

SEP 27 2013

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
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 342-8369 (Hydro Logic)
2. MAILING ADDRESS 33 E. Broadway Ave. City Meridian
State ID Zip 83642 Email 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)
- 63-12039

- ☒ 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
- 3.0
- cubic feet per second and/or
- N/A
- 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*.

TwP	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
03N	01E	8			SW	NE	Ada	Ground Water	Well #16-A
03N	01E	8			SW	NE	Ada	Ground Water	Well #16-B
03N	01E	8			SW	NE	Ada	Ground Water	Well #16-C

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:

One replacement well and up to two additional wells diverting ground water into a municipal water distribution system. All wells will be equipped with totalizing flow-meters and lockable control valves at the well heads.

- 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

KYLE RADER, PE, ASST. CITY ENR.

Print name and title if applicable

9/27/13

Date

Signature of applicant or authorized agent

Print name and title if applicable

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 2 pages of attachments. Received by _____ Date _____

Fee paid \$160.00 Date 9/27/13 Received by JA Receipt # WD415421

Preliminary review completed by Vicky MUSIC Date 12-9-13

Community Map for the Proposed City
of Meridian Points of Diversion for
Water Right No. 63-12039

T. 3 N. R. 1 E. Section 8, SW¼, NE¼
Latitude 43° 36' 54.72" Longitude 116° 21' 36.73"
September 27, 2013

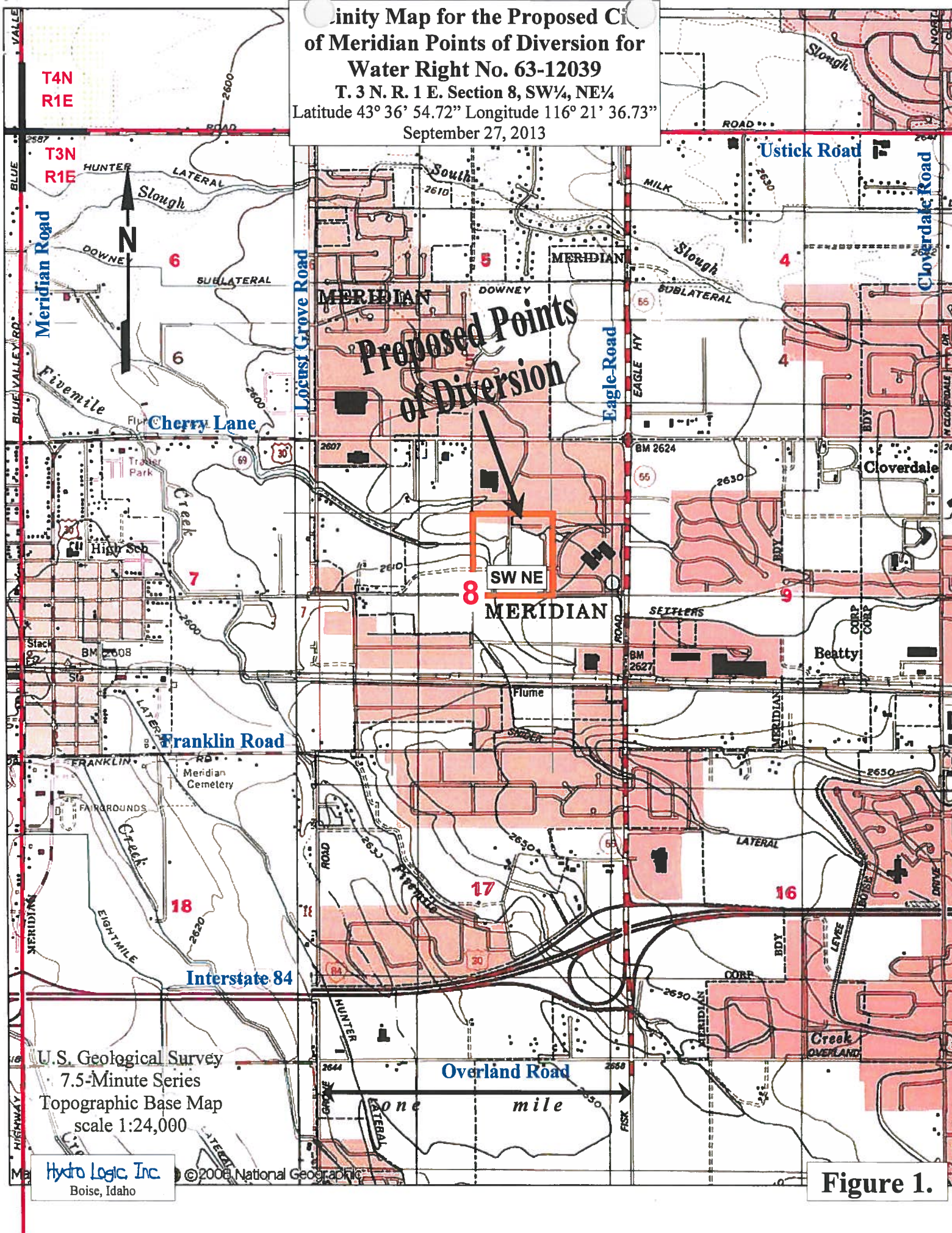


Figure 1.

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 63-12039

Priority: June 27, 1993

Maximum Diversion Rate:

3.00 CFS

This is to certify, that CITY OF MERIDIAN
33 E IDAHO AVE

MERIDIAN ID 83642

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 17, 1993; and has submitted Proof of Beneficial Use on July 19, 1996. An examination indicates that the works have a diversion capacity of 3.090 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	3.00 CFS	

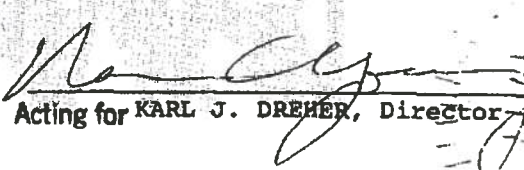
LOCATION OF POINT(S) OF DIVERSION: NWNE , Sec. 8, Township 03N, Range 01E
ADA County

PLACE OF USE: See RemarksCONDITIONS OF APPROVAL AND REMARKS

1. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
2. The daily diversion volume for domestic uses under this municipal right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.
3. Place of use is within the city limits of Meridian.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 12th day of

JANUARY, 1999.


Acting for KARL J. DREHER, Director

MICROFILMED

Sommer, Rachel

From: Sommer, Rachel
Sent: Tuesday, December 24, 2013 12:48 PM
To: 'LEGALS@IDAHOSTATESMAN.COM'
Subject: Ada Legal Ad
Attachments: Ada Cover Letter.docx; Ada Legal Ad.docx

Good Afternoon Janice Hildreth,

Please see the attached ad for publication on 1/2/2014 & 1/9/2014.

Please confirm these are okay to publish as shown.

Thank you very much,

Rachel Sommer

Administrative Assistant
IDWR, Western Region
Office: 208-334-2190
Fax: 208-334-2348
rachel.sommer@idwr.idaho.gov

December 24, 2013

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

RE: Transfer No. 78670, 78853
Extension No. 63-32339

Dear Legal Notice Department:

Please publish the enclosed legal notice 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 1/20/2014. Your cooperation is appreciated.

Sincerely,

Rachel Sommer
Administrative Assistant

Enclosures

PROPOSED CHANGE OF WATER RIGHTS

The City of Meridian of 33 E Broadway Ave, Meridian, Idaho, 83642, filed Application No. **78853** to transfer one water right with a 1993 priority date from ground water totaling 3.0 cfs. The purpose of the transfer is to correct the legal description of the well that is the authorized point of diversion, and add two additional wells as points of diversion. Water will be used at the current place of use in the City of Meridian service area.

Veterans Administration Medical Center, 500 W. Fort St., Boise, ID 83702, filed Application No. **78670** to transfer ground water right 63-29710 with a 1910 priority date. The transfer will convert the full right, 0.13 cfs and 67.0 af, to heating purposes for additional use within the medical center's existing geothermal heating system.

EXTENSION OF TIME TO AVOID FORFEITURE OF WATER RIGHT

Jeffery Wolfe of 1111 West Jefferson Street Ste 80, Boise, ID 83702 filed an Application proposing an Extension of Time to Avoid Forfeiture for Water Right No. **63-32339** with a 1959 priority from ground water totaling 0.18 cfs. The irrigation right was partially decreed in the SRBA in 2007. The right serves property located 0.5 miles north of Hidden Springs, ID. The applicant requests the extension of time to allow for a residence to be built on the property.

For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. For specific details of the extension see this link www.idwr.idaho.gov/apps/ExtSearch/SearchWRAJ.asp using right no 2-10370. Protests may be submitted based on the criteria of Sec 42-203A and 42-222, Idaho Code. Any protest against the approval of this 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 01/20/2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 1/2/2014 and 1/9/2014

MEMORANDUM

TO: Transfer No. 78853
FROM: Vicky Music
DATE: December 11, 2013
RE: Evaluation of Application

The transfer proposes to correct the legal description of the point of diversion [POD] for water right no. 63-12039, and to add two new wells as additional PODs. Water Right No. 63-12039 is a municipal use for 3 cfs for the City of Meridian.

The site is in Meridian, Idaho, west of Boise. It is about 11 miles from the Boise city center to the Meridian city center.

Contact person for the applicant is consultant Ed Squires, HydroLogic Inc.

Deviations from Transfer Policy Standards

The short transfer form was used and it was complete and correct.

Summary of Information Submitted

Authority to File:

As the owner of record of water right 63-12039, the applicant has the authority to file this application.

Water Right Validity:

Right presumed to be valid due the known beneficial use by the City of Meridian. The water right license was issued in 1999. No SRBA claim was filed because it was not required for right developed after 1987, such as this right.

Injury to Other Water Rights:

There is no injury associated with correcting a legal description error, and the two proposed wells are within in the same quarter-quarter as the original POD. No injury is expected.

Enlargement of Use:

No enlargement is proposed or expected.

Local Public Interest:

There are no apparent public interest issues.

Beneficial Use/Conservation of Water Resources:

The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Additional Information/Analysis and Discussion

The application seeks to correct the legal description of the original POD, which is licensed in the NWNE, section 8, T 3N, R 1E, close to the quarter – quarter line. It is actually located in the SWNE. The additional two proposed wells are also in the SWNE, Section 8.

No additional information is needed from the applicant and no review of the application is needed from other programs within the Department.

Watermaster comments are not applicable here.

Data entry affected the correct record. SRBA status was mentioned above in this memo.

There are no overlaps at the existing or proposed POD. The city of meridian has 26 water rights for its service area. This application does not affect these associated rights.

There are no mitigation or water bank issues.

Summary

Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.

Condition 046 is required because two new wells are proposed.

Note

If the application should be **rejected or denied**, adapt the memo to document the basis for this action. Regional Manager can issue the order effective July 2007.



1002 W. Franklin Street, Boise, ID 83702 (208) 342-8369, Fax (208) 342-3100, hli@hydrologicinc.net

RECEIVED

SEP 27 2013

WATER RESOURCES
WESTERN REGION

September 27, 2013

Mr. Steve Lester
Water Rights Supervisor
Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, Idaho 83705

Re: City of Meridian Application for Transfer for Water Right No. 63-12039

Dear Steve:

With this letter, I transmit an Application for Transfer of Water Right – Point(s) of Diversion on behalf of the City of Meridian. The application seeks to change (correct) the original point of diversion and add up to two new additional points of diversion in the same $\frac{1}{4}$ $\frac{1}{4}$ section.

The City does not seek to increase its diversion rate from water right license 63-12039.

In developing this transfer application, we observed that the water right License 63-12039 has the incorrect location listed for the point of diversion. The current license shows the existing well to be located in T3N, R1E, Section 8, NW $\frac{1}{4}$, NE $\frac{1}{4}$ when the actual location is in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$. This transfer seeks a change in point of diversion to correct the location.

This application consists of the following documents:

- 1) An Application for Transfer signed by the City of Meridian.
- 2) An annotated USGS Topographic Series map showing the POD $\frac{1}{4}$ $\frac{1}{4}$ section.
- 3) A copy of the water right License for water right No. 63-12039.
- 4) A check in the amount of \$660 for processing fees.
- 5) This transmittal letter.

Please direct all inquiries pertaining to this application to my attention at (208) 631-6781 and/or the address above.

Respectfully,

Ed Squires

c: Kyle Radek, City of Meridian