



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

FAX TRANSMITTAL COVER SHEET

DATE: 5/28/2009

TO: Jeffrey Warr
PO Box 2749
Twin Falls, Id 83303

FROM: IDWR/Sandy Hemenway
Allocations Dept
(208) 287-4920

FAX: (208) 733-5553

DOCUMENT

DESCRIPTION: Amendment for Licensing
for Water Right 47-8389A City of Twin Falls.

COMMENTS: 1:34 pm

5/28/2009 received phone call from Cathy
@ Steve Peterson, attorney at law. They have
had this # for yrs & do not know Jeffrey Warr.

COVER SHEET + 4 PAGES

PLEASE CONTACT Sandy Hemenway IF YOU DON'T RECEIVE THIS
ENTIRE DOCUMENT (208) 287-4920



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

05/06/2009

CITY OF TWIN FALLS
PO BOX 1907
TWIN FALLS ID 83303-1907

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

RE: Water Right Permit No. 47-08389A

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following element was developed differently than described on your permit:

 X Point(s) of Diversion

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at (208) 287-4920.

Sincerely,


Sandy Hemenway
Sr. Water Resource Agent

Enclosure(s)

cc:

JACQUELINE WAKEFIELD
JOHN A. ROSHOLT
TOM MC CAULEY
MIKE J TRABERT, CITY OF TWIN FALLS
FRITZ WONDERLICH
JEFFREY WARR
CHARLES E BROCKWAY

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-08389A

Date of Priority: October 31, 1995**Maximum Diversion Rate:** 7.00 CFS

Comes now CITY OF TWIN FALLS
PO BOX 1907

TWIN FALLS ID 83303-1907 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 47-08389A, and requests that the permit be changed as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	7.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER TWIN FALLS County	SE1/4SE1/4SE1/4	Sec. 29, Twp 10S, Rge 17E, B.M.
GROUND WATER TWIN FALLS County	SE1/4SW1/4SE1/4	Sec. 29, Twp 10S, Rge 17E, B.M.
GROUND WATER TWIN FALLS County	NE1/4SE1/4SE1/4	Sec. 14, Twp 10S, Rge 17E, B.M.
GROUND WATER TWIN FALLS County	NE1/4SE1/4SE1/4	Sec. 14, Twp 10S, Rge 17E, B.M.

PLACE OF USE: MUNICIPAL – Place of use is within the service area of the City of Twin Falls municipal water supply system as provided for under Idaho Law.

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this _____ day of _____, 200__.

(Signature)

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-08389A

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = _____ Received by _____ # _____ Date _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, DAVID R. TUTHILL, JR., of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 47-08389A with the following:

CONDITIONS OF APPROVAL

1. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
2. Place of use is within the service area of the City of Twin Falls municipal water supply system as provided for under Idaho Law.
3. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
4. The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and 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.
5. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
6. The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
7. The right holder shall install and maintain a totalizing measuring device of a type approved by the Department as a part of the diverting works. The right holder shall also install and maintain an airline or similar device approved by the department to measure the water level in the well.

Witness my hand this _____ day of _____, 2009.

DAVID R. TUTHILL, JR.
Director