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Documents

In File

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: A65-00027

Date Received: 2-22-90

Receipt No: X999999

Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: CITY OF NEW PLYMOUTH 208-278-5338  
Address: P.O. BOX 146  
NEW PLYMOUTH, ID 83655

2. Date of Priority: JUN 01, 1943

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 07N      | 04W   | 4       | SW     | SE     |        |     | PAYETTE |

5. Description of diverting works:  
WELL NO. 4

6. Water is used for the following purposes:

| Purpose   | From  | To    | C.F.S. | (or) | A.F.A. |
|-----------|-------|-------|--------|------|--------|
| MUNICIPAL | 01/01 | 12/31 | 0.270  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
MUNICIPAL, CITY OF NEW PLYMOUTH

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
|----------|-------|---------|--------|--------|-----|-----|-------|

11. Place of use in counties:

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

A65-00027

Page 1

Date: 02/22/90

MICROFILMED

SEP 15 1992

13. Other Water Rights Used:  
65-00026, 65-00025, 65-07093, 65-12213

14. Remarks:  
PLACE OF USE WITHIN CITY LIMITS OF NEW PLYMOUTH.

15. Basis of Claim: DECREED  
Case Number:  
Court :  
Decree date: 1/21/1986

STATE OF IDAHO  
Decree Plaintiff

vs A & C CORP., ET AL.  
Decree Defendant

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 MAYOR of \_\_\_\_\_

Title

CITY OF NEW PLYMOUTH, that I have signed the foregoing  
Organization  
document in the space below as \_\_\_\_\_

MAYOR  
Title

of

CITY OF NEW PLYMOUTH and that the statements contained in the  
Organization  
foregoing document are true and correct.

[Signature]  
Signature of Authorized Agent

MAYOR CITY OF NEW PLYMOUTH  
Title and Organization

7/27/90  
Date

State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 22<sup>nd</sup> day

of February 19 90

Carter Fritschle  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

Carter Fritschle, Notary Public  
Residing at Eagle, Idaho  
My Commission Expires March 21, 1994

03/07/2001 RECEIVED

NOTICE OF ERROR  
REPLY

MAR 21 2001

Department of Water Resources

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

**YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 13, 2001**

Water right number: 65-27

CITY OF NEW PLYMOUTH

PO BOX 146

NEW PLYMOUTH ID 83655

Telephone Number: (208)278-5338

RECEIVED

MAR 22 2001

WATER RESOURCES  
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 3-15-01 SIGNATURE: Beau Ziemer  
Please print your name: Beau Ziemer PWS

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 334-2190

03/07/2001

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

RIGHT NUMBER: 65-27  
NAME AND ADDRESS: CITY OF NEW PLYMOUTH  
PO BOX 146  
NEW PLYMOUTH ID 83655

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.270 CFS

PRIORITY DATE: 06/01/1943

POINT OF DIVERSION:

T07N R04W S4 SWSE Within PAYETTE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| MUNICIPAL             | 1/01 12/31           | 0.270 CFS       |

PLACE OF USE:

MUNICIPAL same as IRRIGATION

PLACE OF USE IS WITHIN CITY LIMITS OF NEW PLYMOUTH.

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: BASIS OF CLAIM - Decreed

RECEIVED  
MAR 22 2001  
WATER RESOURCES  
WESTERN REGION

12/07/2000

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

RIGHT NUMBER: 65-27

NAME AND ADDRESS: CITY OF NEW PLYMOUTH  
PO BOX 146  
NEW PLYMOUTH, ID 83655

SOURCE: GROUND WATER

QUANTITY: 0.27 CFS

PRIORITY DATE: 06/01/1943

POINT OF DIVERSION: T07N R04W S4 SWSE Within PAYETTE County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE  
MUNICIPAL

PERIOD OF USE  
1-01 12-31

QUANTITY  
0.270 CFS

PLACE OF USE:

PLACE OF USE IS WITHIN CITY LIMITS OF NEW PLYMOUTH.

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: BASIS OF CLAIM - Decreed

*Completed.*  
*CD*

AJ5809NP  
No. A65-00027

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/05/00  
PAGE: 3

| OWNER<br>CODE    | NAME & ADDRESS                                                                | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------------------------------------------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C                | CITY OF NEW PLYMOUTH<br>PO BOX 146<br>NEW PLYMOUTH ID 83655<br>(208) 278-5338 | 06/01/1943       | MUNICIPAL | 01-01 12-31           | 0.270 CFS         |                     |
| TOTAL DIVERSION: |                                                                               |                  |           |                       | 0.270 CFS         |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T07N R04W S04

SWSE

PAYETTE County

POU County:

Non-Irrigation Uses: MUNICIPAL, CITY OF NEW PLYMOUTH

Other Rights: 65-00026, 65-00025, 65-07093, 65-12213

Remarks: GEN PLACE OF USE WITHIN CITY LIMITS OF NEW PLYMOUTH

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:  
Presumption Flag:

USE 303 ✓  
C18 ✓

WR5809NP  
No. 65-00027

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 12/05/00  
PAGE: 3

| OWNER<br>CODE    | NAME & ADDRESS                                                                       | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|--------------------------------------------------------------------------------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C                | CITY OF NEW PLYMOUTH<br>C/O LOWELL A. SIMONSON<br>CITY HALL<br>NEW PLYMOUTH ID 83655 | 06/01/1943       | MUNICIPAL | 01/01 12/31           | 0.270 CFS         |                     |
| TOTAL DIVERSION: |                                                                                      |                  |           |                       | 0.270 CFS         |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T07N R04W S04

SWSE

PAYETTE County

Pou County:

Remarks: GEN PLACE OF USE WITHIN CITY LIMITS OF NEW PLYMOUTH.

|        |                 |                    |            |
|--------|-----------------|--------------------|------------|
| Dates: | App. Received:  | Priority Date:     | 06/01/1943 |
|        | Proof Due Date: | Proof Made Date:   |            |
|        | Exam Made Date: | Exam Sent to S.O.: |            |
|        | Licensed Date:  |                    |            |

Misc: Water District Number: 65 Field Exam Fee: