

RECEIVED

FEB 22 2012

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER RESOURCES
WESTERN REGION

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)** Featherville Townsite Water Corporation, c/o Joni Vann Phone _____

2. **MAILING ADDRESS** 130 W 15th N. City Mountain Home

State ID Zip 83647 Email cwrnhi@ytahoo.com

- ☐ 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.
- ☐ 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)** 63-19448

- ☒ 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 0.2 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 #
3N	10E	10		SE	SW	NW	Elmore	ground water	Well No. 1
				SE	NE	NW	Elmore	ground water	Well No. 2

TRANSFER No. 77773

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

Current Water Right No.: 63-19448

Current Owner: FEATHERVILLE TOWNSITE WATER CORP
Priority Date: 6/1/1951
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>
DOMESTIC	01/01 to 12/31	0.2 CFS	14.4 AF
	<u>Total Diversion</u>	0.2 CFS	14.4 AF

Location of Point(s) of Diversion

GROUND WATER SE1/4SW1/4NW1/4 Sec. 10, Twp 03N, Rge 10E B.M.
ELMORE County

Place of Use

DOMESTIC Within ELMORE County

T03N R10E S10	SWNW	T03N R10E S10	SENW
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Conditions of Approval:

1. DOMESTIC USE IS FOR 24 HOMES.
2. 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.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Decreed Date: 4/21/2003

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:

Diversion system will include a well with submersible pump that discharges to a well house with flow meter and appurtenant equipment required by the Idaho Department of Environmental Quality.

- 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 $\frac{1}{4}$ $\frac{1}{4}$ 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.

Joni R. Harris
Signature of applicant or authorized agent

Joni R. Harris President
Print name and title if applicable

2-12-12
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 3 pages of attachments.

Received by RS

Date 2-22-12

Fee paid \$2000

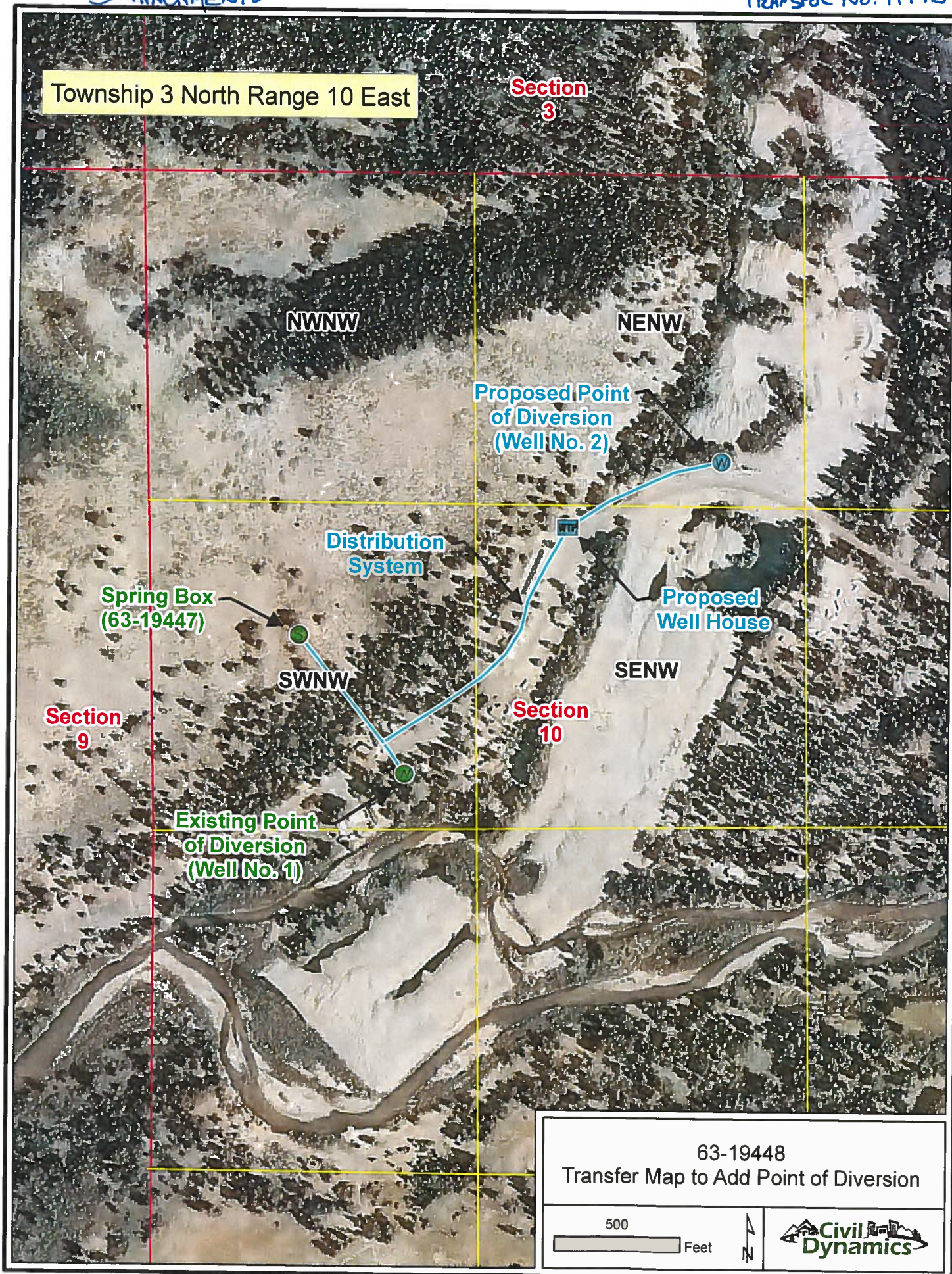
Date 2-22-12

Received by RS

Receipt # W039931

Preliminary review completed by Angela M. Gumm

Date 2/23/2012



ATTACHMENT B (1 pgs)

TRANSFER 77773

No. C 82191	Due no later than Sep 30, 2011 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. FEATHERVILLE TOWNSITE WATER CORPORATION LOWELL KENNEDY 130 W 15TH N MOUNTAIN HOME ID 83647		GRACE ORR C/O ROCKY BAR STAGE FEATHERVILLE ID 83647			
			3. <u>New</u> Registered Agent Signature:*			
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
PRESIDENT	JONI VANN	709 S. PHILLIPPI	BOISE	ID	USA	83705
DIRECTOR	GARY FREEMAN	1345 E. SPUR AVE.	GILBERT	AZ	USA	85296
DIRECTOR	MICHAEL KNOX	1930 S. 10TH E.	MOUNTAIN	ID	USA	83647
DIRECTOR	JEX HEPWORTH	708 E. RIVERVIEW CIRCLE	PINE	ID	USA	83647
DIRECTOR	VERN WINMILL	P. O. BOX 117	WENDELL	ID	USA	83355
TREASURER	LOWELL KENNEDY	130 W. 15TH N.	MOUNTAIN	ID	USA	83647
HOME						
5. Organized Under the Laws of: ID C 82191		6. Annual Report must be signed.* Signature: Lowell Kennedy Name (type or print): Lowell Kennedy Date: 07/19/2011 Title: Treasurer				
Processed 07/19/2011		* Electronically provided signatures are accepted as original signatures.				

Idaho DEQ Public Drinking Water System
Monitoring Schedule Report

Print Date: February 14, 2012

ID4200020 - FEATHERVILLE TOWNSITE WATER CORP

Transient Noncommunity water system serving 100 people and 27 connections.
Regulated by HEALTH DISTRICT 4.

The following schedules include monitoring periods between 01/01/2012 and 12/31/2012

Schedules for distribution system(s):

Code	Group/Analyte Name	Monitoring Frequency	Season Begin &	End Date	Satisfied
3100	COLIFORM (TCR)	1 per QT	1/1	12/31	Quarterly

Schedules for WELL #1, Tag # A0003982

Code	Group/Analyte Name	Monitoring Frequency	Season Begin &	End Date	Satisfied
ZNO3	NITRATE	1 per YR due between 01/01/2012 and 12/31/2012			NO

****FUTURE**** in the "Satisfied" column indicates that the sampling requirement begins sometime in the future. Sampling before the monitoring period begin date will not satisfy the requirement for the monitoring period.

****See CO**** in the "Satisfied" column indicates that the operator needs to contact their Compliance Officer(CO) to verify that samples have been taken and the schedule has been satisfied.

IMPORTANT NOTICE: This monitoring schedule is provided to you as a courtesy and is current as of **February 14, 2012**. This monitoring schedule may be changed or modified as needed. Please revisit the monitoring schedule tool and review the system's monitoring schedule prior to sampling as to ensure compliance with the most current monitoring requirements. Contact your public water system regulating agency if you have any questions.

Lester, Steve

From: Lester, Steve
Sent: Wednesday, February 29, 2012 2:38 PM
To: 'Swenson, Stacy'
Subject: Legal Ads
Attachments: Elmore County letter.docx; 77773 ad.docx

Hi Stacy:

I am covering legal notices and invoices for the time being due to unexpected staff changes. Please confirm that the attached ad can be published 3/7 & 3/14/2012. Please let me know if you need anything.

Thank you for your help.

Steve Lester
Water Rights Supervisor
IDWR Western Region
208-334-2190

LEGAL notice

February 29, 2012

LEGAL NOTICE DEPARTMENT
MOUNTAIN HOME NEWS
PO BOX 1330
MOUNTAIN HOME, ID 83647-1330

RE: Transfer No. 77773,
Water Right No(s): 63-19448

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 3/26/2012. Your cooperation is appreciated.

Sincerely,

Steve Lester
Water Rights Supervisor

PROPOSED CHANGE OF WATER RIGHT(S)

Featherville Townsite Water Corporation C/O Joni Vann of 130 W 15th N, Mtn. Home ID 83647 filed Application No. 77773 to transfer one water right with a 1951 priority date from ground water totaling 0.20 cfs. The purpose of the transfer is to add a proposed well as a point of diversion. The new well will be about 0.3 mile northeast of the existing well. Water will be used at the current place of use within the town of Featherville.

For additional information concerning the property location, please contact Western Region office at 208-334-2190 or see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp for a full description of the right(s) and the proposed transfer. Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. Any protest against the proposed change must be filed with the Director, IDWR Western Region, 2735 Airport Way, Boise ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 3/26/2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on 3/7 & 3/14/2012



February 21, 2012

Steve Lester
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705

Subject: Application for Transfer of Water Right 63-19448

Dear Steve,

On behalf of the Featherville Townsite Water Corporation (Featherville), Civil Dynamics is pleased to submit an application for transfer of water right 63-19448. This application intends to add a second point of diversion to help meet the demands of the water system since the existing well's productivity has decreased over the past several years. Also included is the \$200.00 filing fee for the transfer.

Featherville is a public water system (ID4200020) registered with the Idaho Department of Environmental Quality (IDEQ). Attached is the Featherville public water system and sampling information from IDEQ.

Featherville is currently working with IDEQ and the United States Department of Agriculture on improvement projects to the water system so it meets drinking water standards. They respectfully request that the transfer be expedited to allow for the construction of the well this spring.

If you have any questions with this submittal, please contact me at 453-2028 or mike@civildynamics.net.

Sincerely,

Michael Martin, PE
Civil Dynamics, PC

Cc: Joni Vann, Featherville Townsite Water Corporation
Bob Walker, Robert P. Walker LLC
Carol Garrison, USDA

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