

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: A45-07436
Date Received: 6/06/1989
Receipt No: S007579
Received By: SC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF BURLEY 208-678-2224
Address: P.O. BOX 1090
BURLEY, ID 83318

(2103)
Makry

2. Date of Priority: FEB 15, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	23E	29	NE	SW	NE		CASSIA

5. Description of diverting works:
WELL, PUMP, & PIPELINE TO CITY IRRIGATION SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	04/01	11/01	0.690		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
M/IRRIGATION WITHIN CITY LIMITS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	20	NE	NE		MUNI	
			NW	NE		MUNI	
			SW	NE		MUNI	

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Date: 06/06/89

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MAR 08 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	20	SE	NE		MUNI	
			NE	NW		MUNI	
			NW	NW		MUNI	
			SW	NW		MUNI	
			SE	NW		MUNI	
			NE	SW		MUNI	
			NW	SW		MUNI	
			SW	SW		MUNI	
			SE	SW		MUNI	
			NE	SE		MUNI	
			NW	SE		MUNI	
			SW	SE		MUNI	
		29	SE	SE		MUNI	
			NE	NE		MUNI	
			NW	NE		MUNI	
			SW	NE		MUNI	
			NE	NW		MUNI	
			NW	NW		MUNI	
			SW	NW		MUNI	
			SE	NW		MUNI	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
SEE REMARKS.

14. Remarks:
THESE CLAIMS CONSIST OF WR'S ON LOW PRESSURE WELLS USED IN ONE
IRRIGATION SYSTEM WITHIN PORTIONS OF THE CITY OF BURLEY.
OTHER WR'S USED****
A45-11133 A45-07436 A45-04089 TO A45-04096

15. Basis of Claim: LICENSE

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 Organizations:

I do solemnly swear or affirm that I am Utilities Director of City of Burley, that I have signed the foregoing document in the space below as Utilities Director and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
Utilities Director
Title and Organization
6-6-89
Date

State of Idaho

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 6th day of June 19 89

[Signature]
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7, 1994



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

Burley Water Dept.
C/O Jesse Mabry
P. O. Box 1090
Burley, ID 83318

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

A36-04080

A45-04090

04097

11/30

A45-04085

04091

04098

11/33

04086

04092

04099

04087

04093

07092

04088

04094

07114

04089

04095

07269

04096

07736

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06/21/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-7436

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
2020 PARKE AVE
BURLEY ID 83318

VERIFIED BY *KKC*

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.690 CFS

PRIORITY DATE: 02/15/1980

POINT OF DIVERSION:

T10S R23E S29 NESWNE Within CASSIA County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MUNICIPAL

04/01 11/01

0.690 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

Place of use is within the service area of the City of Burley municipal water supply system as provided for under Idaho Law.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: License

The rights listed below share a common delivery system south of the railroad tracks and are used as a lawn irrigation system. Combined rights 45-4093, 45-4094, 45-4095, 45-4096, 45-4097, 45-7436, and 45-11133.

The point of diversion is also known as Almo well # 3.

Water Right 45-7436



399 gpm
2 pumps

7-7736 Almo

over if Almo is right
initial while getting done

3 peds - more shoring lag

High Thrust Motor - Jap.

15# 600/PLT 1000 1 R-106

Power Pump

PT 7136

GPS file for 7136

Tag # 11000013 - 1 pump up
up at pumps etc

barbar tag 21000013-1

11000013-1

23-1/4

maximum flow 250 gpm

250-1/2

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DEC 03 1996

TO: Doug Jones

DATE: August 9, 1996

FROM: Jim Stanton

SUBJECT: Request for Claims Investigation, City of Burley

I recently completed the licensing exam on Permit 45-07686. This permit covers one well at the fairgrounds. However, this well is also tied into five other wells that provide irrigation water only for the central part of Burley. These other wells are covered by Claims A45-04093 thru 4096, 7436, and 11133. The latter claim is for a well located southwest of the high school. While this well is tied into the system, it is normally used only around the school. Other city wells are covered by separate claims for other uses or for different parts of town.

I talked to Shelley Keen after doing the exam, as I thought maybe the use should be changed to irrigation instead of municipal. He thought that municipal is the correct use, however. He also felt that the other wells in this system should be described in the license for 7686, at least in terms of system pumping capacity. Since all of these other wells but one is based on beneficial use, they all need to be measured. Also, evidence of priority needs to be examined to make sure these other wells are legal (pre-1963 development).

This system shuts down for the winter as soon as the frost hits in late September. With the hot weather occurring now, this is the ideal time to measure these wells. So please schedule these measurements as soon as possible if you can. If necessary, I can make the measurements. Thanks.

contact Jess Mabry 678-2103

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DEC 03 1996

MEMO TO FILE

DATE: SEPTEMBER 25, 1996
AGENT: JEANIE ROBERTSON

FILE NUMBERS: A45-04093, A45-04094, A45-04095,
A45-04096, ~~A45-07686~~, A45-11133

In response to Jim Stanton's Memo dated August 9, 1996, I made arrangements to meet with Mr. Mabry on September 19, 1996 regarding the other wells tied into the same system as Permit #45-07686.

Mr. Mabry showed me the location of each of the wells. I gathered the pump and motor information, located them with the GPS system, photographed and tagged them. The only one running that day was the #1 Pumphouse Well, located in the shop at 1559 Albion. He said that normally all of the wells would be operating at this time of year and the system generally works this way. Because it had cooled off, only this one was on today. This well was not conducive to measurement with the polysonic flow meter. Some of the others may have been, but they were not running.

He explained the city has two separate irrigation well systems. This one is a low pressure system which encompasses the area south of the railroad tracks to about 23rd. street. It services customers for their lawns and gardens, not everyone participates, and he had no idea of how many acres would be included. There are no parks in this system, except for the area around the city pool and school ballfields at the "Salmon Park Well" site.

He had a copy of a report in his files which was entitled "Pumping Plant Efficiency Evaluation, Low Pressure Water Distribution System, City of Burley, Idaho". It was prepared by Gerry D. Galinato of IDWR in Boise, Idaho on September 30, 1983. I made a copy of the front cover of the report only. He read some results from it to me: Keller Well, 2 pumps running = 204 gpm
4 pumps running = 166 gpm

Carlson Well, 3 pumps running = 920 gpm
4 pumps running = 901 gpm

Hogan Well, 2 pumps running = 650 gpm

#1 Pumphouse, 2 pumps running = 535 gpm

Almo Well, 2 pumps running = 399 gpm

There was no information as to "which wells were running at the same time" when these tests were taken...

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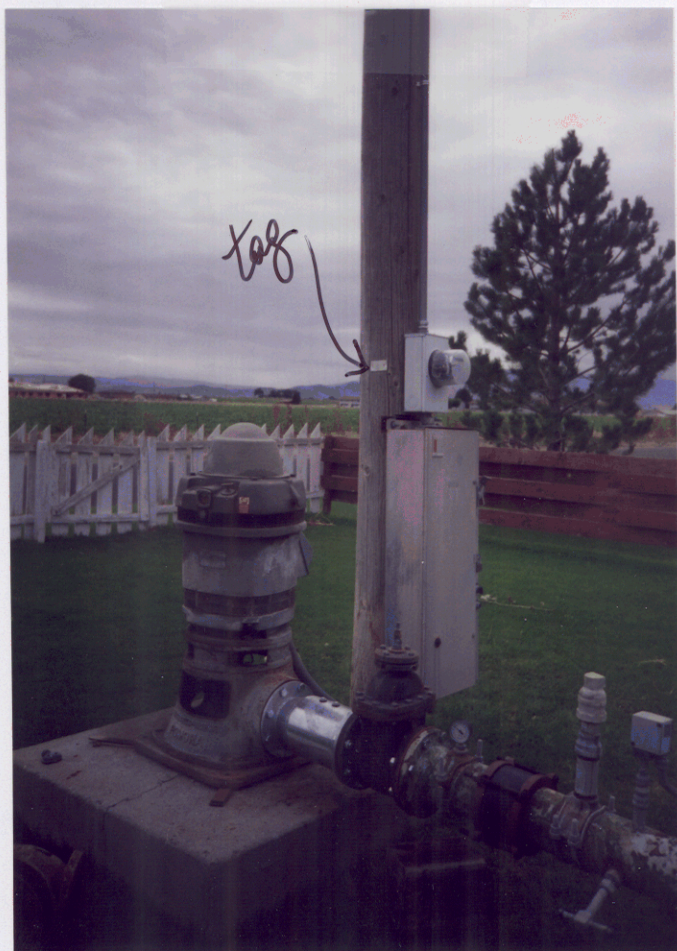
PUMPING PLANT EFFICIENCY EVALUATION
LOW PRESSURE WATER DISTRIBUTION SYSTEM
CITY OF BURLEY, IDAHO

prepared by
Gerry D. Galinato

Idaho Department of Water Resources
Boise, Idaho

September 30, 1983

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DEC 03 1996



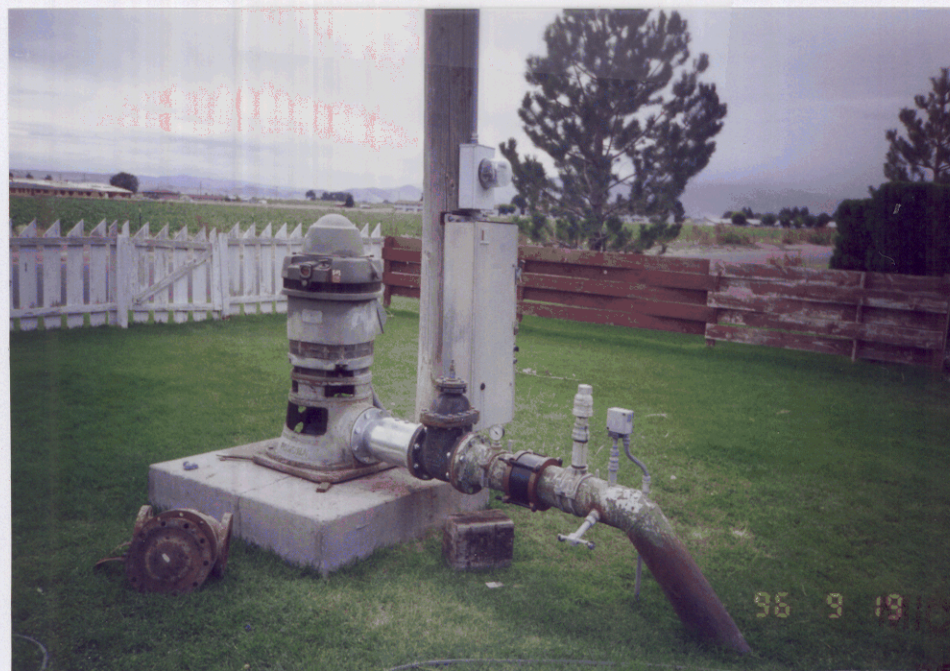
A45-07436

City of Burley
"Almo Well"

High Thrust Motor 40 h.p.
#D# 6229/P05P027R006R-26

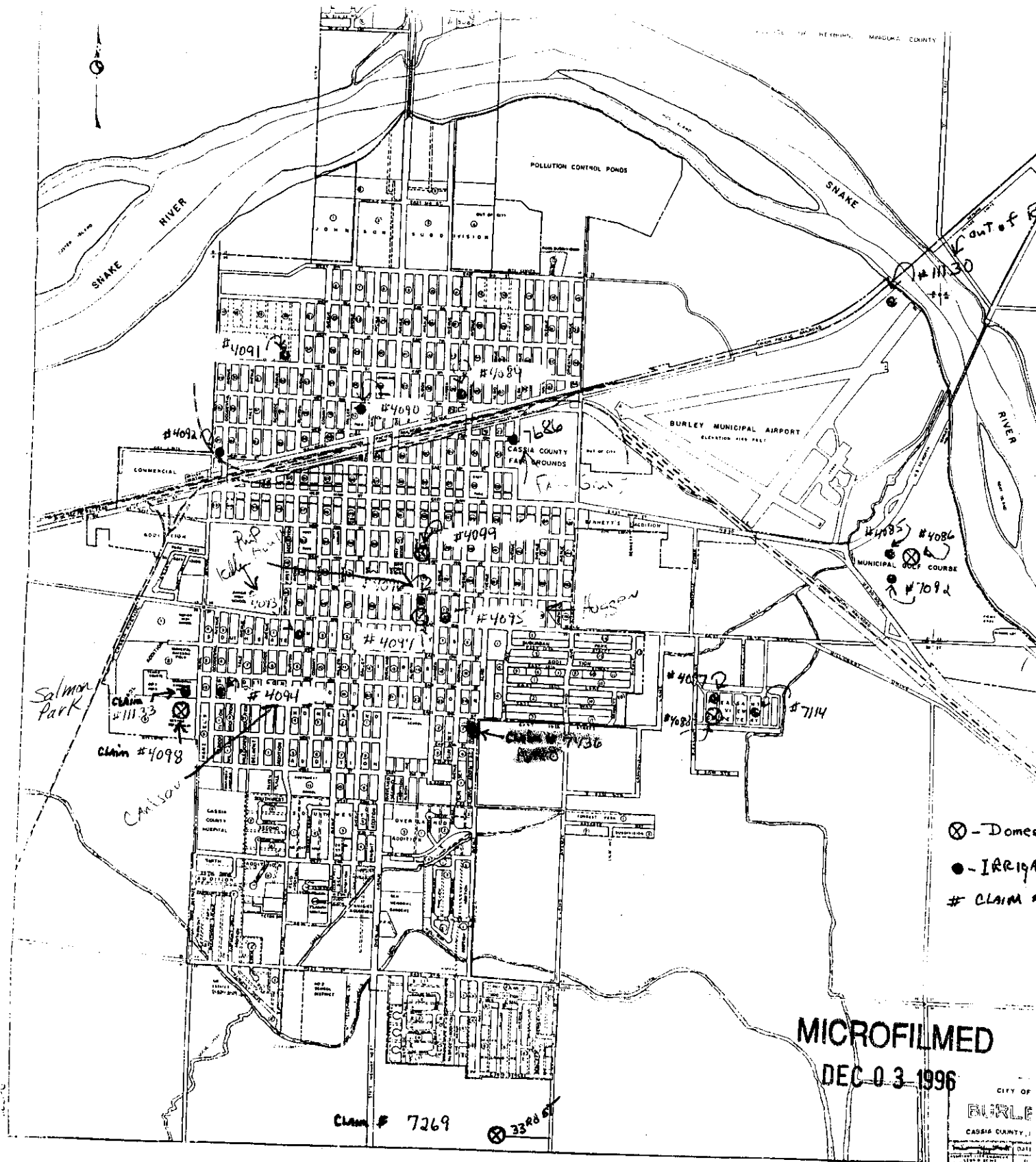
Pomona Pump
PT 7136

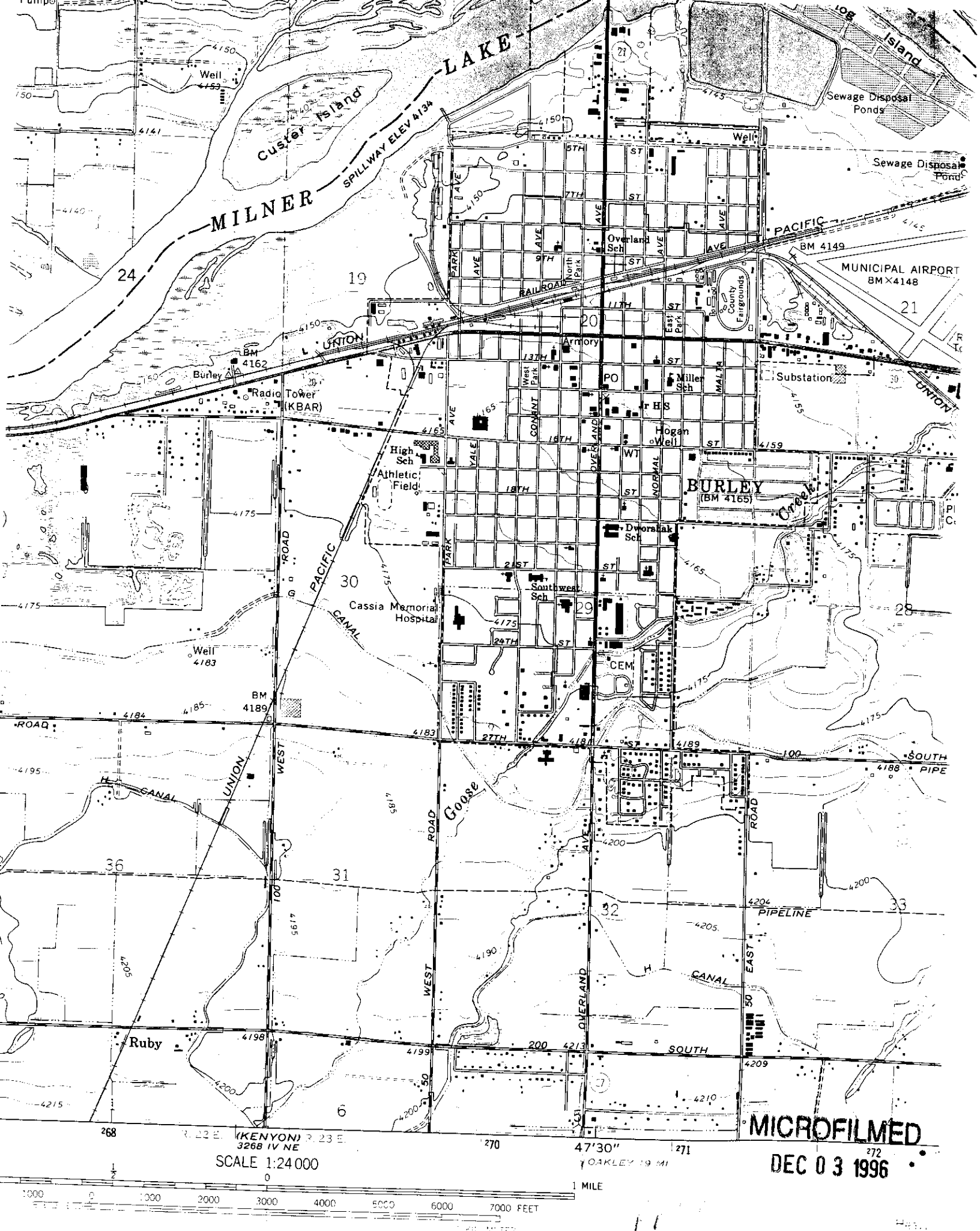
gps tag # A0002613
on power pole



98 9 19 MICROFILMED
DEC 03 1996

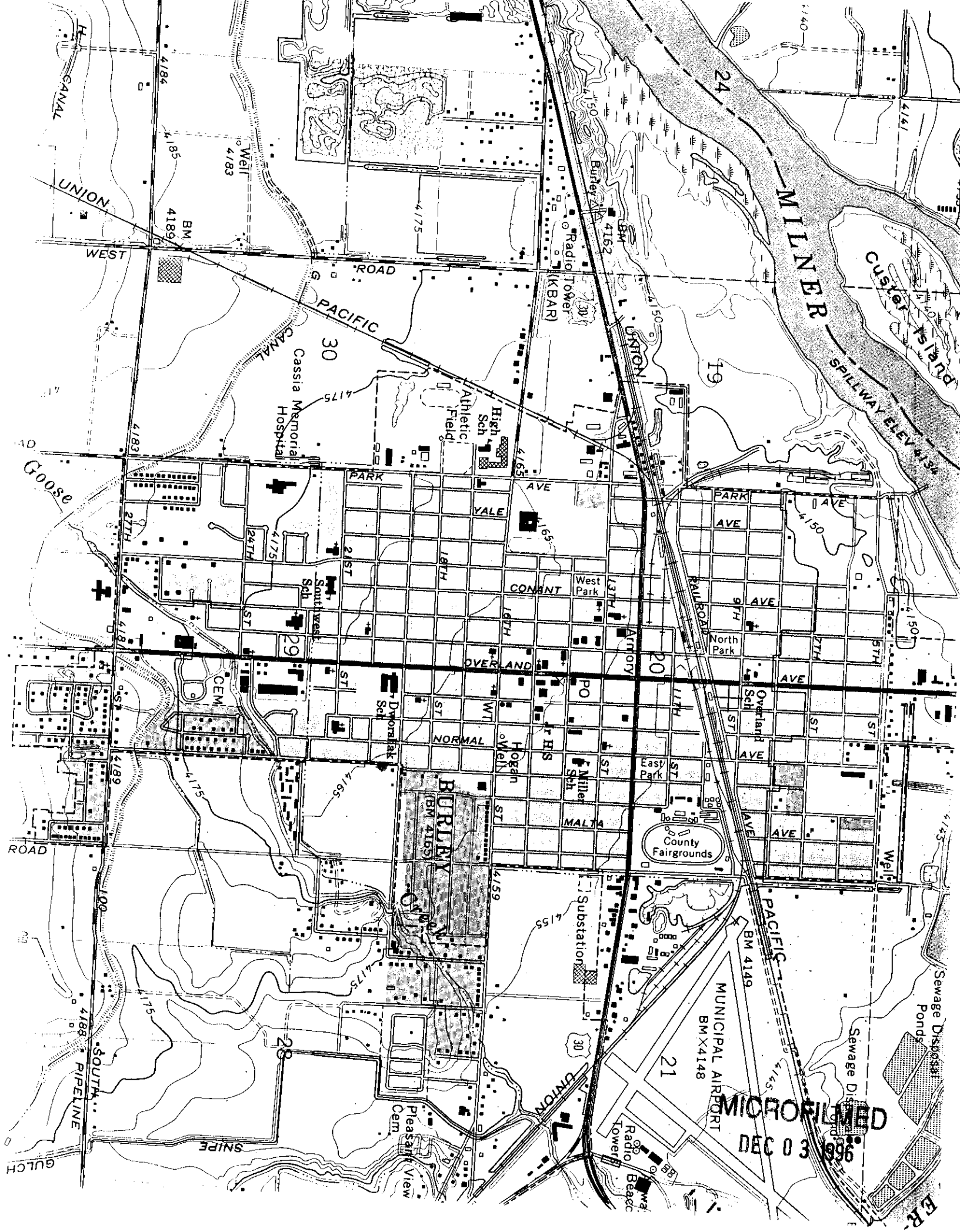
(pump is located in backyard of house on corner of
Almo St. & 19th - inside picket fence)





R. 22 E. (KENYON) R. 23 E.
3268 IV NE
SCALE 1:24000

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