

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

76176

DEC 02 2009

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFERWATER RESOURCES
WESTERN REGION

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>.

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. Part 2B forms are available on the Department's website at http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/PDFs_09/WaterRight_TransferApp_Part2B.pdf
- ☒ * 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/wrt_default.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: _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 76176

DEC 02 2009

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1WATER RESOURCES
WESTERN REGION

Name of Applicant(s) City of Wilder

Phone (208) 482-7750

Mailing address P.O. Box 687, Wilder, ID 83676

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 owners. 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 J. Matt Uranga

Phone (208) 629-8221

Mailing address 1216 N. 22nd, Boise, ID 83702

Email urangahydrologic@cableone.net

☐ 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

- ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use

☐ Change nature of use ☐ Change period of use ☐ Other
- 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**. The City wishes to add additional points of diversion for its existing municipal rights to provide flexibility in both operation and the ability to attempt to improve water quality. The City has also submitted an application for permit that proposes the same points of diversion to account for any increased water usage or source capacity added as a result.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part					
☒ ☐	63-12067	1.12 cfs	Municipal	1/01 to 12/31	Groundwater
☒ ☐	63-11253	3cfs/67.5af	Municipal	1/01 to 12/31	Groundwater
☒ ☐	63-8164	0.94 cfs	Municipal	1/01 to 12/31	Groundwater
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 2.36 cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 2.36 cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it Attachment #5.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y			NE	SW	14	4n	5w	Canyon	Groundwater	New well
N			SW	SE	15	4n	5w	Canyon	Groundwater	Golden Gate Well
N			SW	NW	23	4n	5w	Canyon	Groundwater	Labor Camp well
N			SW	SW	14	4n	5w	Canyon	Groundwater	Golden Gate well

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☒ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres (for irrigation use) _____

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: Existing sources already contain various size pumps and piping and all include the required provisions. All diversion systems related to these rights are part of a Public Water System and subject to IDEQ siting and design requirements. Future points of diversion will be subject to the same provisions.

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

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

The City owns the well lots, but access at some locations is through an easement. New points of diversion will be negotiated on similar terms.

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

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: N/A

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:

Place and purpose will not change as a result of this transfer.

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

The three municipal rights included in this transfer are all of the City's municipal rights. An application for permit has been submitted concurrently with this application.

- 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:

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

Current Water Right No.: 63-12067

Current Owner: CITY OF WILDER

Priority Date: 11/11/1993

Origin: Water Right

Status: Active

Basis: License

Source GROUND WATER	Tributary
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Beneficial Use MUNICIPAL	From To 1/01 to 12/31	Diversion Rate 1.12 CFS Total Diversion 1.12 CFS	Annual Volume
------------------------------------	---------------------------------	--	----------------------

Location of Point(s) of Diversion
GROUND WATER
CANYON County

SW1/4SE1/4 Sec. 15, Twp 04N, Rge 05W B.M

Place of Use

Place of Use: MUNICIPAL same as

Conditions of Approval:

1. The daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111 Idaho Code. The irrigation occurring under this right shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. Place of use is within the city limits of Wilder.
2. 075 Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.

Licensed Date: 1/12/1999

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

Current Water Right No.: 63-11253

Current Owner: CITY OF WILDER
Priority Date: 3/16/1990
Origin: Water Right
Status: Active
Basis: License

Source

GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Annual Volume
MUNICIPAL	1/01	12/31	0.3 CFS	67.5 AF
	Total Diversion		0.3 CFS	67.5 AF

Location of Point(s) of Diversion

GROUND WATER
SE1/4SW1/4SW1/4 Sec. 14 Twp 04N. Rge 05W B.M.
CANYON County

Place of Use

Place of Use: MUNICIPAL same as

Conditions of Approval:

1. Place of use is located within the city limits of Wilder
2. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above

Licensed Date: 6/9/1994

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

Current Water Right No.: 63-6164

Current Owner: CITY OF WILDER
Priority Date: 5/15/1975
Origin: Adjudication Recommendation
Status: Active
Basis: License

Source	Tributary
GROUND WATER	
Beneficial Use	From To
MUNICIPAL	1001 to 12/31
	Total Diversion
	0.94 CFS
	0.94 CFS
Location of Point(s) of Diversion	
GROUND WATER	SW1/4NW1/4 Sec. 23, Twp. 04N Rge. 05W B M
CANYON County	

Place of Use

MUNICIPAL Within CANYON County

T04N R05W S14	NESW	T04N R05W S14	SWSW
T04N R05W S14	SESW	T04N R05W S14	NESE
T04N R05W S14	NWSE	T04N R05W S14	SWSE
T04N R05W S14	SESE	T04N R05W S15	NESE
T04N R05W S15	SWSI	T04N R05W S15	SESE
T04N R05W S22	NENE	T04N R05W S22	NWNE
T04N R05W S22	SENE	T04N R05W S22	NENW
T04N R05W S22	NESE	T04N R05W S23	NWNW
T04N R05W S23	NENW	T04N R05W S23	NWNW
T04N R05W S23	SWNW	T04N R05W S23	SENW
T04N R05W S23	NESW	T04N R05W S23	NWSW

Conditions of Approval:

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

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 right(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 8 pages and 1 attachments. 2 pages - 1a
Received by SB Date 12-2-09 Prelim. Check by VLM Date 2/2/2010
Fee Paid 330.00 Date 12-2-09 Received by SB Receipt # W038029
Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____



POINT OF DIVERSION MAP - #7a
N.T.S.



1216 N 22nd
BOISE, IDAHO 83702
PHONE/FAX: 208-629-8221

POINT OF DIVERSION

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POINT OF DIVERSION MAP - #7a
N.T.S.



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POINTS OF DIVERSION

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