

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 69237

RECEIVED

MAR 12 2001

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

Name of applicant RIVERSIDE VILLAGE HOMEOWNERS ASSOC. Phone (208) 853-0211
 Post Office address 4884 Lake Park Place, Garden City, ID 83714

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Deposition of sediment on the north side of the river is gradually blocking water flow to the diversion location. moving the diversion point to a location that is not affected by the diversion will restore the original flow.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 63-9751 Priority 06/23/81 Amount (cfs/ac-ft) 3.21 cfs Nature of Use AESTHETIC Period of Use 01/01 to 12/31
 _____ to _____
 _____ to _____
 _____ to _____
2. Total amount of water being transferred 3.21 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Boise River tributary to Snake River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>1st</u>	<u>NE</u>	<u>NE</u>	<u>NE</u>	<u>25</u>	<u>4N</u>	<u>1E</u>	<u>Ada</u>	<u>Village Pond Diversion</u>

5. Lands irrigated or place of use: NO CHANGE

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

SEE ATTACHED WATER RIGHT

Total acres _____

PART 1**6. General Information:**

- a. Description of diversion system Inlet grate on the north bank at river grade diverts flow through a pipe network that passes flow through a Garden City pond and on to the original diversion point (now enclosed by a box structure). See attached plans
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:
The original water flow that supplies the pond system in Riverside Village will be restored at lower river flows.
- d. Remarks:
Location of new diversion is approx. 950' east of Glenwood bridge on the north bank. General location is the SE 1/4, NE 1/4, NE 1/4 Sec. 25, R 14N, R 1E

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____

b. License No. _____ issued by the Idaho Department of Water Resources.

c. Claim No. _____ on file with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice☐ Warranty Deed☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

9. Describe any other water rights used for the same purpose as described above

Total acres

None

PART 2

Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe However the deposition of sediment was beginning to limit the water flow from the river.

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) N/A
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) N/A
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) N/A

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) N/A
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) N/A
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) N/A

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

03/01/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

WATER RIGHT NO. 63-9751

Owner Type Name and Address
Current Owner IDAHO FOREST INDUSTRIES INC
 PO BOX 1030
 COEUR D ALENE, ID 83814
 (208)765-1414

Original Owner RIVERSIDE VILLAGE ASSN

Priority Date: 06/23/1981
Basis: License
Status: Active

Source Tributary to
BOISE RIVER SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
AESTHETIC	1/01	12/31	3.21 CFS	2324 AFA	
Total Diversion			3.21 CFS	2324 AFA	

Location of Point(s) of Diversion:

BOISE RIVER NWNE Lt 3 Sec. 25 Township 04N Range 01E ADA County

Licensed Diversion Capacity: 3.21

Place(s) of use:

Place of Use Legal Description: AESTHETIC ADA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
04N	01E	24	4	SWSW		3	SESW							
		25	3	NWNE										

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 63 .
2. R03 Measuring devices of a type approved by this Department shall be maintained at the point of diversion and point of effluent discharge.
3. 004 The issuance of this right does not grant any right-of-way or easement across the land of another.

Remarks:

1. General Diversion and use of water is authorized only when flows in the Boise River warrant delivery of water under a date of priority of June 23, 1981. If this priority cannot be satisfied, diversion must cease unless a) the use is entirely non-consumptive and all water is returned to the river, or b) the consumptive amount of water is replaced from another source or right which is deliverable. In such case, a determination of consumptive use must be made and an acceptable method of replacement must be approved by the department prior to delivery under another source or right. Return flow is discharged into the Boise River via Riverside Creek in the NESE, S23, T04N, R01E. Return flow shall meet Idaho Water Quality Standards.

B 5 8 7

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

SEE ATTACHED USGS MAPS AND PHOTOS.

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>N/A</u>			_____ to _____
				_____ to _____

2. Quantity and quality of return flows and location of discharge:

unchanged

3. Describe effects on other water uses resulting from the proposed change:

no change in use so no net change in other water uses.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.

(Signature of Applicant)

Subscribed and sworn to before me this _____ day of _____, 19 _____.

(Notary Public)

My commission expires _____

FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 4 attachments

Received by dh Date 3/12/01 Protest filed by _____

Prelim. check by SL Fee 370.00

Receipted by dh Date 3/12/01 W027437

Published in Ed Steteman Copies of protest forwarded by _____

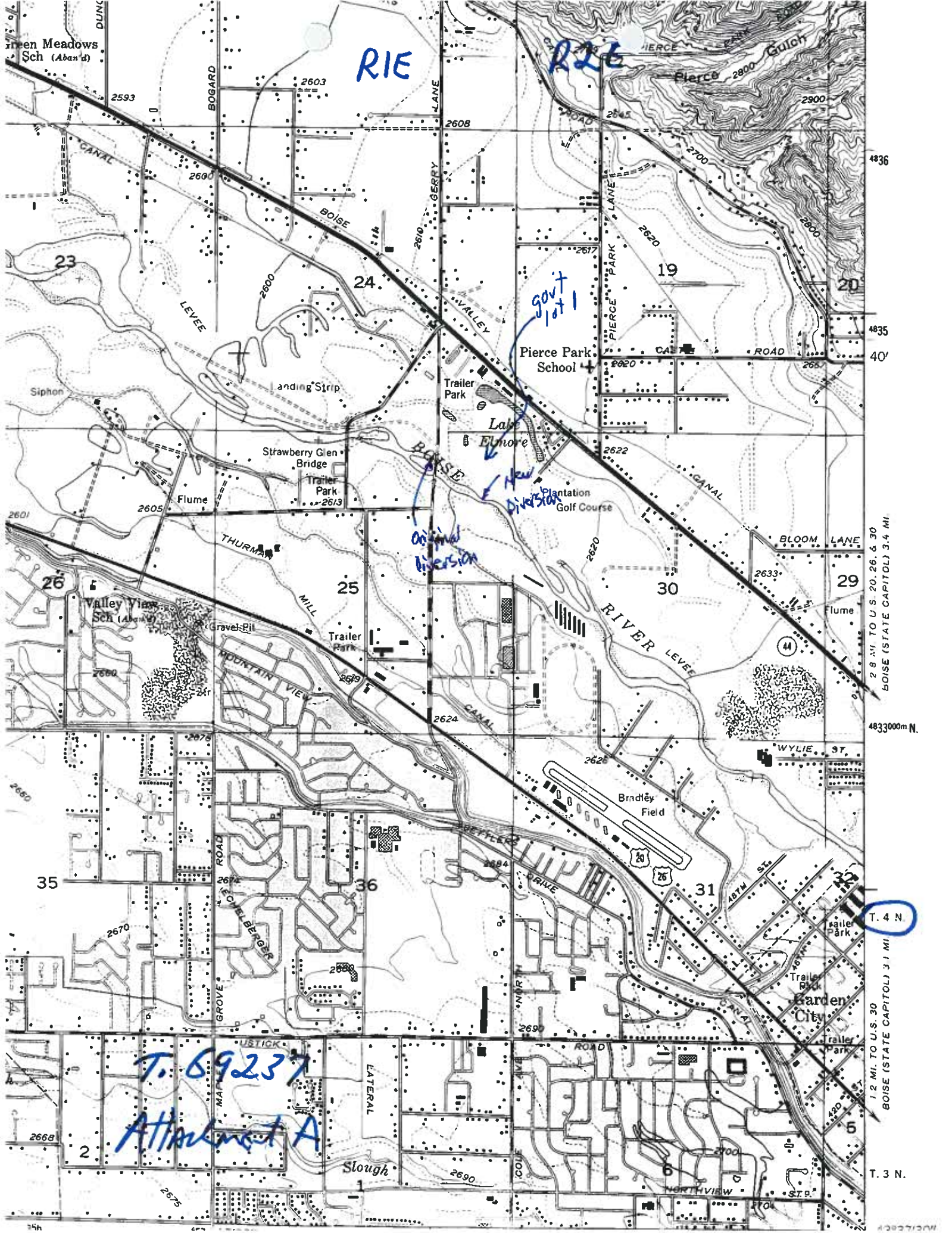
Pub. dates 7-5412-01 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

* signature forthcoming per tel. call
with association vice president, OK
to process on that basis -SL 6/26/01



R1E

R2E

gov't lot 1

Original Diversion

New Diversion

T. 69237

Attachment A

T. 4 N.

T. 3 N.

2.8 MI. TO U.S. 20, 26, & 30
BOISE (STATE CAPITOL) 3.4 MI.

1.2 MI. TO U.S. 30
BOISE (STATE CAPITOL) 3.1 MI.

43827137M

Landing Strip

Strawberry Glen

Bridge

Trailer

Park

2613

MARIGOLD

GLENWOOD

Park

Lake

Elmore

PI

T. 69237

Attachment B

1" = 500'

MILL

35

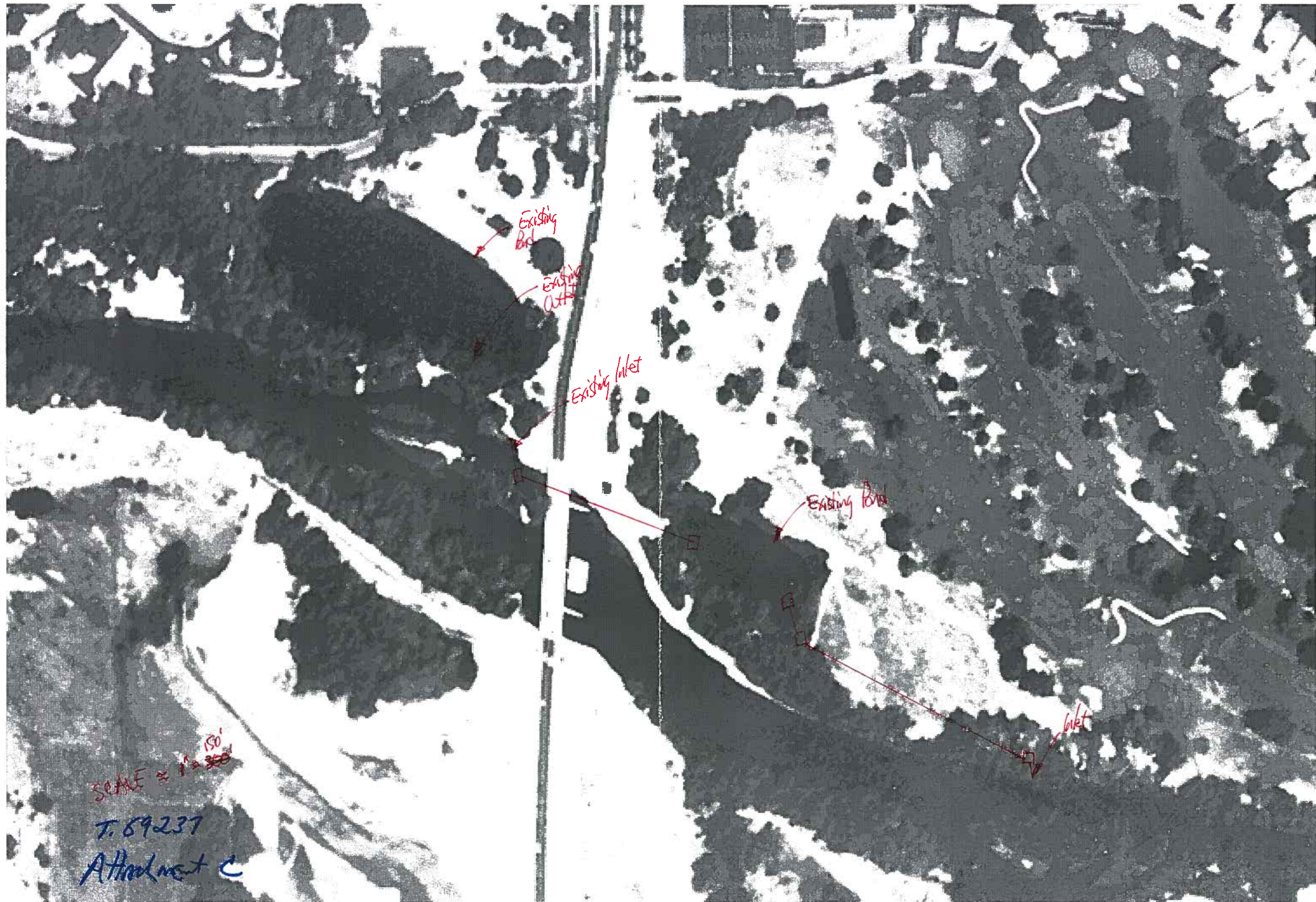
river
pond

BOISER

original
inlet

new Pipeline
Existing Pond
(Garden City)

new Pipeline
new Division
inlet



SCALE = 1" = 150'

T. 89237
Attachment C