

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

RIGHT NUMBER: 22-13790

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.900 CFS

PRIORITY DATE: 01/25/1961

POINT OF
DIVERSION:

T06N R40E S29 SWSW Within MADISON County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

MUNICIPAL

01/01 12/31

4.900 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 known locally as Well #1.

The following rights are diverted through point of diversion described above: 22-7074, 22-7175, 22-7176, 22-7617, 22-7754, and 22-13790.

RECEIVED

APR 26 2011

Department of Water Resources
Eastern Region

Law Offices

**RIGBY, ANDRUS & RIGBY,
Chartered**

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April 25, 2011

Michael Holliday
IDWR
900 North Skyline Drive
Idaho Falls, Idaho 83402-6105

Dear Mr. Holliday:

Mr. Rigby asked that I forward the enclosed Standard Form 5 for your signature. After you have signed the same, would you please forward it to SRBA court for filing.

Thank you.

Sincerely yours,



DeAnn Chadwick
Assistant to Jerry R. Rigby

dc/Enclosure

SB/Rexburg.ltr

MEMORANDUM

Date: March 30, 2011
To: AJ Claim No. 22-13790
From: Michael Holliday
Re: Recommendation

Summary

Claim 22-13790 was initially recommended disallowed because the claimed well was included on license 22-7175. However additional data has since been provided by the claimant in support of the claim. After reviewing this new information it appears that the diversion rate measured during the licensing exam for 22-7175, while adequate to support the license, did not reflect the maximum operating capacity of the system. Therefore, the new recommendation for 22-13790 makes up the difference between the maximum capacity of the system at the time of measurement and the diversion rate decreed under right 22-7175.

Background

Well #1 and well #6 are located about 30 feet from each other and provide water for municipal purposes to the city of Rexburg. Claim 22-13790 is for 4.9 cfs from well #1 with a September 1, 1960 priority date. Claim 22-7175 was based on a license and was decreed in the SRBA for 5.61 cfs with a 1976 priority date. However, the quantity licensed was based on the sum of the flows from the two wells, as measured by two installed flow meters. The total diversion rate measured is less than one would expect, given the system design. Based on additional information provided by the claimant, it appears that well #1 and well #6 together had the capacity to pump the sum of both claims at the time the licensing exam was conducted for permit 22-7175.

Well #1

According to the city council meeting minutes, the drilling of well #1 was completed in October 1960, a power contract was signed with Utah Power in December 1960, and the well was first put to beneficial use on January 25, 1961. In an April 30, 2010 letter, John Millar, Public Works Director for the City of Rexburg, said, "Records indicate that the original pump was a 200 horse power pump which pumped directly into the reservoir that was also constructed in 1960." Based on this information provided by the City, the theoretical capacity of well #1 is 5.93 cfs. In a December 2009 letter, John said, "The well has been pumping at a rate of 2200 gpm, or 4.90 cfs since it was originally put into service."

In his affidavit, James Keller, lead engineer in the upgrade of Rexburg's water system in the mid-1970's, states, "Prior to installation of Well 6, I observed that Well 1, which was already a high producing well for the City, had a 200 hp pump and could pump approximately 2500 gpm based on the flow meter readings with 4-5 feet of drawdown." Therefore the evidence available indicates that the claimed diversion rate for Well #1 is reasonable.

Well #1 and Well #6 Combined

James Keller said that his firm “modeled Well 6 after Well 1” and “aimed to develop Well 6 with a 200 hp pump to obtain 2700 gpm.” His statement is consistent with the engineering specs for the well and the proof of beneficial use form submitted for permit 22-7175. On September 27, 2001, while working for the East ESPA Water Measurement District, I measured 2551 gpm (5.68 cfs) during a flowmeter calibration exam. Note that the measurement is very close to the rate licensed and decreed for 22-7175. On that date I also calibrated another flow meter that captured the flow from both wells before it entered the storage tank.

In his April 30, 2010 letter John Millar said that “a new one million gallon steel storage reservoir was constructed adjacent and north of Wells 1 and 6 and the two wells were piped together and pump directly into the ground level of the storage reservoir. Both pumps had 200 horse power pumps, pumping from a depth of approximately 200-205 feet to a surface reservoir with a water surface elevation approximately 25 feet higher than the elevation of the wells.” Using this data together with well log and well test data, I calculated the theoretical capacity of the two wells when used simultaneously to be 10.41 cfs, which is only one percent less than the total rate claimed between 22-7175 and 22-13790.

The claimant also provided daily flow meter readings for the wells for the months of July and August from the years 1999 through 2003. On most days city personnel collected only the total gallons reading, but occasionally they would also record the instantaneous flow reading. A total of nine instantaneous readings were taken when both pumps were running. One of those readings appeared to be an outlier. The average of the other eight readings was 10.76 cfs, after the average correction factor from 2 flow meter calibration exams was applied.

The claimant also provided hour meter readings for each well for the years 2000 through 2003. Using the daily flow meter and hour meter readings I calculated the average diversion rate per well to be 2187 gpm. Multiplying that rate by 2 and the average correction factor yields a rate of 10.38 cfs. (I did not use the July/August 2001 data because it did not seem reasonable. I suspect that there were problems with the flow meter).

Initially I was concerned that there could have been well interference due to the wells being so close to each other. However, the City submitted a well test report from Andrew well drilling dated April 1, 1975 that showed less than a foot difference in drawdown when the second pump was running. Therefore there would be no significant difference in the discharge of the 2 pumps when run together.

Conclusion

The weight of the evidence seems to support the claimed diversion rates for claim 22-7175 and claim 22-13790 prior to the time that the licensing exam was done for permit 22-7175.

MAR 23 2011

3. In about 1974, while at Forsgren and under a contract with the City of Rexburg, I assisted the City of Rexburg and Rick's College (now BYU-Idaho) in analyzing the entire municipal water system. The analysis consisted of two main phases: First – a future water usage projection was developed. This projection was completed by developing the present water usage per person and college student and then by multiplying this per capita usage by the projected future number of people and students, as projected by the City and College; Second - I designed a computer program to analyze the existing City and College distribution systems to determine existing and future water systems deficiencies.
4. A summary report was prepared and presented to the City that identified both present and future needs. It was determined that both the well water supply and the distribution system pipe sizing were inadequate to meet the water system demands throughout the City and College. Therefore, additional water supply through new wells and significant new and up-sized piping was needed. Major 16 and 20-inch new transmission lines were needed; additionally, other 6 and 8-inch pipelines needed to be up-graded with new 10 and 12-inch pipelines. After the report findings were approved and adopted by the City and the College, we were hired to help the City accomplish these changes.
5. I was the lead engineer for this major Rexburg and Rick's College water system up-grade project that included the development of Wells 5 and 6. Well 5 is located on 2nd East adjacent to the City's water tower., Well 6 is adjacent to Well 1 and together are located adjacent to a one million gallon storage reservoir at the

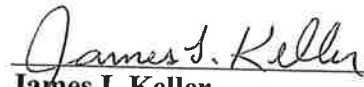
corner of 5th South and 2nd East. Both wells were developed independently and independent of Well 1. Prior to installation of Well 6, I observed that Well 1, which was already a high producing well for the City, had a 200 hp pump and could pump approximately 2500 gpm based on the flow meter readings with 4-5 feet of drawdown. I did not personally perform a pump test on Well 1, but these were my observations. Nevertheless, I was informed at that time by city personnel that Well 1 was producing approximately 2500 gpm and had no reason to do any independent testing.

6. Larry Perkins was the principal in charge at Forsgren when we were designing both Wells 5 and 6. We also enlisted Andrew Well Drilling to assist us in the design of these wells. We modeled Well 6 after Well 1. We aimed to develop Well 6 with a 200 hp pump to obtain 2700 gpm.
7. Andrew Well Drilling drilled Well 6 and performed a pump test, which produced a rate of 3600 gpm and a drawdown of 9 feet. The test did NOT include any water from Well 1.
8. Well 5 by the water tower was developed through the same methods as Well 6.
9. After Well 5 and 6 were developed, our firm submitted Applications for Permit to obtain water rights for the two new wells. The City's Well 1 was drilled years before the two new Wells 5 and 6; therefore, as a grandfathered well, no Application for Permit to obtain water rights was submitted to IDWR. We installed flow meters as requested by Idaho Department of Water Resources. I never received nor reviewed a copy of the licensed water rights to review for

accuracy.

10. I was and continue to have the understanding that Well 1 and Wells 5&6 were independently developed and never were intended to be jointly licensed. I was and continue to have the understanding that Well 5 and Well 6 were independently developed and licensed for 2,200 and 2,700 gpm respectively.

Respectfully submitted, this 8th day of March 2011.


James L Keller

SUBSCRIBED AND SWORN to before me this 8th day of March, 2011.




Notary Public for Idaho
Residing at: Boise
My Commission Expires: 3-1-2015

Formula:

$H_p = \text{Horsepower} = \frac{200}{\text{Eff} = \text{Efficiency} = \frac{70\%}{\text{(Usually 70%)}}$

Eff = Efficiency = 70% (Usually 70%)

Lift: (Static Level + Assumed Draw down)

OCT 1960 WELL LOG - Static Water Level = 204 ft.

Assumed Draw down = + 4 ft.
 Lift = 308

Lift = 208

OR

Measured Dynamic Water Level = _____ ft.

psi = Operating Pressure = 0 psi

$$Q_{cfs} = \left[\frac{\quad}{\text{Hp}} \times 8.814 \times \frac{\quad}{\text{cfl}} \right] \div \left[\frac{\quad}{\text{Lift}} + \left(\frac{\quad}{\text{psi}} \times 2.308 \right) \right]$$

$$Q_{cfs} = [\quad] \div [\quad]$$

$$Q_{cfs} = \underline{5.93} \text{ cfs}$$

PERMIT NO. _____

Identification No. _____

Permit No. 22-7175

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

*OK
received
4/4/77*

1. a) Name of Permit Holder City of Rexburg
 b) Post Office Address 12 North Center Street Rexburg, Idaho 83440
2. Permit Number 22-7175
3. Date of Priority that you are prepared to establish November 28, 1975
4. a) Source from which water was appropriated Well
 b) Location of the point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 29
 Township 6 North, Range 40 East Boise Meridian, Other points of diversion: N/A
5. a) The amount of water and use to which the water has been applied:
 Amount 2.5 for Municipal purposes from Jan. 1 to Dec. 31 incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
 Amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
 Amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
 b) Total amount appropriated 2.5 ~~acre-feet~~ acre-feet per annum
 c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Flow information taken from cumulative flow dial on flow meter by city personnel.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
 a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
N/A
 b) Describe the agreement or understanding by which you take water from the works:
N/A
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 200 hp pump discharging at 2700 gpm (6 cfs)
into 500,000 gallon storage reservoir or 16-inch diameter
transmission line to city.
 b) Describe the type and size of measuring device which you have installed at your point of diversion:
12-inch diameter Sparling Masterflo Type 107 with 6-digit direct-
reading totalizer registering in units at 1000 gpm and rate of flow
dial reading in units of 100 gpm.
 c) Give well driller's name and address and the date the well was completed:
Andrew Well Drilling Contractors March 1975
1268 East 17th Street
Idaho Falls, Idaho 83401
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Municipal water supply for and at Rexburg, Idaho.

MICROFILMED

Exam typed *4/4/77*

If you are irrigating 15 or more acres, please attach an aerial photo of the land with this affidavit.

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres irrigated _____

10. Remarks: Flow measurement based on flow from Jan. 1, 1976 to Dec. 31, 1976.
Total annual flow will vary depending on demand and will increase as
City of Rexburg continues to grow. The City will eventually require
the full 6.1 cfs that was applied for.

The above information is a true statement of the extent to which the above numbered permit has been developed.

March 29, 1977
 (Date)

John C. Porter
 (Signature) Mayor

State of Idaho)
) ss.
 County of Madison)

On this 29th day of March, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Clifton Anderson
 Notary Public residing at City Clerk

My commission expires _____

Cope Drilling & Pumping Co.
WATER WELL DRILLING & PUMPING
Well by old reservoir

P. O. BOX 1134

IDAHO FALLS, IDAHO

Log

WELL LOG: CITY OF REXBURG, IDAHO

Oct. 1960 - well drilled

20" Well

0-8	Top soil and boulders
8-13	Lava--dry hole
13-21	Rough lava
21-28	Gray lava--drills good
28-34	Gray lava--drills very rough
34-42	Gray lava--dry hole--large cavity
42-51	Gray lava--drills good
51-60	Red lava--very firm
60-78	Loose red lava
78-81	Red lava--very rough
81-91	Reddish-Gray lava--very rough
91-102	Red Lava--Dry hole
102-112	Red and gray lava
112-115	Pink Lava
115-125	Red lava--dry hole
125-135	Red lava--dry hole
135-149	Wine colored lava
149-160	Lighter colored lava
160-167	Red lava
167-176	Broken red lava
176-186	Solid red lava
186-196	Red lava
196-198	Red lava
198-207	Gray lava and some red lava--caving
207-220	Ran casing
220-230	Cavey red cinders
230-260	Red and gray cinders--Caving
260-265	Red and gray cinders

Hit water at 198

Straightened hole
Cemented hole with 31 yards of cas
200 Ft. 6" of 16" casing and
18" above ground surface

Lots of water
265' bottom of hole

Testing: See attached sheet

Static Water level - 264-265

Pump Set at 245

WINTROATH PUMPS

DIVISION OF WORTHINGTON CORPORATION

P.O. BOX 29 • 1100 SOUTH MERIDIAN AVENUE • ALHAMBRA, CALIFORNIA

October 3, 1960

Cope Drilling Company
Airport Road
Idaho Falls, Idaho

Testing of well by old reservoir

Gentlemen:

Subject: City of Rexburg
Rexburg, Idaho

Following information is the result of test pumping and water measurement, City of Rexburg well test ran on September 29, 1960:

Well Depth 265"
Well Diameter 16" Casing to 200 feet
Open hole 200 to 265 feet
Test pump was 240 foot 10" column
And 14" Bowls

Time	Piezometer Reading in Inches	Pipe and Orifice	G.P.M.	Pumping Level
2:35 p.m.	22"	10 x 6	664	206
3:00 p.m.	20"	10 x 8	1404	204
3:30 p.m.	37"	10 x 8	1900	201
4:00 p.m.	41"	10 x 8	2000	197
6:00 p.m.	41"	10 x 8	2000	197
6:30 p.m.	41"	10 x 8	2000	197

This test indicates a strong yield. The pumping level raised as the test progressed as well as the G.P.M.

Very truly yours,

Preston Osterhout
Preston Osterhout
District Manager

PO/ml1

cc D. L. Armstrong, Rexburg City Engineer, Rexburg, Idaho

Signed

#6 Pump

23,093,000

July 1999

- 1- 23,093,000
2. 23,093,000
- 3- "
- 4- "
- 5- "
- 6- "
- 7- "
- 8- "
- 9- "
- hook 10 - 23,093,000
- hook 11 - 23,093,000
- 12- "
- 13- "
- 14- "
- 15- "
- 16- 23,093,000
- Van 17- "
- Van 18- 23,093,000
- 19- "
- 20- "
- 21- "
- 22- "
- 23- "
- Van 24- "
- Van 25- "
- 26- "
- 27- "
- 28- 23,954,000
- 29- 24,973,000
- 30- 25,412,000
- 31- "

Total
2,319,000

#6 Pump

25,412,000

Aug. 1999

KIP 1- 25,412,000

2- "

3- 25,851,000

4- 26,916,000

5- 27,216,000

6- 27,950,000

lan 7- 27,950,000

lan 8- 27,950,000

9- 27,950,000

10- "

11- "

12- 27,960,000

13- "

WCK 14- 27,960,000

WCK 15- 27,960,000

16- " #6 Pump in LEAD Today

17- 31,088,000

18- 34,397,000

19- 37,830,000

20- 40,854,000

in 21- 44,231,000

in 22- 47,505,000

23- 50,480,000

24- 53,788,000

25- 57,097,000

26- 60,425,000

27- 63,582,000

28- 67,205,000

29- 70,125,000

30- 73,358,000

31- 76,305,000

Total
50,893,000

#6 Pump

397,488,000

July - 2000

	Read	HOURS
Kip 1-	397,488,000	1186.3
" 2-	"	"
3-	"	"
Chuck 4-	397,488,000	1186.3
5-	397,488,000	1186.3
6-	"	"
7-	"	"
Chuck 8-	397,488,000	1186.3
" 9-	397,488,000	1186.3
10-	"	"
11-	"	"
12-	"	"
13-	397,884,000	1189.3
14-	398,847,000	1196.7
Chynns 15-	~~398~~ 401,786,000	1219.1
" 16-	404,624,000	1241.0
17-	407,983,000	1266.3
18-	411,046,000	1290.1
19-	414,079,000	1313.3
20-	417,154,000	1337.0
21-	420,311,000	1361.1
Jan 22-	423,477,000	1384.6
" 23-	426,781,000	1408.8
" 24-	429,942,000	1432.8
25-	433,212,000	1457.3
26-	436,287,000	1480.4
27-	439,410,000	1503.7
28-	442,719,000	1528.5
29-	446,028,000	1553.2
30-	448,922,000	1575.2
31-	452,131,000	1599.5

Total
54,643,000

2204 GPM JULY

413.2 HRS

#6 - Pump

452,131,000

Read

Hours

Aug - 2000

1 -	455,217,000
2 -	458,399,000
3 -	461,455,000
4 -	465,072,000
Kip 5 -	467,901,000
" 6 -	470,588,000
" 7 -	472,377,000
8 -	475,538,000
9 -	478,833,000
10 -	481,631,000
11 -	484,399,000
hvk 12 -	487,264,000
" 13 -	490,426,000
14 -	493,206,000
15 -	496,269,000
16 -	499,364,000
17 -	502,545,000
18 -	505,656,000
km 19 -	508,544,000
" 20 -	511,660,000
21 -	514,179,000
22 -	517,238,000
23 -	520,435,000
24 -	523,449,000
25 -	526,339,000
26 -	529,307,000
27 -	532,231,000
28 -	535,791,000
29 -	538,948,000
30 -	542,022,000
31 -	545,066,000

1623.0
1646.7
1669.9
1697.3
1718.9
1739.5
1753.1
1712.0
1802.0
1823.2
1844.2
1865.9
1889.7
1910.7
1933.8
1952.3
1981.1
2004.9
2027.0
2050.7
2069.9
2093.2
2112.1
2140.1
2161.9
2184.7
2214.2
2233.5
2257.2
2280.7
2303.7

704,2 hrs

117.4 hrs

2201 GPM
for Tully/HVC 2000

92° at 11:25 AM

93° at 11:15 AM

2200 GPM AVG

total
92,935,000

93° at 11:20 AM

92° - 3:05 PM

103° - 3:10 PM

544 9.829

Read
 1- 967,146,000
 2- 969,911,000
 3- 972,958,000
 4- 976,261,000
 5- 978,829,000
 6- 981,973,000
 7- 984,747,000
 8- 988,123,000
 9- 990,714,000
 10- 993,874,000
 11- 996,641,000
 12- 999,640,000
 13- 2,724,000
 14- 581,500
 15- 8,841,000
 16- 11,054,000
 17- 14,062,000
 18- 17,064,000
 19- 20,230,000
 20- 23,370,000
 21- 26,552,000
 22- 29,931,000
 23- 32,712,000
 24- 36,085,000
 25- 38,656,000
 26- 41,899,000
 27- 45,061,000
 28- 48,086,000
 29- 51,351,000
 30- 54,276,000
 31- 57,460,000

963,381,000

July - 2001

Hours

5487.8

5508.1

5530.7

5555.1

5574.2

5597.6

5618.5

5643.9

5663.2

5682.2

5708.1

5730.2

5753.9

5777.3

5800.1

5816.8

5839.4

5862.2

5885.9

5909.4

5933.1

5958.1

5979.5

6004.9

6024.2

6048.2

6072.7

6095.6

6120.5

6144.4

6167.4

Total
 94,079,000

Meter Turned Over

Put L & Oil in
 Lower Reserve
 17 July 2001
 Sgo.

#6

682.7 Hrs
1361.3 Hrs

2204 GPM
2001 JULY-AUG

1946 @ 11:05 AM

89,675.000
Total

6849.1
6825.7
6803.5
6179.8
6756.6
6734.1
6712.2
6689.0
6668.8
6646.8
6624.7
6602.9
6585.1
6564.4
6545.2
6526.9
6507.7
6484.7
6463.4
6441.0
6417.9
6395.5
6374.2
6351.4
6327.5
6303.5
6282.2
6260.2
6238.8
6214.6
6190.7

Aug - 2001
Hours

1- 60,678,000
2- 63,849,000
3- 67,085,000
4- 69,893,000
5- 72,745,000
6- 75,537,000
7- 78,135,000
8- 81,877,000
9- 84,893,000
10- 87,106,000
11- 90,624,000
12- 93,909,000
13- 96,648,000
14- 99,423,000
15- 102,469,000
16- 104,923,000
17- 107,346,000
18- 109,856,000
19- 112,656,000
20- 114,897,000
21- 117,749,000
22- 120,616,000
23- 123,483,000
24- 126,124,000
25- 129,162,000
26- 132,328,000
27- 136,038,000
28- 138,080,000
29- 141,161,000
30- 144,059,000
31- 147,135,000

Read

57,460,000

#6

3,675,300

#6 Pump

July - 2002

	Read	Hours
1-	367,563,000	8562.2
2-	"	"
3-	367,866,000	8564.7
DeLynn 4-	371,033,000	8588.4
5-	373,926,000	8610.6
DeLynn 6-	377,131,000	8634.9
" 7-	380,450,000	8660.9
8-	383,003,000	8680.3
9-	386,202,000	8704.5
10-	389,212,000	8727.5
11-	392,044,000	8749.0
12-	395,042,000	8771.9
Jim 13-	397,488,000	8790.7
" 14-	400,379,000	8813.2
15-	402,889,000	8832.7
16-	405,539,000	8853.7
17-	408,053,000	8873.2
18-	410,830,000	8894.9
19-	413,994,000	8919.7
20-	417,121,000	8943.3
21-	420,404,000	8968.5
22-	423,278,000	8990.7
23-	426,335,000	9014.3
24-	429,524,000	9038.6
25-	432,515,000	9061.7
26-	435,395,000	9084.1
27-	438,458,000	9107.8
28-	440,348,000	9123.2
29-	442,574,000	9141.1
30-	445,700,000	9145.4
31-	448,799,000	9189.2

Total
81,236,000

627 hrs

448,799,000

#6 Pump

Aug - 2002

Hours

Read

1 - 451,701,000
2 - 454,730,000
3 - 457,260,000
4 - 460,735,000
5 - 462,692,000
6 - 465,643,000
7 - 468,682,000
8 - 471,855,000
9 - 474,643,000
10 - 478,472,000
11 - 480,877,000
12 - 483,030,000
13 - 486,042,000
14 - 489,104,000
15 - 492,162,000
16 - 495,203,000
17 - 498,481,000
18 - 501,633,000
19 - 504,387,000
20 - 507,440,000
21 - 510,609,000
22 - 513,337,000
23 - 516,411,000
24 - 519,611,000
25 - 522,579,000
26 - 525,232,000
27 - 528,457,000
28 - 531,328,000
29 - 534,215,000
30 - 537,188,000
31 - 540,016,000

Total
9,217,000

9211.8
9235.4
9258.0
9283.0
9298.4
9321.5
9345.2
9369.6
9391.5
9414.5
9440.7
9458.2
9481.7
9505.5
9529.6
9552.8
9578.2
9602.6
9624.3
9648.0
9672.8
9694.1
9718.0
9742.6
9766.0
9786.9
9811.1
9833.2
9855.8
9878.9
9901.2

1339 HRS

712 HRS

2147 GPM

785,857,000

#6 Pump

July - 2003

Rend

Hooks

1-	788,781,000	11902.0
2-	791,792,000	11925.4
3-	794,757,000	11948.5
4-	797,457,000	11970.0
5-	800,860,000	11997.4
6-	801,556,000	12003.1
7-	804,940,000	12003.1
8-	807,739,000	12030.4
9-	810,613,000	12052.9
10-	812,130,000	12076.0
11-	815,116,000	12088.8
12-	818,247,000	12112.9
13-	820,293,000	12138.4
14-	823,164,000	12154.8
15-	826,107,000	12178.3
16-	829,066,000	12202.1
17-	832,108,000	12226.1
18-	835,139,000	12250.8
19-	837,867,000	12275.6
20-	840,357,000	12297.8
21-	843,282,000	12318.1
22-	846,196,000	12341.8
23-	849,179,000	12365.3
24-	852,061,000	12389.8
25-	855,061,000	12413.2
26-	857,805,000	12437.9
27-	860,512,000	12482.1
28-	863,354,000	12493.4
29-	866,274,000	12505.3
30-	869,170,000	12529.1
31-		12552.7

Tripped phase
Fail10/2/03
10/3/03
10/3/03

650.7 Hrs

869,170,000

#6 Pump

Aug - 2003

Read

HOURS

Kip Kip "	1-	872,038,000	12576.3
	2-	875,164,000	12601.9
	3-	877,896,000	12624.3
	4-	880,052,000	12642.0
	5-	883,006,000	12666.2
Kip Kip "	6-	885,814,000	12689.2
	7-	888,565,000	12711.8
	8-	891,527,000	12735.3
	9-	894,446,000	12759.4
	10-	897,734,000	12786.0
Delynn Delynn	11-	899,575,000	12801.5
	12-	902,482,000	12825.4
	13-	905,378,000	12849.2
	14-	908,232,000	12872.7
	15-	911,132,000	12896.4
Delynn Delynn	16-	914,602,000	12925.3
	17-	916,926,000	12944.4
	18-	No Rounds Today	
	19-	922,074,000	12985.9
	20-	924,837,000	13008.7
JWW JWW	21-	927,847,000	13033.7
	22-	930,444,000	13055.5
	23-	933,068,000	13076.7
	24-	935,507,000	13096.7
	25-	937,338,000	13111.7
(Chick) Chick	26-	940,094,000	13134.5
	27-	942,714,000	13156.2
	28-	945,522,000	13179.4
	29-	948,232,000	13202.0
	30-	950,884,000	13223.5
	31-	953,114,000	13241.8

689.1 HRS

2044 GPM

1339.8 HRS

#1 Pump

4,430,850,000

July 1999

1-	4,434,751,000	
2-	4,438,243,000	
3-	4,442,070,000	30- 4,545,735,000
Kip 4-	4,446,098,000	31- 4,547,667,000
Kip 5-	4,449,777,000	
6-	4,453,534,000	
Kip 7-	4,457,139,000	
8-	4,460,997,000	
9-	4,465,102,000	(244 gpm)
huc K 10-	4,469,032,000	
huc K 11-	4,472,910,000	
12-	4,476,052,000	
13-	4,479,769,000	
14-	4,483,464,000	
15-	4,487,666,000	
16-	4,491,282,000	(26.8 gpm)
17-	4,495,017,000	
18-	4,498,923,000	
19-	4,502,678,000	
20-	4,506,296,000	
21-	4,509,934,000	
22-	4,513,677,000	
23-	4,518,023,000	
24-	4,521,587,000	
25-	4,525,413,000	
26-	4,528,905,000	
27-	4,532,766,000	
28-	4,536,907,000	
29-	4,541,826,000	(26.2 gpm)

Total
11,881,700,000

#1 Pump

4,549,667,000

Aug. 1999

- 1- 4,553,494,000
- 2- 4,556,923,000
- 3- 4,560,939,000 (460 gpm Both Pumps)
- 4- 4,565,685,000
- 5- 4,569,584,000
- 6- 4,573,245,000 (255 gpm #1 pump)
- 7- 4,576,767,000
- 8- 4,580,401,000
- 9- 4,583,490,000
- 10- 4,587,135,000 (263 gpm)
- 11- 4,591,014,000
- 12- 4,593,742,000
- 13- 4,596,275,000
- 14- 4,599,434,000
- 15- 4,603,863,000
- 16- 4,606,306,000 264,000 (#6 in lead)
- 17- 4,609,634,000
- 18- 4,612,993,000
- 19- 4,616,462,000 (229,000 gpm)
- 20- 4,619,509,000
- 21- 4,622,932,000
- 22- 4,626,239,000
- 23- 4,629,258,000
- 24- 4,632,583,000
- 25- 4,635,928,000
- 26- 4,639,291,000
- 27- 4,642,484,000
- 28- 4,646,112,000
- 29- 4,649,062,000
- 30- 4,652,334,000
- 31- 4,655,257,000

Total
105,590,000

1 Pump

5082,192,000

July - 2000

Read

Hours

Kip 1- 5086,27,000	1578.6	
2- 5090,028,000	1604.5	
3- 5094,167,000	1631.3	
huck 4- 5,097,147,000	1650.4	
5- 5,100,565,000	1672.9	(260 GPM)
6- 5,104,302,000	1696.7	
7- 5,108,047,000	1720.5	
AK 8- 5,111,717,000	1744.1	
9- 5,116,088,000	1772.1	
10- 5,118,994,000	1791.4	(260 GPM)
11- 5,122,727,000	1815.8	
12- 5,126,467,000	1839.6	
13- 5,130,399,000	1862.5	
14- 5,135,027,000	1886.6	1891.5 off
LYNN 15- 5,138,630,000	1891.5	(464 Both Pumps on)
" 16- 5,142,097,000	1896.4	
17- 5,145,432,000	"	
18- 5,148,998,000 ?	1899.9	(#1 Did not run)
19- 5,151,962,000 ?	"	"
20- 5,155,048,000 ?	"	"
21- 5,158,220,000 ?	"	
22- 5,161,388,000	1899.9	"
23- 5,164,713,000	1899.9	"
24- 5,167,905,000	1899.9	"
25- 5,172,979,000	1912.2	
26- 5,176,493,000	1915.7	
27- 5,179,545,000 ?	"	
28- 5,182,841,000 ?	"	

Total
112,146,000

OVER

#1 - Pump

5,194,338,000

Aug - 2000
Hours

Read

1- 5,198,541,000	1939.0	Both Pumps
2- 5,202,836,000	1946.8	436 (gpm)
3- 5,206,600,000	1952.2	
4- 5,211,537,000	1961.5	
Kip 5- 5,214,297,000	"	
" 6- 5,216,840,000	"	
" 7- 5,218,594,000	"	
8- 5,221,483,000	1961.6	Both Pumps
9- 5,225,995,000	1968.9	444 gpm
10- 5,228,953,000	1970.2	"
11- 5,232,102,000	1973.3	"
12- 5,235,477,000	1977.4	"
13- 5,238,612,000	1977.4	
14- 5,241,323,000	"	
15- 5,244,758,000	1980.0	Both on
16- 5,248,320,000	1983.4	"
17- 5,251,939,000	1986.7	"
18- 5,255,586,000	1990.3	Not on
19- 5,258,825,000	1990.3	"
20- 5,261,288,000	1990.3	"
21- 5,263,614,000	"	Both on
22- 5,267,137,000	1993.7	"
23- 5,270,307,000	"	Not on
24- 5,273,695,000	1996.6	Both pumps
25- 5,276,869,000	1999.4	" "
26- 5,280,878,000	2006.8	No
27- 5,284,801,000	2006.8	No
28- 5,287,364,000	2006.8	No
29- 5,290,846,000	2009.2	Run

Total
103,401,000

OVER

#6 1117.4

#1 430.6 HRS

1548 HRS

2205 GPM

5,707,163,000

#1 Pump

Read

July - 2001
Hours

chuck 1- 5,710,974,000	2876.1	
2- 5,713,791,000 ?	2876.1	Both Pumps
3- 5,717,490,000	2881.0	" "
4- 5,721,829,000	2888.7	
5- 5,724,667,000	2891.2	
6- 5,728,267,000	2894.6	
7- 5,731,702,000	2899.7	
8- 5,732,518,000	2902.7	
9- "	2902.7	(243 gpm) #1 only
10- 5,733,605,000	2906.7	Run #1 in hand
11- 5,733,786,000	2909.5	" " " "
12- 5,734,671,000	2911.1	" " " "
13- 5,735,508,000	2914.1	" " " "
14- 5,736,136,000	2916.5	
15- 5,736,136,000	2916.5	
16- 5,736,136,000	2916.5	Run #1 in hand
17- 5,737,116,000	2920.2	
18- 5,738,029,000	2923.8	Run #1 in hand
19- 5,739,022,000	2927.4	" " "
20- 5,739,922,000	2930.7	" " "
21- "	"	
22- "	"	
23- "	2930.7	Run in hand
24- 5,741,121,000	2935.4	
25- "	"	
26- 5,742,274,000	2939.5	Run #1 in hand
27- 5,743,274,000	2943.5	" " " "
28- 5,743,681,000	2948.9	Run #1 in hand
29- 5,744,798,000	2952.0	
30- 5,745,216,000	2954.5	on in hand
31- 5,746,198,000	2958.1	

1072
39,036,000

822 GPM

QMTA PROBLEMS ?

#1 Pump		Aug-2001	
End	Hours		
1- 5,747,251,000	2967.9		
2- 5,751,213,000	2967.0		
3- 5,752,152,000	2973.6		
4- 5,755,524,000	2978.7		
5- 5,758,833,000	2981.9		
6- 5,761,990,000	2984.9		
7- 5,765,895,000	2989.6		
8- 5,769,673,000	2994.1		
9- 5,770,954,000	2999.2		
10- 5,772,294,000	3004.5		
11- 5,773,776,000	3010.6		
12- 5,773,776,000	3010.6		
13- 5,773,776,000	3010.6		
14- 5,774,979,000	3015.8		
15- 5,776,819,000	3020.8		
16- 5,777,291,000	3025.5		
17- 5,777,856,000	3028.0		
18- 5,778,496,000	3030.9		
19- "	"		
20- "	"		
21- 5,779,370,000	3034.2		
22- 5,779,935,000	3036.3		
23- 5,780,601,000	3039.2		
24- 5,781,050,000	3040.9		
25- 5,781,870,000	3043.9		
26- "	"		
27- 5,781,870,000	3043.9		
28- 5,782,820,000	3047.4		
29- 5,786,199,000	3050.2		
30- 5,786,831,000	3052.5		
31- 5,786,831,000	3052.5		
Total		14,632,000	
Run #1 in hand		(243 gpm)	
		1537.7	

#1
#6

176.4
1361.3
1537.7

#1 Pump
July - 2002

6,273,898,000

Read

Houses

5,589,4

5,589,4 5,13,2

435 qpm
Both pumps

5,637,8

"

5,641,5

5,641,5

5,641,5

5,645,1

5,650,8

5,657,6

5,664,7

5,679,8

Both pumps
472 qpm

5,690,7

5,693,3

5,704,2

5,714,5

5,725,2

5,731,3

"

"

"

"

"

"

104,324,000
10/10/02

25-6,363,755,000

5,731,3

5,731,3

5,731,3

5,731,4

"

"

31-6,380,224,000

		#1 Pump
<u>6,380,224,000</u>		Aug-2002
Read		Hours
1-	6,383,189,000	5731.4
2-	6,386,354,000	5731.4
3-	6,389,617,000	5733.7
4-	6,393,195,000	5737.1
5-	6,395,075,000	"
6-	6,398,124,000	"
7-	6,401,294,000	"
8-	6,404,610,000	"
9-	6,407,450,000	"
10-	6,410,423,000	5737.1
11-	6,413,735,000	5737.1
12-	6,415,878,000	"
13-	6,419,012,000	"
14-	6,422,213,000	"
15-	6,425,621,000	5739.3
16-	6,428,797,000	"
17-	6,432,185,000	"
18-	6,435,469,000	"
19-	6,438,258,000	"
20-	6,441,440,000	"
21-	6,445,316,000	5744.0
22-	6,448,174,000	5744.9
23-	6,451,703,000	5747.5
24-	6,454,970,000	"
25-	6,458,049,000	"
26-	6,460,637,000	"
27-	6,463,494,000	"
28-	6,466,937,000	"
29-	6,469,892,000	"
30-	6,472,941,000	"
31-	6,475,834,000	5747.5

Total
93,610,000

#1 158.1
#6 1339

1497.1

2212 GPM

6,973,943,000 #1 Pump

Read

July 2003

		HOURS
1-	6,977,714,000	
2-	6,981,540,000	7716.9
3-	6,985,658,000	7722.3
4-	6,989,957,000	7730.2
5-	6,993,955,000	7741.1
6-	6,997,205,000	7744.7
7-	6,998,316,000	7760.8
8-	7,003,235,000	7768.1
9-	7,006,762,000	7778.2
10-	7,011,640,000	7783.1
11-	7,015,204,000	7796.2
12-	7,019,879,000	7809.9
13-	7,024,124,000	7821.5
14-	7,026,427,000	7829.1
15-	7,031,479,000	7831.2
16-	7,035,963,000	7845.6
17-	7,040,687,000	7856.2
18-	7,045,477,000	7868.1
19-	7,050,585,000	7880.0
20-	7,054,325,000	7893.8
21-	7,057,718,000	7900.5
22-	7,062,440,000	7906.7
23-	7,066,991,000	7919.2
24-	7,071,790,000	7930.5
25-	7,076,357,000	7942.8
26-	7,080,657,000	7954.3
27-	7,083,724,000	7969.1
28-	7,087,145,000	7965.3
29-	7,091,749,000	7969.9
30-	7,096,257,000	7982.0
31-	7,100,708,000	7992.8
		8003.4

(Bottle Pump)
(4579rpm)

10,000
10,000
10,000

(459rpm)
(215rpm)

Kip

"

"

"

Chuck
Chuck

V44
V44

mm

#1 Pump

7100,708,000

Aug. 2003

Read

Hours

1-	7105,002,000	7105,002,000	7105,002,000
2-	7109,631,000	7109,631,000	7109,631,000
3-	7113,323,000	7113,323,000	7113,323,000
4-	7115,992,000	7115,992,000	7115,992,000
5-	7120,302,000	7120,302,000	7120,302,000
6-	7124,248,000	7124,248,000	7124,248,000
7-	7128,243,000	7128,243,000	7128,243,000
8-	7132,338,000	7132,338,000	7132,338,000
9-	7136,517,000	7136,517,000	7136,517,000
10-	7141,031,000	7141,031,000	7141,031,000
11-	7143,236,000	7143,236,000	7143,236,000
12-	7147,335,000	7147,335,000	7147,335,000
13-	7151,243,000	7151,243,000	7151,243,000
14-	7155,866,000	7155,866,000	7155,866,000
15-	7160,150,000	7160,150,000	7160,150,000
16-	7165,287,000	7165,287,000	7165,287,000
17-	7168,259,000	7168,259,000	7168,259,000
18-			
19-	7174,650,000	7174,650,000	7174,650,000
20-	7178,390,000	7178,390,000	7178,390,000
21-	7183,713,000	7183,713,000	7183,713,000
22-	7186,091,000	7186,091,000	7186,091,000
23-	7188,975,000	7188,975,000	7188,975,000
24-	7191,867,000	7191,867,000	7191,867,000
25-	7194,034,000	7194,034,000	7194,034,000
26-	7197,922,000	7197,922,000	7197,922,000
27-	7204,582,000	7204,582,000	7204,582,000
28-	7205,222,000	7205,222,000	7205,222,000
29-	7208,238,000	7208,238,000	7208,238,000
30-	7210,916,000	7210,916,000	7210,916,000
31-	7213,085,000	7213,085,000	7213,085,000

Body

K.P.
K.P.

7/11/03

7/11/03

7/11/03

7/11/03

1823.7

6 1339.8

1 483.9

2151 BPM



CITY OF
REXBURG
America's Family Community

Mr. Earnest Carlson
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, Idaho
83402-3653

RECEIVED

DEC 29 2009

Department of Water Resources
Eastern Region

Re: Water right application No. 22-13790

Dear Earnest,

We recently received notice that our filing of water right no. 22-13790 was disallowed because it was included, or mistaken as 22-07175. There are two wells located at this same location, but have different pumping rates and were developed at different dates. The adjudication for 22-07175 is correct. The priority date for 22-07175 is decreed at 02/04/1976 for 5.61 cfs and is correct. The priority date for 22-13790 should be as claimed as 01-09-1960 for 4.90 cfs, as stated in the late filing notification. This well was drilled and put into service between approximately July 1960 and February 1961, with a diversion rate of 4.90 cfs.

There seems to be some question about the support information available for 22-13790 to establish the priority date and the pumping rate. The application request supplied under 22-13790 should have included the support information and if it was not, probably caused some of the confusion. In an attempt to clarify the priority information on 22-13790, and the proof that it exists and is separate from 22-07175 I have attached drilling logs, city council minutes and other related documentation to establish the correct priority date for this well. The well has been pumping at a rate of 2200 gpm, or 4.90 cfs since it was originally put into service. I seek your help in correcting this oversight. If there is additional information that I can provide, please contact me at the city of Rexburg, at 359-3020 ext. 2329.

Sincerely,

John Millar P.E.
Public Works Director
City of Rexburg

Enclosures

- facility equip record (no date)
 #6 2460 GPM; #1 + 6 4880 GPM based
 on insta let QMTRS

3-29-77 - proof of BU on 22-7175 said 2700 GPM for #6

- facility equip record (no date)
 #1 2000 GPM; from bottom - between 2200 and 2400 GPM

OBSERVED RATES

<u># 6</u>	<u># 1</u>		<u>BOTH</u>
2300	2710	THIS IS THE QMTR. ~~NOT THE~~ WELL LOG 2	4600 ✓
2100	2680		4640 ✓
	2680		4360 ✓
	2300		4570 ✓
	2490		4650
	2490		4730
	2510		4720
	2600		5550 ?
	2650		4500
	2610		4590

$$\bar{x} = 2572$$

$$\bar{x} = 4596$$

#1 FACILITY EQUIP RECORD GPM
2000
INSTANTANEOUS QMTR OBSERVATIONS 2200-2400

* 2001 EWMD MWH "FAIR" 2408
INSTALLED QMTR READ 2175

2004 EWMD MEAS "FAIR" 2194
INSTALLED QMTR 2150

MWH THEORETICAL 2663

#6 FAC EQUIP REC GPM
2460
INSTANTANEOUS QMTR OBS 2460

2001 EWMD MEAS MWH "FAIR" 2551
INSTALLED QMTR READ 2190

10/1992 STATE OF IDAHO MEAS (UNDOCUMENTED) 2300

JUL AUG 2001 HR MTR/QMTR CALC 2204

JUL/AUG 2000 QMTR/HR MTR CALC (BOTH WELLS)
2205 GPM/WELL

INSTANTANEOUS OBSERVATIONS

#1	#6	UNSPEC	BOTH
2550	2640	2440	4600
2430		2680	4640
		2620	4360
		2630	4440
		2290	4350
		2600	4720
		2600	5550 ? (OUTLIER NOT INCLUDED IN $\bar{x}$)
		2430	4570
		2150	4590
		$\bar{x} = 2493$	$\bar{x} = 4534$

MWH THEORETICAL OF 2 COMBINED = 4672

CORRECTION FACTORS

2001 1.11
2004 1.02

FLOWMETER DATA

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

GPS SITE TAG# E0007494 RECORD # 200511 ✓
 SUITABLE FOR PCC Y (N) FOLLOW-UP 2004

INSTALLED METER		STANDARD METER	
METER TYPE:	IMPELLER	PIPE MATERIAL	STEEL
MAUFACTURER:	SPARKING	OUTSIDE DIAMETER	12.82
MODEL:	MASTER FLO	WALL THICKNESS	0.396
SERIAL NUMBER:	A45-1D	UPSTREAM STRAIGHT (FT.)	4
OUTSIDE DIAMETER:	12.82	DOWNSSTREAM STRAIGHT (FT.)	2
WALL THICKNESS:	0.396	METER TYPE:	SONIC
UPSTREAM STRAIGHT (FT.)	5	RATE UNITS:	GPM
DOWNSSTREAM STRAIGHT (FT.)	1	MEASURED FLOW:	2551
RATE UNITS:	N/A	CONFIDENCE:	FAIR
RATE MULTIPLIER:	N/A		
VOLUME UNITS:	GAL	OTHER WELL (S):	
VOLUME MULTIPLIER:	1000		
LOCATION:	FAIR		
INDICATED FLOW (GPM)	2190	OTHER METER (S):	
		YES	

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
222060000	10 MIN	21900	2190	25511	2551	-14%	
222081900							

SITE VISIT COMMENTS: DON'T NEED TO CAL THIS METER IN FUTURE.
OTHER METER CATCHES FLOW FOR BOTH WELL #1 + #6.
VIWAW = E0007492.

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: 1.16

5.68 cfs

11/02/2009

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

RIGHT NUMBER: 22-13790

DISALLOWED

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

SOURCE: GROUND WATER

QUANTITY: 4.900 CFS

PRIORITY DATE: 09/01/1960

POINT OF DIVERSION:

T06N R40E S29 NWSWS Within MADISC

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

MUNICIPAL

PLACE OF USE:

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION

Recommended as Right No. 22-7175.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Recommended as Right No. 22-7175: This is included for a claim that is proposed to be disallowed because the right claimed is recommended pursuant to another right. The condition indicates the water right number of the other right that is proposed to be recommended. If you are not mailed a notice of the recommendation of the other right, then the other right is recommended in another claimants name.

WMIS measurements:
9/27/2001 2408 GPM
5.37 CFS
7/26/2004 2194.3 GPM
4.89 CFS
WMIS # 200711

Q for Joffe

1. Oct 1962 state of id meas.?
2. FACILITY EQUIP record, date?
3. OBSERVED RATES, How SELECTED?

- 1 measured but no record
- 2 2010
- 3 randomly from daily logs.
- will send July readings for available years 99 →



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

November 3, 2009

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

Rigby Andrus & Rigby
Ray Rigby
PO Box 250
Rexburg ID 83440

RE: 22-13790

Dear Mr. Rigby:

For your information enclosed is the recommendation I prepared for late claim 22-13790, filed by the City of Rexburg to establish a beneficial use right for the diversion of water from the cities well no. 1. Please note it is recommended this late claim be disallowed.

It is proposed the late claim be disallowed because City of Rexburg well no. 1 is one of two points of diversion included on 22-7175 which has already been partially decreed. The quantity of water diverted by well no. 1 was also included in the licensed diversion rate.

I have also included copies of the documents I found in the Department's records which help verify that well no. 1 is one of the points of diversion listed on partial decree 22-7175. These documents included; water right license for 22-7175, and two pages from the licensing field exam.

If your client still wishes to pursue a beneficial use right for this well, with a 1960 priority date, please provide evidence of when the well was completed. The well log referenced in the late claim narrative was not included in the documents forwarded to the department. Provided an earlier priority date can be established, the recommended diversion rate will be limited to the quantity measured as part of the licensing field exam for 22-7175 and will be conditioned so the combined diversion rate for this late claim and 22-7175 can not exceed the 5.61 cfs already partially decreed for 22-7175.

The deadline to supply evidence for the priority date on 22-13790 is November 10, 2009.

Please feel free to call me if you have questions concerning the above matter.

Respectfully Submitted,

Ernie Carlsen
Water Resource Program Manager

EC:sc

CC: City of Rexburg
Attn: John Millar, City Engineer
PO Box 280
Rexburg ID 83440

State of Idaho
Department of Water Resources



WATER RIGHT LICENSE

License No. 22-7175 Priority 02/04/1976 Amount 5.61 CFS AF

THIS IS TO CERTIFY, that CITY OF REXBURG

of REXBURG, IDAHO 83440, has complied with the terms and conditions of Permit No. 22-7175 issued pursuant to Application for Permit dated 02/04/1976, and has submitted proof to the Department of Water Resources on 04/01/1977, that he has applied water to a beneficial use; and examination by the Department indicates that the works have a capacity for the DIVERSION OF 5.61 CFS of water from GROUNDWATER tributary to, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

RATE OF DIVERSION	VOLUME	BENEFICIAL USE	PERIOD OF USE
5.61 CFS		MUNICIPAL	01/01 - 12/31

Location of point of diversion: TRACT. SWSW SEC. 29 TWP. 06N RGE. 40E

Location of place of use:

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

REMARKS: P/D WITHIN CITY LIMITS OF REXBURG.
REMARKS: 2 P/D IN SWSW, SEC. 29, T6N, R40E.

Total number of acres irrigated _____

NOTE: Modifications to or variance from the use of water as shown on this license must be made in accordance with Section 42-222, Idaho Code, or the applicable Idaho law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho this 23 day of FEBRUARY, 1981.

[Signature]
Director

NOT

DET

MICROFILMED

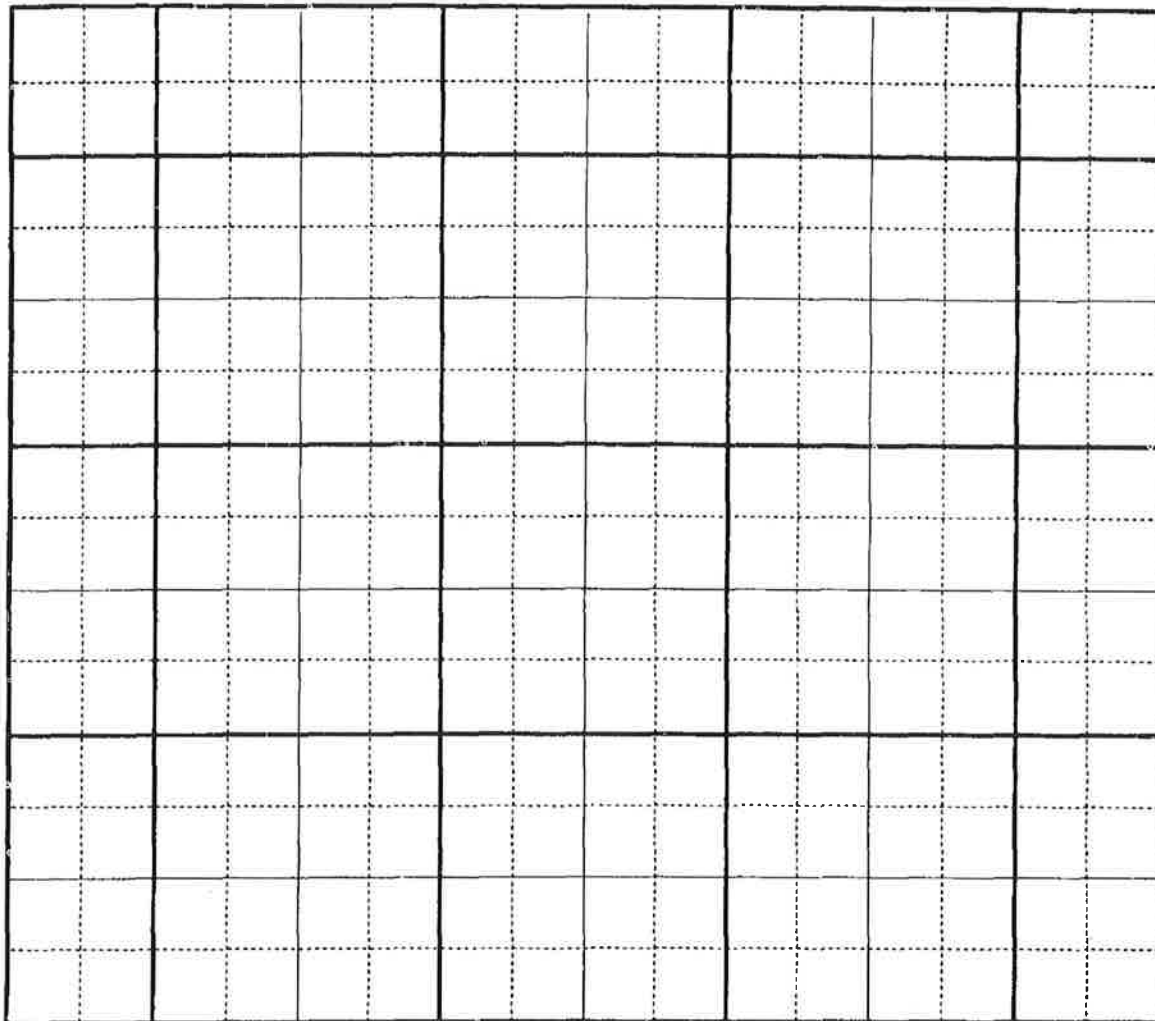
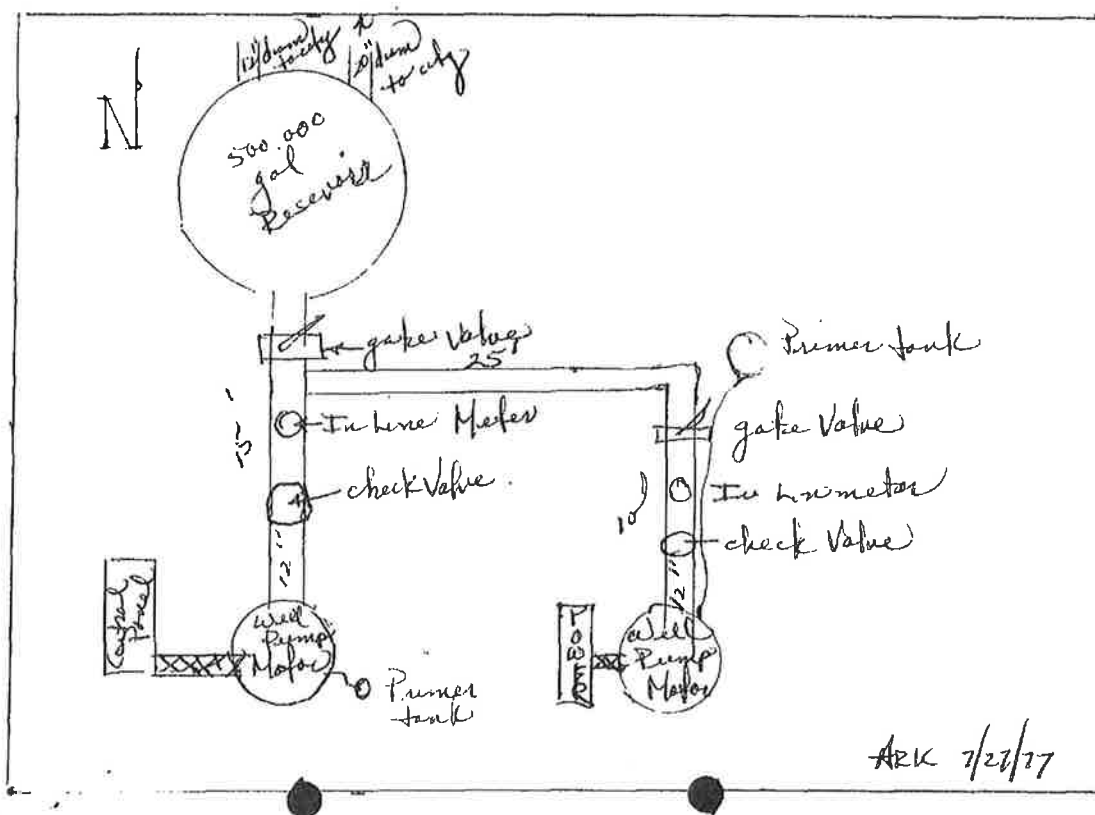


Diagram of System



DATE OF EXAM 7/27/77

ACREAGE
Found n/a
Recommended n/a

Irrigation Requirement n/a Ac Ft/Ac

USE
Irrigation Q = 5.61 cfs V = 4088 AF/Ann from Jan 1 to Dec 31
Domestic Q = 5.61 cfs V = 4088 AF/Ann from Jan 1 to Dec 31
Livestock Q = 5.61 cfs V = 4088 AF/Ann from Jan 1 to Dec 31

Is water co-mingled? yes no X

Name source: n/a
Twp. N/S Rge E/W B.M., Sec. 1/4 Sub. 1/4 County

Exchange? yes no X

Name source exchanged with: n/a
Twp. N/S Rge E/W B.M., Sec. 1/4 Sub. 1/4 County

Point of injection: n/a
Twp. N/S Rge E/W B.M., Sec. 1/4 Sub. 1/4 County

Point of exchange: n/a
Twp. N/S Rge E/W B.M., Sec. 1/4 Sub. 1/4 County

Total Q measured 5.61 cfs Method of measurement In-line Meters
Total Q recommended 5.61 cfs Meter No. 483414 Type Spring Condition good
Total V recommended 4088 AF/Ann Meter No. 101555 Type Meter Condition Flow

Recommended Amendments:

P.D. None
Place of Use None
Other None

MEASUREMENT CALCULATION:

Well on West - Measured 1000 gal in 4 sec. 1360 gpm.
1 cfs = 448.8 gpm = 3.04 cfs
Well on East - Measured 1,000 gal in 52 sec = 1154 gpm.
1 cfs = 448.8 gpm = 2.57 cfs
V = 36.5 days X 11.2 AF/day = 4088 AF/Ann
APR 7/27/77

SYSTEM DESCRIPTION:

Well on West of system - Groundwater is directed from deep well
by P.S. Motors (Hollow shaft pump motor) SN - HC1029577 Type RU
200 H.P. 3ph. and a Rayne & Bowler Vertical Turbine pump, no
ID #3. Well on East of system - Groundwater again directed by a
200 H.P. 3ph. General Electric Tr.-Clad pump motor m/n - 5K6324XG
SN - VNT 73068. Both wells pump into a 500,000 gal. storage
reservoir.

REMARKS: System shown & described by Terry, Brian - City of
Roxbury Water Supervisor.

No Conflicting Rights

Examiner's Signature Anthony R. Kozlowski Date 7/27/77

Checked by Robert A. Parker Date 1/18/79

Approved by Rogers Date 2/4/81



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

March 4, 2008

CITY OF REXBURG
PO BOX 280
REXBURG ID 83440

RE: Snake River Basin Adjudication (SRBA)
Late Notice of Claim to a Water Right #22-13790

Dear Claimant:

The Notice of Claim to a Water Right you filed was received from the SRBA Court recently. I have enclosed receipts C086060 and C086061 for the filing fees you paid. Please retain the receipts for your records.

Your Notice of Claim will be investigated and reported to the Court in a future supplemental Director's Report. Please contact me at 208/287-4922 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:state

Enclosures:

Receipts Referenced Above

SCANNED

MAR - 4 2008

Hearing 2-19-2008

RECEIVED

NOV 30 2007

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Subcase: 22-13790

Case 39576

STANDARD FORM 4

MOTION TO FILE

☒ LATE NOTICE OF CLAIM

☐ AMENDED NOTICE OF CLAIM

☒ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

Name of Claimant: City of Rexburg, Idaho

Its address is: P.O. Box 280, Rexburg, Idaho 83440

Its phone number is: 208-356-3020

the undersigned person is an attorney representing said City of Rexburg

My name is Ray W. Rigby

My address is 25 North 2nd East, P.O. Box 250, Rexburg, Idaho 83440

My phone number is 208-356-3633

Fees Paid of
\$1180.00 are
correct.

C. Sutton
12-5-07

SCANNED

DEC - 3 2007

MOTION TO FILE A LATE NOTICE OF CLAIM

A *Motion to File a Late Notice of Claim* will require a hearing before the Presiding Judge.

- ☒ I did not file a Notice of Claim to the use of the water in the SRBA because:
Among the many claims of the City of Rexburg, and because the well which diverts this water right is very near to another city well, this claim was simply inadvertently overlooked. See attached Affidavit.
- ☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of claim for domestic or stock watering use.
- ☐ I am providing legal and factual documentation for my claimed use of water. You must described these documents and attache a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

I have attached:

- ☒ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$_____.
- ☒ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$1,180.00.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on Tuesday, February 20, 2008 at 1:30 p.m.
at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

SCANNED

DEC - 3 2007

A Motion to File and Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☐ I must amend my Notice of Claim to the use of the water in the SRBA because:

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

I have attached:

- ☐ An Amended Notice of Claim (available from IDWR).
- ☐ Payment of the following additional fees required by IDWR:

SCANNED

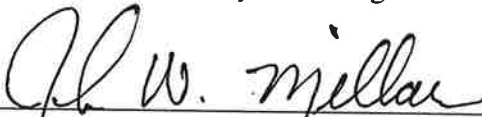
DEC - 3 2007

VERIFICATION

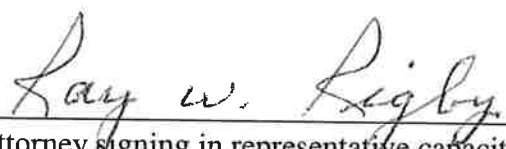
STATE OF IDAHO,)
 ss
County of Madison.)

John Millar, being first duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 4204101A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

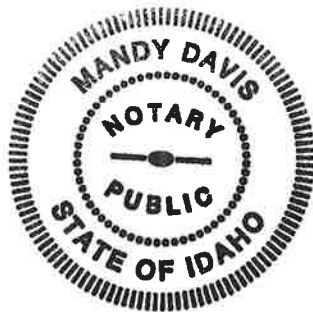


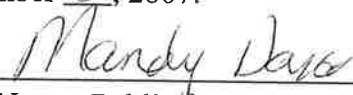
Signature of person filing motion



Attorney signing in representative capacity.

Subscribed and sworn to before me on November 5, 2007.





Notary Public for Idaho
Residing at ~~Rexburg~~ St. Anthony
My Commission Expires: ~~3/12/2011~~ 6-24-2011

SCANNED

DEC - 3 2007

CERTIFICATE OF MAILING

I certify that on November __, 2007, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, ID 83303-2707

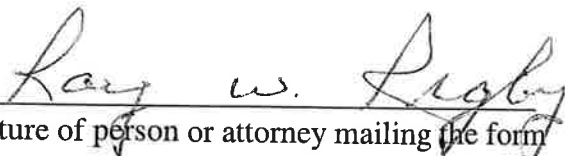
2. Copies to:

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

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or Special Master, you must serve a copy on all parties in that subcase.


Signature of person or attorney mailing the form

SCANNED

DEC - 3 2007

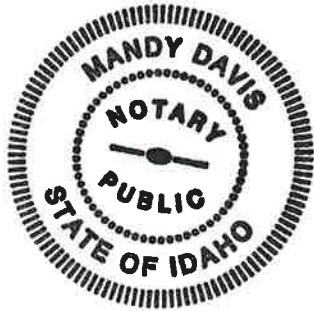
SS.

DEC - 3 2007

DATED This 5 day of November, 2007.

John W. Millar
John Millar

SUBSCRIBED AND SWORN TO before me this 5th day of November, 2007.



Mandy Davis
NOTARY PUBLIC FOR IDAHO
Residing at ^{St. Anthony} Rexburg, Idaho
My Commission Expires: ~~3/12/2011~~ 6-24-2011

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 22-13790

Date Received: _____

Receipt No: _____

Received By: _____

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) SEPT. 1, 1960
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 40 E, Section 29,
NW, 1/4 of NW, 1/4 of SW, 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.

Deep Well, Pump and Connecting pipelines into the total city supply system

Last Name City of Rexburg Ident No. _____

SCANNED

DEC - 3 2007

RECEIVED

NOV 14 2007

Department

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Municipal purposes from 1-1 to 12-31 amount 4.9 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.90 (cfs) and/or (b) _____ (acre feet)

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

9. 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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	40E	29											M						

Total number of acres irrigated _____

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

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.

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

See Attached List or None ()

13. Remarks: On August 3, 1960 at a regular Council meeting the Mayor and Council of the City of Rexburg accepted the bid of Cope Drilling and Pump Company to drill a well the City uses to divert the above water right. Attached hereto is a "Source Water Assessment Program" form of the Idaho Department of Environmental Quality, dated October 25, 2000 which gives the details on the said well. Attached to that report is the log of the well driller dated October, 1960. That log recited that the well produced "Lots of Water." Said well is a major producer of water for all municipal purposes of the said City of Rexburg.

Last Name City of Rexburg Ident No. _____

SCANNED

DEC - 3 2007

14. Basis of Claim (Check One) Beneficial Use ☒ Posted Notice ☐ License ☐ 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
Public Works Director of the City of Rexburg
Title Organization

that I have signed the foregoing document in the space below as
Public Works Director of the City of Rexburg
Title Organization

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

Signature of Authorized Agent [Signature] Date 11-7-07

Title and Organization Public Works Dir Rexburg, ID.

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 November 7, 2007

Last Name City of Rexburg Ident No. _____

SCANNED

DEC - 3 2007



Schiess & Associates

ENGINEERING • PLANNING • LAND SURVEYING

IDAHO FALLS, IDAHO
OFFICE: (208) 522-1244
FAX: (208) 522-9232

REXBURG, IDAHO
OFFICE: (208) 356-6092

JOB _____

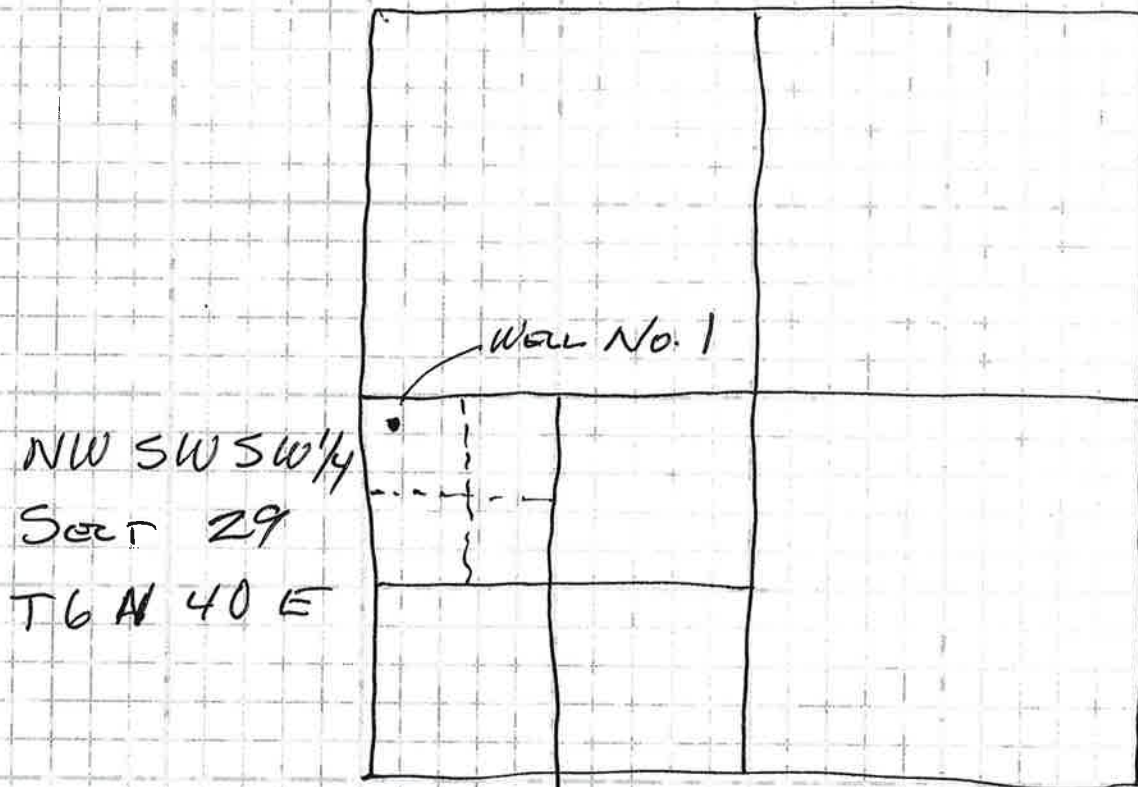
JOB NUMBER _____ SCALE _____

CALCULATED BY _____ DATE _____

CHECKED BY _____ DATE _____

SHEET _____ OF _____

REXBURG Well No. 1



FLOW 2200 GPM
OR 4.90 CFS

SCANNED

DEC - 3 2007



2

DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations.

http://gis/intranet/arcims/printable.aspx?MapURL=http://agentsmith/output/arcIMS_agen... 10/26/2007

DEC - 3 2007

IDWR Water Right and Adjudication Search

Note: This search tool identifies active water rights and active transfers. If you want to search both active and inactive water rights, please check the box below.

☐ Search for both active and inactive water right records.

Search Results

Type of Query

USAGE INSTRUCTION

☒ All SRBA & Water Rights	
SRBA ☐ Claims ☐ Recommendations ☐ Both	Water Rights ☐ Applications ☐ Permits ☐ Decrees, Licenses and Statutory Claims ☐ Transfers ☐ All of the above

Basin

Who

What

When

Where

Clear

Search

Help

Query parameters:

OrganizationName = City of Rexburg

Search for: active Records

Information for type: Claim

	Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diver: Rat
Details									
Related Documents	1	22	203			Decreed	Active	1898-04-01	33
General Provision									
Details									
Related Documents	2	22	204	C		Decreed	Active	1883-06-10	27
General Provision									
Details									
Related Documents	3	22	7074			License	Active	1973-06-19	1.57
General Provision									
Details									
Related Documents	4	22	7175			License	Active	1976-02-04	5.61
General Provision									

SCANNED

Details									
Related Documents	5	22	7176			License	Active	1976-02-04	4.68
General Provision									
Details									
Related Documents	6	22	7386			License	Active	1981-12-17	0.02
General Provision									
Details									
Related Documents	7	22	7617			License	Active	1978-06-01	2.2
General Provision									
Details									
Related Documents	8	22	13020			Beneficial Use	Active	1981-12-17	0.02
General Provision									
Details									
Related Documents	9	22	13021			Beneficial Use	Active	1963-08-01	0.02
General Provision									
Details									
Related Documents	10	22	13022			Beneficial Use	Active	1989-04-01	0.02
General Provision									
Details									
Related Documents	11	22	13023			Beneficial Use	Active	1960-05-01	0.02
General Provision									
Details									
Related Documents	12	22	13130			Beneficial Use	Active	1961-06-01	0.5
General Provision									
Details									
Related Documents	13	22	13131			Beneficial Use	Active	1959-06-01	1.8
General Provision									

Information for type: Recommendation

	Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diver: Rat
Details	14	22	203		1	Decreed	Active	1898-04-01	33
Related Documents									

SCANNED

DEC - 3 2007



Water Right

Numbers 22-7175 and 22-13790





CITY OF
REXBURG
America's Family Community

April 30, 2010

Michael Holliday
Idaho Department of Water Resources
Eastern Region
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

RE: Water Right Numbers 22-7175 and 22-13790

Mr. Holliday,

The City of Rexburg has two wells that are located in the SWSW of section 29 township 6 north range 40 east. These wells were drilled at different times and questions have been raised as to the water rights applicable to these two wells. As a summary of the history of these two wells, they will be addressed as Well 1 and Well 6. These wells are located adjacent to a one million gallon storage reservoir at the corner of 5th South and 2nd East in the City of Rexburg as shown on the attached Arial Photo. These wells are approximately 30 feet apart and both wells pump directly into the one million gallon steel reservoir.

The drilling of Well 1 was completed in September of 1960. This well was drilled by Cope Drilling Company to a depth of 265 feet. At the time the well was drilled, the water table was at a depth of approximately 200 feet. After the drilling of the well, the well was test pumped to a flow rate of 2,000 gallons per minute. During the test pumping of this well, records indicated that the water level actually rose during the test pumping. Because this well was drilled in 1960 and predated the requirement for filing for a water right, since it was drilled prior to March 25, 1963, it did not require application or filing a water right at that time. At the time the well was drilled it pumped into an approximately 300,000 gallon concrete reservoir which was taken out of service and removed in approximately 1978. Records indicate that the original pump was a 200 horse power pump which pumped directly into the reservoir that was also constructed in 1960.

No flow records are available for this well from the period of its original drilling in 1960 to 1977, when a flow meter was installed on the well. Assuming that the 200 horse power pump was operating at near maximum load capacity, with the pump efficiency of 75%, and a total dynamic head of approximately 210 feet the resulting flow rate would be calculated at approximately 2828 gallons per minute or 6.30 CSF.

A water project was initiated in 1974 by the City of Rexburg to significantly expand the capacity of the City's water system. At this time two new wells were drilled, one known as Well 5 which is located approximately one mile to the south of Well 1, and Well 6 that was drilled adjacent to Well

John Millar - Public Works Director 35 North 1st East Center Rexburg, ID 83440 P. O. Box 280

Phone (208) 359.3020 ext. 2329 Fax (208) 359.3022

jmillar@rexburg.org www.rexburg.org

1. Well 6 was drilled to a depth of 305 feet and had a static water level of 203 feet in April 1, 1975. At that time the well was pump tested to a rate of 3639 gallons per minute with a total draw down of 9 feet 2 inches. The well was completed and appropriate records filed on March 28, 1975. At this time a new one million gallon steel storage reservoir was constructed adjacent and north of Wells 1 and 6 and the two wells were piped together and pump directly into the ground level of the storage reservoir. Both pumps had 200 horse power pumps, pumping from a depth of approximately 200-205 feet to a surface reservoir with a water surface elevation approximately 25 feet higher than the elevation of the wells. Considering miscellaneous pipe loss through the column and pump head, it was assumed that the total dynamic head for the system was 230 feet. The original specifications for Well 6 are still on file and in Section 71 of these specifications the operating conditions of the new pump that was installed in Well 6 included a 200 horse power motor and a pumping system that would pump 2700 gallons per minute at a total dynamic head of 230 feet and an efficiency of 80%. See Appendix D.

This calculates to a load on the pump motor of 196 horse power, which is within the design constraints of the motor that was furnished for the project. As a function of this project, Sparling Flow Meters were installed in the discharge piping of Wells 1 and 6. The specifications indicate that these meters were Sparling Master Flow type 107 meters.

As you will recall, in 1976 the Teton Dam failed and the City Hall and the engineering firm, Forgreen Associates offices were flooded and many of the records that were involved in the actual equipment that was installed were lost due to the flood.

A letter was received from the Department of Water Resources on April 6, 1977 regarding the water right applications for Permit # 22-7175, which is locally known as Well 6 and 22-7176 which is locally known as Well 5. At that time an application was filed for Well 6 requested approval for a water right of 6.1 CSF or 2738 gallons per minute. A notice for the application was published in the Rexburg Standard Journal on February 12 and February 19, 1976. The proof of use inspection by the Department of Water Resources was completed on July 27, 1977. According to the measurement calculations the pumps were operated and flow meter readings were timed and calculations show that there was only a withdrawal rate of 1364 gallons per minute for Well 1 and 1154 gallons per minute for Well 6. There is no explanation as to why there is such a significant difference between the pump readings and the design conditions that had been utilized and tested during the development and approval of the water project. At these flow rates a power demand of only 84 horse power would have been required.

For an undocumented reason, the flows from Well 1 and Well 6 were combined into one permit under 22-7175 without further evaluation of the discrepancy in the requested diversion rate versus the measured flow rates. There is no documentation in the July 27, 1977 record to indicate exactly how the flows were determined. The test record shows that 200 horse power motors were used in the system and lists the pump model numbers. Using the pump curves and total dynamic head the flows should have been approximately 2500-2700 gallons per minute. There is a note that Jerry Bryant provided information to the Inspector, but no mention is made that any one witnessed the tests. Copies of IDWR documents are included in Appendix F.

The records do not indicate that the test was witnessed by Jerry Bryant the City's Water Superintendent. Mr. Bryant was poorly informed on the conditions and flow rates that were requested for Well 6. At that time, it was understood by the City fathers that the water right as approved was for Well 6 only and that no water right had been filed on Well 1. The approved right of 5.61 CFS was quite close to the 6.1 CFS that had been requested and the assumption was apparently made that a water right under 22-7175 had been issued for Well 6, and Well 1 still stood without a water right because no application had ever been made for this well.

Documentation is attached in Appendix A and B showing the information to establish the drilling of Wells 1 and 6, the well information and pump curves and related data. Also included in Appendix D is copy of the original specifications for Well 6 pumps and related equipment.

There is no documentation in the IDWR website to establish any water right application was made for Well 1 until well into the adjudication process.

Also attached is a summary of general information for Well 6 and Well 1 that was extracted from our daily records, or logs that are kept to monitor the amount of water used, flow rates and other work done on the various wells within the City. This information is included in Appendix C. A summary some of the more pertinent information is as follows:

- The static water level on 10/17/1989 was 208 feet.
- In May 5, 1992 a new flow meter was installed that read the combined flows of Well 1 and Well 6.
- In October 1992 the State of Idaho measured the flow rate from well 6 at 2300 gallon per minute.
- This summary also indicates that flow rates from Well 6 are typically are in the 2100-2300 gallon per minute range.

The daily logs show flow readings from the 1999 to 2002 period for Well 1 and Well 6. It will be noted from various readings in these records that typical flows from the two wells varied between 2500 gallons per minute to as high as 2700 gal per min depending on the differential head to the storage reservoir water surface level.

Summary information for Well 1 is shown on the attached summary in the appendix and it can be noted that flows generally range from the 2600-2700 gallon per minute range.

To establish a water right for Well 1 a supplemental application was made during the adjudication process and is listed as 22-13790 which was for a water right for Well 1. This request for a water right was prepared because, in the City's mind, no water right had ever been applied for because the well was drilled before 1963 and no permits were required for wells drilled prior to 1963. It had been assumed that 22-7175 was for Well 6 only.

It is the feeling of the City, that for some undefined reason the readings taken on the July 27, 1977 exam date were incorrect and we feel that there is conclusive proof and documentation that

establishes a water right as early as the 1976 date for an approximate discharge rate of approximately 6.1 CFS for Well 6. A water right for Well 1 should be established at October 1960 for 6.1 CFS.

During the period from 1976 to now we are aware that the Department of Water Resources periodically measured flow rates to verify the actual pumping rate of Wells 1 and 6 to verify compliance with the water right. No issue was ever brought forward that the water right for Well 1 or 6 was being exceeded and the assumption had been made from the original filing in 1976 that the water right for Well 6 was issued under permit 22-7175 and that no permit had been requested on Well 1 until 22-13790 was filed to clarify the right of use for Well 1.

We request that the information be reviewed and that a re-evaluation for the water rights of Well 1 and Well 6 be examined and the right be corrected.

We appreciate your help on this issue and look forward to a positive conclusion to this issue.

Well 1 and 6 have been used as main water supplies for the City of Rexburg since 1976. A loss of either well would be disastrous to the City. The City is at maximum capacity with both wells in full operation. We feel that this was an oversight that was based on one instantaneous reading that was incorrectly done or that the flow meters were not operating correctly. This one 44 second reading should not be the only element taken into consideration in establishing a very, very critical water right for the City of Rexburg.

Again we request this re-evaluation and look forward to its conclusion.

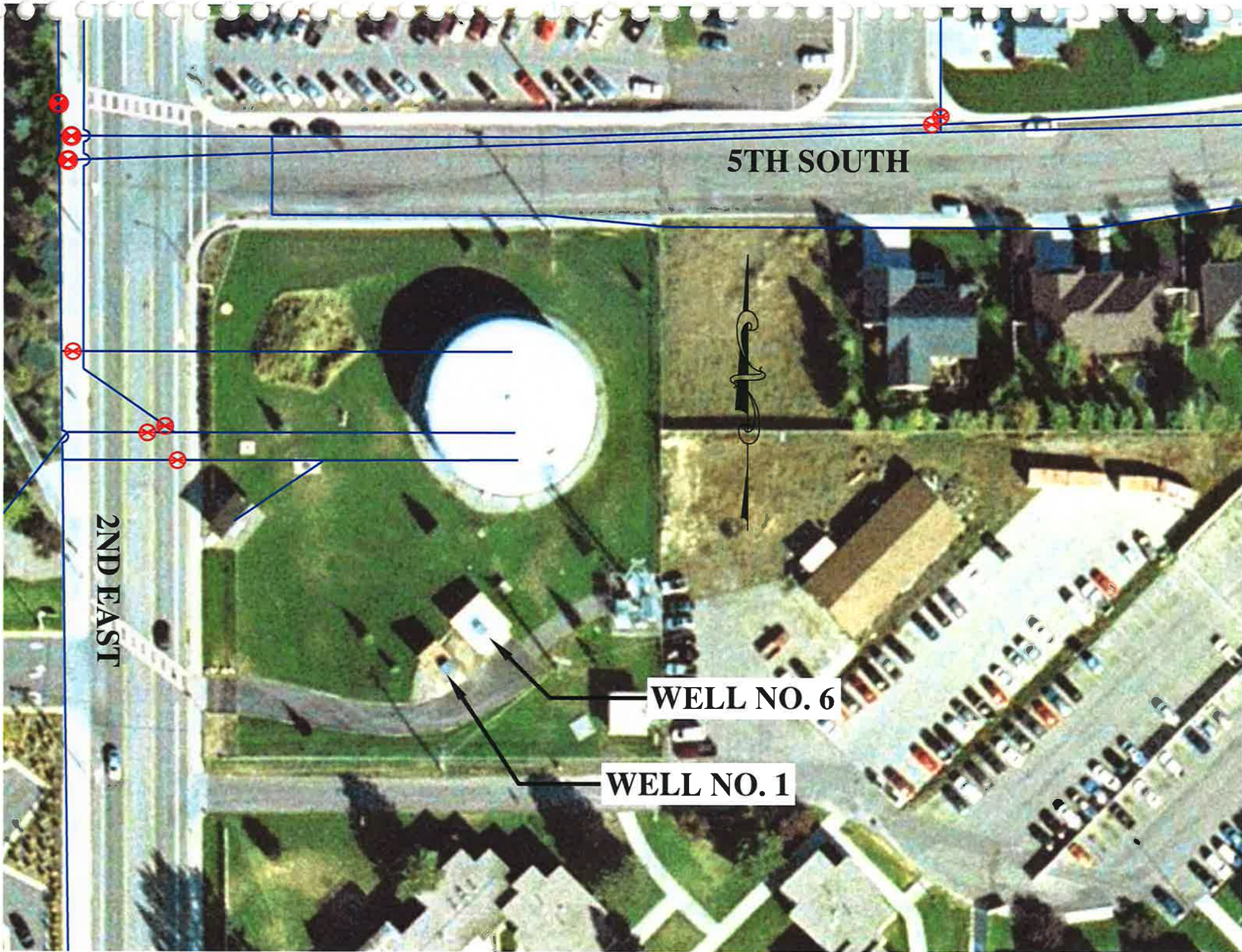
Sincerely,



John Millar
City of Rexburg
Public Works Director

CC: Ray Rigby, Richard Warner

Appendix A-F



5TH SOUTH

2ND EAST

WELL NO. 6

WELL NO. 1

Appendix A: Well No. 1 Drilling Logs and Data

Signed

WINTROATH PUMPS

DIVISION OF WORTHINGTON CORPORATION

P.O. BOX 29 • 1100 SOUTH MERIDIAN AVENUE • ALHAMBRA, CALIFORNIA

October 3, 1960

Cope Drilling Company
Airport Road
Idaho Falls, Idaho

Testing of well by old reservoir

Gentlemen:

Subject: City of Rexburg
Rexburg, Idaho

Following information is the result of test pumping and water measurement, City of Rexburg well test ran on September 29, 1960:

Well Depth 265'
Well Diameter 16" Casing to 200 feet
Open hole 200 to 265 feet
Test pump was 240 foot 10" column
And 14" Bowls

Time	Piezometer Reading in Inches	Pipe and Orifice	G.P.M.	Pumping Level
2:35 p.m.	22"	10 x 6	664	206
3:00 p.m.	20"	10 x 8	1404	204
3:30 p.m.	37"	10 x 8	1900	201
4:00 p.m.	41"	10 x 8	2000	197
6:00 p.m.	41"	10 x 8	2000	197
6:30 p.m.	41"	10 x 8	2000	197

This test indicates a strong yield. The pumping level raised as the test progressed as well as the G.P.M.

Very truly yours,

Preston Osterhout
Preston Osterhout
District Manager

PO/ml1

cc D. L. Armstrong, Rexburg City Engineer, Rexburg, Idaho

Cope Drilling & Pump Co.

WELL by old reservoir

P.O. BOX 1134

IDAHO FALLS, IDAHO

Log

WELL LOG: CITY OF REXBURG, IDAHO

Oct. 1960 - well drilled

20" Well

0-8	Top soil and boulders	
8-13	Lava--dry hole	
13-21	Rough lava	
21-38	Gray lava--drills good	
28-34	Gray lava--drills very rough	
34-42	Gray lava--dry hole--large cavity	
42-51	Gray lava--drills good	
51-60	Red lava--very firm	
60-78	Loose red lava	
78-81	Red lava--very rough	
81-91	Reddish-Gray lava--very rough	
91-102	Red Lava--Dry hole	
102-112	Red and gray lava	
112-115	Pink Lava	
115-125	Red lava--dry hole	
125-135	Red lava--dry hole	
135-149	Wine colored lava	
149-160	Lighter colored lava	
160-167	Red lava	
167-176	Broken red lava	
176-186	Solid red lava	
186-196	Red lava	Hit water at 195
196-198	Red lava	
198-207	Gray lava and some red lava--caving	Straightened hole
		Cemented hole with 31 yards of
		200 Ft. 6" of 16" casing and
		18" above ground surface
207-220	Ran casing	
220-230	Cavey red cinders	
230-260	Red and gray cinders--Caving	Lots of water
260-265	Red and gray cinders	265' bottom of hole

Testing: See attached sheet

Static Water level - 204-205

Pump Set at 245

Facility Equipment Record

Facility Well #1 Location 505 South 2nd East

^{US Electrical Motors -}
Pump Motor Premium Efficiency High Thrust Motor Hp 200 Ph 3 Hz 60 Frame 445TP
Volts 460 Volts Amps 229 Amps Type R4E Design B Code F
Insulation Class B Time Rating _____ Service Factor 1.15 Encl DP
RPM 1775 Upper Bearing 7322-M Lower Bearing 6215-J
Oil cap. Upper Bearing 4 Oils. Oil cap. Lower Bearing _____
ID# B413-B04-5420 M Serial Number Nema Nom Eff 95 FL 88.2 MAX RVAR 41.9

Pump Verti Line - Wayne + Bowler Prelube Type Water GPM2000 Depth 243' RPM 1775
Model 14RLM Serial # 27835 Rotation Direction Counter Clockwise
Number of Bowls _____ Impeller Size _____ Pump Curve _____

Air Relief Waterman Size 2" Model AV150B Serial — Work Pres 150

Check Valve Mueller Size 10" Working Pressure 175 Trim Bronze Length 21 1/2" Flange-Flange

Inlet Isolation Valve N/A Size _____ Working Pressure _____ Length _____

Outlet Isolation Valve Pac. States Size 10" Working Pressure 200 Length 13 1/8" Flange-Flange

Meter ^{Data Industrial}
Digital Flow meter Model 900T Size Variable

Timer N/A Type _____ Model _____

Level Controls ^{milltronics}
Hydro-Ranger Model PL-514 Transducers ^{milltronics}
XPS/XLT Model _____

Generator N/A Model _____ Serial# _____ Spec _____
Frequency _____ Ph _____ Service Rating _____ Rated KW _____
Power Factor _____ Rated KVA _____ Service Controls _____ Model _____

Comments Wellhead is Layne + Bowler. Well depth was measured at #6 to be 210' on 10-17-89 and on 2-28-01. According to meter well flows between 2200-2400 GPM. When wells #1 + #6 run at same time its about 4880 GPM.

Time delay is 55 seconds.

State GPS Site ID# E0007492

Date **October 1995**

Section **1110** Page **157**

Supersedes **April 1994**

CURVE data

Verli-Line

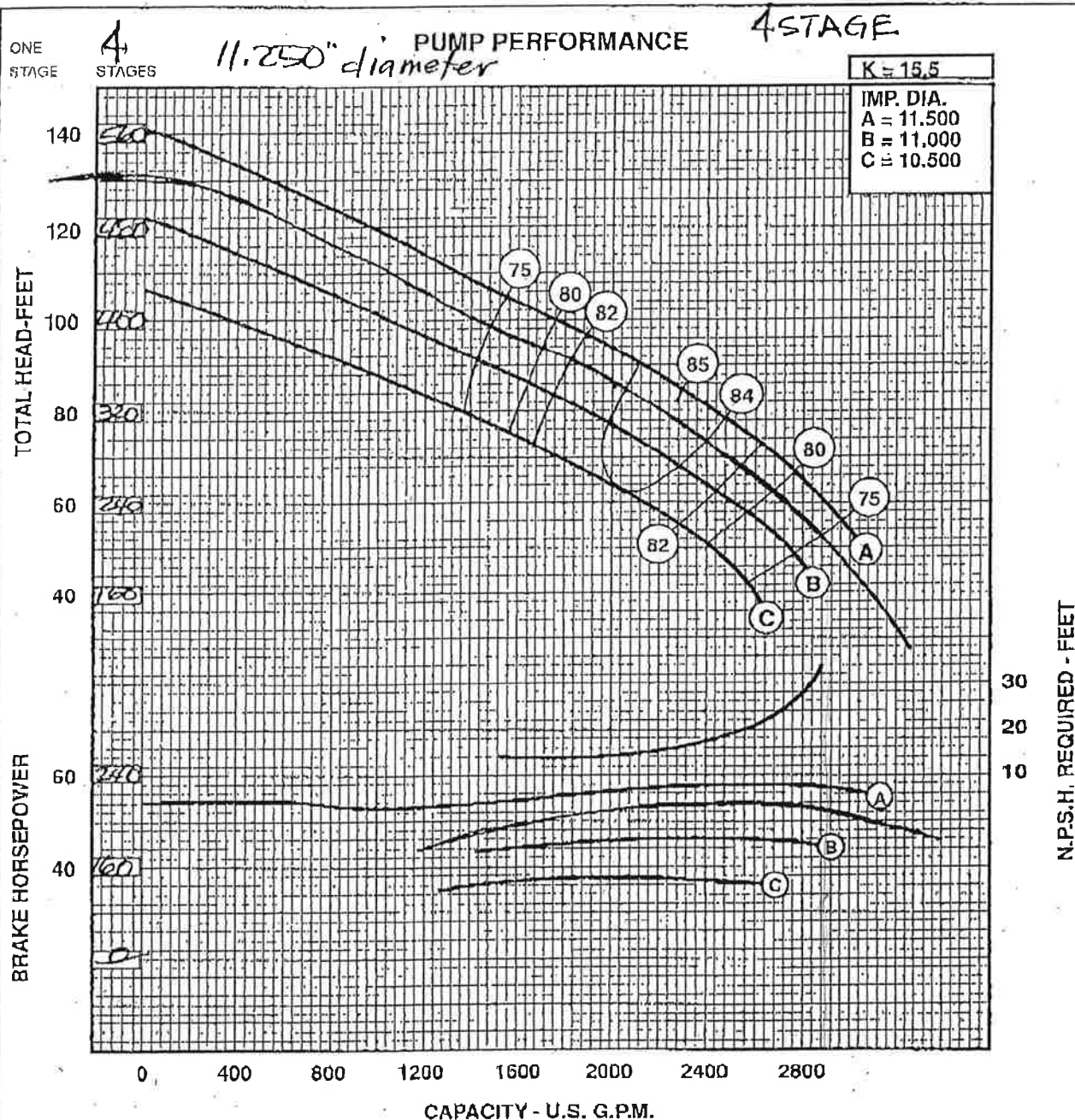
No Stages	Eff Change	MATERIAL	Eff Change
1	-1	IMP. - C.I.	-1
2	-2	IMP. - NI-RI	+1
3	-1	BOWL - BRZ.	-2
4	0	BOWL - NI-R.	-2

14RML

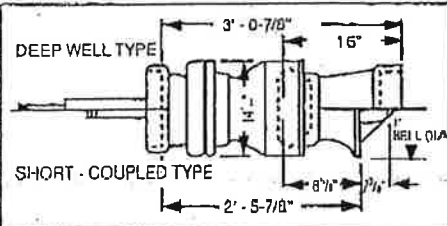
1770

R.P.M.

SINGLE STAGE LAB PERFORMANCE WITH STANDARD MATERIALS. EFFICIENCY SHOWN FOR 1 OR MORE STAGES. HORSE POWER SHOWN FOR ONE STAGE BASED ON 4 STAGE EFFICIENCY. CORRECTIONS SHOULD BE MADE FOR STAGES AND MATERIAL.

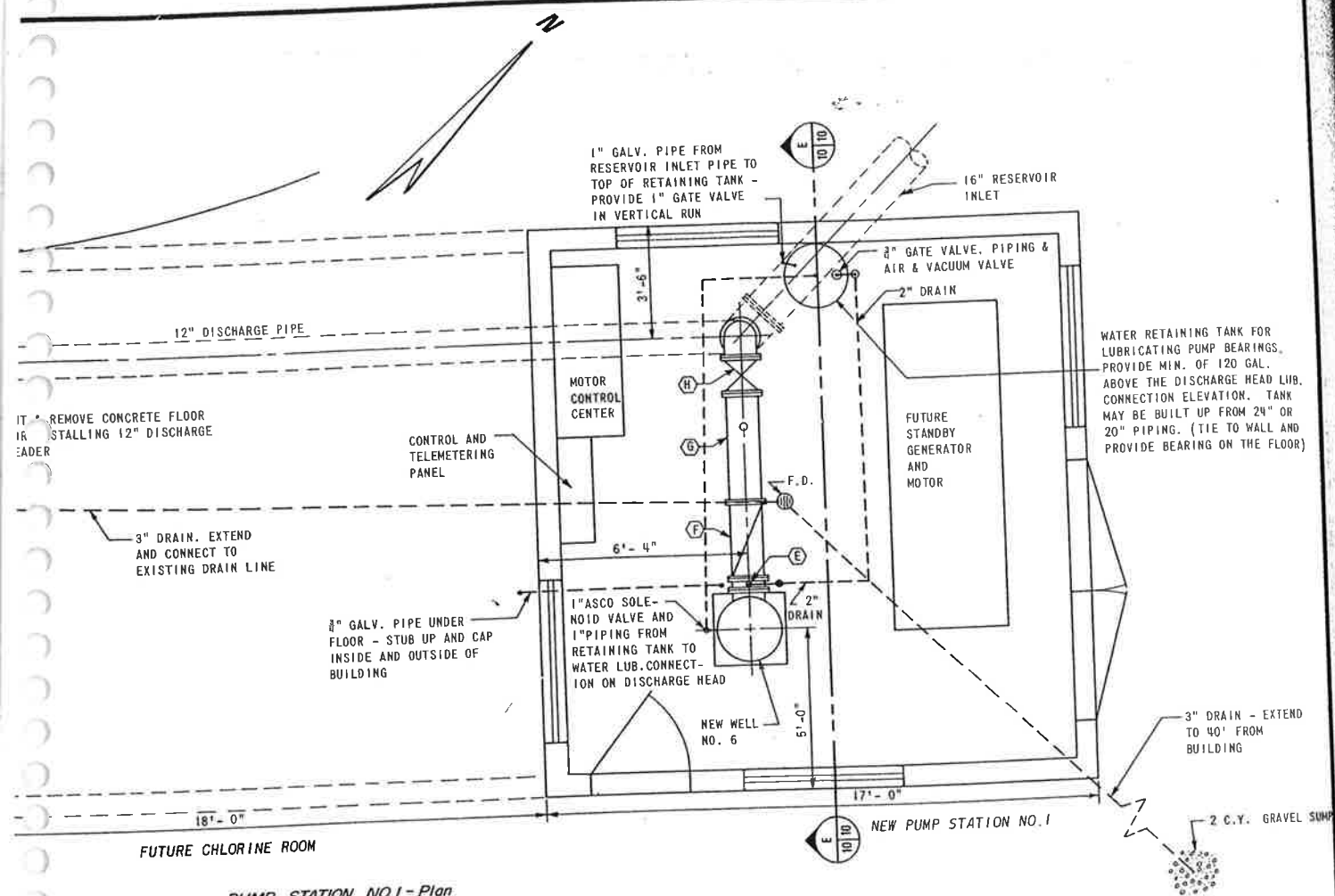


EYE AREA - SQ. IN.	= 41.2	IMPELLER WT. - LBS.	= 26
WP* PFR IMPELLER L.B.-FT. ³	= 4.15	ONE STAGE WT. - LBS.	= 700
MAX. NO. STD. STAGES	= 6	ADD'L STAGE WT. - LBS.	= 205
MAX. OPERATING - P.S.I.	= 400	DISCH. - IN.	= 12
STD. LATERAL IN.	= 0.700	SUCTION - IN.	= 10
STD. SHAFT DIA. - IN.	= 2.188	BOWL CONN. FLANGED COLLET	
MAX. SHAFT DIA. - IN.	=	ADD. 13.4/5" PER ADDITIONAL STAGE	
MIN. SURFACE IN.	= 30		

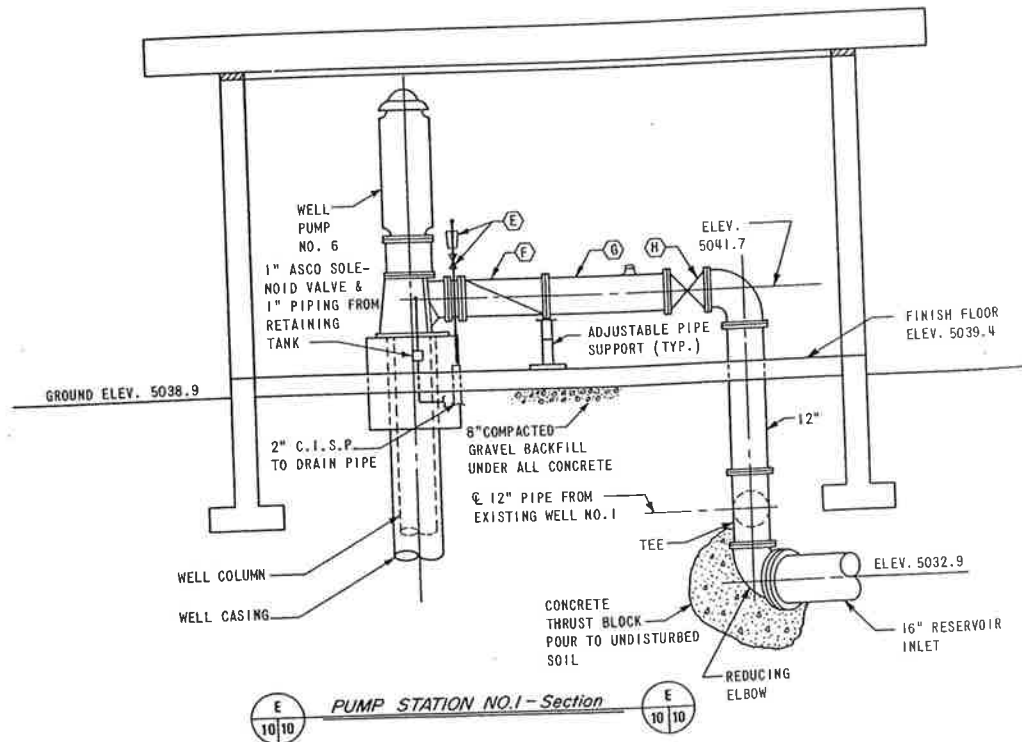


Curves reflect typical performance refer to factory for confirmation

Appendix B: Well No. 6 Drilling Logs and Data



PUMP STATION NO. 1 - Plan



and ASSOCIATES, P.A.
ENGINEERS
POCATELLO

CITY OF REXBURG & RICKS COLLEGE WATER PROJECT

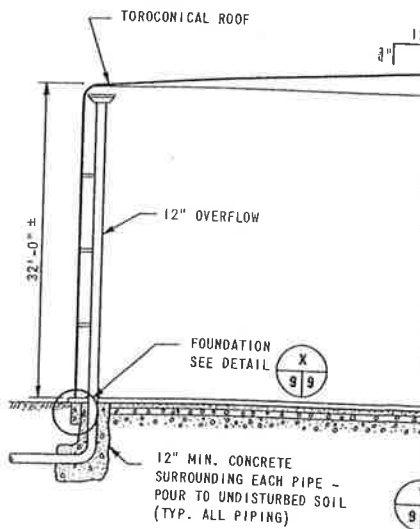
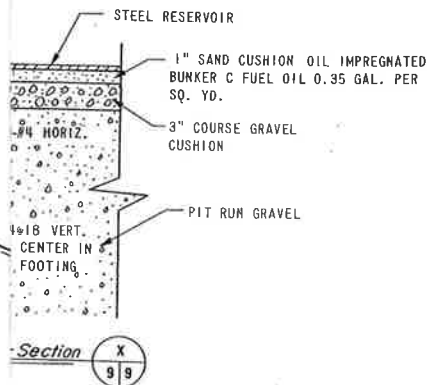
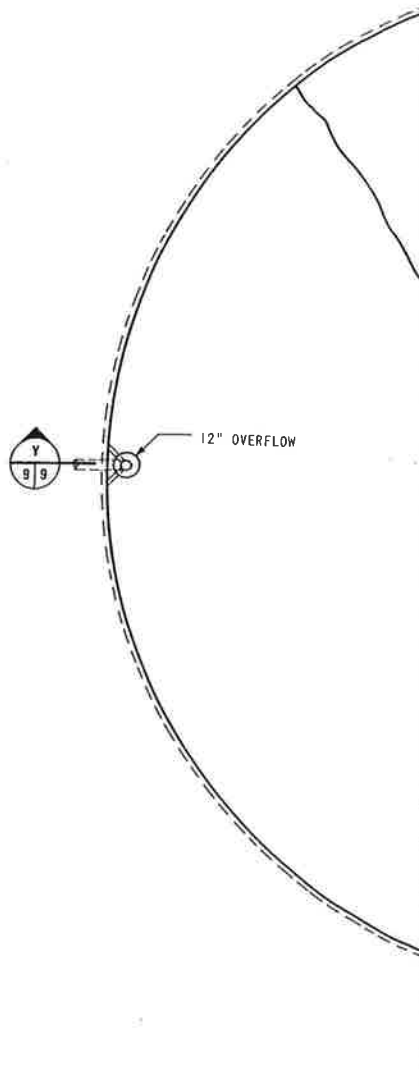
PUMP STATION NO. 1
ARCHITECTURAL AND MECHANICAL

PROJECT NO.

72017

SHEET NO.

10



DESIGNED BY

DRAWN BY JBH

APPROVED BY C 77

DATE FEB '74

SCALE DD NOT

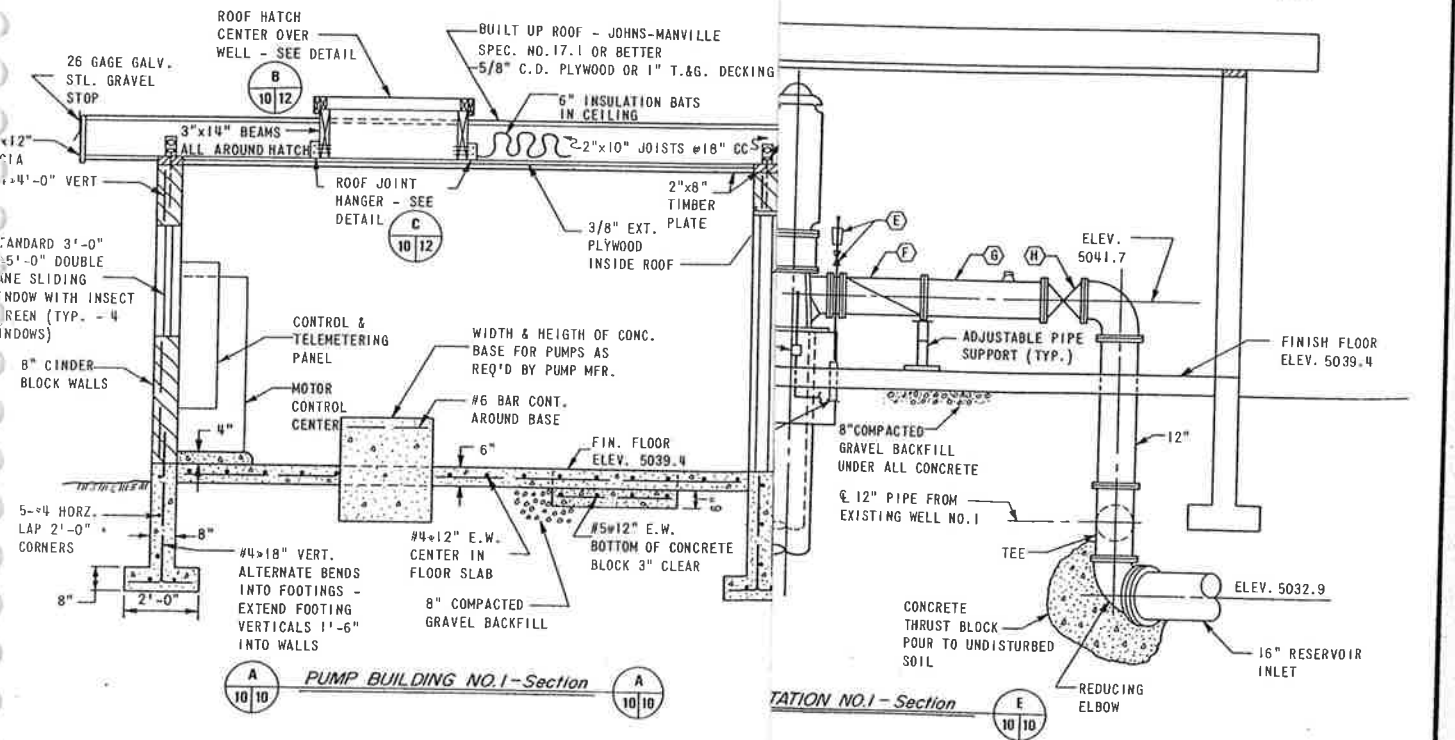
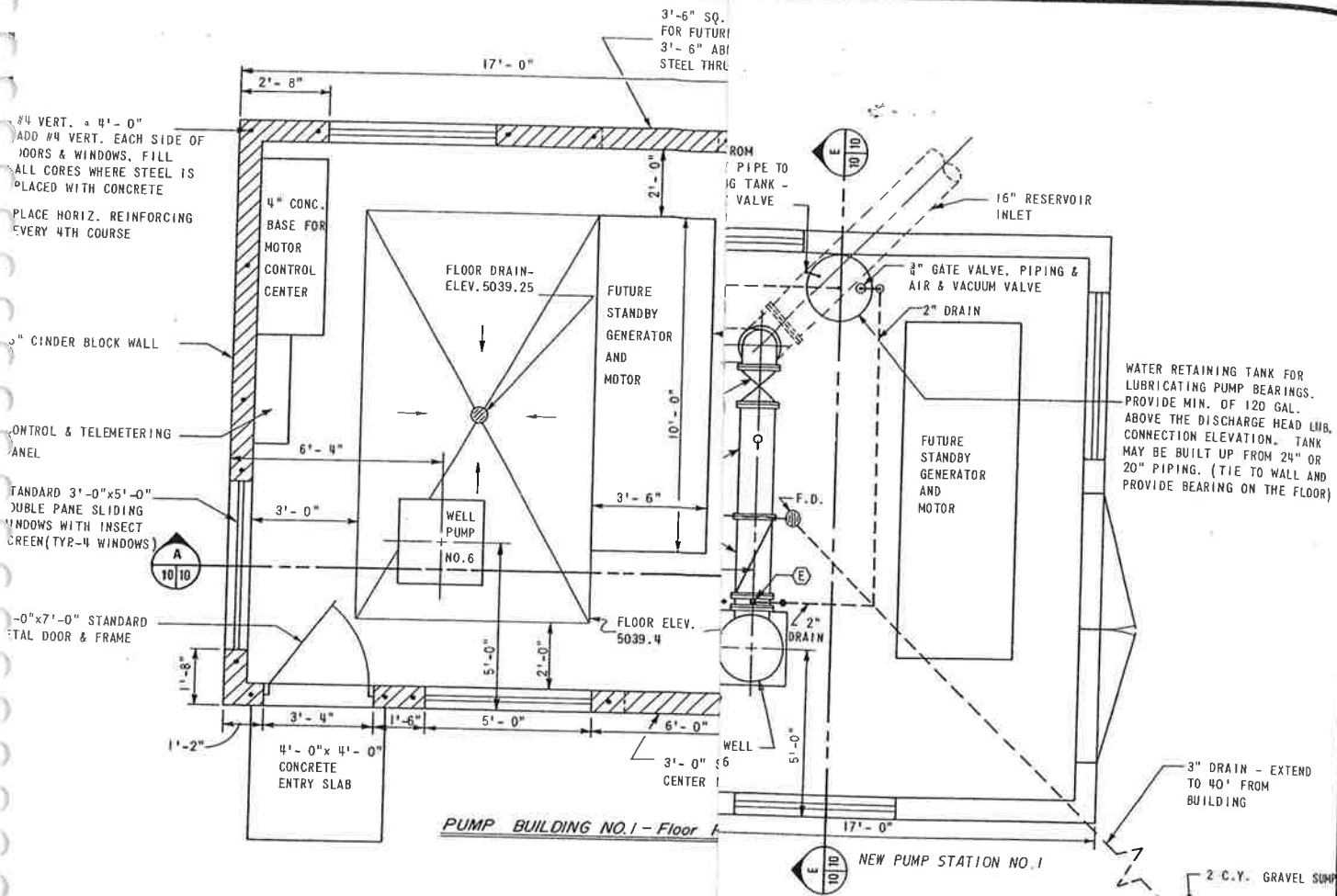
CULINARY WATER & RICKS COLLEGE PROJECT

AND STORAGE F

PROJECT NO. 72017

NO. 1 AND 2

SHEET NO. 9



DESIGNED BY
DRAWN BY **JBH**
APPROVED BY **C77**
DATE **FEB'74** SCALE 3/16" = 1'-0"

CULINARY WATER
AND STORAGE

RG & RICKS COLLEGE
PROJECT
ION NO. 1
AND MECHANICAL

PROJECT NO.
72017
SHEET NO.
10

DES
DRA
APP
DAT

STATE OF IDAHO
DEPARTMENT OF HEALTH

LABORATORIES:

BOISE
COEUR D'ALENE
IDAHO FALLS
LEWISTON
POCATELLO
TWIN FALLS

WATER SAMPLE
FOR BACTERIOLOGICAL QUALITY TEST
(PLEASE PRINT PLAINLY)

CITY OF Presburg
SAMPLE COLLECTED 15:30 2/28
HOUR DATE

REPORT RESULT TO:

NAME

ADDRESS 55 E 1st N

CITY Presburg, IDAHO

SIGNATURE OF COLLECTOR

SEE BACK OF FORM FOR COLLECTING
INSTRUCTIONS

DATE RECEIVED 2-28-75

LOCATION OF SAMPLING POINT	PRESUMPTIVE TEST					NUMBER OF CONFIRMATORY TESTS POSITIVE
	WELL	SYSTEM*	10cc	10cc	10cc	
NO. <u>2</u>			+	-	-	2
			+	-	+	
NO. <u>3</u>			-	-	-	0
			-	+	+	
NO. <u>3</u>						
NO. <u>4</u>						
NO. <u>5</u>						

*SEE REVERSE SIDE FOR EXPLANATION.

DATE REPORTED 3-4-75

FORM DHS1088

Paananen
MICROBIOLOGIST

WELL TEST REPORT

ANDREW WELL DRILLING

DATE April 1, 1975

ORDER NO. _____

Idaho Falls, Idaho

Contractors

CUSTOMER City of Rexburg

ADDRESS Rexburg, Idaho 83440

WELL LOCATION _____

DISCH. PIPE 12" C.D.

ORIFICE DIA. 10"

TOTAL PUMP SETTING _____

WELL DEPTH 305' CASING I.D. _____

WELL DEPTH _____ CASING I.D. _____

WELL DEPTH _____ CASING I.D. _____

TOTAL WELL DEPTH _____

STATIC LEVEL 203' BOWL USED 16"

PERFORATED AREAS _____

Temp. 56°

TIME	ORIFICE IN INCHES	G. P. M.	PUMPING LEVEL	DRAWDOWN	ENG. R.P.M.	PUMP R.P.M.	REMARKS
1:00 p.m.	45.5	3405	211.5	8'5"			Cinders Dirty
2:00	45.5	3405	211.5	8'5"			
3:00	46	3434	211.5	8'5"		1650	Fine Cinders Clear
4:00	47	3460	211.7	8'7"		1650	
5:00	47	3460	212.2	9'2"		1650	Fine Cinders Clear- No. 2 pump
6:00	45.5	3405	211.3			1650	Fine Cinders Clear- No. 2 pump
7:00	45.5	3405	211.3	8'5"		1650	Fine Cinders Clear
7:30	52.0	3639	212.2	9'2"		1775	Clear
8:00	52.0	3639	212.2	9'2"		1775	Clear
8:15	44.0	3351	211.0	8'		1600	
8:30	41.0	3245	210.11	7'11"		1500	No. 2 Pump Running
8:45	36.0	3044	210.0	7'		1400	No. 2 Pump Running
9:00	16.0	2023	209.2	6'2"		1300	

HOURS PUMPED THIS DAY _____

HOURS PUMPED TO DATE 8 hours

TESTED BY _____

REMARKS ON SAND, CASING, PLUMB OF WELL, ETC.
Added 16" more drawdown with No. 2 Pump running

WELL TEST REPORT

ANDREW WELL DRILLING

Contractors

DATE April 1, 1975

ORDER NO. _____

Idaho Falls, Idaho

CUSTOMER City of Rexburg

ADDRESS Rexburg, Idaho 83440

WELL LOCATION _____

DISCH. PIPE 12" C.D.

ORIFICE DIA. 10"

TOTAL PUMP SETTING _____

WELL DEPTH 305'

CASING I.D. _____

WELL DEPTH _____

CASING I.D. _____

WELL DEPTH _____

CASING I.D. _____

TOTAL WELL DEPTH _____

STATIC LEVEL 203'

BOWL USED 16"

PERFORATED AREAS _____

Temp. 56°

TIME	ORIFICE IN INCHES	G. P. M.	PUMPING LEVEL	DRAWDOWN	ENG. R.P.M.	PUMP R.P.M.	REMARKS
1:00 p.m.	45.5	3405	211.5	8'5"			Cinders Dirty
2:00	45.5	3405	211.5	8'5"			
3:00	46	3434	211.5	8'5"		1650	Fine Cinders Clear
4:00	47	3460	211.7	8'7"		1650	
5:00	47	3460	212.2	9'2"		1650	Fine Cinders Clear - No. 2 pump
6:00	45.5	3405	211.3			1650	Fine Cinders Clear - No. 2 pump
7:00	45.5	3405	211.3	8'3"		1650	Fine Cinders Clear
7:30	52.0	3639	212.2	9'2"		1775	Clear
8:00	52.0	3639	212.2	9'2"		1775	Clear
8:15	44.0	3351	211.0	8'		1600	
8:30	41.0	3245	210.11	7'11"		1500	No. 2 Pump Running
8:45	36.0	3044	210.0	7'		1400	No. 2 Pump Running
9:00	16.0	2023	209.2	6'2"		1300	

HOURS PUMPED THIS DAY _____

HOURS PUMPED TO DATE 8 hours

TESTED BY _____

REMARKS ON SAND, CASING, PLUMB OF WELL, ETC.

At 8:45 8" more drawdown with No. 2 Pump running



375 West 1455 South
Salt Lake City, Utah 84115
(801) 486-9351

#46

THrust Bearing CAT - 629A226G2
OIL CAP - 11 GTS UPPER
GUIDE Bearing CAT - 2892334P2
OIL CAP - 5 GTS LOWER

STERLING SERVICE

Your Vickers Representative is:

MARDEN SPENCER

BUS. (801) 486-9351 MOBILE (801) 580-0659

NATIONWIDE WATS 1-800-456-7815



TRUCK EQUIPMENT CO., INC.

375 West 1455 South
Salt Lake City, Utah 84115
(801) 486-9351

#46

General Electric
MODEL - 5K6324XC4B
HP - 200
NEMA CLASS DESIGN - B
SERVICE FACTOR 1.15 at RATED VOLTS
60 cycles
Type - K CODE - F
FRAME - 4324P
VOLTS 440
50 C RISE CONT AT 60 cycles
42 CY FL AMP 235
FL SPEED 1770
56 CY FL AMP
FL SPEED - 1475
No. VIN5730008

STERLING SERVICE

Your Vickers Representative is:

MARDEN SPENCER

BUS. (801) 486-9351 MOBILE (801) 580-0659

NATIONWIDE WATS 1-800-456-7815

5. TYPE RITER OR
PILL POINT PEN

State of Idaho
Department of Water Resources

WELL DRILLER'S REPORT

RECEIVED

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

NOV 26 1975

WELL OWNER
Name City of Rexburg 1- MG
Address Rexburg, Idaho 83440
Owner's Permit No. 77 Permit

PURPOSE OF WORK
☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

PROPOSED USE
☒ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type)
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

METHOD DRILLED
☒ Cable ☐ Rotary ☐ Dug ☐ Other

CONSTRUCTION
Diameter of hole 24 inches Total depth 305 feet
Schedule: ☒ Steel ☐ Concrete
Thickness Diameter From To
2 1/2 inches 20 inches + 1 1/2 feet 225 feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
Augering drive shoe used? ☐ Yes ☒ No
Packer or seal used? ☐ Yes ☒ No

7. WATER LEVEL
Static water level 203 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature 56 ° F. Quality Good
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA
☒ Pump ☐ Bailer ☐ Other
Discharge G.P.M. Draw Down Hours Pumped
3639 G.P.M. 9' 2" 8 hours

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
24	0	1	Topsoil		
	1	12	Broken Lava		
	12	16	Firm Lava		
	16	30	Broken Lava		
	30	35	Lava Broken on one side		
	35	45	Basalt		
	45	50	Loose Rocks		
	50	63	Fractured Gray Basalt		
	63	70	Firm Hard Basalt		
	70	75	Loose Broken Lava Caving		
	75	83	Broken Basalt		
	83	92	Broken Basalt Caving		
	92	95	Broken Basalt Standing		
	95	105	Cinders Caving		
	105	110	Lava Standing		
	110	122			

Appendix C: Miscellaneous Data on Wells No. 1 and No. 6

Well #6 information

208 ft static water level 10-17-89

5 May 1992 Flow meter installed in at well #1 that also reads for well #6

3 Nov 99 hour meter installed – old turbine meter working for the next four years and reads taken daily

2300 GPM per the state of Idaho Oct 1992 }

13 Mar 01 well down for rebuild – 7 Apr 2001 back in and in lead

2300 GPM was observed for pumping rate – 26 Apr 2001

2100 GPM was observed for pumping rate – 22 Mar 2002

5 Sep 2003 turbine flow meter stopped – 23 Dec 2004 flow meter removed

4 Nov 2009 motor and pump was pulled for repair

Well #1 information

18 Feb 1992 – motor rewound by Upper Valley Electrical –bowls pulled and repaired by Falls Pump

5 May 1992 – New electronic flow meter installed – also reads gallons from well #6

31 Mar 1998 – Replaced electrical pan on wall - \$3,200 Leichman Electrical

17 Jul 1998 – New motor installed by Pump Tech

3 Nov 99 hour meter installed

23 June 1999 - 2710 GPM observed by operator

16 Jul 1999 – 2680 GPM observed by operator

3 Aug 1999 – 460⁰ GPM observed by operator (both wells #1 & #6 are both running)

23 Jun 2000 – 2680 GPM observed by operator

14 Jul 2000 – 4640 GPM observed by operator (both wells #1 & #6 are both running)

8 Aug 2000 – 4360 GPM observed by operator (both wells #1 & #6 are both running)

27 Jun 2001 – 4570 GPM observed by operator (both wells #1 & #6 are both running)

28 Jun 2001 – 4650 GPM observed by operator (both wells #1 & #6 are both running)

29 Jun 2001 – 4730 GPM observed by operator (both wells #1 & #6 are both running)

3 Nov 2001 – 2300 GPM observed by operator

8 Jan 2002 – pulled pump for rebuild – Pump Tech – 18 Jan 2002 – pump re-installed

5 Feb 2002 - 2490 GPM observed by operator

13 Feb 2002 – 2490 GPM observed by operator

28 May 2002 – 2510 GPM observed by operator

27 Jun 2002 – 2600 GPM observed by operator

13 Jul 2002 – 4720 GPM observed by operator (both wells #1 & #6 are both running)

15 Jul 2002 – 5550 GPM observed by operator (both wells #1 & #6 are both running)

3 Feb 03 – 21 Feb 03 Pump and bowls pulled for repair

4 Feb 03 Well #1 is pulled for repair – static water level 216 ½ feet

20 May 2003 – 2650 GPM observed by operator

20 Jun 2003 – 4500 GPM observed by operator (both wells #1 & #6 are both running)

21 Jul 2003 – 4590 GPM observed by operator (both wells #1 & #6 are both running)

17 Jul 2003 – 2610 GPM observed by operator DOES NOT APPEAR ON LOG SHEET

22 Feb 2007 motor out for rebuild

Appendix D: Well Pump No. 6 Specifications

to a distance of 15 feet from the pump house, retaining tank, plumbing, drain piping and etc. for a complete pump station installation as specified herein and as shown on the Plans.

- C. Pump Station No. 2: The Contractor shall furnish and install all new equipment and piping such as pump bowl assembly and column, check valve, gate valve, flow meter, solenoid valve, motor, mainline piping to a distance of 15 feet from the pump house, plumbing, drain piping, extension of 12 inch water main toward existing Well No. 4 and etc. for a complete pump station installation as specified herein and as shown on the Plans.

71-3 SUBMITTALS

The Contractor shall submit, in quadruplicate, to the Engineer for his approval, shop or working drawings and/or catalog cuts for fabricated and manufactured items. This submittal shall be made no less than 10 days prior to the time when parts are ordered. Specific information required by the Engineer is as follows:

- A. The proposed location and routing of all drain piping. The proposed location and routing of galvanized piping to and from the retaining tanks and also all other piping located within or underneath pump building.
- B. Outline drawings of the vertical turbine pump and driver, preferably to scale of not less than $1\frac{1}{2}$ inches per foot. The drawing shall show positions and sizes of the section and discharge connections, and the top elevations of the concrete pump bases to maintain the discharge header elevation as shown on the Plans.
- C. Catalog data sufficient to clearly describe the equipment offered, specifying materials for all components and names of manufacturers.
- D. Pump performance curves which indicate clearly the net brake horsepower required for continuous speed and continuous load operations.

These drawings shall be accurate, distinct and complete and shall contain all required information, including satisfactory identification of items, units and assemblies in relation to the Contract Drawings and/or Specifications.

71-4 DEEP WELL PUMPS

A. General: Since the Wells No. 5 and 6 have not as yet been drilled the operating conditions given below are estimated based on other wells in the area. All equipment will be considered properly sized with the possible exception of the length of column where increase or decrease in column length may be required after the well is drilled. The Contractor should order all equipment except the pump bowls and column immediately after award of the contract because of the long delivery time required on some of this equipment.

B. General Mechanical Equipment:

1. Pump Assemblies: The pump bowls shall be of high tensile strength close grained cast iron, free from blow holes, sand holes and all other faults accurately machined and fitted to close dimensions. The impeller shaft shall be of 416 stainless steel or equal with one bearing on each side of every impeller.

Impellers shall be finished all over, shall be accurately fitted and perfectly balanced and shall be fastened securely to the impeller shaft in such a manner that they cannot loosen in service. Both bowls and impellers shall be designed with open and smooth passages to secure efficient operation and to help prevent air or sand locking. Sufficient lateral adjustment shall be provided in the design of the bowl assembly to permit proper impeller adjustments and to insure proper operations of the pumping unit. The impellers shall be adjustable by means of a nut on the pump head.

2. Discharge Column Assemblies: The total length and size of the discharge column shall be as specified below for each well. The pipe shall be furnished in interchangeable sections not over ten feet in length, and shall be connected by tapered thread (NPT) with sleeve-type couplings. The joints are to be butted to insure perfect column alignment after assembly. The column pipe shall be steel (ASTM A-53) with a wall thickness of not less than 0.28 inches or approved equal.

The line shafting shall be SAE 1045, turned, ground and polished steel precision shafting of the diameter specified below for each well. The shafts shall be furnished in interchangeable sections not over ten feet in length and shall be coupled with extra-strong threaded steel couplings machined from solid bar steel. The shaft shall be fitted

with hardened stainless steel journals. The column assembly shall have bronze guides fitted into the coupling and secured in place by the butted pipe ends. Each guide shall contain a water lubricated rubber bearing designed for vertical turbine pump service.

The shaft shall operate the pump without distortion or vibration and shall be tested for straightness to .002 inches accuracy.

3. Motors: The motors shall be of vertical hollow shaft construction as manufactured by General Electric, U.S. Motors, or Westinghouse, specifically for deep well pump applications. The thrust bearings shall have ample capacity to carry the weight of all rotating parts and any unbalanced thrust of the pump impellers. It shall be of the 440 voltage starting, squirrel cage induction type and shall conform to the standards of the American Institute of Electrical Engineers. The motor shall have adequate capacity to drive the pump continuously under the head specified with a temperature rise of not more than 60°C above the ambient temperature. Positive provision shall be made in the design of the motor to prevent injury to the pump in the event that the unit should be rotated in the wrong direction. Provision shall be made for pump impeller adjustment in the top of the motor assembly.
4. Pump Head Assemblies: The discharge head shall be of cast iron and shall incorporate a suitable base for support of the complete pump unit and with an easily accessible packing box assembly and discharge elbow flanged for 12 inch standard 125# Flange. Lifting lugs of sufficient strength to support the weight of the complete unit must be provided. Head shall be furnished with a pre-lubrication connection with a tapped and threaded opening for standard pipe. The packing shall consist of at least six (6) rings of packing. Suitable means for grease lubrication of the packing and the sleeve bearing in the packing box shall be provided.
5. Depth Gauges: A suitable airline of copper tubing shall be furnished and installed to extend from the surface to the top of the bowls. An altitude gauge, reading in feet from 0 to 100, shall be mounted on the discharge head at the upper end of the tubing. A small, stainless steel hand-operated air pump will be provided for pumping air into the tubing.

C. Ricks College Well No. 3:

1. Existing Condition: The Ricks College Well No. 3 is an existing 16" well 145 feet deep with the water table at 108 feet below ground level. The motor is an existing 200 H. P. General Electric Type K, Code F, 60 cycle, 440 volt motor which is set on a 2025 AC 12 Layne and Bowler discharge head assembly.

The well column is 12 inches in diameter, 130 feet long, and has a 1-15/16 inch diameter shaft.

The pump assembly is a 4 stage Verti-Line 14 RM turbine.

2. Required Revisions: The Contractor shall furnish and install a new motor and a new pump bowl assembly. The Contractor shall salvage the existing 200 H. P. Motor and shall also install it on the new City Well No. 6. The new pump bowl assembly and motor, shall be mated to the existing 12 inch well column and 2025 AC 12 discharge head assembly respectively.

3. Operating Conditions:

Size of Well Casing	16 inch
Static Water level below top of Well	108 feet
Discharge at pump bowls	1000 GPM@350 ft. 800 GPM@390 ft.
Normal operation	800 to 1000 GPM
Minimum peak efficiency	80% @ 1000 GPM
Maximum synchronous motor speed	1800 RPM
Electrical characteristics	3-60-440
Minimum motor rating	115 H. P.

4. Pumping Unit: The unit used for a design guide is the Johnston Model 12 CC Turbine, 7 stage or approved equal. Approvals must be submitted before any parts are ordered.

D. Well Pump No. 5:

1. Scope of Work: The Contractor shall furnish and install a new motor, discharge head, 12 inch well column, pump bowl assembly, 12 inch check valve, spurling master flow meter, 12 inch gate valve, 1 inch ASCO solenoid valve, 3 inch air and vacuum valve and all other required piping and equipment for a complete well pump installation as specified herein and as shown on the Plans.
2. Operating Conditions:

Size of well casing	16 inch
Static water level below top of well	324 ft.
Setting of pump bowls below top of well	350 ft.
Discharge at pump bowls	2000 GPM@360 ft.
Normal operation	2000 GPM@360 ft.
Minimum peak efficiency	80% @ 2000 GPM
Minimum well column dia.	12 inches
Minimum column shaft dia.	1-11/16 inches
Minimum synchronous motor speed	1800 RPM
Electrical characteristics	3-60-440
Minimum motor rating	225 H. P.
3. Pumping Unit: The unit used as a design guide is the Johnston Model 14 CC Turbine, 5 stage or approved equal. Approvals must be submitted before any parts are ordered.

E. Well Pump No. 6:

1. Scope of Work: The Contractor shall relocate and install the existing 200 H. P. motor from the Ricks College Well No. 3 and shall furnish and install discharge head, 12 inch well column, pump bowl assembly, 12 inch check valve, spurling master flow meter, gate valve and all other required piping for a complete well pump installation as specified herein and as shown on the Plans.

2. Operating Conditions:

Size of well casing	20 inch
Static water level below top of well	195 ft.
Setting of pump bowls below top of well	235 ft.
Discharge at pump bowls	2700 GPM@230 ft.
Normal Operation	2700 GPM@230 ft.
Minimum peak efficiency	80% @ 2600 GPM
Minimum well column dia.	12 inches
Minimum column shaft dia.	1-11/16 inches
Minimum synchronous motor speed	1800 RPM
Electrical characteristics	3-60-440
Minimum motor rating	200 H. P. from Ricks College Well No. 3

3. Pumping Unit: The unit used as a design guide is the Johnston Model 14 EC II Turbine, 3 stage or approved equal. Approvals shall be submitted before any parts are ordered.

71-5. PLUMBING

A. General: This item covers the work necessary for the plumbing system, complete, including but not limited to furnishing all materials and equipment, installing all water and waste piping 4 inches and smaller, fuel piping, pressure signal piping, floor drains, and performing all incidental and related work. The term "piping" shall be defined to include all pipe, fittings, valves, gauges, and miscellaneous appurtenances required to provide a complete and ready-to-operate system.

B. Materials:

1. General: The material and equipment furnished and installed by the Contractor shall be first-quality, new, full-size and weight, free from any defects, in first-

class condition, and standard in every respect. Where two or more units of the same class of equipment are required, these units shall be products of the same manufacturer. Storage and handling of all materials shall be done such that at all times they are protected against loss or damage.

2. Water Piping: All cold water piping less than 4" in diameter shall be standard weight galvanized steel pipe conforming to ASTM A 120 with galvanized malleable fittings. Unions shall be galvanized, malleable iron, ground joint, 175 PSI working pressure. Any 3/4 inch or 1/2 inch copper pipe shall have a minimum working pressure of 175 PSI, shall be American made, and shall have flared tube fittings.
3. Drain Piping: All drain piping laid in or beneath the floor shall be cast-iron soil pipe conforming to Federal Specification WW-P-401, Class A, extra heavy. Changes of direction shall be made with long radius quarter-bends, sanitary tees, or combination T-Y fittings as required by Code. Joints shall be poured and caulked lead. Pipe shall have 2-1/2 feet of minimum cover throughout the length.
4. Pipe Hangers: Pipe hangers for suspended pipe shall be malleable split-ring suspension hangers with threaded rods similar to Grinell, Figure 107, attached to the building frame with lag screws or angle clips. Pipe clamps shall be Grinell, Figure 126.
5. Floor Drains: Floor drains shall be Zurn Z-500, or approved equal, cast iron body with 8 inch diameter cast iron grate.
6. Cleanout: Floor cleanout shall be Zurn Z-1325 Supremo Cleanout, round scoriated top or approved equal.
7. Hose Bibs:
 - (a) Interior hose bibs shall be Crane Repeal B 105, 3/4 inch by 3/4 inch with inverted nose, or a approved equal.
 - (b) Exterior hose bibs shall be Zurn Z-1395, 3/4 inch size, nonfreezing type, with removable operating key.

8. Reservoir Level Indicator: A pressure gauge shall be provided in the control and telemetering panel, which shall be connected to the reservoir inlet pipe by a 1/2 inch copper pipe. The pressure gauge shall have a 3-1/2 inch dial and shall be graduated in from 0 to 24 at intervals of one foot. It shall be calibrated according to its mounting height to read zero (0) when the reservoir is empty and 24 when the reservoir is full.

C. Workmanship:

1. General: The materials comprising the plumbing system and its appurtenances shall be installed as described herein and on the Plans and as required by the applicable codes of the State of Idaho, whichever represents the higher standards. In the event of conflict between the manufacturer's recommendations and the requirements of the Plans and Specifications, the decision of the Engineer shall be final. The mechanical drawings do not attempt to show complete details of building construction which affect the mechanical installation, and the Contractor is therefore referred to the architectural, structural and electrical Plans for additional building details which affect the installation of the work under this unit of the Contract. The Plans do not attempt to show exact details of all piping, and no extra payment will be allowed for local obstructions to the work under this Contract which require offsets. Changes and location of equipment or piping advisable, in the opinion of the Contractor, shall be submitted to the Engineer for approval before proceeding with the work. All equipment shall be adjusted and left in a condition satisfactory to the Engineer.
2. Water Piping: All piping shall be reamed, cleaned, and free from burrs before making up and shall be made with an approved joint compound. All ceiling-suspended piping shall be supported with malleable split-ring suspension hangers with threaded rods attached to the building framing with lag screws. Wall-supported hangers shall be as above, except they shall be attached to the wall with angle clips. Spacing of hangers shall be as determined with regard to pipe size to prevent any sagging or misalignment and as approved by the Engineer. Piping which passes through walls or floors shall be provided with pipe sleeves. All water piping will be tested in its entirety or in units, as approved, under 150 psig hydrostatic pressure for a period of one hour. Leaks occurring shall be repaired and the test repeated until a satisfactory job is obtained.

The Contractor shall provide all of the necessary hand pumps, gauges, connections, and similar items for the performance of these tests.

The Engineer shall be notified sufficiently ahead of the tests so that he may be present while the test are run. All exposed piping shall be parallel and plumb with regard to building lines, and special attention will be required with regard to maintaining maximum head room. Location of piping shall be coordinated with piping provided under other items of these Specifications. Work not conforming to this intent shall be reinstalled if so directed by the Engineer.

The copper water pipe shall be cut square, reamed and free from burrs prior to making the joints. Joints shall be of the flared tube type. Care shall be taken during the placing of concrete and backfill to avoid crushing the copper pipe. The copper water pipe shall be water tested at 50 PSI or 150 PSI depending on the class required.

3. Drain Piping: Cast-iron soil pipe shall have hubs packed with oakum, poured with lead, and caulked. Supports for cast-iron pipe, where necessary, shall be placed at the hub of each piece and at each change in direction of horizontal lines. The connections to the concrete sump shall be made as shown on the Plans.
4. Cleaning and Adjusting: At the completion of the work, all parts of the installation shall be thoroughly cleaned. The Contractor shall clean up and remove from the premises all refuse material and rubbish from his work when so directed by the Engineer. Proper adjustment of all devices shall be made, and proper operation shall be demonstrated by the Contractor if required by the Engineer.

71-6 PIPING AND FITTINGS

- A. General: This item covers the work necessary for ductile iron pipe and fittings, including but not limited to furnishing all materials; submitting shop drawings for the Engineer's approval; fabricating pipe and fittings; installing pipe and fittings as shown on the Plans and as specified; and all incidental and related work.

B. Materials:

1. Pipe: All piping in the area of the pump house which is 4 inch in diameter or larger shall be ductile iron pipe conforming to Section 60-7B of these Specifications.
2. Pipe ends the length of each section of pipe shall be as shown or required. Ends shall be flanged or plain as required. Plain end pipes shall be provided with standard Dresser crow-foot cast steel lugs for thrust ties where the connection is to be made with a Dresser coupling.

Flanges shall be standard ring type capable of withstanding thrusts produced by 150 psi working pressures. Welding of flanges to the pipe shall be accomplished by welding both inside and out.

3. Fittings: All fittings shall be fabricated of the same class and strength material as that of the adjacent straight pipe section. Fittings may be either standard precast sections or fabricated by welding sections together. All fittings shall have a 150 PSI working pressure for a continuous operation.

All fittings shall be lined as specified in Section 60-7B of these Specifications.

All elbows shall be of the long radius type.

4. Mechanical Couplings: Where needed and as approved by the Engineer, mechanical Dresser couplings or flexible flanged coupling adapters may be used.
 - (a) Dresser Couplings: Dresser couplings shall be manufactured by the Dresser Manufacturing Company, Smith and Blair, or approved equal. Dresser couplings shall be Style 38, with 1/4 inch middle rings or Smith and Blair #912 unless otherwise indicated. Center stops shall be removed if required for installation.
 - (b) Flexible Flanged Coupling Adapters: Flexible flanged coupling adapters shall be Smith-Blair Type 913. Anchor studs shall be provided for each coupling suitable for a working pressure of 150 PSI.
 - (c) Metal Joint Harness: The joint harness for use at flexible couplings where a thrust tie is required

shall consist of steel tie-bolts diametrically opposite which extend across the joint. The harness shall be of adequate strength to prevent movement of the joint and shall be the standard Dresser joint harness of size approved by the Engineer. Harness on the pump discharge header shall be suitable to resist separation of the joint at an internal test pressure of 150 pounds per square inch. The joint harness and accessories shall be furnished with a prime coating suitable for the finished painting as specified.

5. Flange Jointing Materials: The Contractor shall furnish all nuts, bolts and gaskets required for joining the flanged pipe, fittings, and appurtenances. The nuts, bolts and gaskets shall meet the requirements of AWWA C 207. All nuts and bolts shall be galvanized.
6. Thrust Blocking Materials: The materials used for concrete for thrust blocking shall conform to the requirements specified in Section 80 of these Specifications.
7. Pipe Supports: Supports for the discharge pipe shall be as shown on the Plans or as specified herein. Pipe saddle supports shall be similar and equal to Elcen Figure 50, as manufactured by Elcen Metal Products Company, 9325 King Street, Franklin Park, Illinois. Saddle radius shall be suitable for the outside diameter of the flanges as shown on the Plans. Approved shop fabricated saddles will be acceptable.

C. Workmanship:

1. Fabrication: Prior to ordering fabrication of the ductile iron pipe and fittings, the Contractor shall submit complete shop and erection drawings to the Engineer for approval in accordance with the provisions of the Special Conditions. Approval of the drawings by the Engineer shall not relieve the Contractor of responsibility for the correctness of the installation. Location of all piping which is cast in concrete shall be verified by field measurement prior to fabrication of the connecting piping within the pump station. Field cutting of pipe will not be permitted.
2. Installing Pipe in Pump Station: The Contractor shall take all necessary precautions in regard to the prevention of dirt and foreign material entering the pipe. Any damage to interior pipe coating of any pipe furnished under these

Special Specifications shall be repaired to the satisfaction of the Engineer and with the same material used in the original coating application. Faces of flanges shall be carefully cleaned, gaskets inserted, and the bolts drawn up uniformly around the flange. All pipe shall be fitted with such hangers and supports, or other means that, in the opinion of the Engineer, are necessary to assure no undue strain on any joint, valve, or fitting. Field cutting of pipe will not be permitted.

Harness lugs shall be installed by the pipe fabricator as required for the metal harness hereinbefore specified and any damage to the pipe coating shall be shop repaired.

71-7 SPECIAL VALVES

- A. General: This item covers the furnishing and installing of all special valves irrespective of size. The Contractor shall provide all bolts, gaskets, handwheels, valve boxes, and accessories necessary for installation and operation of the valves as shown on the Plans and as specified.
- B. Materials:
1. General: All materials shall be new, first-quality, and shall be free from deterioration or defects arising from storage, transit or other handling.
 2. Gate Valves and Valve Boxes: Gate valves and valve boxes shall conform to Sections 60-9 and 10 respectively of these Specifications and shall be of the size shown on the Plans.
 3. Check Valves: Check valves shall be the swing type, 150 PSI rated with lever and spring. Valves shall be equal to Mueller No. 2600-6-02.
 4. Flange Bolts and Gaskets: Gasket material for flanged joints shall be sheet rubber conforming to Federal Specification HH-G-156c, Class A or B, 1/16 inch thick. The gaskets shall be full cut with holes to pass bolts. Flange bolts shall have hex nuts.
 5. Air, Vacuum and Pressure Air Release Valves: Air, vacuum and pressure air release valves shall be of the sizes shown on the Plans, and shall have high strength, close-grained, cast iron body and cover for 150 PSI working pressure, ASTM No. 448 Class 30. All internal

working parts shall be bronze (ASTM No. B143,) stainless steel, or copper ball float, renewable air release seat, bronze air release valve, tapped blowoff and drain ports, bolted cover, Ludlow Valve Manufacturing Company Figure 327, APCO No. 143C or approved equal.

6. Pressure Air Release Valves: The sizes of pressure air release valves shall be as shown on the Plans. Pressure release valves shall be similar to the air, vacuum, and pressure air release valves as specified, except that the vacuum feature shall be omitted. Pressure air release valves shall be Ludlow Valve Manufacturing Company, Inc., Figure 371, APCO Type 65 or approved equal.
7. ASCO Solenoid Valve:
 - (a) General: The ASCO Solenoid Valve shall be 2-way, normally closed, self-contained piston actuated type valves. They shall be of the size shown on the Plans and be rated for 150 psi maximum working pressure.
 - (b) Operation: The ASCO valve shall be normally closed stopping any water from entering or leaving the pump column. When the well pump is called for the ASCO valve should be energized and open allowing water to enter the pump column for lubricating the column bearings. The pump motor should not start until the ASCO valve has been energized for a period of four minutes, after which time the valve should be denèrgized and the pump motor started.

C. Workmanship:

1. General: Before installation, the valves shall be carefully cleaned of all foreign material; stuffing boxes shall be adjusted and valves inspected in open and closed positions. Valves shall be installed in accordance with the applicable portions of these Specifications. Unless otherwise indicated on the Plans, valves shall be installed with the stem vertical. Horizontally mounted valves shall be mounted in such a manner that adequate clearance is provided for operation. Extension stems shall be sized for satisfactory operation without supports, unless supports are indicated on the Plans. Valves shall operate freely, without strain or binding.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718
Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

November 3, 2009

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

Rigby Andrus & Rigby
Ray Rigby
PO Box 250
Rexburg ID 83440

RE: 22-13790

Dear Mr. Rigby:

For your information enclosed is the recommendation I prepared for late claim 22-13790, filed by the City of Rexburg to establish a beneficial use right for the diversion of water from the cities well no. 1. Please note it is recommended this late claim be disallowed.

It is proposed the late claim be disallowed because City of Rexburg well no. 1 is one of two points of diversion included on 22-7175 which has already been partially decreed. The quantity of water diverted by well no. 1 was also included in the licensed diversion rate.

I have also included copies of the documents I found in the Department's records which help verify that well no. 1 is one of the points of diversion listed on partial decree 22-7175. These documents included; water right license for 22-7175, and two pages from the licensing field exam.

If your client still wishes to pursue a beneficial use right for this well, with a 1960 priority date, please provide evidence of when the well was completed. The well log referenced in the late claim narrative was not included in the documents forwarded to the department. Provided an earlier priority date can be established, the recommended diversion rate will be limited to the quantity measured as part of the licensing field exam for 22-7175 and will be conditioned so the combined diversion rate for this late claim and 22-7175 can not exceed the 5.61 cfs already partially decreed for 22-7175.

The deadline to supply evidence for the priority date on 22-13790 is November 10, 2009.

Please feel free to call me if you have questions concerning the above matter.

Respectfully Submitted,

Ernie Carlsen
Water Resource Program Manager

EC:sc

CC: City of Rexburg
Attn: John Millar, City Engineer
PO Box 280
Rexburg ID 83440

State of Idaho
Department of Water Resources



WATER RIGHT LICENSE

License No. 22-7175 Priority 02/04/1976 Amount 5.61 CFS AF

THIS IS TO CERTIFY, that CITY OF REXBURG

of REXBURG, IDAHO 83440, has complied with the terms and conditions of Permit No. 22-7175 issued pursuant to Application for Permit dated 02/04/1976, and has submitted proof to the Department of Water Resources on 04/01/1977, that he has applied water to a beneficial use; and examination by the Department indicates that the works have a capacity for the DIVERSION OF 5.61 CFS of water from GROUNDWATER tributary to, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

RATE OF DIVERSION	VOLUME	BENEFICIAL USE	PERIOD OF USE
5.61 CFS		MUNICIPAL	01/01 - 12/31

Location of point of diversion: TRACT. SWSW SEC. 29 TWP. 06N RGE. 40E

Location of place of use:

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

REMARKS: P/O WITHIN CITY LIMITS OF REXBURG.
REMARKS: 2 P/O IN SWSW, SEC. 29, T6N, R40E.

Total number of acres irrigated _____

NOTE: Modifications to or variance from the use of water as shown on this license must be made in accordance with Section 42-222, Idaho Code, or the applicable Idaho law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho this 23 day of FEBRUARY 1981.

[Signature]
Director

DET

MICROFILMED

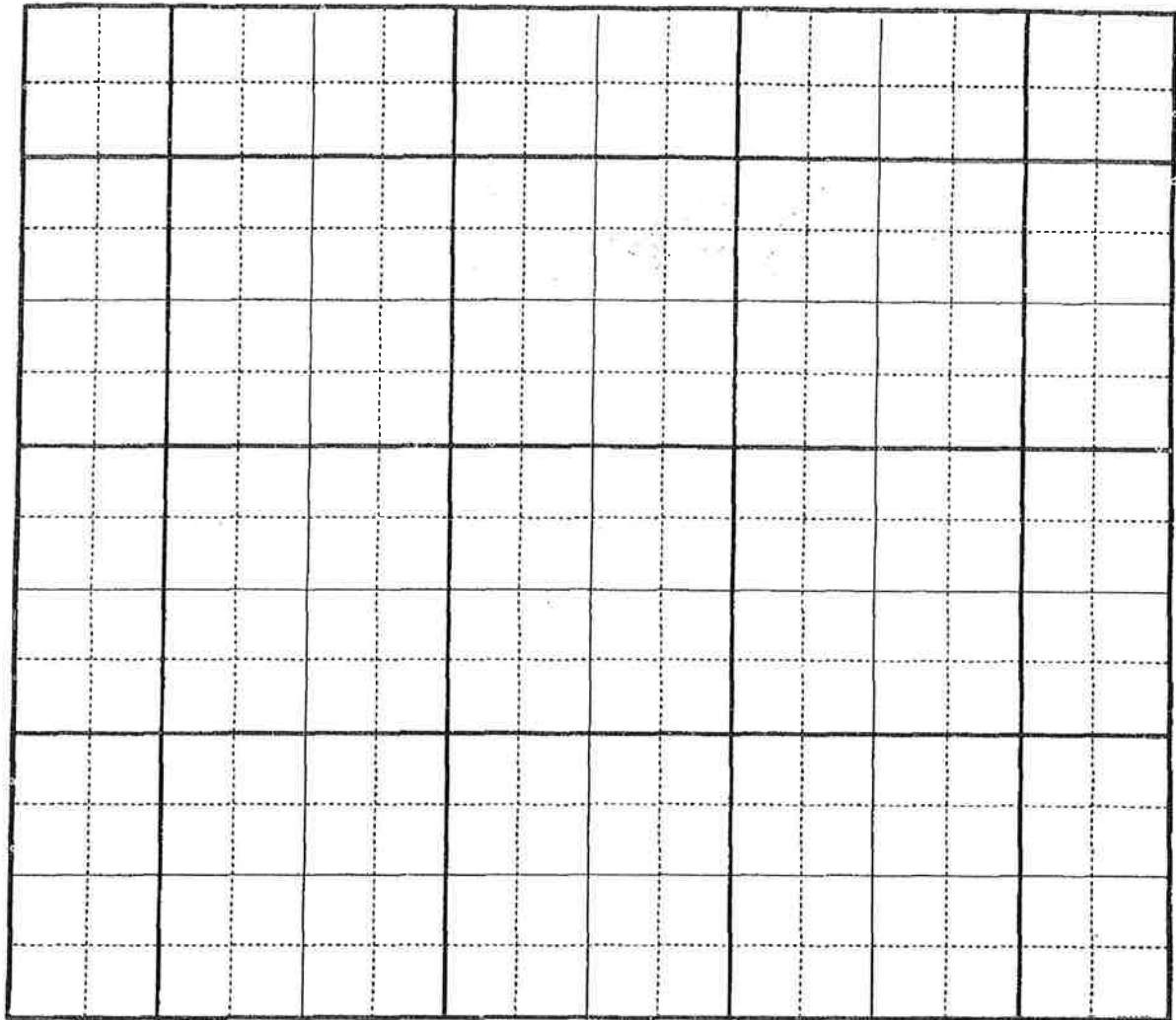
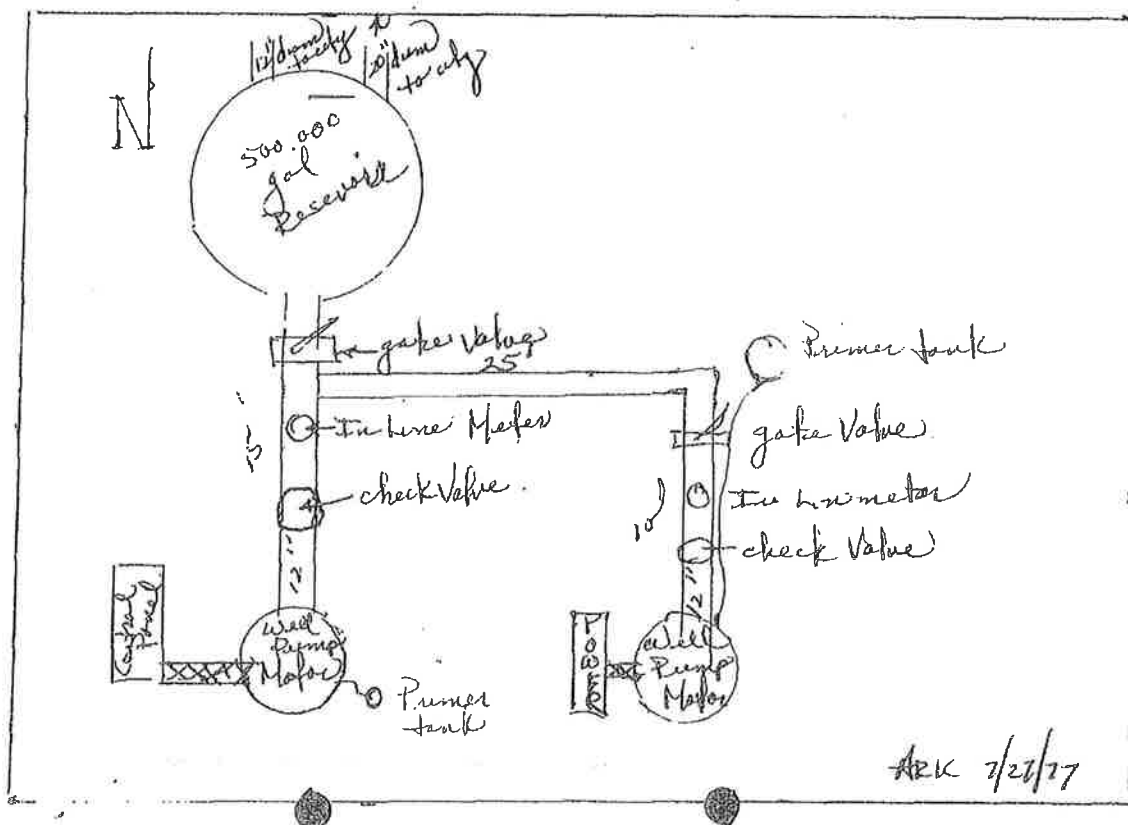


Diagram of System



DATE OF EXAM 7/27/77

ACREAGE
Found n/a
Recommended n/a

Irrigation Requirement n/a Ac Ft/Ac

USE
Irrigation Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Municipal Q = 5.61 cfs V = 4088 AF/Ann. from Jan 1 to Dec 31

Is water co-mingled? yes _____ no X
Name source: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no X
Name source exchanged with: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 5.61 cfs Method of measurement In-line Meters
Total Q recommended 5.61 cfs Meter No. 983414 Type Spring Condition good
Total V recommended 4088 AF/Ann Flow

Recommended Amendments:
P.D. _____
Place of Use _____
Other _____
None

MEASUREMENT CALCULATION:
Well on West - Measured 1,000 gal in 44 sec.; 1364 gpm.
1 cfs = 448.8 gpm = 3.07 cfs.
Well on East - Measured 1,000 gal in 52 sec = 1154 gpm.
1 cfs = 448.8 gpm = 2.57 cfs.
V = 365 days X 11.2 AF/day = 4088 AF/Ann
V = 5.61 cfs X 1.9835 X 365 days = 4061.5 AF

SYSTEM DESCRIPTION:
Well on West of system - Groundwater is diverted from deep well
by 1.5 H.P. motor (Hoshiko pump motor, SN - HC11029577, Type RU
200 H.P. Sph. and a Payne & Bowler Vertical Turbine pump, no
ID #s. Well on East of system - Groundwater again diverted by a
200 H.P. 3 ph General Electric Tr. - clad pump motor, m/f - 526324X63
SN - VNJ 73008. Both wells pump into a 50,000 gal storage
REMARKS: reservoir.
System shown & described by Terry, Brian - City of
Rexburg Water Supervisor.

No Conflicting Rights
Examiner's Signature Anthony R. Kozlowski Date 7/27/77
Checked by Rooney A Parker Date 1/18/79
Approved by John Date 2/4/81

11/02/2009

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

DISALLOWED

RIGHT NUMBER: 22-13790

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.900 CFS

PRIORITY DATE: 09/01/1960

POINT OF DIVERSION:

T06N R40E S29 NWSWSW Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MUNICIPAL

01/01 12/31

4.900 CFS

PLACE OF USE:

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

Recommended as Right No. 22-7175.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Recommended as Right No. 22-7175: This is included for a claim that is proposed to be disallowed because the right claimed is recommended pursuant to another right. The condition indicates the water right number of the other right that is proposed to be recommended. If you are not mailed a notice of the recommendation of the other right, then the other right is recommended in another claimants name.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

April 6, 1977

Re: Permit No's. 22-7175 & 22-7176

John C. Porter, Mayor
City of Rexburg
12 No. Center St.
Rexburg, Idaho 83440

Dear Mayor Porter:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Idaho Falls.

Sincerely,

JANICE RENK
Water Rights Bureau

/jr

MICROFILMED

WELL DRILLER'S REPORT

RECEIVED

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

NOV 26 1975

1. WELL OWNER

Name City of RexburgAddress Rexburg, Idaho 83440Owner's Permit No. 70 Per. A 22-7175

2. NATURE OF WORK

- ☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (Describe method of abandoning)

3. PROPOSED USE

- ☐ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type)
☒ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

4. METHOD DRILLED

- ☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 24 inches Total depth 305 feetCasing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>.288</u> inches	<u>20</u> inches	<u>1 1/2</u> feet	<u>225</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☐ Yes ☒ NoWas a packer or seal used? ☐ Yes ☒ NoPerforated? ☐ Yes ☒ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 225 Material used in seal ☒ Cement grout☐ Pudding clay ☐ Well cuttingsSealing procedure used ☐ Sherry pit ☐ Temporary surface casing☒ Overbore to seal depth

6. LOCATION OF WELL

Sketch map location must agree with written location.

County MadisonSubdivision Name WELL #6

Lot No. _____ Block No. _____

S.W. 1/4 S.W. 1/4 Sec. 29 T. 6 N. 1/2 R. 10 E.W.

7. WATER LEVEL

Department of Water Resources

Static water level 203 feet below land surfaceFlowing? ☐ Yes ☒ No G.P.M. flow _____Temperature 56 ° F. Quality Good

Artesian closed-in pressure _____ p.s.i.

Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

- ☒ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
3639 G.P.M.	9' 2"	2 hours

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
24	0	1	Topsoil		
	1	12	Broken Lava		
	12	16	Firm Lava		
	16	30	Broken Lava		
	30	35	Lava Broken on one side		
	35	45	Basalt		
	45	50	Loose Rocks		
	50	63	Fractured Gray Basalt		
	63	70	Firm Hard Basalt		
	70	75	Loose Broken Lava Caving		
	75	83	Broken Basalt		
	83	92	Broken Basalt Caving		
	92	95	Broken Basalt Standing		
	95	105	Cinders Caving		
	105	110	Lava Sending		
	110	122	Firm Basalt		
	122	127	Red Cinders		
	127	135	Red Basalt Caving		
	135	140	Red Cinders Caving		
	140	145	Lighter Cinders Caving		
	145	148	Broken Red Lava		
	148	157	Gray-red Cinders Caving		
	157	158	Broken Red Basalt Caving		
	158	163	Red Cinders		
	163	175	Broken Basalt Red Cinders		
			Caving		
	175	179	Broken Basalt		
	179	200	Red Basalt		
	200	210	Cinders Caving		X
24	210	225	Broken Basalt Cinders		X
20	225	229	Firm Basalt		
	229	240	Red Cinders Caving		
	240	253	Basalt		
	253	258	Firm Basalt		X
	258	261	Cinders		
	261	297	Firm-Hard Basalt		
	297	301	Cinders		X
20	301	305	Hard Basalt		

10.

Work started Jan. 27, 1975 finished March 28, 1975

11. DRILLERS CERTIFICATION

Firm Name Andrew Well Drilling Contr Firm No. 5Address 1248 East 17th Street Date April 9, 1975Idaho Falls, Idaho 83403Signed by (Firm Official) Andrew Well Drilling Contrand Original Signed
(Operator)

January 20, 1976

City Clerk
City of Rexburg
Rexburg,
Idaho 83440

Gentlemen:

We have received two well driller's reports indicating that wells were drilled for you in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, T. 6N, R. 40E, (Well No. 5), and in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 6N, R. 40E, (Well No. 6), Madison County.

A review of our records indicates that you have not filed an application for a permit to appropriate the public water of the State of Idaho. Since March 25, 1963, an application has been required prior to construction of a well and a valid permit must be obtained before ground water may be diverted. The only exception to this requirement is a well drilled for stock-watering or single family household use and water used in/for all other purposes, including irrigation of one-half acre of land in connection with the household use where the total use does not exceed 13,000 gallons of water per day.

If you have already filed an application, which we over-looked in the review of our records, please advise us of the number of the application or the name under which the application was filed. However, if you have not yet filed the required application, you should do so as soon as possible. You may obtain the forms upon request from this office.

Very truly yours,

LOY H. JOHNSON
Senior Water Resource Agent

LHJ:cw

cc: IDWR - State Office.

MICROFILMED

Enclosures # 22-7125-22-7126 sub 2-14-76 OW

January 31, 1977

CERTIFIED MAIL

158230

Re: Permit No. 22-7175

City of Rexburg
12 North Center
Rexburg, Idaho 83440

Gentlemen:

22-7175

One of the conditions of approval of your water Permit No. _____ (see last page of your approved permit) was that evidence of the extent of development be submitted by ~~April 1, 1977~~ ^{April 1, 1977} of application of water to beneficial use to this office on or before _____. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

RKH:jg

Enc: Proof affidavit

cc: James L. Keller, 350 No. 2nd East, Rexburg, ID

RECORDED



FORSGREN, PERKINS AND ASSOCIATES, P.A.
REXBURG POCATELLO SALT LAKE CITY

350 NORTH 2ND EAST, REXBURG, IDAHO 83440 (208) 356-9201

RECEIVED

MAR 28 1976

Department of Water Resources

March 23, 1976

Mr. Bobby D. Fleenor
Chief Water Rights
State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Permit No. 22-7175
22-7176

Dear Mr. Fleenor:

This is to inform you that Sparling Flo-Master flow meters were installed on the discharge piping of the two wells at the time of construction. These are propellor-type meters with dials giving the flow rate and the total gallons discharged. A copy of the installation plan is enclosed for both wells. These should meet the standards set by your department.

Sincerely yours,

FORSGREN, PERKINS AND ASSOCIATES, P.A.
James L. Keller

Curt D. Christensen

cc: John C. Porter, Mayor, City of Rexburg

kt

MICROFILMED

Identification No. _____

Permit No. 22-7175

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

OKj
received
4/11/75

1. a) Name of Permit Holder City of Rexburg
 b) Post Office Address 12 North Center Street Rexburg, Idaho 83440
2. Permit Number 22-7175
3. Date of Priority that you are prepared to establish November 28, 1975
4. a) Source from which water was appropriated Well
 b) Location of the point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 29
 Township 6 North, Range 40 East Boise Meridian, Other points of diversion: N/A
5. a) The amount of water and use to which the water has been applied:
 Amount 2.5 for Municipal purposes from Jan. 1 to Dec. 31 incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
 Amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
 Amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
 b) Total amount appropriated 2.5 ~~acre-feet~~ acre-feet per annum
 c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Flow information taken from cumulative flow dial on flow meter by city personnel.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
 a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
N/A
 b) Describe the agreement or understanding by which you take water from the works:
N/A
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 200 hp pump discharging at 2700 gpm (6 cfs)
into 500,000 gallon storage reservoir or 16-inch diameter
transmission line to city.
 b) Describe the type and size of measuring device which you have installed at your point of diversion:
12-inch diameter Sparling Masterflo Type 107 with 6-digit direct-
reading totalizer registering in units at 1000 gpm and rate of flow
dial reading in units of 100 gpm.
 c) Give well driller's name and address and the date the well was completed:
Andrew Well Drilling Contractors March 1975
1268 East 17th Street
Idaho Falls, Idaho 83401
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Municipal water supply for and at Rexburg, Idaho.

Exam typed 4/11/75

MICROFILMED

If you are irrigating 15 or more acres, please attach aerial photo of the 40 acre subdivision with this affidavit.

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres irrigated _____

10. Remarks: Flow measurement based on flow from Jan. 1, 1976 to Dec. 31, 1976.
Total annual flow will vary depending on demand and will increase as
City of Rexburg continues to grow. The City will eventually require
the full 6.1 cfs that was applied for.

The above information is a true statement of the extent to which the above numbered permit has been developed.

March 29, 1977
 (Date)

John C. Porter
 (Signature) Mayor

State of Idaho)
) ss.
 County of Madison)

On this 29th day of March, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Crafton Anderson
 Notary Public residing at City Clerk

My commission expires _____



FORSGREN, PERKINS and ASSOCIATES, P.A.

CONSULTING ENGINEERS

REXBURG

SALT LAKE CITY

POCATELLO

350 North Second East, Rexburg, ID 83440

475 Yellowstone Plaza, G, Pocatello, ID 83201

2880 South Main, Suite 206, Salt Lake City, UT 84115

LETTER OF TRANSMITTAL

PLEASE REPLY TO

- ☒ REXBURG OFFICE
☐ POCATELLO OFFICE
☐ SALT LAKE OFFICE

DATE: 3/29/77

PROJECT: 72017

State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

RECEIVED

Department of Water Resources

ATTENTION: Mr. R. Keith Higginson, Director

REFERENCE: Permit No. 22-7175 and 22-7176

WE ARE ENCLOSING:

COPIES	DESCRIPTION
1 ea.	Proof of Application of Water to Beneficial use for Permit No. 22-7175 and 22-7176

REMARKS: As requested.

FORSGREN, PERKINS AND ASSOCIATES, P.A.

Curt D Christensen

Curt D. Christensen

mb

If enclosures are not as noted, please notify us at once.

MICROFILMED

March 5, 1976

Re: Permit Nos. 22-7175
22-7176

City of Rexburg
12 North Center Street
Rexburg, ID 83440

Gentlemen:

Enclosed are copies of your approved Applications for Permit Nos. 22-7175 and 22-7176. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/mef

Enclosures

RECEIVED
MAR 10 1976
FBI - REXBURG



STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE

RECEIVED

FEB 11 1976

Department of Water Resources
Eastern District Office

DIVISION OF ENVIRONMENT
636 Pershing
Pocatello, Idaho 83201

February 10, 1976

Mr. Ronald D. Carlson
Supervisor, Eastern Region
Idaho Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Re: Applications for Permit Nos.
22-7175, 22-7176

Dear Mr. Carlson:

I have reviewed the above referenced applications and have no comments other than it appears that the water will be used for beneficial purposes.

Sincerely,

Kirby D. Vickers
Environmental Engineering Specialist

KDV/bf

RECEIVED

EQUAL OPPORTUNITY EMPLOYER

February 9, 1976

RE: Applications for Permit Nos. 22-7175, 22-7176

Mr. Kirby Vickers
Public Health Engineer
Department of Health and Welfare
636 Pershing
Pocatello, Idaho 83201

Dear Mr. Vickers:

We are enclosing copies of two applications that may be of interest to your department. Please review the applications and if you have any comments, submit them to our Department as soon as possible. The last date of protest is March 1, 1976, and we are required to take final action shortly thereafter.

If you have any further questions, please feel free to contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:ME

Enclosures

February 6, 1976

RE: Applications for Permit Nos. 22-7175, 22-7176 - City of Rexburg

The Rexburg Journal
23 South First East
Rexburg, Idaho 83440

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 2-26-76 by CW

RDC:ME

Legal Notices (2)

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that the City of Rexburg, Rexburg, Idaho, has on 2-04-76 submitted Application No. 22-7175 for a permit to appropriate 6.10 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 6N. R. 40E, B.M., Madison County; to be used from Jan. 1 to Dec. 31 for municipal purposes for the City of Rexburg.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before March 1, 1976.

R. KEITH HIGGINSON
Director

Published in the Rexburg Journal,
Rexburg, Idaho on February 12 and
February 19, 1976.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that the City of Rexburg,

Rexburg, Idaho

has on 2-04-76 submitted Application No. 22-7175

for a permit to appropriate 6.10 cubic feet per second ~~XXXXXX~~
of water from a ground-water source

by means of well and pump

within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 6N, R. 40E, B.M., Madison County;

to be used from Jan. 1 to Dec. 31

for ■ municipal purposes for the city of Rexburg.

~~XXXXXXXXXXXX~~

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before March 1, 1976.

R. KEITH HIGGINSON

Director

Published in the Rexburg Journal, Rexburg, Idaho

on February 12 and February 19, 1976.

RECEIVED
FEB 22 1976
CLERK OF DISTRICT COURT
IDAHO

aw-R
aw-A
me-Q



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

February 6, 1976

RE: Application for Permit No. 22-7176, 22-7175

John C. Porter
12 North Center Street
Rexburg, Idaho 83440

Dear Mr. Porter:

Attached herewith are Departmental Receipts Nos. 15607, 15608 for the amounts of \$65.00 and \$85.00 for the above referenced applications.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:ME

Attachment

RECEIVED
FEB 11 1976
IDaho Falls
FBI

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item	Initial	Date	Application No. _____
			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map - see Enclosure. ☒ Signature ☒ Fee
(1)	<u>MSB</u>	<u>2/4/76</u>	In form to receipt
(2)	<u>MSB</u>	<u>2/4/76</u>	Send Copies to: ☒ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management ☐ Request Special Use Permit from U.S.F.S. <u>N/A</u> ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(3)	<u>MSB</u>	<u>2/4/76</u>	
(4)	<u>MSB</u>	<u>2/4/76</u>	In form for advertising
(5)	<u>MSB</u>	<u>2/4/76</u>	Platted on Map No. <u>T6N, R40E</u>
(6)	<u>MSB</u>	<u>2/4/76</u>	Located within Water District No. <u>N/A</u>
(7)	<u>MSB</u>	<u>2/4/76</u>	Critical groundwater area: yes <u>no</u> <u>X</u>
(8)	<u>MSB</u>	<u>2/3/76</u>	Groundwater levels: _____ Declining, <u>✓</u> Stable, _____ Increasing (comment) <u>Gnd H₂O Levels, 1974; T6N, R40E, 098881</u>
(9)	<u>MSB</u>	<u>2/5/76</u>	Other rights on the same place of use <u>None</u>
(10)	<u>MSB</u>	<u>2/5/76</u>	Comments: <u>None</u>
(11)	<u>CW</u>	<u>2-26-76</u>	Affidavit of Publication received (date) <u>2-26-76</u>
(12)	<u>CW</u>	<u>3-01-76</u>	Final date for protests <u>March 1, 1976</u> Protests received: yes <u>no</u> <u>✓</u>
(13)	<u>JK</u>	<u>3-1-76</u>	All requested information received from agencies or applicant: yes <u>no</u> <u>✓</u>
(14)	<u>"</u>	<u>"</u>	Action recommended: ☒ Approve ☐ Deny
			RECEIVED MAR 2 1976 <u>1-4-76</u> Proposed Priority
			Reason for Reduction <u>Department of Water Resources</u> ☒ Measuring device required ☐ See attached sheet for other conditions of approval ☐ No special conditions for approval
(15)	District <u>E</u>	By <u>Loren O. Halverson</u> Date <u>3-1-76</u>	

copy
put
2097

#611⁰⁰

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: A22-07175

Date Received: 10/14/1988

Receipt No: _____

Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CITY OF REXBURG
Address: 12 N CENTER ST
REXBURG ID

83440

2. Date of Priority: FEB 4, 1976

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	29	SW	SW	SW		MADISON

5. Description of diverting works:

WELL#1, 285' W/ 200HP PUMP; WELL#6, 285' W/ 200HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	5.610		

7. Total Quantity Appropriated is:

5.610 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

CITY OF REXBURG

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	39E	24				MUNI	
		25				MUNI	
	40E	19				MUNI	
		20				MUNI	

A22-07175

Page 1

Date: 09/18/97

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	40E	29			MUNI	
		30			MUNI	
		31			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:
22-07176, 07074, OTHERS

14. Remarks:
P/U WITHIN CITY LIMITS OF REXBURG.
2 P/D IN SWSW, SEC. 29, T6N, R40E.
WELLS #1 AND ~~#2~~ #6

15. Basis of Claim: LICENSE

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 422-07125
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) 359-3020
Mailing Address PO Box 280
12 North Center, Rexburg, Idaho Zip 83440

2. Date of Priority (Only one (1) per claim) Feb. 24, 1976

3. Source of water supply (a) Well #6 (adjacent to Well #1) ground water
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 6N Range 40E Section 29,
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. _____

Well #6, 285 ft. depth, 200 hp. pump
Adjacent to Well #1
Buried mainline distribution system

(acre feet)

For municipal purposes from Jan.1 to Dec.31 amount 5.7 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.7 Well #6 (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.

[illegible]

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 _____
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 also be used in connection with this right. or None ()

14. Remarks:

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 Mike 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 1997.

SEAL

Notary Public Stephen Zilger _____

Residing at Rexburg, Idaho _____

My Commission Expires 12/13/99

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 POB 250 Rexburg, ID 83440 _____

Date 7-17-97 _____

Last Name Rexburg, City of Ident. Number 39356

Copies White-State, Yellow-Claimant

TETON LAKES CLUB HOUSE WELL (MADISON COUNTY)

CHLORINATION
PLANT WELL

AIRPORT
WELL

GOLF COURSE
IRRIGATION WELL

GOLF COURSE
CLUB HOUSE
WELL

SEWER
PUMP STATION WELL

SMITH PARK WELL

SMITH PARK
IRRIGATION WELL

PORTER PARK WELL

WELL No. 6

WELL No. 1

DAVIS
WELL

WELL No. 5

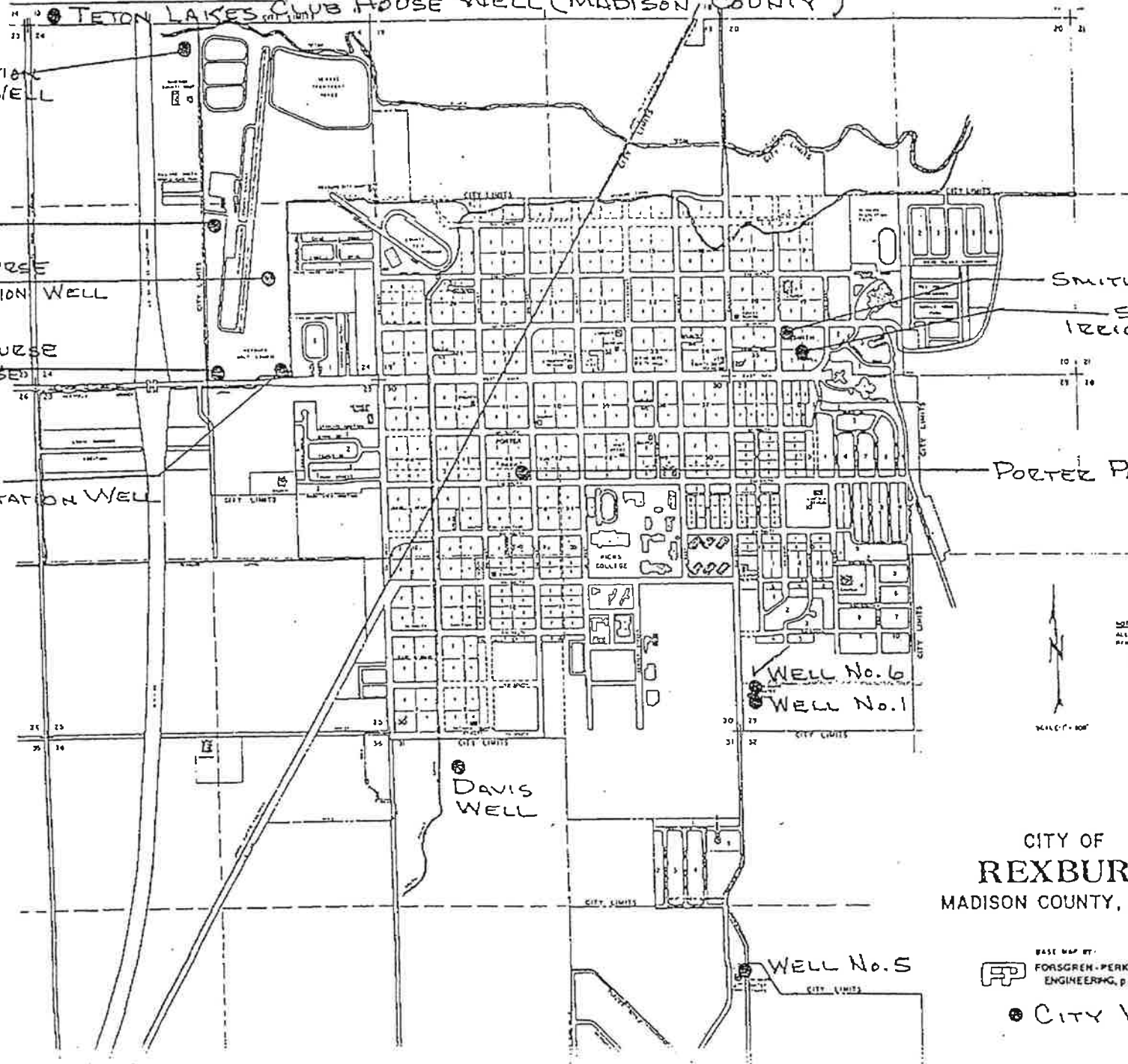
CITY OF
REXBURG
MADISON COUNTY, IDAHO

BASE MAP BY:
FORSYTH-PERKINS
ENGINEERING, P.A.

● CITY WELLS

NOTE:
ALL PROPERTIES HAVE A
NEW 10" D.I. WIRE, 100' L.
W. 100' - 100' L.
W. 100' - 100' L.
OTHERS AS NOTED

SCALE: 1" = 100'



BASIN 22 GENERAL PROVISIONS

The Director of the Idaho Department of Water Resources recommends to the Snake River Basin Adjudication District Court that the following general provisions be included in the decree determining rights to water from Basin 22.

COPY

1. The following water rights from the following sources of water in Basin 22 shall be administered separately from all other water rights in Basin 22 in accordance with the prior appropriation doctrine as established by Idaho law:

WATER RIGHT NO.

None

SOURCE

None

2. The following water rights from the following sources of water in Basin 22 shall be administered separately from all other water rights in the Snake River Basin in accordance with the prior appropriate doctrine as established by Idaho law:

WATER RIGHT NO.

None

SOURCE

None

3. Except as otherwise specified above, all other water rights within Basin 22 will be administered as connected sources of water in the Snake River Basin in accordance with the prior appropriation doctrine as established by Idaho law.

BASIN 22 GENERAL PROVISIONS

COPY

The Director of the Idaho Department of Water Resources recommends to the Snake River Basin Adjudication District Court that the following general provisions be included in the decree determining rights to water from Basin 22.

1. The following water rights from the following sources of water in Basin 22 shall be administered separately from all other water rights in Basin 22 in accordance with the prior appropriation doctrine as established by Idaho law:

WATER RIGHT NO.

SOURCE

NONE

2. The following water rights from the following sources of water in Basin 22 shall be administered separately from all other water rights in the Snake River Basin in accordance with the prior appropriate doctrine as established by Idaho law:

WATER RIGHT NO.

SOURCE

NONE

3. Except as otherwise specified above, all other water rights within Basin 22 will be administered as connected sources of water in the Snake River Basin in accordance with the prior appropriation doctrine as established by Idaho law.

2006 DEC 27 PM 3 28
FILED
DISTRICT COURT - 1ST JUDICIAL DISTRICT
TWIN FALLS CO., IDAHO

Facility Equipment Record

Facility Well #6

Location 505 South 2nd East

Pump Motor General Electric Hp 200 Ph 3 Hz 60 Frame 6324P
Volts 440 Amps 60 CP FL AMP 225 Type K Design B Code F
Insulation Class 1770 Time Rating 40°C Rise Cont. Service Factor 1.15 at Rated Volts
RPM 1475 Upper Bearing Cat 629A226G2 Lower Bearing Cat 2892334P21
Oil cap. Upper Bearing 11 QTS Oil cap. Lower Bearing 5 QTS
ID# Model 5K6324XC4B Serial Number NO. UNJ730008 Tri-clad Induction motor

Pump Johnston 14EC Prelube Type Water GPM 2460 Depth 235 ft
Model 14EC Serial # _____ Rotation Direction Counter Clockwise
Number of Bowls 3 Impeller Size _____ Pump Curve _____

Air Relief Waterman Size 2" Model AV150C Serial _____ Work Pres 150

Check Valve Mueller Size 12" Working Pressure 175 Trim Brass Length 24" Flange - Flange

Inlet Isolation Valve N/A Size _____ Working Pressure _____ Length _____

Outlet Isolation Valve Pac. States 400T Size 12" Working Pressure 200 Length 14" Flange to Flange

Meter Sparling Model Turbine meter Size 12" Length 38" Flange - Flange

Timer N/A Type _____ Model _____

Level Controls Hydro-Ranger Model PL-514 Transducers milltronics XPS/XLT Model _____

Generator N/A Model _____ Serial# _____ Spec _____

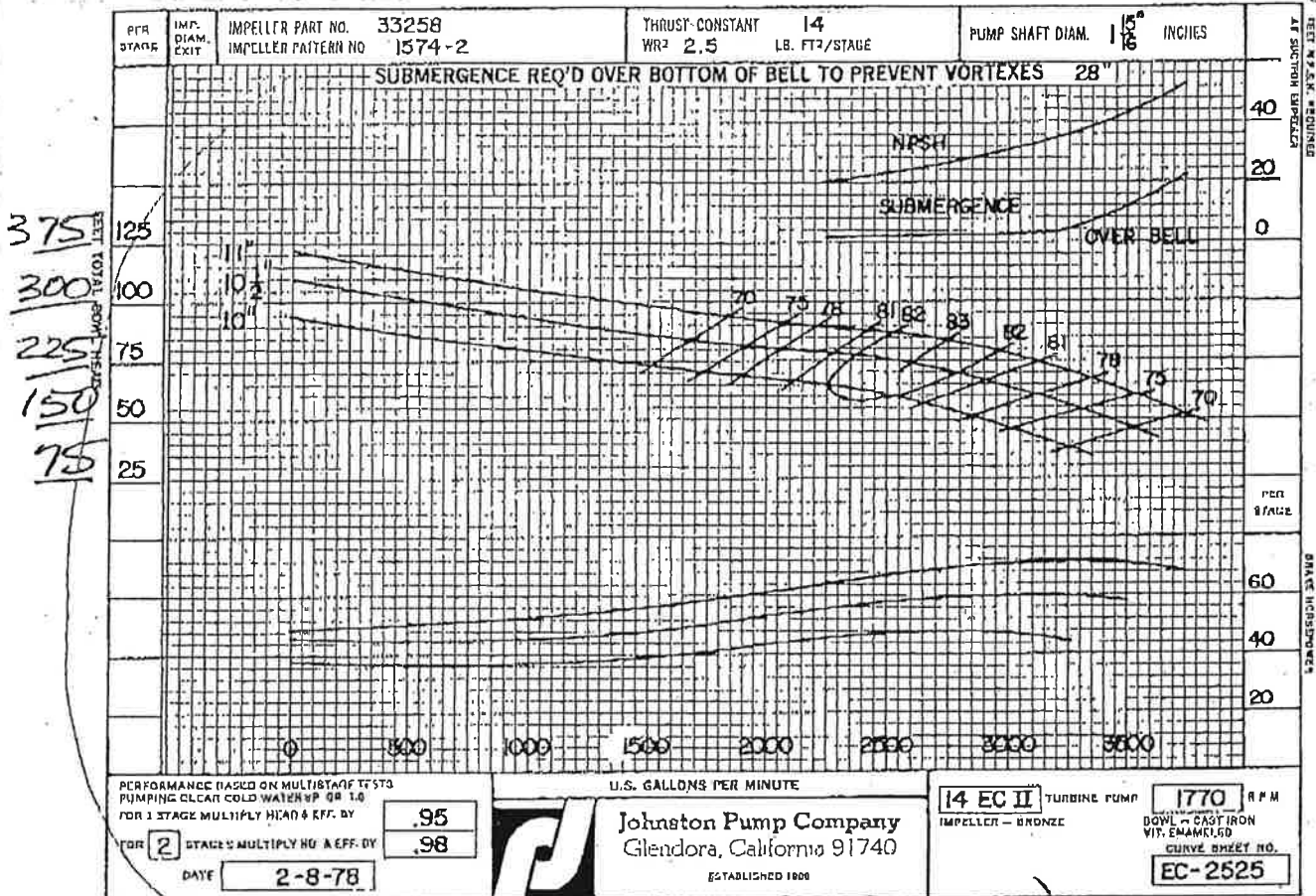
Frequency _____ Ph _____ Service Rating _____ Rated KW _____

Power Factor _____ Rated KVA _____ Service Controls _____ Model _____

Comments Wellhead is Johnson. Communication with Reservoir 3 (NW) is by Zetron
Part # 901-9287 model 18+ Serial # 01270-06P. Static level on 10-17-89 and 2-28-01
was 210 ft. According to Meter well runs at 2460 GPM. When Wells #1 & 2 run at
same time its about 4880 GPM.

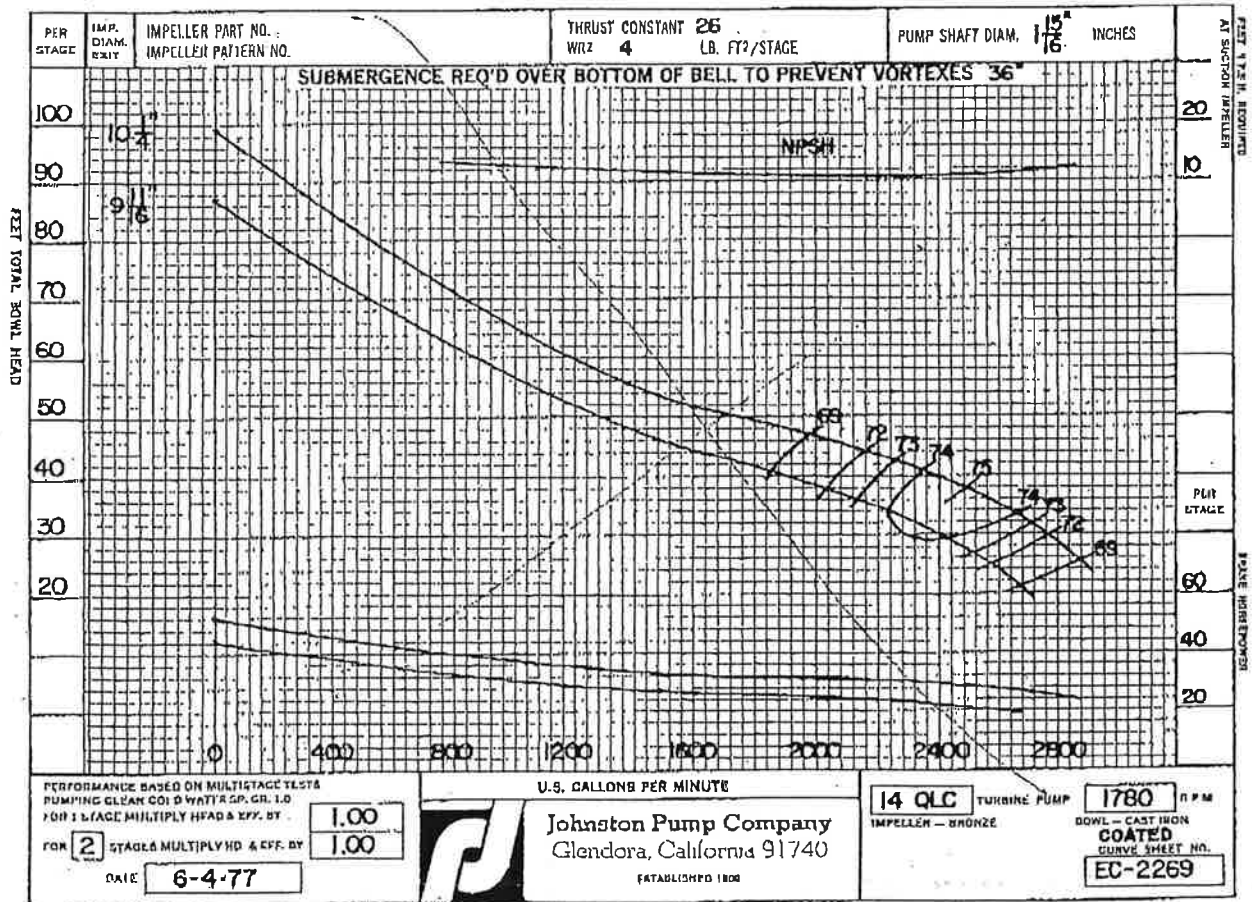
Time Delay is 2 1/2 minutes

State GPS Site ID# E0007494



JP341A

3 STAGE F.D. Impeller (11.000") 200HP



JP341A

MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF REXBURG, IDAHO.

July 20, 1960

Minutes of the regular City Council meeting held July 20, 1960, at 7:30 P.M. at the City Hall with Mayor Gilbert Larsen presiding. Others present were Councilmen Tom Webster, G. Alton Anderson, A. L. Klingler, R. W. Purrington, John Porter, Chas. W. Zollinger, Jr., City Attorney Mary Smith, Clerk Loretta Rigby, and Waterworks Supt. D. L. Armstrong.

Minutes of the regular Council meeting held July 6, 1960, were read. A motion was made by Tom Webster, seconded by G. Alton Anderson and passed unanimously that the minutes be approved as read.

RE: Proposed call for bids for drilling city well.

A. L. Klingler read a proposed call for bids for drilling city well which had been drawn up for bidders on the well construction. Mr. Armstrong explained and answered questions about the urgent need and location of the well. A. L. Klingler then made a motion that we go ahead with the form presented and call for bids for August 3rd, that the call for bids be published in the paper and all necessary advertising be done on the call for bids for drilling the city well. The motion was seconded by R.W. Purrington and passed unanimously.

RE: Sewage disposal system discussed.

Earl Reynolds, Jr., representing Cornel, Howland, Hayes & Merryfield, an engineering firm from Boise and Mr. Schwantes and two associates representing Bush King & Associates from Idaho Falls, attended the meeting and discussed problems pertaining to the installation of a sewage disposal system. The city is considering a preliminary survey to determine the type of disposal system that will best serve the city. The Mayor thanked the gentlemen for their time and the information they had given. No action was taken as the Mayor and Council wanted to study the matter further.

RE: City Police car must be overhauled or replaced - garbage truck.

John Porter reported the city police car must be overhauled or replaced. He recommended replacement as an overhaul job would be expensive and possibly not advisable. After discussing the need for a police car and also a garbage truck Mr. Porter and Mr. Purrington were instructed to contact dealers and ask them to submit bids as soon as possible.

RE: Recreation Control Board to operate the swimming pool.

The Mayor presented and explained the advisability of setting up a recreation control board to operate the swimming pool when completed. He suggested that possibly this board may eventually take over the supervision of all city recreation activities. The board will have five members at the present with one member being either the Mayor or a member of the City Council. Terms will be for three years.

Terms of board members will be staggered so that experienced members will always be serving. The Mayor then appointed Charles Beesley and Henry Shirley for three year terms, Leland Raybould for two years and Mrs. Seth Wood for one year. If re-appointed, the terms will all be for three years. The Mayor was named the City representative to serve on the board. The Council approved the plan and the appointments.

RE: Smoke from incinerator coming into the drug store.

The incinerator back of the Thriftway Drug Store was discussed again. Complaints are from the drug store on the smoke from incinerator coming into the drug store. A. L. Klingler was asked to assume the responsibility of having the screen taken off the top of the incinerator smoke stack to investigate the cause of the smoke.

RE: Ordinance No. 419

Councilman A. L. Klingler presented Ordinance No. 419, the title of which is as follows:

AN ORDINANCE ENTITLED THE ANNUAL APPROPRIATION BILL OF THE CITY OF REXBURG, IDAHO, FOR THE FISCAL YEAR 1960-1961, LEVYING TAXES FOR GENERAL REVENUE PURPOSES OF SAID CITY AND FOR INTEREST ON THE BONDED INDEBTEDNESS AND FOR SINKING FUND, AND APPROPRIATING TO THE SEVERAL DEPARTMENTS, OFFICES, AND FUNDS OF THE SAID CITY GOVERNMENT SUCH SUMS AS MAY BE NECESSARY OR DEEMED NECESSARY BY THE MAYOR AND CITY COUNCIL TO DEFRAY THE EXPENSES AND LIABILITIES OF SAID CITY FOR THE FISCAL YEAR 1960-61.

Thereupon it was moved by Councilman R.W. Purrington and seconded by Tom Webster, that that part of the Idaho Code requiring the reading of ordinances fully and distinctly, on three different days be dispensed with as prescribed by law, and that the proposed ordinance be read the first and second times by title and the third time fully and distinctly at length, section by section and then placed upon its final passage.

Thereupon the Mayor asked for a roll call vote on the motion, and upon the roll being called by the City Clerk the vote was as follows:

Councilman Tom Webster	"Aye"
A. L. Klingler	"Aye"
John C. Porter	"Aye"
R. W. Purrington	"Aye"
Chas. W. Zollinger, Jr.	"Aye"
G. Alton Anderson	"Aye"

MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF REXBURG, IDAHO

August 3, 1960

Minutes of the regular City Council meeting held August 3, 1960, at 7:30 P.M. at the City Hall with Mayor Gilbert Larsen presiding. Others present were John C. Porter, G. Alton Anderson, A. L. Klingler, R. W. Purrington, Chas. W. Zollinger, Jr., Clerk Loretta M. Rigby, Waterworks Supt. D. L. Armstrong, and Gene Shumate of KRVK

Councilman Tom Webster and City Attorney Mary Smith were absent and excused.

Minutes of the regular city council meeting held July 20th were read. A motion was made by John Porter, seconded by Chas. W. Zollinger, Jr. and unanimously passed that the minutes be accepted as read.

RE: Bids on the sewer project

The following bids on the sewer project were opened and considered:

Briggs & Pearson, Rexburg	\$54,266.50
Wadsworth Construction, Idaho Falls	66,214.40
Geo. E. Grover & Sons, Shelley, Idaho	56,677.50
Burggraff Construction Co., Idaho Falls	52,981.26

The Burggraff Construction Co. was the lowest bid. No action was taken, as the Council asked City Engineer Jay Painter to study the bid to see if everything is in order. The contract award will be made at the next City Council meeting on August 17th.

RE: Bids for drilling a new city well

The two following bids for drilling a new city well were opened and considered by the Council.

Cope Drilling & Pump Co.
16.00 per lineal foot for drilling
7.25 per foot for casing
30.00 per cubic yard for concrete casing
1.00 per foot to set the casing
300.00 to test the well

Andrews Well Drilling Contractors
16.00 per lineal foot for drilling
8.50 per foot for casing
35.00 per cubic yard for concrete casing
1.25 per foot to set the casing
337.50 to test the well.

Total construction costs for the new city well could not be given as it is impossible to know how deep the well must be drilled in order to secure an ample source of water.

A. L. Klingler moved the city award the well drilling contract to the Cope Drilling & Pump Co., it being the low bid. The motion was seconded by G. Alton Anderson and passed unanimously.

The Mayor gave a report on the progress on the swimming pool.

RE: Residents of Powell Addition request city help on improvements.

Don Ellis, Gordon Thatcher & Ralph Huskinson representing the residents of the Powell Addition met with the Council and requested help in having their streets surfaced and the street approaches improved. They also requested street lighting, additional fire plugs and street traffic signs.

The group was told that the street lighting had already been authorized. Traffic signs will be put up immediately. The need for more than one fire hydrant will be checked and the street problem will be studied. They were assured of cooperation from the city so far as is possible.

RE: Resolution by directors of Madison County Fish & Game Association.

A resolution was presented to the Council by D. D. Wilking and Ferrel Nelson directors of the Madison County Fish & Game Association which they would like the Council to consider and adopt.

RESOLUTION

WHEREAS, at the present time and for many years last past, the City of Rexburg, Idaho, has been discharging its raw sewage into the South Fork of the Teton River at a point approximately two miles West of the City of Rexburg, and
WHEREAS, the amount of that sewage is increasing each year, and
WHEREAS, The Board of Directors of the Madison County Fish & Game Association has been appointed by the Madison County Commissioners as the Waterways Improvement Board, and in such capacity are presently constructing docks and other facilities on the Snake River at a point below the confluence of said South Fork of the Teton River with said Snake River, and

WHEREAS, the sewage disposal constitutes a pollution of the streams which has a very injurious effect to the health of the people and animals along said stream, and, also affects the general appearance and atmosphere of the entire area.

(Minutes of August 17, 1960, continued)

City Attorney, Mary Smith, informed the council the city has an ordinance requiring the police officers to be bonded. As yet this has not been done.

RE: Ford Motor Co. be accepted for garbage truck.

A motion was made by R. W. Purrington, seconded by G. Alton Anderson and unanimously carried, that inasmuch as Taylor Chevrolet Company had withdrawn its bid for the garbage truck, that the bid, the next lowest qualified bidder, be accepted, that being the Ford Motor Co. for \$2,762.42.

RE: Sewage Disposal Plants

R. W. Purrington reported he had gone by plane with Mr. Schwantes of Bush King and Associates to visit several sewage disposal plants, both the lagoon and treatment plant type. He stated it was very interesting but there were problems in both types which only engineers could take care of. He felt he had gained much information which will be helpful in solving our city problems on a plant.

Mr. Schwantes came in and gave a brief report on the plant at Weiser, Idaho, and made other comments in general.

The Mayor stated he felt we should begin to sell the public on the need for a sewage disposal plant. He felt a sewer service charge should be placed as soon as possible.

It was moved by R. W. Purrington, seconded by John C. Porter and passed unanimously that City Attorney, Mary Smith, write to Earl G. Reynolds, Jr., of Cornell, Howland, Hayes & Merryfield, consulting engineers at Boise and ask him to meet with the Mayor and City Council to discuss a contract for a preliminary survey for a sewer disposal plant.

RE: City Audit for 1959-1960 accepted.

Auditor Don Grover presented and explained in detail the city audit for 1959-1960. He recommended the council take action to eliminate two uncollectible checks which have been carried on the city books and in the audits for a number of years. R. W. Purrington made a motion, seconded by Tom Webster and unanimously carried that the Glover check in the amount of \$6.00 and the Huntsman check in the amount of \$5.00 being uncollectable, be eliminated from the cash inventory and the checks destroyed.

It was moved by G. Alton Anderson, seconded by John C. Porter and unanimously approved, that the audit be accepted as submitted by Don Grover.

RE: Don Grover's application for audit of the City Books for 1960-1961 approved.

A motion was made by G. Alton Anderson, seconded by A. L. Klingler and unanimously approved that Don Grover's application for audit of the city books for 1960-1961 be approved.

RE: Work on the well progressing

A. L. Klingler reported the work on the well was progressing satisfactorily - that they were now down 136 feet.

RE: Street construction program

Tom Webster reported some needs on street construction and said some program should be set up as there is so much that needs to be done. We have ample equipment. We need to get gravel crushed.

RE: Instructions to improve safety

John Porter reported that Robert McCall safety director, State Department of Law Enforcement, met with the Mayor, City Police and himself, a week ago and gave instructions and suggestions on how to improve safety.

RE: Airport Property

City attorney, Mary Smith, reported she had talked to county attorney Ray Rigby about the transfer of a portion of the airport property. This request had been made by the airport board so the city and county could work together in maintaining the airport. Miss Smith then read the ordinance which she had prepared.

RE: Ordinance No. 421

Councilman John C. Porter introduced Ordinance No. 421, the title of which is as follows:

AN ORDINANCE AUTHORIZING THE TRANSFER OF AN UNDIVIDED ONE HALF INTEREST IN AND TO CERTAIN REAL PROPERTY OWNED BY THE CITY OF REXBURG, IDAHO, TO MADISON COUNTY FOR AIRPORT PURPOSES WITHOUT CONSIDERATION ACCRUING TO THE CITY OF REXBURG, IDAHO.

Thereupon it was moved by Councilman R. W. Purrington and seconded by G. Alton Anderson that that part of the Idaho Code requiring the reading of ordinances fully and distinctly, on three different days be dispensed with as prescribed by law, and that the proposed ordinance be read the first and second times by title and the third time fully and distinctly at length, section by section, and then placed upon its final passage.

(Minutes of October 5th continued)

was seconded by John Porter and passed unanimously.

RE: Cecil Fullmer off City Pay Roll:

Mr. Zollinger reported Cecil Fullmer had worked the six months he was allowed on his social security and was now off the city pay roll.

RE: Louis Nave requests information concerning the City plans to put a dam in the Teton river:

The Mayor stated Louis Nave had asked him if the city plans to put a dam in the Teton river this fall. Mr. Zollinger stated some repair work should be done first. The Mayor suggested the work be done before stormy weather sets in.

RE: John Porter reported results of the radar set:

John Porter reported the results of the radar set up which the police had used with very favorable results. Mr. Porter stated he felt sure the county would cooperate with the city in purchasing a radar set which could be used by both the county and the city. The Mayor suggested he and Mr. Porter meet with the county commissioners to see how they feel about the purchase of a set.

RE: The new city well:

A. L. Klingler reported the digging of the new city well had been completed and tested and a good flow of water had been found. He recommended that a pump be installed soon so that the well could be used. He explained that repairs were needed on the College Well and would be shut down as soon as the new well was in operation. He also pointed out that the Porter Park well would not have to be used during the winter except in emergencies.

The Mayor asked Mr. Klingler to get bids on the pump and installation. He also asked that a plan for an auxiliary diesel power unit for the pump be investigated. Such equipment would make it possible to keep the water system in operation even though power lines in the area were put out of operation.

RE: Jim Lane, City building inspector, reported on building permits issued during September:

A report by Jim Lane, city inspector was read which showed building permits had been issued during September for a total of \$32,300.00. New construction amounted to \$27,000.00. The total construction in Rexburg for the first nine months totaled \$496,750.00 according to the report.

Mr. Lane pointed out that some people are still building and remodeling without obtaining a building permit. He asked that the matter be put before the public with a request that he be contacted before any building begins.

RE: Claims:

Claims in the amount of \$2,329.97 were presented by G. Alton Anderson who moved same be granted and paid. The motion was seconded by A. L. Klingler and passed unanimously.

The meeting adjourned at 8:40 p.m.

Gilbert Larsen
MAYOR

Loretta M. Rigby
CITY CLERK

MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF REXBURG, IDAHO.

OCTOBER 19, 1960

Minutes of the regular City Council meeting held October 19, 1960 at 7:30 p.m. at the City Hall. Mayor Gilbert Larsen was present and presided. Others present were Councilmen Tom Webster, G. Alton Anderson, A. L. Klingler, R. W. Purrington, John Porter, Chas. W. Zollinger Jr., City Attorney Mary Smith and City Clerk Loretta M. Rigby.

Minutes of the regular meeting held October 5, 1960 were read and upon motion by R. W. Purrington, seconded by Tom Webster the minutes were unanimously approved.

RE: Concern about children playing at the old reservoir:

The Mayor reported he had received a telephone call from a lady who expressed concern about children playing at the old reservoir. She felt it was a definite hazard and suggested the matter be investigated. A. L. Klingler said he felt there was a hazard for children East of the Powell addition where children had dug deep enough into a bank where a cave in could occur. The mayor requested Councilman Webster to go with him the next day and investigate both places.

RE: New Garbage mounted:

R. W. Purrington reported the new garbage truck had come and the Luch packmaster had been mounted on it.

RE: Purchase of a radar set to be used by the City police and the Sheriff:

John Porter said he had talked to the County Commissioners and they were favorable to the purchase of a radar set to be used by the city police and the Sheriff. They suggested some of the Council meet with them in their regular meeting to discuss the matter further and in

(Minutes of October 19th continued) the meantime they would check with the sheriff.

RE: Bids on the pump for New City Well:

Bids were opened on the pump for the new city well as follows:

Wintroath Pumps	\$ 9,302.00	alternate \$1,063.00
Johnston Pump Co.	10,249.80	1,249.00
Mel Brown Co. Inc.	8,500.00	1,600.00
Thompson Pump	10,425.00	1,353.00

Low bidder was Mel Brown Co. but action to let the pump contract was deferred until a study could be made to see if all bids complied with the specifications called for by the city. The bid will be let as soon as the study is completed.

Authorized committee to accept bid of Mel Brown if study shows it complies with the specifications.

RE: Assessment on Sewer Project:

City Engineer Jay Painter and his assistant came to the meeting to discuss problems pertaining to the assessment roll on the sewer project. Mr. Painter discussed the type of assessment formula to use. It was decided to take the matter under study until next Monday. The Mayor called a special meeting for Monday, ^{Oct. 24, 1960} at 7 P.M. to make final checks, adjustments and decisions on the assessment role.

RE: Claims

Claims in the amount of \$3,105.38 were presented by G. Alton Anderson who moved same be granted and paid. The motion was seconded by Chas. W. Zollinger, and passed unanimously.

Meeting adjourned at 9:30 p.m.

Gilbert Larsen
Mayor

Loretta M. Rigby
City Clerk

MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF REXBURG, IDAHO

November 2, 1960

Minutes of the regular City Council meeting held November 2, 1960 at 7:30 p.m. at the City Hall. In the excused absence of Mayor Gilbert Larsen, Council President Tom Webster presided. Others present were Councilmen, G. Alton Anderson, A. L. Klingler, R. W. Furrington, John Porter, Chas. W. Zollinger Jr., Clerk Loretta M. Rigby, and Gene Shumate of K.R.X.K.

City Attorney, Mary Smith was absent and excused.

Minutes of the regular meeting held October 19, 1960 were read and upon motion by John C. Porter, seconded by R. W. Furrington, said minutes were unanimously approved.

RE: Eugene Leggett presented the problems on construction of his new home:

Eugene Leggett appeared before the Council to present a problem on the construction of his new home. He explained according to his present plans the main wall would be back the 20 feet from the property line as required by the building code but the eaves would over hang four feet. He explained to move back four feet would put him out of line with the house on the east and which would also cut off his view. He told the Council he had discussed the problem with the building inspector who had informed him that he would need to meet with the council and get their permission if an exception were made to the building code. After considering the situation and location of the proposed building in relation to the adjoining residence, R. W. Furrington moved Mr. Leggett be allowed to proceed with his plans as he had explained them to the council. John Porter seconded the motion which passed unanimously.

RE: Big Lights at Porter Park to be disconnected for the winter:

A. L. Klingler recommended the big lights at Porter Park be disconnected for the winter. Mr. Klingler was instructed to so inform the Utah Power & Light Co.

RE: The Smoke Stack for the Incinerator back of Thriftway Drug Store discussed:

Mr. Furrington reported he had ordered a smoke stack for the incinerator back of Thriftway Drug Store and had ordered it to be built 10 feet higher than the old one. It was suggested when the smoke stack is built, to contact the Utah Power and Light Co. and ask their assistance with their equipment in putting it up.

RE: Removal of the Hedge on the West Side of Porter Park discussed:

The Council discussed the advisability of removing the hedge on the west side of Porter park. By removing it and thus provide parking space a little closer into the park it would make more room for traffic on the street. The Council decided to go down and look the situation over before any definite action be taken.

RE: Police Officers given thanks for taking care of Halloween problems and Ricks College Homecoming:

John Porter stated he felt the police officers had done a very good job of taking care of Halloween problems. He also read a letter thanking the Police Force for the courtesy shown and help given at the Ricks College Homecoming. Prof. Dan Hess, assistant administrator at Ricks College expressed thanks of the school for the police work during the Homecoming parade and the pep rally Friday night.

Re: Discussion of problems concerning the condemning the old house down by Morris Slaymaker's:

John Porter stated the Council had previously discussed condemning the old house down by

RE: Investigation of transformers for the new city pump:

A. L. Klingler gave a report on his investigation of transformers for the new pump. He had contacted General Electric Co. and Westinghouse Co. General Electric quoted \$598.00 each, Westinghouse quoted \$555.00 each. Mr. Klingler therefore recommended that the City consider the Westinghouse Co. quotation. G. Alton Anderson moved the City purchase three transformers from Westinghouse Co. The motion was seconded by Tom Webster and passed unanimously.

Mr. Klingler also reported that the pump was being installed at the new city well.

RE: Complaints against the Garbage Department:

R. W. Furrington reported Jim DeMott had called him to complain the water had run into his basement as a result of the trench, which is being dug for the sewer line. A. L. Klingler stated in order to collect garbage along the street where the trench is the garbage men had driven over a portion of his lawn - cutting into it and had broken limbs from a tree in front of his home. Gene Shumate reported the garbage men had backed into and broken a fence at K.R.X.K.

RE: Assessments levied to pay for the cost of the sewer installation:

R. W. Furrington reported the City engineer has gone over all the property and assessments have been levied to pay for the cost of the sewer installation. Each property owner will have ten years to pay the amount assessed.

Councilman Robert Furrington introduced and moved the adoption of the following resolution:

A RESOLUTION FIXING THE TIME WHEN OBJECTIONS TO THE ASSESSMENT ROLL FOR LOCAL IMPROVEMENT DISTRICT NO. 5 MADE OUT BY THE COMMITTEE ON SANITATION OF THE CITY COUNCIL, TOGETHER WITH THE CITY ENGINEER, WILL BE HEARD, AND CAUSING SUCH ROLL TO BE FILED IN THE OFFICE OF THE CITY CLERK.

WHEREAS, the Committee on Sanitation of the City Council of the City of Rexburg, together with the City Engineer, has made out an assessment roll for Local Improvement District No. 5 for Construction and installation of sanitary sewer laterals in the City of Rexburg, Idaho, in accordance with the provisions of Ordinance No. 417, passed and approved the 8th day of May, 1960, and Section 50-2915, Idaho Code, has certified said roll to said City Council, and

WHEREAS, said City Council has caused said assessment roll to be filed in the office of the City Clerk on the 16th day of November, 1960,

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF REXBURG, IDAHO:

Section 1. That Wednesday, the 7th day of December 1960, at 8 o'clock p.m. at the City Hall in the City of Rexburg, Idaho, be, and the same is hereby fixed as the time when the City Council will hear and consider objections to said assessment roll by parties aggrieved by such assessments.

Section 2. That the City Clerk shall give notice by publication on the official newspaper of the City of Rexburg, Idaho, the Rexburg Standard, published weekly, in at least one issue, at least twelve days before the said 7th day of December 1960, that such assessment roll is on file in her office, the date of filing the same, and said notice shall state the time at which the council will hear and consider objections to said assessment roll by the parties aggrieved by such assessments. Said notice shall be in the following form, to-wit:

NOTICE OF FILING ASSESSMENT ROLL,
OPPORTUNITY TO FILE WRITTEN OBJECTIONS
AND PROTEST MEETING THEREON

LOCAL IMPROVEMENT DISTRICT NO. 5 FOR THE CONSTRUCTION AND INSTALLATION
OF SANITARY SEWER LATERALS IN THE CITY OF REXBURG,
MADISON COUNTY, IDAHO

NOTICE IS HEREBY GIVEN that the assessment roll for Local Improvement District No. 5 for the construction and installation of sanitary sewer laterals in the City of Rexburg, Idaho, was filed in my office on the 16th day of November, 1960, and is now on file herein.

The owner or owners of any property which is assessed in said assessment roll, whether named or not in said roll, may, within ten days from the first publication of this Notice, on November 17, 1960, file with me his objections in writing to said assessment.

The City Council will meet to hear and consider objections to said assessment roll by the parties aggrieved by such assessments on Wednesday, the 7th day of December, 1960 at 8 O'clock p.m. at the City Hall in the City of Rexburg, Idaho.

BY ORDER OF THE CITY COUNCIL OF THE CITY OF REXBURG, IDAHO, DATED this 16th day of November, 1960.

Conita M. Riebel
City Clerk

(Seal)

MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF REXBURG, IDAHO

December 7, 1960.

Minutes of the regular City Council Meeting held this 7th day of December 1960 at 7 P.M. at the city hall. Mayor Gilbert Larsen was present and presided. Others present were Councilman Tom Webster, G. Alton Anderson, A. L. Klingler, R.W. Furrington, John Porter, Chas. W. Zollinger Jr., City Attorney Mary Smith and City Clerk Loretta M. Rigby.

Minutes of the regular City Council meeting held November 16, 1960 were read. A motion to accept the minutes as read was made by A.L. Klingler, seconded by Chas. W. Zollinger and approved unanimously.

RE: City accept Municipal pumping contract for new city well:

Tom Webster moved the city accept it and sign the Municipal pumping contract for the new city well, which was presented by Clyde Johnson of the Utah Power & Light Co. The motion was seconded by G. Alton Anderson and passed unanimously.

RE: Money to be borrowed to meet City's pressing obligations:

The Mayor reported the City has some large obligations to meet i.e. Burgraff Construction, engineer Jay Painter and Nichols swimming pool and that the City funds are low and some arrangements will be necessary to take care of the bills presented. R. W. Furrington moved the Mayor and City Attorney be empowered to borrow sufficient money to take care of pressing obligations. The motion was seconded by John Porter and carried unanimously.

RE: State Highway Department recommends stop light at intersection of Main and Center Street:

The Mayor stated he had received a letter from the State Highway Department recommending a stop light be placed at the intersection of Main and Center Streets. He had received another letter in which state officials requested the Mayor and Council to meet with them to discuss various problems. The Mayor called a special meeting for December 20th at 7:30 P.M.

RE: Bid of Taylor Chevrolet for new police car to be considered:

R. W. Furrington recommended the Law enforcement committee meet and go over the bid of Taylor Chevrolet Co. for a new police car.

John Porter moved the Council authorize the law enforcement committee to accept the bid of Taylor Chevrolet Co. for a new police car in the amount of \$2,500.00 plus the old car. The motion was seconded by Chas. W. Zollinger and passed unanimously.

RE: Trees in Porter Park Sprayed to stop scale infection:

The Mayor reported he had authorized some of the trees in Porter Park sprayed as they were infected with scale, a pest which could destroy them if not sprayed.

RE: Building permits for \$43,000.00 issued in November:

The City Building inspector report, showed permits for \$43,000.00 construction for November.

RE: Beer Licenses issued:

The following applications for beer licences were presented and approved:

Club Cigar Store, A.H. Brian & Son owners, for draught and bottled beer, with a check for \$100.00. It was moved by G. Alton Anderson, seconded by A. L. Klingler that the license be granted.

Hi-Lo Pool Hall, Hyrum Hinckley & Milo Siepert owners, for draught and bottled beer, with a check for \$100.00. It was moved by Tom Webster, seconded by R. W. Furrington that the license be granted.

Idaho Food King, Dee Sellers, manager, for bottled and canned beer, with a check for \$25.00. A motion was made by R. W. Furrington, seconded by John Porter that the license be granted.

Shirley's Grocery Store, Henry Shirley, owner, for bottled and canned beer, with a check for \$25.00. A motion was made by John Porter and seconded by R. W. Furrington that the license be granted.

Brown's Food Store, Nile Brown owner, for bottled and canned beer, with a check for \$25.00. It was moved by Chas. W. Zollinger Jr., seconded by John Porter that the license be granted.

Rexburg Food Center, R.W. Furrington owner, for bottled and canned beer, with a check for \$25.00. It was moved by A. L. Klingler, seconded by Chas W. Zollinger Jr. that the license be granted.

All motions were unanimously approved.

(minutes of January 13th continued)

Hall and the amount will be made available to them. The Mayor asked John Porter to put a statement in the paper to the effect that if payments are made before the final rolls are set up the property owner will save the interest charge.

RE: New smoke stack put on the incenerator back of Thriftway Drug:

Mr. Purrington reported the new smoke stack had been put on the incinerator at the rear of the Thriftway Drug Store. He stated he had requested it be built ten (10) feet higher than the previous one but he felt sure it was possibly twenty (20) feet higher. He felt sure there wouldn't be any smoke problem now.

RE: New smoke stack needed on the incinerator back of Johnson Drug Store.

John Porter stated a new smoke stack should be put on the incinerator back of Johnson Drug Store as the present one is a fire hazard. The Council instructed Mr. Purrington to have one built for it and to contact the Wasatch Electric Co. to put it up while they are in the area with their equipment, for such work.

Claims in the amount of \$45,170.49 were presented by G. Alton Anderson who moved same be approved and paid. The motion was seconded by Tom Webster and passed unanimously.

The meeting adjourned at 7:45 P.M.

(The short meeting was called early in order to allow the Mayor and Council members to attend the Jaycee Bosses' Night banquet.)

Loretta M. Rigby
City Clerk

MINUTES OF THE REGULAR MEETING OF THE

CITY COUNCIL OF THE CITY OF REXBURG, IDAHO

February 1st, 1961

Minutes of the regular City Council meeting held this 1st day of February 1961 at 7:30 p.m. at the city hall. Mayor Gilbert Larsen was present and presided. Others present were Councilmen: Tom Webster, G. Alton Anderson, A.L. Klingler, Chas. W. Zollinger, John Porter, City Attorney Mary Smith, Clerk Loretta Rigby and Gene Shumate of K.R.X.K.

Councilman R. W. Purrington was absent and excused.

Minutes of the regular City Council meeting held January 13th 1961 were read and upon motion made by G. Alton Anderson, seconded by Chas. W. Zollinger, the minutes were unanimously approved.

RE: Schedule Rate for the new city pump discussed:

A. L. Klingler reported the new pump has been running satisfactorily for about a week. He made recommendations as to the schedule rate which would be most economical for the city to be on.

RE: Taylor Chevrolet Co. request permission to park trucks on the South Side of their building:

John Porter stated Taylor Chevrolet Co. had requested permission to park two rows of trucks on the South side of their building on College Ave. They had put irrigation pipe in the ditch and put concrete over it and extended it up to their building. They felt they could park their trucks without interfering with the width of the sidewalk. The matter was discussed and a decision reached that Taylor Chevrolet Co. be allowed to park one row of trucks and that the officers paint yellow lines to designate the area where the trucks may be parked.

RE: Uniform traffic flow plan presented to city council:

L.G. Biddulph, Ferrel Nelson and Lynn Davenport, members of the committee appointed to make a study for a traffic pattern in Rexburg appeared at the meeting to discuss their plans with the council. L. G. Biddulph acting as spokesman for the group presented a map showing their proposed plans.

The plans were left with the council for their study and consideration.

" A uniform traffic flow plan for the city of Rexburg was presented Wednesday night to the city council by Dr. Lowell Biddulph and the traffic committee assigned recently to plan the traffic program. Dr. Biddulph pointed out that the traffic routes were still subject to change but also noted that the committee had laid them out after making a study of traffic movement throughout the city.

If the plan is adopted by the council the present route along Main Street will still be the main traveled street but alternate through streets will divert considerable local traffic away from Main Street.

Second South, First South, and Second North will be through streets from Second West to Second East. There will be no stops on these streets at intersections but all streets feeding into them will have stops. First North will be a through street continuing past Second East, east to the city limits.

Second East from the north city limits to KRXX will be a through street with a minimum of stops at intersections. Headed south a motorist will only have to stop at the Adams school light. Headed north there will be a stop at the intersections of 1st South, Main, and 1st North.

FEB 26 2008

By

Clerk

Deputy Clerk

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

In Re SRBA

Subcase: 22-13790

Case No. 39576

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

RECEIVED

FEB 27 2008

DEPARTMENT OF
WATER RESOURCES

On November 29, 2007, the City of Rexburg, by and through counsel, Ray W. Rigby, filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on February 19, 2008. This *Motion* complied with all procedural requirements under **SRBA Administrative Order 1**, and no objections were made to this late Notice of Claim.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for the above-captioned water right is **granted**.

The original Notice of Claim, as well as any attached filing fees, and a copy of this **Order** will be forwarded to the Idaho Department of Water Resources for further action. Following investigation by the Idaho Department of Water Resources, recommendation for the claim will be reported in the next *Late Claims Director's Report* which is issued on an annual basis. This modifies the provisions of **SRBA Administrative Order 1** 4d(2)(h).

IT IS SO ORDERED.

Dated February 26, 2008.

JOHN M. MELANSON

Presiding Judge

Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM was mailed on February 26, 2008, with sufficient first-class postage to the following:

CITY OF REXBURG

Represented by:

RAY W. RIGBY

25 N 2ND E

PO BOX 250

REXBURG, ID 83440-0250

Phone: 208-356-3633

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

ORDER

Page 1 2/26/08

FILE COPY FOR 00666 Deputy Clerk

SCANNED
FEB 28 2008

DISTRICT COURT - IDAHO
TWIN FALLS COUNTY, IDAHO
FILED

2007 NOV 20 AM 10 51

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 22-13790

Date Received:

Receipt No: CO 8606 D F CO 86061

Received By: _____

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) 359-3020Mailing Address P.O. BOX 280 REXBURG ID ZIP 83440
Street or Box City State2. Date of Priority (Only one (1) per claim) SEPT. 1, 1960
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 40 E, Section 29,
NW, 1/4 of NW, 1/4 of SW, 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.Deep Well, Pump and Connecting pipelines into the total city supply systemLast Name City of Rexburg Ident No. _____

SCANNED

FEB 28 2008

RECEIVED

NOV 14 2007

Department of Water Resources
Carson, ID

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Municipal purposes from 1-1 to 12-31 amount 4.9 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.90 (cfs) and/or (b) _____ (acre feet)

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

9. 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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	40E	29											M						

Total number of acres irrigated _____

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

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.

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

See Attached List or None ()

13. Remarks: On August 3, 1960 at a regular Council meeting the Mayor and Council of the City of Rexburg accepted the bid of Cope Drilling and Pump Company to drill a well the City uses to divert the above water right. Attached hereto is a "Source Water Assessment Program" form of the Idaho Department of Environmental Quality, dated October 25, 2000 which gives the details on the said well. Attached to that report is the log of the well driller dated October, 1960. That log recited that the well produced "Lots of Water." Said well is a major producer of water for all municipal purposes of the said City of Rexburg.

Last Name City of Rexburg Ident No. _____

SCANNED

FEB 28 2008

14. Basis of Claim (Check One) Beneficial Use ☒ Posted Notice ☐ License ☐ 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

Public Works Director of the City of Rexburg

Title

Organization

that I have signed the foregoing document in the space below as

Public Works Director of the City of Rexburg

Title

Organization

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

Signature of Authorized Agent [Signature] Date 11-7-07

Title and Organization Public Works Dir Rexburg, ID.

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

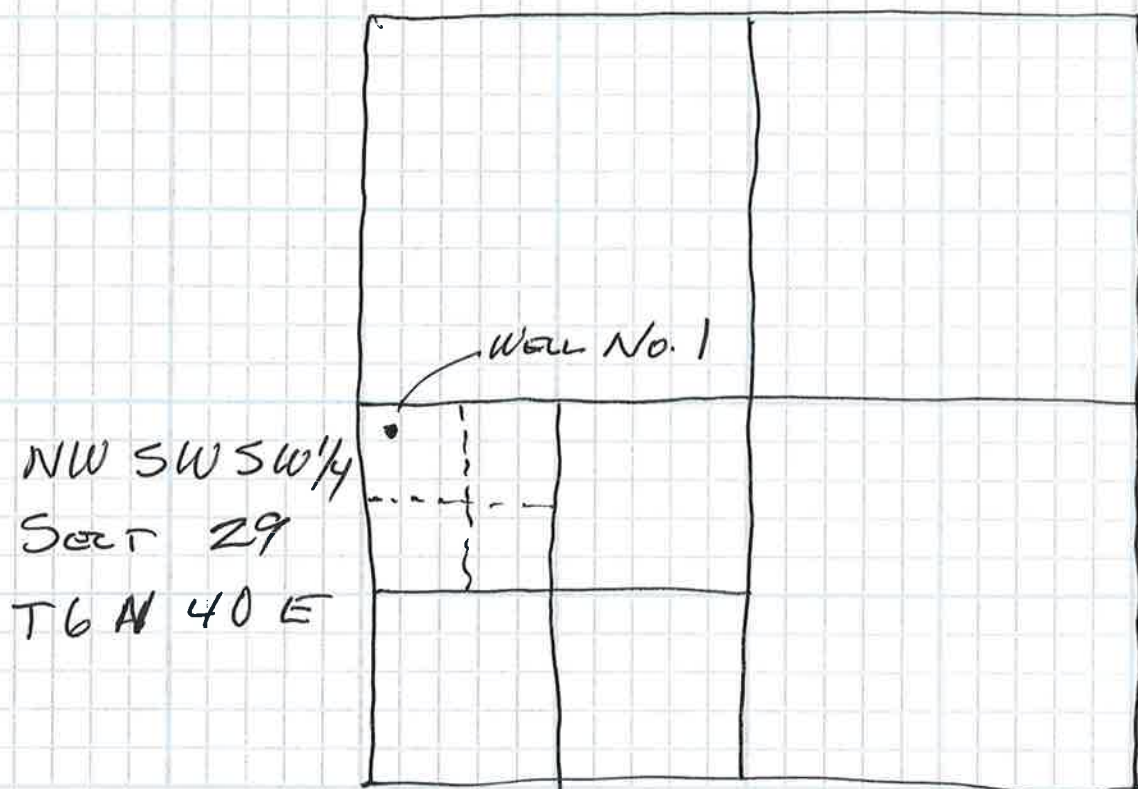
Date November 7, 2007

Last Name City of Rexburg Ident No. _____

SCANNED

FFR 2 8 2008

REXBURG WELL No. 1



FLOW 2200 GPM
OR 4.90 CFS

IDWR Water Right and Adjudication Search

Note: This search tool identifies active water rights and active transfers. If you want to search both active and inactive water rights, please check the box below.

☐ Search for both active and inactive water right records.

Search Results

Type of Query

USAGE INSTRUCTION

☒ All SRBA & Water Rights

SRBA

- ☐ Claims
☐ Recommendations
☐ Both

Water Rights

- ☐ Applications
☐ Permits
☐ Decrees, Licenses and Statutory Claims
☐ Transfers
☐ All of the above

Basin

Who

What

When

Where

Clear

Search

Help

Query parameters:

OrganizationName = City of Rexburg

Search for: active Records

Information for type: Claim

	Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diver: Rat
Details									
Related Documents	1	22	203			Decreed	Active	1898-04-01	33
General Provision									
Details									
Related Documents	2	22	204	C		Decreed	Active	1883-06-10	27
General Provision									
Details									
Related Documents	3	22	7074			License	Active	1973-06-19	1.57
General Provision									
Details									
Related Documents	4	22	7175			License	Active	1976-02-04	5.61
General Provision									

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Details									
Related Documents	5	22	7176			License	Active	1976-02-04	4.68
General Provision									
Details									
Related Documents	6	22	7386			License	Active	1981-12-17	0.02
General Provision									
Details									
Related Documents	7	22	7617			License	Active	1978-06-01	2.2
General Provision									
Details									
Related Documents	8	22	13020			Beneficial Use	Active	1981-12-17	0.02
General Provision									
Details									
Related Documents	9	22	13021			Beneficial Use	Active	1963-08-01	0.02
General Provision									
Details									
Related Documents	10	22	13022			Beneficial Use	Active	1989-04-01	0.02
General Provision									
Details									
Related Documents	11	22	13023			Beneficial Use	Active	1960-05-01	0.02
General Provision									
Details									
Related Documents	12	22	13130			Beneficial Use	Active	1961-06-01	0.5
General Provision									
Details									
Related Documents	13	22	13131			Beneficial Use	Active	1959-06-01	1.8
General Provision									

Information for type: Recommendation

	Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diver: Rat
Details	14	22	203		1	Decreed	Active	1898-04-01	33
Related Documents									

SCANNED



2

DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations.

http://gis/intranet/arcims/printable.aspx?MapURL=http://agentsmith/output/arcIMS_agen... 10/26/2007

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