

12/01/2005

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

RIGHT NUMBER: 22-13130
NAME AND ADDRESS: CITY OF REXBURG
PO BOX 280
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.220 CFS
38.15 AFY

PRIORITY DATE: 03/28/1967

POINT OF DIVERSION:
T06N R40E S20 SESWSW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	04/01 10/31	0.220 CFS 38.15 AFY

PLACE OF USE: MUNICIPAL Within MADISON County
T06N R40E S20 SWSW T06N R40E S20 SESW

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

A total of 10.9 acres are irrigated with this right within the boundaries of Smith Park.

SCANNED
JUL 17 2008

Moore, Kristin

From: Carlsen, Ernie
Sent: Friday, October 21, 2005 11:36 AM
To: Ruberry, Allen; Moore, Kristin
Subject: FW: Irrigation or Municipal for 22-13130 and 22-13131?

Allen and Kristin,

For claims 22-13130 and 22-13131 follow the results of the email discussion cited below.

Ernie

-----Original Message-----

From: McHugh, Candice
Sent: Friday, October 21, 2005 11:27 AM
To: Carlsen, Ernie
Subject: RE: Irrigation or Municipal for 22-13130 and 22-13131?

Yes. That was my thought actually. Then, they can object and then prove that any additional capacity was developed in anticipation of future need and we can go from there.

Candice

-----Original Message-----

From: Carlsen, Ernie
Sent: Friday, October 21, 2005 11:26 AM
To: McHugh, Candice
Subject: RE: Irrigation or Municipal for 22-13130 and 22-13131?

Candice,

Carter's reply indicates the municipality use for Pocatello's golf course was limited to the irrigation season with a volume limit based on the number of acres irrigated. For consistency should we follow those recommendations? I suspect these wells are not connected to the municipality system and have always been used to irrigate the parks.
Ernie

-----Original Message-----

From: Fritschle, Carter
Sent: Monday, October 17, 2005 8:56 PM
To: McHugh, Candice; Carlsen, Ernie
Cc: Moore, Kristin; Ruberry, Allen
Subject: RE: Irrigation or Municipal for 22-13130 and 22-13131?

The City of Pocatello has the right (29-2382) for the well that irrigates the Highland Golf Course, that was originally developed as a "private" irrigation right. Through the accomplished transfer statute, the city now has a municipal right with the irrigation season as the period of use and a diversion volume that is the "standard" volume per acre for the area times the number of irrigated acres in the golf course. It became a municipal right but retained an irrigation season period of use with a diversion volume based on the number of acres irrigated. The original license did not have a period of use or diversion volume.

Carter

-----Original Message-----

*Municipal w/
irrig. season and vol. limit*

*Recommending
Municipal w/
a remark that
10.9 ac. are irrigated.
So is 4/1 - 10/31
Q = 1"/ac*

From: McHugh, Candice
To: Carlsen, Ernie
Cc: Moore, Kristin; Ruberry, Allen; Fritschle, Carter
Sent: 10/17/2005 2:33 PM
Subject: RE: Irrigation or Municipal for 22-13130 and 22-13131?

Good questions! Is this potable water? I'm assuming that with fairly little effort they could hook these systems up to their municipal systems? I think it is best characterized this as municipal use since the statute specifically includes watering of "parks" and "open space." 42-202B(6). But, I'm emailing Carter to see what we did with Pocatello's golf course, just for consistency. And, I think it would be year-round use with no volume.

Carter, thoughts?

> -----Original Message-----

>From: Carlsen, Ernie
>Sent: Monday, October 10, 2005 11:47 AM
>To: McHugh, Candice
>Cc: Moore, Kristin; Ruberry, Allen
>Subject: Irrigation or Municipal for 22-13130 and 22-13131?

>
>Candice, Included in the many municipal claims filed by the City of
>Rexburg are two beneficial use claims 22-13130 and 22-13131. The place
>of use for both claims is in the city limits. However, the well for
>each claim is not connected to the municipal system and have always
>been used for irrigation of Smith Park and the municipal golf course,
>respectively. Though the claimed nature of use is municipal should we
>recommend irrigation and list the number of irrigated acres with the
>appropriate volume limit? Do we recommend a season of use of 4-1 to
>10-31 even though the claim is for year around?

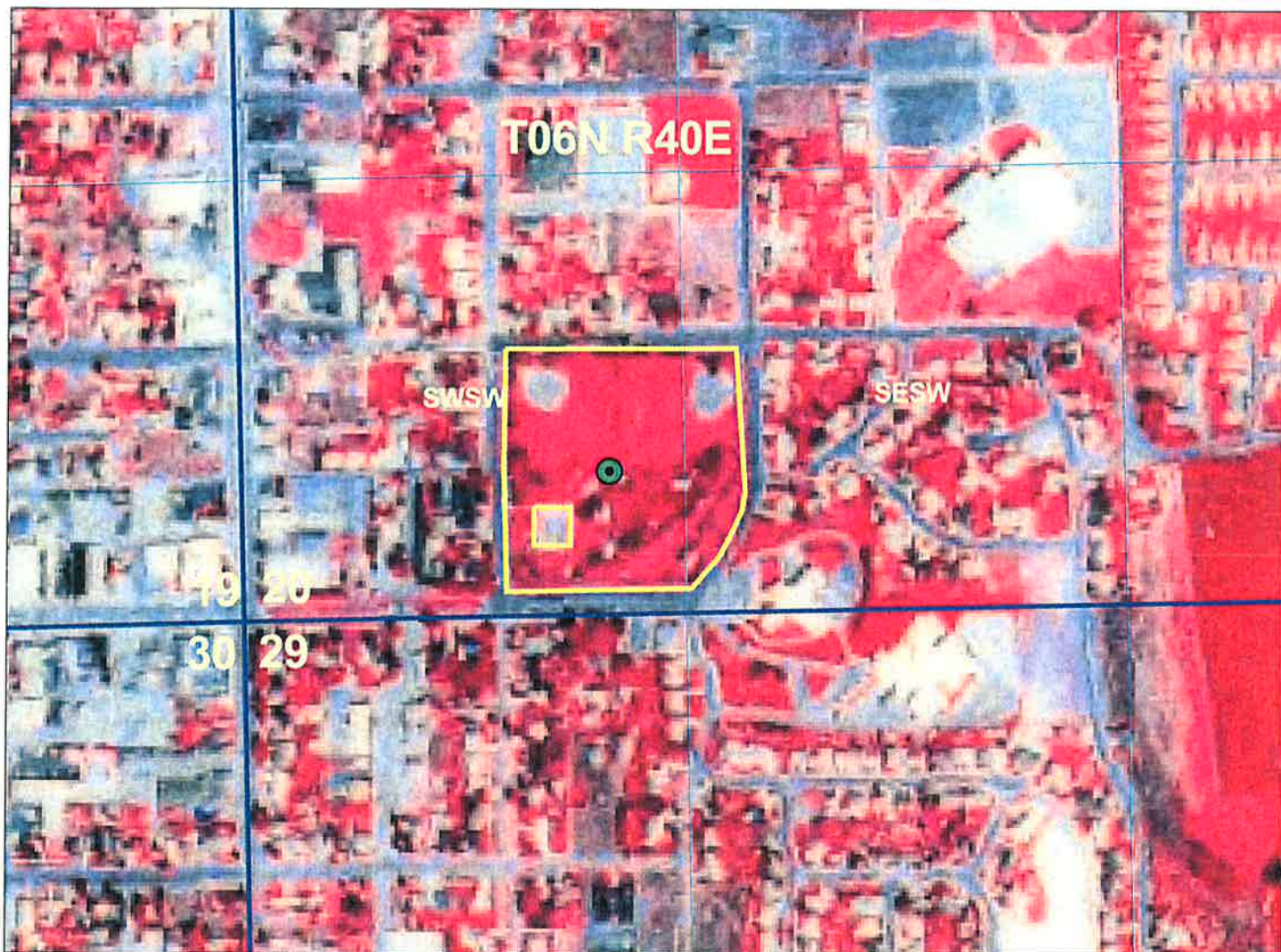
>
>Ernie



Department of Water Resources

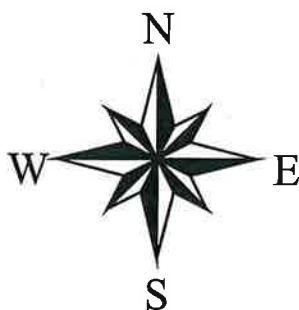
Eastern Region

Claim No.: 22-13130



0 330 660 Feet

- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ



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

SCANNED
JUL 17 2008

RECEIVED

REPORT OF WELL DRILLER
State of Idaho

12 12 1968

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name City of Rexburg
Address Rexburg, Idaho

Owner's Permit No. _____

NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: irrigation

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other _____

(explain)

CASING SCHEDULE: Threaded _____ Welded ☒

10" Diam. from 0 ft. to 21 1/2 ft.

"Diam. from _____ ft. to _____ ft.

"Diam. from _____ ft. to _____ ft.

"Diam. from _____ ft. to _____ ft.

Thickness of casing: .250 Material: _____Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☐ No ☒ Type of
perforator used: _____

Size of perforations: _____" by _____"

perforations from _____ ft. to _____ ft.

perforations from _____ ft. to _____ ft.

perforations from _____ ft. to _____ ft.

perforations from _____ ft. to _____ ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name _____

Type _____ Model No. _____

Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

CONSTRUCTION: Well gravel packed? Yes ☐No. ☒ size of gravel _____ Gravel

placed from _____ ft. to _____ ft. Surface seal

provided? Yes ☐ No ☒ To what depth?

_____ ft. Material used in seal: _____

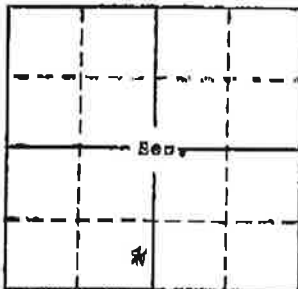
Did any strata contain unusable water? Yes ☐No. ☒ Type of water: _____

Depth of strata _____ ft. Method of sealing

strata off: _____

Surface casing used? Yes ☒ No ☐Cemented in place? Yes ☐ No ☒

Locate well in section



LOCATION OF WELL: County MADISON
S.E. 1/4 S.W. 1/4 Sec. 20 T. 6N N/S R. 40 E/W

Use other side for additional remarks

Size of drilled hole: 10" Total
depth of well: 85' Standing water
level below ground: 3' Temp. _____
Fahr. 46 Test delivery: _____ gpm
or _____ cfs Pump? ☐ Bail ☐
Size of pump and motor used to make test: _____

Length of time of test: _____ Hrs. _____ Min.
Drawdown: _____ ft. Artesian pressure: _____ ft.
above land surface Give flow _____ cfs
or _____ gpm. Shutoff pressure: _____
Controlled by: Valve ☐ Cap ☐ Plug ☐
No control ☐ Does well leak around casing?
Yes ☐ No ☒

DEPTH	MATERIAL	WATER
FROM TO		YES OR NO
FEET FEET		
0 2	SOIL	NO
2 21	SOIL, sand and gravel	NO
21 28	slay and lava	NO
28 30	black lava	YES
30 42	black cinders	YES
42 45	red lava	YES
45 50	black and red broken lava	YES
50 85	red cinders (no cuttings)	YES

Work started: MARCH 18, 1967
Work finished: MARCH 28, 1967
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.

Name: G.L. HOPKINSAddress: THORNTON, IDAHO

Signed by: Alvin R. Hopkins Jr.
License No. _____ Date April 10, 1968

4663

USGS

SCANNED

JUL 17 2003

Received Time Nov. 29, 4:43PM

A22-13130 Field Exam Layout



1987 Aerial Photography from IDWR



Gcdb_qq.shp

SCANNED

JUL 17 2008

Illustration prepared by
Water Resources Field Services
208 681 9100

Claim no.

A22-13130

Claimant Contact Log

Date

Remarks

Agent initials

10/1/04

Met w/ Kip and John Millar of City of Lexington. Did field exam

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JUL 17 2008

Contacts Data Entry Form

Claim Number: A22-13130

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.

Beneficial use claim for irrigation of city park. Well is
not connected to city mains. Bae 10/4/04

Reviewer: _____ Date: _____

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JUL 17 2003

Priority Date Data Entry Form

Claim Number: A22-13130

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:

Per city engineer John Miller, city is working on
evidence of priority. No documents in this file. BAC 10/4/04

Reviewer: _____

Date: _____

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JUL 17 2005

Water Right No(s). A22-13130



GPS DATA:

Tag # A 0012229 Location: electrical panel on pole near well

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JUL 17 2009

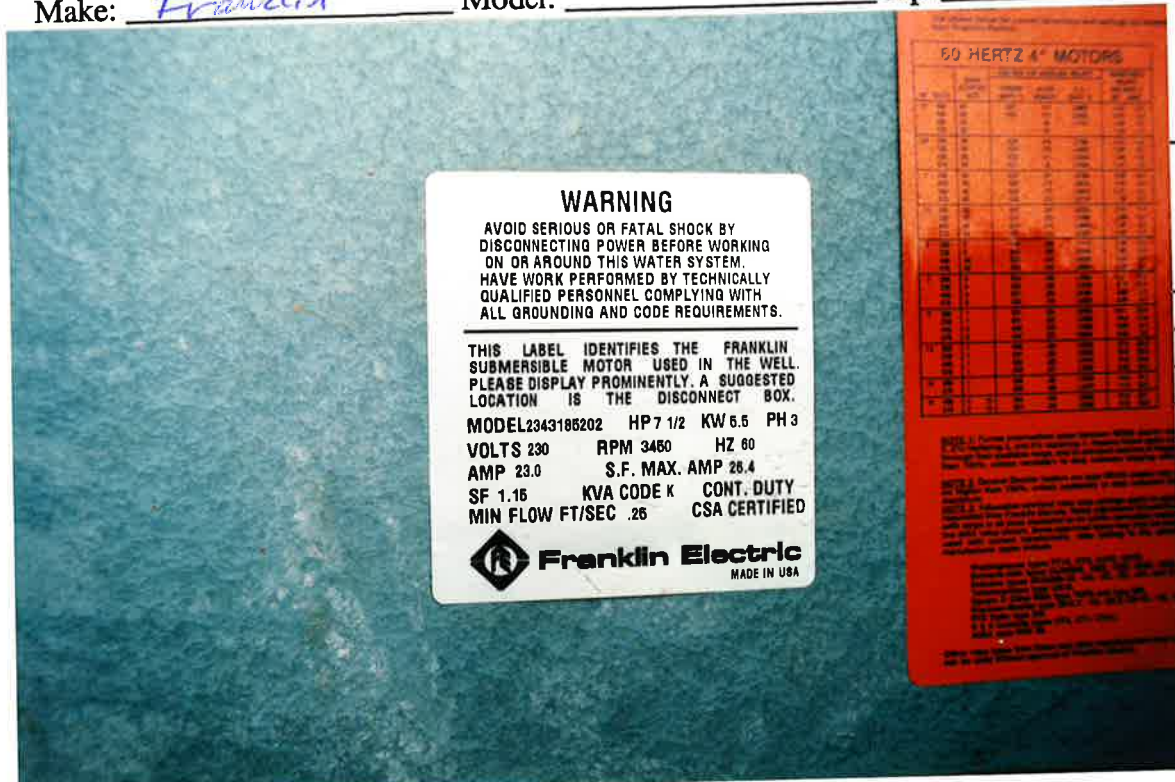
Diversion Data:

Source: _____ Trib to: _____

MOTOR

Make: Franklin Model: _____ Hp: 7 1/2

Box 10/4/04



WARNING

AVOID SERIOUS OR FATAL SHOCK BY
DISCONNECTING POWER BEFORE WORKING
ON OR AROUND THIS WATER SYSTEM.
HAVE WORK PERFORMED BY TECHNICALLY
QUALIFIED PERSONNEL COMPLYING WITH
ALL GROUNDING AND CODE REQUIREMENTS.

THIS LABEL IDENTIFIES THE FRANKLIN
SUBMERSIBLE MOTOR USED IN THE WELL.
PLEASE DISPLAY PROMINENTLY. A SUGGESTED
LOCATION IS THE DISCONNECT BOX.

MODEL 2343185202 HP 7 1/2 KW 6.5 PH 3
VOLTS 230 RPM 3460 HZ 60
AMP 23.0 S.F. MAX. AMP 26.4
SF 1.15 KVA CODE K CONT. DUTY
MIN FLOW FT/SEC .25 CSA CERTIFIED

 **Franklin Electric**
MADE IN USA

60 HERTZ 4\"/>

HP	1	1 1/2	2	3	5	7 1/2	10	15	20	25	30	35	40	45	50	60	75	100
Volts	230	230	230	230	230	230	230	230	230	230	230	230	230	230	230	230	230	230
Amps	12	18	24	36	60	84	108	162	216	270	324	360	400	450	540	648	864	1152
Max. Flow (GPM)	1.0	1.5	2.0	3.0	5.0	7.0	9.0	13.5	18.0	22.5	27.0	30.0	33.0	36.0	42.0	50.4	67.2	90.0
Max. Head (ft)	10	15	20	30	50	70	90	135	180	225	270	300	330	360	420	504	672	900

Franklin Electric Corporation
P.O. Box 1000
Franklin, WI 53123
Phone: (262) 781-1000
Fax: (262) 781-1001
E-Mail: sales@franklin-electric.com
Website: www.franklin-electric.com

Point of Diversion and Source Data Entry Form

Claim Number: A22113130Water Right Point(s) of diversion and Source.

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

Source: GW 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:

GN 90 E 20 SW SW GPS waypoint 10 2679003 E
Field inspection. 1405314 N PDM 83
BAL 10/4/04

Reviewer: _____ Date: _____

SCANNED
JUL 17 2004

Claim Number: A22-13130

Recommended Place of Use					County	Lot Num	Acre s	Purpose of Use
Twp	Rge	Sec	QQ	Q				
					Total acres _____			

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

Document how the POU was verified:
 Claim is "within City Limits of Rexburg." Mark Larson
 of IDWR confirms he is making map of city service area.
 Actual POU for this irrigation well is sketched on
 layout. Bar 10/4/04

Reviewer: _____ Date: _____

SCANNED

Season of Use and Quantity Data Entry Form

Claim Number: A22-13130Water 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:

$$9.4 \text{ acres irrigation} \times 0.03 = 0.28 \text{ gfs}$$

Power meter demand 7.2 Kw. $7.2 \times 1.34 = 9.65 \text{ hp elect. input}$
 (note pump is rated 7.5 hp) $9.6 \text{ hp} \times 90\% \text{ elect. eff} = 8.7 \text{ hp motor hp}$
 $\text{GPM} = \frac{\text{Water HP} \times 3960}{\text{Total Dynamic Head}}$
 $= \frac{3960(8.7 \times 60\%)}{(100 \text{ ft} + 50 \text{ ps} \times 2.31)} = \frac{(3960 \times 5.2)}{(215.5)}$
 $= 95.5 \text{ GPM} = 0.21 \text{ gfs.}$ BAC 10/4/04

Reviewer: _____

Date: _____

SCANNED

JUL 17 2008

June 7, 2004

**CITY OF REXBURG
PO BOX 280
REXBURG ID 83440**

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-13130

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 1961, from UNNAMED STREAM.

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.

SCANNED

JUL 17 2004

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"

SCANNED
JUL 17 2008

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: **A22-13130**
Date Received: 3/30/2000
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, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	20	SW	SW			MADISON

5. Description of diverting works:
IRRIGATION WELL AT SMITH PARK

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

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

A2213130



SCANNED
JUL 17 2008

13. Other Water Rights Used:

14. Remarks:

PLACE OF USE IS WITHIN CITY LIMITS OF REXBURG

15. Basis of Claim: BENEFICIAL USE

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
JUL 17 2008

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 A22-07074 A22-13130
Date Received 8
Receipt Number ED 25687

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) 359-3020
Mailing Address 12 North Center, Rexburg, Idaho Zip 83440

2. Date of Priority (Only one (1) per claim) 6-1-1961

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

4. a. Location of existing point of diversion is: Township 6N Range 40E Section 20,
_____ 1/4 of SW 1/4 of SW 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.

Irrigation well located at Smith Park, 10 hp. pump.

SCANNED
JUL 17 2003

SMITH PARK
IRRIGATION WELL

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 0.5 or 205
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.5 (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	

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.

Some of the water claimed in Water Right Nos. 22-00203 and 22-204C may or None (x)
also be used in connection with this right.

14. Remarks:

SCANNED

JUL 17 2009

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 _____
of City of Rexburg, Idaho _____, that I have signed the foregoing
document in the space below as Mayor of City of Rexburg, Idaho,
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 Zollinger
Residing at Rexburg, Idaho

My Commission Expires 12/13/97

Please Print Name

17. Notice of Appearance:

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

Address P.O. Box 250 Rexburg ID 83440

Date 7-17-97

SCANNED

JUL 17 2008

Last Name Rexburg, City of Ident. Number 39356

Copies White-State, Yellow-Claimant

SCANNED
JUL 17 2008

