

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 90335**

This is to certify that: **CITY OF HORSESHOE BEND
112 ADA ST
HORSESHOE BND, ID 83629**

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
65-7040	WR/DECREED	5/10/1968	0.340 cfs	N/A	N/A	N/A	GROUND WATER
65-7505	WR/DECREED	8/19/1974	0.840 cfs	N/A	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
65-7040	NO	NO	NO	YES	NO	NO
65-7505	NO	NO	NO	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
65-7040	65-7040	0.340 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
65-7505	65-7505	0.840 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.180 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 65-7040

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 16th day of April, 2026.


Scott King, Western Regional Manager

Transfer No. 90335

WATER RIGHT NO. 65-7040
As Modified by Transfer No. 90335

In accordance with the approval of Transfer No. 90335, Water Right No. 65-7040 is now described as follows:

Right Holder: CITY OF HORSESHOE BEND
112 ADA ST
HORSESHOE BND, ID 83629

Priority Date: 5/10/1968

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From

01/01

To

to 12/31

Diversion Rate

0.340 cfs

0.340 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

NENE

Sec 34 Twp 07N Rge 02E BOISE County

GROUND WATER

NENE

Sec 34 Twp 07N Rge 02E BOISE County

GROUND WATER

NENE

Sec 34 Twp 07N Rge 02E BOISE County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Horseshoe Bend municipal water supply system as provided for under Idaho Law.
2. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 65-7505
As Modified by Transfer No. 90335

In accordance with the approval of Transfer No. 90335, Water Right No. 65-7505 is now described as follows:

Right Holder: CITY OF HORSESHOE BEND
112 ADA ST
HORSESHOE BND, ID 83629

Priority Date: 8/19/1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
MUNICIPAL	01/01	to 12/31	0.840 cfs 0.840 cfs

LOCATION OF POINT(S) OF DIVERSION

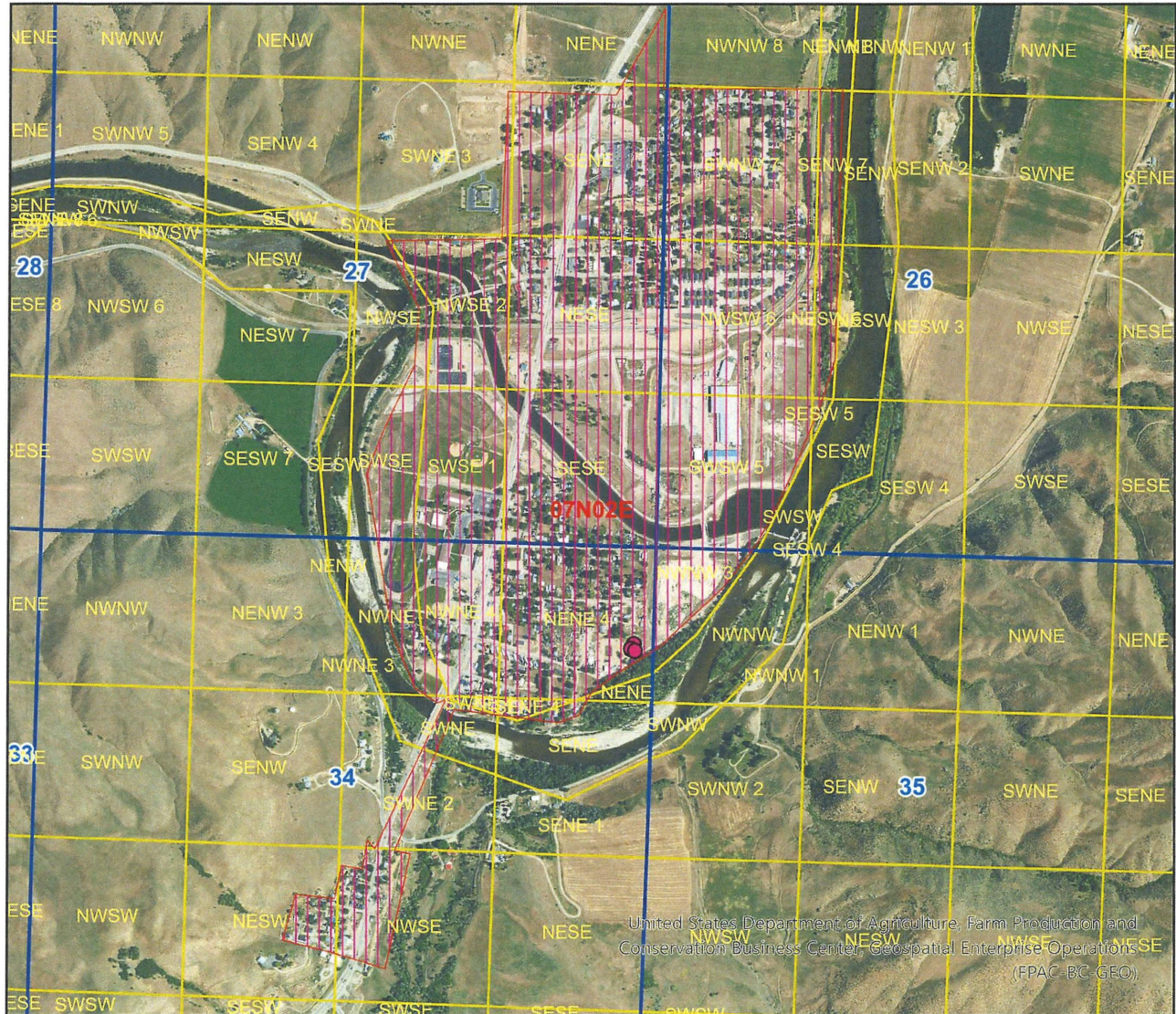
GROUND WATER	NENE	Sec 34 Twp 07N Rge 02E	BOISE County
GROUND WATER	NENE	Sec 34 Twp 07N Rge 02E	BOISE County
GROUND WATER	NENE	Sec 34 Twp 07N Rge 02E	BOISE County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Horseshoe Bend municipal water supply system as provided for under Idaho Law.
2. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

State of Idaho
Department of Water Resources
Attachment to Transfer No. 90335
Water Rights: 65-7040 and 65-7505

This map depicts the MUNICIPAL place of use boundary and points of diversion for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



Legend

- Transfer POD
- ▨ Transfer POU
- ▭ Township/Range
- ▭ Sections
- ▭ QQ

0 0.175 0.35 0.7 Miles





April 17, 2026

CITY OF HORSESHOE BEND
112 ADA ST
HORSESHOE BEND ID 83629-5138

Re: Transfer No: 90335
Water Right Nos: 65-7040, 65-7505

Transfer Approval Notice

Dear Water Right Holder:

The Department of Water Resources has issued the enclosed approved transfer of Water Rights. Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Rights 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 the APPLICANT 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.

ANY PERSON aggrieved by any decision, determination, order or action 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 Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

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 this office at (208) 334-2190.

Sincerely,

Susan E Hobson

Susy Hobson
Technical Records Specialist

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on April 17, 2026 I mailed a true and correct copy, postage prepaid, or by electronic mail, the foregoing PRELIMINARY ORDER (Approved Transfer No 90335) to the persons listed below:

CITY OF HORSESHOE BEND
112 ADA ST
HORSESHOE BND ID 83629-5138

U.S. Mail

CIVIL DYNAMICS PLLC
C/O MIKE MARTIN
5605 S 10TH AVE
CALDWELL ID 83607
Mike@civildynamics.net

Email



Susy Hobson
Technical Records Specialist

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

The accompanying document is a “**Preliminary Order**” issued by the Idaho Department of Water Resources (“Department”) pursuant to Idaho Code § 67-5243. **This preliminary order can and will become a final order without further action of the Department, unless a party petitions for reconsideration, petitions for review, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

(See Idaho Code § 67-5243(3))

Any party may file a petition for reconsideration of this preliminary order with the Department within fourteen (14) days of the service date of this order as shown on the certificate of service. **Note: the petition must be received by the Department within this fourteen (14) day period.** The presiding officer will issue a written order disposing of the petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law.

PETITION FOR REVIEW (EXCEPTIONS)

(See Idaho Code § 67-5245)

Within fourteen (14) days after: (a) the service date of this preliminary order, (b) the service date of a denial of a petition for reconsideration of this preliminary order, or (c) the failure of the presiding officer to dispose of a petition for reconsideration of this preliminary order within twenty-one (21) days, any party may petition the Director in writing to review any part of this preliminary order by filing exceptions, and any supporting brief, with the Department.¹ Any parties opposing the exceptions shall have fourteen (14) days from the service date of the exceptions to file a brief. If the Director determines that oral argument is necessary, the Director will provide reasonable notice to the parties of the place, date, and hour for the argument.

The Director will issue a final order on exceptions within fifty-six (56) days of receipt of the final written brief or oral argument, whichever is later, unless extended for good cause. The Director may remand the matter for or hold an evidentiary hearing if further factual development of the record is necessary before issuing a final order.

REQUEST FOR HEARING

(See Idaho Code § 42-1701A(3))

Unless the right to a hearing before the Director or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order,

¹ The Director may decide to review this preliminary order upon his own motion. Should the Director decide to do so, the Director will provide written notice to the parties within the period the parties are allowed to petition the Director for review of the preliminary order.

or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter shall be entitled to a hearing before the Director to contest the action. The person shall file with the Director, within fifteen (15) days after receipt of written notice of the action issued by the Director, or receipt of actual notice, a written petition stating the grounds for contesting the action by the Director and requesting a hearing. **Note: The request must be received by the Department within this fifteen (15) day period.**

CERTIFICATE OF SERVICE

(See IDAPA 37.01.01.053, 37.01.01.202)

All documents filed with the Department in connection with a petition for reconsideration, petition for review, or a request for hearing of this preliminary order shall be served on all other parties to the proceeding in accordance with Rules 53 and 202 of the Department's Rules of Procedure.

Hobson, Susy

From: Hobson, Susy
Sent: Friday, April 17, 2026 10:34 AM
To: 'mike@civildynamics.net'
Subject: Horseshoe Bend Transfer Approval #90335 for 65-7040 & 65-7505
Attachments: Transfer Approval Cover Letter 90035 Horseshoe Bend.pdf; Transfer Approval 90335 Horseshoe Bend.pdf

Hi Mike,

Attached are the Transfer Approval and cover letter being mailed to the City of Horseshoe Bend. A hard copy of the documents can be mailed to you at your request.

Kind Regards,

Susy

Susy Hobson
Technical Records Specialist



Western Region
2735 W. Airport Way, Boise ID 83705
(208) 605-4631 susy.hobson@idwr.idaho.gov