

10/03/2005

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

RIGHT NUMBER: 22-4009
NAME AND ADDRESS: CITY OF SUGAR CITY
10 E CENTER ST
PO BOX 56
SUGAR CITY ID 83448
SOURCE: GROUND WATER
QUANTITY: 3.000 CFS
PRIORITY DATE: 06/01/1939
POINT OF DIVERSION: T06N R40E S4 SENWSE Within MADISON County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	MUNICIPAL	1/01 12/31	3.000 CFS

PLACE OF USE:	MUNICIPAL Within MADISON County
T06N R40E S03 Lot 4 NWNW	T06N R40E S04 Lot 1 NENE
T06N R40E S04 Lot 2 NWNE	T06N R40E S04 SWNE
T06N R40E S04 SENE	T06N R40E S04 Lot 3 NENW
T06N R40E S04 Lot 4 NWNW	T06N R40E S04 SWNW
T06N R40E S04 SENW	T06N R40E S04 NESW
T06N R40E S04 NWSW	T06N R40E S04 SWSW
T06N R40E S04 SESW	T06N R40E S04 NESE
T06N R40E S04 NWSE	T06N R40E S04 SWSE
T06N R40E S04 SESE	T06N R40E S05 NESE
T06N R40E S05 SESE	T06N R40E S08 NENE
T06N R40E S09 NENE	T06N R40E S09 NWNW
T06N R40E S09 NENW	T06N R40E S09 SENW
T06N R40E S09 SWNW	T06N R40E S09 SWNE
T06N R40E S10 NWNW	T06N R40E S09 NESW
T07N R40E S33 SENW	T07N R40E S33 SWSW
T07N R40E S33 NWSW	T07N R40E S33 NWSE
T07N R40E S33 SESW	T07N R40E S33 SESE
T07N R40E S33 SWSE	

Place of use is within the service area of the City of Sugar 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.

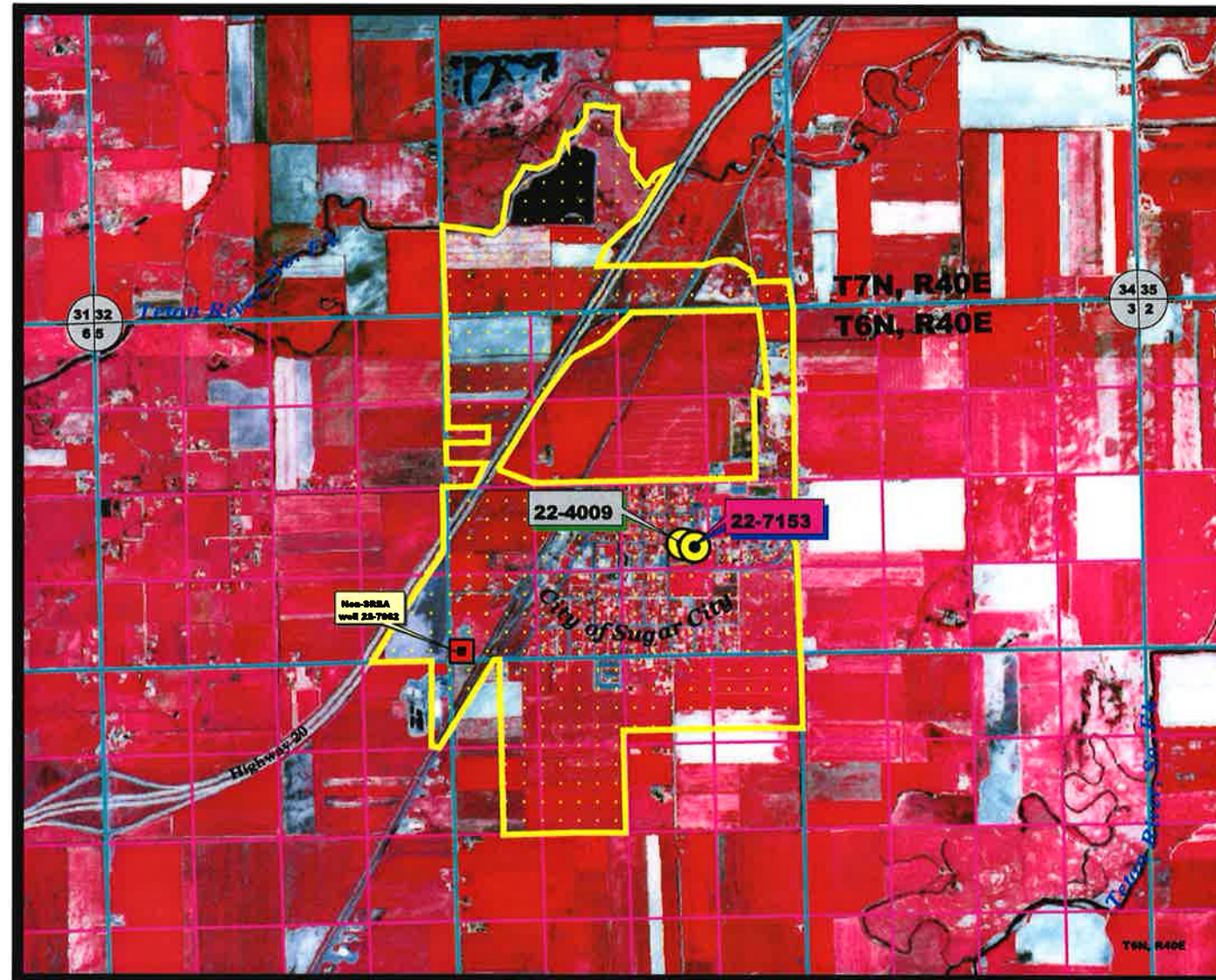
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
22-4009,
22-7153

Point(s) of Diversion:
T6N, R40E
Sec. 4 SENWSE (2 wells)

Place of Use:
Sugar City Municipality

LEGEND

- Point of Diversion**
- SESE** **Place of Use**
- Section**
- Quarter-Quarter**



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: October 2005



City of Sugar City
10 East Center Post Office Box 56
Sugar City, Idaho 83448

22-4009

Lawrence E. Nielsen, Mayor
Sharon L. Bell, Clerk
Cindy Walker, Treasurer

Phone: 356-7561
Fax: 359-2654
Office Hours: 12 noon to 4 p.m.

July 12, 2002

RECEIVED

JUL 16 2002

Department of Water Resources

Ms. Anita L. Warntjes
Grants/Contract Specialist
Department of Water Resources
P. O. Box 83720
Boise, ID 83720-0098

Dear Ms. Warntjes:

The map you enclosed in your letter of July 3, 2002, is incorrect as far as our city boundaries for our water right.

We are enclosing a new map wherein the city limits are marked with the red dashes. This shows that we annexed additional property last year.

If you have any questions, please let us know.

Yours very truly,

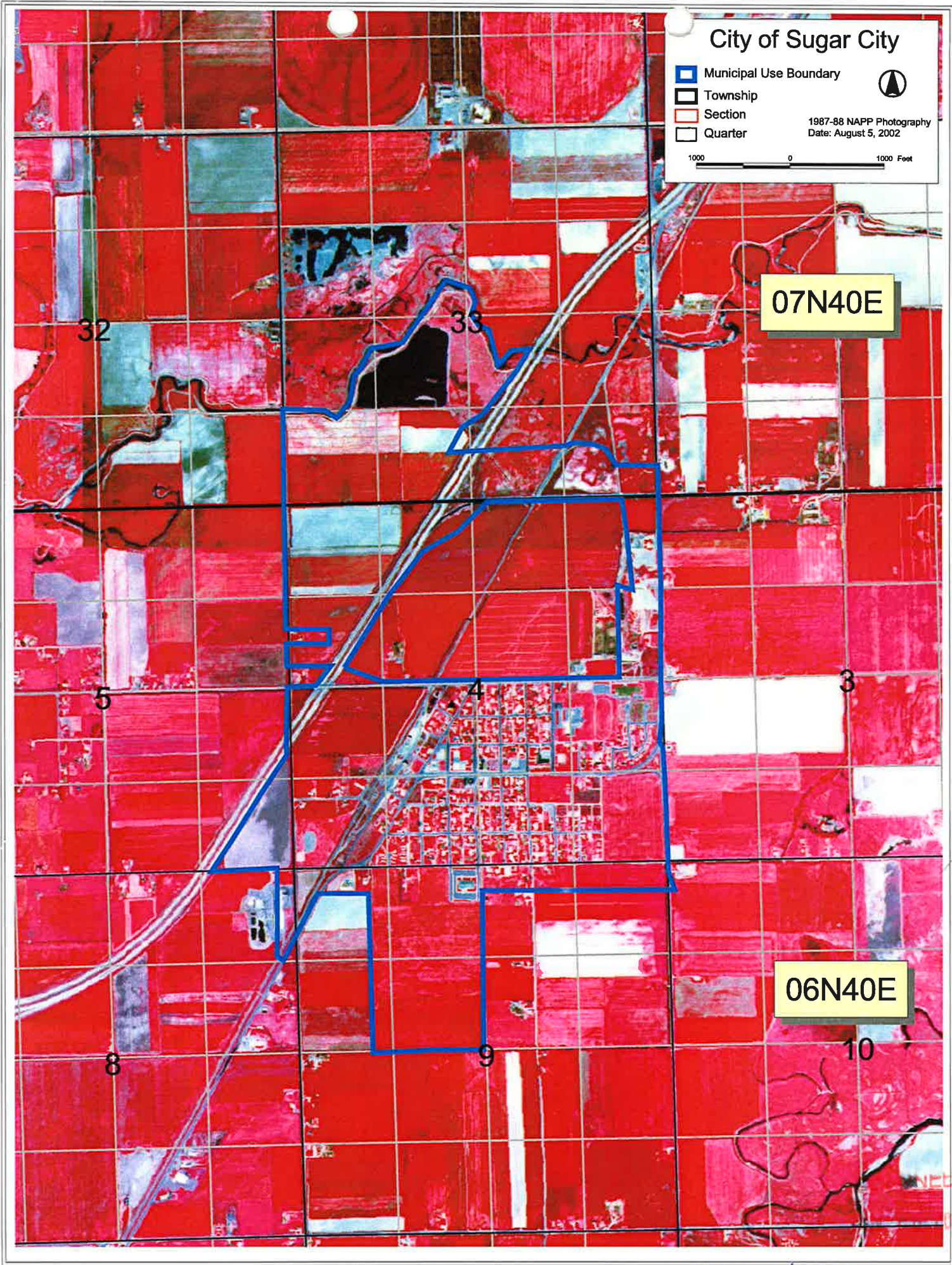
Lawrence E. Nielsen, Mayor

slb

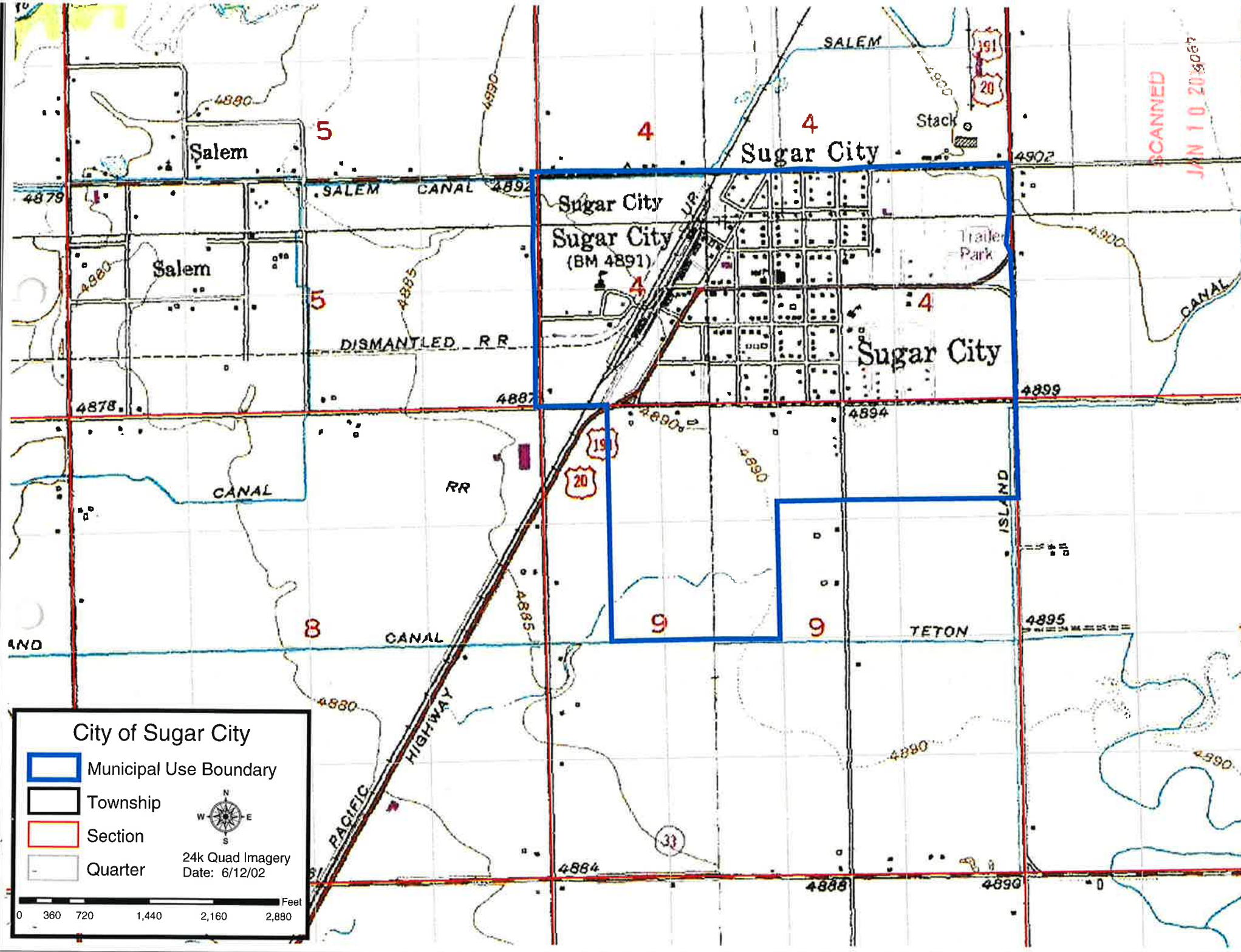
Enclosure

SCANNED

JAN 10 2014

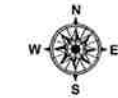


22 - 4009



City of Sugar City

-  Municipal Use Boundary
-  Township
-  Section
-  Quarter



24k Quad Imagery
Date: 6/12/02

0 360 720 1,440 2,160 2,880 Feet

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

Claim Number(s):

A22-7153, A22-4009

Previous Mailing Address:

New Mailing Address:

PO Box 56
Sugar City ID 83448

Telephone Number:

(208) 356-7561

Signature of Claimant(s):

Glenn W. Dalling
Mayor

Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

SS
ADDRESS FM
Revised 12/13/1999

IDWR Use Only:
Data Entry: _____

Date: _____

Claim no. A92-4009

Claimant Contact Log

Date _____

Remarks

Agent initials

19 May 05 356-7561

2 Jan 05 Field exam accompanied by Mayor Glenn Dalling and city maintenance supervisor Dan Thomas. JBC

Contacts Data Entry Form

Claim Number: A22-4009

Owner Type	Full Name	Address	City	State	Zip
------------	-----------	---------	------	-------	-----

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.

1) Priority. Amended claim prepared for city, which I expect they will wait in. See narrative on priority page.

2) POD. Two POD were claimed, city personnel said #1 is abandoned & only took me to well #2. Location can be seen on map at back of claim.

BAC 3 June 05

Reviewer: _____ Date: _____

OWNER: SUGAR CITY, IDAHO written 9-19-84
OFFICIALS: Lamar Harris, Mayor. Vir Harris, Jr. Supt.
Lyle Moon, Mayor Danny Thomas " "

Erected by:
Menne Machinery 1915

CAPACITY: ~~50,000 gal~~ 40,000 gal (18' diam, 15' vert. shell, 9' deep bowl) 106' to high water line

NO. LEGS: 4

TYPE: lattice

PANELS: 3

BOWL TYPE: hemi spherical ROOF TYPE: Conical HATCH SIZE: 24" X 24"

RISER PIPE: SIZE AND CONSTRUCTION: 8" Cast Iron, leaded jts. - large heavy

wooden frost jacket. Replaced in 1967 with insulation & alum. jacket. Replace riser w. 8" welded steel pipe

BOWL CLEAN OUT PLUG, SIZE AND HOW REMOVED: Small hand hole, 2 nuts

on inside take 1 1/8" wrench

INSIDE LADDER: yes

SPIDER: no.

WORK COMPLETED: 7-15-66, Aug. '67, 3-31-70, ^{June '80, Sept. 1984} WORK PERFORMED: S. Blasted & Vinyl

inside, Installed Column to bottom segments. Painted outside white. In 1967
installed riser insulation and jacketing. 3-70 sandblasted and vinyl inside. Repacked
expansion joint. 7-80 blasted & vinyl inside installed roof hatch and overflow pipe
paint shell outside, 1984 install 8" welded steel riser pipe

INSPECTED: 3-?-67, 1-17-72, - 4-28-80, 9-12-84

REMARKS:

This is a photocopy of a
work order for repairs to the
water tower, w/ reference
to date of original installation.

Provided by claimant. Doc 2 June 05



Photo of
mfg. plate
on existing
water tower,
presented as
evidence of
priority for
A22-4009

Bac
3 June 2005



Photos from
1906 Newspaper,
presented as
evidence of
priority for

A22-04009

Bac

3 June 05



Perhaps no one is more qualified to give an accurate and interesting account of the "first days" of Sugar City, than Hon. Mark Austin, to whom was appointed the great and worthy work of laying out and building up the town. Mr. Austin has favored this paper with the following statement:

"On August 8th 1903, we purchased practically a whole section of land, the south half being used as a townsite and the north half as a factory site, upon which the largest sugar factory in Idaho is built."

At the time of the purchase of the property there was part of it under cultivation, and two or three log cabins on the same. Immediately after its purchase the whole thing was put under cultivation, comprising one large plowed field of 320 acres.

Immediately thereafter a surveyor was employed and the present town of Sugar City was laid out, with a ten-acre park in the central part of the plot, and in the following spring, early in April, 1904, the streets were all graded and set with beautiful shade trees, with sidewalks in course of erection, and sometimes as high as thirteen to fourteen. A magnificent school building has been built at the cost of about \$10,000.00, and also a beautiful stone meeting house and chapel at a cost of \$9,000.00; the latter having been built, completed and dedicated within eight months of the time it was commenced. There has been set out and enclosed with high board fence an additional park for athletic purposes, upon which has been erected a grand stand costing \$800.00, and with a seating capacity of five hundred.



MAIN

Photos from 1906 newspaper, presented as evidence of priority for A22-04009.

Arrows points to 1903 beginning of town.

Austin Ave. The second floor is occupied by one of the most up-to-date and beautiful opera houses and dance halls combined there in the state of Idaho. It is elaborately decorated and the floor is of polished maple, 100 feet in length and 55 feet in width. On the second floor is also found the office of the Sugar City Times and the handsomely furnished rooms of the Commercial Club.

From the commencement all lots that were sold were purchased with the express provision that buildings be erected thereon within one year of the date of purchase and all residences were built according to contract requiring approvable structures and also providing that they must be painted within sixty days of erection.

Austin Ave. The second floor is occupied by one of the most up-to-date and beautiful opera houses and dance halls combined there in the state of Idaho. It is elaborately decorated and the floor is of highly polished maple, 100 feet in length and 55 feet in width. On the second floor is also found the office of the Sugar City Times and the handsomely furnished rooms of the Commercial Club.

From the commencement all lots that were sold were purchased with the express provision that buildings be erected thereon within one year of the date of purchase and all residences were built according to contract requiring approvable structures and also providing that they must be painted within sixty days of erection.

Prizes have been given for the best kept gardens, lawn and surroundings which has been the means of beautifying the grounds surrounding all of the residences in town.

The population of Sugar City is from seven to eight hundred, as the hotels, rooming houses and residences are filled to their utmost capacity.

A Few Advantages.

It is centrally located in the richest part of Fremont county; beautifully laid out with shade trees; contains some of the most beautiful lawns, trees, shrubbery and flowers that can be found in southeastern Idaho; is the nearest shipping point for Teton Valley, Jackson's Hole country and the famous Egin Bench. Built up with substantial business buildings, with no shacks, saloons or gambling dens; has splendid schools, good stores, bank, hotel, newspaper, telephone exchange, etc., etc. Plenty of good water and furnished with electric light at moderate prices; benefitted in many ways by the large sugar factory; is on the line of the Oregon Short Line, which will reach the National Park next summer; within reasonable distance of the finest fishing and hunting grounds that can be found in the West; and is inhabited by an industrious, sociable and enterprising people.

The growth and development of the town has been something phenomenal, which certainly surpasses anything that has ever been known in the history of Idaho.

No sight that impresses the traveller through the Snake river valley in Idaho is more impressive and astonishing than the rapid growth of Sugar City. A little more than ten years ago all the level tract of country upon which the great sugar factory and the surrounding buildings now stand, was a level, waving plain of lucern and grain. In addition to being a very rich agricultural district in all other lines, Sugar City has prospered this year in best cultivation.

It is also a short distance to the fishing districts in the Snake river valley. The log cabin situated in the town is especially equipped for fishing purposes. It is a place where you can forget the trials of life and enjoy the pleasure of fishing and spend the evening in the hearthstone of a large family.

All you need to take on a trip to Island Park is a boat and a fishing tackle. Taking all in all, Sugar City is an ideal place for a family, especially in the summer. If you want a home in a community where you can enjoy the happiness of country life, Sugar City is the place you should choose for.

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Arrow points to newspaper assertion of "Plenty of good water"

Bac
3 June 05

June 2, 2004

CITY OF SUGAR CITY
10 EAST CENTER
SUGAR CITY ID 83448

IMPORTANT NOTICE;
PLEASE READ

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-04009

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 23, the Swan Valley area. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

Your claims, as referenced above, claim Priority Dates of JUNE 1, 1939, from a WELL.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence which are acceptable and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**". **PLEASE READ THE ENCLOSED PAMPHLET.**

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim

have been or soon will be conducted by Department personnel. Please review the contact name, mailing address and telephone number for correct data.

.....
The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.
.....

Please submit documentation supporting the priority date within 30 days of the date of this letter, referencing all documents with the corresponding claim number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact this office.

Respectfully submitted,



Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"
Notice of Claim (copy)

Priority Date Data Entry Form

Claim Number: A22-4009

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Newspaper article documents beginning of development in 1903 and "plenty of good water" by 1906. Mayor asserts that city water use started in 1903 from sugar factory wells, as evidenced by long-standing history of cross-connection between city & sugar factory water systems. I did not take any photos of the old city record book, which was faded and hard to see. Some minutes from 1906 meetings reference formation of a "water committee" which mayor asserts was an effort to get a water system independent of the sugar factory system. Manufacturer's nameplate on water tower and photo copy of repair log suggest water tower was erected in 1915. Mayor asserts this is associated with a new deep well that was drilled in 1915 to overcome contamination problems in the original shallow well. Pac 3 June 2005.

Reviewer: _____

Date: _____

Water Right No(s). A22-4009

(see next page)

GPS DATA:

Tag # # E 0007509 Location: on bearing lube supply line @ pump base

Diversion Data:

Source: GW Trib to: _____

MOTOR

Make: US Model: _____ Hp: 40

SN: R2104222

PUMP

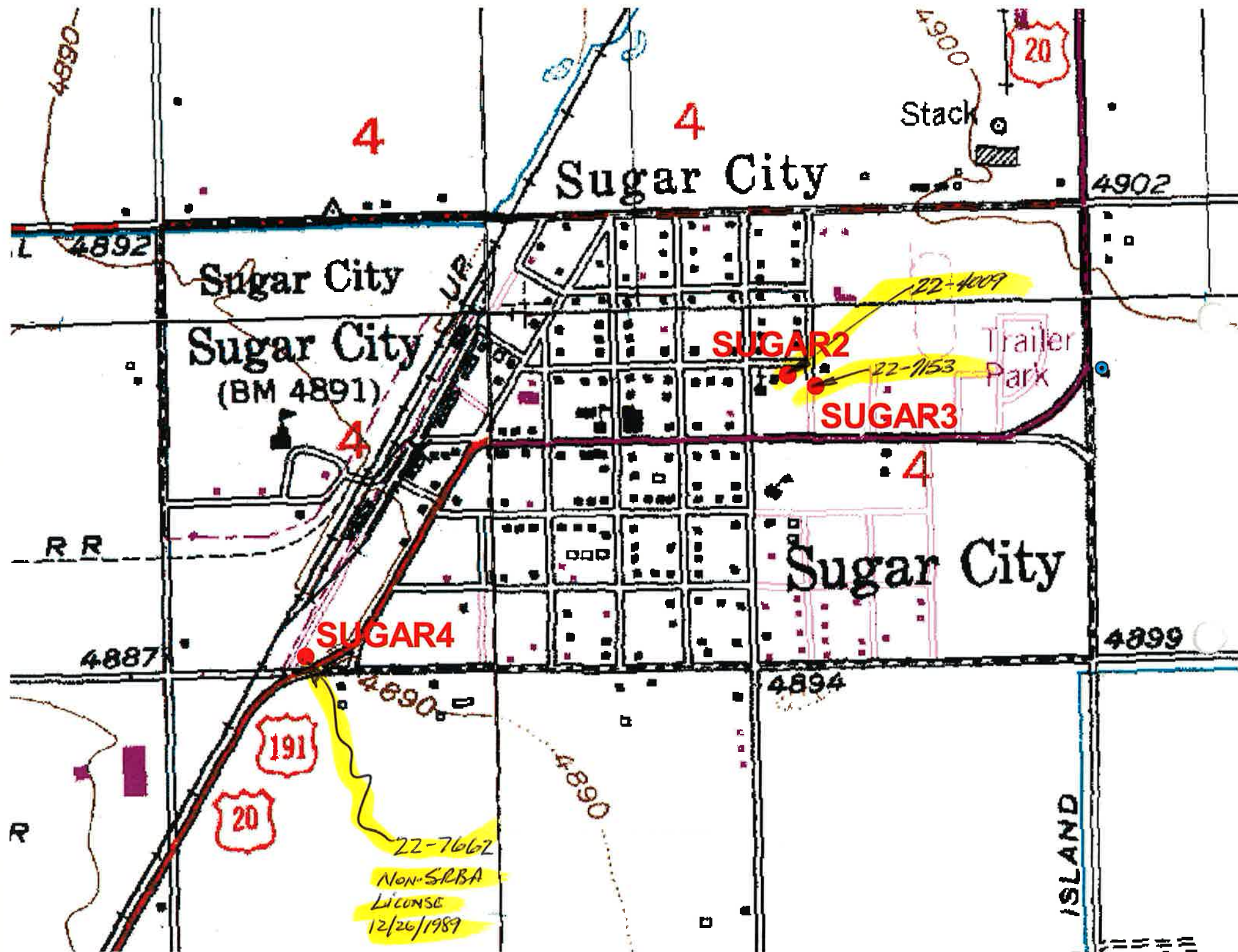
Make: Peerless Model: _____ Disch: _____

SN: G-107069

NOTES:

Well # 2 on claim map at back of
claim. Possibly now known as Well # 1
under new # system. This is the well at
the base of the water tower.

Field Exam Date: 2 June 05 Agent: Bac



Point of Diversion and Source Data Entry Form

Claim Number: A22-4009Water Right Point(s) of diversion and Source.

Water Right Point of Diversion: T _____, R _____, Sec. _____

Source: _____ Tribu _____

Water Right Point of Diversion: T _____, R _____, Sec. _____

Source: _____ Tribu _____

Claimed Point(s) of Diversion and Source.

Twp Rge Sec Gov Lot QQQ of QQ of Q County

| | | | | | |

| | | | | | |

| | | | | | |

Recommended Point(s) of Diversion and Source.

Twp Rge Sec Gov Lot QQQ of QQ of Q Count

| | | | | | |

| | | | | | |

| | | | | | |

| | | | | | |

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

GPS Waypoint 12 (outside door of well house west of POD)

2681229 E 1410562 N IDTM 83

6N 40E 4 NWSE

Bar 3 June 05

Well #1 in 6N 40E 4 SWSE is no longer used.
inside City Building (well is cemented in)

Reviewer: _____ Date: _____

Place Of Use Data Entry Form

Claim Number: A22-4009

Claimed Place Of Use					County	Lot Num	Acres	Purpose of Use
Twp	Rge	Sec	QQ	Q				

Total acres _____

Recommended Place of Use					County	Lot Num	Acres	Purpose of Use
Twp	Rge	Sec	QQ	Q				

Total acres _____

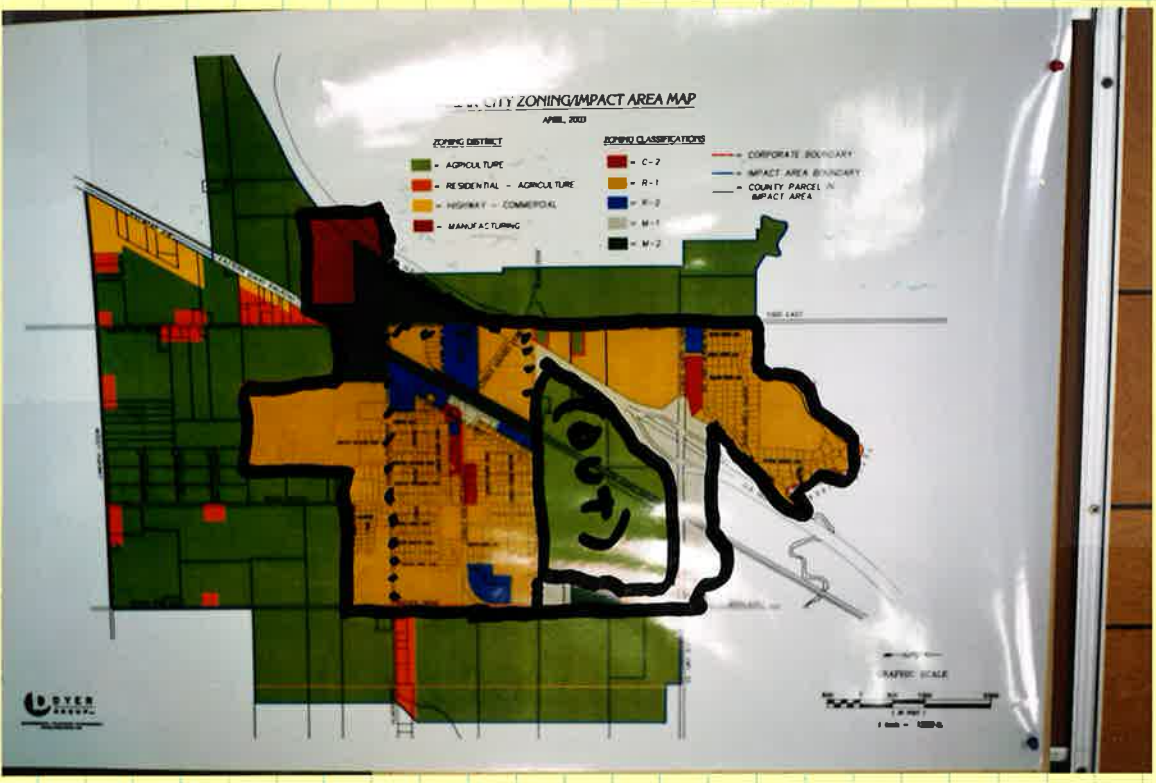
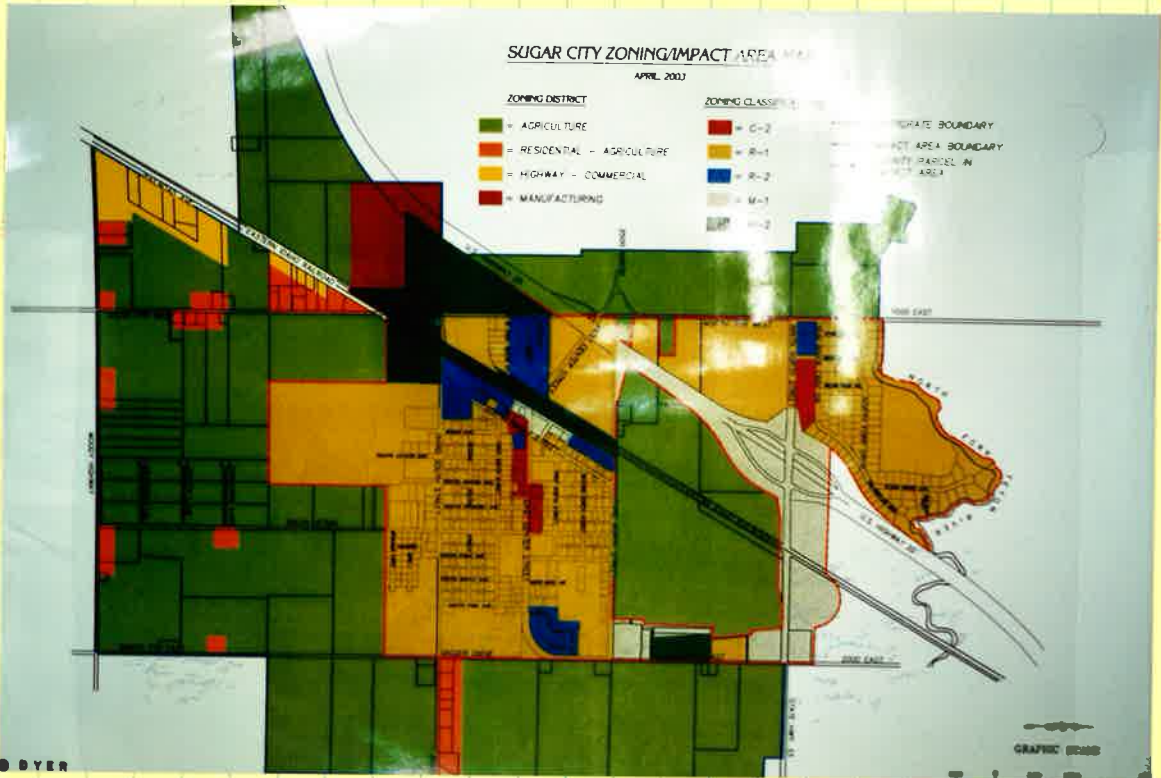
Pending or approved Transfers: _____

Overlapping rights: A22-7153, apparent post A5- permit or license.

Document how the POU was verified:

See photo of service area next page. BAC 3 June 05

Reviewer: _____ Date: _____



Photos of map of service area for A22-4009
and A22-7153. Boundary traced of neither on
right-hand map.

File 3 June 2005

Dotted line shows area indicated by map in claim.

Season of Use and Quantity Data Entry Form

Claim Number: A22-4009

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Well has 40 hp motor. Claim states original
two wells had combined horsepower of 60 hp.

A22-7153 license exam indicates 1.35 cfs output
from 40 hp. $(1.35 \times 60) / 40 = 2.03$ cfs.

Bac 3 June 05

Reviewer: _____

Date: _____

May 28, 2004

**CITY OF SUGAR CITY
10 EAST CENTER
SUGAR CITY ID 83448**

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-4009

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 22, the Teton River drainage. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

Your claim, as referenced above, claims a Priority Date of JUN 1 1939, from GROUNDWATER.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

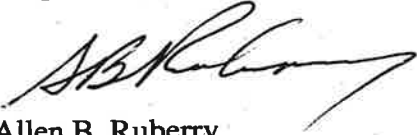
For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence which are acceptable and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**". **PLEASE READ THE ENCLOSED PAMPHLET.**

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

.....
**The Department will not recommend the Notice of Claim be decreed by the court if
evidence of a priority date is not submitted. The Notice of Claim will be disallowed.**
.....

Please submit documentation supporting the priority date within 30 days of the date of
this letter, referencing all documents with the corresponding claim number. If you
have any questions not covered by this letter or the enclosed pamphlet, please feel free to
contact this office.

Respectfully submitted,



Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"

10 June 1994

A W BURTON
MAYOR
10 EAST CENTER
SUGAR CITY ID 83448

RE: Notice of Claim

Honorable Mayor:

In October 1988 three notices of claim were filed in the Snake River Basin Adjudication (SRBA) on behalf of Sugar City. Accompanying the notices was a check for \$335.00.

Review of these notices revealed the filing fee was insufficient and two of the notices could be combined, eliminating the need to pay the fee for a third notice. One notice is appropriate if the priority date for both wells is June 1, 1939 and they pump into a common system. The breakdown of the filing fee is indicated on the enclosed copy of receipt E002575.

We have taken the liberty to prepare an amended notice to replace the two notices with 1939 priority dates. Copies of the latter are attached to the amended notice. Should you agree the amended notice is sufficient to describe the use, please complete the organizational signature block, have the form notarized and return it with a check for \$200.00.

Should you elect to file three notices of claim simply submit a check for \$250.00 and discard the amended notice.

Thank you for your prompt attention to this matter. Please contact me if you have any questions.

Respectfully submitted,

Ernest Carlsen
Water Rights Supervisor, Adjudications

EC:

Enclosure: A22-04009

MICROFILMED

NOV 06 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

A 22 - 04009

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RECEIVED

MAR 1 - 1990

Department of Water Resources
Eastern District Office

February 22, 1990

A2204009



Sugar City Water Dept.
P. O. Box 56
Sugar City, ID 83448

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

A22-04009
A22-04009

MICROFILMED

DEC 09 1992

State of Idaho
Department of Water Resources

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

City of Sugar City, Idaho

Name of Claimant

c/o Mary Smith
P. O. Box 427

Post Office Address

Rexburg, Idaho 83440

City, State, Zip Code

Madison

County(s) where Place of Use is located

August 24, 1988

Date Claim Originally Due

City wells

Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

The City Attorney has been working on the adjudication papers and became ill. Rather than to jeopardize our filing in the event she is not well enough to complete them by the required filing time, we are asking for an extension.

Claimant requests an extension to September 26, 1988.

[Signature]
Signature

Mayor, City of Sugar City
Title

=====

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby granted denied,
and the filing deadline extended to Sept 24, 1988.

Signed this 24 day of August, 1988.

[Signature]
Director or his designated agent

DAVID B. SHAW

Bryce's Trust

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 A22-04009
Date Received _____
Receipt Number _____

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

RECEIVED
JUN 09 2005
Department of Water Resources
Eastern Region

- 1. Claimant: City of Sugar City
PO Box 56
Sugar City ID 83448
- 2. Date of Priority 1 April 1903
- 3. Source of water (a) Ground water
which is tributary to (b)
- 4. a. Location of points of diversion:

Township	Range	Section	QQQ	Diversion Name
06N	40E	4	SWSE	#1 2
			NWSE	#2 3

- 5. Description of existing diversion works. Two wells to city distribution system. 40 horsepower and 20 horsepower motors.

6. Water is claimed for the following purposes:

Purpose	Start Date	End Date	cfs	acre feet/year
Municipal	1/1	12/31	3.00	

7. Total quantity claimed (a) 3.0 (cfs) and/or (b) (acre feet per year)
8. Total consumptive use claimed is _____-acre feet per annum.
9. Non-irrigation uses:
10. Description of place of use: City of Sugar City service area
11. Place of use located in county of Madison
12. Do you own the property listed above as place of use? No
13. Describe any other water rights used at the same place and for the same purposes as described above: A22-07153 and shares in Teton Island and Salem Irrigation.
14. Remarks: This claim is amended to reflect priority date shown in documentation researched for evidence of priority. See Adjudication field exam notes.

Map of project: See Adjudication field exam notes and original claim.

15. Basis of Claim: Beneficial Use
- IDWR water right number

Court Case Number Decree Date

Plaintiff vs Defendant

16: Signatures

Number of attachments: None

Signature of Claimant(s)

I affirm that I am signing this document in the capacity of Mayor of the city of Sugar City, Idaho.

Glenn W. Dalling Date 6-8-05
Mayor
(title)

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

Subscribed and sworn (or affirmed) before me this 8th day of June 2005



Notary Public Sharon L. Bell
Residing at Reynolds, Id.
My Commission Expires 7-5-05

RECEIVED
JUL 14 1994

Department of Water Resources
Eastern District Office

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: A22-04009
Date Received: 9/23/1988
Receipt No: E002575
Received By: Jo/EC

See also Receipt # E020025
for 200 7-14-94/ST

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF SUGAR CITY 208-356-7561
Address: 10 EAST CENTER
SUGAR CITY ID 83448

2. Date of Priority: JUN 1, 1939

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	40E	4	NW	SE	SE		MADISON
			SW	SE			MADISON

5. Description of diverting works:
TWO WELLS AND PUMPS (20 AND 40 HP) TO MAIN SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MUNICIPAL	01/01	12/31	3.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
M/CITY OF SUGAR.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use
06N	40E	4	NE	SW		MUNI
			NW	SW		MUNI
			SW	SW		MUNI

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	4	SE	SW		MUNI	
			NE	SE		MUNI	
			NW	SE		MUNI	
			SW	SE		MUNI	
			SE	SE		MUNI	

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:

A22-07153 AND SHARES IN TETON ISLAND AND SALEM IRRIG.

14. Remarks:

CLAIM FOR PUMP #1 & #2.

P/U WITHIN CITY LIMITS OF SUGAR CITY.

THIS CLAIM WILL HAVE TWO RECEIPTS BECAUSE OF AMENDED STATUS.

15. Basis of Claim: STATUTORY CLAIM

Water Right Number: 224009

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 Organizations:

I do solemnly swear or affirm that I am MAYOR of CITY OF SUGAR CITY Title Organization, that I have signed the foregoing document in the space below as MAYOR of CITY OF SUGAR CITY Title Organization and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Mayor, City of Sugar City
Title and Organization

July 12, 1994
Date

State of Idaho)
County of Madison) SS.

Subscribed and sworn (or affirmed) before me this 12 day of July 19 94

[Signature]
Notary Public

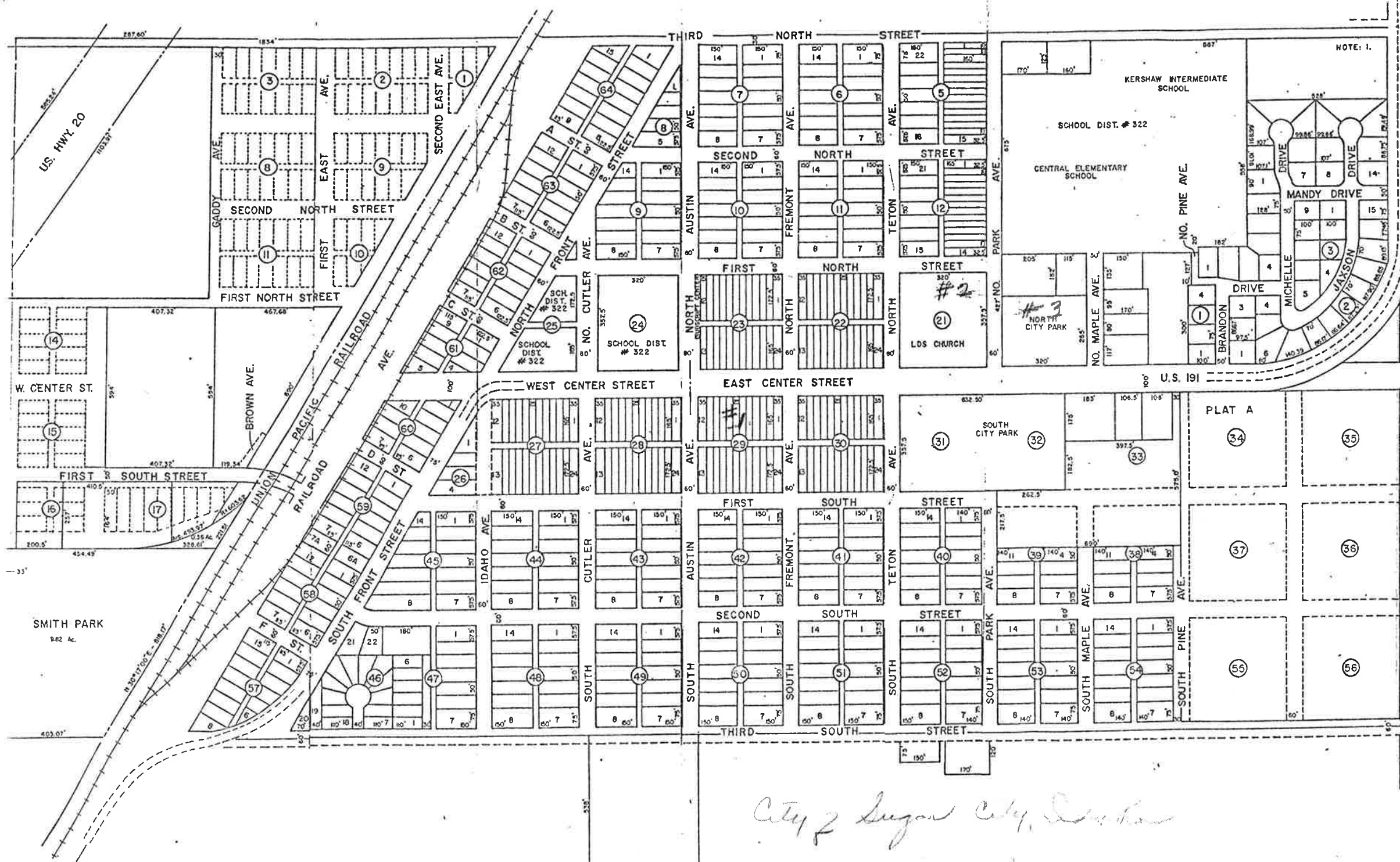
Seal

Residing at Sugar City, Idaho

My Commission Expires Aug. 22, 1994

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NOV 06 1990

A22-04009



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: 39356

Ident. Number

A22-04009

Date Received

9-23-88

Receipt Number

EC02575

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

SEP 23 1988

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) City of Sugar City, Idaho Phone (208) 356-7561

Mailing Address 10 East Center, Sugar City, Idaho Zip 83448

2. Date of Priority (Only one (1) per claim) 1939

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

4. a. Location of existing point of diversion is: Township 6N Range 40E Section 4,
SW 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Madison

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.

20 hp. submersible pump and buried mainline distribution system

Well No. 1

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NOV 06 1990

Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:
- (both dates are inclusive) (cfs) (acre feet)
- For municipal purposes from Jan. 1 to Dec. 31 amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
7. Total quantity claimed (a) 1.0 (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is _____ 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
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	

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Madison
Municipality
12. Do you own the property listed above as place of use? Yes _____ No _____
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.
3 1/2 shares Teton Island Canal Company or None ()
14 shares Salem Irrigation Co.
14. Remarks:

Last Name City of
Sugar City, Idaho Ident No. 39356

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit 22-4009
Decree _____

If applicable provide IDWR Water Right Number _____
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 1 - Mays

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 Mayor _____
Title

of City of Sugar City, Idaho _____, that I have signed the foregoing
Organization

document in the space below as Mayor _____ of City of Sugar City, Idaho,
Title Organization

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

Signature of Authorized Agent Raulo Barnes _____

Title and Organization Mayor, City of Sugar City, Idaho Date Sept. , 1988

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

Subscribed and sworn (or affirmed) before me this 23d day of September 19 88

SEAL

Notary Public Mary Smith _____

Residing at Rexburg, Idaho _____

My Commission Expires 6/25/93 _____

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 _____

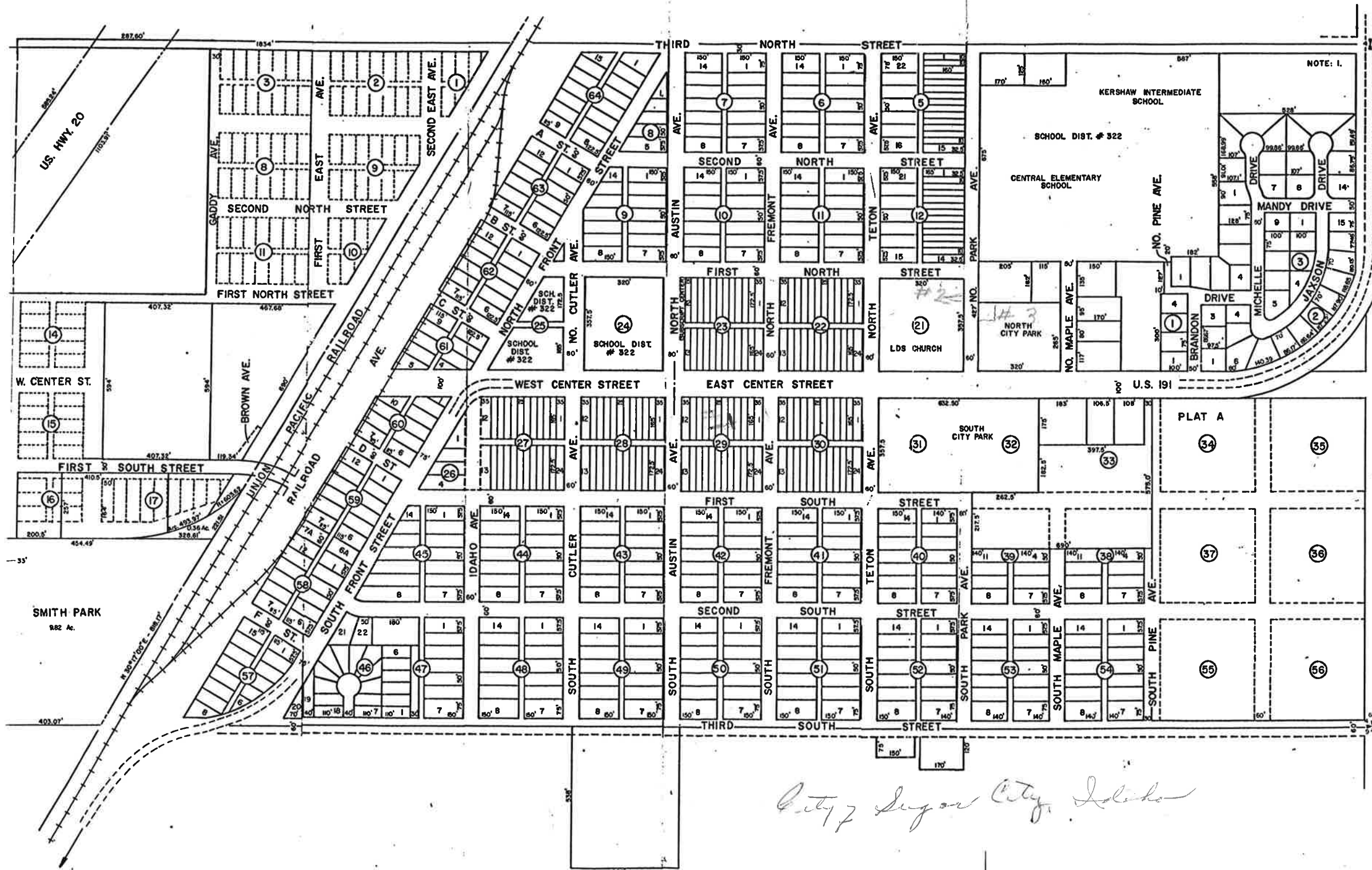
Address _____

Date _____

MICROFILMED
NOV 06 1996

Last Name Sugar City Ident. Number 39256

Copies White-State, Yellow-Claimant



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: 39356

Ident. Number _____
Date Received _____
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
SEP 23 1988

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) City of Sugar City, Idaho Phone (208) 356-7561
Mailing Address 10 E. Center, Sugar City, Idaho Zip 83448

2. Date of Priority (Only one (1) per claim) 1939

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

4. a. Location of existing point of diversion is: Township 6N Range 40E Section 4,
NW 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Madison
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.
40 hp. pump and buried mainline distribution system
Well # 2.

MICROFILMED

NOV 06 1990

Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:
- | | (both dates are inclusive) | (cfs) | (acre feet) |
|---|----------------------------|-------|-------------|
| For <u>municipal</u> purposes from <u>Jan. 1</u> to <u>Dec. 31</u> amount <u>2.0</u> or _____ | | | |
| For _____ purposes from _____ to _____ amount _____ or _____ | | | |
| For _____ purposes from _____ to _____ amount _____ or _____ | | | |
| For _____ purposes from _____ to _____ amount _____ or _____ | | | |
7. Total quantity claimed (a) 2.0 (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is _____ 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 water supply
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	
							City of Sugar City, Idaho												
							(See attached map)												

- Total number of acres irrigated 320
11. In which county (ies) are lands listed above as place of use located? Madison
Municipality
12. Do you own the property listed above as place of use? Yes _____ No _____
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:

MICROFILMED
NOV 06 1990

City of
Last Name Sugar City, Idaho Ident No. 39356
Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit 22-4009
Decree _____

If applicable provide IDWR Water Right Number _____

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 1 map

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 Mayor

Title _____

of City of Sugar City, Idaho, that I have signed the foregoing
Organization

document in the space below as Mayor of City of Sugar City, Idaho,
Title Organization

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

Signature of Authorized Agent

Ron Barrus

Title and Organization Mayor, City of Sugar City, Idaho Date Sept., 1988

State of Idaho/or _____)

County of Madison) SS.

Subscribed and sworn (or affirmed) before me this 23rd day of September 19 88

SEAL

Notary Public

Mary Smith

Residing at Rexburg, Idaho

My Commission Expires 6/25/93

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

NOV 06 1990

Last Name Sugar City, Id Ident. Number 29256

Copies White-State, Yellow-Claimant

A22-04009

