

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70678

This is to certify that: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854
(208)777-9857

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
95-4457	WR/Statutory Claim	01/01/1948	1.20 cfs	N/A	N/A	N/A	GROUND WATER
95-4458	WR/Statutory Claim	01/01/1945	1.69 cfs	N/A	N/A	N/A	GROUND WATER
95-4460	WR/Statutory Claim	01/01/1946	2.50 cfs	N/A	N/A	N/A	GROUND WATER
95-7436	WR/License	04/30/1974	4.00 cfs	N/A	N/A	N/A	GROUND WATER
95-8048	WR/License	08/11/1980	3.79 cfs	N/A	N/A	N/A	GROUND WATER
95-8862	WR/License	03/23/1994	4.68 cfs	N/A	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
95-4457	NO	NO	NO	YES	NO	NO
95-4458	NO	NO	NO	YES	NO	NO
95-4460	NO	NO	NO	YES	NO	NO
95-7436	NO	NO	NO	YES	NO	NO
95-8048	NO	NO	NO	YES	NO	NO
95-8862	NO	NO	NO	YES	NO	NO

SUPPORT DATA

IN FILE # 95-4457

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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TRANSFER NO. 70678

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
95-4457	95-4457	1.20 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
95-4458	95-4458	1.69 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
95-4460	95-4460	2.50 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
95-7436	95-7436	4.00 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
95-8048	95-8048	3.79 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
95-8862	95-8862	4.68 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		17.86 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 22nd day of December, 2003



Chief, Water Allocation Bureau

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WATER RIGHT NO. 95-4457
As Modified by Transfer No. 70678

In accordance with the approval of Transfer No. 70678, Water Right No. 95-4457 is now described as follows.

Right Holder: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854

Priority Date: August 16, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	to 12/31	1.20 CFS	
			1.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 1 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 2 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNW	Sec. 34 Twp 51N Rge 05W KOOTENAI County

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WATER RIGHT NO. 95-4457
As Modified by Transfer No. 70678

CONDITIONS OF APPROVAL

1. Approval of Transfer 70678 does not confirm Claimed Right 95-4457.
2. The total instantaneous diversion of water from all points of diversion under Rights 95-4457, 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 shall not exceed 17.86 cfs.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. Rights 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 are also diverted through the points of diversion described above.
5. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right 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.

Dated this 22nd day of December, 2003



Chief, Water Allocation Bureau

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DEC 29 2003

WATER RIGHT NO. 95-4458
As Modified by Transfer No. 70678

In accordance with the approval of Transfer No. 70678, Water Right No. 95-4458 is now described as follows.

Right Holder: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854

Priority Date: July 01, 1947

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	12/31	1.69 CFS	
			1.69 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 1 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 2 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNW	Sec. 34 Twp 51N Rge 05W KOOTENAI County

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DEC 29 2003

WATER RIGHT NO. 95-4458
As Modified by Transfer No. 70678

CONDITIONS OF APPROVAL

1. Approval of Transfer 70678 does not confirm Claimed Right 95-4458.
2. The total instantaneous diversion of water from all points of diversion under Rights 95-4457, 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 shall not exceed 17.86 cfs.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. Rights 95-4457, 95-4460, 95-7436, 95-8048 and 95-8862 are also diverted through the points of diversion described above.
5. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right 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.

Dated this 22nd day of December, 20 03



Chief, Water Allocation Bureau

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DEC 29 2003

WATER RIGHT NO. 95-4460
As Modified by Transfer No. 70678

In accordance with the approval of Transfer No. 70678, Water Right No. 95-4460 is now described as follows.

Right Holder: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854

Priority Date: July 01, 1947

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	to 12/31	2.50 CFS	
			2.50 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 1 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 2 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNW	Sec. 34 Twp 51N Rge 05W KOOTENAI County

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DEC 29 2003

WATER RIGHT NO. 95-4460
As Modified by Transfer No. 70678

CONDITIONS OF APPROVAL

1. Approval of Transfer 70678 does not confirm Claimed Right 95-4460.
2. The total instantaneous diversion of water from all points of diversion under Rights 95-4457, 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 shall not exceed 17.86 cfs.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. Rights 95-4457, 95-4458, 95-7436, 95-8048 and 95-8862 are also diverted through the points of diversion described above.
5. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right 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.

Dated this 22nd day of December, 2003



Chief, Water Allocation Bureau

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MAR 29 2004

SCANNED
DEC 29 2003

WATER RIGHT NO. 95-7436
As Modified by Transfer No. 70678

In accordance with the approval of Transfer No. 70678, Water Right No. 95-7436 is now described as follows.

Right Holder: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854

Priority Date: April 30, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	to 12/31	4.00 CFS	
			4.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 1 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 2 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNW	Sec. 34 Twp 51N Rge 05W KOOTENAI County

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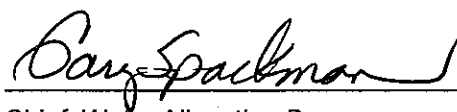
WATER RIGHT NO. 95-7436
As Modified by Transfer No. 70678

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 95-4457, 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 shall not exceed 17.86 cfs.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Rights 95-4457, 95-4458, 95-4460, 95-8048 and 95-8862 are also diverted through the points of diversion described above.
4. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right 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.

Dated this 22nd day of December, 2003



Chief, Water Allocation Bureau

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SCANNED
DEC 29 2003

WATER RIGHT NO. 95-8048
As Modified by Transfer No. 70678

In accordance with the approval of Transfer No. 70678, Water Right No. 95-8048 is now described as follows.

Right Holder: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854

Priority Date: August 11, 1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	to 12/31	3.79 CFS	
			3.79 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 1 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 2 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNW	Sec. 34 Twp 51N Rge 05W KOOTENAI County

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SCANNED
DEC 28 2003

WATER RIGHT NO. 95-8048
As Modified by Transfer No. 70678

CONDITIONS OF APPROVAL

1. Approval of Transfer 70678 does not confirm Claimed Right 95-4457.
2. The total instantaneous diversion of water from all points of diversion under Rights 95-4457, 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 shall not exceed 17.86 cfs.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. Rights 95-4457, 95-4458, 95-4460, 95-7436 and 95-8862 are also diverted through the points of diversion described above.
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6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right 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.

Dated this 22nd day of December, 2003


Chief, Water Allocation Bureau

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DEC 29 2003

WATER RIGHT NO. 95-8862
As Modified by Transfer No. 70678

In accordance with the approval of Transfer No. 70678, Water Right No. 95-8862 is now described as follows.

Right Holder: CITY OF POST FALLS
408 N SPOKANE ST
POST FALLS ID 83854

Priority Date: March 23, 1994

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	to 12/31	4.68 CFS	
			4.68 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 1 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 2 Twp 50N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SWSE	Sec. 27 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NENE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNE	Sec. 34 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWNW	Sec. 34 Twp 51N Rge 05W KOOTENAI County

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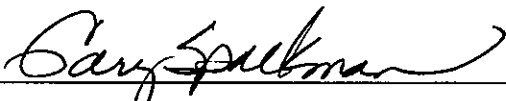
WATER RIGHT NO. 95-8862
As Modified by Transfer No. 70678

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 95-4457, 95-4458, 95-4460, 95-7436, 95-8048 and 95-8862 shall not exceed 17.86 cfs.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Rights 95-4457, 95-4458, 95-4460, 95-7436 and 95-8048 are also diverted through the points of diversion described above.
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5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. Place of use is within the service area of the City of Post Falls municipal water supply system as provided for under Idaho Law.
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right 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.

Dated this 22nd day of December, 2003



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