

Shurte, Jan

From: Shurte, Jan
Sent: Tuesday, February 17, 2009 12:35 PM
To: 'Ted Booth'
Subject: RE: 63-8005

Yes – it was one of those where they linked it to a large place of use and it automatically puts that condition on it. This one has the municipal language, so we're ok on that.

Thanks,
Jan

From: Ted Booth [mailto:tbooth@srba.state.id.us]
Sent: Tuesday, January 20, 2009 3:20 PM
To: Shurte, Jan
Subject: 63-8005

Jan,
This municipal right has the digital boundary language – delete it?
Ted

Eliminate annoying spam!

My mailbox is protected by iHateSpam, the #1-rated spam buster.
<http://www.ihatespam.net>

2/17/2009

Draft

04/21/2005

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

RIGHT NUMBER: 63-8005

NAME AND ADDRESS: CITY OF GARDEN CITY
201 E 50TH ST
BOISE ID 83714

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.800 CFS

PRIORITY DATE: 07/10/1974

POINT OF DIVERSION:

T04N R01E S23 SWNESE Within ADA County

T04N R02E S31 SENE Lot 14 Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
1/01 12/31

QUANTITY
4.800 CFS

PLACE OF USE:

Place of use is within the service area of the City of Garden City 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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

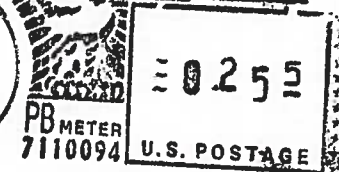
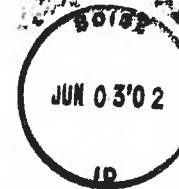
Return Service Requested

63-2895
3124
5330
7805
4N2E 8005
9134
9136
10270

Sent again
6-12-02

CITY OF GARDEN CITY
201 E 50TH ST
BOISE ID 83714

PRESORTED
FIRST CLASS



RECEIVED

JUN 11 2002

WATER RESOURCES
WESTERN REGION

CITY201 837142229 1402 05 06/05/02
RETURN TO SENDER
CITY OF GARDEN CITY
6015 GLENWOOD ST
GARDEN CITY ID 83714-1347
RETURN TO SENDER

PAACIT15 83714
83720-0098



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: A63-08005
Date Received: 8/14/1989
Receipt No: W004439
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CITY OF GARDEN CITY 208-377-1831
Address: 201 E 50 ST
GARDEN CITY ID 83714

2. Date of Priority: JUL 10, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	01E	23	SW	NE	SE		ADA
	02E	31		SE	NE	14	ADA

5. Description of diverting works:
ESTIMATE 400', ELEC. PUMP, 12" DUCTILE IRON PIPE MAIN

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MUNICIPAL	01/01	12/31	4.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1600 CONNECTIONS PLUS

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	02E	5				MUNI	
04N	01E	23				MUNI	
		24				MUNI	

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01E	25			MUNI	
		26			MUNI	
	02E	31			MUNI	
		32			MUNI	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/U WITHIN THE CITY LIMITS OF GARDEN CITY.
WELL NO. 9 IS BEING DRILLED TO PROVIDE WATER LOST WHEN WELL NO. 5 SHUT DOWN BY ORDER OF ID DEPT. OF HEALTH & WELFARE. WE EXPECT TO REDRILL NO. 5 IN ONE OR TWO YEARS WHEN CONTAMINATION IN AREA IS GONE OR REDUCED. THEN GARDEN CITY WILL APPLY FOR A NEW DRILLING PERMIT TO DEEPEN WELL NO. 5.

CLAIM AMENDED PER TRANSFER NO. 3786 APPROVED 5/17/91.

THE TRANSFER APPLICANTS SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS OF SECTION 42-235, IDAHO CODE.

THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN (1) YEAR OF THE DATE OF THIS APPROVAL.

FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHTS IN THE ONGOING SRBA.

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: _____

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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 _____

Total acres _____

PART 1

6. General Information:

a. Description of diversion system Estimate 400' well, electric pump, pipe approx 20' to existing 12" diameter ductile iron pipe main.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? NONE Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

NO change

d. Remarks:

Well #9 is being drilled to provide water lost when well #5 shut down by order of ID. Dept. Health's welfare. We expect to redrill #5 in one or two years when contamination in area is gone or reduced. Then Garden City will apply for a new drilling permit to deepen well #5.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-8005

And said application is hereby APPROVED, subject to the following limitations and conditions:

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this

17th

day of

May

, 19 91

J. Glen Saxton

CHIEF, WATER ALLOCATION BUREAU

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OCT 07 1996**

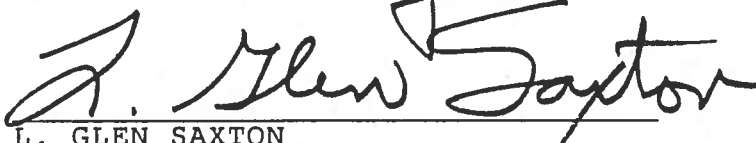
CONDITIONS OF APPROVAL

Transfer of Water Right No. 63-8005

Transfer No. 3786

- 046
101
108
109
1. The transfer applicants shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
 2. The change authorized by this transfer shall be accomplished within (1) year of the date of this approval.
 3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
 4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 17th day of May, 1991.


L. GLEN SAXTON
Chief, Water Allocation Bureau

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-08005 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other N/A FOR P/D
ADDITION

3. Source of water Groundwater tributary to _____

4. Date or priority July 10, 1974

5. Water is used for the following purpose:

amount 4.80 cfs for Municipal purposes from Jan. 1 to Dec. 31
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 4.80 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
14		SE	NE	31	4N	2E	Ada	Well #5

8. Lands irrigated or place of use:

Twp.	Rge.	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	

Within the city limits of
Garden City

Total acres

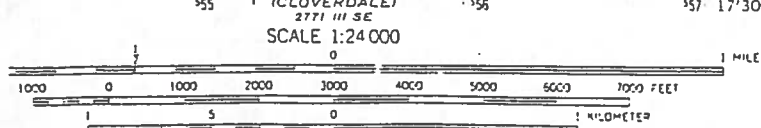
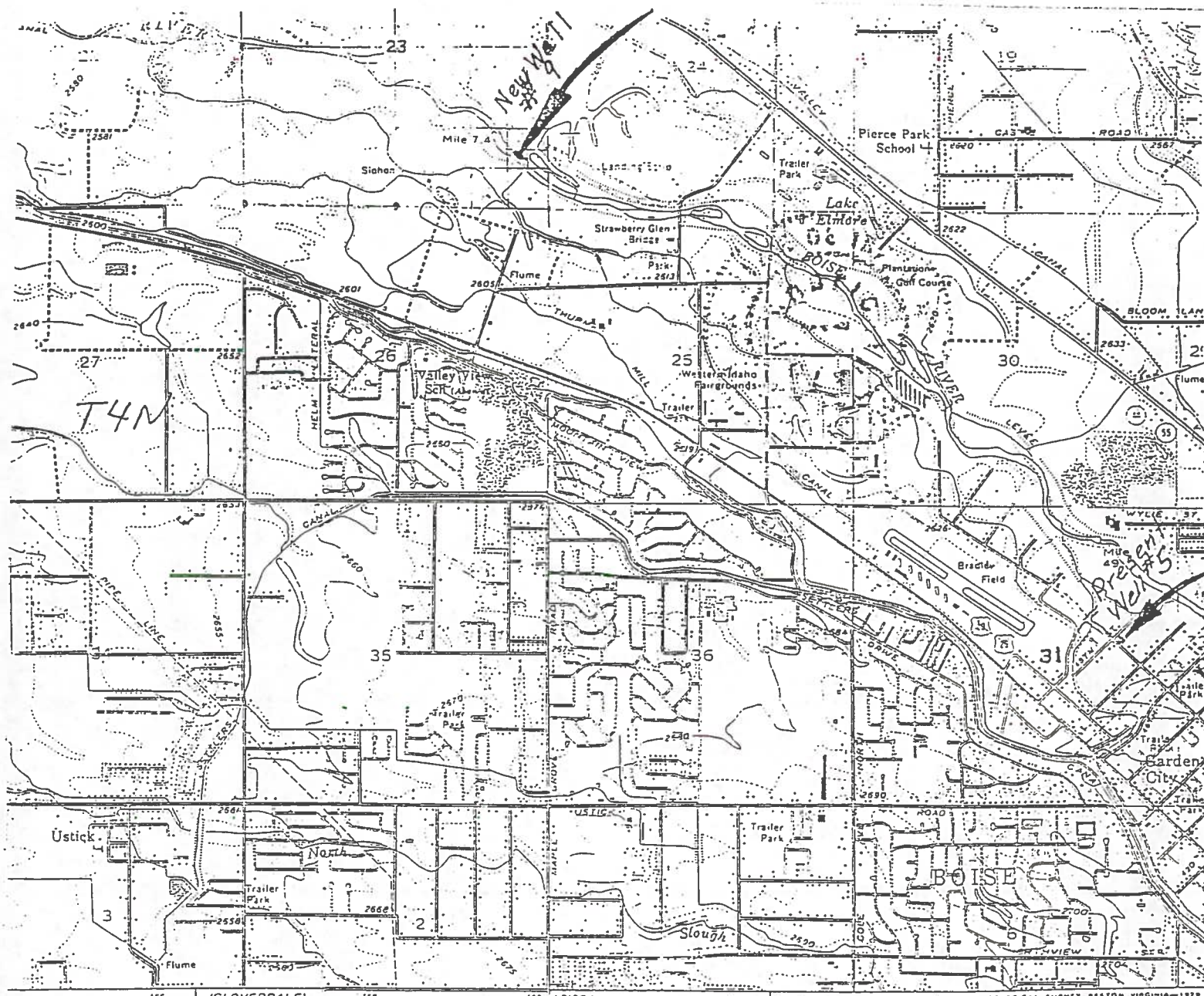
9. Describe any other water rights used for the same purpose as described above 7 other wells.
(Well #2 - 40' depth, was abandoned, filled, & sealed. All others are operating).

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



CONTOUR INTERVAL 20 FEET
 DOTTED LINES REPRESENT 5-FOOT CONTOURS
 NATIONAL GEODETIC VERTICAL DATUM OF 1929

RIE

R2E

ROAD CLASSIFICATION

Heavy-duty	Light-duty
Medium-duty	Unimproved dirt
U. S. Route	Slate Route



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 OCT 07 1996
 FOGLE, IDAHO

SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE

N/A

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

NOTE: RETURN FLOWS ARE MOSTLY TO PUBLIC SEWERS, TO W. BOISE TREATMENT PLANT & INTO BOISE RIVER.

3. Describe effects on other water uses resulting from the proposed change:

GARDEN CITY WELLS ADD TO BOISE RIVER FLOW DOWNSTREAM FROM GARDEN CITY.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this



[Signature]
(Signature of Applicant)

9th day of NOVEMBER, 19 90

[Signature]
(Notary Public)

My commission expires 11-2-94

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and - attachments

Received by DRT Date 7/12/1990 Protest filed by _____

Prelim. check by SL Fee \$50

Receipted by DRT Date 7/12/1990 #W012547

Published in IDO. STATESMAN Copies of protest forwarded by _____

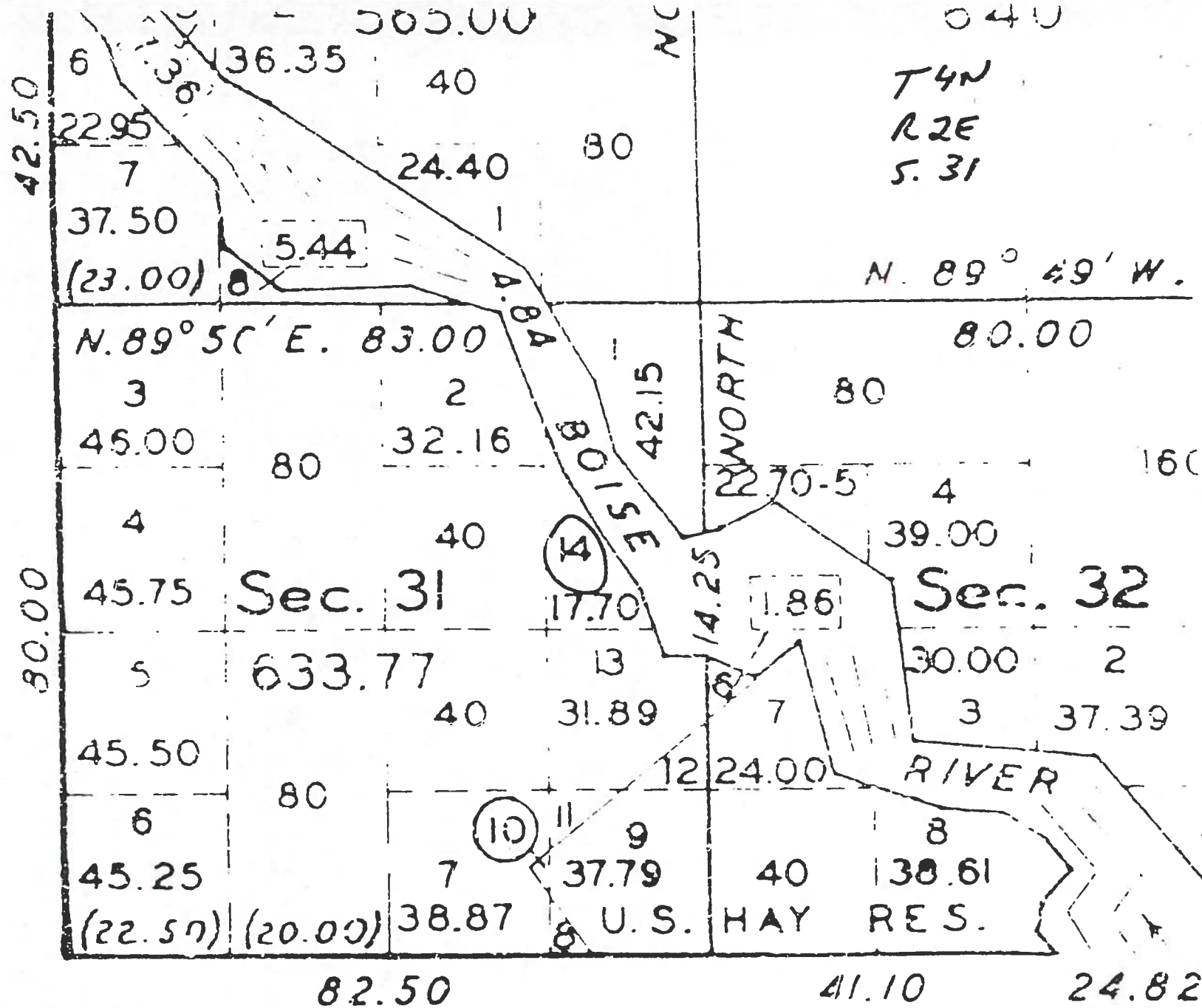
Pub. dates 9/6 & 9/13/1990 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by DRT

Copy of transfer sent to lien holder _____ 5-16-91

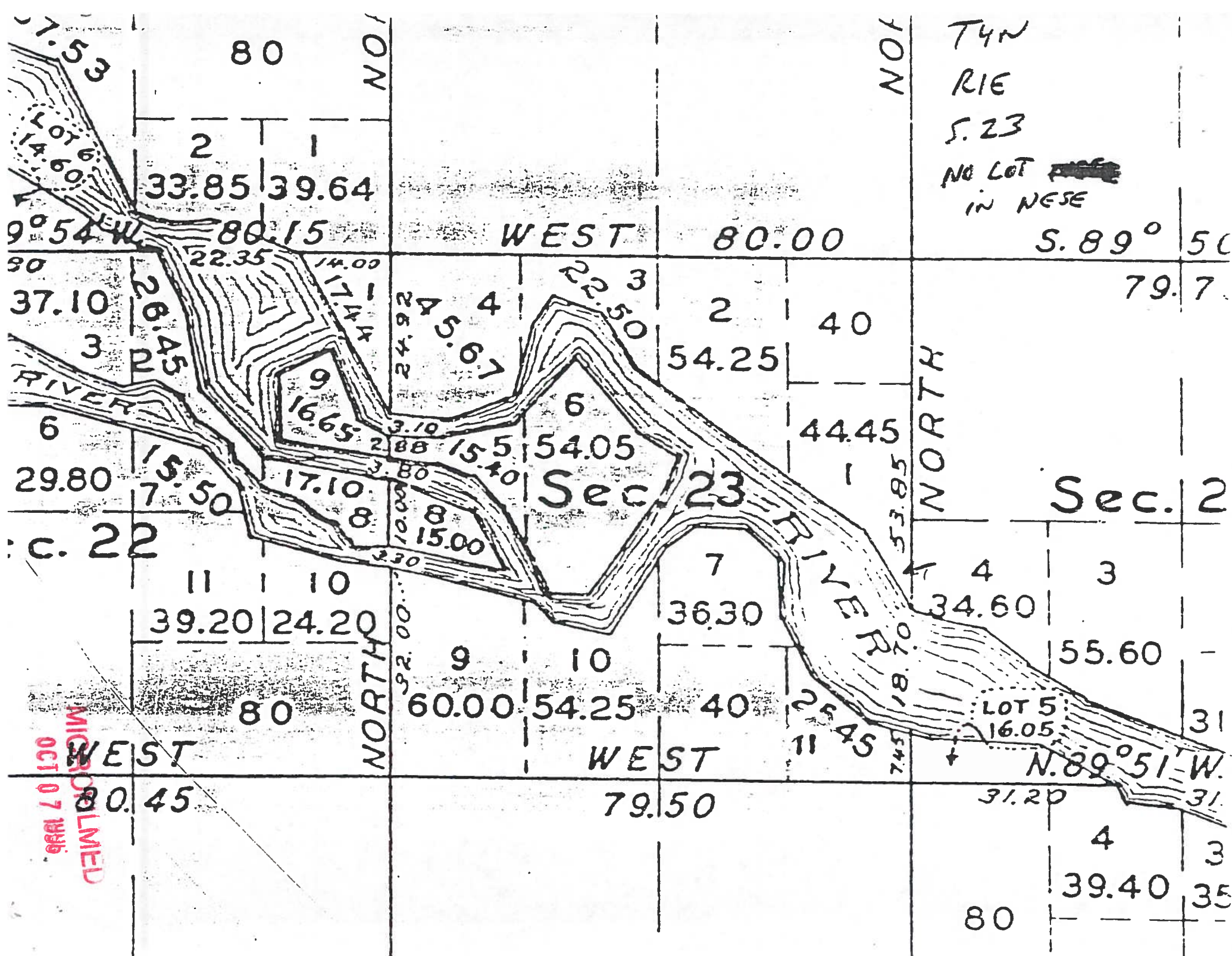
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MICROFILMED
 OCT 10 1996
 189 45' E.

LOT 8 1.26
 LOT 10 1.13
 LOT 11 0.85

MADE



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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: A63-08005
Date Received: 8/14/1989
Receipt No: W004439
Received By: DE JON

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF GARDEN CITY 208-377-1831
Address: 201 E. 50TH ST.
GARDEN CITY, ID 83714

2. Date of Priority: JUL 10, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	31	SE	NE			ADA

5. Description of diverting works:
175 HP TURBINE PUMP IN 419 FT. WELL DISCHARGE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MUNICIPAL	01/01	12/31	4.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1600 CONNECTIONS PLUS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02E	5				MUNI	
04N	01E	23				MUNI	
		24				MUNI	
		25				MUNI	

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01E	26			MUNI	
	02E	31			MUNI	
		32			MUNI	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:
P/U WITHIN THE CITY LIMITS OF GARDEN CITY.

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: 39576
Ident. Number A63-08005
Date Received 8-14-89
Receipt Number WY 4439 (1530)

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) CITY OF GARDEN CITY Phone (208) 377-1831

Mailing Address 201 E 50th Garden City Id. Zip 83714

2. Date of Priority (Only one (1) per claim) 7-10-74

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

4. a. Location of existing point of diversion is: Township 4N Range 2E Section 31,
SE 1/4 of NE 1/4 of 1/4, Govt. Lot, B.M., County of ADA

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.

175 hp trubine pump in 419Ft. well @ discharge

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1-1 to 12-31 amount 4.800 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.800 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 4.800 (cfs) acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic 1600 connections plus

10. Description of place of use:

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	
4N	2E	31																	
		32																	
4n	1E	23																	
		24																	
		25																	
		26																	
3N	2E	5																	

Total number of acres irrigated _____

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

12. Do you own the property listed above as place of use? Yes _____ No XX
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.
_____ or None ()

14. Remarks:

P/U within city limits of Garden City

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Last Name Garden City Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of squares. Each square contains a crosshair pattern formed by two dashed lines intersecting at the center. The lines are oriented horizontally and vertically, creating a grid of smaller squares within each cell. The pattern is consistent across all 256 squares in the grid.

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Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License XX Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-08005
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) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am PUBLIC WORKS DIRECTOR
Title
of CITY OF GARDEN CITY , that I have signed the foregoing
Organization
document in the space below as Public Works Director of Garden City
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

RD Cummins

Richard Cummins

Title and Organization Public Works Director Garden City Date 7-11-89

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

Subscribed and sworn (or affirmed) before me this 5th day of April 19 90

SEAL

Notary Public

Jan E. Harvey

Residing at

2129 Colorado Ave., Boise

My Commission Expires

Jan. 21, 1993

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 _____

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OCT 07 1996

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

LISTER
(RMG)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS REPORT

DATE: 07/11/89
PAGE: 1

WR-NUMBER:
63-02895

CURRENT OWNER:
CITY OF GARDEN CITY
GARDEN CITY, ID

PRIORITY DATE:
02-13-1952

STAGE:
LICENSE

COUNTY: ADA
SOURCE: GROUNDWATER
WATER USE:
MUNICIPAL

TRIBUTARY:
DIVERSION RATE:
1.500
TOTAL: 1.500
DIVERSION VOLUME:

PERIOD FROM: PERIOD TO:

REMARKS: P/U WITHIN CITY LIMITS OF GARDEN CITY.

POINT OF DIVERSION: Twp Rge Sec Tract Lot
03N 02E 5 SE NE

36th #3
WR-NUMBER:
63-07805

CURRENT OWNER:
CITY OF GARDEN CITY
CITY HALL
201 E. 50TH ST.
GARDEN CITY, ID 83704

PRIORITY DATE:
06-01-1973

STAGE:
LICENSE

COUNTY: ADA
SOURCE: GROUNDWATER
WATER USE:
MUNICIPAL

TRIBUTARY:
DIVERSION RATE:
1.110
TOTAL: 1.110
DIVERSION VOLUME:

PERIOD FROM: PERIOD TO:
01/01 12/31

REMARKS: P/U WITHIN CITY LIMITS OF GARDEN CITY.

POINT OF DIVERSION: Twp Rge Sec Tract Lot
03N 02E 5 SE NE

36th #2
WR-NUMBER:
63-08005

CURRENT OWNER:
CITY OF GARDEN CITY
201 E. 50TH ST.
GARDEN CITY, ID 83704

PRIORITY DATE:
07-10-1974

STAGE:
LICENSE

COUNTY: ADA
SOURCE: GROUNDWATER
WATER USE:
MUNICIPAL

TRIBUTARY:
DIVERSION RATE:
4.800
TOTAL: 4.800
DIVERSION VOLUME:

PERIOD FROM: PERIOD TO:
01/01 12/31

REMARKS: P/U WITHIN THE CITY LIMITS OF GARDEN CITY.

POINT OF DIVERSION: Twp Rge Sec Tract Lot
04N 02E 31 SE NE

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OCT 07 1996

North
↓

City of Garden City





Uda 10.
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

4-4-90

[CITY OF GARDEN CITY]
201 E. 50TH

[GARDEN CITY, ID 83714]

FOR CLAIMS:

AG3-02872

AG3-03124

AG3-10270

AG3-09134

AG3-02895

AG3-07805

AG3-08005

AG3-09136

Dear Claimant(s):

This office has received the Notice of Claim(s) to a Water Right for the use of water within the Snake River Drainage Basin. However, due to the items checked below, we cannot process this claim(s). We are returning the claim(s) to you to complete only the following item(s) showing a checkmark in the blank for that item(s). Receipt No. 480439 in the amount of \$2,700 for the filing fee previously submitted is also enclosed.

☒ Fee - No fee received or inadequate fee received, fee due is \$11.
See enclosed fee schedule for computation of fees. \$6 For AG3-03124
\$5 For AG3-02872

☐ Late Notice of Claim - This claim was received on _____ which is after the deadline for filing claims in _____ County. The deadline for this County was _____. See the enclosed Late Fee Notice for further information.

☐ Item No. 2 - Date of priority - date water was first put to beneficial use regardless of ownership.

☐ Item No. 3 - Source of Water

☐ Item No. 4 - Point of Diversion - must be shown by quarter-quarter (40 acre tract), section, township and range, except for spring sources which should be shown by quarter-quarter-quarter (10 acre tract), section, township and range. Lot and block for a subdivision are not acceptable as the legal description for the point of diversion, however, please include this information in the remarks section of your claim.

☐ Item No. 6 - Uses of Water

☐ Item No. 9 - Non-Irrigation Uses

☐ Item No. 10 - Place of Use - must be listed by quarter-quarter (40 acre tract), section, township, and range. Lot and block for subdivision are not acceptable as the legal description for the place of use, however, please include this information in the remarks section of your claim.

☐ Item No. 12 - Ownership of place of use.

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Item No. 15 - Basis of Claim - Please designate if your water right is based on beneficial use of the water - Beneficial Use, or if it is based upon a previously filed water right - Posted Notice, License, Permit or Decree.

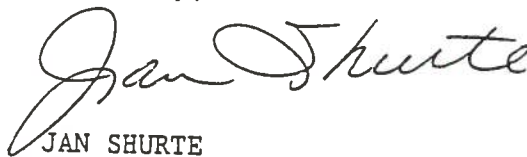
X Item No. 16 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed in this item. ALL CLAIMS

X Other: NOTE ON CLAIM NO. A63-03124, ITEM NO 2 LISTS A DATE (2-28-1958) DIFFERENT THAN THAT SHOWN ON PREVIOUSLY ISSUED LICENSE (2-28-1958), IS THIS CORRECT? IF NOT, CHANGE WITH INITIALS & DATE OF CHANGE

Please complete the above item(s) on your claim form(s), initial and date any changes or additions, and return the claim(s) to our office within 30 days from the date of this letter. If you are returning a claim form, which was received in our office by the deadline for your county, then as long as the corrected claim(s) is returned within the 30 day time period, no late fee will be charged. The claim should be returned to the Western Region Office, 2735 Airport Way, Boise, ID 83705, to the attention of LINDA WERNER.

Please feel free to contact this office if you have any questions concerning this letter.

Sincerely,



JAN SHURTE
Water Rights Supervisor
Adjudication Section
Western Region

JS:lh
Enclosures

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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
A63-08005
8-14-89
WY 4439 1530

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) CITY OF GARDEN CITY Phone (208) 377-1831
Mailing Address 201 E 50th Garden City Id. Zip 83714

2. Date of Priority (Only one (1) per claim) 7-10-74

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

4. a. Location of existing point of diversion is: Township 4N Range 2E Section 31,
SE 1/4 of NE 1/4 of 1/4, Govt. Lot, B.M., County of ADA
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.

175 hp trubine pump in 419Ft. well @ discharge

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

(both dates are inclusive)

For		purposes from		to		amount	(cfs)	or	(acre feet)
	<u>Domestic</u>		<u>1-1</u>		<u>12-31</u>		<u>4.800</u>		
For									
For									
For									
7. Total quantity claimed	(a)		<u>4.800</u>						

7. Total quantity claimed (a) 4.800 (cfs) and/or (b) _____ amount _____ or _____

8. Total consumptive use claimed is 4.800 (cfs) (acre feet)

9. Non-irrigation uses: describe _____ acre feet per annum.

8. Total consumptive use claimed is 4.800 (cfs) (cfs) and/or (b) _____ (acre feet)

9. Non-irrigation uses: describe _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic 1600 connections plus

10. Description of place of use:

10. Description of place of use:

b. If water is used for other purposes, place a symbol of use (example: ) in the corresponding place.

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	
4N	2E	31																	
		32																	
4n	1E	23																	
		24																	
		25																	
		26																	
3N	2E	5																	

Total number of acres is:

Total number of acres irrigated

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

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

13. Describe any other water rights used at the _____

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

or None ()

P/U within city limits of Garden City

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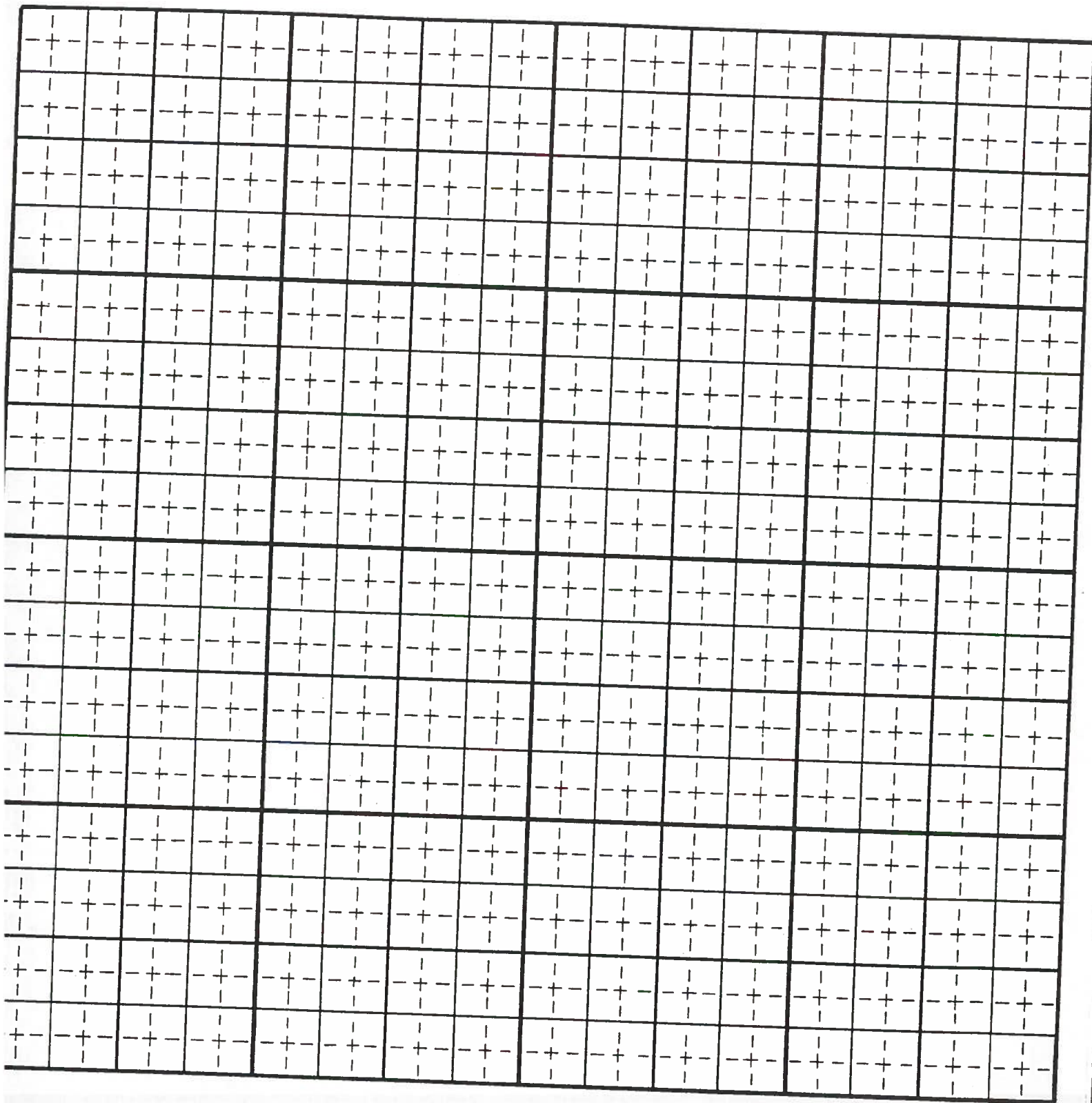
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City Name Garden City Ident No. _____

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



(see attached copy of city map)

Last Name Garden City

Ident No. _____

Copies: White-State, Yellow-Claimant

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15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License XX Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-08005
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) _____

Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am PUBLIC WORKS DIRECTOR
of CITY OF GARDEN CITY Organization , that I have signed the foregoing
document in the space below as Public Works Director of Garden City
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization Public Works Director Garden City Date 7-11-89

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

Subscribed and sworn (or affirmed) before me this _____ day of _____ 19 _____

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

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 _____

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Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

LISTER
(RMG)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS REPORT

DATE: 07/11/89
PAGE: 1

=====

WR-NUMBER: 63-02895	CURRENT OWNER: CITY OF GARDEN CITY GARDEN CITY, ID	PRIORITY DATE: 02-13-1952	STAGE: LICENSE
------------------------	--	------------------------------	-------------------

COUNTY: ADA
SOURCE: GROUNDWATER
WATER USE: MUNICIPAL
DIVERSION RATE: 1.500
DIVERSION VOLUME: 1.500
PERIOD FROM: PERIOD TO:

TOTAL: 1.500

REMARKS: P/U WITHIN CITY LIMITS OF GARDEN CITY.

POINT OF DIVERSION: Twp Rge Sec Tract Lot
03N 02E 5 SE NE

36th #3

=====

WR-NUMBER: 63-07805	CURRENT OWNER: CITY OF GARDEN CITY CITY HALL 201 E. 50TH ST. GARDEN CITY, ID 83704	PRIORITY DATE: 06-01-1973	STAGE: LICENSE
------------------------	--	------------------------------	-------------------

COUNTY: ADA
SOURCE: GROUNDWATER
WATER USE: MUNICIPAL
DIVERSION RATE: 1.110
DIVERSION VOLUME: 1.110
PERIOD FROM: 01/01 PERIOD TO: 12/31

TOTAL: 1.110

REMARKS: P/U WITHIN CITY LIMITS OF GARDEN CITY.

POINT OF DIVERSION: Twp Rge Sec Tract Lot
03N 02E 5 SE NE

36th #2

=====

WR-NUMBER: 63-08005	CURRENT OWNER: CITY OF GARDEN CITY 201 E. 50TH ST. GARDEN CITY, ID 83704	PRIORITY DATE: 07-10-1974	STAGE: LICENSE
------------------------	---	------------------------------	-------------------

COUNTY: ADA
SOURCE: GROUNDWATER
WATER USE: MUNICIPAL
DIVERSION RATE: 4.800
DIVERSION VOLUME: 4.800
PERIOD FROM: 01/01 PERIOD TO: 12/31

TOTAL: 4.800

REMARKS: P/U WITHIN THE CITY LIMITS OF GARDEN CITY.

POINT OF DIVERSION: Twp Rge Sec Tract Lot
04N 02E 31 SE NE

48th #5

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12/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

City of Garden City

CLAIM IDENT. NO.

AG3-8805

DATE RECEIVED

8-14-89

CK #

014439

AMOUNT \$

2700-530-

Required Info?

1. Is the name and address complete with zip code? YES ☒ NO ☐ *
2. Is a priority date entered? ☒ ☐ *
Is the priority date acceptable in view of mandatory filing dates? . . . ☒ ☐ *
3. (a) Is a source entered? ☒ ☐ *
(b) Is a tributary to entered? (if required) N/A ☒ ☐ ☐
4. Is the legal description of the p.d. sufficient? ☒ ☐ *
5. Is there a description of the diverting works? ☒ ☐
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. ☒ ☐
Is the period of use included? ☒ ☐
Is a quantity claimed for each use? ☒ ☐ *
7. Is a total quantity claimed entered? ☒ ☐
8. If required is a consumptive use entered? N/A ☒ ☐
Is the consumptive use correct? N/A ☒ ☐
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. N/A ☒ ☐ *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ ☐ *
11. Is (are) the county(ies) entered? ☒ ☐
12. Is the ownership of p.u. checked? ☒ ☐
13. Are other water rights listed or "none" indicated? ☒ ☐
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.) N/A ☒ ☐
15. Is the basis of the claim indicated? ☒ ☐
16. Has the claimant requested a monthly docket sheet? (If yes, describe payment status in "Comments" below.) ☒ ☐
17. Is the claim signed by the claimant, and is the signature appropriate? ☒ ☐ *
18. Has the claim been signed, sealed, and dated by a notary? ☒ ☐ *
19. Was this claim filed on time, or was an extension granted? ☒ ☐ *
20. Is the fee enclosed correct? Exempt ☒ ☐ *
21. If this claim is based on an existing water right, has the identification number been entered? N/A ☒ ☐
22. Should this claim be receipted and data entered? ☒ ☐

Claim checked by:

Law

Date:

11-16-89

Claim must be returned to claimant: ☒ (Yes) ☐ (No)

Claimant must be sent a copy of amended claim for approval: ☐ (Yes) ☐ (No)

Receipt Prepared by: _____

Date: _____

Claim data entered by: _____

Date: _____

Checked by: _____

Date: _____

Comments:

item 10 - 1/4, 1/4's

item 16

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