

75 066

PART 1

6. General Information:

a. Description of diversion system: The City Shelley has four wells and pumps. Wells #1 and #2 have 50 HP motors with wells casings of 8" and 12" respectively, both wells are approximately 300' deep. Well # 3 has a 250 HP motor with a 16" well casing and 157' depth. Well #4 has a 150 HP pump with a 16" well casing and 228' depth. These wells pump directly into the city's drinking water distribution system. The preliminary design for Well #5 is to construct a 16" casing well casing at 300' depth with a 250 HP motor capable of 2,500 gpm production.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
Yes No X . 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 affect on the land now irrigated if the place of use is changed pursuant to this transfer: Irrigated land use will not be impacted by transfer of diversion points for municipal use water rights; diverted waters entering the distribution system experiencing no change in use.

d. Remarks: _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 20____

For the Director

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 as evidenced by:

- a. Decree No. 27-04107 Decreed to The City of Shelley
in case of In Re SRBA Case No. 39576 vs. _____
dated March 12, 2007 in District Court of Idaho county of Twin Falls
- 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 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 Order of Partial Decree
3. Source of water Groundwater tributary to _____4. Date or priority 07/30/1910

5. Water is used for the following purposes:

Amount 0.33 cfs for Municipal purposes from Jan 1 to Dec 31
(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 0.33 cfs 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	Location name for diversion
	NW	NW	NW	33	1 N	37 E	Bingham	Well #1

8. Lands irrigated or place of use: Place of use is within City Limits of Shelley.

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

Total Acres _____

9. Describe any other water rights used for the same purpose as described above: Four other water rights are used for the municipal use; 27-12077, 27-12078, 27-02155 and 27-07053.

PART 2

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 _____

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location 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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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

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

3. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location 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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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 as evidenced by:

- e. Decree No. 27-12077 Decreed to The City of Shelley
in case of In Re SRBA Case No. 39576 vs. _____
dated March 14, 2007 in District Court of Idaho county of Twin Falls
- f. License No. _____ issued by the Idaho Department of Water Resources.
- g. Claim No. _____ on file with the Idaho Department of Water Resources.
- h. Transfer No. _____ which produced this right.

2. Attach 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 Order of Partial Decree

3. Source of water Groundwater tributary to _____4. Date or priority 01/03/1949

5. Water is used for the following purposes:

Amount 0.78 cfs/564.7 ac-ft for Municipal purposes from Jan 1 to Dec 31.
(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 0.78 cfs cubic feet per second and/or 564.7 AFY acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location name for diversion
	NW	NW	NW	33	1 N	37 E	Bingham	Well #1

8. Lands irrigated or place of use: Place of use is within City Limits of Shelley.

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

Total Acres _____

9. Describe any other water rights used for the same purpose as described above: Four other water rights are used for the municipal use: 27-04107, 27-12078, 27-02155 and 27-07053.

PART 2

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

5. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location 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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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

2. 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. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location 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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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 as evidenced by:

- i. Decree No. 27-12078 Decreed to The City of Shelley
in case of In Re SRBA Case No. 39576 vs. _____
dated March 14, 2007 in District Court of Idaho county of Twin Falls
- j. License No. _____ issued by the Idaho Department of Water Resources.
- k. Claim No. _____ on file with the Idaho Department of Water Resources.
- l. Transfer No. _____ which produced this right.

2. Attach 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 Order of Partial Decree

3. Source of water Groundwater tributary to _____4. Date or priority 06/27/1948

5. Water is used for the following purposes:

Amount 1.11 cfs 803.6ac-ft for Municipal purposes from Jan 1 to Dec 31.
(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 1.11 cfs cubic feet per second and/or 803.6 AFY acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location name for diversion
	NW	NW	NW	33	1 N	37 E	Bingham	Well #2

8. Lands irrigated or place of use: Place of use is within City Limits of Shelley.

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

Total Acres _____

9. Describe any other water rights used for the same purpose as described above: Four other water rights are used for the municipal use; 27-04107, 27-12077, 27-02155 and 27-07053.

RECEIVED

SEP 03 2008

Department of Water Resources
Eastern Region

75066

PART 2

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

8. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location 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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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

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

9. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location 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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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 as evidenced by:

- m. Decree No. 27-02155 Decreed to The City of Shelley
in case of In Re SRBA Case No. 39576 vs. _____
dated March 12, 2007 in District Court of Idaho county of Twin Falls
- n. License No. 27-02155 issued by the Idaho Department of Water Resources.
- o. Claim No. _____ on file with the Idaho Department of Water Resources.
- p. Transfer No. _____ which produced this right.

2. Attach 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 Order of Partial Decree
3. Source of water Groundwater tributary to _____4. Date or priority 04/14/1967

5. Water is used for the following purposes:

Amount 4.9 cfs 3546.6 ac-ft for Municipal purposes from Jan 1 to Dec 31.
(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 4.90 cfs cubic feet per second and/or 3546.6 AFY acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location name for diversion
	NE	SW	SE	29	1 N	37 E	Bingham	Well #3

8. Lands irrigated or place of use: Place of use is within City Limits of Shelley.

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

Total Acres _____

9. Describe any other water rights used for the same purpose as described above: Four other water rights are used for the municipal use:
27-04107, 27-12077, 27-02155 and 27-07053.27-12078

PART 2

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

11. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location 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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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

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

12. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location 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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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 as evidenced by:

- q. Decree No. 27-07053 Decreed to The City of Shelley
in case of In Re SRBA Case No. 39576 vs. _____
dated March 12, 2007 in District Court of Idaho county of Twin Falls
- r. License No. _____ issued by the Idaho Department of Water Resources.
- s. Claim No. _____ on file with the Idaho Department of Water Resources.
- t. Transfer No. _____ which produced this right.

2. Attach 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 Order of Partial Decree

3. Source of water Groundwater tributary to _____4. Date or priority 04/17/1975

5. Water is used for the following purposes:

Amount 2.89 cfs 2092.20 ac-ft for Municipal purposes from Jan 1 to Dec 31.
(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 2.89 cfs cubic feet per second and/or 2092.20 AFY acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location name for diversion
2	SE	SE	NW	32	1 N	37 E	Bingham	Well #4

8. Lands irrigated or place of use: Place of use is within City Limits of Shelley.

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

Total Acres _____

9. Describe any other water rights used for the same purpose as described above: Four other water rights are used for the municipal use; 27-04107, 27-12077, 27-12078, and 27-02155.

PART 2

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

14. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location 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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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

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

15. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Location 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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of Use Amount(cfs/af-ft) Hours/days/year Period of Use
No Change _____ to _____
 _____ to _____
 _____ to _____

2. Quantity and quality of return flows and location of discharge: No variation to existing return flows, currently flow is returned via wastewater treatment discharge, irrigation flow is returned via soil percolation or storm drain collection and discharge to the Snake River.

3. Describe effects on other water uses resulting from the proposed change: Effects to the change in diversion points can expect no change to the existing nature of use.

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.

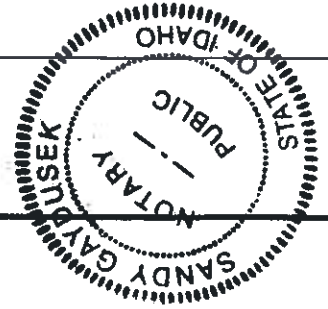
Eric R. Christensen
 (Signature of Applicant)

Eric R. Christensen, Mayor
 Print Name (and title, if applicable)

Subscribed and sworn to before me this 4th day of September, 2008

Sandy Gabysek
 Notary Public

My commission expires 2/22/11



FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee E034381

Received by _____ Date _____

Published in Statewide Copies of protest forwarded by _____

Pub. Dates Sept 18 & 25 2008 Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

RECEIVED
 SEP 06 2008

PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	No Change			to
				to
				to

2. Quantity and quality of return flows and location of discharge: No variation to existing return flows, currently flow is returned via; wastewater treatment discharge, irrigation flow is returned via soil percolation or storm drain collection and discharge to the Snake River.

3. Describe effects on other water uses resulting from the proposed change: Effects to the change in diversion points can expect no change to the existing nature of use.

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)

Print Name (and title, if applicable)

Subscribed and sworn to before me this _____ day of _____, 20____

(Notary Public)

My commission expires _____

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee £034381

Received by _____ Date _____

Published in _____ Copies of protest forwarded by _____

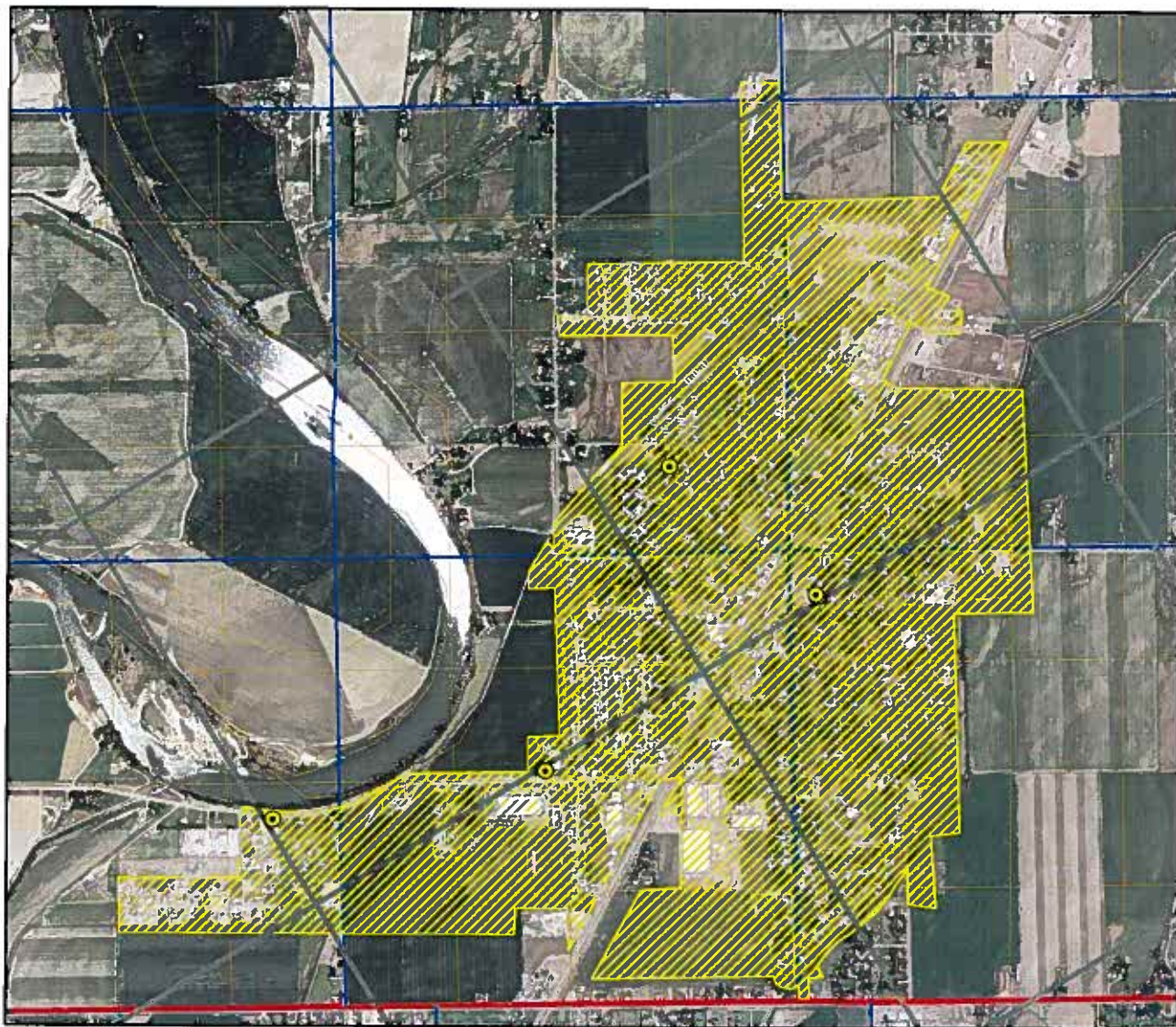
Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

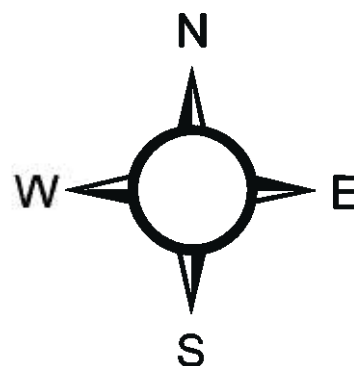
Copy of transfer sent to lien holder _____

City of Shelley Transfer # 75066



Legend

-  Transfer Right POD
-  modelgrid
-  Transfer Right POU
-  Township/Range
-  Sections
-  QQ



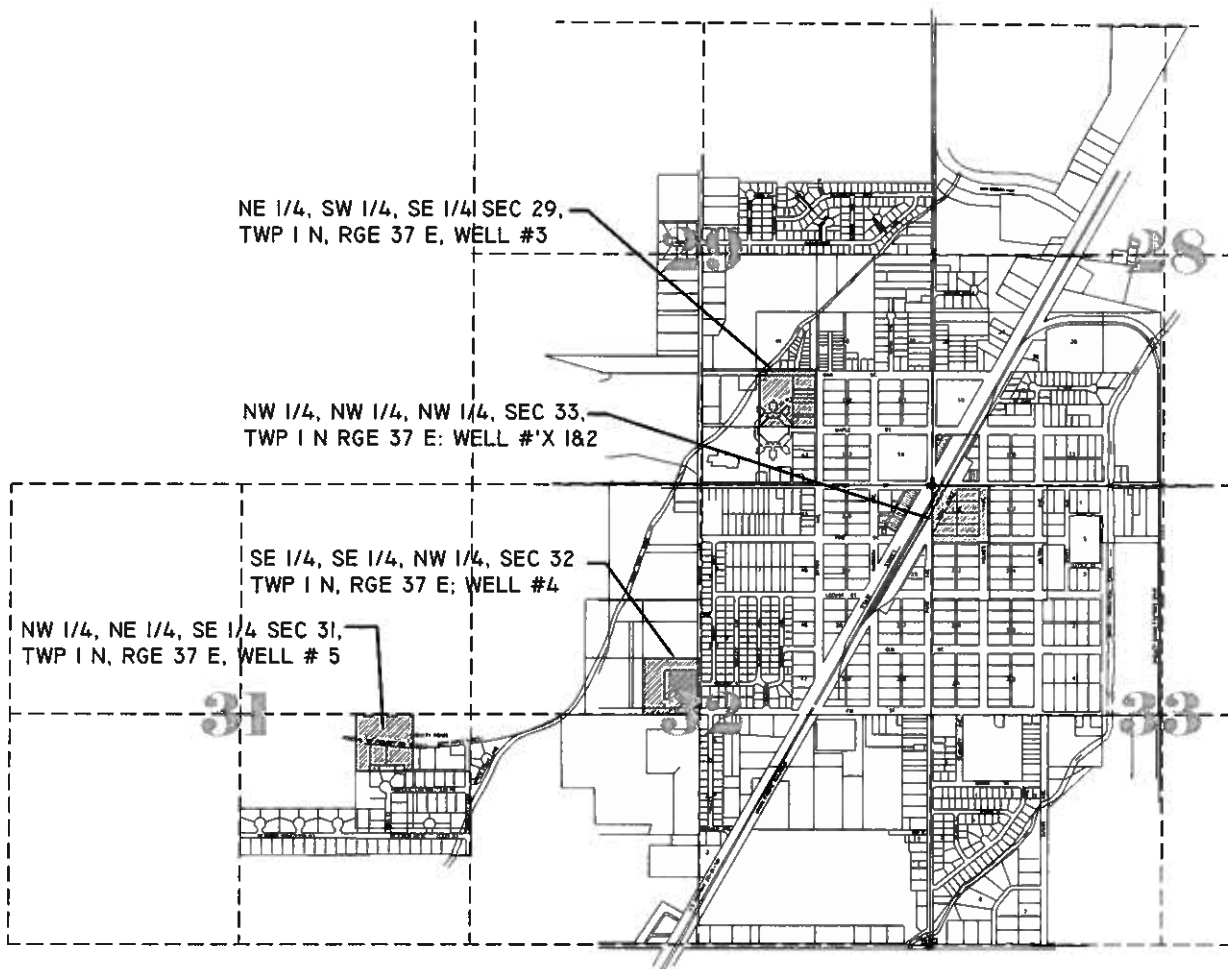
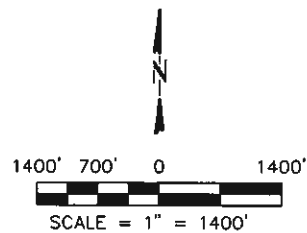


EXHIBIT
MULTIPLE
POINTS OF DIVERSION
CITY OF SHELLEY

APRIL 2008

APRIL 2008
FORSGREN
Associates Inc.