

RECEIVED
JUL 11 2013
IDWR / NORTH

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 the wells are connected by pipe. Measuring devices and lockable controls at each well.

- b. Who owns the property at the point(s) of diversion? This is an Municipal water right with a service area
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:

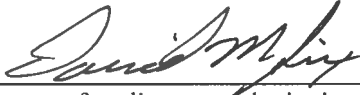
Yes No

- ☐ ☒ 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 $\frac{1}{4}$ $\frac{1}{4}$ 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.

x 
Signature of applicant or authorized agent

DAVID M. SIX WATER WASTE WATER SYSTEM 7-8-13
Print name and title if applicable MANAGER 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 _____ pages of attachments.

Received by db

Date 7/11/13

Fee paid _____

Date _____

Received by _____

Receipt # _____

Preliminary review completed by _____

Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78707

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

Name of Applicant(s) CITY OF LEWISTON

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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

Name of Applicant CITY OF LEWISTON Phone (208) 743-7461
Mailing Address PO BOX 617, LEWISTON ID 83501 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	_____ 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.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	85-2099	No	No	No	Yes	No	No
	85-2131	No	No	No	Yes	No	No
	85-4017	No	No	No	Yes	No	No
	85-4019	No	No	No	Yes	No	No
	85-7015	No	No	No	Yes	No	No
	85-7158	No	No	No	Yes	No	No
	85-7601	No	No	No	Yes	No	No
	86-4032	No	No	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**

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 Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
85-2099	2.670 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
85-2131	3.900 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
85-4017	4.000 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
85-4019	1.500 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
85-7015	0.850 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
85-7158	1.380 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
86-4032	1.000 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
85-7601	1.110 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

**COMBINED
TOTALS**

16.410 cfs	N/A	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 16.41 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. 85-2099

Current Water Right Owner
CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 8/6/1953

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	2.670 CFS	
Total Diversion			2.670 CFS	

Source and Point(s) of Diversion:

GROUND WATER	NESE	Sec. 1 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	SESE	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L4(SWSW)	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L6(SWNE)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L3(SWNW)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L2(SWNE)	Sec. 36 Twp 36N Rge 06W NEZ PERCE County

Describe the proposed diversion system

well # 3
E0005862 Well # 6
E0005297 Well # 5
E0005296 Well # 4
Well #2 E0005527
Well # A1

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. 85-2131

Current Water Right Owner
CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 9/25/1964

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	3.900 CFS	
Total Diversion			3.900 CFS	

Source and Point(s) of Diversion:

GROUND WATER	SESE	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L4(SWSW)	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L6(SWNE)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	NESE	Sec. 1 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L3(SWNW)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L2(SWNE)	Sec. 36 Twp 36N Rge 06W NEZ PERCE County

Describe the proposed diversion system

E0005862 Well # 6

E0005297 Well # 5

E0005296 Well # 4

well # 3

Well #2 E0005527

Well # A1

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. 85-4017

Current Water Right Owner
CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 6/1/1962

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	01/01	12/31	4.000 CFS	
Total Diversion			4.000 CFS	

Source and Point(s) of Diversion:

GROUND WATER	NESE	Sec. 1 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	SESE	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L4(SWSW)	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L6(SWNE)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L3(SWNW)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L2(SWNE)	Sec. 36 Twp 36N Rge 06W NEZ PERCE County

Describe the proposed diversion system

well # 3
E0005862 Well # 6
E0005297 Well # 5
E0005296 Well # 4
Well #2 E0005527
Well # A1

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. 85-4019

Current Water Right Owner
CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 7/1/1960

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	01/01	12/31	2.300 CFS	
Total Diversion			1.500 CFS	

Source and Point(s) of Diversion:

GROUND WATER	NESE	Sec. 1 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	SESE	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L4(SWSW)	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L6(SWNE)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L3(SWNW)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L2(SWNE)	Sec. 36 Twp 36N Rge 06W NEZ PERCE County

Describe the proposed diversion system

well # 3
E0005862 Well # 6
E0005297 Well # 5
E0005296 Well # 4
Well #2 E0005527
Well # A1

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. 85-7015

Current Water Right Owner

CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 1/15/1970

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	6/01	10/01	0.850 CFS	
Total Diversion			0.850 CFS	

Source and Point(s) of Diversion:

GROUND WATER	NESE	Sec. 1 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	SESE	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L4(SWSW)	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L6(SWNE)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L3(SWNW)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L2(SWNE)	Sec. 36 Twp 36N Rge 06W NEZ PERCE County

Describe the proposed diversion system

well # 3

E0005862 Well # 6

E0005297 Well # 5

E0005296 Well # 4

Well #2 E0005527

Well # A1

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. 85-7158

Current Water Right Owner
CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 6/23/1977

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	5/01	9/30	1.380 CFS	
Total Diversion			1.380 CFS	

Source and Point(s) of Diversion:

GROUND WATER	NESE	Sec. 1 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	SESE	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L4(SWSW)	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L6(SWNE)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L3(SWNW)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L2(SWNE)	Sec. 36 Twp 36N Rge 06W NEZ PERCE County

Describe the proposed diversion system

well # 3
E0005862 Well # 6
E0005297 Well # 5
E0005296 Well # 4
Well #2 E0005527
Well # A1

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. 86-4032

Current Water Right Owner
CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 6/1/1951

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	01/01	12/31	1.000 CFS	
Total Diversion			1.000 CFS	

Source and Point(s) of Diversion:

GROUND WATER	NESE	Sec. 1 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	SESE	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L4(SWSW)	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L6(SWNE)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L3(SWNW)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L2(SWNE)	Sec. 36 Twp 36N Rge 06W NEZ PERCE County

Describe the proposed diversion system

well # 3

E0005862 Well # 6

E0005297 Well # 5

E0005296 Well # 4

Well #2 E0005527

Well # A1

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. 85-7601

Current Water Right Owner
CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 5/27/1994

Origin: Water Right

Basis: License

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
MUNICIPAL	4/01	9/30	1.110 CFS	
Total Diversion			1.110 CFS	

Source and Point(s) of Diversion:

GROUND WATER	NESE	Sec. 1 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	SESE	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L4(SWSW)	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L6(SWNE)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L3(SWNW)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L2(SWNE)	Sec. 36 Twp 36N Rge 06W NEZ PERCE County

Describe the proposed diversion system

well # 3

E0005862 Well # 6

E0005297 Well # 5

E0005296 Well # 4

Well #2 E0005527

Well # A1

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
All wells are connected.

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

City of Lewiston

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

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:
none

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:
River water rights are 86-4034 A, 86-4034 B, 86-7090, 86-7324

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: NO

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

Current Water Right No. 85-2099

Current Water Right Owner
CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 8/6/1953

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	2.670 CFS	
Total Diversion			2.670 CFS	

Source and Point(s) of Diversion:

GROUND WATER L6(NWNWSW) Sec. 6 Twp 35N Rge 05W NEZ PERCE County

Place of Use: Place of use is described by a digital boundary.

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 within the service area of the City of Lewiston municipal water supply system as provided for under Idaho Law.

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

Current Water Right No. 85-2131

Current Water Right Owner
CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 9/25/1964

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	3.900 CFS	
Total Diversion			3.900 CFS	

Source and Point(s) of Diversion:

GROUND WATER	L2(SWSWNE)	Sec. 36 Twp 36N Rge 06W	NEZ PERCE County
GROUND WATER	L3(SWSWNW)	Sec. 32 Twp 36N Rge 05W	NEZ PERCE County
GROUND WATER	L6(SWSWNE)	Sec. 32 Twp 36N Rge 05W	NEZ PERCE County

Place of Use: Place of use is described by a digital boundary.

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 within the service area of the City of Lewiston municipal water supply system as provided for under Idaho Law.

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

Current Water Right No. 85-4019

Current Water Right Owner
CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 7/1/1960

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	01/01	12/31	2.300 CFS	
Total Diversion			1.500 CFS	

Source and Point(s) of Diversion:
GROUND WATER

L6(SWSWNE) Sec. 32 Twp 36N Rge 05W NEZ PERCE County

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

1. Place of use is within the service area of the City of Lewiston municipal water supply system as provided for under Idaho Law.
2. 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.

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

Current Water Right No. 86-4032

Current Water Right Owner
CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 6/1/1951

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	01/01	12/31	1.000 CFS	
Total Diversion			1.000 CFS	

Source and Point(s) of Diversion:

GROUND WATER L3(SWSWNW) Sec. 32 Twp 36N Rge 05W NEZ PERCE County

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

1. Place of use is within the service area of the City of Lewiston municipal water supply system as provided for under Idaho Law.
2. 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.

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

Current Water Right No. 85-7601

Current Water Right Owner
CITY OF LEWISTON
PO BOX 617
LEWISTON, ID 83501

Priority Date: 5/27/1994

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
MUNICIPAL	4/01	9/30	1.110 CFS	
Total Diversion			1.110 CFS	

Source and Point(s) of Diversion:

GROUND WATER	SESE	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L4(SWSW)	Sec. 12 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L6(SWNE)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	NESE	Sec. 1 Twp 35N Rge 06W NEZ PERCE County
GROUND WATER	L3(SWNW)	Sec. 32 Twp 36N Rge 05W NEZ PERCE County
GROUND WATER	L2(SWNE)	Sec. 36 Twp 36N Rge 06W NEZ PERCE County

Describe the proposed diversion system

E0005862 Well # 6
E0005297 Well # 5
E0005296 Well # 4
well # 3
Well #2 E0005527
Well # A1

Place of Use: Place of use is described by a digital boundary.

Conditions/Remarks:

1. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
2. Place of use is within the service area of the City of Lewiston municipal water supply system as provided for under Idaho Law.
3. This right does not grant any right-of-way or easement across the land of another.

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.

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**

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.: _____

N/A

FOR DEPARTMENT USE ONLY

Transfer Contains 21 pages and _____ attachments.

Received By _____ Date 7/11/2013 Prelim. Check By _____ Date _____

Fee Paid _____ Date _____ Received By _____ Receipt # C097475

Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____

Ball, Dianne

From: Ball, Dianne
Sent: Monday, August 26, 2013 3:17 PM
To: Legal Notices-Lewiston Tribune; Legal Notices LT Karen Lewis
Subject: Transfer No. 78707, 78707; Water Right No(s). 85-2099, 85-2131, 85-4017, 85-4019, 85-7015, 85-7158, 85-7601, 86-4032, 85-2099, 85-2131, 85-4017, 85-4019, 85-7015, 85-7158, 85-7601, 86-4032
Attachments: LegalNotice TRANSFER 78707 STATEWIDE 08-26-13 e-mail City of Lewiston.Doc

Hi, Karen,

Please publish the enclosed legal notice on the dates indicated, September 5 and 12, 2013, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

Also, please send a proof/preview copy for my review before this actually goes to press.

Hopefully it's mostly press ready except for minor modification with your chosen font, etc. This is being prepared as a "statewide publication" in 4 different papers. Need to make sure it publishes in all papers on the same dates.

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 9/23/2013. Your cooperation is appreciated.

If you have ANY questions, please call me or reply to this e-mail.

Thanks for all your help. 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

Ball, Dianne

From: Ball, Dianne
Sent: Monday, August 26, 2013 3:24 PM
To: Legal Notices-Idaho Statesman - Janice Hildreth
Subject: Transfer No. 78707; Water Right No(s). 85-2099, 85-2131, 85-4017, 85-4019, 85-7015, 85-7158, 85-7601, 86-4032
Attachments: LegalNotice TRANSFER 78707 STATEWIDE City of Lewiston 08-26-13 e-mail .doc

Hi, Janice,

Please publish the enclosed legal notice on the dates indicated, September 5 and 12, 2013, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

Also, please send a proof/preview copy for my review before this actually goes to press.

Hopefully it's mostly press ready except for minor modification with your chosen font, etc. This is being prepared as a "statewide publication" in 4 different papers. Need to make sure it publishes in all papers on the same dates.

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 9/23/2013. Your cooperation is appreciated.

If you have ANY questions, please call me or reply to this e-mail.

Thanks for all your help. 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

Ball, Dianne

From: Ball, Dianne
Sent: Monday, August 26, 2013 3:22 PM
To: Legal Notices-Times News - Ruby
Subject: Transfer No. 78707; Water Right No(s). 85-2099, 85-2131, 85-4017, 85-4019, 85-7015, 85-7158, 85-7601, 86-4032
Attachments: LegalNotice TRANSFER 78707 STATEWIDE 08-26-13 e-mail City of Lewiston.Doc

Hi, Ruby,

Please publish the enclosed legal notice on the dates indicated, September 5 and 12, 2013, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

Also, please send a proof/preview copy for my review before this actually goes to press.

Hopefully it's mostly press ready except for minor modification with your chosen font, etc. This is being prepared as a "statewide publication" in 4 different papers. Need to make sure it publishes in all papers on the same dates.

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 9/23/2013. Your cooperation is appreciated.

If you have ANY questions, please call me or reply to this e-mail.

Thanks for all your help. 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

Ball, Dianne

From: Ball, Dianne
Sent: Monday, August 26, 2013 3:27 PM
To: Legal Notices - Staci; Legal Notices-Post Register
Subject: Transfer No. 78707; Water Right No(s). 85-2099, 85-2131, 85-4017, 85-4019, 85-7015, 85-7158, 85-7601, 86-4032
Attachments: LegalNotice TRANSFER 78707 STATEWIDE City of Lewiston 08-26-13 e-mail .doc

Hi, Staci,

Please publish the enclosed legal notice on the dates indicated, September 5 and 12, 2013, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

Also, please send a proof/preview copy for my review before this actually goes to press.

Hopefully it's mostly press ready except for minor modification with your chosen font, etc. This is being prepared as a "statewide publication" in 4 different papers. Need to make sure it publishes in all papers on the same dates.

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 9/23/2013. Your cooperation is appreciated.

If you have ANY questions, please call me or reply to this e-mail.

Thanks for all your help. 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

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78707

CITY OF LEWISTON, PO BOX 617, LEWISTON, ID 83501;
has filed Application No. 78707 for changes to the following
water rights within NEZ PERCE County(s): Right No(s). 85-
2099, 85-2131, 85-4017, 85-4019, 85-7015, 85-7158, 85-7601,
86-4032; to see a full description of these rights and the
proposed transfer, please see

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

The purpose of the transfer is to change a portion of the above
rights as follows:

The applicant proposes to add points of diversions. The points
of diversion are in NESE Sec 1 T35N 6W, SESE Sec 12 T35N
6W, SWSW Lot 4 Sec 12 T35N 6W, SWNE Lot 6 Sec 32 T36N
R5W, SWNW Lot 3 Sec 32 T36N R5W and SWNE Lot 2 Sec
36 T36N R6W for 16.41 cfs from ground water. The place of
use remains the same.

NO OTHER CHANGES ARE PROPOSED.

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
Mineral Drive, Suite 100, Coeur D' Alene ID 83815 together
with a protest fee of \$25.00 for each application on or before
9/23/2013. The protestant must also send a copy of the protest
to the applicant.

GARY SPACKMAN, Director

Published on 9/5/2013 and 9/12/2013



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

August 26, 2013

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

CITY OF LEWISTON
DAVID M SIX
PO BOX 617
LEWISTON, ID 83501

RE: Transfer No. 78707
Water Right No(s). 85-2099, 85-2131, 85-4017, 85-4019, 85-7015,
85-7158, 85-7601, 86-4032

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 LEWISTON TRIBUNE, IDAHO STATESMAN, POST REGISTER, and the TIMES NEWS on 9/5/2013 and 9/12/2013. 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,

Eric J. Davis
Sr. Water Resource Agent