

11/21/2006

RECEIVED

DEC 07 2006

DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

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: December 7, 2006

Water right number: 63-7738

CITY OF MARSING

PO BOX 125

MARSING ID 83639

Telephone Number: (208)896-4123

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:

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

DATE: 12-6-06

SIGNATURE:

Please print your name:

Stephanie J. Bonney

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

DEC 08 2006



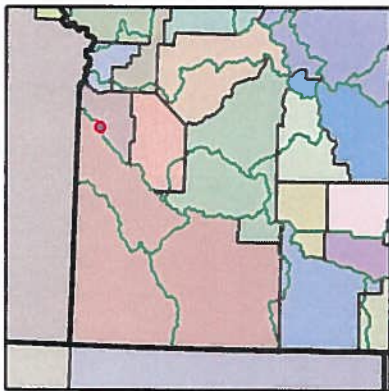
City Of Marsing

SRBA Recommendations: 63-7738, 63-9345, 63-10048

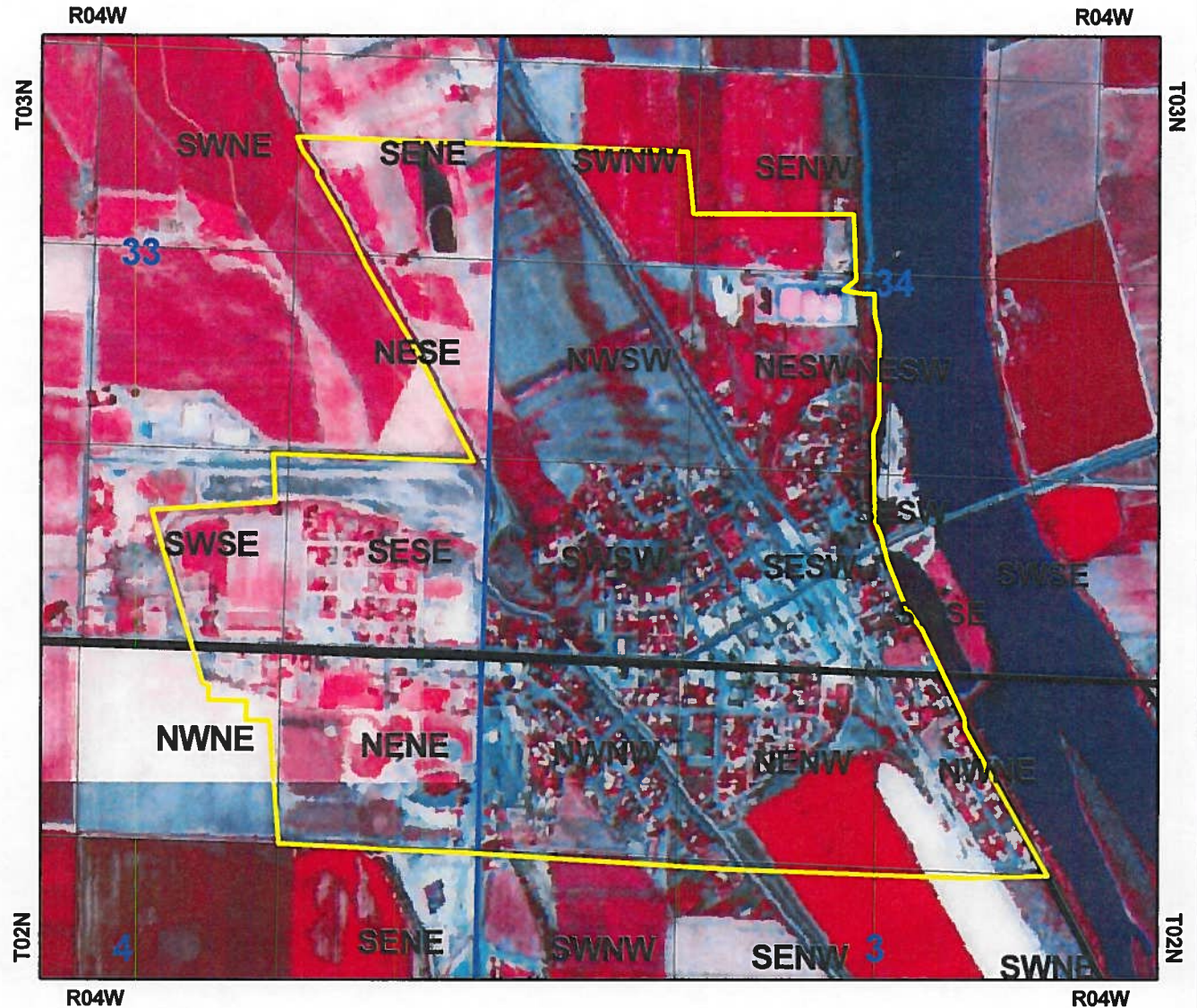
Service Area Boundary
GIS Place of Use Illustration

Legend

-  Service Area
-  Townships
-  PLS Sections
-  Quarter Quarters



Owyhee County
IDWR Basin 63



0 0.5 1 Miles

Prepared by A. Warntjes
On Wednesday, November 22, 2006
1987/88 Aerial Photography

JAM

Draft

04/28/2005

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

RIGHT NUMBER: 63-7738

NAME AND ADDRESS: CITY OF MARSING
PO BOX 125
MARSING ID 83639

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.500 CFS

PRIORITY DATE: 03/02/1973

POINT OF DIVERSION:

T03N R04W S34 SESE Lot 4 Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
1/01 12/31

QUANTITY
0.500 CFS

PLACE OF USE:

Place of use is within the service area of the City of Marsing 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: License

Draft

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7738 V1

WATER RIGHT NUMBER: 63-7738 V1

Owner Type Name and Address
Current Owner CITY OF MARSING
 PO BOX 125
 MARSING, ID 83639
 (208)896-4123

Priority Date: 03/02/1973

Basis: License

Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	1/01 to 12/31	0.500 CFS	
	<u>Total Diversion:</u>	0.500 CFS	

Location of Point(s) of Diversion

GROUND WATER L4 (SE1/4SE1/4) Sec. 34, Twp 03N, Rge 04W, B.M.
CANYON County

Place of Use

MUNICIPAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	04W	3		X	X		X	X	X	X									
				L 3	L 4		L 2	L 1											
02N	04W	4	X	X		X													
			L 1	L 2															
03N	04W	33			X	X									X		X	X	
03N	04W	34							X	X	X	X	X	X			X		
									L 7	L 6				L 5					

Conditions of Approval:

1. 124 Place of use is within the service area of the City of Marsing municipal water supply system as provided for under Idaho Law.
2. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7738 V1

Remarks:Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
POU	1/15/2004 2:58:22 PM	cfritsch			Active
Priority Date	1/15/2004 3:36:13 PM	lpew			Active
Source	1/15/2004 3:36:23 PM	lpew			Active
Use	1/15/2004 3:36:37 PM	lpew			Active
Season	1/15/2004 3:36:58 PM	lpew			Active
Quantity	1/15/2004 3:37:05 PM	lpew			Active
Contacts	4/28/2005 10:59:56 AM	awarntje			Active
Season	4/28/2005 11:00:49 AM	awarntje			Active
Summary			04/28/2005	awarntje	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7738 V1

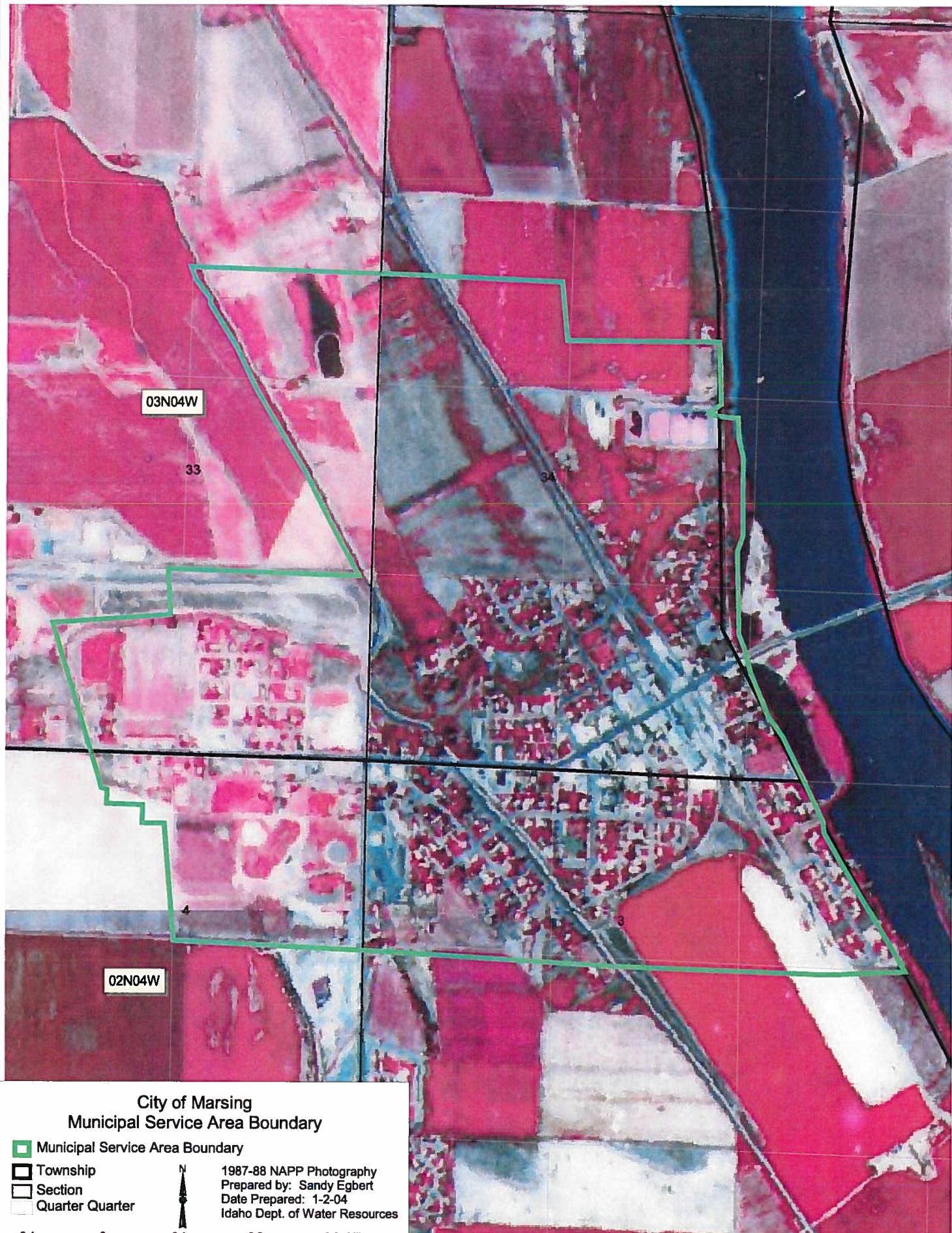
Summary	4/28/2005 11:01:50 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Contacts	4/28/2005 10:59:56 AM	awarntje	(No) 1. Do you want to schedule an appointment? Comment for 1: Sufficient info in file
Season	4/28/2005 11:00:49 AM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POU	1/15/2004 2:59:40 PM	cfritsch	Edited PLS
Source	1/15/2004 3:36:23 PM	lpew	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
Use	1/15/2004 3:36:37 PM	lpew	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POU	1/15/2004 2:59:21 PM	cfritsch	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7738 V1

Priority Date	1/15/2004 3:36:13 PM	lpew	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Season	1/15/2004 3:36:58 PM	lpew	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	1/15/2004 3:37:04 PM	lpew	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
POU	1/15/2004 2:58:23 PM	cfritsch	(Yes) 1. Is the basis of this claim a Decree or License? (No) 2a. Is the POU required? (Yes) 14. Is a POU remark and/or condition required?

Water Supply Bank:



**City of Marsing
Municipal Service Area Boundary**

█ Municipal Service Area Boundary

▬ Township

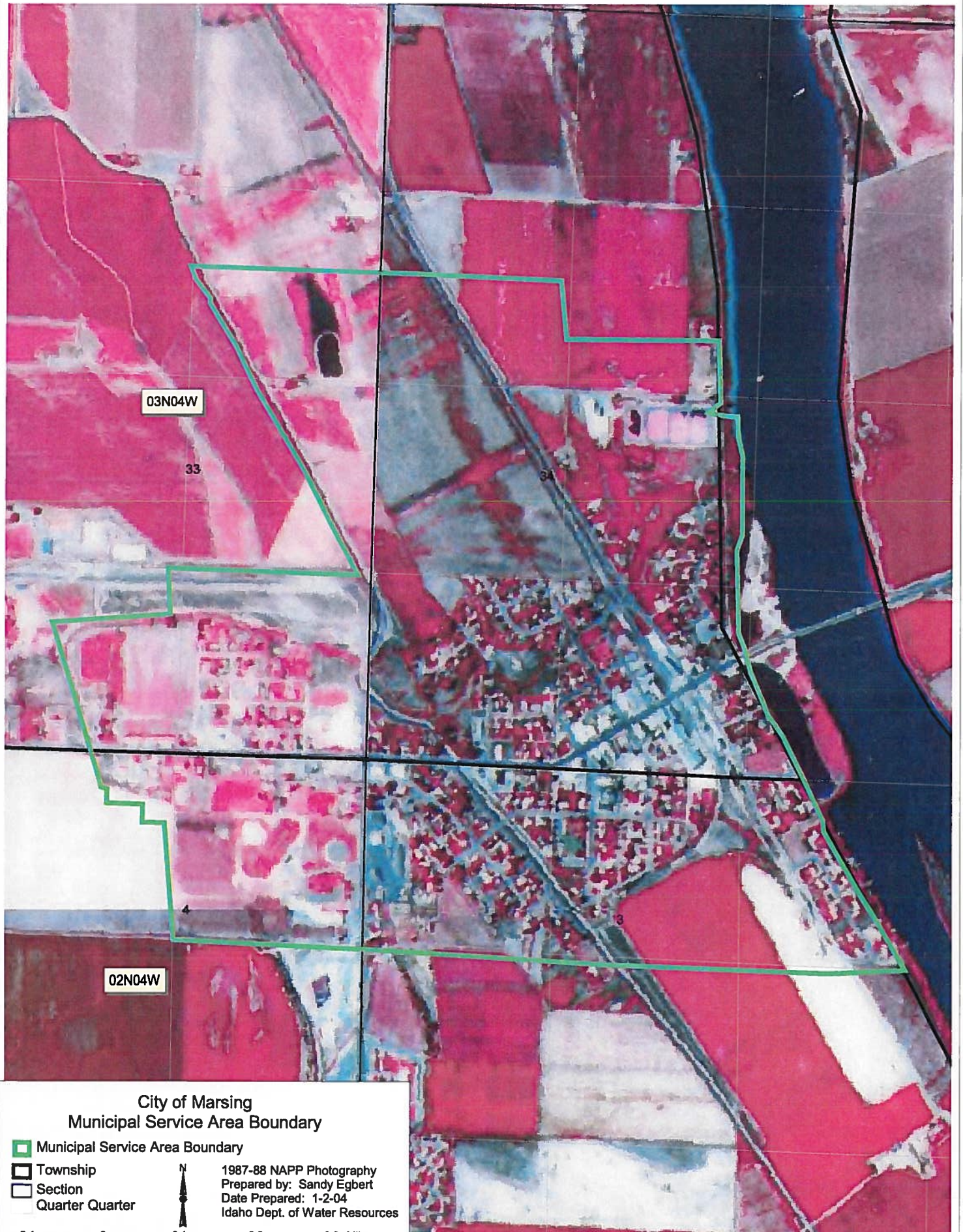
▬ Section

▬ Quarter Quarter



1987-88 NAPP Photography
Prepared by: Sandy Egbert
Date Prepared: 1-2-04
Idaho Dept. of Water Resources

0.1 0 0.1 0.2 0.3 Miles



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: A63-07738
Date Received: 12/01/1988
Receipt No: W001869
Received By: DE JHL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF MARSING
Address: P.O. BOX 125
MARSING, ID 83639
208-896-4123

2. Date of Priority: MAR 02, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	04W	34	SE	SE	SE	4	CANYON

5. Description of diverting works:
700' WELL W/SUBMERSIBLE PUMP TO CITY STORAGE TANK.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	0.500		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
MUNICIPAL USE SERVING 371 HOUSEHOLDS.

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

A63-07738

Page 1

Date: 01/12/89

MICROFILMED
AUG 21 1992

13. Other Water Rights Used:

57-4003 (WELL 1), 63-9345 (WELL 2), 63-10048 (WELL 6).

14. Remarks:

P/U WITHIN CITY LIMITS OF MARSING. MUNICIPAL SERVICE AREA.

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 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 _____

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:

Ident. Number

Date Received

Receipt Number

39576
A63-07738

12/1/88

W001869

82

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

DEC 1 1988

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) City of Marsing Phone (208) 896-4123Mailing Address P.O. Box 125, Marsing, Idaho Zip 836392. Date of Priority (Only one (1) per claim) 3/2/733. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 3 North Range 4 West Section 34,
SE 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, 4 B.M., County of Canyon

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 10" gravel packed well, 700' depth, 6"
submersible pump discharging to City water storage tank through City water main.

well#3

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AUG 21 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Municipal purposes from 1/1 to 12/31 amount .50 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .50 (cfs) and/or (b) 362 (acre feet)

8. Total consumptive use claimed is 362 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Municipal use serving 371 households

10. Description of place of use: City of Marsing, Idaho

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	4W	33									lot6			lot5			M	M	
3N	4W	34		lot3			lot1	lot2			M	M	M	M			lot5	M	
2N	4W	3	lot1	M			M	M	M	M		M							
2N	4W	4	M	M															

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Owyhee

12. Do you own the property listed above as place of use? Yes _____ No X

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

Water rights to City wells #1, 5, & 6 or None ()

14. Remarks:

12. Place of use is within municipal service area.

MICROFILMED

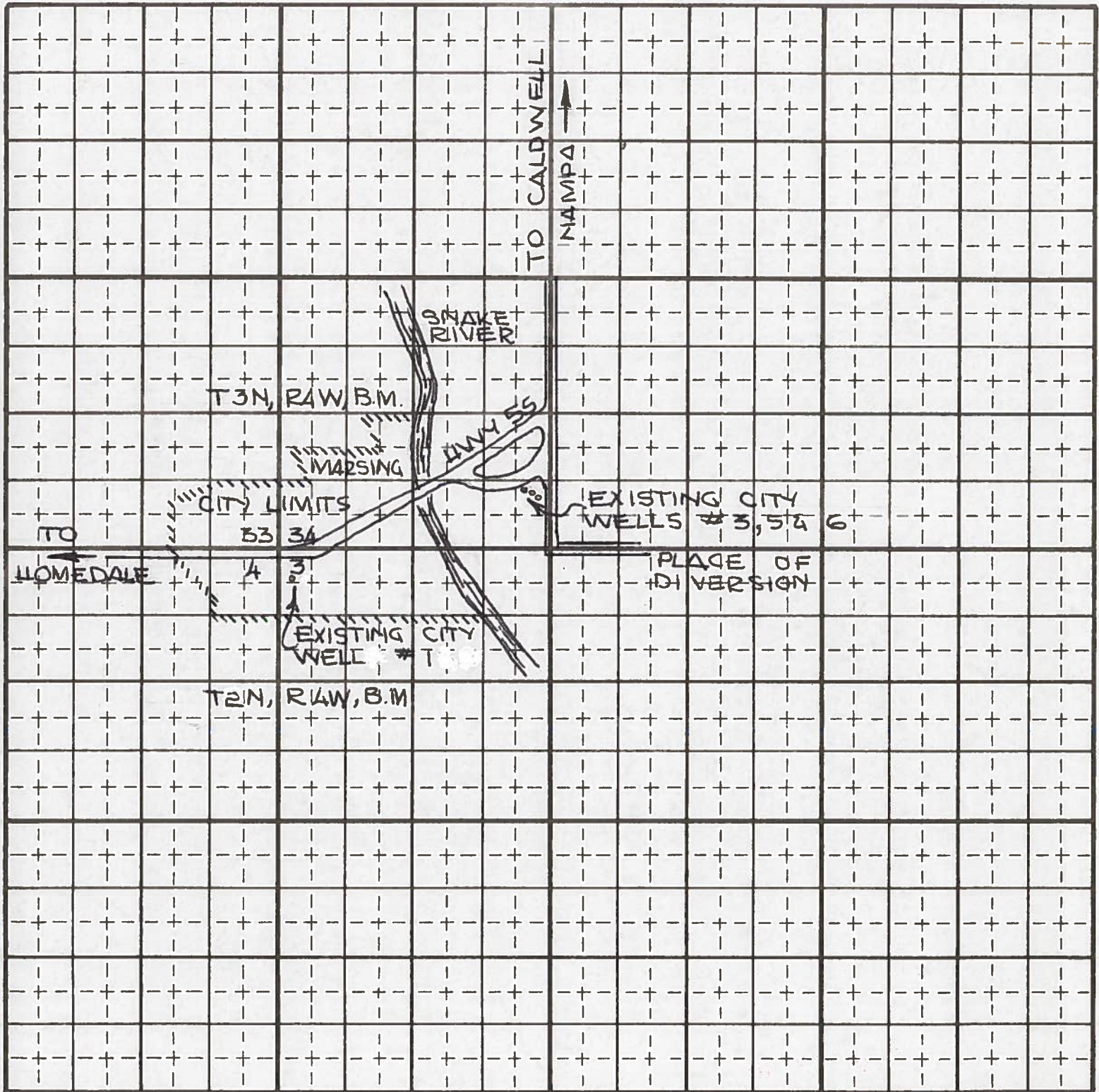
AUG 21 1992

Last Name City of Marsing Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



MICROFILMED

AUG 21 1992

Last Name City of Marsing Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____

Decree _____

If applicable provide IDWR Water Right Number 63-7738

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Gene L. Showalter Date 11-21-88

Date _____

For Organizations: I do solemnly swear or affirm that I am Mayor

Title

of City of Marsing , that I have signed the foregoing

Organization

document in the space below as Mayor of City of Marsing

Title

Organization

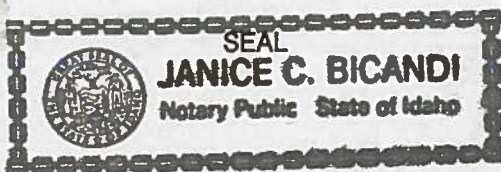
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Gene L. Showalter

Title and Organization Mayor, City of Marsing Date 11-21-88

State of Idaho/or _____)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this 21 day of November 19 88



Notary Public Janice C. Bicandi

Residing at Caldwell

My Commission Expires 3/13/93

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

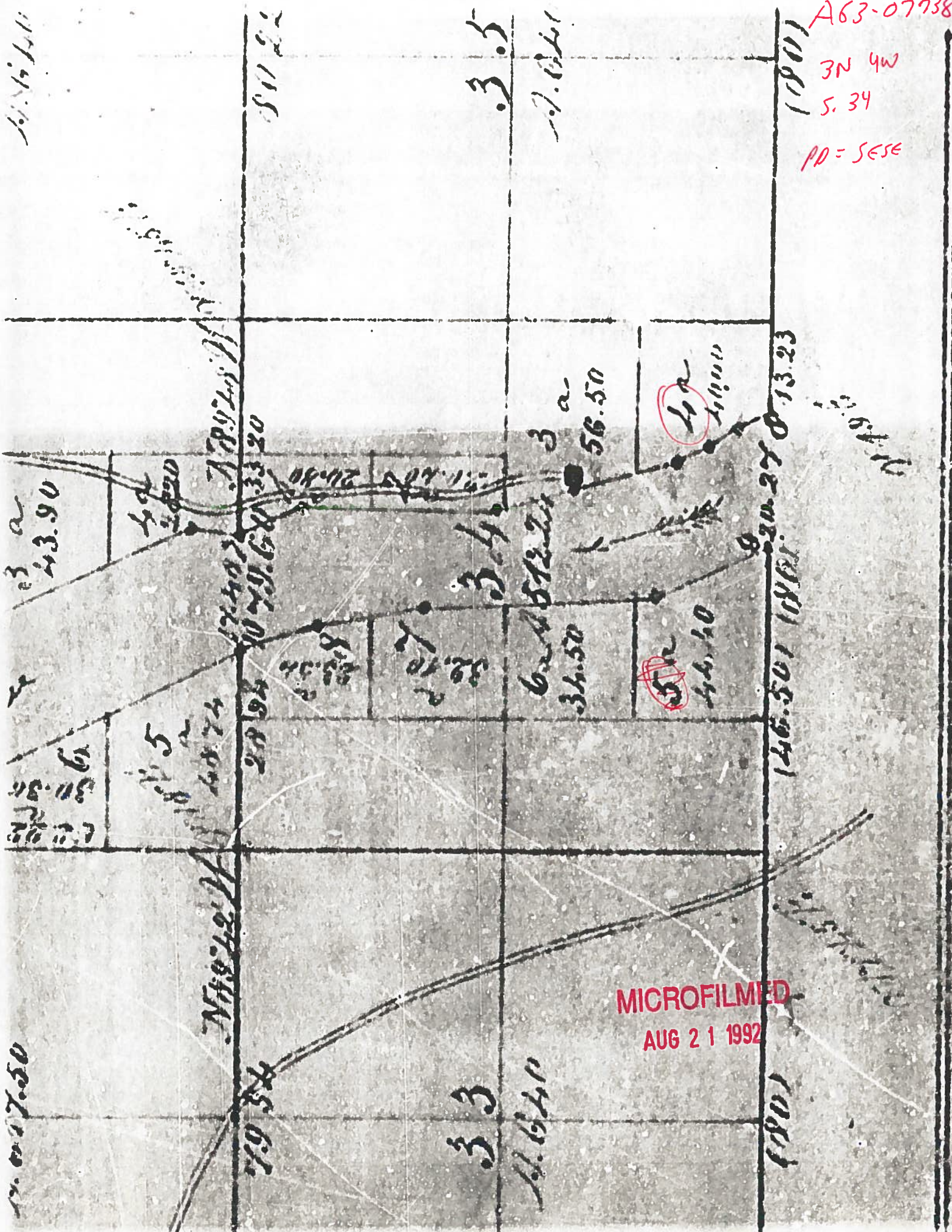
AUG 21 1992

Last Name City of Marsing Ident. Number _____

Copies White-State, Yellow-Claimant

11.16.1411

A63-07738
3N 4W
S. 34
PD = SENE



MICROFILMED
AUG 21 1992

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 63-7738 Priority March 2, 1973 Amount 0.50 cfs

THIS IS TO CERTIFY, that the CITY OF MARSING
of Marsing, Idaho, has complied with the terms and conditions of Permit
No. 63-7738 issued pursuant to Application for Permit dated March 2, 1973
and has submitted proof to the Department of Water Administration on April 16, 1974
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 1.40 cfs of water from a ground water source
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Municipal</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.50</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 0.50 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 1/4 SE 1/4 of Sec. 34,
Twp. 3 N, Rge. 4 W, B. M. in the County of Canyon

Description and location of place of use: City of Marsing, Idaho

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3 N	4 W	33																	
		34																	
2 N	4 W	3																	
		4																	

Total number of acres irrigated _____

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting 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 14 day of
June 19 74.

MICROFILMED
AUG 21 1992

[Signature]
Director

MICROFILMED

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A63-07738

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>N</u>						
PT. OF DIV.	<u>N</u>						
SOURCE	<u>N</u>						DATA ENTRY COMPLETED BY _____ DATE _____
PL. OF USE	<u>N</u>						FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF	<u>N</u>						
CONSUMPTIVE USE	<u>Y</u>						
NATURE OF USE	<u>N</u>						
PERIOD OF USE	<u>N</u>						
BASIS OF CLAIM	<u>N</u>						
REMARKS	<u>N</u>						

N/A *IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS: _____

VERIFICATION CODES
TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

06/23/95 00:13:08

Page 1

Water Right Number - 63-07738 ✓

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
CITY OF MARSING ✓

1 -
2 -
3 -
City- MARSING
Phone -

State- ID Zip-

+ - - Priority Date - - +
03/02/1973 ✓

+ - - - Region - - - +
14 WESTERN

+ - - - Stage - - - +
L - LICENSE

+ - - - Status - - - +

+ - - - - Source - - - - +
GROUNDWATER ✓

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

03N ✓ 04W ✓ 34 ✓ SE SE ✓ 4 (27) CANYON ✓

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

40 - MUNICIPAL ✓ 01/01 ✓ 12/31 ✓ 0.500 ✓

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.500 ✓

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
P/U WITHIN CITY LIMITS OF MARSING. ✓

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
R01 - A measuring device of a type approved by this Department shall
- be maintained as a part of the diverting works.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +

00/00/0000

06/23/95 00:13:08
Page 2

Prefix Translation: WATER RIGHT

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-	
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-	
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-	P
Exam to S.O. Date	-	00/00/0000	Verified Date	-	05/20/1985	DLE/Carey Act	-	
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-	
Licensed Date	-	09/13/1979	Appl Received	-	00/00/0000	Transfer/Amended	-	
Decree Date	-	00/00/0000	Name Connector	-		POU Ownership Flag	-	
Presumption Flag	-							



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

RECEIVED
MAY 29 1990

Department of Water Resources

RECEIVED
5-23-90

May 22, 1990

City of Marsing
C/O Pete Pinson
P. O. Box 125
Marsing, ID 83639

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

MICROFILMED
AUG 21 1992

TO: DON SHAFF

FROM: STEVE LESTER

DATE: JAN. 11, 1989

SUBJ: REFUND

Adjudication claims from the City of Marsing were submitted with separate checks with each claim. Four checks exceeded the required fees. Please issue a refund as follows to the City of Marsing, P.O. Box 125, Marsing, ID. 83639.

<u>CLAIM</u>	<u>FEE PAID</u>	<u>FEE DUE</u>	<u>CK #</u>	<u>REFUND</u>
A57-04003	\$150	\$ 68	5870	\$82
A63-07738	150	100	5871	50
A63-09345	150	75	5872	75
A63-10048	150	95	5873	55
		TOTAL REFUND		\$257

Attached are copies of the receipts.

Thanks.

MICROFILMED

AUG 21 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

January 12, 1988

[City of Marsing]
P.O. Box 125
Marsing, Id. 83639
[Re: Adjudication Claims]

Dear Claimant(s):

We have received your Notice(s) of Claim to a Water Right filed in the Snake River Basin Adjudication.

In the initial review of this claim(s) we found it necessary to complete some of the items on your claim form(s). A copy of your claim(s) with these changes shown, along with the computer generated copy of your claim(s), is enclosed for your review. The following has been added and/or changed on the claim(s) enclosed:.

*minor
changes
made*

Item #2 - Only a portion of your priority date was listed. This item requires a month, day and year. We have added in the required information based on the Department's rules for dates of priority.

X
Item #4 - This item was incomplete and based on other information provided which included your legal description, we have added the quarter-quarter, section, township and range.
*just added
minor changes
in some claims*

X
Item #6 - The period of use is not listed for the use(s) claimed. The Department has recommended periods of use for certain uses. The recommended period of use has been added to your claim.
*Added storage
to AS7-07237*

X
Item #7 - The total quantity claimed was not completed. The use(s) claimed have been added together and this amount added to your claim.
*added 10 ac. ft.
to AS7-07237*

Item #9 - The number of homes was not listed on your claim. It appears to be filed for one domestic home and this information has been added to your claim.

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AUG 21 1992

X
for municipal,
only need to
show as:
City of Maring.
for AS7-07237 added
info about S.3

- Item #10- The place of use appears to be incorrectly described, or not described at all. The same quarter-quarter you have listed under Item No. 4 for the point of diversion has been used for your place of use.
- Item #12- The ownership of the place of use has not been marked. We have assumed you own the place of use and this information has been added to your claim.

If you have any problems or questions concerning these additions and/or changes, please feel free to change the copy of your claim form(s) and return it to this office. The new changes can then be made and a computer generated copy showing these changes sent to you. If we do not hear from you, we will assume these changes meet with your approval and the claim(s) will remain as shown on the enclosed copies.

Sincerely,

Steve Lester

Steve Lester

SR. Water Resource Agent

Please excuse the appearance of this letter, but I wanted to cover everything in one letter and make use of this form letter to expedite my response. If you have any questions, don't hesitate to call. Your receipts (s) are attached. Four claims had overpayments and refunds will be issued and mailed to the city.

Application

Please note that AS7-07237 contains an Appl. for Permit that you should complete & return to this office to provide full protection to the Island Park Pond.

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AUG 21 1992

Additional Claim

Note that License 63-07171 has not been filed on in the adjudication. This is the remaining city right to file on. Because the well is in Canyon County, the license does not have to be filed on in Owyhee Co. deadline of 1/19/89. Attached are a copy of license adju. form for filing.

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

Date Received

Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
DEC 1 1988

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) City of Marsing Phone (208) 896-4123

Mailing Address P.O. Box 125, Marsing, Idaho Zip 83639

2. Date of Priority (Only one (1) per claim) 3/2/73

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 3 North Range 4 West Section 34,
SE 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, 4 B.M., County of Canyon

Additional points of diversion if any: ok

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 10" gravel packed well, 700' depth, 6"
submersible pump discharging to City water storage tank through City water main.

well#3

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AMG 21 1992

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6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Municipal purposes from 1/1 to 12/31 amount .50 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .50 (cfs) and/or (b) ~~362~~ (acre feet)

8. Total consumptive use claimed is ~~362~~ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Municipal use serving 371 households

10. Description of place of use: City of Marsing, Idaho

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	4W	33									lot6			lot5			M	M	
3N	4W	34		lot3			lot1	lot2			M	M	M	M			M		
2N	4W	3	lot1	M	lot2		M	M	M	M		M							
2N	4W	4	M	M															
			N/A for municipal																

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Owyhee

12. Do you own the property listed above as place of use? Yes _____ No X
If your answer is No, describe in Remarks below the authority you have to claim this water right. see remarks

13. Describe any other water rights used at the same place and for the same purposes as described above.

Water rights to City wells #1, 5, & 6 57-04003 (well 1), 63-09345 (well 2), 63-10048 (well 6) or None ()

14. Remarks:

12. Place of use is within municipal service area, city of Marsing.

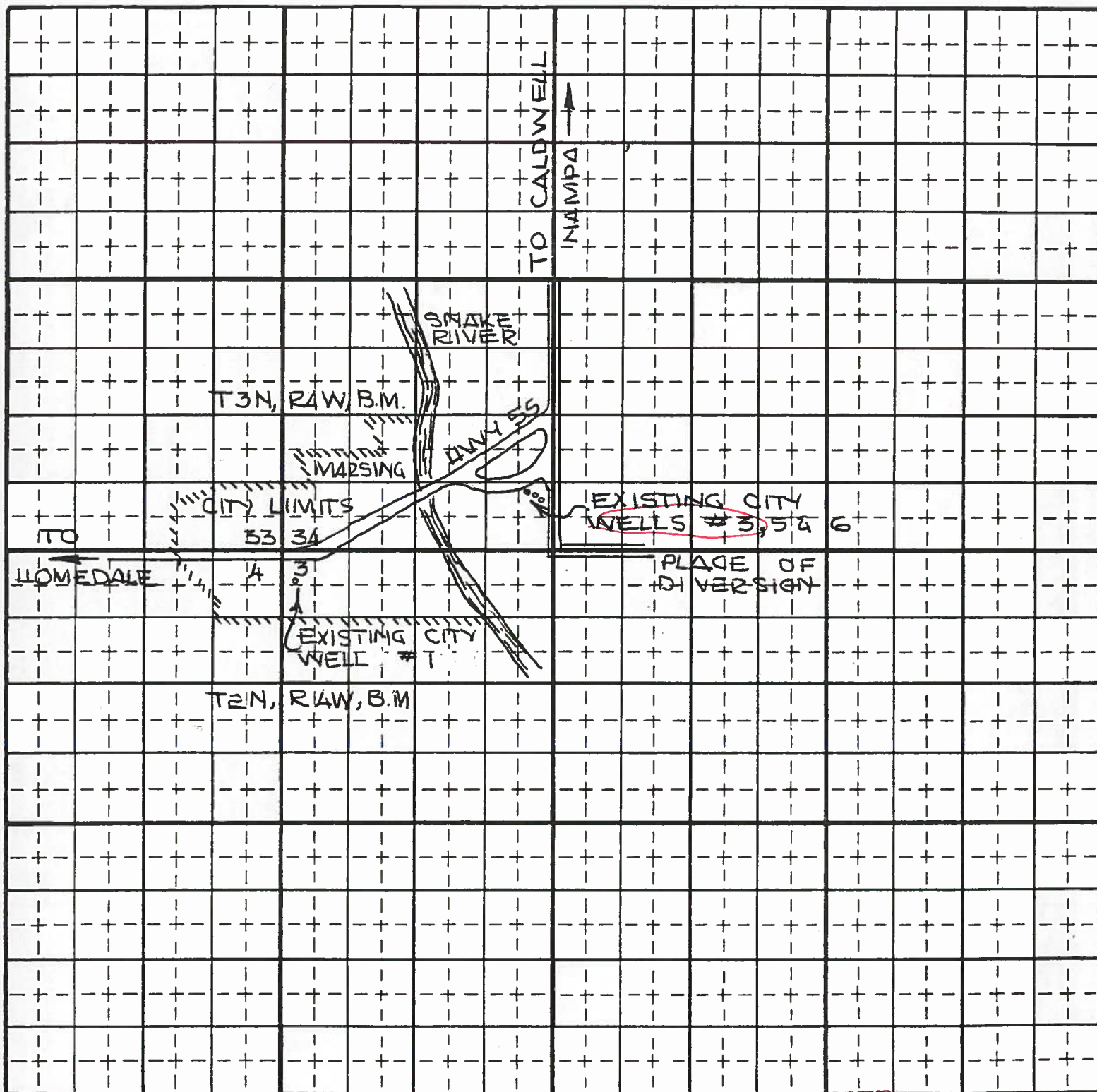
MICROFILMED
AUG 21 1992

Last Name City of Marsing Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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AUG 21 1992

Last Name City of Marsing Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-7738
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 _____

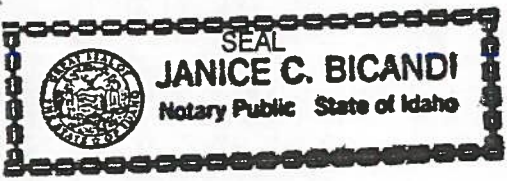
For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.
Signature of Claimant (s) Gene L. Showalter Date 11-21-88
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Mayor Title _____
of City of Marsing Organization _____, that I have signed the foregoing
document in the space below as Mayor Title _____ of City of Marsing Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Gene L. Showalter
Title and Organization Mayor, City of Marsing Date 11-21-88

State of Idaho/or _____)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this 21 day of November 19 88



Notary Public Janice C. Bicandi
Residing at Caldwell
My Commission Expires 3/13/93
Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____
Address _____
Date _____

MICROFILMED
AUG 21 1992

Last Name City of Marsing Ident. Number _____

12/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

City of Marsing

CLAIM IDENT. NO.

A63-07738

DATE RECEIVED

12/1/88

CK #

5871

AMOUNT \$

150

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ *
2. Is a priority date entered? ☒ YES ☐ NO ☐ *
- Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO ☐ *
3. (a) Is a source entered? ☒ YES ☐ NO ☐ *
- (b) Is a tributary to entered? (if required) ☐ YES ☒ N/A ☐ NO ☐ *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ *
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO ☐ *
- Is the period of use included? ☒ YES ☐ NO ☐ *
- Is a quantity claimed for each use? ☒ YES ☐ NO ☐ *
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ *
8. If required is a consumptive use entered? ☐ YES ☒ N/A ☐ NO ☐ *
- Is the consumptive use correct? ☐ YES ☒ N/A ☐ NO ☐ *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☐ YES ☒ N/A ☐ NO ☐ *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ no p/u municipal
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO ☐ completed based on review
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ YES ☒ N/A ☐ NO ☐ *
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ *
16. Has the claimant requested a monthly docket sheet? (If yes, describe payment status in "Comments" below.) ☐ YES ☒ NO ☐ assessed
17. Is the claim signed by the claimant, and is the signature appropriate? ☒ YES ☐ NO ☐ *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ *
20. Is the fee enclosed correct? ☐ YES ☒ NO ☐ overpayment *
21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☒ N/A ☐ NO ☐ *
22. Should this claim be receipted and data entered? ☒ YES ☐ NO ☐ *

Claim checked by:

SL

Date:

1/5/89Claim must be returned to claimant: ☐ (Yes) ☒ (No)Claimant must be sent a copy of amended claim for approval: ☒ (Yes) ☐ (No)

Receipt Prepared by:

SL

Date:

1/5/89

Claim data entered by:

Date:

Checked by:

Date:

Sent to claimant by:

Date:

Comments: Fee is \$100, overpayment \$150. 100 = \$50, see attached copy of:MEMO REQUESTING REFUND.

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AUG 21 1992