

FEB 18 2005

Page 1 of 8STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern RegionTransfer No. 72317

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant City of Salmon (Paul Stokes) Phone 208-756-3214
Post Office address 200 Main St. Salmon Id. 83467

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 Add more water to the City of Salmon's water supply during winter use

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

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|-------------------|--------------------|------------------|------------------------------|
| <u>75-7</u> | <u>04/01/1894</u> | <u>4 CFS</u> | <u>Municipal</u> | <u>11/01</u> to <u>04/01</u> |
| <u>75-17A</u> | <u>06/01/1867</u> | <u>1.26 CFS</u> | <u>Municipal</u> | <u>11/01</u> to <u>04/01</u> |
| <u>75-7563</u> | <u>12/03/90</u> | <u>5 CFS</u> | <u>Municipal</u> | <u>11/01</u> to <u>04/01</u> |
2. Total amount of water being transferred 4.0 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Jessie Cr. tributary to Salmon River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NE	02	21N	21E	Lemhi	D5
	NW	SW	NE	01	21N	21E	Lemhi	Proposed Diversion between D6 & D7

5. Lands irrigated or place of use: City of Salmon

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 _____

SCANNED

JUN 10 2005

PART 1

6. General Information:

a. Description of diversion system Headgate and approximately 80' feet of line pipe line from Jessie Creek to ~~sett~~ holding ponds.

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. 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:
Additional water supply for the City of Salmon during the winter period.

d. Remarks:
This would give the City of Salmon some additional water and should reduce pumping costs. If the pumps ~~or~~ should malfunction under current conditions the city would be low on water in approximately 3 days.

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 _____.

page 3 of 8

72317

Page 1

09/23/2005

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 75-7563

WATER RIGHT NUMBER: 75-7563

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF SALMON 200 MAIN ST SALMON, ID 83467 (208)756-3214

Priority Date: 12/03/1990

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
JESSE CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	11/01 to 03/31	5.000 CFS	
MUNICIPAL	04/01 to 10/31	1.010 CFS	
	<u>Total Diversion:</u>	5.000 CFS	

Location of Point(s) of Diversion

JESSE CREEK L1 (SW1/4NE1/4NE1/4) Sec. 2, Twp 21N, Rge 21E, B.M.
LEMHI County

Place of Use

Conditions of Approval:

1. 004 This right does not grant any right-of-way or easement across the land of another.
2. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. 124 Place of use is within the service area of the City of Salmon municipal water supply system as provided for under Idaho Law.
4. X35 Rights 75-0007, 75-0016, 75-0017A, 75-0017B, 75-0018, 75-0019B, 75-0019C, 75-0026A, 75-0114 and 75-07563 when combined shall not exceed a total diversion rate of 11.6 cfs.
5. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 75A.

Remarks:

SCANNED

NOV 19 2005

72317

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 75-7563

Comments:

1. dcarlson 2/16/2005 Field Report Narrative

Comment: headgate on jesse creek to pipeline for municipal use. 14 inch pipeline has a capacity of about 20 cfs. three ponds at the fresh water treatment plant. This right is for year round use. other rights are decreed rights 75-7, 75-17 are limited to the irrigation season.

2. kwalker 4/8/2005 License Review

Comment: I was asked to expedite this license because a transfer has been filed to add a point of diversion to this right. In review of the documents in our file I found the capacity measured in 1998 to be 8.9 cfs. I discussed with Tim Luke who had made the 1998 measurement and he advised me to also check the WD75A records to see what the city normally was delivered. Since this permit was issued in 1991 and proof made in 1992 I reviewed these years of water district records and found the amount delivered in 1991 to be 11.6 cfs for most of the month of June which was a larger amount than any others recorded for these 2 years. I recommend we use this amount as capacity of this system for this license.

3. kwalker 7/22/2005 Measurement

Comment: During final review of this permit it was determined that the system capacity at the point of diversion is 11.6 cfs. However, that point of diversion also includes water from Chipps Creek and Pollard Creek. We had no measurement of Jesse Creek without the other sources included so Bob Foster went out this week and measured Jesse Creek, above the injection of the other creeks, for us. Bob measured only 2.76 cfs flowing in Jesse Creek at this time. However, if Jesse Creek had a good year it may be able to provide the water filed on so we have prepared this license to limit all rights to system capacity when combined. Several of the rights decreed for Jesse Creek water have limited seasons of use. Rts. 75-7 (4.0 cfs), 75-17A (1.26 cfs), 75-19B (0.49cfs) are only valid during the irrigation season so this right will compensate for the remainder of the year if agreeable with City.

4. kwalker 7/27/2005 Recommendation

Comment: I contacted Bob Foster today to see what he thought about this right being licensed for non-irrigation season only. He suggested I contact Paul Stokes, Water Superintendent for the City. I then contacted Mr. Stokes (756-3459) and he is agreeable to license being issued for non-irrigation season. In discussion with Shelley it was decided that we could allow 1.01 cfs under this right for the irrigation season which would bring the rights up to capacity of system. We could then license all 5.0 cfs during non-irrigation season for the city to have winter water rights. There are no current water rights from Chipps Creek or Pollard Creeks for the City. They have claimed these sources in the SRBA but they are only claims at this time.

Dates and Other Information:

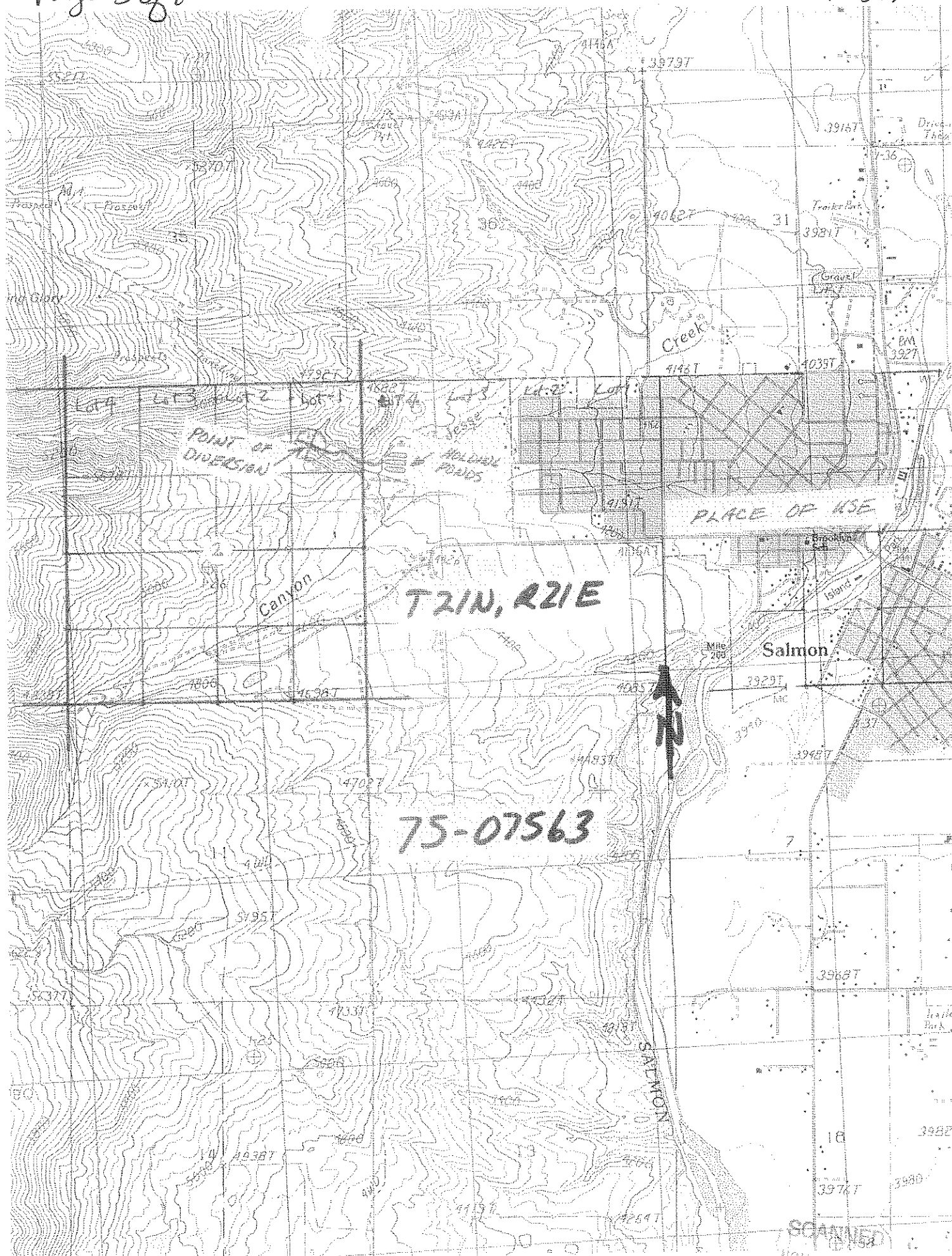
Licensed Date: 9/22/2005
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 75A
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Rate	Volume	Acres
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11.6

Combined Water Rights: 75-7 , 75-16 , 75-17A , 75-17B , 75-18 , 75-19B , 75-19C , 75-26A , 75-114 , 75-7563

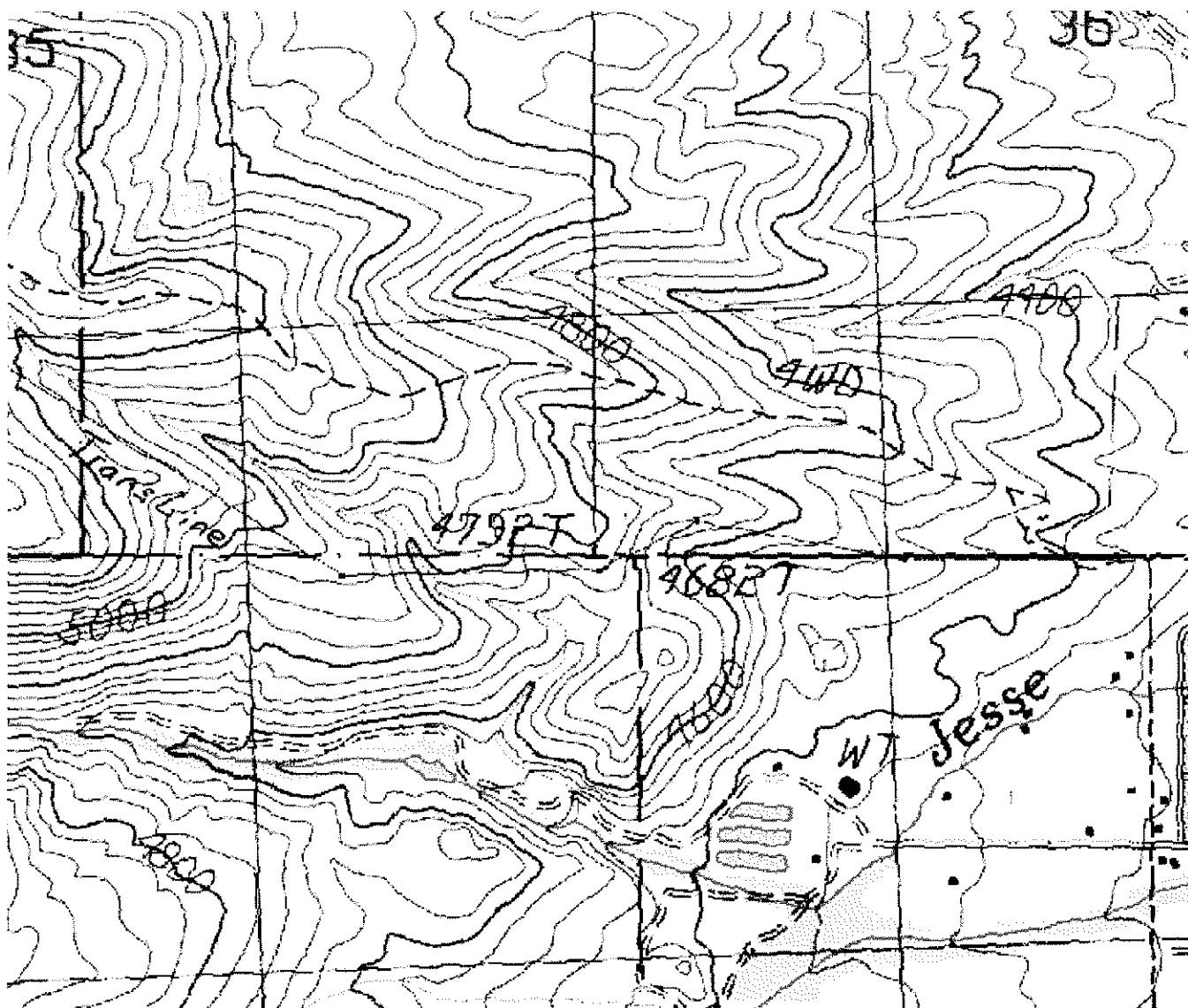


D6 Diversion

Proposed Diversion

Diversak
D7

SCANNED



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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

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

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

This transfer would not affect anyone else during the
time frame from 11/01 to 4/01.

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.

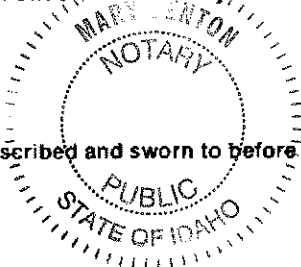
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 15th day of February, 2005

Paul Stokes
(Signature of Applicant)

May Benton
(Notary Public)

My commission expires 4/19/05

**FOR DEPARTMENT USE ONLY**Transfer contains 8 pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by DC Fee \$370 E030576Receipted by DC Date 2/2/2005Published in Recorder Herald 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 _____

SCANNED
 MAY 18 2005

72317