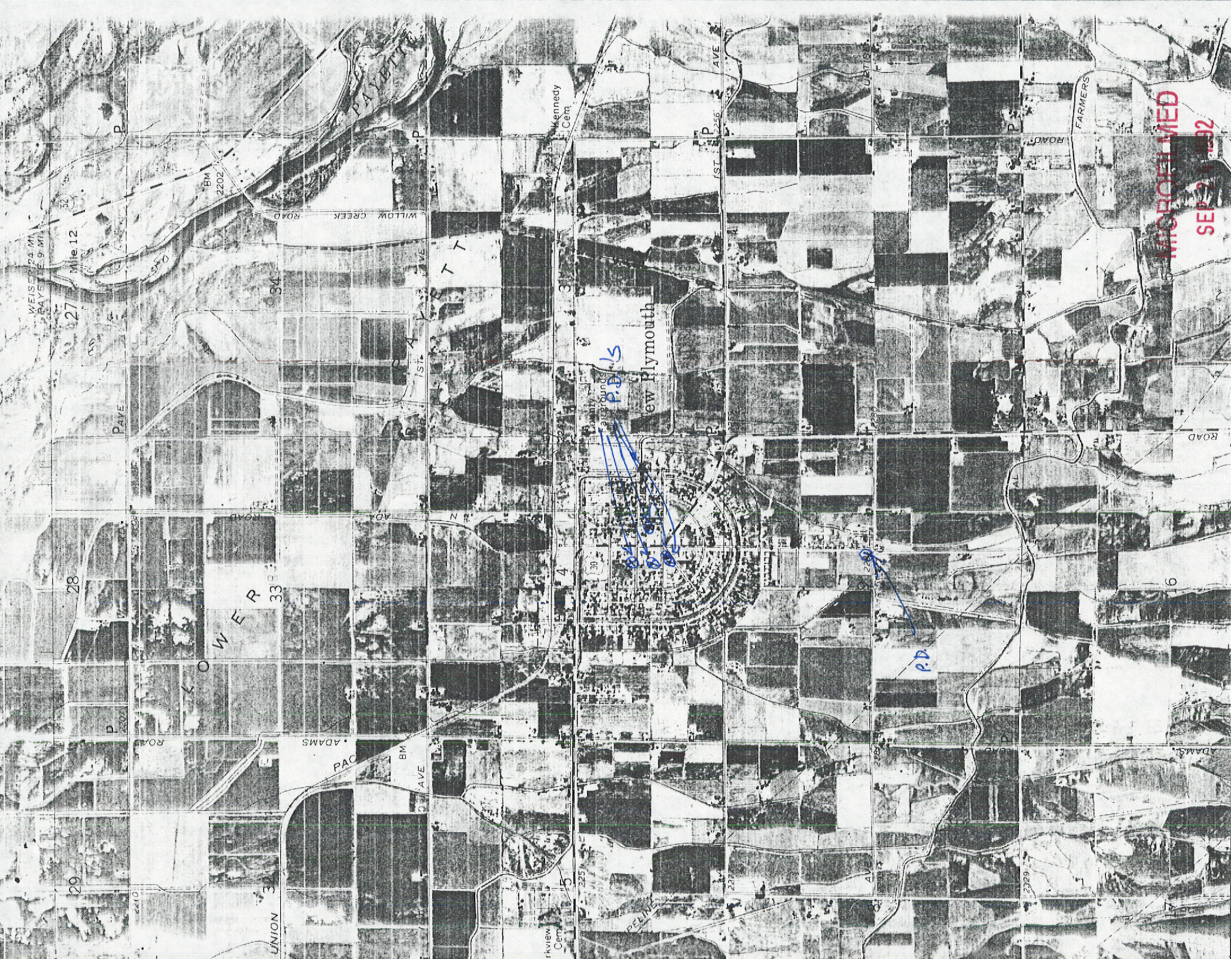




MICROFILMED
SEP 21 1992

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: A65-12213
Date Received: 2/16/1990
Receipt No: CO 14861
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: APR 06, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	04W	4	SE	NE	SE		PAYETTE
			SW	NW	SE		PAYETTE
			NW	SW	SE		PAYETTE
		9	SW	SW	NE		PAYETTE

5. Description of diverting works:
6 WELLS, 3 PRESENTLY ACTIVE, CITY DISTRIBUTION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	1.000		

7. Total Quantity Appropriated is:
1.000 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	Lot	Use	Acres
----------	-------	---------	------------	-----	-----	-------

11. Place of use in counties:

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

13. Other Water Rights Used:

65-00025, 65-00026, 65-00027, 65-07093

14. Remarks:

PLACE OF USE WITHIN CITY LIMITS OF NEW PLYMOUTH.
THERE ARE 6 WELLS THAT CAN SERVE THE CITY OF NEW PLYMOUTH.
3 WELLS ARE CURRENTLY ACTIVE, THE OTHER 3 HAVE HAD THE PUMPS
REMOVED, HOWEVER THE PUMPHOUSES AND PIPELINES ARE IN PLACE IN
CASE THE WELLS NEED TO BE REACTIVATED.
3 WELLS ARE LOCATED IN THE NW 1/4 OF SW 1/4 OF SE 1/4 OF SEC. 4.

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 MAYOR of

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

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

[Signature]
Signature of Authorized Agent

MAYOR CITY OF NEW PLYMOUTH
Title and Organization

7/22/90
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 22nd day
of February 19 90

[Signature]
Notary Public

Seal

Residing at _____

My Commission Expires _____

Carter Fritschle, Notary Public
Residing in _____, Idaho
My Commission Expires March 21, 1994

Scott's
City of
New York.
No 404

03/07/2001

RECEIVED

NOTICE OF ERROR
REPLY

MAR 22 2001

WATER RESOURCES
WESTERN REGION

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: 65-12213

CITY OF NEW PLYMOUTH

PO BOX 146

NEW PLYMOUTH ID 83655

Telephone Number: (208)278-5338

RECEIVED

MAK

Department of Water Resources

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: 65-12213
NAME AND ADDRESS: CITY OF NEW PLYMOUTH
PO BOX 146
NEW PLYMOUTH ID 83655

RECEIVED

MAR 22 2001

WATER RESOURCES
WESTERN REGION

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.000 CFS

PRIORITY DATE: 04/06/1979

POINT OF DIVERSION:

T07N R04W S9 SWSWNE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	1.000 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 - License

12/07/2000

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

RIGHT NUMBER: 65-12213

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

SOURCE: GROUND WATER

QUANTITY: 1 CFS

PRIORITY DATE: 04/06/1979

POINT OF DIVERSION: T07N R04W S9 SWSWNE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
1-01 12-31

QUANTITY
1.00 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 - License

*Completed, but
needs a close
Review.*

C.D.

AJ5809NP
No. A65-12213

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/05/00
PAGE: 6

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF NEW PLYMOUTH PO BOX 146 NEW PLYMOUTH ID 83655 (208) 278-5338	04/06/1979	MUNICIPAL	01-01 12-31	1.000 CFS	1.000 CFS
TOTAL DIVERSION:					1.000 CFS	

Water Source: GROUNDWATER

Tributary to:

Point(s) of Diversion:

T07N R04W S04 S09 SENESE SWSNE SWNWSE NWSWSE

Stage: LICENSE

PAYETTE County
PAYETTE County

POU County:

Non-Irrigation Uses: MUNICIPAL, CITY OF NEW PLYMOUTH

Other Rights: 65-00025, 65-00026, 65-00027, 65-07093

Remarks: GEN PLACE OF USE WITHIN CITY LIMITS OF NEW PLYMOUTH.
THERE ARE 6 WELLS THAT CAN SERVE THE CITY OF NEW PLYMOUTH.
3 WELLS ARE CURRENTLY ACTIVE, THE OTHER 3 HAVE HAD THE PUMPS
REMOVED, HOWEVER THE PUMPHOUSES AND PIPELINES ARE IN PLACE IN
CASE THE WELLS NEED TO BE REACTIVATED.
3 WELLS ARE LOCATED IN THE NW 1/4 OF SW 1/4 OF SE 1/4 OF SEC. 4.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag: C

Look up license
Microfilm

look at what was
licensed a map.

If no field exam,
call S.O. a map.

(Vast)
or call Shanda
Curtis

When was licensed signed.

USE
C18
May have
a pod remark

If pod's not on license
they need transfer.

WR5809NP
No. 65-12213

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/05/00
PAGE: 6

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF NEW PLYMOUTH P.O. BOX 146 NEW PLYMOUTH ID 83655	04/06/1979	MUNICIPAL	01/01 12/31	1,000 CFS	
TOTAL DIVERSION:					1,000 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 1.170 CFS

Point(s) of Diversion: T07N R04W S09 SWNE

PAYETTE County

Pou County:

Remarks: GEN Place of use within city limits of New Plymouth.

Dates:	App. Received: 04/06/1979	Priority Date: 04/06/1979
	Proof Due Date: 05/01/1984	Proof Made Date: 03/07/1984
	Exam Made Date: 10/22/1986	Exam Sent to S.O.:
	Licensed Date: 09/29/1989	

Misc: Water District Number: Field Exam Fee:

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12213

Priority: April 6, 1979

Maximum Diversion Rate:

1.00 CFS

This is to certify, that CITY OF NEW PLYMOUTH
P.O. BOX 146

NEW PLYMOUTH, ID 83655 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated April 6, 1979; and
has submitted Proof of Beneficial Use on March 7, 1984. An examination indicates
that the works have a diversion capacity of 1.170 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	1.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SWNE, Sec. 9, Township 07N, Range 04W
PAYETTE County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Place of use within city limits of New Plymouth.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 29TH
day of September, 1984.

Acting for *Norman C. Young*
R. Keith Higginson, Director

Copy From Field Exam

System Description (continued).

3. Narrative: Description (As operating at time of measurement, indicate pressure, number of sprinklers, etc.)

Pump and motor are discharging into City system with 20,000 gallon elevated storage. - Operating Pressure is 59' at 525 GPM / 117 CFS - Static Pressure is 37' at zero flow. Pressure near PSIG

- 4.**

Well or Diversion Identification No.	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
WELL #7	U.S. ELECT	50	R-623704-241	JOHNSTON PUMP CO.	105MC-AE-1748 TK-242562
			R-21149005		12-16-77

Cardi is corroborated with No. 00 map and aerial photo.

- 5. Point(s) of Diversion:**

Ident. No.	Gov't Lot	¼	¼	Sec.	Twp.	Rgs.	County	Method of Determination/Remarks
7				SERVING 9	7N 4W	PAYETTE	CITY MAP	

6. Place(s) of Use:

[illegible]

*WATER IS USED WITHIN CITY LIMITS OF NEW
PLYMOUTH

Do not use this space

Microfilm

65-12213

CITY OF NEW PLYMOUTH

300 PLYMOUTH AVENUE, NEW PLYMOUTH, ID 83655

Source: GROUNDWATER

Date Filed 04/04/1979

Amount: 1.00 CFS

Diversion Point: SWNE Sec 09 T 07N R 04W, PRYETTE Co.

Use: DOMESTIC (1.00 CFS) from 01/01 to 12/31

Place of Use: SWNE Sec 09 T 07N R 04W SWNE Sec 04 T 07N R 04W

Diversion Means: DEEP WELL TURBINE PUMP

Identification No _____
Application No 55-12213

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT **APPROVED**

To Appropriation the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1 Name of applicant City of New Plymouth
post office address 300 Plymouth Avenue New Plymouth, Idaho 83655
2 Source of water supply Ground which is a tributary of _____
3 a location of point of diversion is SW of NE $\frac{1}{4}$ of Section 9 Township 7 N
Range 4 W B M Payette County; additional points of diversion if any _____

b If water is not consumed, it will be discharged into _____ at a point in _____
of _____ $\frac{1}{4}$ of section _____ Township _____ Range _____ B M _____

4 Water will be used for the following purposes
Amount 1.00 for Municipal purpose from Jan. 1 to Dec. 31 (30'm dates inclusive)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)

5 Total quantity to be appropriated _____

a 1.00 cubic feet per second smaller
b _____ acre-feet per annum

6 Proposed diverting works _____

a Description of ditches, flumes, pumps, headgates, etc. Deep well turbine pump

b Height of storage dam _____ feet active reservoir capacity _____ acre feet total reservoir capacity _____
Period of year during which storage will occur _____ to _____ inclusive
Proposed well diameter _____ inches proposed depth of well is _____ feet

c _____ and application of the water to the proposed use _____

d Estimated construction cost \$ 50,000.00

e Number of proposed acres _____

f Give the place of use of water SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4-6-9-Township 7 N

Range 4 W B M _____

g Amount of power to be generated _____ hp under _____ feet of head

h List number of each kind of livestock to be watered _____

i Name of municipality to be served City of New Plymouth or number of families to be supplied with domestic water 500

j If water is to be used for other purposes, describe _____ a portion of the city uses
domestic water supply for irrigation purposes _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below

[illegible]

Total number of acres to be irrigated_____

c Describe any other water rights used for the same purposes as described above _____

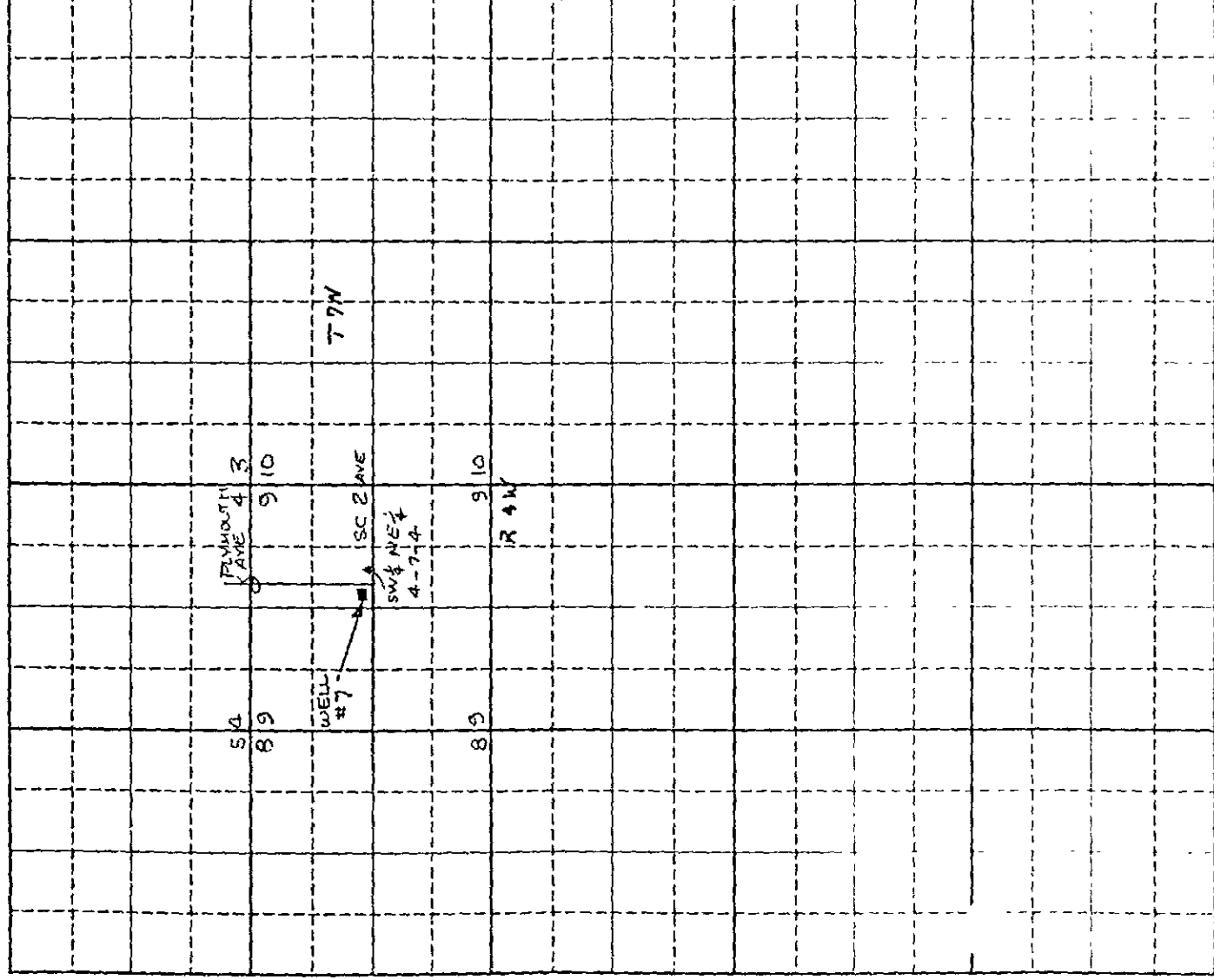
9. a. Who owns the property at the point of diversion New Plymouth School District

b. Who owns the land to be irrigated or place of use _____

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. City of New Plymouth has an easement from the New Plymouth School District.

10 Remarks _____

1) Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth

Richard Kimball
(Applicant)

WEIS-24 AM
PAVE-79 MM

W E R

14.15
Hilltop
New York

P.D.

UNCLASSIFIED

SEI

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