

10/30/2006

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

RIGHT NUMBER: 22-2217

NAME AND ADDRESS: CITY OF NEWDALE
PO BOX 70
NEWDALE ID 83436

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.780 CFS

PRIORITY DATE: 12/09/1961

POINT OF DIVERSION:

T06N R41E S4 NENENE Lot 1 Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	1/01 12/31	1.780 CFS

PLACE OF USE:

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

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.

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

Municipal right 22-7269 also serves the City of Newdale.

Department of Water Resources

Eastern Region

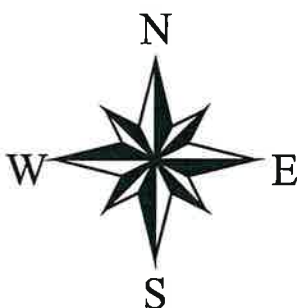


Claim No.: 22-2217 & 22-7269



0 0.25 0.5 0.75 1 Miles

- Point of Diversion
- City of Newdale
- Township/Range
- Sections
- QQ

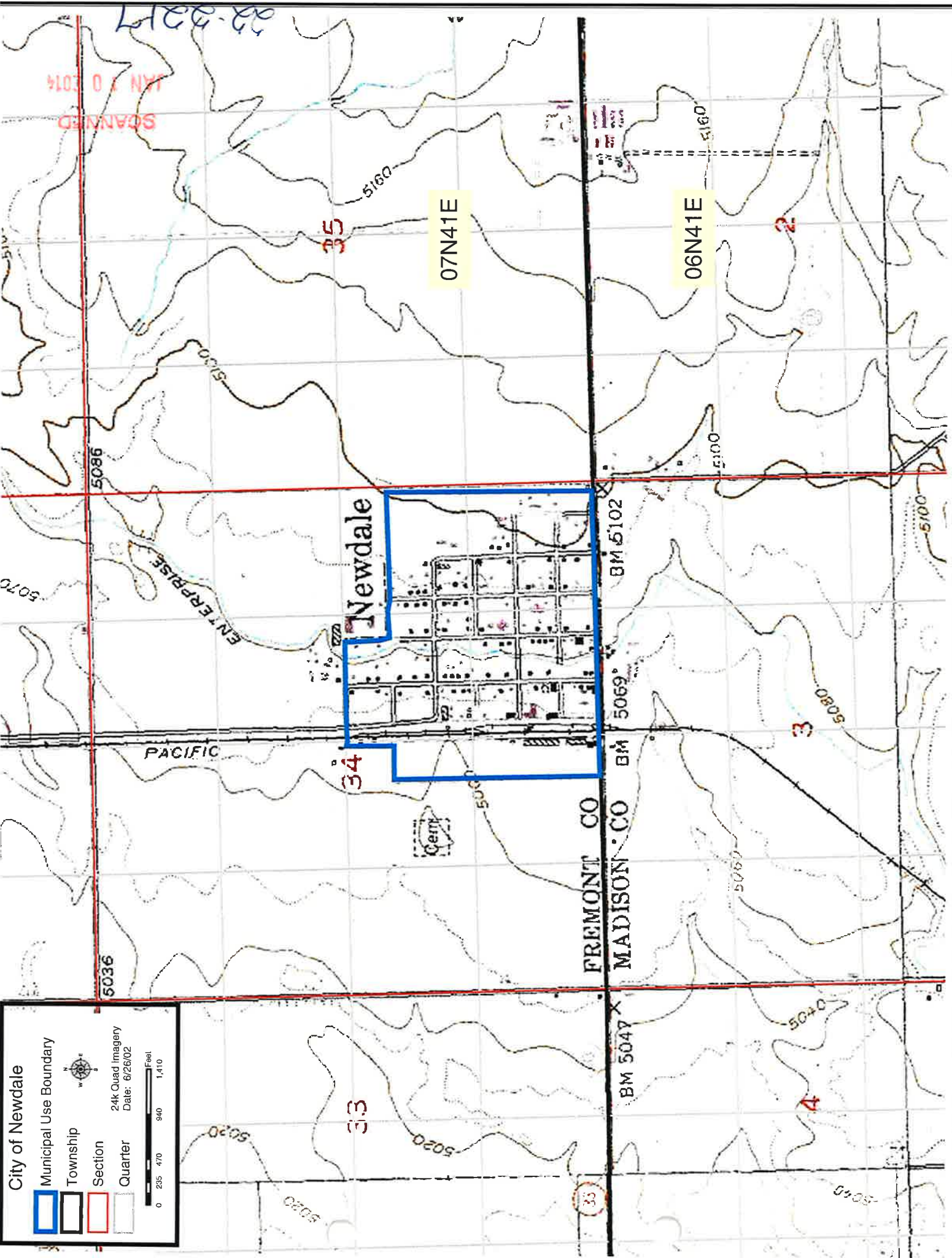


GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: November 2005

City of Newdale

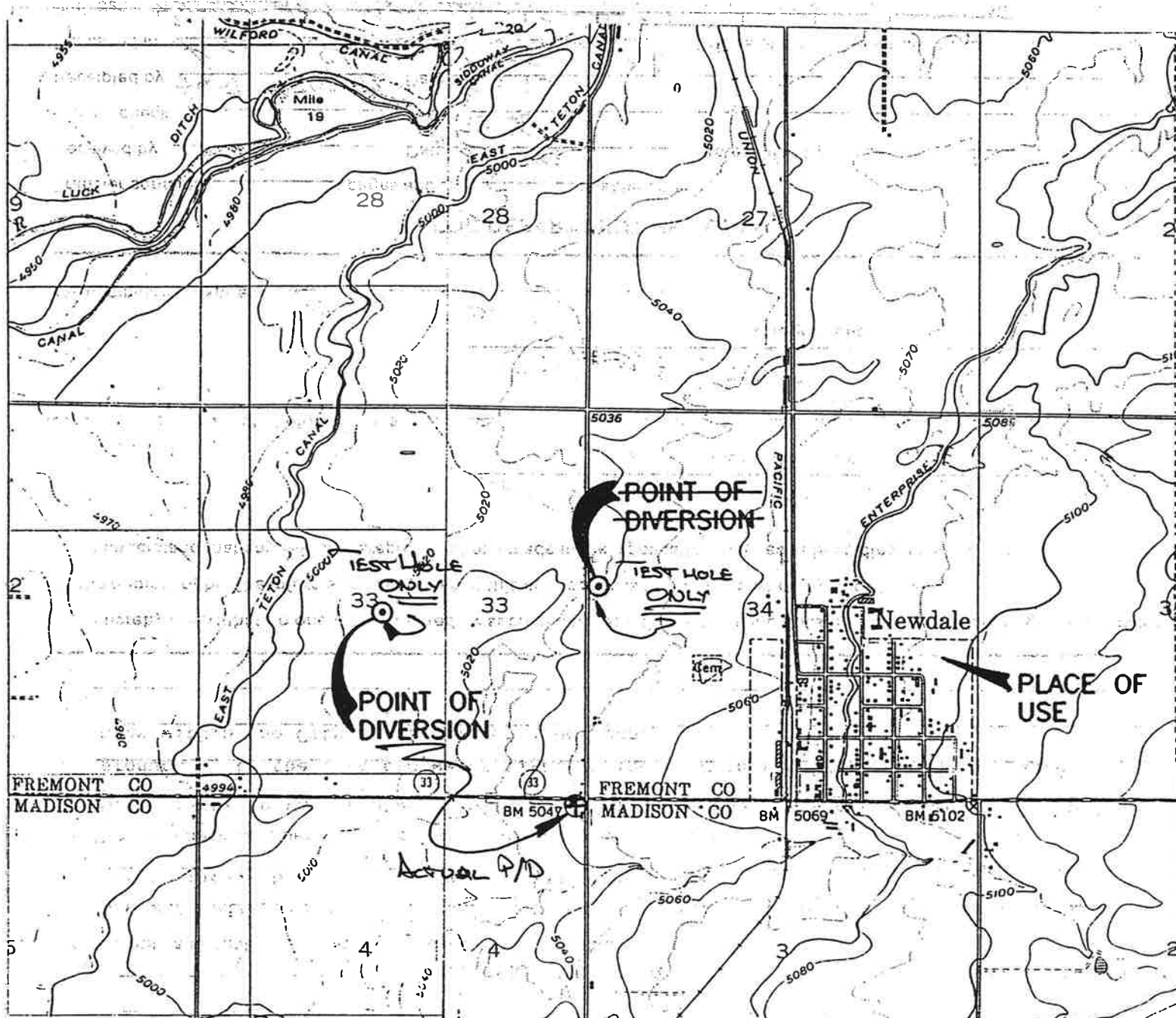
- Municipal Use Boundary
- Township
- Section
- Quarter

24k Quad Imagery
Date: 6/26/02



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.



MICROFILMED

NOV 06 1990

JAN 10 2014

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Water Rights: 22-2217

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☒ I.C. § 42-222 transfer 76126
 - ☒ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 4/13/2010

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 14, 2010, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
City of Newdale
PO Box 70
Newdale ID 83436

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:

4. One copy to:

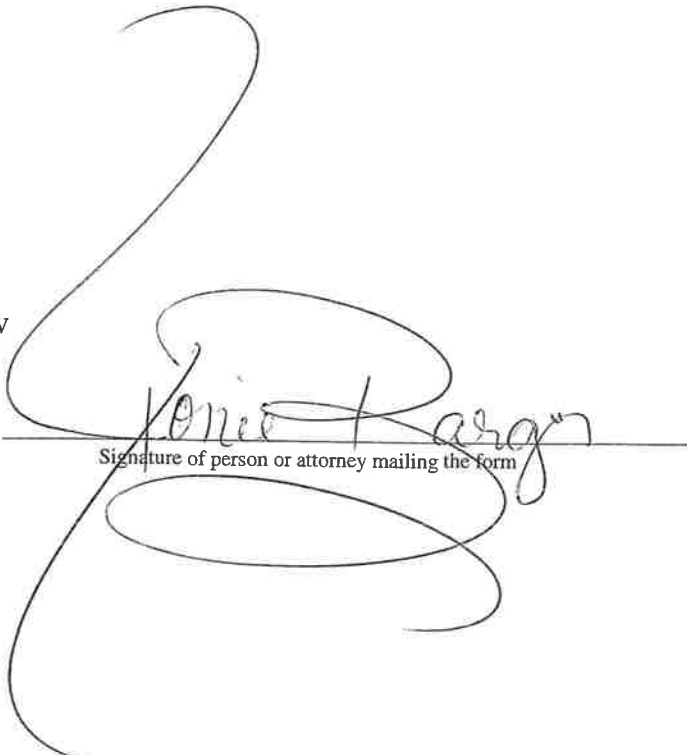
Each party in the subcase, or attorney of record

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

SCANNED

APR 15 2010

Page 2

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

RIGHT NUMBER: 22-2217

NAME AND ADDRESS: CITY OF NEWDALE
PO BOX 70
NEWDALE ID 83436

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.780 CFS

Diversion of water authorized under Transfer 76126 from the point of diversion located in L2 (SWNW), Sec. 7, T06N, R42E shall not exceed a total combined maximum diversion rate of 1.5 cfs and a total annual maximum diversion volume of 543.0 af.

PRIORITY DATE: 12/09/1961

POINT OF
DIVERSION:

T06N R41E S4 NENENE Lot 1 Within MADISON County
T06N R42E S7 SWNW Lot 2 Within MADISON County
T07N R41E S34 NWSESE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	1/01 12/31	1.780 CFS

PLACE OF USE:

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

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

To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right from Well No. 2 located in L1 (NENENE) Sec 4, T06N, R41E.

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.

SCANNED

APR 15 2010

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right does not grant any right-of-way or easement across the land of another.

The following rights are diverted through point(s) of diversion described above: 22-2217, 22-7269.

Failure of the right holder to comply with the conditions of transfer 76126 is cause for the Director to rescind approval of the transfer.

Prior to the diversion and use of water under Transfer 76126, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Prior to diversion and use of water under Transfer approval 76126, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

The right holder shall accomplish the change authorized by transfer 76126 by January 26, 2011.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76126

This is to certify that: CITY OF NEWDALE
PO BOX 70
NEWDALE ID 83436
(208)458-4389

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
22-2217	AJC/License	12/09/1961	1.78 cfs	N/A	N/A	N/A	GROUND WATER
22-7269	AJC/License	02/21/1978	1.52 cfs	N/A	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

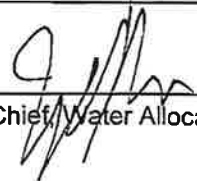
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
22-2217	NO	NO	NO	YES	NO	NO
22-7269	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
22-2217	22-2217	1.78 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
22-7269	22-7269	1.52 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED TOTALS		3.3 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 26th day of January, 2010



Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 22-2217

WATER RIGHT NO. 22-2217
As Modified by Transfer No. 76126

In accordance with the approval of Transfer No. 76126, Water Right No. 22-2217 is now described as follows.

Right Holder: CITY OF NEWDALE
PO BOX 70
NEWDALE ID 83436

Priority Date: December 09, 1961

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From **To**
01/01 to 12/31

Diversion Rate

1.78 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER

L1 (NENENE)

Sec. 4 Twp 06N Rge 41E MADISON County

GROUND WATER

L2 (SWNW)

Sec. 7 Twp 06N Rge 42E MADISON County

GROUND WATER

NWSESE

Sec. 34 Twp 07N Rge 41E FREMONT County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Newdale municipal water supply system as provided for under Idaho Law. 124
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. Diversion of water authorized under Transfer 76126 from the point of diversion located in L2 (SWNW), Sec. 7, T06N, R42E, shall not exceed a total combined maximum diversion rate of 1.5 cfs and a total annual maximum diversion volume of 543.0 af.
4. Prior to diversion and use of water under Transfer approval 76126, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right from Well No. 2 located in L1 (NENENE) Sec 4, T06N, R41E.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.

WATER RIGHT NO. 22-2217
As Modified by Transfer No. 76126

CONDITIONS OF APPROVAL

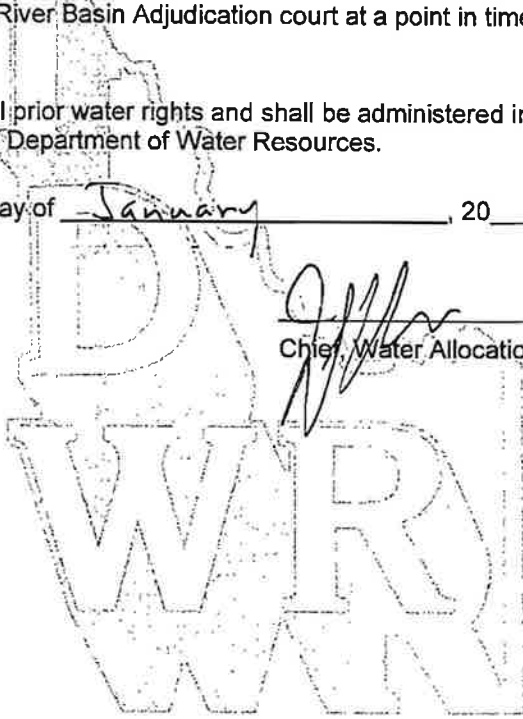
- EXP 9. This right does not grant any right-of-way or easement across the land of another.
- EXP 10. The following rights are diverted through point(s) of diversion described above: 22-2217, 22-7269.
- EXP 11. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
- EXP 12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- C18 13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 26th day of January, 20 10



Chief, Water Allocation Bureau





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

JAMES E. RISCH
Governor

KARL J. DREHER
Director

October 30, 2006

City of Newdale
Po Box 70
Newdale Id 83436

RE: Change to Preliminary Director's Report **22-2217**

To Whom It May Concern:

The purpose of this letter is to notify you the Preliminary Director's Report you previously received for the above referenced claim has been changed. A printout of the new Preliminary Director's Report is included for your records.

The notices of error and new claims received subsequent to the mailing of the Preliminary Director's Report caused us to re-examine the recommendations involving water right **22-2217**. The recommendation has been changed to more accurately reflect the county the point of diversion is located in.

If you have questions or wish to schedule an appointment please call me at the above number.

Respectfully,

Trent Galbraith
Water Agent
Adjudication Bureau

Enclosure

Amended Preliminary Directors Report

11/10/2005

**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:

Water right number: 22-2217

CITY OF NEWDALE

PO BOX 70

NEWDALE ID 83436

Telephone Number: (208)458-4389

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

point of diversion is located within Madison County

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: 10/11/2006 SIGNATURE: *Susan Lett - City Clerk*
Please print your name: Susan Lett

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

*Changed county to madison
Remarked by 10-30-06*

RECEIVED
OCT 25 2006
Department of Water Resources
Eastern Region

*LMJ
10/25*

Water Right No(s).

A22-02217

GPS data - 2691284
1411855

GPS File #
22217

GPS DATA:

Tag #

A0015974

Location:

on wood power pole

Diversion Data:

Source:

Groundwater

Trib to:

MOTOR

Make:

Submersed

Model:

Hp:

100

SN:

PUMP

Make:

Submersed

Model:

Disch:

SN:

12" casing at surface on concrete pad

NOTES:

See transf. # 4204. System shown by Dick Vargman,
maintenance man for City of Newdale. Mailing address
verified by Mr. Vargman.

Field Exam Date:

11-07-2005

Agent:

H. W. Jones

Chained pole TX #4204, Recommend pole chain

Remark: Pole & P Pole is City of Newdale



CPS Tag

A22-2217, City of Newdale, Looking East

City of Newdale

227269

07N41E34

07N41E33

06N41E3

222217

06N41E4

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-30327

This proof is for Comp. of Works & Beneficial Use In Water District No. _____

1. Name of applicant Village of Newdale

2. Source of water supply: 2 wells

3. Location of point of diversion: Is in the SW ^{#1} SE ^{#2} SE ^{#2} of Section 34

T. 7 N R. 41 E County of Fremont

4. Describe works as they exist, giving dimensions and capacities of same: #1 General Electric
75 Horse power motor. Ser. # TVJ623138 - Winthrop No. Ser. #
4" Discharge through a 4" Gate valve into 3 2000 Gallon
storage pressure tanks. #2 U.S. Motor 30 H.P. 96933
Kimball-Knogh Pump 3100 - 4" Discharge into
storage tanks.

5. Water is used for: municipal purposes

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

nybucuoal purposes: irrigation of lawns, flowers, and shrubs, human consumption, and
fire protection

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: They have 85 families on the system & 130
two potatoe processors.

746,060 Gal. was used in June. I was told this
is a good av per month.

This examination was made on the _____ day of July, 1968

(Signed) _____ Examiner.

30327
22-2217

D.S.
Plat

Rye 41 E.

July 7N

34

P.O.

XPD



Mineral

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

To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Village of Newdale Phone 458-4936

Post office address P.O. Box 98, Newdale, Idaho 83436

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree to _____
(Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 22-2217 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water ground water tributary to _____
4. Date of priority Dec. 9, 1961
5. Water is used for the following purposes:
amount 1.78 for Municipal purposes from * to *
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day – both dates inclusive)
6. Total amount of water under right: a. 1.78 cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 34
Township 7N Range 41E, B.M., in Fremont County
Additional points of diversion, if any SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, T. 7N, R. 41E, B.M., Fremont County

8. Lands irrigated or place of use:

[illegible]

Total number of acres to be irrigated

* Not stated on license

116 20

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
- a. Amount of water to be diverted 1.78 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion SW ¼ SE ¼, Section 36 Township 7N
Range 41E, B.M., Fremont County _____
Additional points SE¼SE¼, Sec. 34, T. 7N, R. 41E
- c. Description of diverting works wells, pumps, and 200,000 gallon concrete storage tank. Groundwater will be pumped into the tank and diverted from the tank thru a 10" diameter transmission pipeline to the Newdale water dist. system
- d. Describe the reasons for applying for a change in the point(s) of diversion
A new municipal well is being drilled with the intention of abandoning one of two old wells upon completion.

2. Change in place of use NO CHANGE

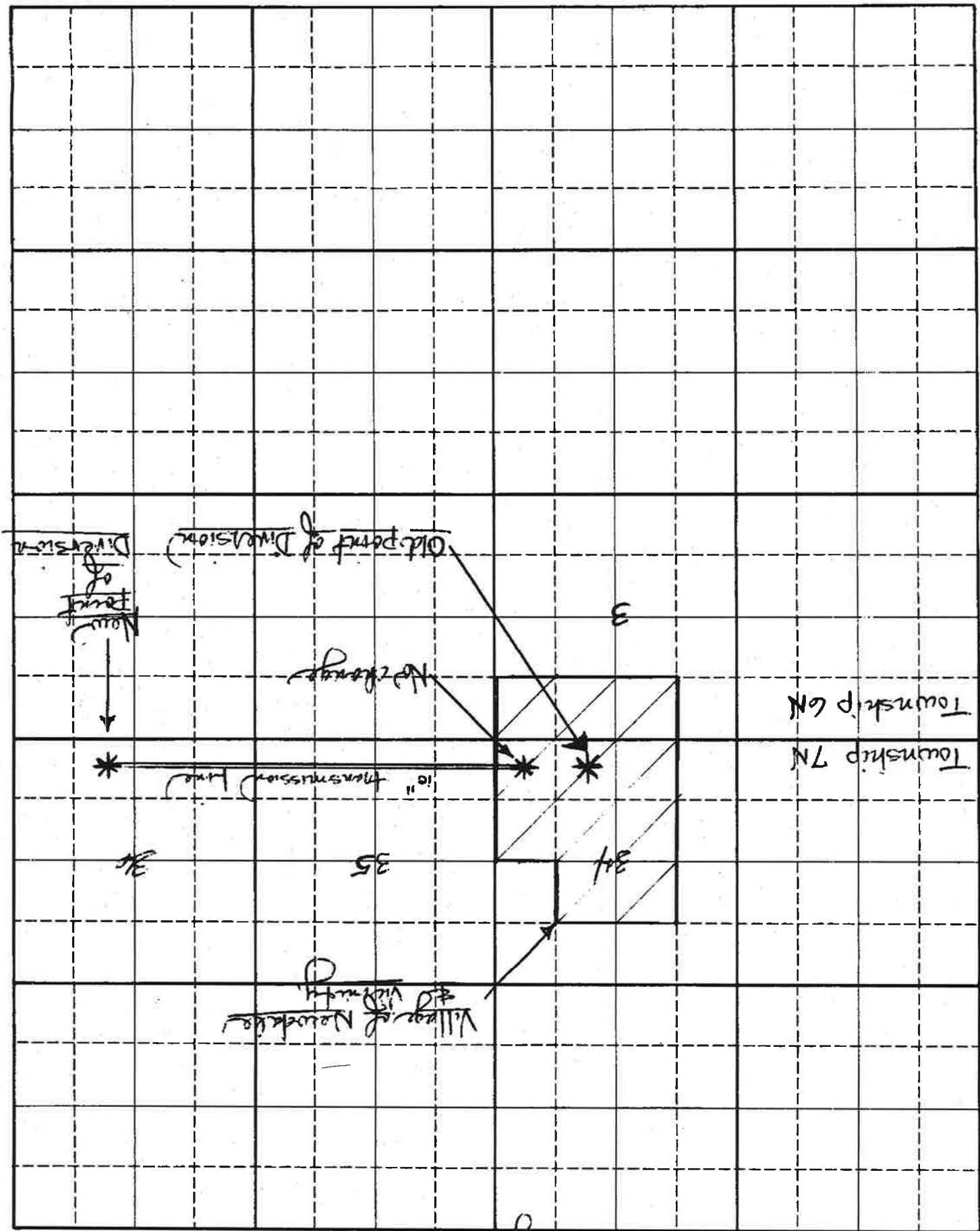
- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

Range 41E



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

3. Remarks _____

I hereby assert that no one will be injured by such change and 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.

Layne Harris
(Signature of applicant)

Subscribed and sworn to before me this 14 day of March, 19 78.

Jay M. Robinson
(Notary public)

My commission expires May 15, 1978

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 22-2217
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 25TH day of May, 19 78.

Norman C. Young
Administrator

FOR DEPARTMENT USE ONLY

Received by CW Date 3-15-78

Prelim. check by ARK Fee \$30.00 #98779

Receipted by CW Date 3-15-78

Published in Summit Cty Ch.

Pub. dates Mar. 23 & 30-1978

Watermaster recommendation requested on N.A.

_____ rec'd. _____

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial

by John Johnson

FEBRUARY 8, 1995

CITY OF NEWDALE
PO BOX 70
NEWDALE ID 83436

RE: TRANSFER

Dear Mr. Mayor

Our office has received notice of your approved transfer #4204 of water right #22-02217. The Snake River Basin Adjudication claim filed on this right has been amended pursuant to the approved transfer.

Please review the enclosed notice carefully and if you have any questions about any of the items, please contact our office. If you agree with the items on the notice, please place the copies with your records.

Sincerely,

Allen B Ruberry
Sr Water Resource Agent
Adjudications Bureau

ABR:sc

Enclosure: Notice of Claim to a Water Right

MICROFILMED
NOV 06 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4204
WATER RIGHT NO. 22-02217

Region Adjud.
RECEIVED
JAN 2 0 1994

This is to certify that: **CITY OF NEWDALE**
PO BOX 70
NEWDALE ID 83436

Department of Water Resources
Eastern District Office

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	01/01 to 12/31	1.78 CFS

SOURCE

GROUNDWATER

Priority: 12/09/1961

LOCATION OF POINT(S) OF DIVERSION: NENE , Sec. 4, Township 06N, Range 41E
MADISON County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. 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.
4. 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.
5. Place of use is located within the city limits of Newdale and the surrounding service area.

Dated this 4th day of

January, 1994

[Signature]
Chief, Water Alloc. Bureau

FROM G.J. Taylor

DATE 5-16-91

TO

SUBJECT City of Newdale claims #A22-02217 & A22-07269. Newdale did not receive 1st Round Service according to ML3.

MICROFILMED

OCT 29 1992



SIGNATURE

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: **A22-02217**
Date Received: 5/28/1991
Receipt No: E016117
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CITY OF NEWDALE
Address: P.O. BOX 70
NEWDALE ID 83436 208-458-4389

2. Date of Priority: DEC 9, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	41E	4		NE	NE		FREMONT

5. Description of diverting works:
2 WELLS PIPED TO HOMES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	1.780		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

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

13. Other Water Rights Used:
A22-07269

14. Remarks:
TRANS. 2226.
P/U WITHIN CITY LIMITS OF NEWDALE & VICINITY.
TRANS. 4204 / CHANGE P.O.D. 2/8/95 SC

15. Basis of Claim: LICENSE

Water Right Number: 30327

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 _____

MICROFILMED

NOV 06 1995

Water Right Number - 22-02217 Prefix Translation: WATER RIGHT Old (D) Number - 30327

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

*** C - CURRENT OWNER ***
CITY OF NEWDALE

1 - PO BOX 70
2 -
3 -
City- NEWDALE State- ID Zip- 83436
Phone - 208-458-4389

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
12/09/1961 15 EASTERN L - LICENSE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

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

06N 41E 4 NE NE (65) MADISON

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

40 - MUNICIPAL 01/01 12/31 1.780

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.780

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

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - - - - - - - - - Remarks - - - - - +
Place of use is located within the city limits of Newdale and the surrounding service area.

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

+ - - - - - - - - - - - - - Conditions of Approval - - - - - +

- 046 - Right holder shall comply with the drilling permit
- requirements of Section 42-235, Idaho Code.
- T07 - The change authorized by this transfer shall be accomplished
- within one (1) year of the date of this approval.
- T09 - 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.

MICROFILMED
NOV 06 1990

Water right number - 22-02217

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - - +
T08 - 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.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

Date: 12/28/1993 User Id: SKAGGS Subject: TRANSFER NO. 4204

Transfer No. 4204 was filed to change the point of diversion from two wells to a single well in a new location under Right No. 22-02217.

+ - - Audit Fields - 03/26/85 05/22/88 CONVERT 08/18/93 SKAGGS 12/28/93 SKAGGS

+ - - - - 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 - 03/26/1985 | DLE/Carey Act - |
| Order Show Cause - 00/00/0000 | Receipt Number - E018992 | Water District - |
| Licensed Date - 04/14/1967 | Appl Received - 00/00/0000 | Transfer/Amended - B |
| Decree Date - 00/00/0000 | Name Connector - | POU Ownership Flag - N |
| Presumption Flag - | | |

NOV 06 1994

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: **A22-02217**
Date Received: 5/16/1991
Receipt No: E016117
Received By: [Signature]

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: CITY OF NEWDALE 208-458-4389
Address: P.O. BOX 70
NEWDALE, ID 83436

2. Date of Priority: DEC 9, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 07N | 41E | 34 | | SE | SE | | FREMONT |
| | | 36 | | SW | SE | | FREMONT |

5. Description of diverting works:
2 WELLS PIPED TO HOMES

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S | (or) | A.F.A. |
|-----------|-------|-------|-------|------|--------|
| MUNICIPAL | 01/01 | 12/31 | 1.780 | | |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

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:
A22-07269

14. Remarks:
TRANS. 2226.
P/U WITHIN CITY LIMITS OF NEWDALE & VICINITY.

15. Basis of Claim: LICENSE

Water Right Number: 30327

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 Mayer of
City of Newdale Title
Organization, that I have signed the foregoing
document in the space below as Mayer of
City of Newdale Title
Organization and that the statements contained in the
foregoing document are true and correct.

Raymond W. Sumner
Signature of Authorized Agent

Mayer of Newdale
Title and Organization

24 May 1991
Date

State of Idaho)
County of Fremont) SS.

Subscribed and sworn (or affirmed) before me this 24th day

of May 19 91

Susan Lott
Notary Public

Seal

Residing at Newdale, ID

My Commission Expires 3-94