

Page 1 of 9Transfer 172488Form 222
1-87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART I

RECEIVED

JUN 12 2006

Department of Water Resources
Eastern RegionName of Applicant City of ArcoPhone (208) 523-0620Post Office address c/o Holden, Kidwell, Hahn & Crapo, P.L.L.C., P.O. Box 50130, Idaho Falls, Idaho 83405

RECEIVED

DEC 12 2005

Department of Water Resources
Eastern Region

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 One of the City wells has diminished in production and it has been determined a new well is needed to permit the City to divert the amount to which it is entitled under existing rights. This is just an addition of an extra point of diversion.

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
~~34-7414~~	~~6/14/1982~~	~~0.04~~	~~Municipal~~	~~1/1 to 12/31~~
~~34-7454~~	~~1/27/1984~~	~~0.80~~	~~Municipal~~	~~1/1 to 12/31~~
~~34-7547~~	~~10/25/1990~~	~~1.81~~	~~Municipal~~	~~1/1 to 12/31~~
~~34-10030~~	~~6/01/1962~~	~~2.12~~	~~Municipal~~	~~1/1 to 12/31~~

REMOVE

ok WFD

2. Total amount of water being transferred 4.77 4.73 cfs ok WFD cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater Tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	NE	NE	36	4N	26E	Butte	34-7454 *
	SW	SW	NE	36	4N	26E	Butte	34-10030 *
	SW	NW	NE	1	3N	26E	Butte	34-7414
	SE	NW	NE	36	4N	26E	Butte	34-7547 *
	SE	SE	SE	36	4N	26E	Butte	New well *

REMOVE
ok WFD
City Engineer

5. Lands irrigated or place of use: (Permissible place of use for all water rights) Corporate Limits of City of Arco

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 _____

SCANNED

Form 222
1-87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART IName of Applicant City of Arco Phone (208) 523-0620
Post Office address c/o Holden, Kidwell, Hahn & Crapo, P.L.L.C., P.O. Box 50130, Idaho Falls, Idaho 83405RECEIVED
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	34-7454	1/27/1984	0.80	Municipal	1/1 to 12/31
	34-7547	10/25/1990	1.81	Municipal	1/1 to 12/31
	34-10030	6/01/1962	2.12	Municipal	1/1 to 12/31

2. Total amount of water being transferred * 4.77 4.73 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater Tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	NE	NE	36	4N	26E	Butte	34-7454
	SW	SW	NE	36	4N	26E	Butte	34-10030
*	~~2 SW~~	NW	NE	1	3N	26E	Butte	~~34-7414~~
	SE	NW	NE	36	4N	26E	Butte	34-7547
	SE	SE	SE	36	4N	26E	Butte	New well

5. Lands irrigated or place of use: (Permissible place of use for all water rights) **Corporate Limits of City of Arco**

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 _____

* changes made as per city engineer 6/9/2006

72488

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APR 11 5 2006

6. General Information:

- a. Description of diversion system Wells and pumps
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
Yes N/A 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:
No effect
- 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 said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 2005.

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Transfer No. 72488

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

WATER RIGHT NUMBER: 34-7414

Owner Type Name and Address
Current Owner CITY OF ARCO

Priority Date: 06/14/1982

Basis: Decreed

Status: Active

Source

Tributary

GROUND WATER

Beneficial Use From To Diversion Rate Annual Volume
DOMESTIC 1/01 to 12/31 0.040 CFS

Total Diversion: 0.040 CFS

Location of Point(s) of Diversion

GROUND WATER SW1/4NW1/4NE1/4 Sec. 1, Twp 03N, Rge 28E, B.M. BUTTE County

Place of Use DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
03N	28E	1	X				

Conditions of Approval:

1. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. CITY OF ARCO CHLORINATION FACILITIES

Dates and Other Information:

Decreed Date: 3/31/1998
State or Federal: S
Civil Case Number: 38576
Judicial District: FIFTH

Documentation of Ownership of the Current Place of Use: _____

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? _____

Describe the affect on the current place of use for this water right if the place of use is charged pursuant to this transfer _____

To your knowledge, has any portion of the water right undergone a period of five (5) or more consecutive years of non-use? _____

Page _____ of _____

Transfer No. 72488

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Transfer No. 72488

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

WATER RIGHT NUMBER: 34-7414

Owner Type Name and Address
Current Owner CITY OF ARCO

Priority Date: 06/14/1982

Basis: Decreed

Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	

Total Diversion: 0.040 CFS

Location of Point(s) of Diversion

GROUND WATER SW1/4NW1/4NE1/4 Sec. 1, Twp 03N, Rge 26E, B.M. BUTTE County

Place of Use DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
03N	26E	1	X				

Conditions of Approval:

1. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. CITY OF ARCO CHLORINATION FACILITIES

Dates and Other Information:

Decreed Date: 3/31/1998
State or Federal: S
Civil Case Number: 39576
Judicial District: FIFTH

Information will

Documentation of Ownership of the Current Place of Use: _____

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? _____

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer.

To your knowledge, has any portion of the water right undergone a period of five (5) or more consecutive years of non-use? _____

Page _____ of _____

Transfer No. 72488

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

Transfer No. 72488

WATER RIGHT NUMBER: 34-7454

Owner Type Name and Address
Current Owner CITY OF ARCO

Priority Date: 01/27/1984 Basis: License Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	1/01 to 12/31	0.800 CFS	
<u>Total Diversion:</u> 0.800 CFS			

Location of Point(s) of Diversion
GROUND WATER NE1/4NE1/4 Sec. 36, Twp 04N, Rge 26E, B.M. BUTTE County

Place of Use

Conditions of Approval:

1. Place of use is within the city limits of Arco.

Dates and Other Information:

Licensed Date: 4/3/1998

Documentation of Ownership of the Current Place of Use: _____

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? _____

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer.

To your knowledge, has any portion of the water right undergone a period of five (5) or more consecutive years of non-use? _____

Transfer No. _____

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APR 9 4 2006

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

Transfer No. 72488

WATER RIGHT NUMBER: 34-7547

Owner Type Name and Address
Current Owner CITY OF ARCO

Priority Date: 10/25/1990

Basis: License

Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	1/01 to 12/31	1.810 CFS	

Total Diversion: 1.810 CFS

Location of Point(s) of Diversion

GROUND WATER

NW1/4NE1/4 Sec. 36, Twp 04N, Rge 26E, B.M. BUTTE County

Place of Use

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 located within the city limits of Arco.
3. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
4. The Director retains jurisdiction of the right and may change, add, or remove any requirement as determined to be appropriate.

Comments: WELL INFORMATION This is Arco City Well #3.

Dates and Other Information: Licensed Date: 9/6/1994

Documentation of Ownership of the Current Place of Use: _____

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? _____

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer.

To your knowledge, has any portion of the water right undergone a period of five (5) or more consecutive years of non-use? _____

Transfer No. _____

Page _____ of _____

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

Transfer No. 72488

WATER RIGHT NUMBER: 34-10030

Owner Type Name and Address

Current Owner CITY OF ARCO

Priority Date: 06/01/1962
Active

Basis: Decreed

Status:

Source

Tributary

GROUND WATER

Beneficial Use From To Diversion Rate Annual Volume

MUNICIPAL 1/01 to 12/31 2.120 CFS

Total Diversion: 2.120 CFS

Location of Point(s) of Diversion

GROUND WATER SW1/4SW1/4NE1/4 Sec. 36, Twp 04N, Rge 26E, B.M. BUTTE County

Place of Use

Conditions of Approval:

1. KNOWN AS "CITY PARK WELL" MUNICIPAL USE, CITY OF ARCO
2. PLACE OF USE IS LANDS WITHIN CITY LIMITS OF ARCO.

Dates and Other Information:

Decreed Date: 5/29/1997

State or Federal: S

Civil Case Number: 39576

Judicial District: FIFTH

Documentation of Ownership of the Current Place of Use: _____

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? _____

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer.

To your knowledge, has any portion of the water right undergone a period of five (5) or more consecutive years of non-use? _____

Transfer No. _____

Page _____ of _____

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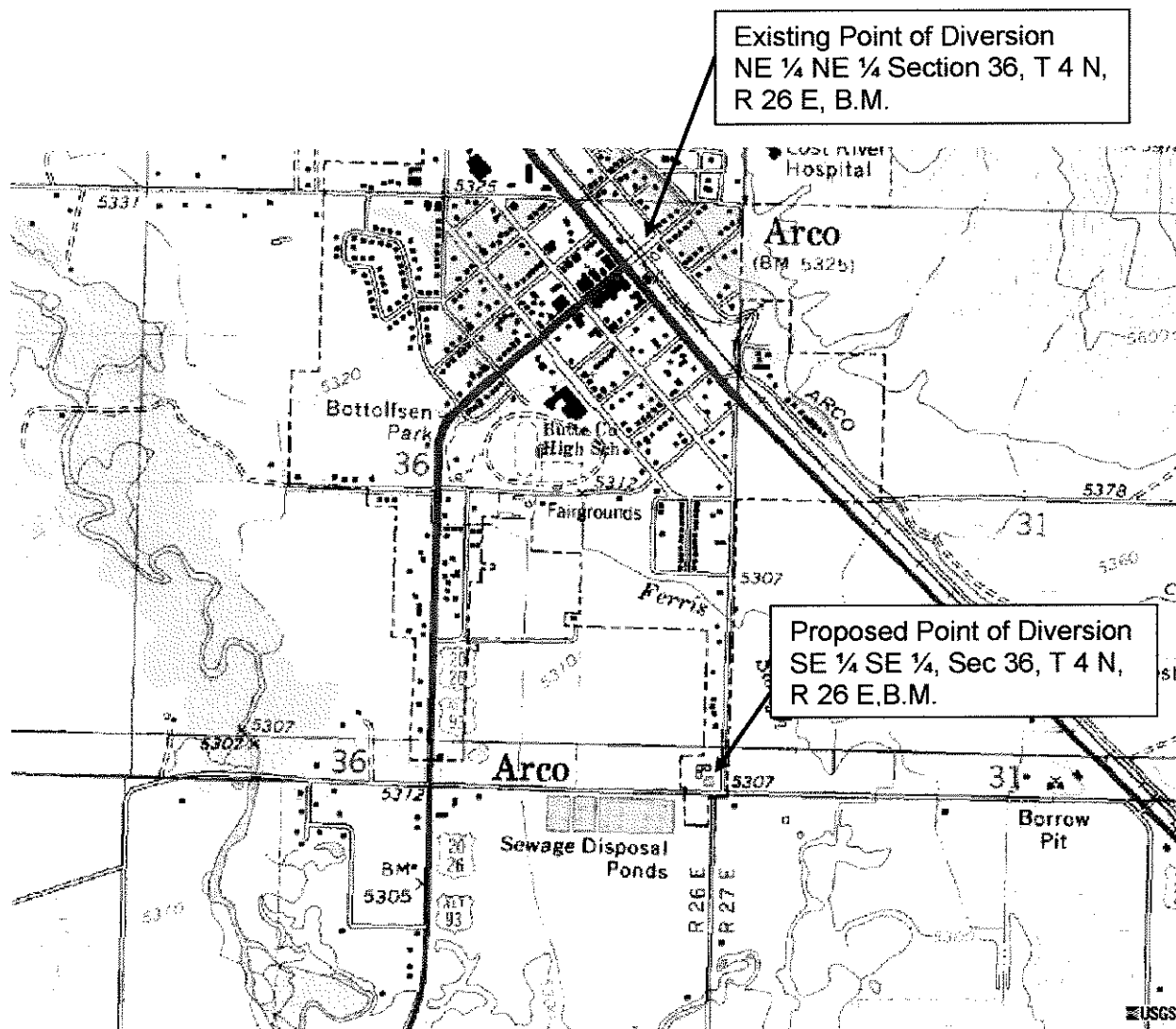
APR 9 11 2008

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City of Arco, Idaho
Proposed Water Right Transfer
October 2005

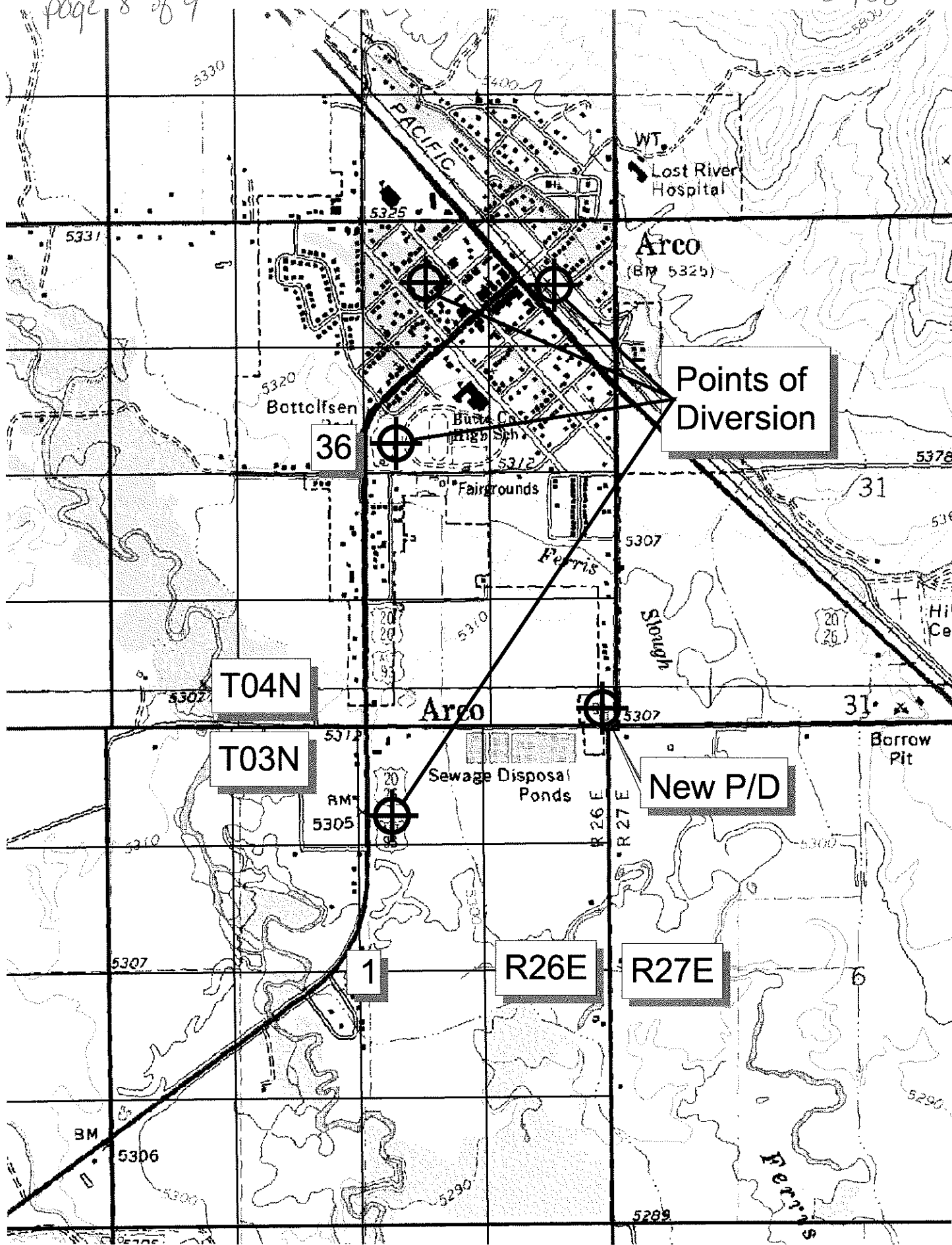
72488



Note: This transfers rights associated with an existing well to the new point of diversion shown where a new well is to be constructed.

72488

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APR 3 4 2016



B. CHANGES IN NATURE OF USE

1.

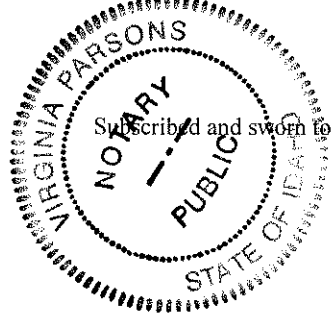
<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge:
- No change.
3. Describe effects on other water uses resulting from the proposed change:
- No change.

I hereby asset 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.

Paul Gardine, Mayor
(Signature of Applicant)

Subscribed and sworn to before me this 04 day of October, 2005.



Notary Public for: Butte County, Ariz, Id
Residing at: Orico, Id
My Commission Expires 4-06-07

FOR DEPARTMENT USE ONLY

FOR DEPARTMENT USE ONLY

Transfer contains 9 pages and _____ attachments

Received by KCW Date 10/20/05 Protest filed by _____

Prelim. check by KW Fee 450⁰⁰

Receipted by SC Date 10/20/05 EO 31352

Published in Arco Advertiser Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd _____ by _____

Copy of transfer sent to lien holder