMPS, PIPELINE TO STORAGE

**Place of Use:** MUNICIPAL

**Conditions/Remarks:**

1. 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. PLACE OF USE IS LANDS WITHIN THE CITY LIMITS OF CHALLIS.



# APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 3



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.

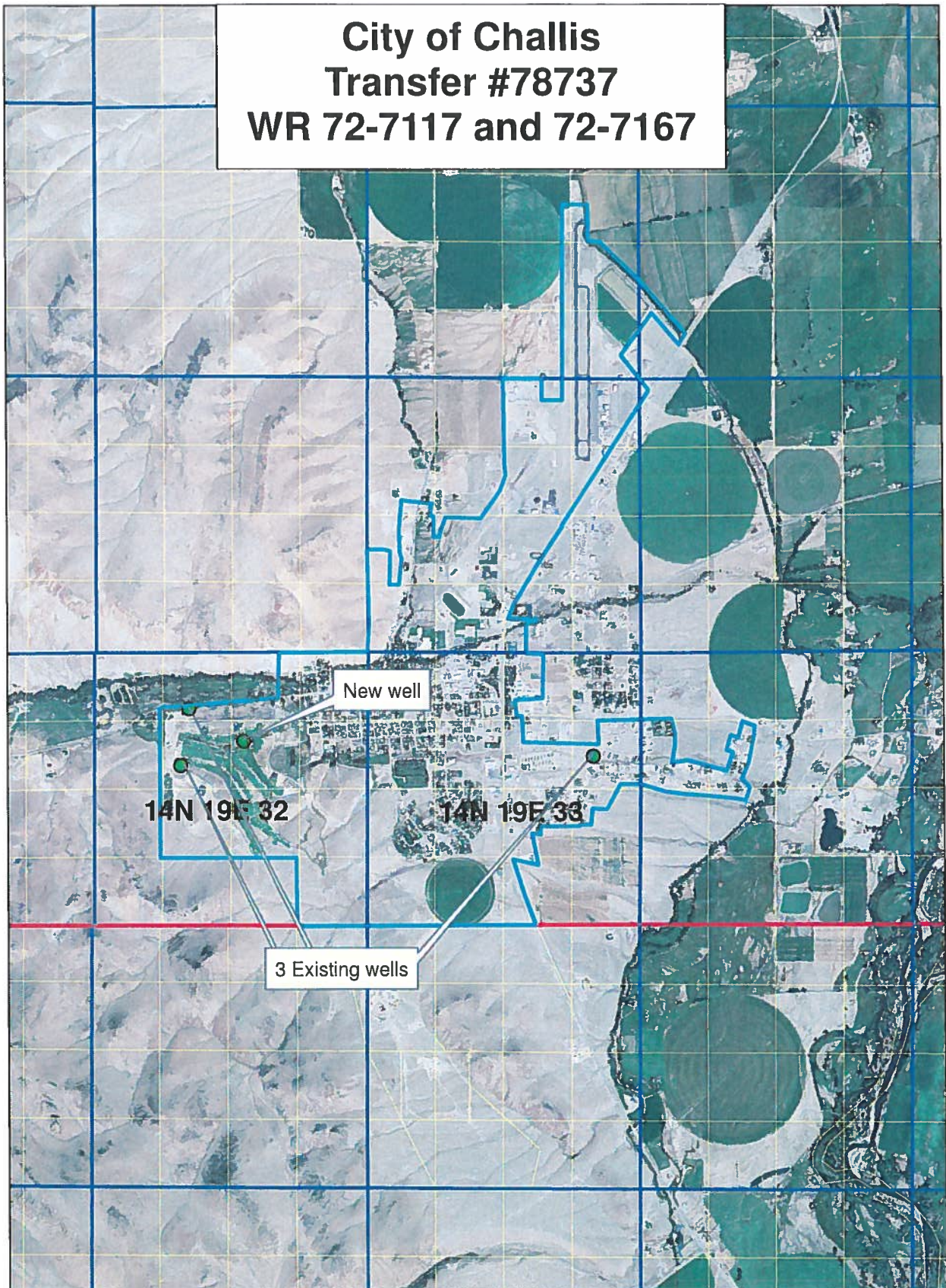
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1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information 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.:

Transfer Contains 9 pages and            attachments.  
 Received By DM Date 8/8/2013 Prelim. Check By N.E. Date 8-8-13  
 Fee Paid \$740- Date 8.8.2013 Received By N.E. Receipt # S033446  
 Add'l Fee Paid \$50- Date 10.15.2013 Received By CH. Receipt # S033578  
Re-advertise ↑

**City of Challis  
Transfer #78737  
WR 72-7117 and 72-7167**



**TRANSFER 78737**