

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A47-04459
Date Received: 12/06/1988
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF KIMBERLY 208-423-4151
Address: P.O. BOX Z
KIMBERLY, ID 83341
2. Date of Priority: MAR 18, 1959
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	18E	28	NW	SW	NW		TWIN FALLS
5. Description of diverting works:
CITY WELL #1, PUMP, STORAGE TANK
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	2.000		
7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
WATER FOR THE MUNICIPAL WORKS OF THE CITY OF KIMBERLY.
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	18E	28	NW	NW		MUNI	
11. Place of use in counties: TWIN FALLS

A47-04459

Page 1

Date: 12/06/88

MICROFILMED

MAR 11 1993

12. Do you own the property listed above as place of use? ~~YES~~ No

13. Other Water Rights Used:

A47-04459, 04460, 07306, 07649 & PERMIT 47-8091

14. Remarks:

P/U WITHIN CITY LIMITS OF KIMBERLY.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

For Organizations:

I do solemnly swear or affirm that I am MAINTENANCE SUPERVISOR of
Title

CITY OF KIMBERLY, that I have signed the foregoing
Organization

document in the space below as MAINTENANCE SUPERVISOR of
Title

CITY OF KIMBERLY and that the statements contained in the
Organization

foregoing document are true and correct.

Kenneth M. Story
Signature of Authorized Agent

CITY OF KIMBERLY
MAINTENANCE SUPERVISOR
Title and Organization

6 DEC 1988
Date

State of Idaho)

County of Twin Falls)

SS.

Subscribed and sworn (or affirmed) before me this 6th day -

of Dec. 19 88

[Signature]
Notary Public

Seal

Residing at Kimberly, Id.

My Commission Expires 6/30/94

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A47-04459 &
A47-04460

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

January 19, 1995 1:38pm

NAME:
KEN STOREY W/ CITY OF KIMBERLY

RE:
PROOF OF PRIORITY

ASKED IF A PUMP INVOICE WOULD SUPPORT DATES CLAIMED; THEY WERE SAME AS THE CLAIMED DATE AND I SAID IT APPEARS TO WORK. HE SHOWED ME A CONNECT DATE FROM IDAHO POWER ON THE SECOND WELL AND I AGREED THAT WOULD SUPPORT THE DATE SHOWN. HE SAID HE WOULD PUT TOGETHER THE PACKAGE AND RETURN IT TO US ASAP.

CLAIMS: A47-04459 & A47-04460.

January 20, 1995 11:08am

NAME:
KEN STOREY CITY OF KIMBERLY

RE:
PROOF OF PRIORITY

HE CAME IN WITH THE COMPLETE INFORMATION ON THE TWO CLAIMS FILED BY THE CITY. A47-04459 & A47-04460

ALSO PROVIDED COPY OF THE APPL. FOR PERMIT ON 47-08320 PROOF REPORT.

NOV 28 1996

AJ5809WP #1 100 h.P.
No. A47-04459

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/10/95
PAGE: 42

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF KIMBERLY P.O. BOX 2 KIMBERLY ID 83341 (208) 423-4151	03/18/1959	MUNICIPAL	01-01 12-31	2.00 CFS	
				TOTAL DIVERSION:	2.00 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T10S R18E S28

NWSWNW

TWIN FALLS County

Place of use Legal Description for: MUNICIPAL

	NE				NW				SW				SE			
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T R S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
10S 18E 28	:		:		:		M	:		:		:		:		:

POU County: TWIN FALLS

Non-Irrigation Uses: WATER FOR THE MUNICIPAL WORKS OF THE CITY OF KIMBERLY.

Other Rights: A47-04459, 04460, 07306, 07649 & PERMIT 47-8091

Remarks:

P/U WITHIN CITY LIMITS OF KIMBERLY.

Dates: Exam Made Date: Verified Date: 03/07/1986

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

NOV 28 1996

ACCT NO-- 0450-013568-8 NAME-- CITY OF KIMBERLY RATE 33
 ACCT ST-- ACTIVE COAPP- WELL 1 ID
 CON/DIS-- 02/00/59 LOCT-- 120 LAKE
 ACTIVITY- NONE PENDING CITY-- KIMBERLY ID 83341 *

***** METER BILLING INFORMATION *****
 METER NO S U T D P F-SCL CONST INS/RM/CHG CURR PREV RT-ANNIV RTE SEQ RC
 51038466G A 1 2 5 3 192.0 00001 03/07/94 59601 40389 02/59 81 3000 3

	MRC	RCC	READ	DAYS	DEM-KW	BLC-KW	ENERGY-KWH	BILL AMT
01	00	0	12/29/94	30	78	0	19,212	765.29
02	00	0	11/29/94	30	79	0	21,003	821.77
03	00	4	10/28/94	30	78	0	24,148	914.42
04	00	4	09/29/94	30	78	0	49,861	1,691.26
05		4	08/30/94	30	78	0	48,137	1,639.18
06		4	08/01/94	30	78	0	52,928	1,783.92
07		0	06/30/94	30	78	0	45,761	1,567.39
08		0	06/01/94	30	78	0	37,366	1,298.19
09		0	05/02/94	30	78	0	38,251	1,303.70
10		0	03/31/94	30	78	0	27,460	988.07
11		0	03/01/94	33	78	0	23,430	888.68
12		0	01/27/94	30	79	0	18,694	734.03
13		0	12/29/93	30	78	0	20,495	784.34

ENTER TRAN CODE _____ OR NEW NAME/ACCT NO

RECEIVED
 JAN 2 1994
 Department of Water Resources
 Southern Region

NOV 28 1996



VERTI-LINE Pumps

LAYNE & BOWLER PUMP COMPANY

 2943 VAIL AVENUE, LOS ANGELES 22, CALIFORNIA, MAILING ADDRESS: P. O. BOX 6981
 TELEPHONE RAYMOND 9-2381

 OLD TO: Billings of Kimberly /8
 Kimberly, Idaho

DATE 5-15-59

INVOICE NO. 0 31177

SHIPPED TO AND DESTINATION

SALES ORDER NO.	CUSTOMER'S ORDER NO.	PUMP NO.	TERMS: NET 30 DAYS
		26293	
QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT

1	9 stage 10" enameled Bowl Assembly
1	20AG10 Head Assembly w/8" Disch. Flange
1	75 HP US & pole Elec. Motor type HU 60 cy.
	3 ph. 440 v. 1800 RPM w/non-reverse
1	75 HP Delta Panel Bd. 60 cy. 3 ph. 440 v.
	w/HQA Selector Switch & 3rd leg protection
	With Wire
1	Nipple 8" std. taper Strainer
230 ft.	Column 8" x 1 1/2" WL

Installed per contract lease agreement

6,183.60

Paid 1,545.90

ALL CLAIMS FOR SHORTAGE MUST BE MADE IN WRITING WITHIN FIVE DAYS. INTEREST CHARGED AT THE RATE OF 8% ON PAST DUE ACCOUNTS

*

NOV 28 1996

Telephone (208) 733-3284

INVOICE NO. 4694

S.O. NO. 1p-92362

INVOICE DATE 08/27/92

INVOICE

SOLD TO

CITY OF KIMBERLY

KIMBERLY, ID 83341

SHIP TO

FOR: WELL #1

CUSTOMER NO.

☐ Tax Exempt

MUNICIPALITY

Resale No.

DATE OF ORDER

ACCOUNT NO.

33

TERMS
NET 10TH OF MONTH

**1 1/2 % Interest Charge
After 30 Days**

ISHF VIÀ

DATE _____

[illegible]

PLEASE PAY FROM THIS INVOICE

NOV 28 1996

GOVERNOR
Governor PHILIP E. BATTR. KEITH HIGGINSON
Director

January 10, 1995

A47-04459

CITY OF KIMBERLY

P.O. BOX Z

KIMBERLY

ID 83341

RE: Evidence of Priority

Dear Claimant:

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided by the claimant supporting the priority date claimed.**

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

Enc.

NOV 28 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

RECEIVED

MAR 1 1990

Department of Water Resources
Southern Region Office

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 22, 1990

City of Kimberly
C/O Ken Story
P. O. Box Z
Kimberly, ID 83341

Gentlemen:

Our records show you have filed your adjudication claim(s) in the Snake River Basin Adjudication. Our records do not, however, include a clear map of your service area. Would it be possible for us to get a map of your customer service area for your municipal water system, both to supplement the record of your claim(s) and for use as described below?

In our review and investigation phase of the Snake River Basin Adjudication, the map would be helpful for us to have this information in verifying individual claims to water rights for domestic purposes. We will be happy to discuss with you the most convenient way for you to provide this information to us. I can be reached at 327-7931 or you may contact my assistant, Anita Warntjes at 327-7986.

Your assistance in this matter is greatly appreciated.

Sincerely

DAVID B. SHAW

Adjudication Bureau Chief

DBS:alw

A47-04459

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MICROFILMED

MAR 11 1993