

State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way . Boise, Idaho 83705-5082 Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER Governor

DAVID R. TUTHILL, JR. Director

FAX COVER SHEET Fax # (208) 334-2348

DATE: 10-20-08			
TO: Molly O'Leary	FROM: _	IDWR Western	ر
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES MAY 0 9 2008

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	STATE	OF IDAI	OF
DEPARTM	ENT OF	WATER	RESOURCES

Transfer No.

APPLICATION FOR TRANSFER OF WATER RIGHT

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			Transfer No.
	PART 3		
New Nature of Use	Amount(cfs/af-ft)	Hours/days/year	Period of Use to
Quantity and quality of return flows and location of	discharge:		to
Describe effects on other water uses resulting from	the proposed change:		
(Signature of Applicant)	Rose	- The Cun	20 JR.
Subscribed and sworn to before me this	day ofday of	(and title, if applicable)	20 <u>08</u>
Subscribed and sworn to before me this	day ofday of	ry Public)	,20 08
Subscribed and sworn to before me this	day of	y Publication of the Control of the	SS.1 7 , 20 08
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A. Purpose of Transfer

2. Well No. 3 Eagle Water Company's System

Well No. 3 of the Eagle Water Company's System was originally drilled by the developer of Eagle Hills West No. 1 Subdivision, which was recorded in 1976. It was well No. 1 of the Eagle Hill Water System. In 1977, due to the development of subdivisions 2, 3, and 4, the well was deepened to 466 feet to produce 600 G.P.M. at 118 feet. When Eagle Water Company acquired the Eagle Hill Subdivision Water System this well became Well No. 3 in its system. Due to problems of sand production at high flow above 350 G.P.M. it is currently used only during high demand periods. Although it has been equipped with a sand separator, which minimized the sand problem, it is normally operated at less than half of its capacity.

Because the location is near a golf course utilizing chemicals for weed control and fertilization, it would extremely difficult to drill a replacement well and meet the present requirement of the State Department of Environmental Quality and the 50 -foot separation from potentially hazardous substance.

An existing water system at a trailer park in Eagle Water's service area which is adjacent to one of Eagle Water's mains was tested and found Radium or Uranium above DEQ standards. They now desire to connect to the Eagle Water System; however, at the present time the Department of Environmental Quality (DEQ) has issued a moratorium on additional hookups to the Eagle Water System until Eagle Water demonstrates that it has sufficient water pressure throughout its system to handle fireflow pressure demands in a worst-case scenario.

Consequently, it is imperative that Eagle Water be allowed to develop this additional point of diversion to: (1) get the DEQ moratorium lifted; (2) provide access to safe drinking water to the residents of the afore-mentioned trailer park; and (3) allow numerous development projects that are waiting to go forward once the moratorium is lifted to proceed in a timely and cost-effective manner

We would greatly appreciate any assistance your office could give to expedite the approval of this diversion point as it is in the best interest of the citizens of Eagle for Eagle Water to proceed as quickly as possible.

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Transfer	No.	
Receipt	No.	

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

Current Water Right No. 63-9245

Priority Date:

06/08/1979

Origin:

Adjudication Recommendation

Basis:

License

Status:

Active

Source: GROUND WATER

Tributary to:

Beneficial Use

From To

Diversion Rate Volume

Subuse Code

FIRE PROTECTION MUNICIPAL

01/01 12/31 01/01 12/31 3.50 CFS

1.10 CFS

Total Diversion

3.50 CFS

Source and Point(s) of Diversion:

GROUND WATER

SWSWNW

04N 01E

ADA

GROUND WATER

NESWNW

04N 01E

ADA

9

GROUND WATER

NESENE

04N 01E

ADA

PLACE OF USE: **MUNICIPAL**

Twp Rge Sec		NW	sw	SE
04N 01E 8	INE INW ISW ISE X	ine inwiswise i	i <u>ne inwiswise</u> i	NE NW SW SE Totals
04N 01E 9	×			
04N 01E 10	x			

Conditions/Remarks:

- This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
- 2. This right when combined with Right Nos. 63-7368 and 63-7618 shall not exceed 4.5 cfs per acre.
- 3. Place of use is within the service area of the Eagle Water Company municipal water supply system as provided for under Idaho Law.

> 06-20-08:01:16PM;

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

Transfer	No.	
Receipt	No.	

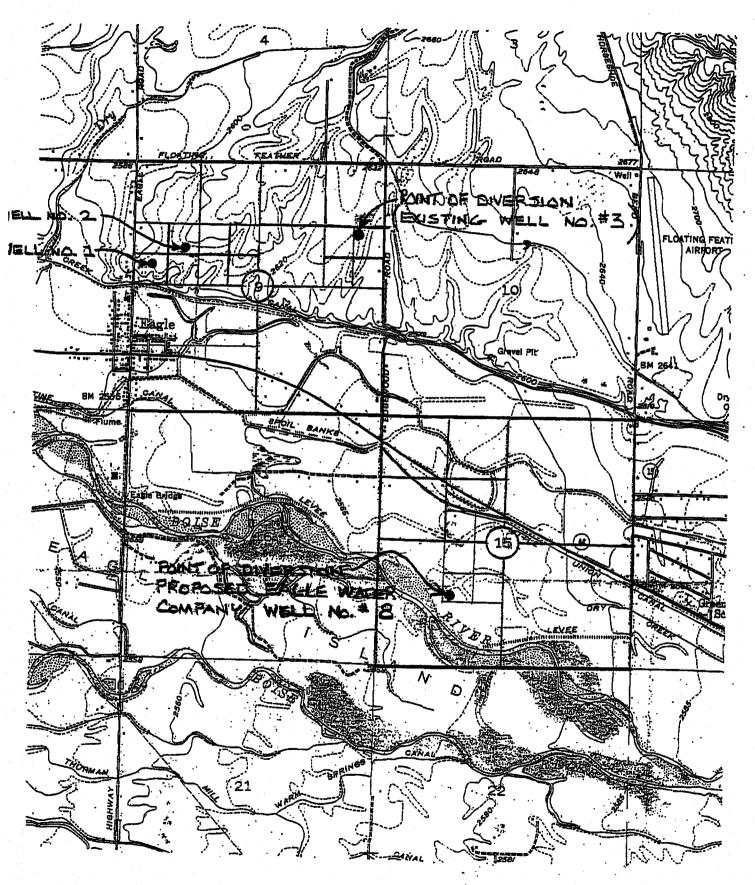
Current Water Right No. 63-9245

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 affect 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?



- U.S.G.S. MAP -