

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

78637

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 Arco Phone (208) 527-8294
2. MAILING ADDRESS P.O. Box 196 City Arco
State ID Zip 83213 Email cityarco@atcnet.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) 34-7454, 34-7547, 34-10030
34-7454, 34-7547, 34-10030

- ☒ 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 4.73 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 #
4N	26E	36		SE	SW	NW	BUTTE	GROUNDWATER	Replacement Well
4N	26E	36		SE	NW	NE	BUTTE	GROUNDWATER	Water Street Well
4N	26E	36		SW	SW	NE	BUTTE	GROUNDWATER	City Park Well
4N	26E	36		SE	SE	SE	BUTTE	GROUNDWATER	Wastewater Well

RECEIVED

JUN 14 2013

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:

Wells and pumps. The newly drilled wells will have measuring devices and lockable controlling devices installed.

Current wells have flow meters and lockable controlling devices.

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

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 1/4 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.

Gene Davies
Signature of applicant or authorized agent

Gene Davies
Print name and title if applicable

6-4-2013
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/WaterRightTransfers/Step-4 and in the *Application for Transfer Instructions*.

\$820.00

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by Blue

Date 6/4/2013

Fee paid 820 Date 6/10/2013

Received by Blue

Receipt # E033771

Preliminary review completed by _____

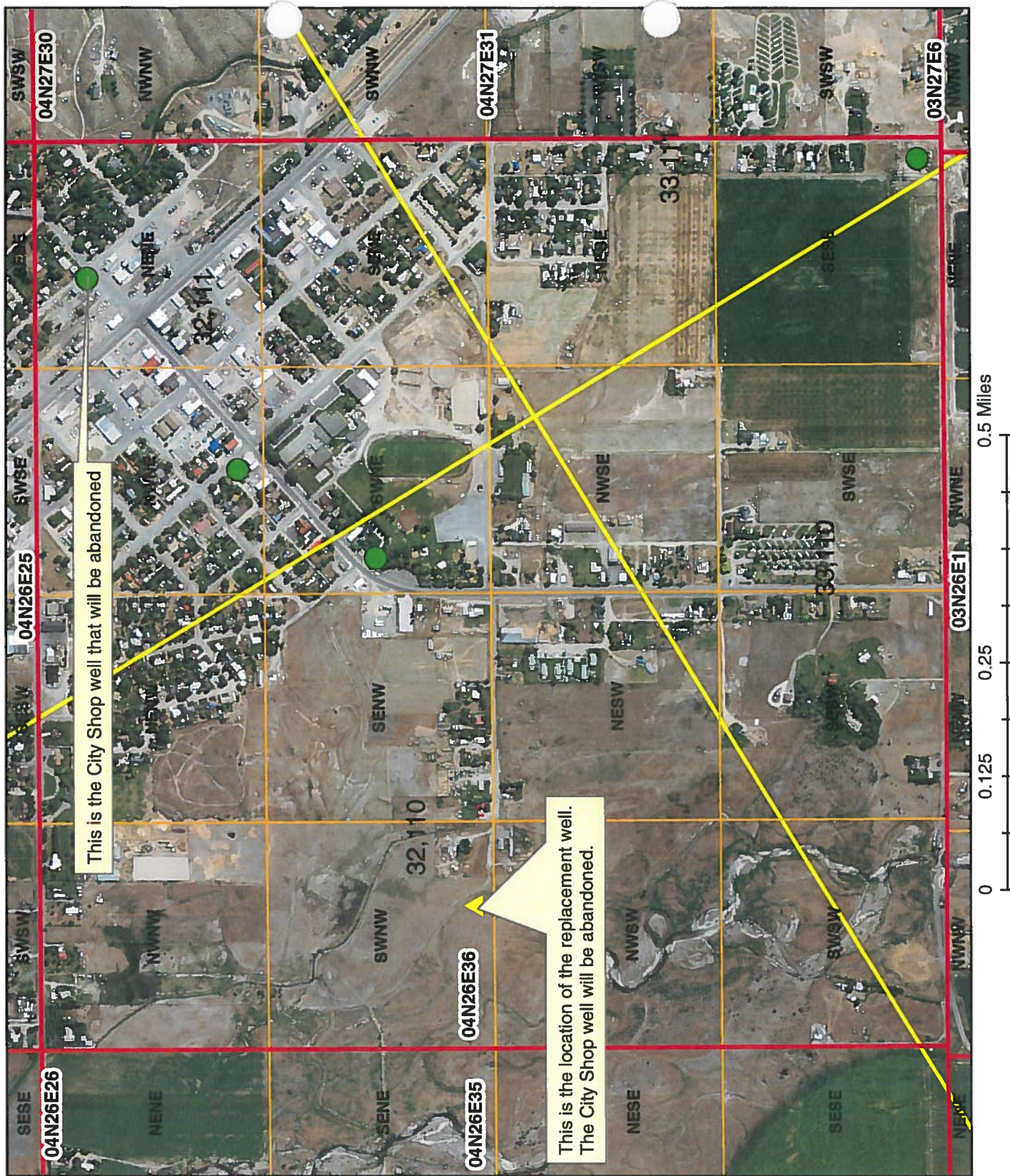
Date _____

CITY OF ARCO WATER RIGHT TRANSFER



Legend

- Replacement Well
- Arco City Wells
- Section Lines
- Quarter Quarters
- modelgrid



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[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/17/2012

WATER RIGHT NO. 34-7454

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF ARCO PO BOX 196 ARCO, ID 83213 (208)527-8294
Attorney	HOLDEN KIDWELL HAHN & CRAPO C/O KENT W FOSTER PO BOX 50130 IDAHO FALLS, ID 83405-0130 (208)523-0620

Priority Date: 01/27/1984

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	12/31	0.8 CFS	
Total Diversion			0.8 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWNE	Sec. 36	Township 04N	Range 26E	BUTTE County
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GROUND WATER	SEWNNE	Sec. 36	Township 04N	Range 26E	BUTTE County
GROUND WATER	SWSWNE	Sec. 36	Township 04N	Range 26E	BUTTE County
GROUND WATER	SESESE	Sec. 36	Township 04N	Range 26E	BUTTE County

Licensed Diversion Capacity: 0.8

Place(s) of use: Large POU Info

Conditions of Approval:

1.	124	Place of use is within the service area of the City of Arco municipal water supply system as provided for under Idaho Law.
2.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
3.	115	Prior to the diversion and use of water under Transfer approval 72488, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
4.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5.	020	The diversion and use of water described in Transfer 72488 may be subject to additional limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
6.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date: 04/03/1998

Decreed Date:

Permit Proof Due Date: 12/1/1992

Permit Proof Made Date: 1/27/1993

Permit Approved Date: 1/14/1991

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 12/01/1983

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

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Water District Number: 34
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/17/2012

WATER RIGHT NO. 34-10030

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF ARCO PO BOX 196 ARCO, ID 83213 (208)527-8294
Attorney	HOLDEN KIDWELL HAHN & CRAPO C/O KENT W FOSTER PO BOX 50130 IDAHO FALLS, ID 83405-0130 (208)523-0620

Priority Date: 06/01/1962

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	12/31	2.12 CFS	
Total Diversion			2.12 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWNE	Sec. 36	Township 04N	Range 26E	BUTTE County
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GROUND WATER	SEWNNE	Sec. 36	Township 04N	Range 26E	BUTTE County
GROUND WATER	SWSWNE	Sec. 36	Township 04N	Range 26E	BUTTE County
GROUND WATER	SESESE	Sec. 36	Township 04N	Range 26E	BUTTE County

Place(s) of use: Large POU Info

Conditions of Approval:

1.	124	Place of use is within the service area of the City of Arco municipal water supply system as provided for under Idaho Law.
2.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
3.	115	Prior to the diversion and use of water under Transfer approval 72488, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
4.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5.	020	The diversion and use of water described in Transfer 72488 may be subject to additional limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
6.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8.	T19	Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 05/29/1997

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 34

Generic Max Rate per Acre:

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[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/17/2012

WATER RIGHT NO. 34-7547

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF ARCO PO BOX 196 ARCO, ID 83213 (208)527-8294
Attorney	HOLDEN KIDWELL HAHN & CRAPO C/O KENT W FOSTER PO BOX 50130 IDAHO FALLS, ID 83405-0130 (208)523-0620

Priority Date: 10/25/1990

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	12/31	1.81 CFS	
Total Diversion			1.81 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWNENE	Sec. 36	Township 04N	Range 26E	BUTTE County
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GROUND WATER	SEWNNE	Sec. 36	Township 04N	Range 26E	BUTTE County
GROUND WATER	SWSWNE	Sec. 36	Township 04N	Range 26E	BUTTE County
GROUND WATER	SESESE	Sec. 36	Township 04N	Range 26E	BUTTE County

Licensed Diversion Capacity: 1.81

Place(s) of use: [Large POU Info](#)

Conditions of Approval:

1.	124	Place of use is within the service area of the City of Arco municipal water supply system as provided for under Idaho Law.
2.	180	A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
3.	115	Prior to the diversion and use of water under Transfer approval 72488, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
4.	020	The diversion and use of water described in Transfer 72488 may be subject to additional limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
5.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date: 09/06/1994

Decreed Date:

Permit Proof Due Date: 3/1/1993

Permit Proof Made Date: 11/2/1992

Permit Approved Date: 3/8/1991

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 10/25/1990

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 34

Generic Max Rate per Acre:

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