

In Re SRBA

Case No. 39576

STIPULATED ELEMENTS OF A WATER RIGHT

OBJECTOR:

Jeanette Wolfley 2/1/07
Jeanette Wolfley Date
Attorney for Shoshone-Bannock Tribes

RESPONDENT:

David J. Barber 1/22/07
David J. Barber Date
Attorney for State of Idaho

IDWR Concurrence:

Ernest Carlson 9-25-06
Ernest Carlson Date
IDWR Adjudication Supervisor

Candice M. McHugh 9/25/06
Candice M. McHugh Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

all

RIGHT NUMBER: 27-4086

NAME AND ADDRESS: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT ID 83221

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.010 CFS
2179.1 AFY

Diversion of water from the well located in SWSW, S30, T2S, R35E shall not exceed 4.00 cfs.

PRIORITY DATE: 09/27/1921

POINT OF
DIVERSION:

T02S R35E S30 SESWSW Within BINGHAM County
T03S R35E S2 SENWNW Within BINGHAM County
T03S R35E S3 NWSWNE Within BINGHAM County
T03S R35E S3 SWNESE Within BINGHAM County
T03S R35E S4 SWNWNE Lot 2 Within BINGHAM County
T03S R35E S4 SENESW Within BINGHAM County
T03S R35E S10 NESWNE Within BINGHAM County
T03S R35E S10 NWNWNW Within BINGHAM County

EMC ju
SMC
2 JB

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
01/01 12/31

QUANTITY
3.010 CFS
2179.1 AFY

PLACE OF USE:

Place of use is within the service area of the City of Blackfoot 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: BASIS OF CLAIM - Beneficial Use

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF MAILING

I certify that on February 5, 200~~6~~⁷, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

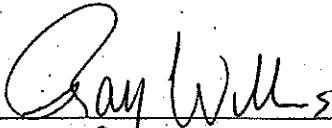
CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

CITY OF BLACKFOOT
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Signature of person or attorney mailing form