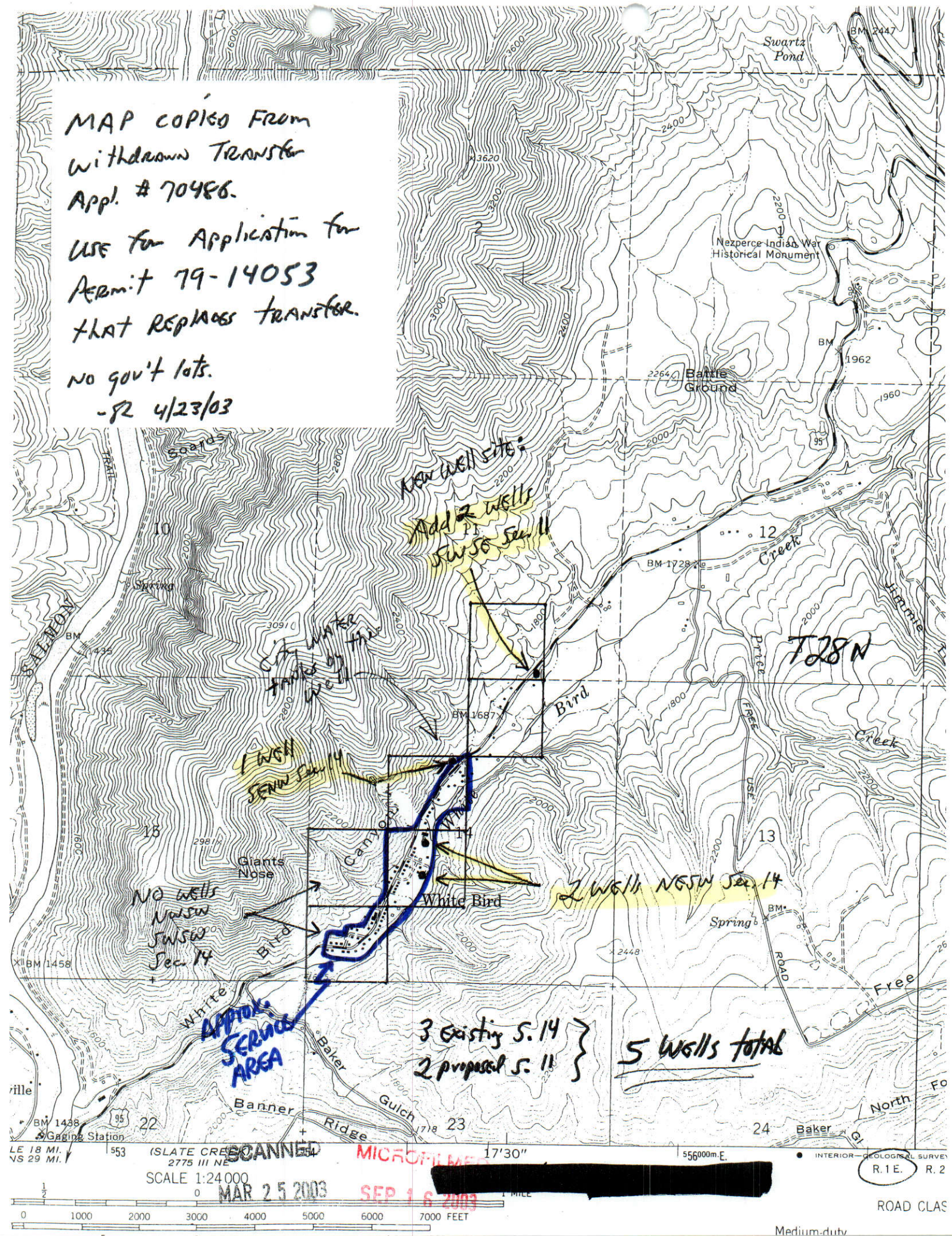


MAP COPIED FROM
WITHDRAWN Transfer
Appl. # 70486.

USE FOR Application for
Permit 79-14053
that REPLACES transfer.

NO gov't lots.
-R 4/23/03



RECEIVED

AUG 21 2003

WATER RESOURCES
WESTERN REGION

The following application(s) have been
filed to appropriate the public waters of
the State of Idaho:

79-14053

CITY OF WHITE BIRD

PO BOX 36

WHITE BIRD ID 83554

Point(s) of Diversion SWSE S11

T28N R01E IDAHO County

Source GROUND WATER

Point(s) of Diversion SWSE S11

T28N R01E IDAHO County

Source GROUND WATER

Point(s) of Diversion SENW S14

T28N R01E IDAHO County

Source GROUND WATER

Point(s) of Diversion NESW S14

T28N R01E IDAHO County

Source GROUND WATER

Point(s) of Diversion NESW S14

T28N R01E IDAHO County

Source GROUND WATER

Use: MUNICIPAL 01/01

To 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 04/14/2003

Remark: Applicant agrees to mitigate
consumptive use in the future as needed
from 3 existing and 2 proposed wells to
provide water in the service area of the
city.

Permits will be subject to all prior water
rights. Protests may be submitted based
on the criteria of Sec 42-203A, Idaho
Code.

Any protest against the approval of this
application must be filed with the Direc-
tor, Dept. of Water Resource, Western
Region, 2735 Airport Wy, Boise ID
83705 together with a protest fee of
\$25.00 for each application on or before
08/25/2003. The protestant must also
send a copy of the protest to the appli-
cant.

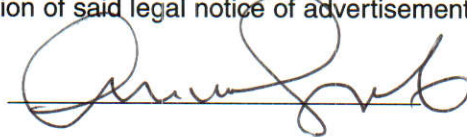
KARL J DREHER, Director
Published in the Idaho County Free
Press on August 6 and 13, 2003

A6-13

AFFIDAVIT OF PUBLICATION

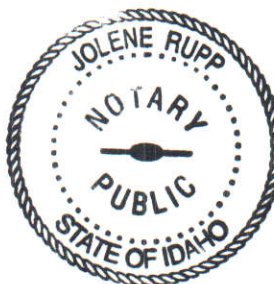
STATE OF IDAHO
County of Idaho - ss.

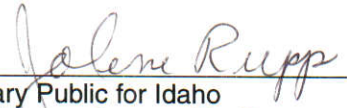
Andrew J. McNab, being first duly sworn, says he is the
Publisher of the IDAHO COUNTY FREE PRESS, a weekly news-
paper published and issued weekly at Grangeville, Idaho County,
State of Idaho, and is of general circulation in said county and
state, that the said legal notice, of which the one hereto attached
is a true copy, was published in said paper for two weeks, being
published two times, the first publication being on the 6th
day of August, 2003; and the last publication on the 13th day of
August, 2003; and that the said legal notice was published in the
newspaper proper and not a supplement; that said newspaper
has been continuously and uninterruptedly published in said
county during a period of seventy-eight consecutive weeks prior
to the publication of said legal notice of advertisement.



STATE OF IDAHO)
COUNTY OF)

On this 13th day of August in the year of 2003, before me a
Notary Public personally appeared Andrew J. McNab, 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.




Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 1-29-07

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SEP 16 2003



City of White Bird
P. O. Box 36
White Bird, Idaho 83554
(208) 839-2294

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APR 14 2003
WATER RIGHTS
WESTERN REGION

April 9, 2003

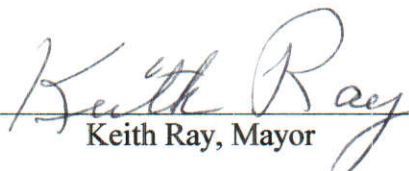
Steve Lester
Water Rights Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Dear Steve,

The City of White Bird is requesting that you withdraw our original application for transfer of water rights and use the \$100.00 fee to process the attached "Application for Permit" for up to 0.20 cfs (additional 90 gpm) for 3 existing and 2 proposed wells.

We are ready to advertise for bids for well drilling. Please process this request at your earliest convenience.

Thank you,


Keith Ray, Mayor

MICROFILMED
SEP 16 2003



City of White Bird
P. O. Box 36
White Bird, Idaho 83554
(208) 839-2294

RECEIVED

MAR 18 2003

WATER RESOURCES
WESTERN REGION

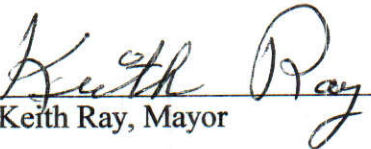
March 18, 2003

Mr. Steve Lester
Water Rights Supervisor
IDWR
2735 Airport Way
Boise, ID 83705-5082

Mr. Lester:

Based on a review of our existing water rights, we have determined that the previous claim of "grandfathered: rights claim # 79-10264, does not precede March 25, 1963. Therefore, we withdraw this claim.

Sincerely,

 *March 18, 2003*
Keith Ray, Mayor

COPY

MICROFILMED

✓ Original to SRBA staff SEP 16 2003

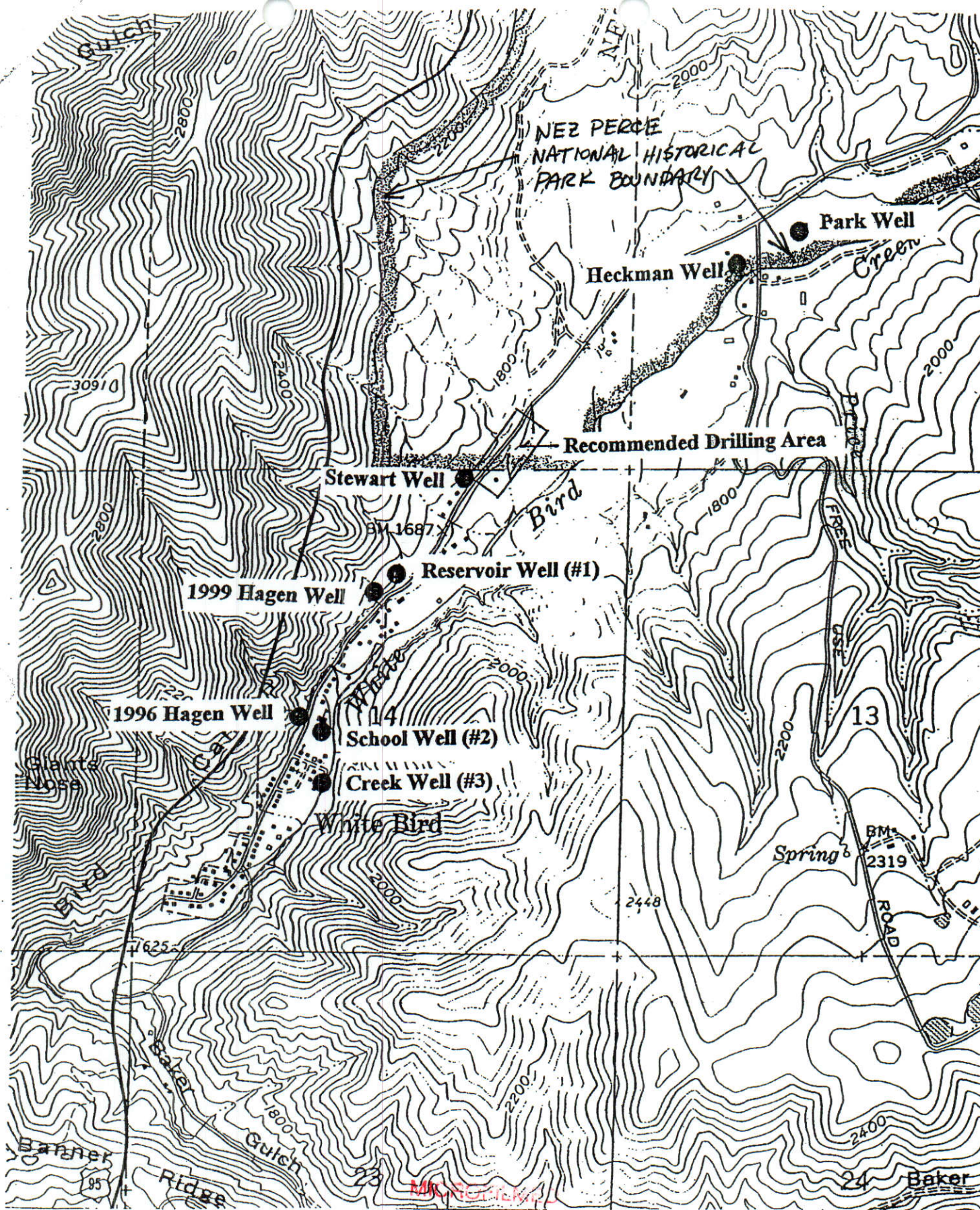
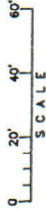


Figure 4 Well Location Map and Recommended Drilling Area

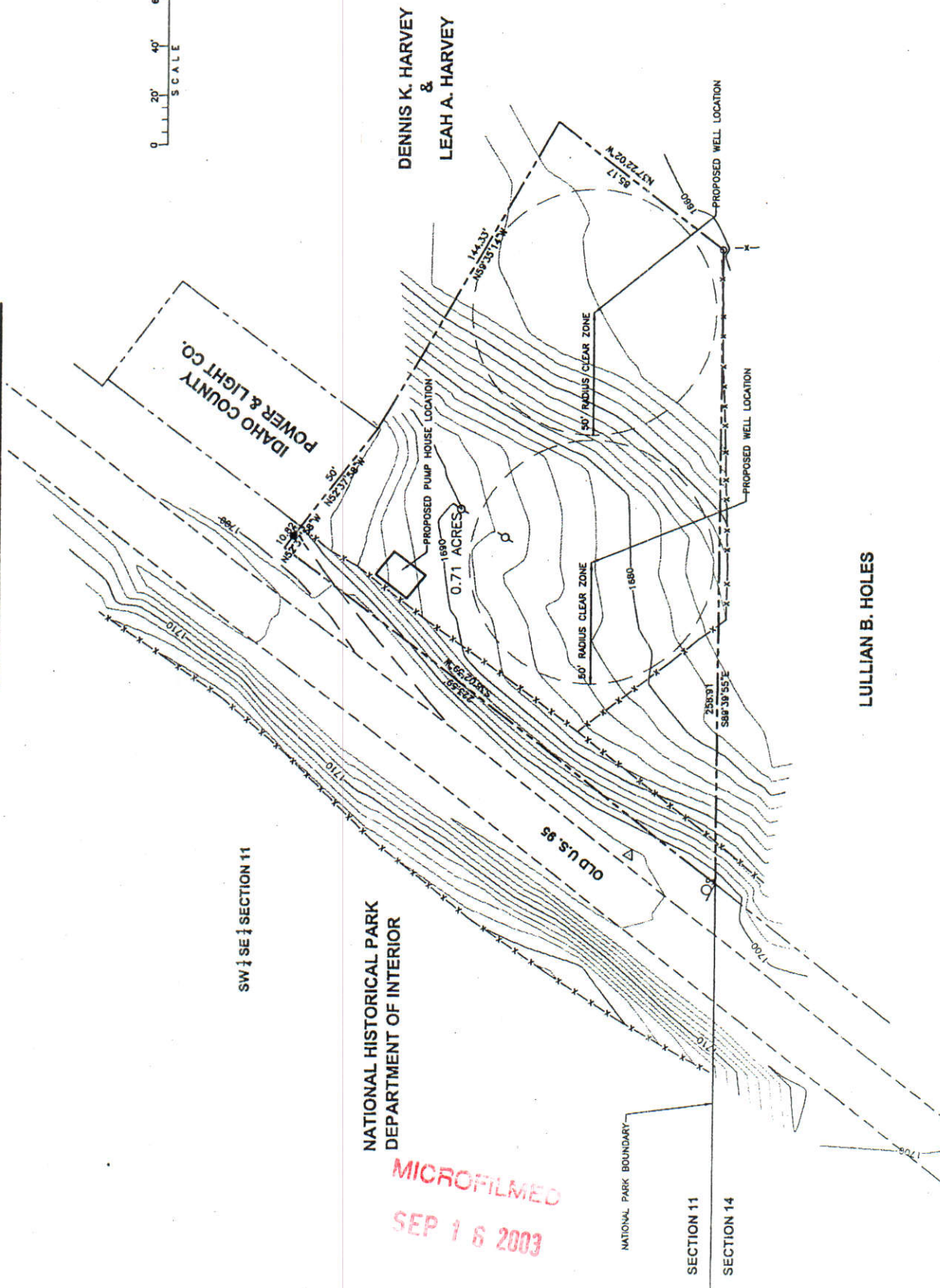
WHITEBIRD WELL SITE PLAN



THOMAS DEAN & HOSKINS, INC. ENGINEERING CONSULTANTS SPOKANE, IDAHO 83402		DRAWN BY: [blank] CHECKED BY: [blank] DATE: [blank]	
REVISIONS DESCR. DATE		JOB NO. 10-144 FEEDBACK 10-144	

WHITEBIRD WATER SYSTEM
CITY OF WHITEBIRD, IDAHO
SITE PLAN

CAD NO. 102310000.dwg
SHEET 1 OF 1



DENNIS K. HARVEY
&
LEAH A. HARVEY

SW 1/4 SECTION 11

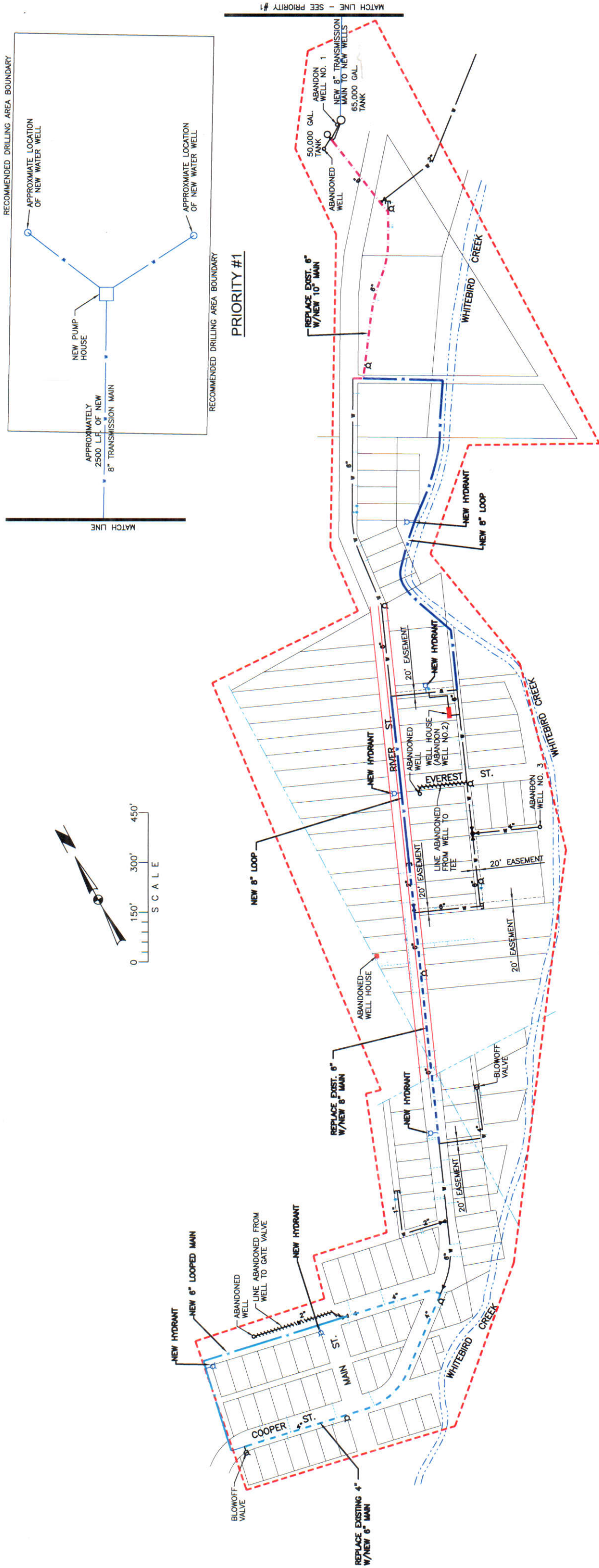
NATIONAL HISTORICAL PARK
DEPARTMENT OF INTERIOR

MICROFILMED
SEP 16 2003

NATIONAL PARK BOUNDARY

SECTION 11

SECTION 14



PRIORITY #2

- 6" LOOPED MAINS
- 6" REPLACED MAINS
- 8" LOOPED MAINS
- 8" REPLACED MAINS
- 10" REPLACED MAINS

LEGEND

SYMBOL	DESCRIPTION
W 6"	EXISTING WATER MAIN
W 6"	NEW WATER MAIN
---	CITY LIMITS
HYDRANT	FIRE HYDRANT
VALVE	VALVE
---	PROPERTY LINE
---	EDGE OF CREEK

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FIGURE 3
SCHEMATIC OF
PROPOSED DISTRIBUTION SYSTEM
CITY OF WHITEBIRD, ID.

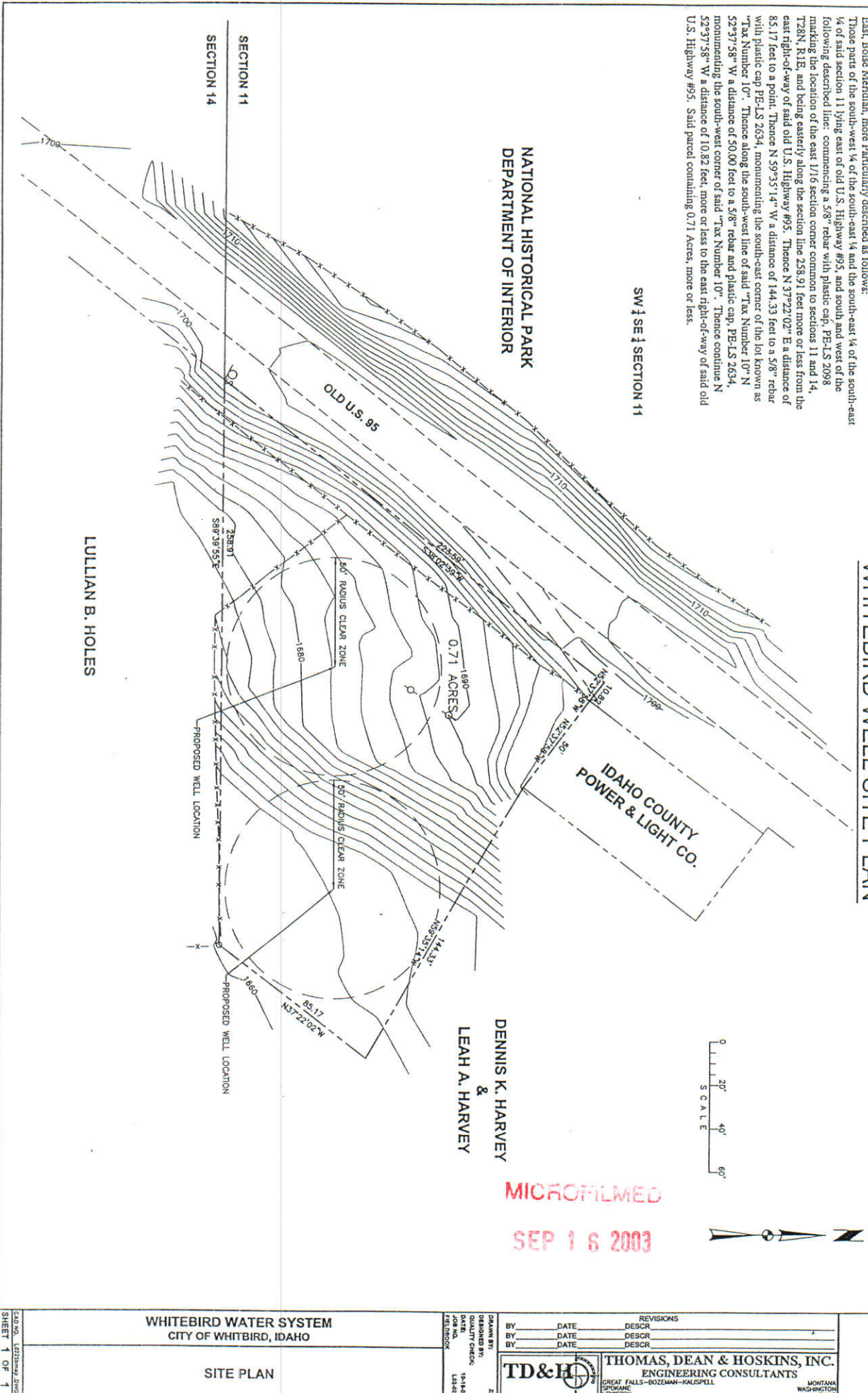


THOMAS, DEAN & HOSKINS, INC.
ENGINEERING CONSULTANTS
GREAT FALLS-BOZEMAN-KALISPELL
SPOKANE
LEWISTON
MONTANA
WASHINGTON
IDAHO

WHITE BIRD WELL SITE PROPERTY DESCRIPTION

A portion of property located in the SE¼ of section 11, Township 28 North, Range 1 East, Boise Meridian, more Particularly described as follows:
 Those parts of the south-west ¼ of the south-east ¼ and the south-east ¼ of the south-east ¼ of said section 11 lying east of old U.S. Highway #95, and south and west of the following described line: commencing a 5/8" rebar with plastic cap, PE-LS 2098 marking the location of the east 1/16 section corner common to sections 11 and 14, T28N, R1E, and being easterly along the section line 258.91 feet more or less from the east right-of-way of said old U.S. Highway #95, Thence N 37°22'02" E a distance of 85.17 feet to a point, Thence N 59°35'14" W a distance of 144.33 feet to a 5/8" rebar with plastic cap PE-LS 2634, monumenting the south-east corner of the lot known as "Tax Number 10". Thence along the south-west line of said "Tax Number 10" N 52°37'58" W a distance of 50.00 feet to a 5/8" rebar and plastic cap, PE-LS 2634, monumenting the south-west corner of said "Tax Number 10". Thence continue N 52°37'58" W a distance of 10.82 feet, more or less to the east right-of-way of said old U.S. Highway #95. Said parcel containing 0.71 Acres, more or less.

WHITEBIRD WELL SITE PLAN



DENNIS K. HARVEY
 &
 LEAH A. HARVEY

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 SEP 16 2003

WHITEBIRD WATER SYSTEM CITY OF WHITEBIRD, IDAHO		SHEET 1 OF 1	
SITE PLAN		THOMAS, DEAN & HOSKINS, INC. ENGINEERING CONSULTANTS GREAT FALLS-BOZEMAN-PAULIST SPOKANE LEWISTON	
DRAWN BY: CHECKED BY: DATE: 10-14-03 JOB NO.: 153-023 REVISIONS:	BY: DATE DESCR BY: DATE DESCR BY: DATE DESCR	REVISIONS _____ _____ _____	

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 79-14053

Priority: April 14, 2003

Maximum Diversion Rate: 0.20 CFS

This is to certify, that CITY OF WHITE BIRD
PO BOX 36
WHITE BIRD ID 83554

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	0.20 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	SW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 11, Twp 28N, Rge 01E, B.M., IDAHO County
GROUND WATER	SW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 11, Twp 28N, Rge 01E, B.M., IDAHO County
GROUND WATER	SE $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 14, Twp 28N, Rge 01E, B.M., IDAHO County
GROUND WATER	NE $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 14, Twp 28N, Rge 01E, B.M., IDAHO County
GROUND WATER	NE $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 14, Twp 28N, Rge 01E, B.M., IDAHO County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **September 01, 2008**.
2. Subject to all prior water rights.
3. Place of use is within the service area of the City of White Bird municipal water supply system as provided for under Idaho Law.
4. 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 permit holder had no control.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 10th day of September, 2003.

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SEP 16 2003


for: KARL J DREHER, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
APR 14 2003
WATER RESOURCES
WESTERN REGION

1. Name of Applicant City of White Bird Phone (208) 839-2221
Mailing address PO Box 36, White Bird, ID 83554

2. Source of water supply Ground Water which is a tributary of _____

3. Location of point of diversion is Township 28N Range 1E Sec. 11, in the _____
SW 1/4, SE 1/4, Govt. Lot _____, B.M., Idaho County;

additional points of diversion if any: (2 wells) SWSE S.11, SENW (1 well), NESW (2 wells), S.14, T28N, R1E

4. Water will be used for the following purposes:

Amount .20 for Municipal purposes from 1/1 to 12/31 (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) .20 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source 3 existing & proposed wells, pumps & pipelines, storage tanks.

b. Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet

c. Proposed well diameter is 8 inches; proposed depth of well is 400 feet

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

e. If well is already drilled, when? 63, 77, 91; Drilling firm _____;
Well was drilled for (well owner) City of White Bird; Drilling Permit No. _____

7. Time required for completion of works and application of water to proposed beneficial use is 5 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. White Bird
d. Domestic; show number of households. _____
e. Other; describe fully. _____

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SEP 16 2003

3. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
		N/A																	

Total number of acres to be irrigated ---

10. Describe any other water rights used for the same purposes as described above. 79-7208 for 3 existing wells.

11. a. Who owns the property at the point of diversion? City
- b. Who owns the land to be irrigated or place of use? customers
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: municipal provider

12. Remarks: Place of use within service area of applicant. Seeking municipal right to develop within 5 years. Not seeking approval for "reasonably anticipated future needs within a planning horizon."
Seeking water in addition to 79-7208.

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place 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.

Kurt Pay Mayor
 Signature of Applicant (and title, if applicable)

Received by SL for DH Date 4/14/03 Time 11:30 Preliminary check by SL
 Fee \$ 100 Receipt by K9 # W030055 Date 1/21/03
 Publication prepared by SL Date 5-24-02 Published in Idaho City, Fair Press
 Publication approved 8-6-13-02 Date

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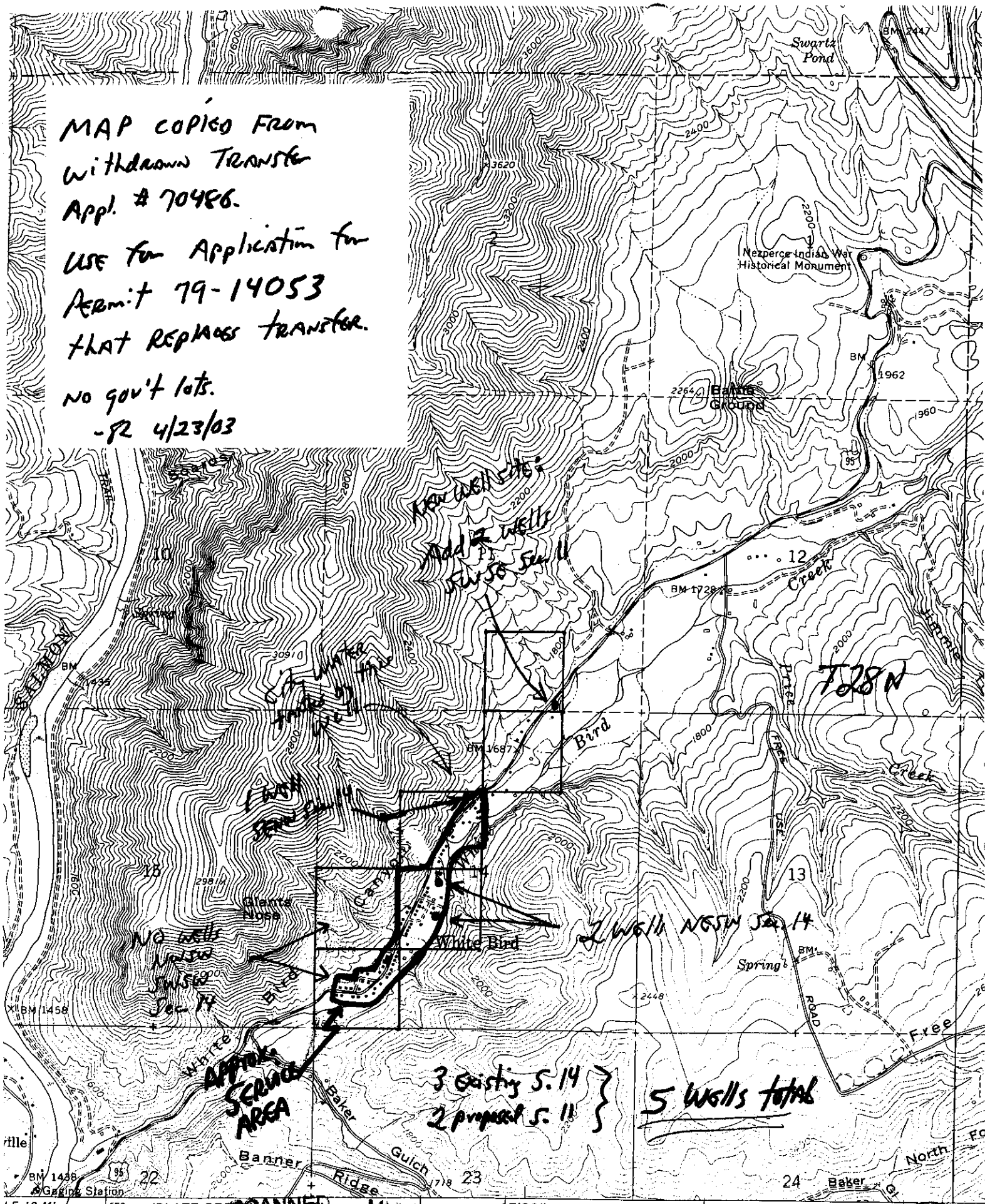
SEP 18 2003

MAP COPIED FROM
WITHDRAWN TRANSFER
APPL. # 70486.

USE FOR APPLICATION FOR
PERMIT 79-14053
THAT REPLACES TRANSFER.

NO GOV'T LOTS.

-R2 4/23/03



REQUEST TO PROCESS

RECEIVED

APR 14 2003

WATER RESOURCES
WESTERN REGION

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant City of White Bird
Mailing Address PO Box 36
White Bird, ID 83554
Application No. 79-14053
(if known)

IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

X WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

Keith Ray Mayone

Date

4-9-03

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

MICROFILMED

APR 14 2003



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

September 10, 2003

CITY OF WHITE BIRD
PO BOX 36
WHITE BIRD ID 83554

RE: Permit No. 79-14053

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.

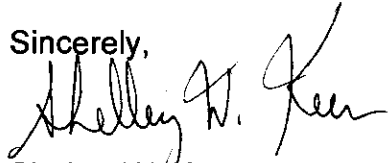
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SEP 16 2003

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,



Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

cc: T D & H ENGINEERING CONSULTANTS

MICROFILMED

SEP 1 8 2003

CERTIFICATE OF SERVICE

I hereby certify that on September 10, 2003 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.

79-14053

**CITY OF WHITE BIRD
PO BOX 36
WHITE BIRD ID 83554**

**T D & H ENGINEERING CONSULTANTS
77 SOUTHWAY AVE STE C
LEWISTON ID 83501**



**Kari Lynn Townsend
Secretary**

**MICROFILMED
SEP 10 2003**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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 Idaho Water Resource Board (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).

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SEP 16 2003

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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

SEP - 4 2003

Department of Water Resources

Initial review by 82 Date 4/28/03 Application # 79-14053

*This Appl. replaced withdrawn
transfer appl # 70486.*

REQUIRED INFORMATION

- ☒ Name (for corporation or partnership, names & addresses for director, officers, &/or other partners must be included)
☒ Address *
☒ Source (see USGS quad for source names)
☒ P/D (10 acres for spring, lot & block descriptions for subdivisions, local name)
☒ County
☒ Quantity (flow & /or volume)
☒ Period of use
☒ Nature of use (list details in appl. Item 8 if non-irrigation)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ P/U
☒ Map (show T, R, S, QQ &/OR QQQ)
☒ Subdivision plat (if > 1 home restricted area ≥ 5 homes non-restricted area)
☒ Signature (if corporation, partnership, municipality, need title of signatory)
☒ Correct fee paid

Government Lots
N P/D
 P/U

ADDITIONAL INFORMATION

Yes ADVERTISE REMARKS (Yes or No)

YES NO

- ☒ ☐ P/D overlap (explain) } *See d'base comments re city right 79-7208.*
☒ ☐ P/U overlap (explain) }
☒ ☐ Critical groundwater area (send letter)
☒ ☐ Ground water management area (send letter)
☒ ☐ Drilling concern area (send letter)
☒ ☐ 1992 moratorium (send letter)
☒ ☐ Surface water source, IDFG comment letter
☒ ☐ Protected river or minimum flow reach, notify water planning bureau
☒ ☐ E-mail to Dam Safety staff (if any storage)
☒ ☐ Mitigation plan: "request to process form" in file:
☒ N/A Immediate = closed areas, acceptable plan required & submitted
☒ ✓ Future = open areas, plan not required
☒ ☐ Send power requirement letter &/or fish farm requirement letter
☒ ☐ Power residency affidavit
☒ ☐ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres (if YES, attach large diversion supplementary analysis sheet)
☒ ☐ REQUEST ADDITIONAL INFORMATION FROM APPLICANT

Date Requested _____ Date Response Received _____

* CORRECT tel. # 839-2294 per database entry. Confirmed with city clerk
4/30/03. Disregard tel. # on Application.

PROCESSINGAPPLICATION # 79-14053YES ☒ NO ☒

In form for advertising

Statewide advertising (> 10 cfs &/or 1000 af)

Fee amount, receipt number, & date recorded on application *

COMMENT LETTERSYES ☒ NO ☒

IDEQ

District Health

IDFG

IDL

YES ☐ NO ☐

US BLM

US Forest Service

Water Dist #

Water Planning Bureau

Other

FINAL REGIONAL PROCESSING REVIEWYES ☒ NO ☐

Affidavit of publication received

Application published correctly? If not, record action taken

Publication dates & paper recorded on application

Final date for protest ~~5-26-03~~ 8-25-03

Protests received

Recommendations attached

Measuring device required - not at this time

Water delivered by water master? District #

Special conditions of approval or cover letter

Allow 5 years, future meas./reporting can be required, future mitigation condition
e "fish flows", no R.O.W./trespass, standard municipal conditions.

(NOTE: Although not ideal, acceptable to not require transfer for 79-7208 for city)

Recommended Date of Priority 4/14/2003Recommendation ☒ Approve ☐ Deny by St. LeteDate 8/27/03**ADDITIONAL INFORMATION**☒ See attached proof report, note Legal Notice Remarks &/or Comments☒ Shapefile completed (optional: attach with proof report)

City withdrew SRBA b.u. claim 79-10264 in T. 70486,

transfer also withdrawn as discussed in d'bars comments.

* 4/28/03 memo to Debbie Allen requested receipt code change from
Transfers to Permits. \$100 can be applied to 79-14053

RECEIVED

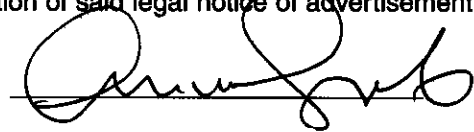
AUG 21 2003

WATER RESOURCES
WESTERN REGION

AFFIDAVIT OF PUBLICATION

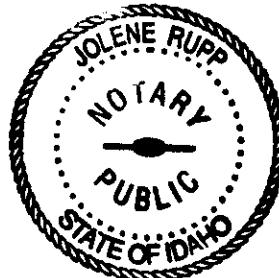
STATE OF IDAHO
County of Idaho - ss.

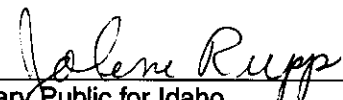
Andrew J. McNab, being first duly sworn, says he is the Publisher of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho County, State of Idaho, and is of general circulation in said county and state, that the said legal notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 6th day of August, 2003; and the last publication on the 13th day of August, 2003; and that the said legal notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said legal notice of advertisement.



STATE OF IDAHO)
COUNTY OF)

On this 13th day of August in the year of 2003, before me a Notary Public personally appeared Andrew J. McNab, 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.




Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 1-29-07

MICROFILMED

SEP 16 2003

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705

July 30, 2003

Legal Notice Department
IDAHO COUNTY FREE PRESS
PO BOX 690
GRANGEVILLE ID 83530

RE: Application for Permit No. 79-14053

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 08/25/2003. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

MICROFILMED

SEP 16 2003

Taylor, Sue

From: Taylor, Sue
Sent: Thursday, May 01, 2003 2:38 PM
To: 'srae@deq.state.id.us'

May 1, 2003

Steve Rae, DEQ

Dear Sirs:

Attached are copies of one or more applications that may be of interest to you. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of any of these applications, your written protest along with the \$25.00 protest fee for each application protested, must be received in this office by May 26, 2003.

If you have any questions regarding these applications, please contact this office at 334-2190.

Sincerely,

Sue Taylor
ID Dept Water Resources
Western Region
334-2190

MICROFILMED

SEP 16 2003

5/1/2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 28, 2003

MAYOR KEITH RAY
CITY OF WHITE BIRD
PO BOX 36
WHITE BIRD ID 83554

Re: Application for Permit No. 79-14053

Dear Mr. Mayor:

I received your letter withdrawing Transfer Application No. 70486 and replacing it with the above referenced application for permit. The new application will be processed right away to avoid further delay.

Application No. 79-14053 will be published in the May 7 and May 14, 2003, legal notices of the *Idaho County Free Press*. The protest deadline will be May 27, 2003. Assuming protests are not filed, the application should be approved by about the middle of June.

Please clarify the telephone number for the City. The new application lists 839-2221 but prior information showed 839-2294. Which number is correct?

Please have Joe Schacher contact me if the city needs to obtain approved well drilling permits prior to approval of Application No. 79-14053. It might be possible to make suitable arrangements for such a possibility.

The withdrawn transfer application is returned for your records. The fee paid for the transfer application will be applied to the replacement filing you submitted. Thank you for your patience with this process. Please do not hesitate to call me at 208-334-2190 if you have any questions.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure

CC: Joe Schacher, T D & H Engineering Consultants (without enclosure)

MICROFILMED
SEP 16 2003

(Internet)

AMENDED

K.R. May 18-200
initials & DATE

Page 1 of 6

STATE OF IDAHO

Transfer No. 70486

RECEIVED

DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 21 2003

APPLICATION FOR TRANSFER OF WATER RIGHT

MAR 18 2003

PART 1

WATER RESOURCES WESTERN REGION

WATER RESOURCES
WESTERN REGION
839-2294

Name of applicant City of White Bird Phone (208) 939-2291

Post Office address PO Box 36, White Bird, Idaho 83554

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. The City of White Bird wants to add two new diversion points to their system. The existing walls are no longer delivering

the 0.19cfs of water. Also correcting inaccurate records about locations of existing wells.

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

- | 1. Right Number | Priority | Amount
(\$/ac-ft) | Nature
of Use | Period of Use |
|-----------------|----------|----------------------|------------------|---------------|
| 79-10264 | 12/31/54 | 0.0 cfs | Municipal | 1/01 to 12/31 |
| 79-7208 | 9/16/91 | 0.14 cfs | Municipal | 1/01 to 12/31 |
| | | | | to |
| | | | | to |

2. Total amount of water being transferred 74.19 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water ground water tributary to _____

- 4. Point(s) of Diversion:**

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SW	14	28N	1E	Idaho (1 well)	~~SW SE 14 28N 1E Idaho~~ } Existing wells
		NE	SW	14	28N	1E	Idaho (2 well)	~~SW SE 14 28N 1E Idaho~~ } Sec. 14
		SW	SE	11	28N	1E	Idaho (2 wells)	proposed wells Sec. 11

5. Lands irrigated or place of use:

[illegible]

MAR 25 2003

Total acres _____

INTER-DEPARTMENT MEMO--1

FROM Steve Lector

TO Debbie Allen

DATE 4/28/03

SUBJECT Receipt change W030055

City paid \$100 for Transfer Application.

Withdraw transfer prior to processing.

Filed Appl. for Permit 79-14053 on 4/14/03 instead.

Please edit receipt from Transfers to Permits as
noted in attached.

Thanks,



SIGNATURE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$100.00	TRANSFERS	62105	0229	21		1155

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

change to Permits

MICROFILMED
SEP 16 2003

City of White Bird

P.O.Box 36,

White Bird, ID 83554-0036

FAX

Date:

Apr 22, 03

Number of pages including cover sheet:

5

To:

Steve Hester

Phone:

Fax phone: 334-2348

CC:

From:

City of White Bird

Phone:

839-2294

Fax phone:

839-2294

REMARKS:

☐

Urgent

☐

For your review

☐

Reply ASAP

☐

Please comment

Steve,
You told me you never received
the package that the City sent. I'll
make copies and send a set to
you. The others went out in the
afternoon mail on April 9th

MICROFILMED

SEP 16 2003

fax copy discarded since original rec'd 4/14/03 but
not made available to me until 4/23/03 AFTER I received
this fax.
-JB



City of White Bird
P. O. Box 36
White Bird, Idaho 83554
(208) 839-2294

RECEIVED
APR 14 2003
WATER DIVISION
WESTERN REGION

April 9, 2003

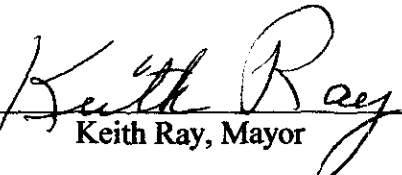
Steve Lester
Water Rights Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Dear Steve,

The City of White Bird is requesting that you withdraw our original application for transfer of water rights and use the \$100.00 fee to process the attached "Application for Permit" for up to 0.20 cfs (additional 90 gpm) for 3 existing and 2 proposed wells.

We are ready to advertise for bids for well drilling. Please process this request at your earliest convenience.

Thank you,


Keith Ray, Mayor

MICROFILMED
SEP 16 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

FAX TRANSMITTAL COVER SHEET

FAX # (208) 334-2348

DATE: 4/4/03

TO: Joe Schachen

FROM: Steve Lester

fax 208-746-3511

DOCUMENT DESCRIPTION: White Bird -

① Notes.

② DRAFT Appl. for Permit.

③ If file Appl. for Permit, Mayor's cover letter should
withdraw transfer Appl. & Request fee be applied to

Appl. for Permit, assuming Option 2 & Notes selected.

④ I can use map from transfer Appl. to use as map for
Appl. for Permit if latter is filed.

TOTAL PAGES SENT: 6 + COVER SHEET

MICROFILMED

SEP 16 2003

CONTACT: _____

⑤ Application form but not "request to process" available at
Internet (idwa.state.id.us).

CITY OF WHITE BIRD

April 4, 2003



IDWR Notes about adding 2 new wells

Probable outcome of Application for Transfer of License 79-7208: license reduced from 0.14 cfs (63 gpm) to about 0.09 cfs (40 gpm) per best available information for maximum beneficial use within 5 year period prior to filing the transfer (1998-2002 period).

Thought this would not be an issue in this case but I was wrong.

Two options for City to consider.

Option 1, proceed with Application for Transfer with probable outcome: License 79-7208 for about 0.09 cfs to include 3 existing and 2 proposed wells. City could then file Application for Permit for additional water beyond 0.09 cfs with probable outcome: any quantity exceeding 0.09 cfs would be reflected under a new priority in a new Permit.

Option 2, withdraw transfer application so License 79-7208 was not under review. Instead, file Application for Permit for up to 0.20 cfs (additional 90 gpm) for 3 existing and 2 proposed wells. Request \$100 transfer application fee be applied to 0.20 cfs Application for Permit. Probable result: License remains unchanged and uses 3 existing wells, Application for Permit approved for all 5 wells.

Option 2 is simpler and less expensive (filing fees).

Application for Permit requires completed "Request to Process" form to cover any consumptive use in the application. Most applicants choose last item about possible future mitigation.

City not seeking water for "reasonably anticipated future needs within a planning horizon"¹ in Application for Permit. Instead seeking a regular municipal right to be developed within 5 years.

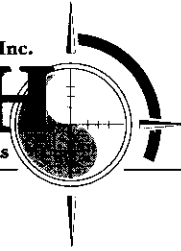
¹ A special type of municipal approval requiring significant documentation of long-term population and economic etc. forecasting. Considered highly unlikely for small communities at this time.

MICROFILMED

SEP 16 2003

Thomas, Dean & Hoskins, Inc.

TD&H
Engineering Consultants



RECEIVED

MAR 18 2003

WATER RESOURCES
WESTERN REGION

March 18, 2003

Mr. Steve Lester
Water Rights Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Re: Revised City of White Bird Application For Transfer of Water Right

Dear Steve:

Enclosed is the Revised City of White Bird's Application For Transfer of Water Right with requested information. Please process the application at your earliest convenience. .

Please call if you have any questions.

Sincerely,

THOMAS, DEAN & HOSKINS, INC.

Joe Schacher, P.E.
Regional Manager

Attachments

Cc: City of White Bird

MICROFILMED

SEP 16 2003



City of White Bird
P. O. Box 36
White Bird, Idaho 83554
(208) 839-2294

RECEIVED

MAR 18 2003

WATER RESOURCES
WESTERN REGION

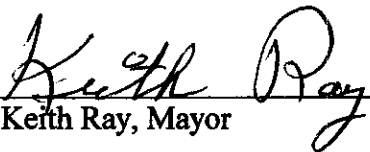
March 18, 2003

Mr. Steve Lester
Water Rights Supervisor
IDWR
2735 Airport Way
Boise, ID 83705-5082

Mr. Lester:

Based on a review of our existing water rights, we have determined that the previous claim of "grandfathered: rights claim # 79-10264, does not precede March 25, 1963. Therefore, we withdraw this claim.

Sincerely,

 March 18, 2003
Kerth Ray, Mayor

COPY

MICROFILMED

✓ Original to SRBA staff SEP 16 2003

CONVERSATION MEMORANDUM

DATE 3/18/03

FILE _____

NAME OF PARTY _____

EMPLOYEE JZ

RE: Transfer Appl. e City of White Bird

Onsite visit with Mayor Keith Ray & consultant
Joe Schacher of TDH Consult.

Considerable discussion, review of City Records, visit to
well sites (existing & proposed), visited with several other
residents familiar with history of community water
system.

Results :

1) A79-10264 will be withdrawn - developed 1964 so
won't stand in SRBA. SRBA N/A to 79-7208.

2) transfer Appl. Revised during visit.

3) City provided Volume Records 1994-2002.

4) NO info e RATE of flow beyond consultant's
Recent Q e 40 gpm.

5) Well locations confirmed, Agree with transfer map.

MICROFILMED

SEP 16 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 4, 2003

Joe Schacher, P. E.
T D & H
77 Southway Avenue, Suite C
Lewiston, ID 83501

Re: Application for Transfer for the City of White Bird

Dear Joe:

Enclosed is the original transfer application you submitted for the city. A few corrections were needed to make it complete as noted on pages 1, 3 and 5. You can have the mayor initial and date the top of the first page to endorse changes to the notarized application, or you can prepare a new form that includes all the information now shown on the original one. A new form will require a notarized signature. A new form should be labeled "amended" at the top of the form. Neither returning the endorsed original application nor replacing it with a fresh application requires an additional fee.

Meanwhile, the well drilling applications have been provided to the appropriate staff member at this office. He will contact you regarding any questions in that regard.

Note that I added "change point of diversion" to item A1 on page 1 of the application. This is to correct errors in the two water right records. Both records list wells in NWSW and/or SWSW Section 14, although no city wells appear to exist there.

What is the significance, if any, of the three highlighted wells shown on the enclosed copy of Figure 4? Will they be tied into the city system in any way or available as back up wells? If so, please add them to the final map and to the well location list in item B4 on page 1 of the transfer.

I suggest replacing the original enlarged topo map (labeled Attachment A in the original application) with the enclosed unenlarged map, making sure all wells to be used in the city system are marked on the enclosed map. The map I provided allows easier confirmation of the correct $\frac{1}{4}$ $\frac{1}{4}$ locations for wells than an enlarged map.

MICROFILMED

SEP 18 2003

Joe Schacher, P. E.
March 4, 2003
Page 2

Beneficial use under the two rights must be documented somehow. Please collect any available information to show the extent of use (focus is on the rate of flow) under License No. 79-7208 from 1997 through 2002. This can include flow data, pump tests or other information (affidavits etc.) to verify use of the maximum rate of flow under that right during the specified period.

The other right is a Snake River Basin Adjudication Claim based on beneficial use, Claim No. 79-10264. Department policy requires staff to conduct a field examination for a system described by a beneficial use claim involved in the transfer process. The department must determine beneficial use for the five year period prior to the filing of the claim (1988). This means the department will focus on the rate of flow used under the claim from 1983 or 1984 through 1987 or 1988. I will coordinate with you regarding an onsite inspection of the city system within the next few weeks. Meanwhile, please determine if the city has water use records or any supporting information in that regard for the 1980s period. The information in support of the claim, as well as the license, can be provided during my onsite visit.

Please submit the endorsed original application together with its replacement map - or a newly completed application form labeled as amended - within thirty (30) days of the date of this letter. Department policy requires the application to be rejected if the information is not timely submitted. Thank you for your attention to these matters, and please call me at 208-334-2190 if I can offer any help.

Sincerely,



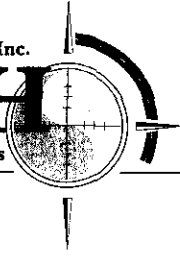
Steve Lester
Water Rights Supervisor

Enclosure

MICROFILMED
SEP 16 2003

Thomas, Dean & Hoskins, Inc.

TD&H
Engineering Consultants



February 20, 2003

Mr. Steve Lester
Water Rights Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

RECEIVED

FEB 24 2003

WATER RESOURCES
WESTERN REGION

COPY

Re: City of White Bird Application For Drilling Permits

Dear Steve:

The City wishes to drill two new 8 inch diameter municipal wells on property northeast of town in the SW ¼ of the SE ¼ of Section 11, Township 28N, Range 1E as shown in the attached map. This is the first phase of a project to supply additional capacity to the City's water supply system since they have been experiencing a water shortage the last few years. The property was purchased from the adjacent landowner and has been used as range/pasture land. No known public controversies exist for this action. A Water Right Transfer Application for two new points of diversion were submitted to your office January 17, 2003 for processing. The project is being funded by the City and grants and loans through the USDA Rural Development Program and the Department of Commerce. An Environmental Assessment for the entire project has been completed and is being processed for the 30 day comment period. The project will be advertised to obtain bids from competent and licensed well drillers. The construction is anticipated to begin in May of this year.

Enclosed are the City of White Bird's Applications For Drilling Permits (2) along with a check for \$400.00 to cover the fee for each well.

Please process the applications at your earliest convenience and call if you have any questions.

Sincerely,

THOMAS, DEAN & HOSKINS, INC.

Joe Schacher, P.E.
Regional Manager

Attachments

Cc: City of White Bird

MICROFILMED

SEP 16 2003

Drilling Permit No. 815609-793220
Drilling Permit I.D. Tag No. _____
Water Right Permit No. _____
Injection Permit No. _____

RECEIVED

FEB 24 2003

WATER RESOURCES
WESTERN REGION

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)

WELL #1

1. Owner (please print): City of Whitebird
2. Mailing Address: PO Box 36
City: Whitebird State: ID Zip Code: 83554 Telephone: (208) 839-2294
3. Proposed Well Location: Twp. 28N, Rge. 1E, Sec. 11, SW 1/4 SE 1/4 NE 1/4;
Gov't Lot No. _____ County Idaho County Lat. _____ Long. _____
Street Address of Well Site _____ City _____
Lot, block and subdivision _____
Give at least name of road + Distance to Road or Landmark

4. Proposed Use of Well:

- ☐ DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☐ Irrigation ☒ Municipal ☐ Industrial
☐ Stock ☐ Test ☐ Other _____
(Over 1,000 Head) (Describe)

☐ INJECTION

- ☐ MONITORING: A well bore schematic and map is required for each blanket permit.
No. of proposed wells: _____

5. Well Construction Information:

- A. ☒ New well ☐ Modify ☐ Replace
- B. Proposed Casing Diameter 8 inch Proposed Maximum Depth 400 feet
- C. Anticipated bottom hole temperature:
☒ 85°F or less ☐ 85°F to 212°F ☐ 212°F or more
(Cold Water Well) (Low Temp. Geo. Well) (Geothermal Well)

6. Construction Start Date: May 1, 2003

7. Anticipated Well Driller: None-Successful Bidder Driller's Lic. No. _____
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature: [Signature] Date Feb 21, 2003

Address (if different than owner): _____

City: _____ State: _____ Zip Code: _____ Telephone: _____

Title: Mayor

(Owner, Firm Representative, Other)

*RBW has original dp
appls to pucan - sz 2/24/03*

MICROFILMED
COPY

ACTION OF THE DEPARTMENT OF WATER RESOURCE

This Permit is _____

Date _____

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, S 55-2201 – 55-2210 requires the applicant and/or his contractors to contact "Digline" (Digline is a one-call center for utility notification) not less than 2 working day prior to the start of any excavation for this project. The "Digline" number for your area is 1-800-342-1585.

SPECIFIC CONDITIONS:

Signature of Authorized Department Representative

Title

Receipt No. W030094 Received by KG Fee 200⁰⁰ Date 2/24/03

EXTENSION OF DRILLING PERMIT MICROFILMED

Extension approved by _____ Approval Date _____

This extension expires: _____

Drilling Permit No. 815601-793221
Drilling Permit I.D. Tag No. _____
Water Right Permit No. _____
Injection Permit No. _____

RECEIVED

FEB 24 2003

WATER RESOURCES
WESTERN REGION

State of Idaho
Department of Water Resources

79-7208 7940264

APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)

WELL #2

1. Owner (please print): City of Whitebird
2. Mailing Address: PO Box 36
City: Whitebird State: ID Zip Code: 83554 Telephone (208) 839-2294
3. Proposed Well Location: Twp. 28N, Rge. 1E, Sec. 11, 1/4 SE 1/4 1/4;
Gov't Lot No. _____ County Idaho County Lat. _____:_____:_____ Long. _____:_____:_____
Street Address of Well Site _____ City _____
Give at least name of road + Distance to Road or Landmark
Lot, block and subdivision _____

4. Proposed Use of Well:

- ☐ DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☐ Irrigation ☒ Municipal ☐ Industrial
☐ Stock ☐ Test ☐ Other _____
(Over 1,000 Head) (Describe)

☐ INJECTION

- ☐ MONITORING: A well bore schematic and map is required for each blanket permit.
No. of proposed wells: _____

5. Well Construction Information:

- A. ☒ New well ☐ Modify ☐ Replace
- B. Proposed Casing Diameter 8 inch Proposed Maximum Depth 400 feet
- C. Anticipated bottom hole temperature:
☒ 85°F or less ☐ 85°F to 212°F ☐ 212° F. or more
(Cold Water Well) (Low Temp. Geo. Well) (Geothermal Well)

6. Construction Start Date: May 1, 2003

7. Anticipated Well Driller: None-Successful Bidder Driller's Lic. No. _____
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature: [Signature] Date February 21, 2003

Address (if different than owner): _____

City: _____ State: _____ Zip Code: _____ Telephone _____

Title: Mayor

(Owner, Firm Representative, Other)

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SEP 15 2003

COPY

ACTION OF THE DEPARTMENT OF WATER RESOURCE

This Permit is _____

Date _____

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, S 55-2201 – 55-2210 requires the applicant and/or his contractors to contact "Digline" (Digline is a one-call center for utility notification) not less than 2 working day prior to the start of any excavation for this project. The "Digline" number for your area is 1-800-342-1585.

SPECIFIC CONDITIONS:

Signature of Authorized Department Representative

Title

Receipt No. W030094 Received by AG Fee 200⁰⁰ Date 2/24/03

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

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SEP 15 2003

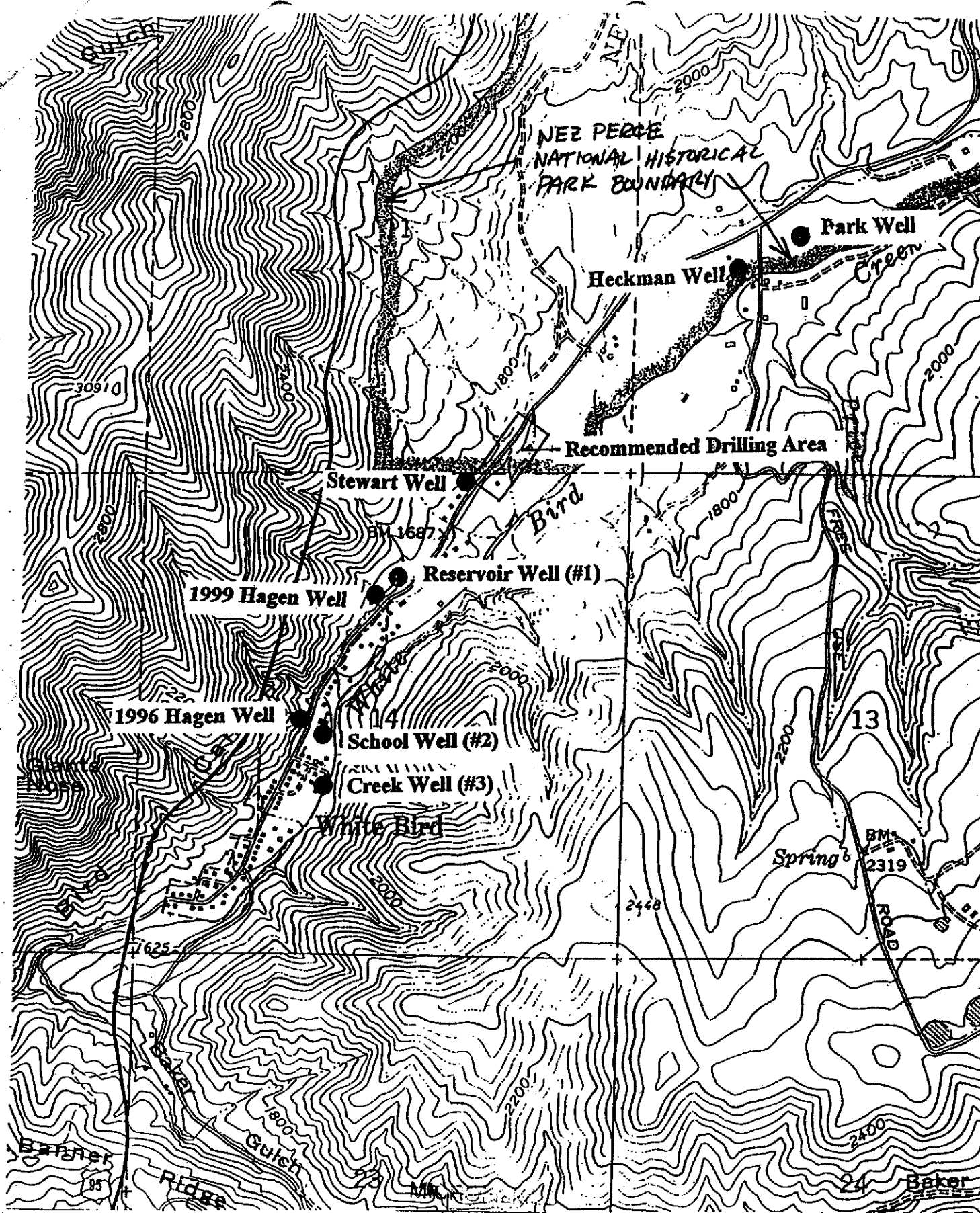


Figure 4 Well Location Map and Recommended Drilling Area

Idaho Department of Water Resources Receipt

Receipt ID W030094

Payment Amount \$400.00 Date Received 2/24/2003 12:46:57 PM Region Western Status 
Payment Type Check Check Number 2012

Payer CITY OF WHITE BIRDComment 2 DRILLING PERMIT FEES

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$400.00	DRILLING PERMITS	0229	21	62134	1205

Signature Line (Dept. Representative)

Shue-
FYI
Kathy

MICROFILMED

SEP 18 2003

W030055
#6, 2/12/03

RECEIVED

FEB 12 2003

WATER RESOURCES
WESTERN REGION

February 10, 2003

Mr. Steve Lester
Water Rights Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Re: City of White Bird Application For Transfer of Water Right

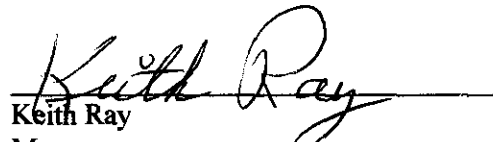
Dear Steve:

Enclosed is the City of White Bird's \$100.00 check for the fee for processing the Transfer of Water Right Application submitted on January 17, 2003. Please process the application at your earliest convenience.

Please call if you have any questions.

Sincerely,

CITY OF WHITE BIRD

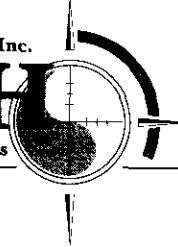

Keith Ray
Mayor

MICROFILMED

SEP 16 2003

Thomas, Dean & Hoskins, Inc.

TD&H
Engineering Consultants



RECEIVED

JAN 21 2003

WATER RESOURCES
WESTERN REGION

January 17, 2003

Mr. Steve Lester
Water Rights Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Re: City of White Bird Application For Transfer of Water Right

Dear Steve:

Enclosed is the City of White Bird's Application For Transfer of Water Right. Please process the application at your earliest convenience. They are wanting to pool the water right and get the two new wells permitted as new points of diversion. As I discussed with you previously, the City is planning to submit for a drilling permit as soon as possible. Their existing wells have continuously diminished and they are wanting to get a water source developed before summer.

Please call if you have any questions.

Sincerely,

THOMAS, DEAN & HOSKINS, INC.

Joe Schacher, P.E.
Regional Manager

Attachments

Cc: City of White Bird

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SEP 16 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 19, 2002

DEBI A PACE EIT
THOMAS DEAN & HOSKINS INC
1200 25TH ST SOUTH
GREAT FALLS MT 59405

Re: City of White Bird Environmental Assessment

Dear Ms. Pace:

I received your letter of December 4, 2002, discussing proposed enhancements to the city water system. The Idaho Department of Water Resources (IDWR) offers the following comments to the information you provided.

Replacement wells may be drilled in the same point of diversion tracts (section ¼ ¼) described by valid water rights for the use of ground water in the city system. In such a case, the city only needs to file an *Application for Drilling Permit* for each replacement well to be constructed. Each drilling permit application requires a \$200 fee.

If replacement wells will be drilled in different tracts than those identified under valid water rights held by the city, drilling permit approval will be delayed until changes to the water rights (change points of diversion) are approved by IDWR. Typical changes in these cases are represented by an *Application for Transfer of a Water Right*. The filing fee for transfers depends on the amount of water involved with the change. Transfer applications normally take several months to process assuming no protests are filed against the proposed changes.

Your information identified a replacement drilling site in T28N, R1E, Section 11, SE ¼ and/or Section 14, NE ¼. IDWR records do not show any community water rights with diversion points in those locations. Apparently the city would need to file a transfer application to show that all of its water will be diverted from two replacement wells in those locations.

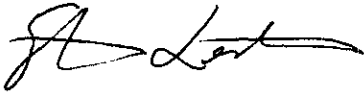
December 19, 2002
Page 2

If the city also seeks more water than already described by community water rights, the city should file an *Application for Permit* for water in excess of its current rights. The filing fee depends on the amount of additional water described by the application.

Project work within the mean high water mark of White Bird Creek will require an *Application for Stream Channel Alteration ("Joint 404") Permit*. The U.S. Army Corps of Engineers and IDWR jointly administer this permitting process. A \$20 filing fee is required by IDWR, but payment to the Corps is not needed. The Corps administers the program adjacent to perennial streams while IDWR administers the program within perennial stream channels. Normal processing takes about sixty (60) days. But IDWR's portion of the joint program probably will take longer due to recent budget cuts resulting in staff reduction for this program.

Enclosed please find information regarding the above referenced applications. I hope this information proves helpful to you. Please contact me at your earliest convenience if you need more information.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Lester", with a stylized flourish at the end.

Steve Lester
Water Rights Supervisor

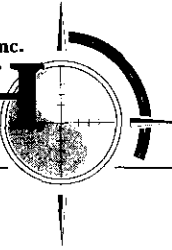
Enclosure

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SEP 16 2003

Thomas, Dean & Hoskins, Inc.

TD&H
Engineering Consultants



December 4, 2002

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

RECEIVED
DEC 09 2002
WATER RESOURCES
WESTERN REGION

ATTN: Steve Lester

RE: City of White Bird, Environmental Assessment

Thomas, Dean & Hoskins, Inc. is preparing an Environmental Assessment for the City of White Bird. As part of the planning process, we are requesting comments from your agency.

These improvements will probably be done in phases for financial reasons and have been prioritized. The following are the proposed improvements to White Bird's water distribution system:

- Replacement of three existing poorly producing wells with two new wells including a pumphouse with a chlorination system.
- Replacement of all existing undersized mains including the transmission main from the tanks.
- Installation of new water lines to provide greater flow capacity to existing areas through dual supply (looped) mains.
- Installation of additional fire hydrants to provide greater coverage.

Most of the recommended improvements involve replacement of existing pipelines at or near their existing location and do not involve disturbance of new areas. A few new pipelines are recommended to loop existing portions of the system to improve pressures for domestic and fire flow demands. All the recommended improvements with the exception of the two new wells and pumphouse will be underground.

Although we do not foresee any adverse impacts, we would appreciate a letter from you stating any concerns or impacts that the Idaho Department of Water Resources may have. If we have not received a response within 30 days, we will assume you have no comments.

A drawing showing the proposed improvements is attached. Please feel free to contact me with any questions.

Sincerely,

THOMAS, DEAN & HOSKINS, INC.

Debi A. Pace, E.I.T.

DAP/dap

#L02-025

c: Joe Schacher

J:\2002\L02-025\Word\water resources.doc

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SEP 16 2003

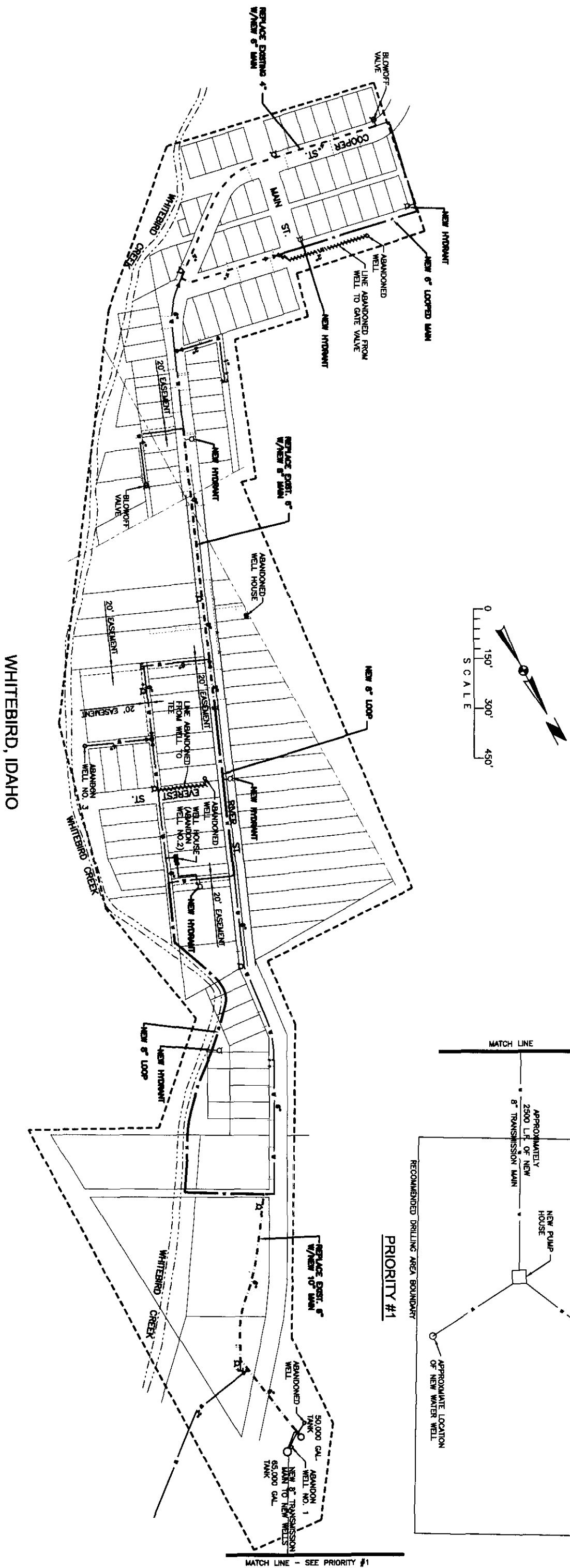


FIGURE 3
SCHEMATIC OF
PROPOSED DISTRIBUTION SYSTEM
CITY OF WHITEBIRD, ID.

MICROFILMED

2007-01-17

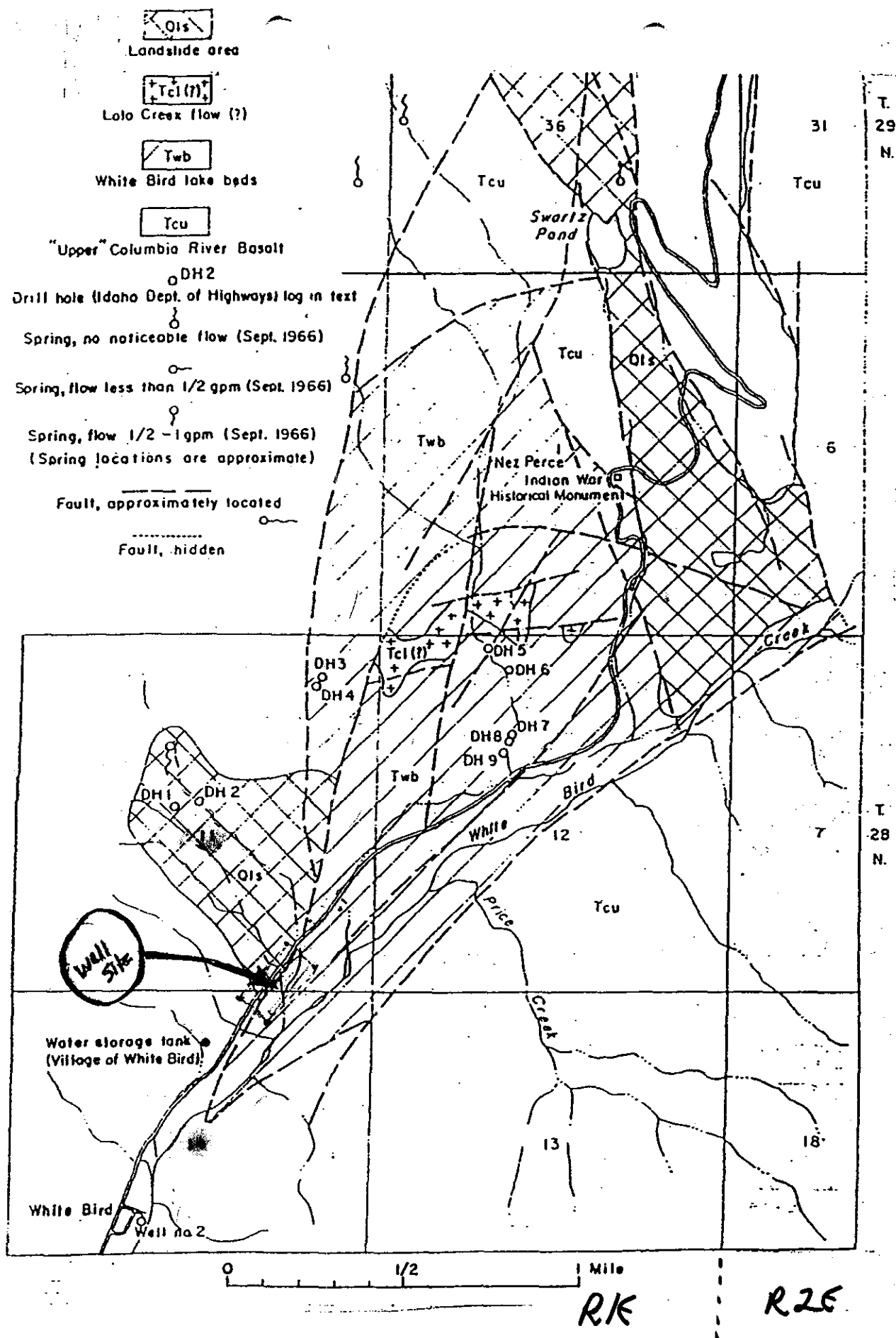


Figure 3 Geologic Map of the Area Northeast of White Bird (from Clark and Greenwood, 1968)

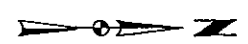
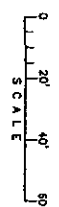
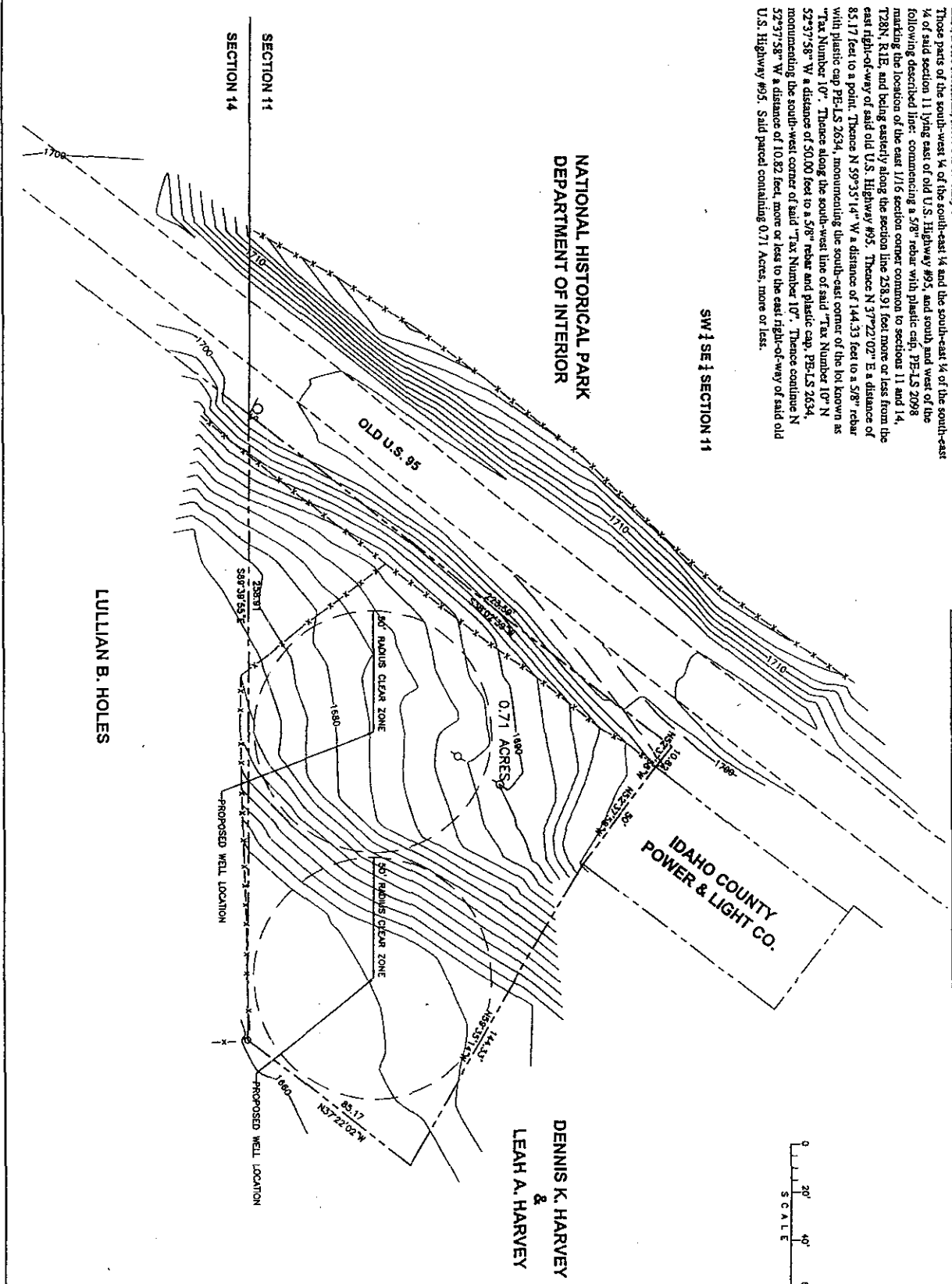
MICROFILMED

SEP 1 1968

WHITE BIRD WELL SITE PROPERTY DESCRIPTION

A portion of property located in the SE1/4 of section 11, Township 28 North, Range 1 East, Boise Meridian, more particularly described as follows:
 Those parts of the south-west 1/4 of the south-east 1/4 of the south-east 1/4 of said section 11 lying east of old U.S. Highway #95, and south and west of the following described line: commencing a 5/8" rebar with plastic cap, PE-LS 2098 marking the location of the east 1/16 section corner common to sections 11 and 14, T28N, R1E, and being easterly along the section line 258.91 feet more or less from the east right-of-way of said old U.S. Highway #95, Thence N 37°22'02" E a distance of 85.17 feet to a point, Thence N 59°35'14" W a distance of 144.33 feet to a 5/8" rebar with plastic cap PE-LS 2634, monumenting the south-east corner of the lot known as "Tax Number 10". Thence along the south-west line of said "Tax Number 10" N 52°37'58" W a distance of 50.00 feet to a 5/8" rebar and plastic cap, PE-LS 2634, monumenting the south-west corner of said "Tax Number 10". Thence continue N 52°37'58" W a distance of 10.82 feet, more or less to the east right-of-way of said old U.S. Highway #95. Said parcel containing 0.71 Acres, more or less.

WHITEBIRD WELL SITE PLAN



MICROFILMED

SEP 1 8 2003

WHITEBIRD WATER SYSTEM CITY OF WHITBIRD, IDAHO		SHEET 1 OF 1	
SITE PLAN		THOMAS, DEAN & HOSKINS, INC. ENGINEERING CONSULTANTS GREAT FALLS - BOZEMAN - KALISPELL LEWISTON	
PREPARED BY CHECKED BY DATE SCALE	BY DATE BY DATE BY DATE	REVISIONS NO. DATE DESCR. NO. DATE DESCR. NO. DATE DESCR.	PROJECT NO. DATE SCALE SHEET