

Keen, Shelley

From: Keen, Shelley
Sent: Tuesday, September 13, 2005 4:39 PM
To: 'JWakefield@tfid.org'
Cc: Merritt, Allen
Subject: Draft Amendments for City Permits

Jackie,

I have attached draft amendment forms for Permits 47-8389A and 47-8406. The drafts shows 47-8389A at 7.00 cfs with all four points of diversion and 47-8406 at 6.00 cfs with all four points of diversion. I did not include an amendment form for Permit 47-8410 because the other two permits, if amended in accordance with the drafts, total 13.0 cfs, which was the maximum amount authorized to be developed in connection with all three permits. (Permit 47-8389A and 47-8410 are limited to a combined total of 7.0 cfs.)

As we discussed on the phone, IDWR will not issue water right licenses that match these draft amendments without written concurrence from the original protestants and intervenors in the matter of Application 47-8389A.

Please call or email if you have questions or if you want to discuss other alternatives.

Shelley Keen
Water Right Permits Section
Idaho Dept. of Water Resources
208-287-4947
shelley.keen@idwr.idaho.gov



478389A Draft
licensing Amendm..



478406 Draft

licensing Amendme..

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 83301-1907 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>
MUNICIPAL	01/01 to 12/31	7.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29, Twp 10S, Rge 17E, B.M.	TWIN FALLS County
GROUND WATER	SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29, Twp 10S, Rge 17E, B.M.	TWIN FALLS County
GROUND WATER	NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, Twp 10S, Rge 17E, B.M.	TWIN FALLS County
GROUND WATER	NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, Twp 10S, Rge 17E, B.M.	TWIN FALLS County

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, Karl J. Dreher, 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 right holder shall install and maintain a totalizing measuring device of a type approved by the department as 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.
7. 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.

Witness my hand this _____ day of _____, 2005.

KARL J. DREHER
Director

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-08406

Date of Priority: December 12, 1996

Maximum Diversion Rate: 6.00 CFS
Maximum Diversion Volume:

Comes now CITY OF TWIN FALLS
PO BOX 1907

TWIN FALLS ID 83301-1907 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. 47-08406, 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>
MUNICIPAL	01/01 to 12/31	6.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29, Twp 10S, Rge 17E, B.M.	TWIN FALLS County
GROUND WATER	SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29, Twp 10S, Rge 17E, B.M.	TWIN FALLS County
GROUND WATER	NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, Twp 10S, Rge 17E, B.M.	TWIN FALLS County
GROUND WATER	NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, Twp 10S, Rge 17E, B.M.	TWIN FALLS County

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. 47-08406

FOR DEPARTMENT USE ONLY

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

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 47-08406 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 right holder shall install and maintain a totalizing measuring device of a type approved by the department as part of the diverting works at each point of diversion.
7. This right does not grant any right-of-way or easement across the land of another.

Witness my hand this _____ day of _____, 2005.

KARL J. DREHER
Director