

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: A22-04130
Date Received: 6/20/1988
Receipt No: E000 666
Received By: EB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICKS COLLEGE, UTAH CORPORATION 208-356-2451
Address: C/O CHUCK FROST
RICKS COLLEGE
REXBURG, ID 83440

2. Date of Priority: JUN 01, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	40E	30	NE	NE	SE		MADISON

5. Description of diverting works:
WELL, PUMP, SPRINKLER AND DISTRIBUTION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.000		
MUNICIPAL	11/01	04/01	4.450		

7. Total Quantity Appropriated is:
4.450 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 367.5 Acre Feet Per Annum.

9. Non-irrigation uses:
M/CITY OF REXBURG.

A22-04130

Page

1

Date: 06/20/88

RECEIVED

JUN 30 1988

Department of Water Resources
Eastern District Office

OCT 29 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	30	NE	SE		IRR	30.0
			SE	SE		IRR	37.0
						Section Acres	67.0
		31	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
						Section Acres	80.0
						Total Acres	147.0

11. Place of use in counties: MADISON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

P/U WITHIN CITY LIMITS OF REXBURG FOR MUNICIPAL.
BY AGREEMENT W/ CITY THE COLLEGE SUPPLIES WATER FROM THIS WELL TO
SUPPLEMENT CITY WATER SYSTEM. IRR. OF ON-CAMPUS GREENS AND
SCHOOL RESEARCH FARM.

15. Basis of Claim: STATUTORY CLAIM
Water Right Number:

OCT 29 1992

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 6

For Organizations:

I do solemnly swear or affirm that I am Academic Vice-President of
Title
RICKS COLLEGE, that I have signed the foregoing
Organization
document in the space below as Academic Vice-President of
Title
RICKS COLLEGE and that the statements contained in the
Organization
foregoing document are true and correct.

M. Rex Benner
Signature of Authorized Agent
RICKS COLLEGE
Academic Vice-President
Title and Organization
July 6, 1988
Date

State of Idaho)
County of Madison) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of July 19 88

Diana Blanchard
Notary Public

Seal

Residing at Rexburg, Idaho
My Commission Expires Life

OCT 29 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

Clay Fullmer

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 15, 2003

RICKS COLLEGE
REXBURG ID 83340

RE: OWNERSHIP CHANGE ON WATER RIGHTS 22-2303B, 22-2174, 22-2303C, 22-4130, 22-4131, 22-7448, 22-7463, 22-7477

Dear Sir or Madam:

It has come to my attention the above referenced water rights need to be changed to the name BYU Idaho. 22-2303B was formerly owned by Dwight S. Spaulding. A copy of this claim is enclosed for your review. If you, in fact, purchased this property, please fill out one of the enclosed "Notice of Change of Water Right Ownership" forms.

Claims 22-2174, 22-2303C, 22-4130, 22-4131, 22-7448, 22-7463, and 22-7477 are currently in the name of Ricks College. Please complete the second ownership change form to change this name. Total processing fee is \$100.

If you have questions please do not hesitate to call.

Sincerely,

Jennifer Crabtree

Jennifer Crabtree

Technical Records Specialist

Enclosure

Log for claim 22-04130

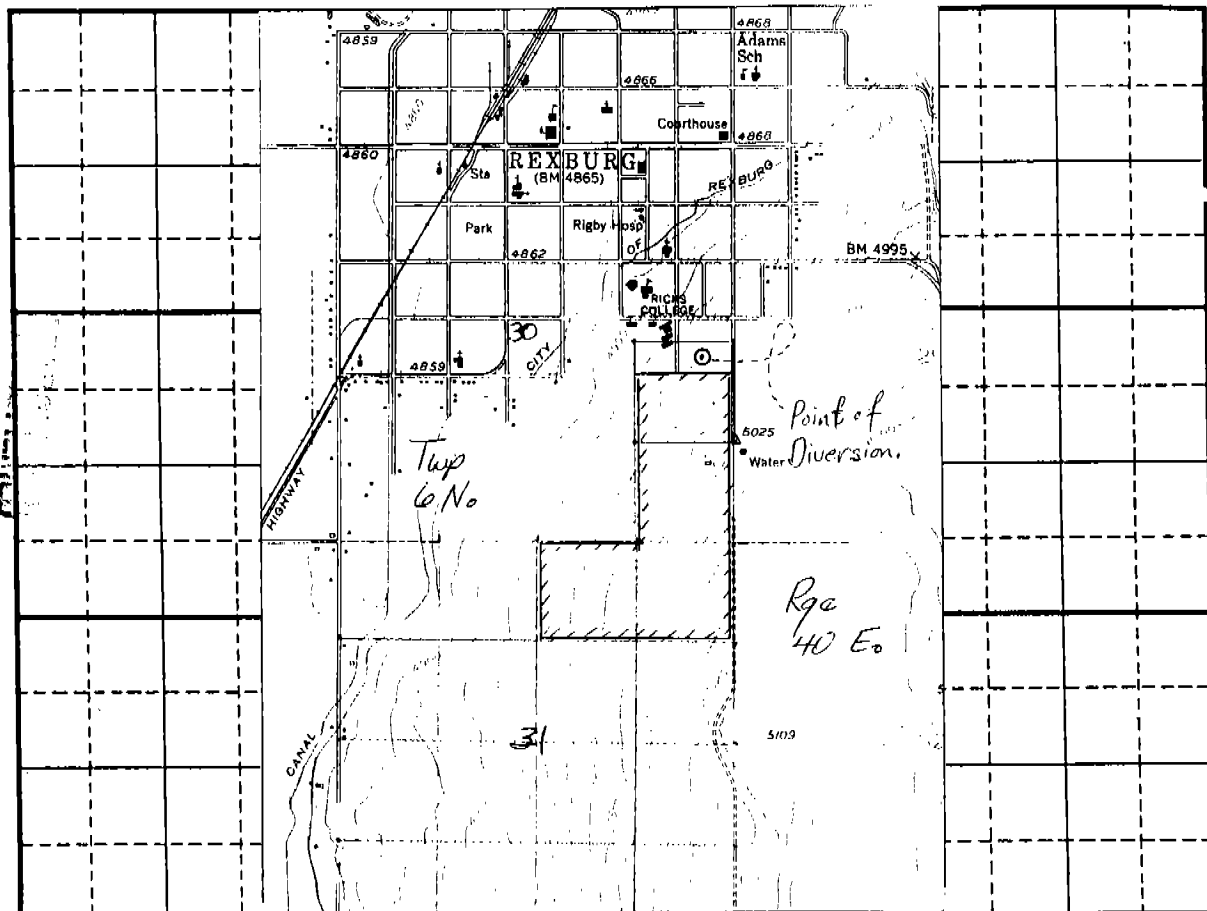
Spatial Dynamics LTD

7/2/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06n40e	30	NESE	30	21	
06n40e	30	SESE	37	35	
06n40e	31	NENE	40	38	
06n40e	31	NWNE	40	39	
Totals:			147	133	

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks Municipal water is sold to the City of Rexburg when the well is not being used for irrigation.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Madison) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Charles J. Grant
(Claimant)

Sworn to before me this 23rd day of June, 19 83.

Diana Blanchard
Notary Public
Residing at Rexburg

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>Emc</u>	Date <u>6-24-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JCA</u>	Date <u>6-28-83</u>		claimant by:	
\$20.00 fee received by <u>CW</u>	Date <u>6-24-83</u>			
Published in <u>Standard Journal</u>	<u>7-20-84</u>			
Dates <u>8/18/83 8/25/83</u>				

Well

MEMBERS OF BOARD

PAUL S. BOYD, CHAIRMAN
ALFRED M. POPMA, M.D., VICE CHAIRMAN
MRS. RALEIGH W. ALBRIGHT
HARRY A. ELCOCK
CHARLES HERNDON
DOYLE M. LOEHR, M.D.
LEO J. MASON
MURLAND F. RIGBY, M.D.
SIDNEY E. SMITH

L. J. PETERSON, M.S.P.H.
SECRETARY AND DIRECTOR OF HEALTH



STATE

Board of Health

STATE CAPITOL BUILDING
BOISE

MAILING ADDRESS:

P. O. BOX 640
BOISE, IDAHO

TELEPHONE:

DAYS -- 2-6511
AFTER HOURS -- 4-1668

August 3, 1956

Mr. Eldon C. Hart
Business Manager
Ricks College
Rexburg, Idaho

Dear Mr. Hart:

It was a pleasure to meet with you on July 20 and to visit and discuss the sanitary protection of your new well.

You indicated that the 20-inch diameter well is 145 feet deep, that the static water level is 108 feet, and that a large opening was encountered at about 120 feet so the drilling was discontinued at 145 feet because of drilling difficulties. Also, a cinder formation was encountered at 112 feet, so a 4-foot thick concrete plug was installed to retain the cinders and then the drilling progressed through this plug. The 20-inch casing is 5 feet deep and terminates in the lava rock formation. During a pumping test at 3,000 gpm for 18 hours there was practically no drawdown. It is intended to install a pump having a capacity of 2,000 gpm against a 200-foot head. The well will be used to provide water for the college and the City of Rexburg when the city is in need of additional water. It is planned to install a 12-inch line from the pumphouse to the city main from the reservoir. The well is about 1,500 feet from the reservoir.

It is recommended that the well be grouted, following as closely as possible the procedures in the bulletin which was mailed to you on July 26. It appears that it may be difficult to grout the well to a depth of 20 feet below the minimum water level in the well; however, it is suggested that grout be applied to a depth of approximately 120 feet.

I was pleased to learn that the college owns a large amount of the land in the vicinity of the well and that future usage of this land will be controlled so that development will not introduce any human source of possible contamination to the well.

As indicated in our letter of July 26, the casing of the well should

OCT 29 1956

Mr. Eldon C. Hart
Page 2
August 3, 1956

extend 18-inches above the ground surface and one inch above the concrete pedestal upon which the pump is mounted and project into the base of the pump. The pump should have an above-ground discharge and the check valve also should be above ground. To assure the best available chemical quality of the drinking water, the pump should have water lubricated bearings. It is suggested that a water level gage be installed in the well so that a record can be maintained of water levels and drawdowns; seasonal fluctuations can be determined and trouble caused by low water levels can be anticipated. It is also suggested that a flow meter be installed so that water consumption can be determined and efficiencies of the pumping equipment can be estimated.

It is suggested that you submit one sample of water from the well and one from the distribution system each month for bacteriological analyses. These tests will indicate the bacteriological quality of the water and whether or not additional treatment is desirable. A two-bottle metal container will be sent to you for this purpose.

Your desire to incorporate all of the necessary sanitary protection features for a safe water supply is indeed commendable. We appreciate your interest and cooperation in this matter and feel that if these suggestions are followed, the City of Rexburg will receive water from a well which is equal or superior in sanitary construction to the city's existing wells.

Enclosed are bulletins on disinfection of wells, water storage reservoirs and mains. If we can be of further assistance to you, please let us know.

Very truly yours,

Aleck Alexander
Aleck Alexander *K.A.*
Public Health Engineer
Division of Engineering
and Sanitation

AA:ad

enclosure

cc City Clerk, Rexburg
C.P. Maughan

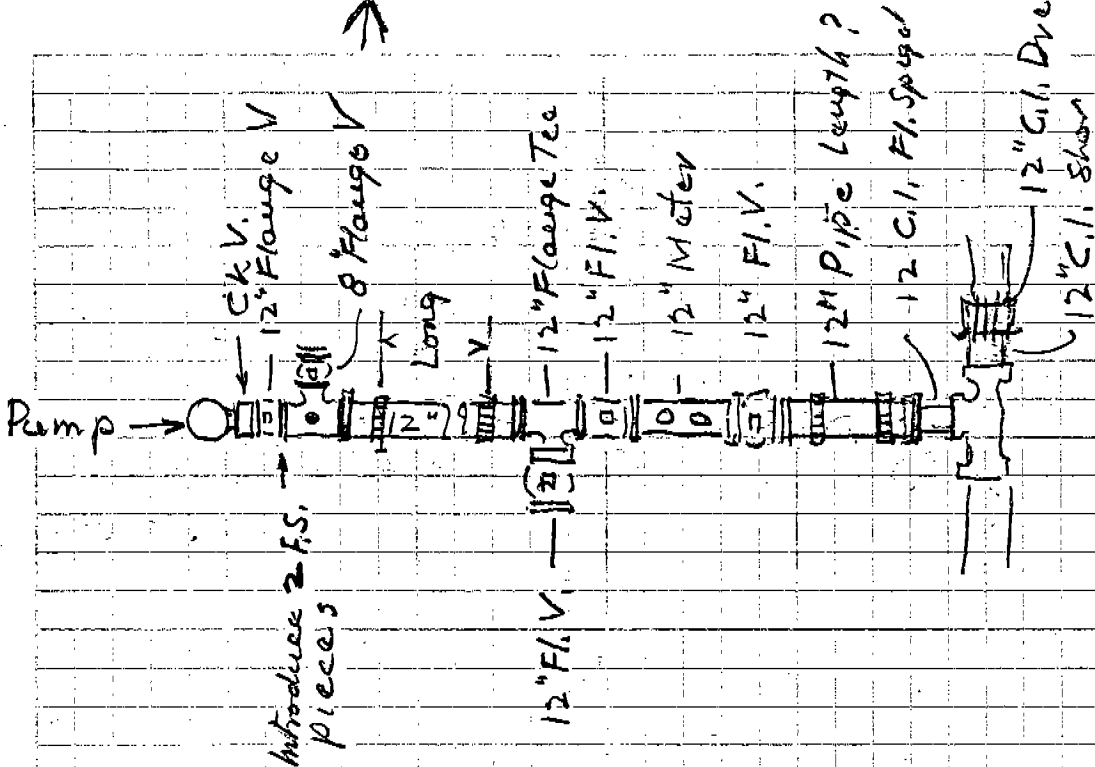
OCT 29 1956

COMPUTATION SHEET

Caldwell, Richards & Sorensen
ENGINEERS
Salt Lake City, Utah

PROJECT Ricks College
FEATURE _____
DETAIL _____

SHEET No. _____ OF _____
BY _____ DATE _____
CK. BY _____ DATE _____
JOB NO. _____



Pump - Flange		
Nickerson → Ck. V.	has Double Flange	Smolenski * 660°
Armco → 12" Con.	2 - Fl. Sp. Sections - @ 25°	51°
" → 12 x 12 x 8 Flange Tee	with 1" Coupling for Air V. & Gage	51°
" → 12" Con.	2 - Fl. Sp. Secs	51°
" → Long stretch of 12" Pipe	→ 40 Ft Lengths - 400' - 11 Dress	1200°
" → 12" x 12" x 12" Fl. Tee		64°
W.W. Equip → 12" Fl. Valve	205 to 346	?
" → 12" Fl. Sparling Meter		903°
" → 12" Fl. Valve	205 to 346	?
Armco → 12 Con.	2 Fl. Sp. Secs.	51°
" → 5 Extra 12" Dressers for	12" Steel @ 17°	85°
" → 12" Pipe Plain Ends	length? Included in 400'	0
W.W. Equip → 12" C.I. Flange-Spigot	16" Long	?
" → 12 x 12 x 12 All bell M.J. C.I. Tee		93°
" → One 12" Dresser Coupling for 12" C.I. Pipe		20°
		\$ 3229°

Armco: Forsgren Em 3-3873

Nickerson: Bud Brown Em 4-9784 461939

W. works Spauldine Em 4-1971 149 west 2nd St

OCT 29 1932

Caldwell, Richards & Sorensen
ENGINEERS
Salt Lake City, Utah

PROJECT Picks College
FEATURE Water Project
DETAIL Spec. for Pump
in Deep Well

SHEET No. _____ OF _____
BY A. J. R. DATE July 22/56
CK. BY _____ DATE _____
JOB NO. _____

20" Well 145 ft deep. Depth to water 108 ft.
Drilled in 0-5 ft soil, balance in Lava Rock & under conglomerate.
No need for casing below 5 ft.
Test: Pumped 1600 to 2000 gpm for 6 hrs: drawdowns 0' +
" 3000 gpm intermittently - drawdown 9"
Location of Well 50 ft west of center of Block 5 - Roxburg.

A deepwell pump to deliver 2000 gpm from the well through 400 ft of 12" steel pipe into Rexburg City's 12" C.I. main at a point which is 1500 ft distant from and 105 ft lower than the top of the City's 300,000 gal. reservoir, & thereby maintain a minimum effective head of 105 ft. in said main at said point of delivery.

The bottom of the screen at the lower end of a 10 ft section pipe to be set 144 ft below the top of the well. Screen shall be galvanized

The pump shall be a standard product of a manufacturing company which has been regularly producing deep well turbine pumps for 10 years or more.

It shall be oil lubricated, furnished with non-overloading impellers regardless of operating head.

The pump construction shall conform to the recommendations of the National Assn. of Turbine Pump Manufacturers & shall be driven by an electric motor with 440 volt, 3 phase, 60 cycle electric power.

Standard weight pipe column & extra heavy inner column with bronze bearings shall be used with turned & graded shafting, size of each shall be given. Shaft shall have non-removable roller.

The bowl assembly shall be of close grained cast iron, flanged, accurately machined & bolted together complete with bronze impellers, machined & balanced, stainless steel shaft with bronze bowl bearings.

144 ft of $\frac{1}{4}$ " gal pipe for air line and depth gage.

Alternate
 $325 \times 4.4 \times .1135 = 163$
 $163 \div .66 = 248 \text{ HP}$

Theo. HP. Less (win. eff. of) $\frac{220 \times \frac{200}{450} \times \frac{62.5}{550}}{450} \times \left(\frac{.1135 \text{ in. l.p.}}{Ft. l.p.} \right)^2 \frac{550}{550} =$

May 23, 1956

Mr. Wendell B. Mendenhall
Church Building Committee
47 East South Temple
Salt Lake City 1, Utah

Dear Wendell:

RE: Ricks College Well -- Ricks College
Project No. 21

I have followed through in checking each of the points that you and John raised and I hope that we are in position to give you adequate additional information.

1. Size of motor

The soil conservation experts who have been counseled state that the well and pump should have a capacity of 1,000 gallons per minute for the 160 acres of farm land to the south and east of the campus. There are more than 50 additional acres that might be brought under irrigation if the entire campus were to be served with the well. This suggests the advisability of the well that will have a capacity of 2,000 gallons per minute. This is the proposed capacity of the pump.

The proposed pump will deliver water at a pressure of 60 lbs. (At one time it was thought it might be necessary to have 80 lbs) It is estimated by engineers in the area of Rexburg who have had experience with local wells that it would require a pressure of 60 lbs. at the pump to serve the highest point of the farm.

Thus, the size of the proposed pump is in accordance with the estimated needs of the college. The concept towards selling water to the city is only one of selling a surplus which might be available for the first two years while the project of the college is developed and during the period before the college would need all of the water.

2. Power

Power costs are extremely favorable. The rate at the low end of the scale which is currently effective is only 6.5 mills per KWH. The Business Manager at Ricks College, Eldon Hart, has checked

OCT 29 1992

May 23, 1956

the estimated power cost with local people, the manufacturer of a pump being considered, and the local power people, and he reaffirms the estimated cost.

There are a number of questions that can only be finally resolved after the engineer has completed his study. First is the location of the well. Dr. George Hansen has considered two possible locations. The final decision should await the engineer's study. The location of the well will have considerable influence upon other costs such as pipe lines and the bringing in of power.

It is also suggested that no firm decision be made as to the selection of the motor and its power until after the well has been drilled and it is tested. The tests will reveal the extent to which the water is drawn down and also the size of the motor necessary to deliver 2,000 gallons per minute with the necessary pressure.

The application for approval and appropriation was made on the basis that this was an initial application. We requested a loan of \$17,100 as against a budget provision for \$30,000. It was contemplated that after the engineer's study was made and possibly after the well was drilled and tested so that final decisions could be made we would ask for the additional appropriation to complete the project.

Sincerely yours,

William F. Edwards

WFE:md

cc/Eldon Hart

(Eldon Hart)

P. S. There is attached a duplicate copy of a memorandum from Leland Perry that may interest you. We hope the project will move forward without delay.

OCT 29 1956

*Ricks College agreement
with City of Rexburg*

1965

051-

AGREEMENT

THIS AGREEMENT made and entered into this day
of March, 1965, by and between THE CITY OF REXBURG, IDAHO,
a Municipal Corporation, First Party, and RICKS COLLEGE
CORPORATION OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS,
with its principal place of business at Rexburg, Madison
County, State of Idaho, Second Party,

WITNESSETH:

WHEREAS, First Party owns, operates and maintains
a municipal culinary water system for the use and benefit
of the inhabitants of the City of Rexburg, Idaho, and

WHEREAS, in order to more effectively and efficiently
deliver the water to the inhabitants of the City, it is neces-
sary to increase the water pressure at the reservoir, and

WHEREAS, Second Party, because of its extensive
building program, must have greater water pressure and is
desirous of assisting First Party with its program and efforts
to increase water pressure, and

WHEREAS, the Second Party owns and operates a well
on its campus which well is available for the use of First
Party if the necessity arises,

NOW, THEREFORE, the Second Party hereby agrees with
First Party to furnish and give to First Party forthwith the
sum of \$15,000.00 to be used by First party to defray a
portion of the cost and expense in pressurizing its culinary
water system, and in consideration thereof First Party agrees
to furnish Second Party with culinary water at a cost of
five cents per thousand gallon for a period of fifty years
commencing with the date of completion and beginning use of
such pressure system.

First Party further agrees to maintain sixty pounds
pressure per square inch at all times and to raise the pressure

OCT 29 1992

to seventy-five pounds per square inch if necessary for the use of Second Party.

As an additional consideration, First Party hereby gives and grants to Second Party the right to construct and maintain its own water system ^(for its own use) supplied by the well on its campus as above stated and hereby gives and grants to Second Party the right to install and maintain a water main parallel to First Party's water main on Second East, Rexburg, Idaho.

Second Party agrees that in the event it becomes necessary it will furnish water to First Party from its water system at a cost of five cents per thousand gallon. The First Party agrees to give Second Party reasonable notice of its necessity to use such water except in the event of an emergency.

CITY OF REXBURG, IDAHO

By Robert L. Larson
Its Mayor.
First Party.

ATTEST:

Robert L. Smith
Clerk.

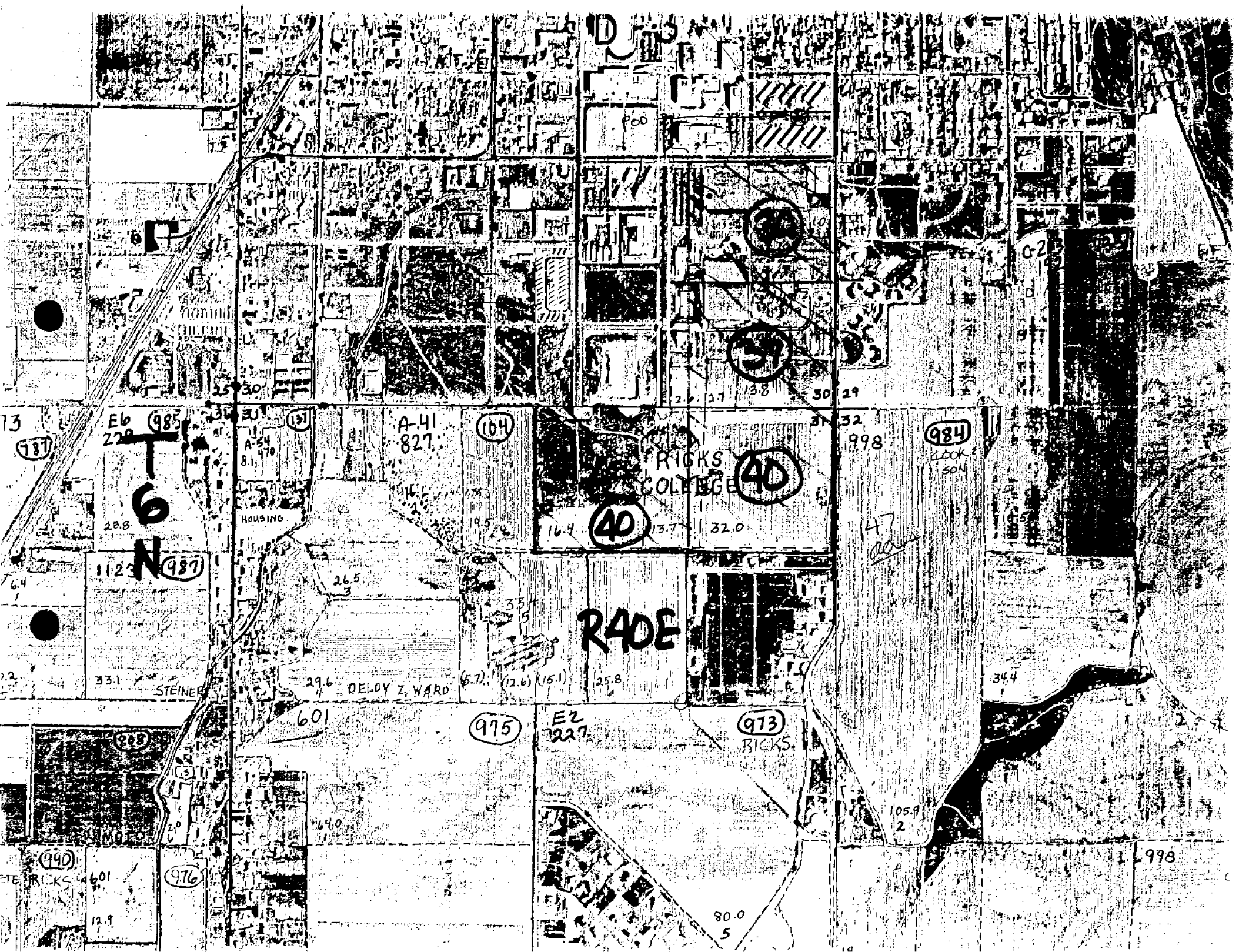
RICKS COLLEGE CORPORATION OF THE
CHURCH OF JESUS CHRIST OF LATTER-DAY
SAINTS,

By _____
Its _____
Second Party.

ATTEST:

Secretary.

OCT 29 1934



987

E6 985
228

T
6
N

987

STEINER

151

A-41
827

164

RICKS
COLLEGE

40

40

984

LOOKER
SON

998

RADE

DELOY Z. WARD

975

E2
227

973

RICKS

940

976

998