

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: A22-00566A
Date Received: 11/05/1988
Receipt No: E003270
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF VICTOR, ID 208-787-2940
Address: P.O. BOX 122
VICTOR, ID 83445
2. Date of Priority: JUN 01, 1896
3. Source: SPRINGS Trib. to: GAME CREEK/TRAIL CREEK
4. Point of Diversion:

A2200566A

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	46E	17	SE	SW			TETON
		18	SW	SW			TETON
		19	NE	NE			TETON
			NW	NE			TETON

5. Description of diverting works:
THE OUPPUT OF 6 SEPRATE SPRINGS (MUPTIPLE SOURCES) SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.800		
MUNICIPAL	01/01	12/31	0.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC & MUNICIPAL -168 HOUSEHOLD CONNECTIONS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
03N	45E	2	SW	SW		DOMEST		
			SE	SW		DOMEST		
			SW	SE		DOMEST		
		10	NE	SE		DOMEST		
			11	NW	NE		DOMEST	
				SW	NE		DOMEST	
				NE	NW		DOMEST	
				NW	NW		DOMEST	
				SW	NW		DOMEST	
				SE	NW		DOMEST	
			12	SW	SW		DOMEST	
				13	SW	NE		DOMEST
		NE			NW		DOMEST	
			NW		NW		DOMEST	
				SW	NW		DOMEST	
				NE	SW		DOMEST	
				NE	SE		DOMEST	
				NW	SE		DOMEST	
				SE	SE		DOMEST	
		14		NE	NE		DOMEST	
			18	SW	SW		DOMEST	
				19	NW	NE		DOMEST
					SW	NE		DOMEST
					NE	NW		DOMEST
					NW	NW		DOMEST
					SE	NW		DOMEST

11. Place of use in counties: TETON

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

I.D.W.R. WATER RIGHT NO. 22-00122;3.2 CFS; 1/22/1916 PRIORITY

14. Remarks:

ITEM 4A. THIS IS A MULTIPLE SOURCE, SINGLE DELIVERY MUNICIPAL WATER SYSTEM.

ITEM 9: THE DECREED RIGHT IS FOR DOMESTIC/MUNICIPAL USES (SEE ATTACHED CERTIFICATE) RATHER THAN IRRIGATION AS SHOWN ON THE I.D. W.R. WATER RIGHT PROOF REPORT.

ITEM 12: PLACE OF USE CORRESPONDS TO INDIVIDUAL WATER USERS CONNECTED TO AND USING WATER FROM THE CITY'S MUNICIPAL WATER SYSTEM.

5. DESCRIPTION OF DIVERTING WORKS, THE OUT PUT OF 6 SEPRATE SPRINGS (MUPTIPLE SOURCES) ALONG THE SOUTH BANK OF GAME CREEK IS DIVERTED INTO A TRUNK LINE COLLECTION SYSTEM SERVING THE CITY OF VICTOR WITH DOMESTIC AND MUNICIPAL WATER. EACH SPRING FLOWS IN TO A SUBSURFACE BED OF CRUSHED ROCK WITH A SUBSURFACE CONCRETE DAM AND INTO A PERFORATED CORROGATED METAL PIPE CONNECTED TO THE TRUNK LINE FEEDIND THE SINGLE DELIVERY SYSTEM.

A22-00566A

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Date: 11/05/88

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15. Basis of Claim: BENEFICIAL USE

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: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 A72-00566A
Date Received 10-6-88
Receipt Number ~~E003270~~
E003270

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

OCT 6 1988

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) City of Victor, ID Phone (208) 787-2940

Mailing Address P. O. Box 122 Zip 83455

2. Date of Priority (Only one (1) per claim) June 1, 1896

3. Source of water supply (a) springs
which is tributary to (b) Game Creek/Trail Creek

4. a. Location of existing point of diversion is: Township 3 Range 46 Section 17, 18, 19
SE1/4SW1/4, SW1/4SW1/4 Section 17; SE1/4SE1/4 Section 18; NE1/4NE1/4, NW1/4NE1/4 Section 19
1/4 of 1/4 of 1/4, Govt. Lot, B.M., County of Teton

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. The output of 6 separate springs

(multiple sources) along the south bank of Game Creek is diverted into a trunk
line collection system serving the City of Victor with domestic and municipal
water. Each spring flows into a subsurface bed of crushed rock with a
subsurface concrete dam and into a perforated corrugated metal pipe connected to
the trunk line feeding the single delivery system.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic and Municipal purposes from Jan. 1 to Dec. 31 amount 1.6 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.6 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic and Municipal - 168 household connections

10. 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 use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	46E	19		MD	MD		MD	MD		MD									
"	"	18											MD						
3N	45E	13			MD		MD	MD	MD	MD	MD				MD	MD		MD	
"	"	12											MD						
"	"	11		MD	MD		MD	MD	MD	MD	MD				MD	MD	MD	MD	
"	"	2											MD	MD			MD		
"	"	10													MD				
"	"	14	MD																

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Teton

12. Do you own the property listed above as place of use? Yes _____ No X
 If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
IDWR WATER RIGHT NO. 22-00122; 3.2 cfs; 1-22-1916 PRIORITY or None ()

14. Remarks:
 Item 4a: This is a multiple source, single delivery municipal water system.
 Item 9: The decreed right is for domestic/municipal uses (see attached certificate) rather than irrigation as shown on the IDWR water right proof report.
 Item 12: Place of use corresponds to individual water users connected to and using water from the city's municipal water system.

RECORDED

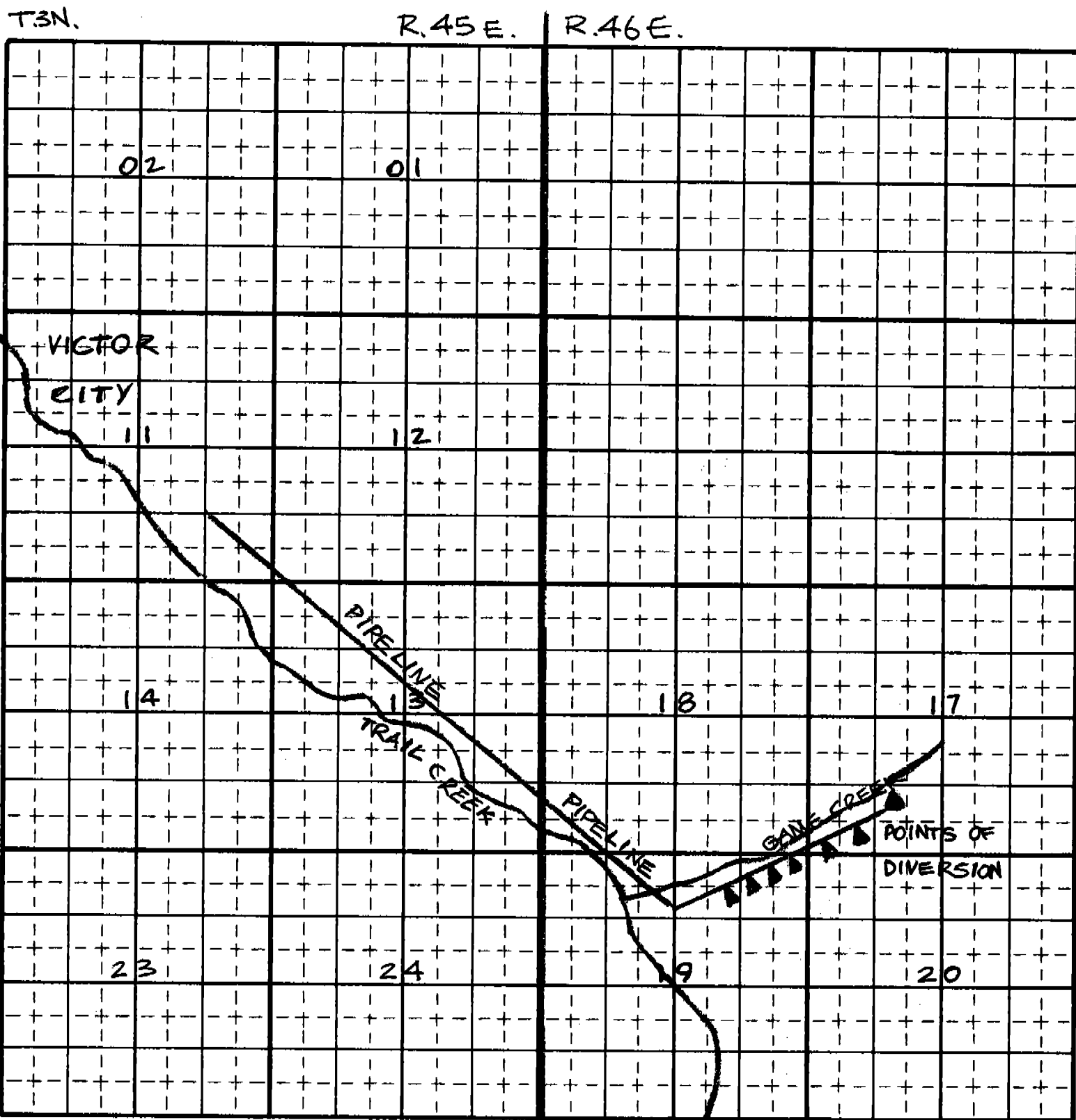
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Last Name VICTOR CITY Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



= PLACE OF USE (PRIMARY PLACE OF USE IS WITHIN CITY LIMITS)

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Last Name VICTOR CITY

Ident No. _____

Copies: White-State, Yellow-Columbia
OCT 28 1992

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐

Decree ☒

If applicable provide IDWR Water Right Number 22-0566A

Court Idaho 6th District Court Case Number (not known) Decree Date 12-16-1910

Plaintiff vs Defendant Rexburg Irrigation Co. vs. Teton Irrigation Canal Co.

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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am the City Attorney

Title

of the City of Victor, Idaho , that I have signed the foregoing

Organization

document in the space below as City Attorney of the City of Victor, Idaho,

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

D. Gary Peterson, Attorney at Law

Title and Organization City Attorney for City of Victor, Idaho Date October 5, 1988

State of Idaho/or _____)
County of BONNEVILLE) SS.

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

SEAL

Notary Public Jo Ann Arendts

Residing at IDAHO FALLS, IDAHO

My Commission Expires 9-7-92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, D. Gary Peterson will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address Hansen, Beard, Martin & St. Clair, Chartered
P. O. Box 51718, Idaho Falls, Idaho 83405-1718

Date October 5, 1988

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Last Name VICTOR CITY Ident. Number _____

Copies White-State, Yellow-Claimant



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RECEIVED

MAR 1 - 1990

Department of Water Resources
Eastern District Office

February 22, 1990

Victor Water Dept.
P. O. Box 81
Victor, ID 83455

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

222-CC122 X
222-CC566A

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10/4/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

City of Victor

CLAIM NO.

A22-00566A

DATE RECEIVED

10-6-88

CK #

4854

AMOUNT \$

250-

1. Is the name and address complete with zip code?

YES

NO

2. Is a priority date entered?

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). **USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.**

3. (a) Is a source entered?

(b) Is a tributary to entered? (if required) N/A

4. Is the legal description of the p.d. sufficient?

5. Is there a description of the diverting works?

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.

Is the period of use included?

Is a quantity claimed for each use?

7. Is a total quantity claimed entered?

8. If required is a consumptive use entered?

Is the consumptive use correct?

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. See Adjudication Memo # 4.

10. Is (are) the place(s) of use entered?

11. Is (are) the county(ies) entered?

12. Is the ownership of p.u. checked?

13. Are other water rights listed or "none" checked?

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A

15. Is the basis of the claim checked?

16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)

Has the claim been signed, sealed, and dated by a notary?

Was this claim filed on time, or was an extension granted?

Is the fee enclosed correct?

If this claim is based on an existing water right, has the identification number been entered? N/A

Should this claim be receipted and data entered?

\$250⁰⁰ pd.

210⁰⁰

Claim Fee

40⁰⁰

overpayment

Claim checked by:

CF

Comments:

Claimed Domestic & municipal ~~appears to~~ Municipal ~~appears to~~

be the appropriate use.

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E00327C

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

CERTIFICATE OF CHANGE OF POINT OF DIVERSION OF DECREED WATER RIGHT
No. 235

THIS IS TO CERTIFY That the Village of Victor, Teton County, Idaho, is the owner of and using a water right for 6.4 cubic feet per second of the waters of Trail Creek (Teton River), with priority of June 1, 1896, said water being decreed by Judge J. M. Stevens, in the District Court of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, in the case of

REXBURG IRRIGATION COMPANY
(A Corporation), et al.,

Plaintiffs,

Vs.

TETON IRRIGATION CANAL COMPANY,
(A Corporation), et al,

Defendants

said decree bearing date of December 16, 1910, said water to be used for domestic and municipal purposes.

That said decree has been entered in the records of the State Department of Reclamation in Volume 3 of Decrees, beginning at page 450 thereof.

And that now, upon the application of the Village of Victor, Teton County, Idaho, for a Certificate for Change of Point of Diversion of One cubic foot per second of the waters of Trail Creek (Teton River), made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to change the point of diversion is HEREBY GRANTED.

That such change of point of diversion shall not modify in effect said decreed water right or place of use.

Said water is to be limited at any given time to an amount actually needed and beneficially used, and shall not exceed the following amount, to-wit:

One cubic foot per second, with
priority of June 1, 1896.

That the water right hereby described has heretofore been conducted to the place of use through the Town Canal, with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, Township 3 North, Range 45 East, B. M.

OCT 28 1972

That the water right hereby described will hereafter be conducted to the place of use through an intercepting pipe line paralleling Game Creek, with points of diversion in the S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 17, and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 18, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 19, all in Township 3 North, Range 46 East, B. M.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 4th day of October, A. D. 1956.

Mark R. Kulp
MARK R. KULP

(SEAL)

State Reclamation Engineer

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