

RECEIVED

MAR 08 2012

Department of Water Resources
Eastern 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 Downey c/o Tony Hancock Phone 208-897-53422. MAILING ADDRESS PO Box 204 City DowneyState ID Zip 83234 Email _____

- ☐ 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) 29-12525

- ☒ 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 2.58 cubic feet per second and/or _____ 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 #
11S	37E	27			SE	SE	Bannock	Ground Water	Main City Well

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:

583 foot well drilled in 1995. Water pumped to storage tank for distribution through city delivery system. Transfer of POD will correct an error from the SRBA. 29-12525 was claimed, recommended, and decreed in the wrong QQ.

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

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/Transfer/ApplicationLayouts/> 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.

Mayor Dennis J. Phillips
Signature of applicant or authorized agent

Mayor Dennis J. Phillips
Print name and title if applicable

3-5-12
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 _____ Date _____

Fee paid \$200 Date 3-8-2012 Received by DX Receipt # E037385

Preliminary review completed by _____ Date _____

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

Current Water Right No.: 29-12525

Current Owner: CITY OF DOWNEY

Priority Date: 7/9/1959

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	1/01 to 12/31	2.58 CFS	
	<u>Total Diversion</u>	2.58 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 27,	Twp 11S,	Rge 37E B.M.
BANNOCK County				

Place of Use

MUNICIPAL Within BANNOCK County

T11S R37E S27	SWNE	T11S R37E S27	SWNW
T11S R37E S27	SENE	T11S R37E S27	NESW
T11S R37E S27	NWSW	T11S R37E S27	SWSW
T11S R37E S27	SESW	T11S R37E S27	NWSE
T11S R37E S27	SWSE	T11S R37E S28	NESE
T11S R37E S28	SESE	T11S R37E S34	NENE
T11S R37E S34	NWNE	T11S R37E S34	SWNE
T11S R37E S34	SENE	T11S R37E S34	NENW
T11S R37E S34	NWNW	T11S R37E S34	SWNW
T11S R37E S34	SENE	T11S R37E S34	NESW
T11S R37E S34	NWSW	T11S R37E S34	NESE
T11S R37E S34	NWSE	T11S R37E S35	NWNW
T11S R37E S35	SWNW	T11S R37E S35	NWSW

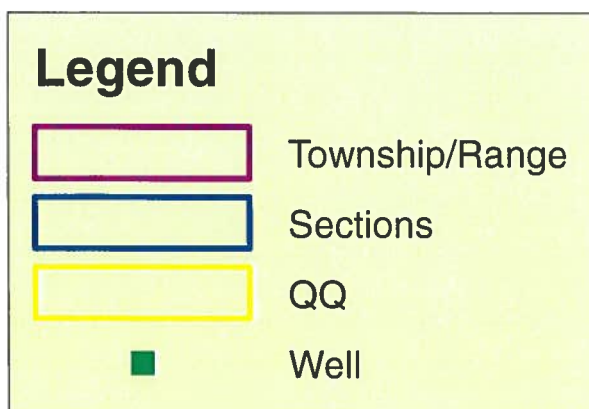
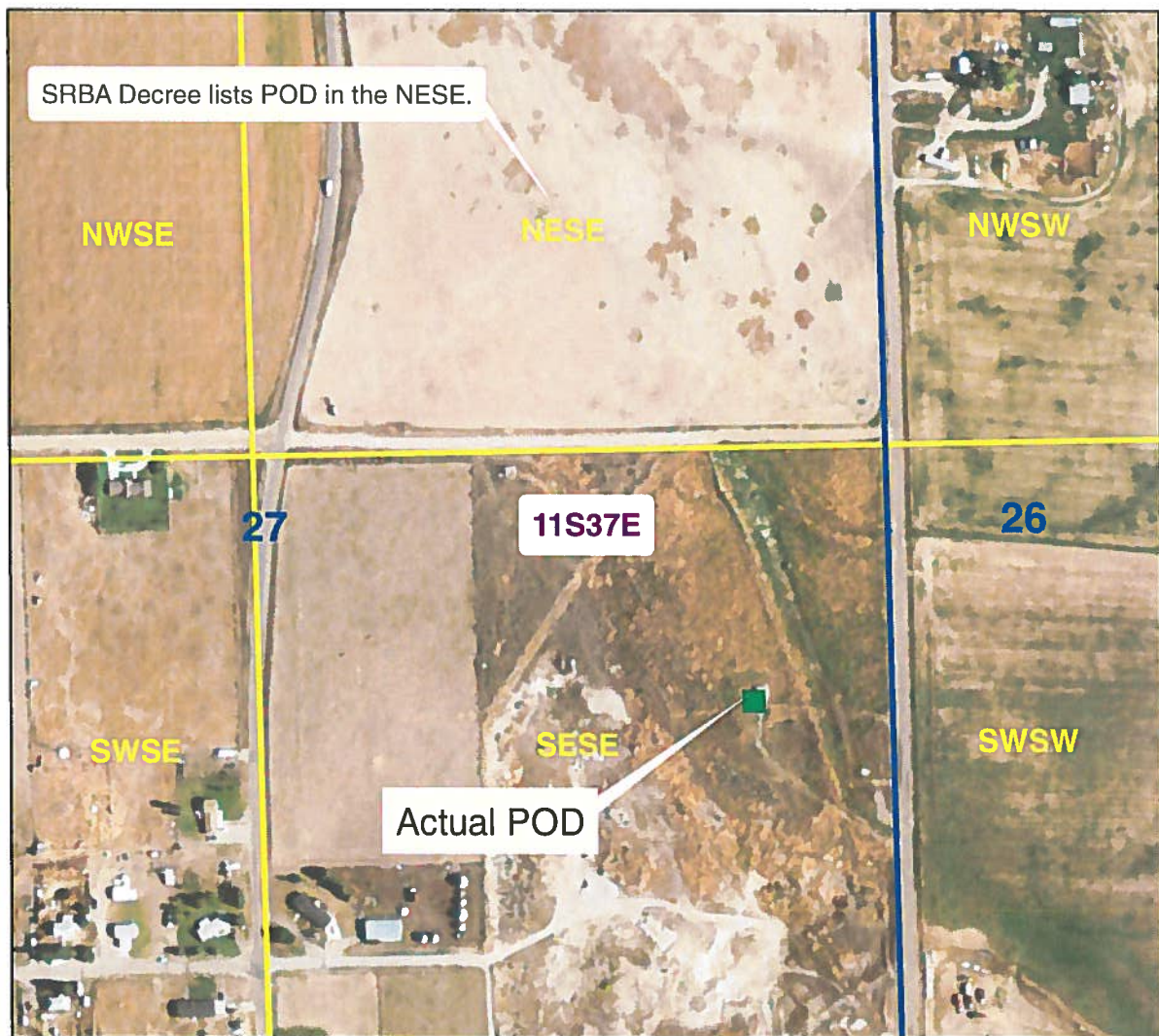
Page _____ of _____

Conditions of Approval:

1. 124 Place of use is within the service area of the City of Downey municipal water supply system as provided for under Idaho Law.
2. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. C18 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.

Decreed Date: 3/22/2004

City of Downey Transfer



2011 Aerial Photography

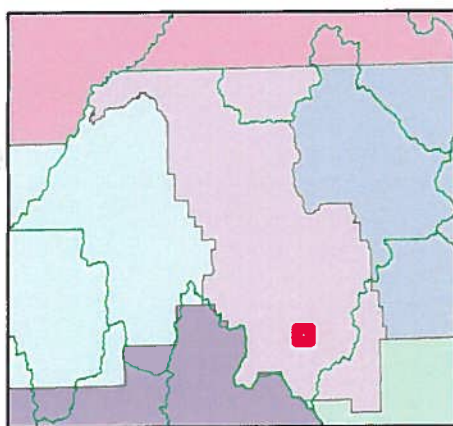


City Of Downey

Water Rights:

Municipal Service Area Boundary
GIS Place of Use Illustration

-  Service Area
-  State Outline
-  Townships
-  PLS Sections
-  Quarter Quarters



**Bannock County
IDWR Basin 29**

Prepared by Kidman, Denise
On March 27, 2012
2009 Aerial Photography

