

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 47-17124

Priority: April 13, 2004

Maximum Diversion Rate: 0.56 CFS

This is to certify, that CITY OF HOLLISTER
2392 MAIN AVE
HOLLISTER ID 83301

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
MUNICIPAL	01/01 to 12/31	0.56 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 28, Twp 12S, Rge 16E, B.M., TWIN FALLS County
GROUND WATER	SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 28, Twp 12S, Rge 16E, B.M., TWIN FALLS County
GROUND WATER	NE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 28, Twp 12S, Rge 16E, B.M., TWIN FALLS County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **July 01, 2006**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. Place of use is within the service area of the City of Hollister municipal water supply system as provided for under Idaho Law.
6. 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.
7. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 47-17124

9. Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 24th day of July, 2004.


for KARL J DREHER, Director

APPLICATION # 47-17124

RECEIVED

JUL 13 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

APR 13 2004

Department of Water Resources
Southern Region

DEPARTMENT OF WATER RESOURCES
Name of Applicant City of Hollister Phone (208) 655-4225
Mailing address 2392 Main St., Hollister, ID., 83301

2. Source of water supply Ground Water which is tributary of _____
3. Location of point to diversion is Township 12S Range 16 East Section 28, in the
NE^{1/4}, SW, NW^{1/4}, Government Lot SE, SE, NE 28, NE, SE 28, Township 12 South, Range 16 East,
B.M., Twin Falls County;
additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.56 cfs for Municipal purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.56 cfs and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works: Well / Pumps / Reservoir

a. Described type and size of devices used to divert water from the source 40 Hp Pump - New
2 Existing Wells

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ Gallons

c. Proposed well diameter is 12 inches; proposed depth of well is 750 feet

d. Is ground water with a temperature of greater than 85°F being sought? No

e. If well is already drilled, when? NA; Drilling firm _____;
Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Time required for completion of works and application of water to proposed beneficial use is 2 years
(minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. City of Hollister

d. Domestic; show number of households. _____

e. Other; describe fully. _____

9. Description of place of use: City of Hollister Service Area.
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Total number of acres to be irrigated (See attached map)

10. Describe any other water rights used for the same purposes as described above. 47-7417 Well (0.40cfs)
47-8218 (0.49cfs)
11. a. Who owns the property at the point of diversion? City of Hollister by Martens Family Trust.
b. Who owns the land to be irrigated or place of use? Municipal
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____
12. Remarks: Water to be used in Hollister City Service Area
Test well drilled at proposed new well site permit 810845

13. **MAP OF PROPOSED PROJECT REQUIRED-** Attach an 8 1/2" x 11" map clearly identifying the proposed of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the Public waters of the State of Idaho as herein set forth.

Dixie Choate
Signature of Applicant (Mayor Dixie Choate)

Received by C. SKINNER Date 4/13/2004 Time PM Preliminary check by C. SKINNER
Fee \$ 250.00 Receipted by C. SKINNER # 5026645 Date 4/13/2004
Publication prepared by MB Date 6/7/04 Published in Times News
Publication approved MB Date 6/29/04

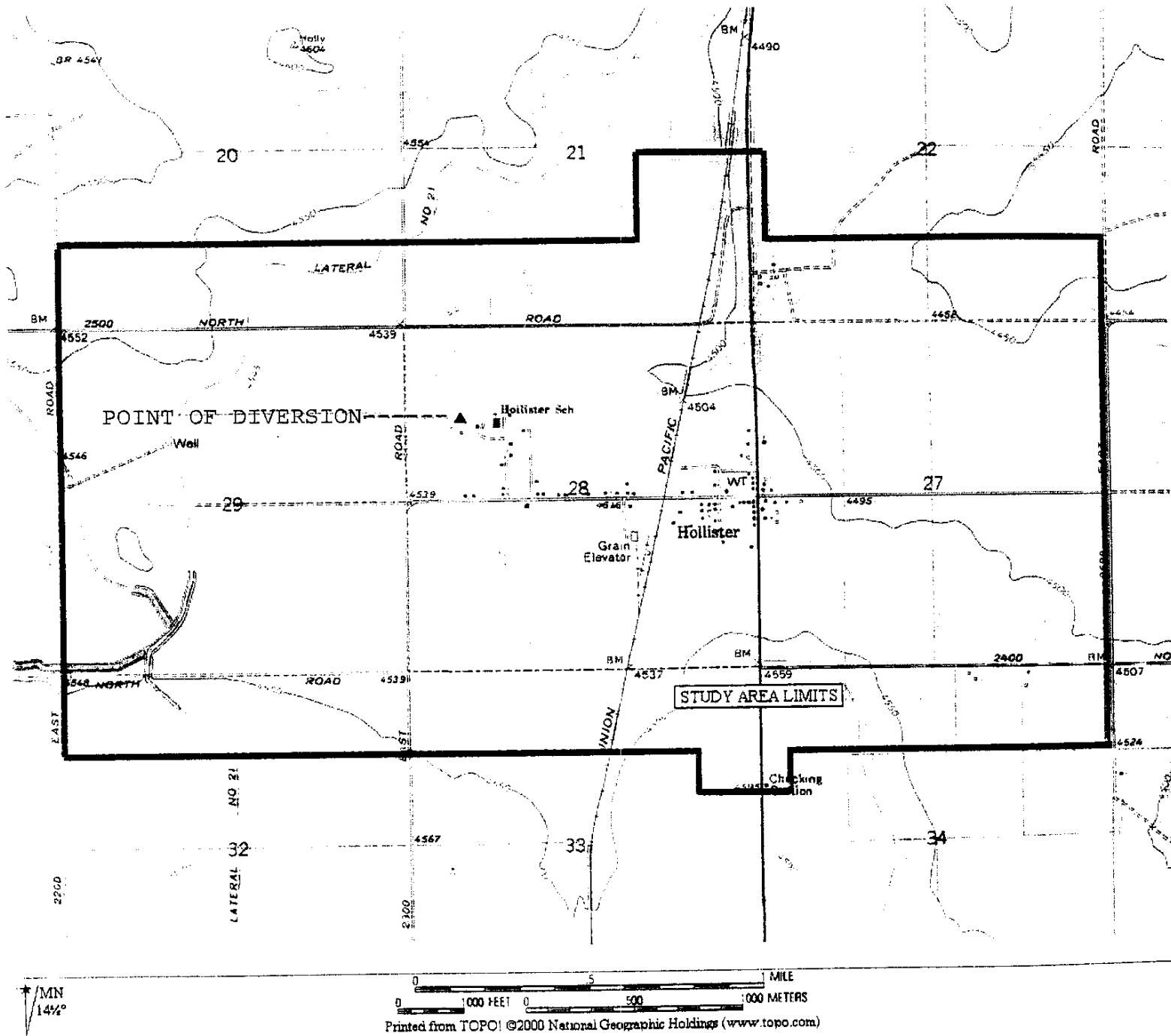


FIGURE 2
SERVICE STUDY AREA LIMITS

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

Current Water Right No. 47-7417

Priority Date: 07/25/1977

Origin: Adjudication Claim

Basis: License

Status: Active

Source: GROUND WATER

Tributary to:

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
MUNICIPAL	1/01	12/31	0.40 CFS		
	Total Diversion		0.40 CFS		

Source and Point(s) of Diversion:

GROUND WATER SESENE 12S 16E 28 TWIN FALLS

PLACE OF USE: MUNICIPAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S 16E 27							X										
12S 16E 28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	

Conditions/Remarks:

1. P/U WITHIN CITY LIMITS OF HOLLISTER, ID.

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 effect 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?

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

Current Water Right No. 47-8218

Priority Date: 06/27/1989

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER**Tributary to:**

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
MUNICIPAL	1/01	12/31	0.49 CFS		
	Total Diversion		0.49 CFS		

Source and Point(s) of Diversion:

GROUND WATER NESE 12S 16E 28 TWIN FALLS

Conditions/Remarks:

1. Place of use is located within the city limits of Hollister.

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 effect 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?

HOLLISTER TOWNSHIP

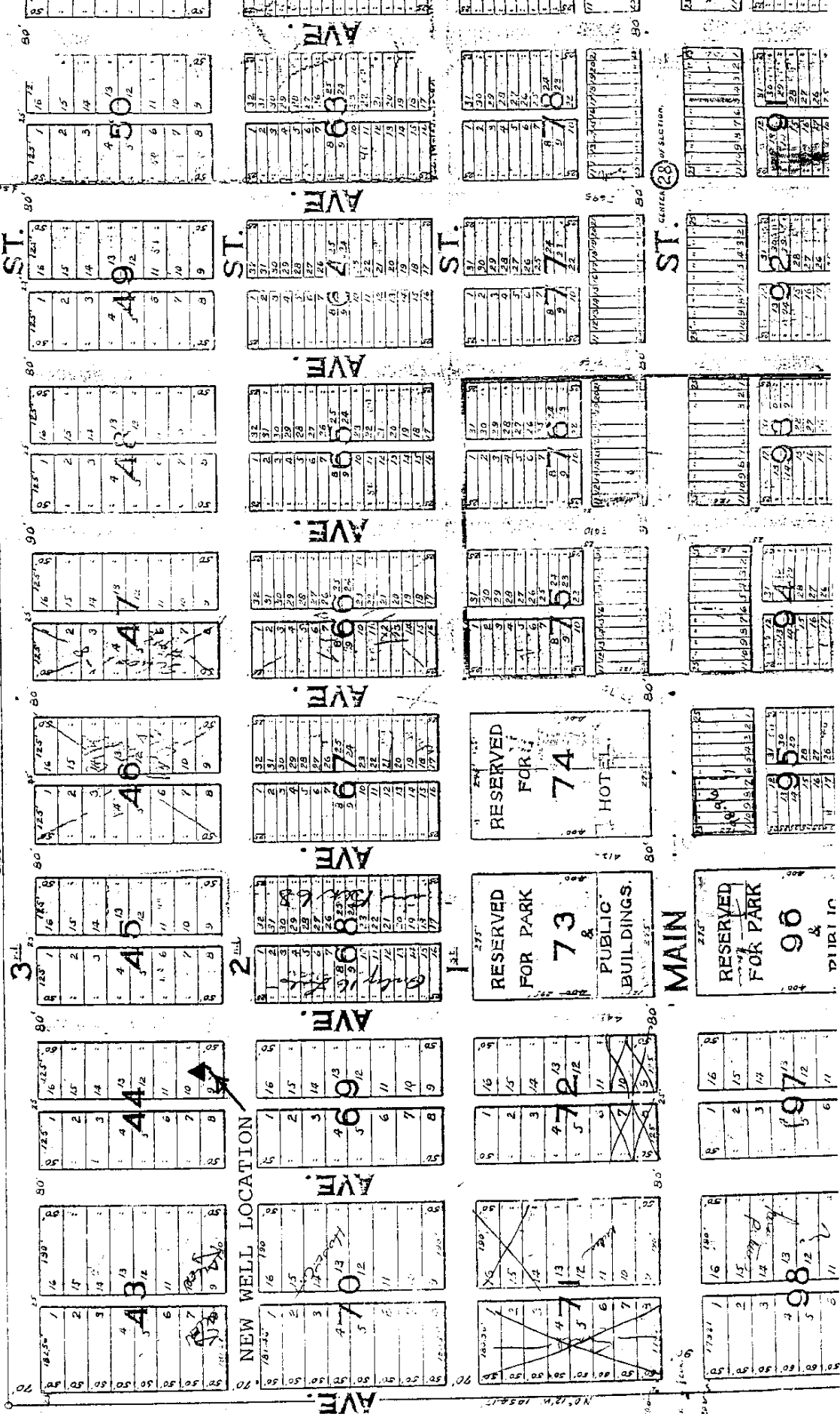
A PART OF SEC. 28 T. 12S. R. 16E. BM.

FILED MAR. 19, 1910.

SCALE 1"=200'

S. 89° 34' E. 364.57

NEEDS TO BE CORRECTED BY THE COMMISSIONER OF THE LAND OFFICE



NEW WELL LOCATION

RESERVED FOR HOTEL

RESERVED FOR PARK

MAIN

RESERVED FOR PARK

96

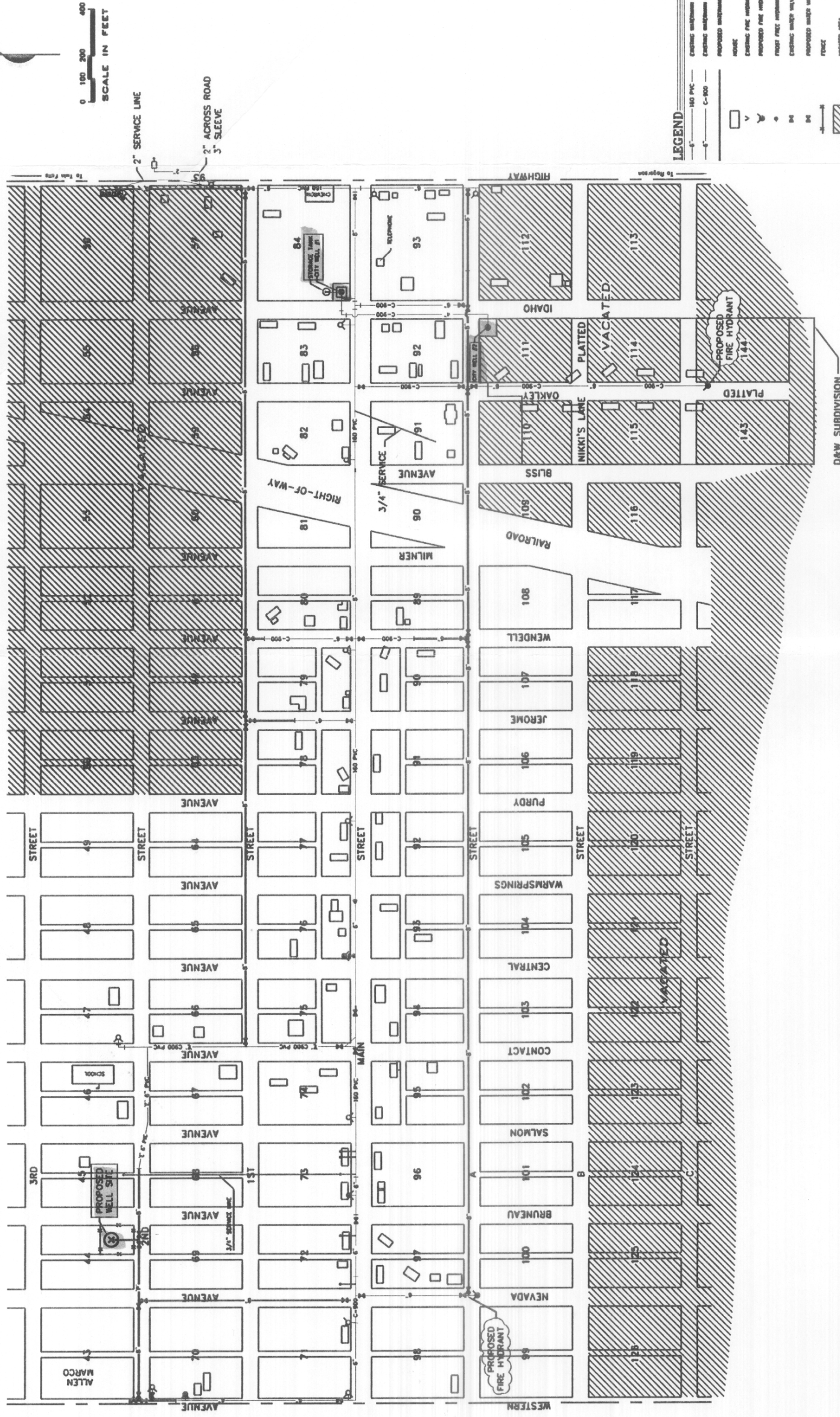
PIPING

A PART OF SECTION 28, TOWNSHIP 12 SOUTH, RANGE 16 EAST, BOISE MERIDIAN

PROPOSED WATER SYSTEM
FOR THE
CITY OF HOLLISTER
1250 GPM FIRE FLOW

3-8-83 O.J.S.
 5-25-83 I.C.V.
 10-31-83 T.M.
 01-02-84 D.L.T

DATE	OCTOBER 1968
TIME	1700
LOCATION	AGASS-D.
REMARKS	C2

[illegible]

Now
Starting
Right Side
of file.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 26, 2004

CITY OF HOLLISTER
2392 MAIN AVE
HOLLISTER ID 83301

RE: Permit No. 47-17124

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

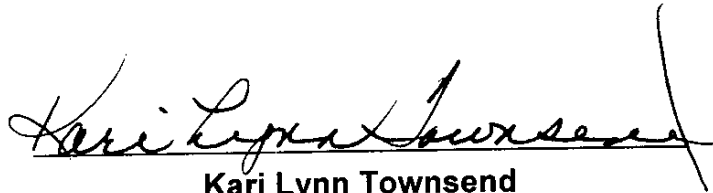
CERTIFICATE OF SERVICE

I hereby certify that on July 26, 2004 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

47-17124

**CITY OF HOLLISTER
2392 MAIN AVE
HOLLISTER ID 83301**



**Kari Lynn Townsend
Secretary**

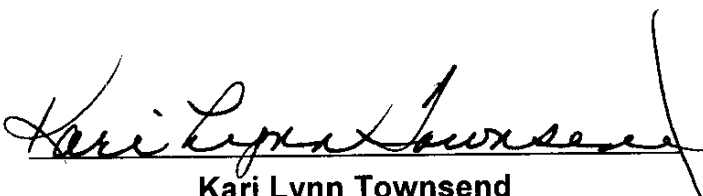
CERTIFICATE OF SERVICE

I hereby certify that on July 26, 2004 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

47-17124

**CITY OF HOLLISTER
2392 MAIN AVE
HOLLISTER ID 83301**



**Kari Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of, or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Comment Report

47-17124

1. cskinner 4/22/2004 8:48:41 AM Special Administration Area Notes

Comment: Special Administration Areas : Eastern Snake River Plain Area (Moratorium Area)

Exempt: Y

Reason:

Doc Attached:

Explanation: municipal use

Special Administration Areas : Trust Water Area (Trust Water Area)

Exempt: N

Reason:

Doc Attached:

Explanation:

2. cskinner 4/22/2004 8:49:04 AM Additional Information Supporting Application

Comment: Residency affidavit for hydropower development: N/A

Additional hydropower project information: N/A

Additional fish propagation project information: N/A

Appropriation Rule 40.05.c information: N/A

Mitigation Plan or acceptance form: N/A

Evidence of Pre-1987 development: N/A

3. cskinner 4/22/2004 Legal Notice Remarks

Comment: Application seeks to appropriate an additional 0.56 cfs of ground water for municipal use within the City of Hollisters service area. Two existing wells and one new well are proposed to serve as the points of diversion. The proposed new well is located approximately 0.20 mile north and approximately 0.15 mile east of the intersection of Main Street and the 2300 East Road. One of the existing wells is located along the north side of Main Street, approximately 250 feet west of Highway 93 and the other existing well is located approximately 0.15 miles west and 0.10 miles south of the intersection of Main Street and Highway 93.

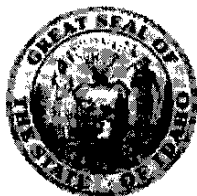
4. amerritt 7/8/2004 recommendation

Comment: The application was processed without protest. A draft approval is on A012. No SDE done for permit PU but should match SDE PU for transfer 71192 if needed. Recommend approval as drafted.

5. kwalker 7/16/2004 Permit Review

Comment: Application falls within ESRP moratorium area and trust water area.

Recommend approval with moratorium limits of 13000 gpd per home & no common areas.



Idaho Secretary of State Viewing Business Entity

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[[Get a certificate of existence for CITY OF HOLLISTER](#)]

CITY OF HOLLISTER

2392 MAIN STREET
HOLLISTER, ID 83301

Type of Business: CORPORATION, MUNICIPAL CORPORATION

Status: GOODSTANDING 29 Jul 1998

State of Origin: IDAHO

Date of Origination/Authorization: 09 Mar 1917

Initial Registered Agent: CITY CLERK
2392 MAIN STREET
HOLLISTER, ID 83301

Organizational ID / Filing Number: C125022

Number of Authorized Stock Shares:

Date of Last Annual Report:

Amendments:

Amendment filed 09 Mar 1917 INCORPORATION

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[State of Idaho Home Page](#)

Comments, questions or suggestions can be emailed to: sosinfo@idsos.state.id.us

NOTICE OF APPLICATIONS

Notice is hereby given that two companion Applications were filed on 4/13/04 with the Idaho Department of Water Resources by the CITY OF HOLLISTER, 2392 MAIN AVENUE, HOLLISTER ID 83301 within Twin Falls County to drill ONE new well: Application for Permit No. 47-17124 proposes Points of Diversion within NESW-NW, SESENE, NESE, S28, T12S, R16E from GROUND WATER for Municipal use (0.56 CFS) 01/01 To 12/31. Application seeks to appropriate an additional 0.56 cfs of ground water for municipal use. Two existing wells and one new well are proposed to serve as the points of diversion. Application for Transfer No. 71192 proposes adding a new well along with the city's two existing municipal wells as authorized points of diversion for each of the city's existing water rights. The proposed new well is located approximately 0.20 mile north and approximately 0.15 mile east of the intersection of Main Street and the 2300 East Road. One of the existing wells is located along the north side of Main Street, approximately 250 feet west of Highway 93 and the other existing well is located approximately 0.15 miles west and 0.10 miles south of the intersection of Main Street and Highway 93. The three wells will be used to provide water for municipal use within the City of Hollister's authorized service area. For specific details regarding the application(s), please contact IDWR Southern Regional Office at 208-736-3033 or visit www.idwr.state.id.us with detail provided under "New Water Right Applications". Protests may be submitted based on the criteria of Sec 42-203A & Sec 42-222, Idaho Code. Protests against approval must be filed with IDWR, Southern Region, 1341 Fillmore St.-Suite 200; Twin Falls, ID 83301 with a protest fee of \$25.00 for each application on or before July 6, 2004. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

PUBLISH: June 17 and 24, 2004

RECEIVED

JUN 28 2004

OK MB 6/29/04

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF TWIN FALLS } SS.

Department of Water Resources
Southern Region

46393

I, Ruby Aufderheide being first duly sworn upon oath, depose and say that I am principal clerk of the TIMES-NEWS, published daily at, Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two consecutive weeks, commencing with the issue dated June 17, 2004, and ending with the issue dated June 24, 2004.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho to be issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 24th day of June in the year 2004, before me,

a Notary Public, personally appeared Ruby Aufderheide, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

CAROL S-MCGUIRE
NOTARY PUBLIC
STATE OF IDAHO

Terica Capps McGuire
Notary Public for Idaho
Residing at Twin Falls, Idaho.
My commission expires: 5-19-09



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

RECEIVED

JUN 14 2004

Department of Water Resources
Southern Region

601 Pole Line Road, Suite 2 • Twin Falls, Idaho 83301-3035 • (208) 736-2190

Dirk Kempthorne, Governor
C. Stephen Allred, Director

June 11, 2004

Mary A. Baldwin
Administrative Assistant
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RE: Application for Permit #47-17124 and Transfer #71192, Hollister

Dear Ms. Baldwin:

This office has reviewed the above referenced Applications and we have the following comment:

- The City of Hollister has submitted plans and specifications for the new well to this Department. We have reviewed and approved the plans and provided the City with an approval letter (copied to your office).

If you have any questions, please do not hesitate to contact this office at 736-2190.

Sincerely,

A handwritten signature in dark ink, appearing to read "Gregory T. Misbach".

Gregory T. Misbach
Technical Engineer I

GTM:gl

c: Dixie Choate, Mayor, City of Hollister

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET-STE# 200
TWIN FALLS ID 83301
Phone: 736-3033 Fax: 736-3037

June 9, 2004

ATTN RUBY AUFDERHEIDE
LEGALS DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS ID 83303-0548

Dear Ruby:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If you cannot publish the notice on the proposed dates, please contact us immediately. In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Administrative Assistant

NOTICE OF APPLICATIONS

Notice is hereby given that two companion Applications were filed on 4/13/04 with the Idaho Department of Water Resources by the **CITY OF HOLLISTER, 2392 MAIN AVE, HOLLISTER ID 83301** within Twin Falls County to drill ONE new well: **Application for Permit No. 47-17124** proposes Points of Diversion within NESWNW, SESENE, NESE, S28, T12S, R16E from GROUND WATER for Municipal use (0.56 CFS) 01/01 To 12/31. Application seeks to appropriate an additional 0.56 cfs of ground water for municipal use.

Two existing wells and one new well are proposed to serve as the points of diversion. **Application for Transfer No. 71192** proposes adding a new well along with the city's two existing municipal wells as authorized points of diversion for each of the city's existing water rights. The proposed new well is located approximately 0.20 mile north and approximately 0.15 mile east of the intersection of Main Street and the 2300 East Road. One of the existing wells is located along the north side of Main Street, approximately 250 feet west of Highway 93 and the other existing well is located approximately 0.15 miles west and 0.10 miles south of the intersection of Main Street and Highway 93. The three wells will be used to provide water for municipal use within the City of Hollister's authorized service area. For specific details regarding the application(s), please contact IDWR Southern Regional Office at 208-736-3033 or visit www.idwr.state.id.us with detail provided under "New Water Right Applications". Protests may be submitted based on the criteria of Sec 42-203A & Sec 42-222, Idaho Code. Protests against approval must be filed with IDWR, Southern Region, 1341 Fillmore St.-Suite 200; Twin Falls, ID 83301 with a protest fee of \$25.00 for each application on or before July 6, 2004. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Times News on 6/17 & 6/24/04.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

June 9, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

MAYOR DIXIE CHOATE
CITY OF HOLLISTER
2392 MAIN AVE
HOLLISTER ID 83301

RE: Application for Permit No. 47-17124 & Application for Transfer No. 71192

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your applications as referenced above. Please refer to the above listed numbers in all future correspondence regarding these applications.

A legal notice of the applications has been prepared for publication in the Times News on 6/17 & 6/24/04. Submittal of protests to the application will be allowed for a period ending ten days after the second publication. (July 6, 2004)

If an application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If an application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an un-protested application is about eight weeks.

Please feel free to contact this office if you have any questions.

Sincerely,

Mary A. Baldwin
Administrative Assistant I



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 9, 2004

ATTN GREG MISBACH
ID DEPT OF DEQ
601 POLE LINE RD--STE # 2
TWIN FALLS ID 83303-1626

RE: Application for Permit No. 47-17124 & Application for Transfer No. 71192 filed in the name of the City of Hollister

Dear Mr. Misbach:

The Department is seeking your comment and/or recommendations regarding the above referenced application(s); copies are enclosed for your information and files.

Your prompt cooperation is appreciated. If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very Truly Yours,

A handwritten signature in cursive script that reads "Mary Baldwin".

Mary A. Baldwin
Administrative Assistant

Enclosure(s)