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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: A65-07520
Date Received: 1/11/1990
Receipt No: X999999
Received By: LC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF EMMETT 208-365-6050
Address: C/O CECILE JENSEN
CITY HALL
EMMETT, ID 83617

2. Date of Priority: DEC 16, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	01W	5		SE	SW		GEM
		7		NE	NE		GEM

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	2.460		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
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11. Place of use in counties:

A65-07520

Page 1

Date: 01/11/90

MICROFILMED

SEP 23 1992

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

13. Other Water Rights Used:

14. Remarks:

PLACE OF USE WITHIN CITY LIMITS OF EMMETT.
FOUR POINTS OF DIVERSION IN NENE, S. 7, T6N, R1W.
WELL #6=10"CS, 100 HP MOTOR, 2300 GPM
WELL#7=8"CS, 50 HP MOTOR, 450 GPM.

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 Riv Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and p 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 _____

#700000

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: 65-07520

DATE RECEIVED:

RECEIPT NO:

RECEIVED BY: _____

RECEIVED
JAN 11 1990

Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: CITY OF EMMETT
ADDRESS: CITY HALL
EMMETT, ID 83617

2. DATE OF PRIORITY: DEC 16, 1974

3. SOURCE: GROUNDWATER TRIB. TO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
06N	01W	5	SE	SW			GEM
		7	NE	NE			GEM

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
MUNICIPAL	01/01	12/31	2.460		

7. TOTAL QUANTITY APPROPRIATED IS:
2.460 C.F.S. (AND/OR)

A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
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11. PLACE OF USE IN COUNTIES: GEM, GEM

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

65-07520

PAGE 1

DATE: 10/28/89

7569

MICROFILMED

SEP 23 1992

13. OTHER WATER RIGHTS USED:

14. REMARKS:

PLACE OF USE WITHIN CITY LIMITS OF EMMETT.

FOUR POINTS OF DIVERSION IN NENE, S. 7, T6N, R1W.

15. BASIS OF CLAIM: DECREED

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO
DECREE PLAINTIFF

A & C CORP., ET AL.
VS DECREE DEFENDANT

MICROFILMED

SEP 23 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: _____

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: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM City Clerk OF

TITLE
City of Emmett, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS City Clerk OF

TITLE
City of Emmett AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

Linda A. Werner
SIGNATURE OF AUTHORIZED AGENT
City Clerk City of Emmett
TITLE AND ORGANIZATION
1-11-90
DATE

STATE OF IDAHO)
COUNTY OF Ada) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 11 DAY
OF Jan 19 90
Linda Werner
NOTARY PUBLIC

SEAL

RESIDING AT Linda A. Werner
Residing at Boise, Idaho
MY COMMISSION Expires
DATE: 10/28/89 December 8, 1994 7571

12/14/2000

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

RIGHT NUMBER: 65-7520

NAME AND ADDRESS: CITY OF EMMETT
C/O CECILE JENSEN
CITY HALL
EMMETT, ID 83617

SOURCE: GROUND WATER

QUANTITY: 2.46 CFS

PRIORITY DATE: 12/16/1974

POINT OF DIVERSION: T06N R01W S5 SESW Within GEM County
T06N R01W S7 NENE Within GEM County

4 POINTS OF DIVERSION LOCATED IN T06N, R01W, S7, NENE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	1-01 12-31	2.46 CFS

PLACE OF USE:

PLACE OF USE IS WITHIN THE CITY LIMITS OF EMMETT

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

AJ0749NP
No. R65-07520

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/16/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF EMMETT C/O CECILE JENSEN CITY HALL EMMETT ID 83617 (208) 365-6050	12/16/1974	MUNICIPAL	01-01 12-31	2.460 CFS	
TOTAL DIVERSION:					2.460 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T06N R01W S05
S07

SESW
NENE

GEM County
GEM County

POU County:

Conditions of Approval:

- C18 - 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.

Remarks: POU1 PLACE OF USE IS WITHIN THE CITY LIMITS OF EMMETT.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

*POD all that
is needed
according to
Mike Cissell
add when
doing eCVR*

*POD
FOZ
7341*

See A Record

AJ5809NP
No. A65-07520

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/28/00
PAGE: 127

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF EMMETT C/O CECILE JENSEN CITY HALL EMMETT ID 83617 (208) 365-6050	12/16/1974	MUNICIPAL	01-01 12-31	✓ 2.460 CFS	✓
TOTAL DIVERSION:					2.460 CFS	✓
Water Source: GROUNDWATER		Tributary to:		Stage: DECREED		
Point(s) of Diversion:		T06N R01W S05 S07	✓ SESW NENE	GEM County GEM County		

POU County:

Remarks: GEN *Q001*
PLACE OF USE WITHIN CITY LIMITS OF EMMETT.
FOUR POINTS OF DIVERSION IN NENE, S. 7, T6N, R1W. *Q00F02*
com 4 WELL #6=10"CS, 100 HP MOTOR, 2300 GPM
WELL#7=8"CS, 50 HP MOTOR, 450 GPM.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-7520 Priority December 16, 1974 Amount 2.46 cfs

THIS IS TO CERTIFY, that the City of Emmett
of Emmett, Idaho, has complied with the terms and conditions of Permit
No. 65-7520 issued pursuant to Application for Permit dated December 16, 1974
and has submitted proof to the Department of Water Resources on December 16, 1976
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.46 cfs of water from a groundwater source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows.

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Municipal</u>	from <u>January 1</u> to <u>December 31</u>	at <u>2.46</u> cfs and	<u>N/A</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 2.46 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
N/A acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5,
Twp. 6N, Rge. 1W, B.M. in the County of Gem

Description and location of place of use. the City of Emmett

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

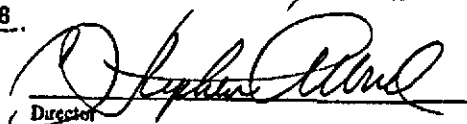
Total number of acres irrigated _____

Condition: A measuring device of a type approved shall be maintained as a part
of the diversion works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7 day of
February 1978.


Director

WR5809NP
No. 65-07520

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/24/00
PAGE: 14

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF EMMETT CITY HALL EMMETT ID 83617	12/16/1974	MUNICIPAL	01/01 12/31	2.460 CFS	
TOTAL DIVERSION:					2.460 CFS	

Water Source: GROUNDWATER	Tributary to:	Stage: DECREED
Point(s) of Diversion:	T06N R01W S05 S07	SESW NENE
		GEM County GEM County

Pou County:

Remarks: GEN PLACE OF USE WITHIN CITY LIMITS OF EMMETT.
FOUR POINTS OF DIVERSION IN NENE, S. 7, T6N, R1W.

Dates:	App. Received:	Priority Date:	12/16/1974
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

WR0749NP
No. 65-07520

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/16/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF EMMETT CITY HALL EMMETT ID 83617	12/16/1974	MUNICIPAL	01/01 12/31	2.460 CFS	
TOTAL DIVERSION:					2.460 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:	T06N R01W S05	SESW	GEM County
	S07	NENE	GEM County

Pou County:

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

65-00010	65-00016	65-00017	65-00019	65-00549	65-00574	65-01513	65-01559	65-05307	65-05308
65-05309	65-07341	65-12184	65-13158						

Remarks: GEN PLACE OF USE WITHIN CITY LIMITS OF EMMETT.
FOUR POINTS OF DIVERSION IN NENE, S. 7, T6N, R1W.

Dates:	App. Received:	Priority Date:	12/16/1974
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT