

01/31/2005

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

RIGHT NUMBER: 37-709A

NAME AND ADDRESS: CITY OF GOODING
308 5TH AVE W
GOODING ID 83330

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.740 CFS

PRIORITY DATE: 02/22/1883

POINT OF DIVERSION:

T05S R15E S32 SESW Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/15 11/15

QUANTITY
0.740 CFS

PLACE OF USE:

442 ACRES TOTAL

Place of use is within the area served by the City of Gooding irrigation system.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

Right Nos. 37-262A, 37-709A and 37-960A are limited to the irrigation of 207 acres within the area served by the City of Gooding irrigation system in a single irrigation season.

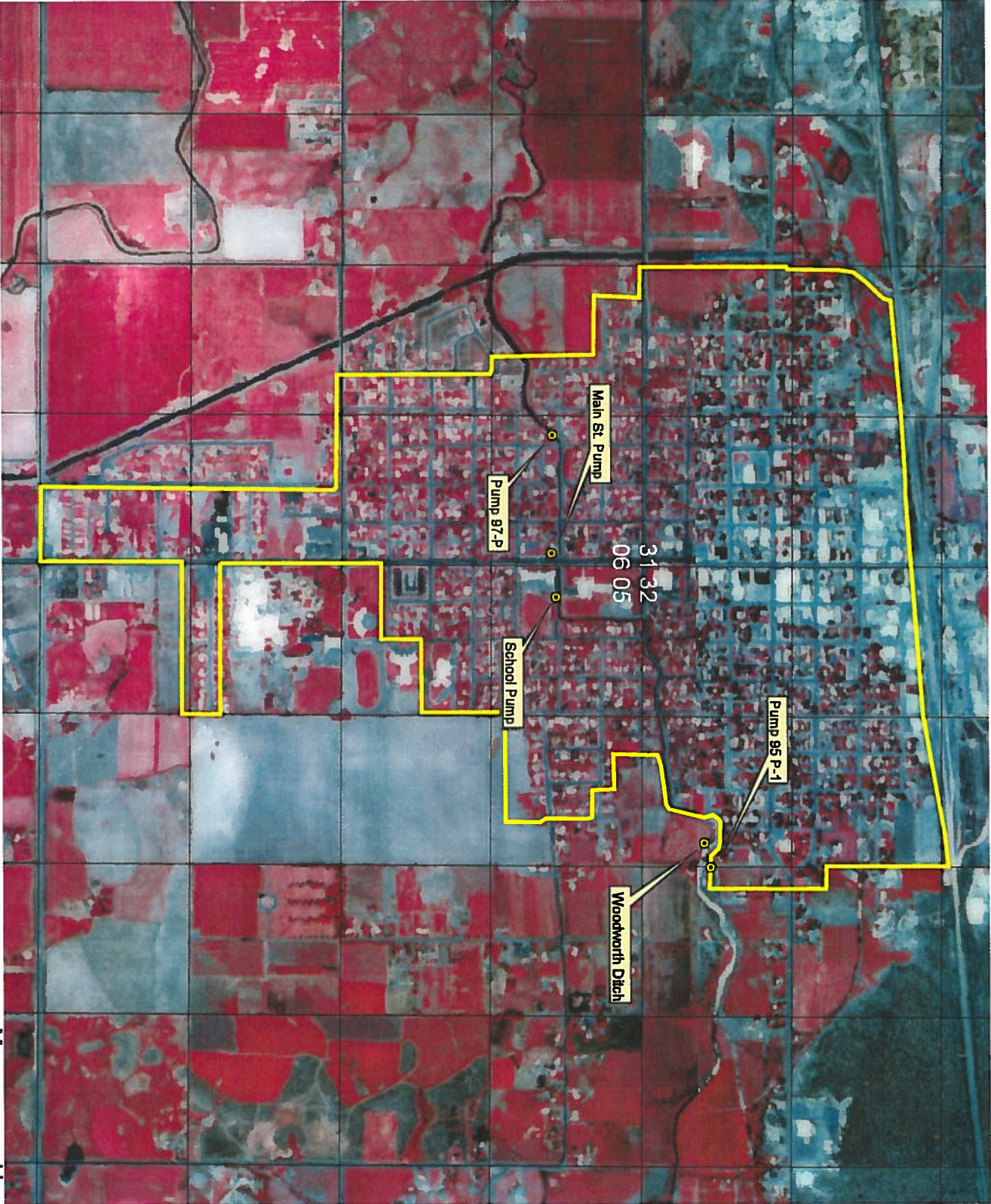
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

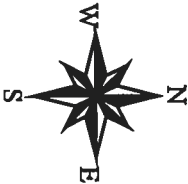
EXPLANATORY MATERIAL: Decreed

City of Gooding Irrigation System

T05S R15E
S31 & S32
T06S R15E
S05 & S06



Note: The Slough Ditch diversion is not shown on the map.



Map prepared by: Carter Fritschle
Date prepared: 01/13/04 - Revised: 02/05/04
1987-1988 NAPP photography
Idaho Department of Water Resources

City of Gooding Irrigation System



Pump 95 P-1 01/28/2004 Tag No. A0011704



Woodworth Ditch 96 01/28/2004 Tag No. A0011705



School Pump 01/28/2004 Tag No. A0011706



Main Street Pump 96-P 01/28/2004 Tag No. A0011707



Nevada Street Pump 97-P 01/28/2004 Tag No. A0011708

WATER RIGHT NUMBER: 37-262A, 37-709A & 37-960A (No Transfer)

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	15E	5					20.6	30.0	40.0			10.0							100.6
							L 3	L 4											
06S	15E	6	18.0	1.4	9.0	40.0									19.1			19.1	106.6
			L 1	L 2															

Total Acres: 207.2

WATER RIGHT NUMBERS: 37-271A, 37-282 & 37-662 (Transfer No. 4576 approved June 5, 1995)

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	15E	31													30.0	26.2	40.0	40.0	136.2
05S	15E	32									38.0	34.0	40.0	27.7		1.5	3.5		144.7
06S	15E	5						10.0											10.0
06S	15E	6	22.0	18.0															40.0

Total Acres: 330.9

Place of use is within the area served by the City of Gooding irrigation system.

Total acres = 442

37-262A = 3.16 cfs Woodworth Ditch

37-709A = 0.74 cfs Woodworth Ditch

37-960A = 0.57 cfs Woodworth Ditch

Total Woodworth Ditch diversions = 4.47 cfs

Right Nos. 37-262A, 37-709A and 37-960A are limited to the irrigation of 207 acres within the place of use described above in a single irrigation season.

37-271A = 0.32 cfs Slough Ditch

37-282 = 1.00 cfs Slough Ditch

37-662 = 1.42 cfs Slough Ditch

Total Slough Ditch diversions = 2.74 cfs

Right Nos. 37-271A, 37-282 and 37-662 are limited to the irrigation of 331 acres within the place of use described above in a single irrigation season.

MAY 12 1995

MEMORANDUM TO FILE

TO: CITY OF GOODING
TRANSFER APPLICATION
37-00662, ETAL.

FROM: MEL SCHULTE *MS*

DATE: MARCH 7, 1995

1. THE PURPOSE OF THE TRANSFER IS TO ADD P/D'S THAT HAVE EVIDENTLY BEEN IN USE FOR YEARS BUT ARE NOT REFLECTED AS THE P/D'S IN THE RIGHTS. IT APPEARS T3867 INADVERTENTLY REMOVED SOME P/D'S THAT HISTORICALLY HAVE BEEN PART OF THE DELIVERY SYSTEM.
2. A FIELD EXAM WAS CONDUCTED MARCH 6, 1995 WITH TODD BUNN, PUBLIC WORKS DIRECTOR FOR THE CITY.
3. THERE IS A TOTAL OF FOUR PUMPS AND TWO HEADGATES USED TO DIVERT WATER FROM THE LITTLE WOOD RIVER TO A SERIES OF DITCHES AND PIPES THAT SERVE THE IRRIGATION NEEDS OF DOMESTIC USES WITHIN THE CITY. THE STATEMENT IN PART 1, B.6A IS INCORRECT.
4. THE STATEMENT IN PART 1, B.6D IS INCORRECT. THESE SURFACE WATER RIGHTS SERVE THE ENTIRE CITY NOT JUST THAT PORTION NORTH OF THE LITTLE WOOD RIVER AND ACCORDING TO MR. BUNN THEY HAVE HISTORICALLY BEEN USED THROUGHOUT THE CITY OF GOODING.
5. THE LITTLE WOOD RIVER WATER ASSOCIATED WITH THESE RIGHTS ARE USED ONLY FOR IRRIGATION WITHIN THE CITY. INTERNAL DOMESTIC WATER IS PROVIDED BY GROUNDWATER UNDER SEVERAL OTHER WATER RIGHTS.
6. THE SEASON OF USE DESCRIBED IN PART 1, B.1 SHOULD BE CHANGED TO REFLECT THE DEPARTMENT STANDARD FOR THE AREA OF 4-1 TO 10-31.
7. RECOMMENDATION IS TO APPROVE THE TRANSFER.

MICROFILMED

NOV 22 1996

T-4576

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: A37-00709A
Date Received: 9/01/1988
Receipt No: 5002319
Received By: QJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF GOODING
Address: 308 5TH AVE. WEST
GOODING, ID 83330 208-934-5669
2. Date of Priority: FEB 22, 1883
3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 05S | 15E | 32 | SE | SE | SW | | GOODING |
5. Description of diverting works:
HEADGATE #96 & WOODWORTH DITCH TO GRAVITY IRRIGATION IN GOODING
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 10/15 | 0.740 | | |
7. Total Quantity Appropriated is:
0.740 C.F.S. (and/or) 292.10 A.F.A.
8. Total consumptive use is 292.1 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	15E	5	NE	NW	3	IRR	20.6
			NW	NW	4	IRR	30.0
			SW	NW		IRR	40.0
			NW	SW		IRR	10.0

Section Acres 100.6

A37-00709A

Page 1

Date: 09/01/88

MICROFILMED
FEB 23 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	15E	6	NE	NE	1	IRR	18.0
			NW	NE	2	IRR	1.4
			SW	NE		IRR	9.0
			SE	NE		IRR	40.0
			NE	SE		IRR	19.1
			SE	SE		IRR	19.1
						Section Acres	106.6
						Total Acres	207.2

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
37-0262A, 0960 PART

14. Remarks:

RT. HAS BEEN OWNED BY THE CITY SINCE BEFORE 1920.
ACRES DESCRIBED IN CLAIM IS ALL THE LAND IN GOODING SOUTH OF THE
LITTLE WOOD RIVER. THE ACTUAL NUMBER OF ACRES IRRIGATED WOULD BE
MUCH LESS, BUT THE USE REQUIRES A LOT OF WATER DUE TO THE SMALL
PLOTS OF GROUND BEING IRRIGATED.
OF THE 1.36 CFS OF THIS RIGHT NOT OWNED BY THE BIG WOOD CANAL CO.
, THE CITY OWNS 0.74 CFS. THE REST IS OWNED BY THE STATE SCHOOL
FOR THE DEAF & BLIND IN GOODING.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S. C. FROST, ET. AL.

Decree Plaintiff

vs

ALTURAS WATER COMPANY, 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 X 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 Gooding, that I have signed the foregoing
organization
document in the space below as Mayor of
_____ Title
City of Gooding and that the statements contained in the
organization
foregoing document are true and correct.

Gene Keller
Signature of Authorized Agent

MAYOR CITY OF GOODING
Title and Organization

Sept. 20, 1988
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of September 19 88

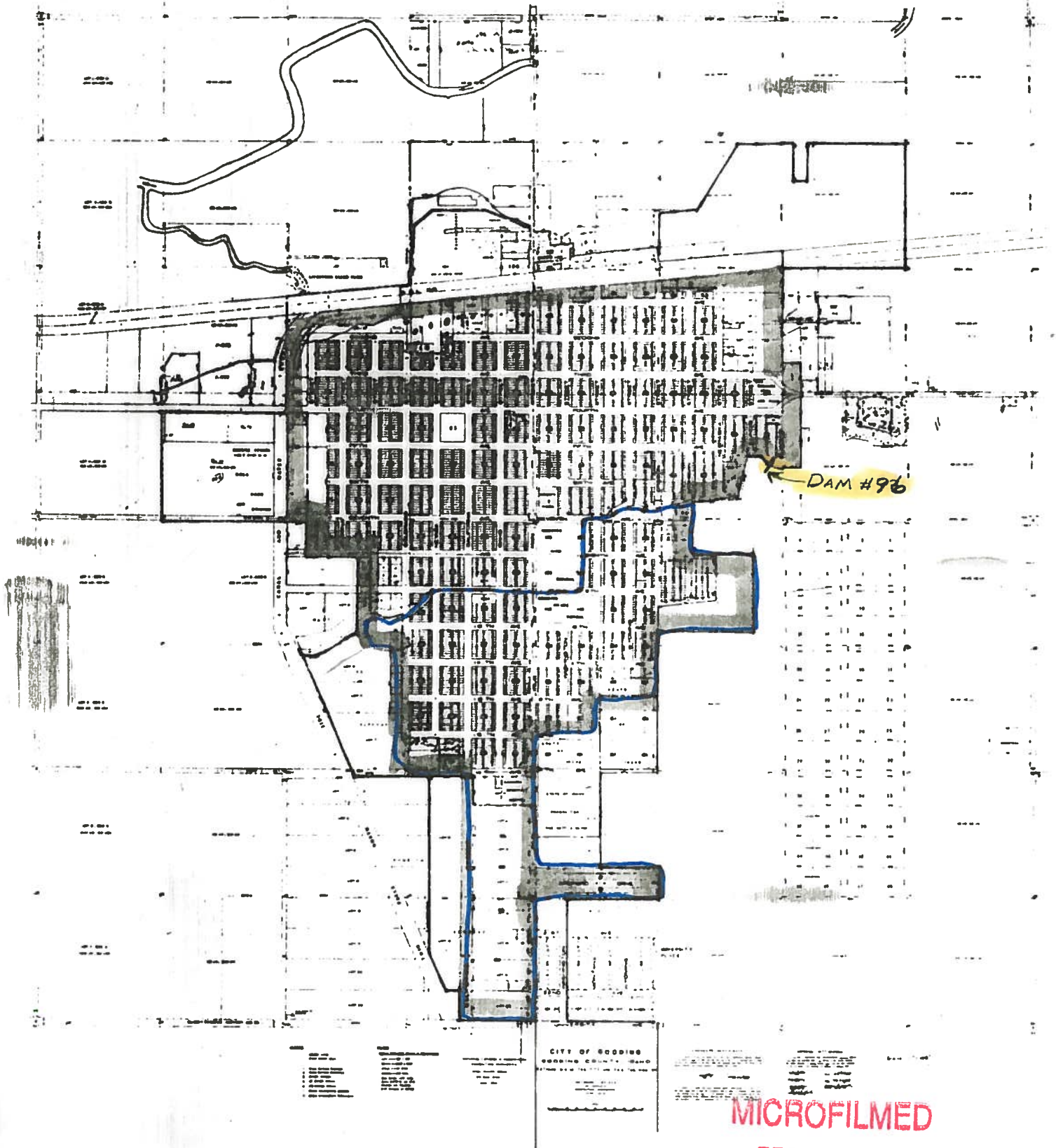
Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id

My Commission Expires 6-30-94

A37-00709A
Gooding





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

City of Gooding
C/O Lloyd McLeod
308 5th Ave. W.
Gooding, ID 83330

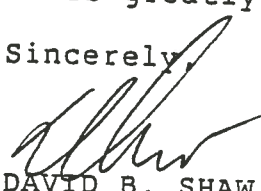
Gentlemen:

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

A37-00262A
00271A
00282
00662
00709A
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FEB 23 1993