

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

RIGHT NUMBER: 22-7617

NAME AND ADDRESS: CITY OF REXBURG
PO BOX 280
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.200 CFS

PRIORITY DATE: 10/31/1950

POINT OF
DIVERSION:

T06N R40E S30 NESENW Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MUNICIPAL

1/01 12/31

2.200 CFS

PLACE OF USE:

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

Point of diversion is located in Porter Park.

9-4-2008 - IC Ray Rhy - left msg to return call.
IC Ray Rhy - suggested he needs to file
an amended claim for the 1950 priority.
Said he would follow up.

- Status Conference January 14, 2009.

Ray will file an amended claim with earlier
priority - $\approx$ 1950.
has copy of well log. - October 1950.
contract to drill shows ~~the~~ completion date
be Oct 31, 1950. (can not read month or contract).

- Hyman -

19-Aug 2008.
356-3633.
- Ray says he has an affidavit specifying date
well was drilled.

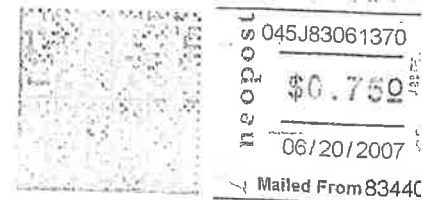
This is the Attachment to
Water Right # 22-7617

RECEIVED

JUN 22 2007

DEPARTMENT OF
WATER RESOURCES

Law Offices
RIGBY, ANDRUS & MOELLER
Chartered
P.O. Box 250
Rexburg, Idaho 83440



IDWR Document Depository
P. O. Box 83720
Boise, ID 83720-0098

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5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1041 1042

|||||

CONTRACT AGREEMENT

THIS AGREEMENT, made and entered into, in triplicate, this 7th day of September, 1950, by and between the City of Rexburg, hereinafter called the City, part of the first party and Howard F. Andrew - Andrew Wall Building - Idaho Falls, Idaho hereinafter called the Contractor, part of the second part.

WITNESSETH: That the contractor, in consideration of the sum to be paid to him by the said City, in the manner and at the time hereinafter provided, and of other covenants and agreements herein contained, hereby agreed for himself, his heirs, administrators, successors and assigns, to perform all work and complete all construction required, as specified in the attached documents, and to furnish all necessary machinery, tools, apparatus, materials, and labor and to complete the work in the most substantial and workmanlike manner, according to this Agreement and other Contract Documents referred to herein and made a part hereto, and such modifications of the same and other directions that may be made as provided therein.

CONTRACT DOCUMENTS:

It is further agreed that the said plans and specifications and the schedule of rates and the prices set forth in the proposal and the general and special provisions appended to this contract, agreement and hereby specifically referred to and made a part of this contract, and shall have the same force and effect as though all the same were fully inserted herein.

PAYMENTS:

For the faithful performance of the work herein embraced, as set forth in the contract agreement, general and special provisions, notice to contractors, instructions to bidders, proposals, general and detailed specifications and plans, which are a part hereof, in accordance with the directions of the Engineer and to his satisfaction, the said City agrees to pay to said Contractor the amount earned, computed from the actual quantities of work performed as shown by the estimates of the Engineer and unit prices named in such proposal and to make such payments in the manner and at the times provided in the general provisions thereto appended.

IN WITNESS WHEREOF, the said parties have caused this agreement to be executed in triplicate the day and year first above mentioned.

CITY OF REXBURG, IDAHO

BY John E. Rine
Mayor
Howard F. Andrew
Contractor

ATTEST:

Loretta M. Ragby
City Clerk

(capacity)

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The control equipment shall be of standard make and design, and shall conform to the standards of the American Institute of Electrical Engineers. Bearing temperature relays shall be furnished, and a positive low voltage release shall be included in the controls.

DISCHARGE SHAFT

The total length of the discharge column shall be 30 feet. The bidder shall specify the diameter, weight per foot, wall thickness, and material of the discharge column. The pipe shall be furnished in interchangeable sections not over ten feet in length, and shall be connected with threaded, sleeve type couplings, with the joints butted to insure perfect alignment after assembly, or flanged couplings.

The shaft shall be in standard interchangeable lengths matching the column sections. It shall be turned, ground and polished precision shafting of ample size to operate the pump without distortion or vibration. It shall be coupled with strong steel couplings machined from solid bar steel. A non-corrosive journal shall be placed on each shaft at the bearing point. The column assembly shall have proper guides fitted into the pipe couplings and retained by the butted pipe ends. The shaft shall be water lubricated.

TURBINE CONSTRUCTION:

The pump bowls shall be of close grained cast iron having a minimum tensile strength of 30,000 pounds per square inch, free from blow holes, sand holes, and all other faults; accurately machined and fitted to close dimensions.

The impeller shaft shall be of stainless steel of not less than 12% chrome. No so-called rustless iron will be considered. The impeller shaft shall be supported by water lubricated, fluted rubber bearings on both sides of each impeller.

The impellers shall be of (bronce) (cast iron) (enameled cast iron), accurately machined and finished and perfectly balanced, both mechanically and hydraulically. They shall be securely fastened to the impeller shaft with a tapered bushing.

Each bowl shall have a wear ring to prevent slippage of water between bowl and impeller. The impellers shall be adjustable by means of a nut in the pump head.

SUCTION PIPE

A suction pipe ten feet in length and of proper diameter and same material as pump column shall be provided. A slotted strainer having a net inlet opening area of not less than four times the area of the suction pipe shall be provided.

WATER LEVEL INDICATOR

A suitable air line of galvanized iron pipe or copper tubing of sufficient length to extend from the surface to the top of the bowl assembly, with altitude gauge reading in feet and connections for air pump shall be furnished.

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NOTICE TO CONTRACTORS

Each item to be bid upon shall be completely filled in by Contractor in his proposal, excepting that he may elect the type of alternate he wished to bid upon if alternate item appears in the proposal.

Any omission in filling in the bid will be considered as an irregularity in bidding and such proposal may be rejected at the discretion of the City.

PROPOSAL

TO THE CITY COUNCIL OF THE CITY OF REXBURG, IDAHO:

For drilling and casing one well in the Southeast corner of Block 46, City of Rexburg, Idaho, or what is now the City Park of City of Rexburg, Idaho, Madison County.

Gentlemen:

The undersigned as bidder, declares:

That the only person or parties interested in this proposal as principals are those named herein.

That this proposal is made without collusion with any other person, firm, or corporation, that he has carefully examined the plans, specifications, and form of contract therefor, on file in the office of the City Clerk and City Engineer:

That he is satisfied as to the quantities and conditions and understands that in signing this proposal he waives all right to plead misunderstanding regarding the same:

That he understands that the quantities named in this proposal are approximate only, and that he willingly to perform any increased or decreased quantities of work at unit prices for such work as set forth in this proposal.

And he proposes and agrees if this bid is accepted, that he will contract with said City of Rexburg, Idaho, in the said form of contract, to provide all necessary machinery, tools, apparatus, and other means of construction and do all the work, and to furnish all of the materials specified in the contract in the manner and time therein prescribed, according to the requirements of the Engineer as herein set forth, and that work shall begin within ten (10) calendar days after receipt of notice to proceed and shall be completed on or before , 1950.

That he will take in full payment therefor sums according to the actual amount of work performed of the various classes, and the respective unit prices bid as given in the following schedule:

(see following page)

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PROPOSAL

Item	Unit Bid		Amount Bid	
	Dollars	Cents	Dollars	Cents
(1) Drilling hole to 200 ft. approx. to accomodate 18" O.D. Casing.	Per ft.	\$ 17.00	\$	1700 00
~~(2) [REDACTED]~~				
2. (2) Furnishing 200 feet of 18" O.D. 5/16ths wall well casing.		\$ 6 49	\$	649 00
3. (3) Setting [REDACTED] casing, [REDACTED] [REDACTED] <i>aguanting</i> Unit Price per ft. Unit Price per hr.	Per hr.	\$ 7.75	(Est for app. 100')	\$ 155. 00
Total amount			\$	2604 00

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party by whom this proposal is submitted and by whom the
to be entered into in case the award is made to him as

Andrew H. Drilling Contractors

(Individuals) Harward H. Andrew & Vent J. Andrew
(State whether bidder is "a corporation, a partnership, an individual")

doing business at Route one Street, Blaine Falls, Idaho
(City and State)

Which is the address to which all communications concerned with this
proposal and the contract should be sent.

The name of the president, treasurer, and manager of the building
corporation, or the names and residences of all persons and parties
interested in this proposal as partners or principals are as follows:

NAME

ADDRESSES

Harward H. Andrew
Vent J. Andrew

Route one
Route one

Accompanying this proposal is a certified check, cashier's check or
bidder's bond in the amount of \$130.20 (\$130.20) Dollars,
Which amount is not less than 5% of the total base bid.

DATED AT Blaine Falls, Idaho, August 23, 1950.

Andrew H. Drilling
(Legal name of person, firm or
corporation)

by Harward H. Andrew Name
Proprietor Partner Title

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PROPOSAL BOND

KNOW ALL MEN BY THESE PRESENTS, that we Harmond H.

as Principal, and same

As Surety, are held and firmly bound unto the City of Rexburg, Idaho, hereinafter called the City in the full and penal sum of five per cent of the total amount of the proposal of said Principal for the work hereinafter described, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, and assigns, firmly by these presents.

The condition of this obligation is such, that whereas the Principal has this day submitted a sealed proposal for supplying paving and curbing same of one 18 inch

well to a depth of approximately 100 feet.

NOW THEREFORE, if the said Principal shall be awarded and shall duly make and enter into a contract with the State in accordance with the terms of said proposal and award and shall within ten days, not including Sundays, after receiving notice of award, furnish a bond acceptable to the State for the faithful performance of such contract, then this obligation shall be null and void; otherwise it shall be and remain in full force and effect.

IN WITNESS WHEREOF, the above bounden parties have executed this instrument, this 23 day of August, 1950.

WITNESS (If individual or firm)

ATTEST:

(If corporation)

(Principal)

by Harmond H. Anderson

Neil J. Anderson
(Title)

(CORPORATE SEAL)

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Hereinafter called the City) in the full and penal sum of Five per cent of the total amount of the proposal of said principal for the work hereinafter described, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, and assigns, firmly by these presents.

The condition of this obligation is such, that whereas the Principal has this day submitted a sealed proposal for Building

furnishing casing and installing doors of wood 18 in.
well to a depth of approximately 100 feet.

NOW THEREFORE, If the said Principal shall be awarded and shall duly make and enter into a contract with the State in accordance with the terms of said proposal and award and shall within ten days, not including Sundays, after receiving notice of award, furnish a bond acceptable to the State for the faithful performance of such contract then this obligation shall be null and void; otherwise it shall be and remain in full force and effect.

IN WITNESS WHEREOF, the above bounden parties have executed this instrument, this 23 day of August, 1950.

WITNESS

(if individual or firm)

ATTEST:

(if corporation)

(CORPORATE SEAL)

(Principal)

by Raymond H. Anderson

Verl J. Anderson
(Title)

(Surety)

BY

(Title)

Countersigned: Resident Agent at

Idaho

State of Idaho
DEPARTMENT OF HEALTH
Laboratories - Boise

CHEMICAL ANALYSIS OF WATER

Source Rexburg City Well (City Park)

Date sampled 9-6-62 Depth of well _____ Date Received 9-10-62

Report result to:

Submitted by: H. L. Burkhardt, SEDHD

Name Mr. Bud Armstrong

Copy of Report to: H. L. Burkhardt &
Eng. & San. Div.

Address City Hall

Rexburg, Idaho

City

Analyzed as follows: (results expressed in parts per million, "PPM")

pH <u>8.0</u>	PPM	Nitrate <u>0.90</u>	PPM as N
Total Solids <u>270</u>	PPM	Phosphate _____	PPM PO ₄
Alkalinity Carbonate <u>0.00</u>	PPM	Silica _____	PPM SiO ₂
(As CaCO ₃) Bicarbonate <u>160.0</u>	PPM		
Hardness (as CaCO ₃) <u>202.0</u>	PPM		
Calcium <u>49.6</u>	PPM Ca		
Magnesium <u>18.7</u>	PPM Mg		
Iron <u>0.00</u>	PPM Fe		
Manganese <u>0.00</u>	PPM Mn		
Aluminum _____	PPM Al	Fluoride <u>0.37</u>	PPM
Sodium <u>12.48</u>	PPM Na	Sample: Single ☐ Composite ☐ Date _____	
Chloride <u>7.0</u>	PPM Cl	Date reported _____	
Sulphate <u>3.6</u>	PPM SP ₄	Chemist <u>L. Stokes</u>	

SEP 18 1962

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Lab. No.

Source

Well # 2

Rexburg

Date Sampled

13 Aug

Report to

DL. Armstrong

Address

Rexburg, Ida

Submitted by

Received by

Date Received

Date reported

650826

Chemist

AUG 26 1965

Porter Park STATE OF IDAHO
WELL DEPARTMENT OF HEALTH
LABORATORIES BOISE

CHEMICAL ANALYSIS OF WATER

pH	7.7				
Total Solids	230	PPM			
Alkalinity Carbonate	0	PPM			
(as CaCO ₃) Bicarbonate	198	PPM			
Hardness (as CaCO ₃)	230	PPM			
Calcium	56.0	PPM Ca	Fluoride	146	PPM F
Magnesium	21.6	PPM Mg	Chloride	9	PPM Cl
Iron	<.01	PPM Fe	Sulfate	12	PPM SO ₄
Manganese	0	PPM Mn	Nitrate	0.8	PPM (as N)
Aluminum		PPM Al	Phosphate		PPM PO ₄
Ammonia		PPM as N	Silica		PPM SiO ₂
Sodium		PPM Na			
.P.B.					

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STATE OF IDAHO
DEPARTMENT OF HEALTH
LABORATORIES - BOISE

CHEMICAL ANALYSIS OF WATER

SOURCE: WELL # 2

Rexburg

Porter Park

PH 7.7

Date sampled 13 Aug. 1965

Report to: D. L. Armstrong
Address: Rexburg, Idaho

Date reported 650826
(sgn) R. Cheney. chemist

Total solids: 235 ppm

Alkalinity carbonate 0 ppm
(as CaCO_3) 230 ppm

Calcium 56.0 ppm ca

Magnesium 21.6 ppm mg

Iron .01 ppm fe

Manganese 0 ppm mnd

Fluride .46 ppm F

Chloride 9 ppm Cl

Sulfate 12 ppm so_4

Nitrate 0.8 ppm as N

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STATE OF IDAHO
DEPARTMENT OF PUBLIC HEALTH
Division of Laboratories
BOISE

CHEMICAL ANALYSIS OF WATER

JUL 22 1953

Leroy Armstrong

Porter Park

RCE New Well

E SAMPLE TAKEN 6/24/53

lyzed as follows:

Temperature °C (F),	pH	7.5	Saturation Index	
Total Solids	230	ppm	Turbidity	
Alkalinity carbonate	0	ppm	Color	ppm
CaCO ₃ bicarbonate	190	ppm	Odor	ppm
Hardness (as CaCO ₃)	200	ppm		
Fluoride	52.	ppm Ca	Fluoride	0.3 ppm F
Sodium	17.	ppm Mg	Chloride	10. ppm Cl
	0.01	ppm Fe	Sulfate	9. ppm SO ₄
		ppm Mn	Nitrate	0.0 ppm as N
		ppm Al	Phosphate	0.07 ppm PO ₄
		ppm as N	Silica	17. ppm SiO ₂
		ppm Na		

HE Thibault

Chemist

Porter Park

STATE OF IDAHO
DEPARTMENT OF PUBLIC HEALTH
Division of Laboratories
BOISE

BRANCH LABORATORIES

Bannock Co. Health Unit
Pocatello
So. Cen. Dist. Health Unit
Twin Falls

Kootenai Co. Health Unit
Coeur d'Alene
No. Cen. Dist. Health Unit
Lewiston

Leroy Armstrong Water Supt.

City of Rexburg, Idaho

Sample new well in city park

Analyzed as follows:

Temp. °C	7.4	°F.	Aluminum (as Al)	ppm
pH	7.4		Alkalinity (as CaCO ₃)	
Saturation index			Carbonate	0 ppm
Turbidity			Bicarbonate	192 ppm
Color			Chlorides (as Cl)	6 ppm
Odor			Sulfates (as SO ₄)	9 ppm
Total Solids	238		Fluorides (as F)	0.135 ppm
Calcium (as Ca)	52		Phosphates (as PO ₄)	0.1 ppm
Magnesium (as Mg)	16		Hardness (as CaCO ₃)	196 ppm
Iron (as Fe)	0.0		(calculated) (soap)	
Manganese (as Mn)			Nitrates	1.2
Silica	22			

HE Thibault

Chemist

Lab. Form 3
12-45-5M

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Com. No. 2-

October 8, 1950

Testing - October 11, 1950

18 ft. static water level

Pump setting

70 ft.

Top of 18" casing

87½ ft.

bottom of 24" casing

100½ ft.

bottom of 18" casing

well sealed of surface

water to 120'

18" casing completely
grouted in

18" hole to 172 ft.

-24"-

-18"-

Idaho Falls, Idaho

0-5' Clay & Top soil

10' Gravel & Sand

15' " "

20' " "

25' " "

30' " "

35' " "

40' " "

45' " "

50' " "

55' " "

60' " "

65' Hardpan

70' " "

75' Hardpan & cobblestone

80' " "

85' " "

85' to 87½' Clay

87½' lava-Soft Red Broken

90' " " " "

95' " " " "

100' Lava- Red solid

105' " " "

110' " " "

115' " Grdy "

120' Lava- Gray- Openings

125' " " course grain

130' " "

135' " " fine grain

140' " " openings

145' " "

150' " "

155' " "

160' " - red- course grain

165' " " " "

170' " "large opening & flow

172' Cinders, big supply of water

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Porter Tank

GENERAL SPECIFICATIONS

These specifications are intended to cover the furnishing and
of a complete installation of pumping equipment for the City
located at the southeast corner of the City Park, Rexburg, Idaho.

OPERATING CONDITIONS.

- | | |
|--|-------------|
| 1 - Size of well, I.D. Casing | 24 inches |
| 2 - Depth of well | 172 feet |
| 3 - Standing water level below top of well | 18 feet |
| 4 - Pumping level below top of well at rated
pump capacity. | 20 feet |
| 5 - Pumping head or pressure above top of well | 135 feet |
| 6 - Total pumping head | 205 feet |
| 7 - Capacity of pump | 1000 G.P.M. |

The total pumping head does not include losses in the pump, which must be allowed by the bidder. There may be a seasonal variation in the water level in the well as much as five feet.

The efficiency of the pumping unit shall be as high as correct design and good engineering will permit. All things being equal, consideration will be given to overall pumping costs.

MOTOR AND PUMP HEAD

For the deep well turbine pump the motor and pump head shall be the unit drive construction. The pump head shall be a standard pump head of the manufacturer, with a suitable base of high grade cast iron or fabricated steel for motor mounting and above ground discharge. The thrust bearing shall have ample capacity to carry the weight of all the rotating parts plus the hydraulic thrust of the pump impellers, and have an ample safety factor. It shall have a packing gland so located that it is readily accessible for servicing. The adjusting nut for the adjustment of the impellers shall be readily accessible.

The motor shall be a 440 volt, 3 phase, 60 cycle, not more than 1800 R.P.M. at no load and shall be the proper size to drive the pump continuously under the total head specified with a temperature rise of not more than 40 C. above ambient temperature. The motor shall be of the full voltage starting, vertical hollow shaft, squirrel cage induction type and shall conform to the standard of the American Institute of Electrical Engineers.

D. L. Armstrong

D L

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Wm

Claim no. A22-7617

Claimant Contact Log

Date	Remarks	Agent initials
10/13/04	Met w/ Kip of city of Rexburg & city engineer John Millar. No field exam, as water leaks. Dist. files contained needed info. BAC	10/13/04

10/11/08 - Sent ADR to S.O. for reporting to the court.

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Claim No. 22-7617

Document Checklist

☐ Copy License/Decree

Although claim says "license" we cannot find it in the files, need file on computer. So we copied the permit.

☐ Copy Transfer

☐ Copy Licensing Field Exam

☐ Check if Ownership/Address Change is Required

☐ Generate, mail and file "Evidence of Priority" letter

☒ Generate Arcview Map

large POU - no map

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Contacts Data Entry Form

Claim Number: A22-7617

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.

Note attached printout from IDWR website. This appears to be a post-1987 Application not subject to adjudication.
BAC 10/13/04

Reviewer: _____ Date: _____

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Priority Date Data Entry Form

Claim Number: A22-7617

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:

Prudent suggests 12/28/1988 BAC 10/13/04

Reviewer: _____

Date: SCANNED

JUN 21 2007

Water Right No(s). A22-7617

Please see attached copies from Water
Measurement District files.
BAC 10/13/04

GPS DATA:

Tag # E000 7495 Location: _____

Diversion Data:

Source: _____ Trib to: _____

MOTOR

Make: _____ Model: _____ Hp: 125
SN: _____

PUMP

Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:

6N 40E 30 NESE NW

Field Exam Date: _____ Agent: _____

SCANNED

JUN 21 2007

Point of Diversion and Source Data Entry Form

Claim Number: A22-7617Water Right Point(s) of diversion and Source.

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

Source: _____ Tributary to: _____

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

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

Water meas Distinct GPS 2677706 E 1404708 N DATM 83
 GN 40E 30 NESE NW. Note this is different from claim/
 application legal description BAC 10/12/04

Reviewer: _____ Date: _____

SCANNED

JUN 21 2007

Place Of Use Data Entry Form

Claim Number: A22-7417Claimed Place of Use

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

Total acres _____

Recommended Place of Use

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

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

See Mark Larson (IDWR Boise) e-mail in A22-7074. City has provided information for map of Service area. Bae 10/13/04

Reviewer: _____ Date: _____

SCANNED

JUN 21 2007

Season of Use and Quantity Data Entry Form

Claim Number: A22-7617Water 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:

Application is for 2.2 cfs 1/1 - 12/31, No volume listed. WAC 19/13/04

Reviewer: _____

Date: _____

SCANNED

JUN 21 2007

FIELD REPORT 74

2007131

EXAM DATE: 10/2/97Diversion Name: Porter ParkSource: GroundwaterWater Right #: 22-07617

GPS File Name: _____

GPS Site Tag #: E0007495

Offset: _____

Tag Location: DEQPOD Legal: NE 1/4, SE 1/4, NW 1/4, Sec. 30, T. 6 (N) S, R. 40 E.

Dept. Measurement Capability: _____

Sonic M. / Digging

Collins M.

Pygmy/AA

MEASUREMENT RECOMMENDATION:

PCC

Hour M.

Installed
Totalizer M.Is this a simple or complex (3+ conditions) system: SIMPLE COMPLEXWell has good access port for water measurements: YES NOIs this a good static/dynamic water measurement site: YES NOSite suitable for flow meter installation without major changes: YES NOUser anticipates major system change - - when: 1 year 2 year 3 year

Follow-up Date YEAR _____ MONTH _____ DAY _____

A. GENERAL INFORMATION

1. Owner: City of Leeburg Phone: 359-3034

Address: _____

2. Operator: Jim Suiette Phone: _____

Address: _____ Cell Ph. #: _____

Relationship to Owner: Self Renter Manager Other: _____

B. OVERLAP

1. Other WR this POD: _____

2. Other POD this WR: _____

Source:
East Water Measurement
District
Porter Park
September, 2004

SCANNED

JUN 21 2007

PORTER PARK
CALIBRATION DATE: 9/27/01
EXAMINER: M. HOLLIDAY

FLOWMETER DATA

GPS SITE TAG# E0007495
SUITABLE FOR PCC Y 1(N)

RECORD # 200713
FOLLOW-UP 2002

INSTALLED METER		STANDARD METER	
METER TYPE:	IMPELLER	PIPE MATERIAL	
MAUFACTURER:	DATA INDUSTRIAL	OUTSIDE DIAMETER	
MODEL:	900T	WALL THICKNESS	
SERIAL NUMBER:	021114	UPSTREAM STRAIGHT (FT.)	
OUTSIDE DIAMETER:		DOWNSTREAM STRAIGHT (FT.)	
WALL THICKNESS:		METER TYPE:	
UPSTREAM STRAIGHT (FT.)	5	RATE UNITS:	
DOWNSTREAM STRAIGHT (FT.)		MEASURED FLOW:	
RATE UNITS:		CONFIDENCE:	
RATE MULTIPLIER:			
VOLUME UNITS:	GAL	OTHER WELL (S):	
VOLUME MULTIPLIER:	1000		
LOCATION:			
INDICATED FLOW (GPM)			
		OTHER METER (S):	

FLOWMETER ACCURACY CALIBRATION TABLE

OWNERS METER (TOTALIZER RD)	TIME	TOTAL GALLONS	AVE. FLOW RATE-GPM (M ₁)	STANDARD TOTAL GAL.	AVG. FLOW RATE (M ₂)	PERCENT DIFF. (+ -)	ADJUST-MENTS
0882694000							

SITE VISIT COMMENTS: COULD NOT GET SONIC READING AT TIME OF EXAM. OPERATOR WILL INSTALL ANOTHER SPOOL AT MEAS POINT TO MAKE FUTURE MEASUREMENT POSSIBLE.

TERRY: ADD TO ALL YEAR MONTHLY PUMP CARD LIST. REQUEST TOTALIZER READING.
MEAS. 1 (M₁) IS THE MEASURED RATE OF FLOW FROM THE PERMANENTLY INSTALLED FLOW METER

MEAS. 2 (M₂) IS THE MEASURED RATE OF FLOW FROM THE MEASURING DEVICE BEING USED TO CHECK THE FLOW FOR THE CALIBRATION. (+ or - %5 accuracy). DESCRIBE METHOD AND EQUIPMENT USED TO PERFORM THIS MEASUREMENT

PERCENT DIFFERENCE = $(M_1 - M_2) \div M_2 \times 100 = (+ \text{ or } - \%)$ ACCEPTABLE WITHIN (+ or - 10%)
CALIBRATION MULTIPLIER = $(M_2 \div M_1)$

FLOWMETER CALIBRATION MULTIPLIER: _____

Source:
East Water Measurement
District
Porter Park
September, 2004

SCANNED
JUN 21 2007

WELL/PUMP INFORMATION

Depth of Well: 78 ft.

Static Level: Pre-Season _____ ft.

During Irr. _____ ft.

Post Season _____ ft.

Dynamic Water Level _____ ft.

Does static water level drop or rise over season? YES NO

Does another well specifically interfere with this well? YES NO

WELL MOTOR

MFG:

U.S. Electric

SERIAL:

C9987-00-598

HP:

125

BOOSTER PUMP MOTOR

MFG:

SERIAL:

HP:

BOOSTER PUMP MOTOR

MFG:

SERIAL:

HP:

D. UTILITY METER INFORMATION

Utility Utah Power

Pole # _____

Max. KW _____

M. Rated Voltage _____

IS POWER METER ACCESSIBLY FOR READING?

UTILITY ACCOUNT NUMBER _____

Depth _____ Bowls: _____ ft.

Measure Date _____

Measure Date _____

Measure Date _____

Measure Date _____

WELL PUMP
MFG: Layne Bowler

SERIAL: D37133

TYPE: Vert. T.

Cent.

Submer.

10" dia.

BOOSTER PUMP

MFG:

SERIAL:

TYPE: Vert. T.

Cent.

Submer.

BOOSTER PUMP

MFG:

SERIAL:

TYPE: Vert. T.

Cent.

Submer.

Ser. # 01 122 192

Meter Mfg. ABT3

Kh 1.8

Multiplier 40

CTR 200

(Ex. 1 X 4)

YES

NO

Source:
East Water Measurement
District
Porter Park
September, 2004

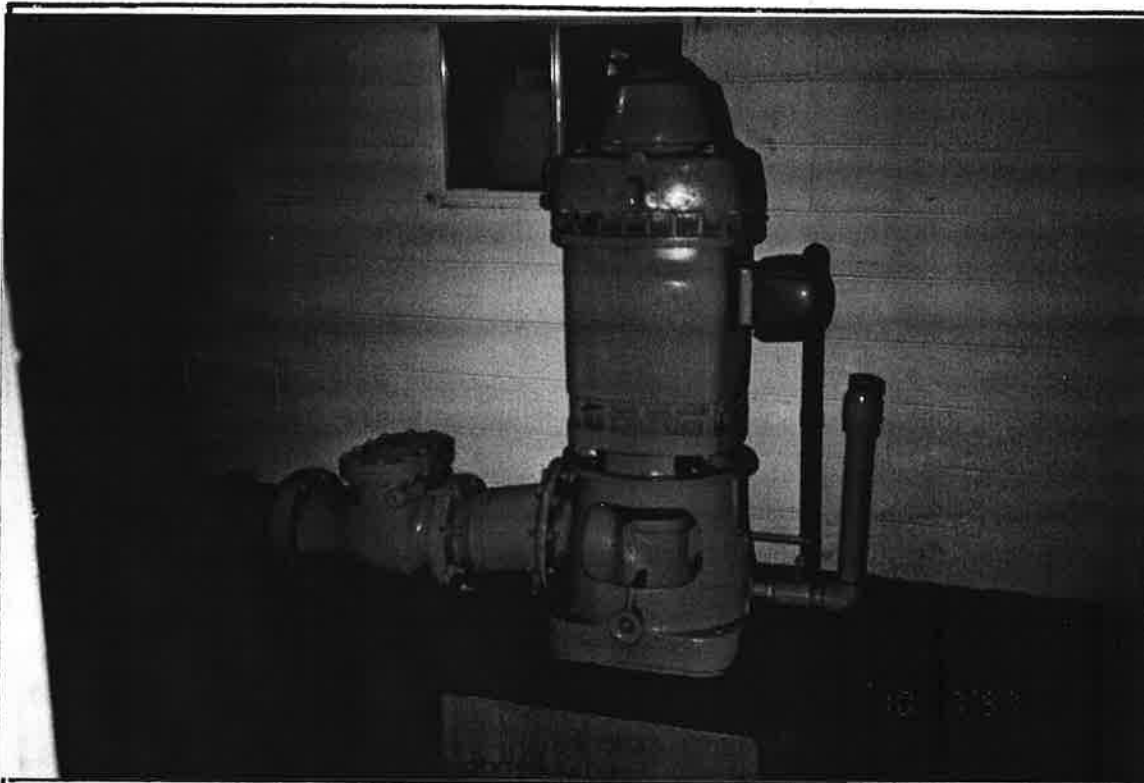
SCANNED

JUN 21 2007

CITY OF REXBURG

22-07617

PORTER
PARK WELL



Source:
East Water Measurement
District
Porter Park
September, 2004

SCANNED

JUN 21 2007

Galbraith, Trent

From: Galbraith, Trent
Sent: Tuesday, January 16, 2007 11:41 AM
To: 'johnm@rexburg.org'
Subject: Water Right 22-7617

John,

Here is the issue with this water right. This is the well for Porter Park according to your claim. The claimed priority date in 1978. According to Idaho law for groundwater rights after 1963 a permit needs to be filed and it needs to be licensed in order for that water right to be valid. This date is referred to as the Mandatory Permit Statute Date. This is one of the reasons we disallowed the claim. The other reason is it was based on an Application for Permit, which is the paperwork filed to ask for a permit. We do not have any record of the fee being paid for this application and we don't have any information on it other than the adjudication claim that you filed. We don't even have an application with a signature. Our thoughts on this are that we used to data enter the applications into our database and then send them home with the customer for signature and to get a check. This creates a number in our database without any information for it. If we did not receive the signed application and payment we would not process it. We believe this is what has happened. Please check your records and see if you have any information on this water right application. You may file an objection with the court for this right but in my opinion it will not do you any good because it is past the mandatory permit statute date. Filing an objection is free and you can get the form off our website or Ray Rigby's office will also have a copy. You may also wish to get a consultation from an attorney. If you want to proceed with the application you would need to file a new application and pay the fee. From my standpoint this seems to be the only way you will get a water right for this well. If you have any other questions please let me know.

Best Regards,

Trent Galbraith
Water Agent
(208) 525-7161

SCANNED

JUN 21 2007

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 22-7617

Date Received:

Receipt No:

Received By:

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

SEP 25 2008

Clerk

Deputy Clerk

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

Please type or print clearly

1. Name of Claimant (s) City of Rexburg Phone (208) 359-3020

Mailing Address P.O. Box 280 Rexburg ID ZIP 83440
Street or Box City State

2. Date of Priority (Only one (1) per claim) 10-31-1950
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (☒) or Other () (a) _____
which is tributary to (b) _____

4. a. Location of Point of Diversion is: Township 6N, Range 40E, Section 30,
SE, 1/4 of NE, 1/4 of NW, 1/4 Govt. Lot _____, BM., County of Madison

Additional points of diversion if any: _____

If available, GPS Coordinates _____

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

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4 of _____, 1/4
Govt. Lot _____, BM., County of _____

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

Well at Porter Park

Last Name City of Rexburg Ident No. 22-7617

(acre feet)

For _____ purposes from _____ to _____ amount _____ or _____

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) _____

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.

[illegible]

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

or None ()

13. Remarks: Place of use is within City Limits of Rexburg

Last Name City of Rexburg Ident No. 22-7617

14. Basis of Claim (Check One) Beneficial Use _____ Posted Notice _____ License XX Permit _____ Decree _____
Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. 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 under penalty of perjury 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 under penalty of perjury that I am
water attorney _____ of City of Rexburg _____
Title Organization

that I have signed the foregoing document in the space below as
water attorney _____ of City of Rexburg _____
Title Organization

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

Signature of Authorized Agent Ray W. Rigby Date 9-24-08

Title and Organization Water Attorney/ Rigby, Andrus & Moeller, Chtd.

Please Print Name

16. Notice of Appearance:

Notice is hereby given that I, Ray W. Rigby, 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 Ray W. Rigby

Address P.O. Box 250, Rexburg, Idaho 83440

Date 9-24-08

Last Name City of Rexburg Ident No. 22-7617

02/01/2006

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

RIGHT NUMBER: 22-7617
NAME AND ADDRESS: CITY OF REXBURG
PO BOX 280
REXBURG ID 83440

DISALLOWED

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 2.200 CFS
PRIORITY DATE: 12/28/1988
POINT OF DIVERSION:

T06N R40E S30 NESENW 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	2.200 CFS

PLACE OF USE:

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

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

No lawful appropriation shown.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Application

No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

SCANNED
JUN 21 2007

01/30/2006

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

RIGHT NUMBER: 22-7617

Disallowed

NAME AND ADDRESS: CITY OF REXBURG
PO BOX 280
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.200 CFS

PRIORITY DATE: 12/28/1988

POINT OF

DIVERSION: T06N R40E S30 NESENW Within MADISON County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MUNICIPAL

1/01 12/31

2.200 CFS

PLACE OF USE:

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

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

No lawful appropriation shown.

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.

Delete

EXPLANATORY MATERIAL: BASIS OF CLAIM - Application

No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

Check this out carefully - Look at License.

Not licensed yet. Only an application for permit which has not been approved. Only change needed is to delete C18.

SCANNED

JUN 21 2007

01/03/2006

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

RIGHT NUMBER: 22-7617
NAME AND ADDRESS: CITY OF REXBURG
PO BOX 280
REXBURG ID 83440

DISALLOWED

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.200 CFS

PRIORITY DATE: 12/28/1988

POINT OF DIVERSION:

T06N R40E S30 NESENW 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	2.200 CFS

PLACE OF USE:

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

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

No lawful appropriation shown.

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 - Application

No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

SCANNED
JUN 21 2007

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: **A22-07617**
Date Received: 3/31/2000
Receipt No: E025687
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF REXBURG
Address: ~~12 N CENTER ST~~ **PO Box 280**
REXBURG ID 83440 208-359-3020

2. Date of Priority: JUN 1, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	30	SE	NE	NW		MADISON

5. Description of diverting works:
WELL AT PORTER PARK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	2.200		

7. Total Quantity Appropriated is:
2.200 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

A2207617



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13. Other Water Rights Used:

14. Remarks:

PLACE OF USE IS WITHIN CITY LIMITS OF REXBURG_.

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 _____ 20 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

SCANNED

JUN 21 2007

22-07617

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

A22-07617

Date Received

Receipt Number

RECEIVED

JUL 18 1997

Department of Water Resources
Eastern Region

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 Rexburg Phone (208) 359-3020Mailing Address 12 North Center, Rexburg, Idaho Zip 834402. Date of Priority (Only one (1) per claim) 6-1-19783. 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 30,
SE 1/4 of NE 1/4 of NW 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. _____Well and 125 hp. pump, buried mainline distribution systemPorter Park

SCANNED

JUN 21 2007

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 2.2 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.2 (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.) _____

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 Rexburg, Idaho
Domestic use.

Total number of acres irrigated _____

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

12. Do you own the property listed above as place of use? Yes _____ No _____ municipality
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.
Some of the water claimed in Water Right Nos. 22-00203 and 22-204C may or None ()
also be used in connection with this right.

14. Remarks:

SCANNED

JUN 21 2007

Last Name Rexburg, City of Ident No. 39356

Copies: White -State, Yellow-Claimant

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

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 Rexburg, Idaho, _____, that I have signed the foregoing
Organization

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

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

Signature of Authorized Agent Nile L. Boyle

Title and Organization Mayor, City of Rexburg Date 7/2/97

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

Subscribed and sworn (or affirmed) before me this 2nd day of JULY 19 97

SEAL

Notary Public Stephen Zolger

Residing at Rexburg, Idaho

My Commission Expires 12/13/97

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Ray W. Rigby 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 Ray W. Rigby

Address PB 250 REXBURG ID 83440

Date 7-17-97

SCANNED

JUN 21 2007

Last Name Rexburg, City of Ident. Number 39356

Copies White-State, Yellow-Claimant