

10/15/2004

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

RIGHT NUMBER: 25-2142

NAME AND ADDRESS: CITY OF IDAHO FALLS
C/O HOLDEN KIDWELL HAHN CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 50.200 CFS
20,200.00 AFY

Use of this right with Right No. 35-3020 is limited to a total combined diversion rate of 50.2 cfs and to a total combined annual diversion volume of 20,200 AF.

The total instantaneous diversion of water from all points of diversion under Rights 25-2142, 25-7058, and 35-3020 shall not exceed 56.34 cfs.

PRIORITY DATE: 04/08/1963

POINT OF DIVERSION:

T02N R37E S13 NWNWSW Within BONNEVILLE County
T02N R37E S24 NESENE Within BONNEVILLE County
T02N R38E S16 SESWSE Within BONNEVILLE County
T02N R38E S17 NESENE Within BONNEVILLE County
T02N R38E S17 SESENE Within BONNEVILLE County
T02N R38E S17 NWSWSW Within BONNEVILLE County
T02N R38E S18 NWNWSW Lot 3 Within BONNEVILLE County
T02N R38E S20 SESENE Within BONNEVILLE County
T02N R38E S30 SWNENW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	50.200 CFS 20,200.00 AFY

PLACE OF USE:

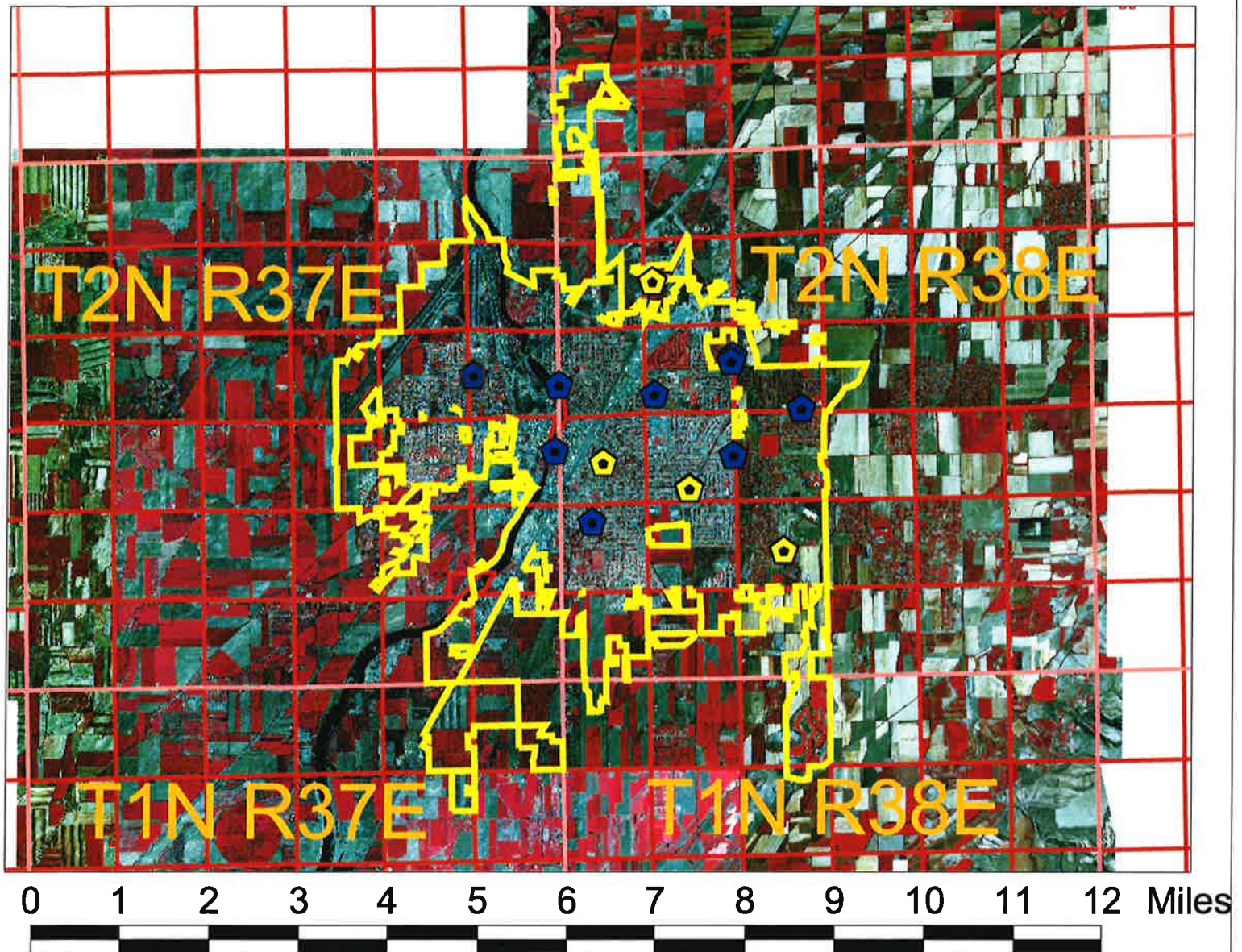
Place of use is within the service area of the City of Idaho Falls municipal water supply system as provided for under Idaho Law.

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

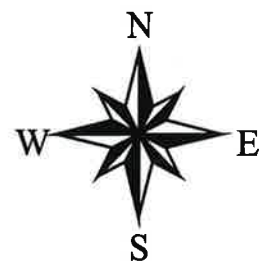


Department of Water Resources

Claim Nos.: 25-02142 and 25-07058



PROFILED



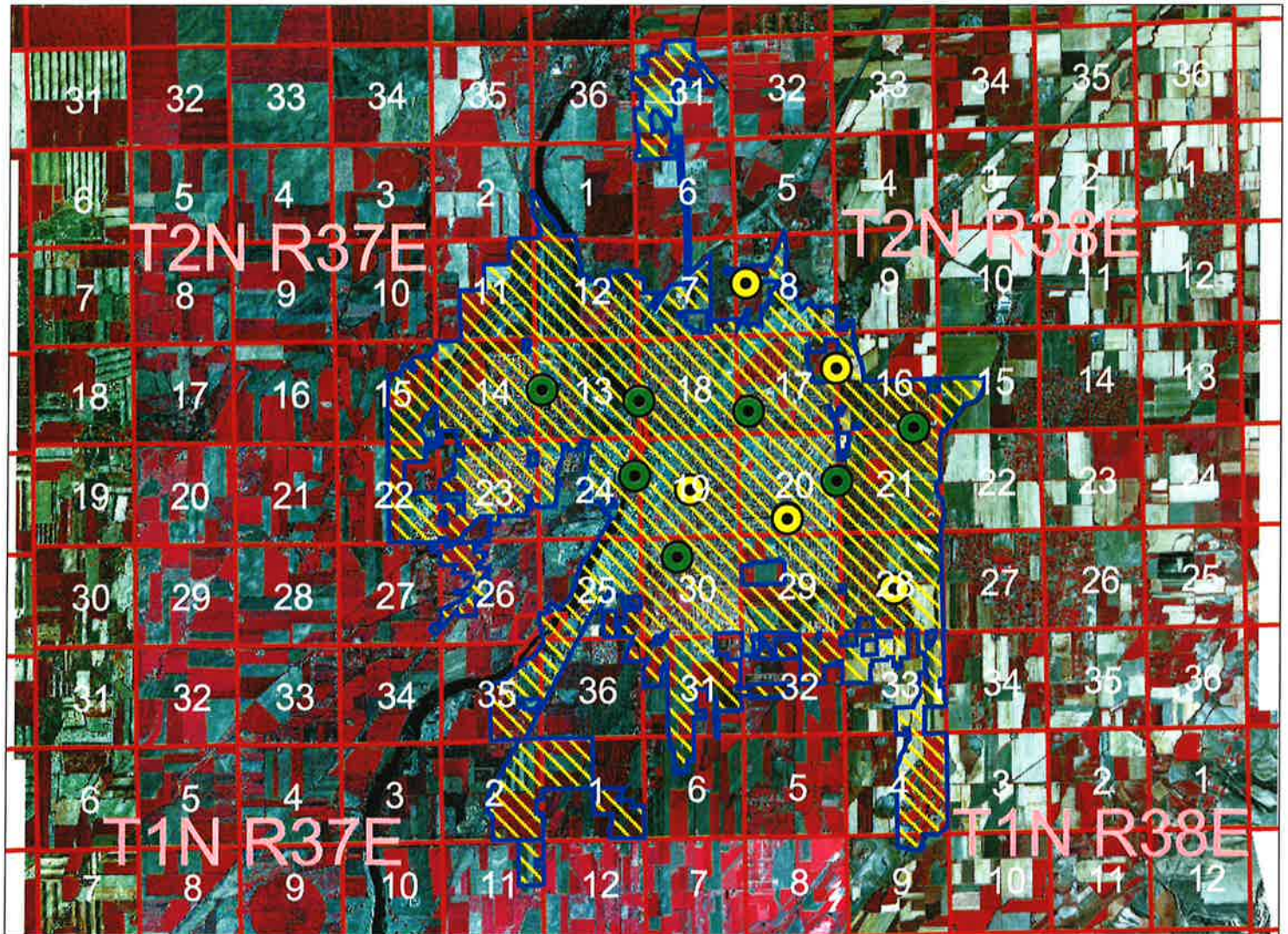
-  Points of Diversion
-  Service Area
-  Township & Range
-  Sections

GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: October 2004



Department of Water Resources

Claim No.: 25-02142



0 1 2 3 4 5 6 7 8 9 10 Miles

● Point of Diversion

Place of Use
Sections

SCANNED
AUG 30 2004

GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: April 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71015

This is to certify that: CITY OF IDAHO FALLS
 PO BOX 50220
 ATTN: DAVE RICHARDS
 IDAHO FALLS ID 83405-0220
 (208)529-1471

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

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
35-3020	WR/	04/08/1963	2.23 cfs	N/A			GROUND WATER
25-2142	AJC/License	04/08/1963	50.2 cfs	20200 af			GROUND WATER
25-7058	AJC/License	08/22/1974	6.14 cfs	N/A			GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-3020	NO	NO	NO	YES	NO	NO
25-2142	NO	NO	NO	YES	NO	NO
25-7058	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
35-3020	35-3020	2.23 cfs	N/A	N/A			N/A	N/A		N/A
25-2142	25-2142	50.2 cfs	20200 af	N/A			N/A	N/A		N/A
25-7058	25-7058	6.14 cfs	N/A	N/A			N/A	N/A		N/A
COMBINED										
TOTALS		56.34 cfs					N/A	N/A	N/A	N/A

WATER RIGHT NO. 25-2142
As Modified by Transfer No. 71015

In accordance with the approval of Transfer No. 71015, Water Right No. 25-2142 is now described as follows.

Right Holder: CITY OF IDAHO FALLS
C/O HOLDEN KIDWELL HAHN CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

Priority Date: April 08, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01 to	12/31	50.20 CFS	20,200.0 AF
			50.20 CFS	20,200.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	✓	Sec. 13 Twp 02N	Rge 37E	BONNEVILLE County
GROUND WATER	NESENE	✓	Sec. 24 Twp 02N	Rge 37E	BONNEVILLE County
GROUND WATER	SESWSE	✓	Sec. 16 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	NESENE		Sec. 17 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	SESENE		Sec. 17 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	NWSWSW	✓	Sec. 17 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	L3 (SENWSW)	✓	Sec. 18 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	SESENE	✓	Sec. 20 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	SWNENW	✓	Sec. 30 Twp 02N	Rge 38E	BONNEVILLE County

WATER RIGHT NO. 25-2142
As Modified by Transfer No. 71015

CONDITIONS OF APPROVAL

- ✓ **EXP. 1.** Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
- ✓ **Q 2.** Rights 25-2142 and 35-3020 when combined shall not exceed a total diversion rate of 50.20 cfs, a total annual maximum diversion volume of 20,200 af.
- ✓ **EXP. 3.** The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
- ✓ **Q 4.** The total instantaneous diversion of water from all points of diversion under Rights 25-2142, 25-7058, and 35-3020 shall not exceed 56.34 cfs.
- ✓ **Q 5.** Diversion and use of water under this right from the additional wells authorized under Transfer 71015 located in SESENE Sec. 17 T2N R38E shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of

1 9/27/2004

injury due to local well interference. This right retains its priority date of 4/8/1963 relative to all other actions to distribute water.

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

✓ EXP 7. The right holder shall accomplish the change authorized by this transfer ^{7/10/15 by 9-27-2005.} ~~within one year of the date of this approval.~~

✓ EXP 8. Failure of the right holder to comply with the conditions of this transfer ^{7/10/15} is cause for the Director to rescind approval of the transfer.

- ✓ 9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this _____ day of _____, 20____

Chief, Water Allocation Bureau

WATER RIGHT NO. 25-7058
As Modified by Transfer No. 71015

In accordance with the approval of Transfer No. 71015, Water Right No. 25-7058 is now described as follows.

Right Holder: CITY OF IDAHO FALLS
C/O HOLDEN KIDWELL HAHN CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

Priority Date: August 22, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	to 12/31	6.14 CFS	
			6.14 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 13 Twp 02N	Rge 37E	BONNEVILLE County
GROUND WATER	NESENE	Sec. 24 Twp 02N	Rge 37E	BONNEVILLE County
GROUND WATER	SESWSE	Sec. 16 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	NESENE	Sec. 17 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	SESENE	Sec. 17 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	NWSWSW	Sec. 17 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	L3 (SENWSW)	Sec. 18 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	SESENE	Sec. 20 Twp 02N	Rge 38E	BONNEVILLE County
GROUND WATER	SWNENW	Sec. 30 Twp 02N	Rge 38E	BONNEVILLE County

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. Rights 25-2142 and 35-3020 when combined shall not exceed a total diversion rate of 50.20 cfs, a total annual maximum diversion volume of 20,200 af.
3. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
4. The total instantaneous diversion of water from all points of diversion under Rights 25-2142, 25-7058, and 35-3020 shall not exceed 56.34 cfs.
5. Diversion and use of water under this right from the additional wells authorized under Transfer 71015 located in NESENE Sec. 24 T2N R37E; SESWSE Sec 16, NWSWSW Sec 17, L3 (SENWSW) Sec 18, SESENE Sec 20 and SWNENW Sec 30 T2N R38E shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. This right retains its priority date of 8/22/1974 relative to all other actions to distribute water.

6. Place of use is within the service area of the City of Idaho Falls municipal water supply system as provided for under Idaho Law.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this _____ day of _____, 20_____

Chief, Water Allocation Bureau

WATER RIGHT NO. 35-3020
As Modified by Transfer No. 71015

In accordance with the approval of Transfer No. 71015, Water Right No. 35-3020 is now described as follows.

Right Holder: CITY OF IDAHO FALLS
C/O HOLDEN KIDWELL HAHN CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

Priority Date: April 08, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	12/31	2.23 CFS	
			2.23 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSW Sec. 13 Twp 02N Rge 37E BONNEVILLE County

CONDITIONS OF APPROVAL

1. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. The total instantaneous diversion of water from all points of diversion under Rights 25-2142, 25-7058 and 35-3020 shall not exceed 56.34 cfs.
3. Rights 25-2142 and 35-3020 when combined shall not exceed a total diversion rate of 50.20 cfs, a total annual maximum diversion volume of 20,200 af.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. Place of use is within the service area of the City of Idaho Falls municipal water supply system as provided for under Idaho Law.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be

determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this _____ day of _____, 20_____

Chief, Water Allocation Bureau

State of Idaho

25-2142/35-3020

~~25-2142/35-2995~~

WATER LICENSE

Water License No. G-31141/25-2142 Priority April 8, 1963 Amount 50.2 c.f.s.

THIS IS TO CERTIFY, that CITY OF IDAHO FALLS
of Idaho Falls, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated April 8, 1963; that Permit G-31141/25-2142 was issued pursuant
to said application; that the proposed works were completed on or about April 8, 1963
with a storage/or carrying capacity of 50.2 c.f.s., said works consisting of
7 wells, pumps, and motors; and that on April 8, 1963,

proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 20,200
when combined with Water Licenses 25-2095, 35-7001, & 25-2143 * 35-3020
acre feet per season, with a maximum rate of diversion of 50.2 cubic feet per second of the waters

of ground-water, tributary of _____,

for the purpose of municipal waterworks from January 1 to December 31;

and for _____ from _____ to _____; and for

_____ from _____ to _____; and that the use

of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-

mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is

located in NW 1/4 SW 1/4, Sec. 13, T. 2 N, R. 37 E, B.M., and

other additional points SE 1/4 NE 1/4 Sec. 24, T. 2 N., R. 37 E., B.M.; & SW 1/4 SE 1/4, Sec. 16; SW 1/4 SW 1/4 Sec. 17

NW 1/4 SW 1/4 Sec. 18; SE 1/4 NE 1/4 Sec. 20; NE 1/4 NW 1/4 Sec. 30, T. 2 N., R. 38 E., B.M.

Bonneville; and that the amount of water to which such right is

entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially

used for said purposes and shall not exceed 20,200 acre feet per year. when combined with Water Licenses
25-2095, 35-7001, & 25-2143.

Description and location of place of use: City of Idaho Falls

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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 _____

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

9th day of June, 1970.

[Signature]
State Reclamation Engineer

MICROFILMED

35-3020
25-2142/35-2995
25-2141

SCANNED
AUG 30 2004

Handwritten notes on grid:

MUNICIPAL

ALLOW $Q = 44.7 \text{ cfs}$

max Vol $2,807,000,000 \text{ gal/year}$

8615 AC FT/YEAR

PRIORITY - APRIL 8, 1963

Volume is variable depending on the need of the city of Idaho Falls; therefore, volume is not restricted except by max rate of diversion. Use of the water is limited to the corporate limits of the city as presently or in the future established.

R.K. Blum
Asst. State Engineer
3-10-70

LEROY WESTON

Permit No. G-31141

38

Name of Applicant City of Idaho Falls, P. O. Box 220, Idaho Falls, Idaho

Source of Water Sub.

a tributary of _____

Location of P.D. See attached

Water is used for Municipal, domestic, culinary, and industrial

Quantity of water claimed: Permit 51 c.f.s. Depositions see attached

Type of measuring device installed or method of measurement and general description of diversion works municipal waterworks, deep wells, and cast

iron water mains

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
2 N	37 E		City of Idaho Falls & Vicinity
2 N	38 E		

Filed - April 8, 1963

Due - May 24, 1968

Made - April 8, 1968

Priority - April 8, 1963

Total acreage _____

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

License #16689, 5.2 c.f.s., Priority 2-25-27, Point of Diversion
S. 1 degree 59' E. 2879 feet from the NW corner, Sec. 19, in the
NW 1/4 Sec. 19, T. 2 N, R. 38 E, B.M.

Data in file

25-2-1963
31141

SCANNED

AUG 30 2004

Source of supply SURTERNEAN

a tributary of _____

Location of P.D.(s) SEE WELL LOG COMPILATION

Water is used for MUNICIPAL

Quantity of water found 49.7 cfs

How was the measurement made? recorded

Measurement calculations _____

Diversion works description and diagram

4 additional pages

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated _____

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

MUNICIPAL

Who represented the permit holder at the examination?

LEROY WESTON

Recommended allowance for licensing 49.7

Description of required amendments. Comments. _____

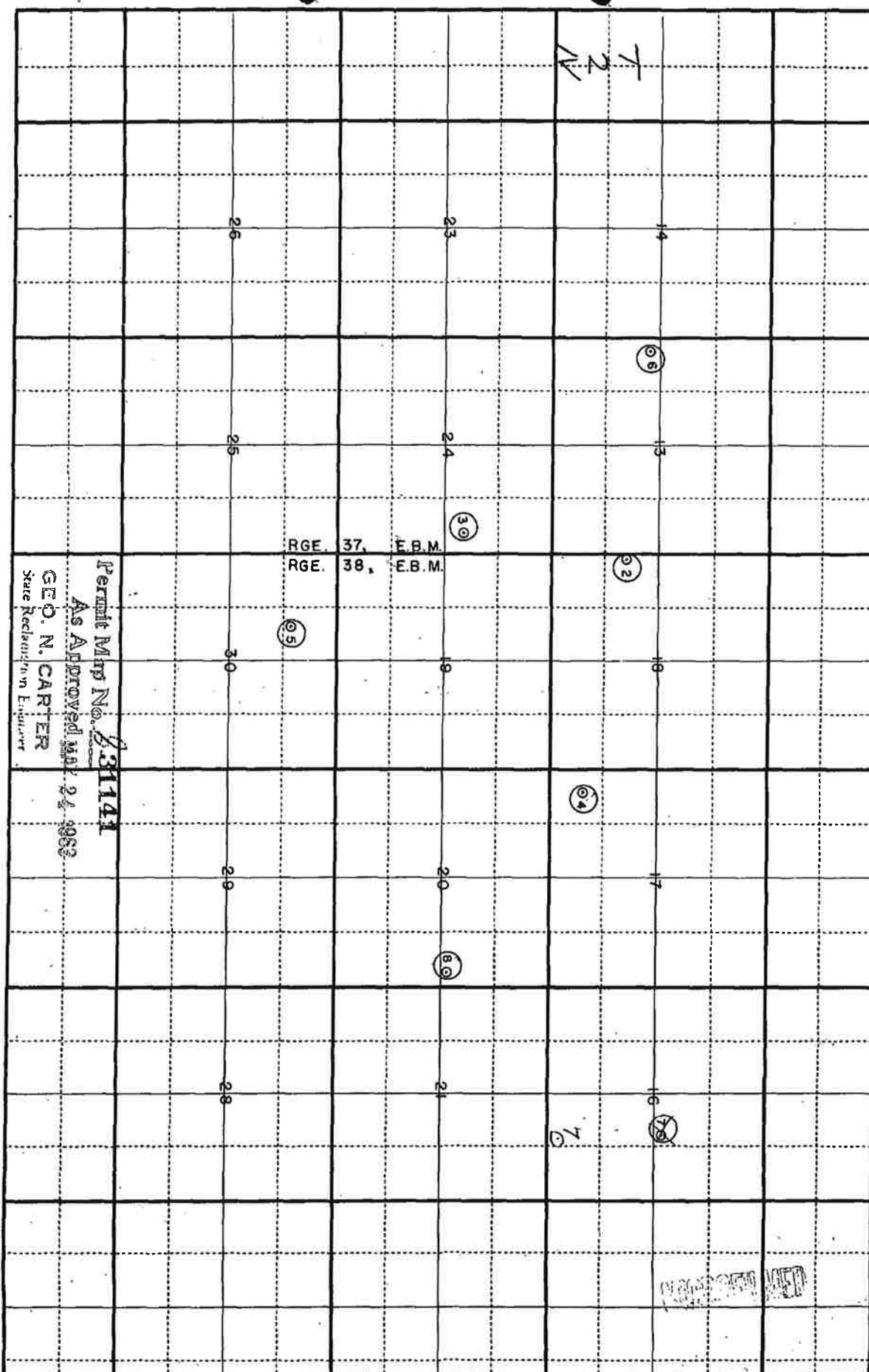
Report checked? _____

Examination date 10-9-69

Signature Dennis Timoshuk

SCANNED

AUG 30 2004



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

31141

SCANNED
AUG 30 2004

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
CHARLES A. HOMER
GARY L. MEIKLE
DONALD L. HARRIS
DALE W. STORER
MARIE T. TYLER
ROBERT M. FOLLETT
FREDERICK J. HAHN, III
KARL R. DECKER
THEL W. CASPER*
SHAN B. PERRY
AMELIA A. SHEETS
DeANNE CASPERSON**

1000 RIVERWALK DRIVE, SUITE 200
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
FACSIMILE (208) 523-9518
E-MAIL KFOSTER@HOLDENLEGAL.COM

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

Of Counsel
Fred J. Hahn

*Also Licensed in Utah and Arizona
**Also Licensed in Missouri & Kansas

February 18, 2004

RECEIVED

FEB 19 2004

Department of Water Resources
Eastern Region

Roger Warner
Idaho Department of Water Resources
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83402

Re: City of Idaho Falls

Dear Roger:

We are enclosing with this letter the executed Notice of Amended Claim to a water right for City of Idaho Falls water right number 25-2142. If we may be of any further assistance, please feel free to call upon us at your convenience.

Yours very truly,



Kent W. Foster

Enclosure

G:\WPDATA\KWF\9975.14 CITY OF IDAHO FALLS\Roger Warner ltr 021804.wpd:cdv

SCANNED

AUG 30 2004

Please see paper file A25-02095 for field notes regarding City of Idaho Falls water rights.

SCANNED
AUG 30 2004

SCANNED

JUL 7 2001

DECEMBER 14, 1993

KENT FOSTER
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

RE: AMENDING A35-03020 AND A25-02142

Dear Kent:

The enclosed Notices of Claim represent amendments to Notice 25-02142/35-03020. Please review them and if they appear to be in order, forward them for signature.

I have prepared two Notices, intended to divide License 25-02142/35-03020 so each Notice describes the portion of the right diverted in the respective basin. The combined diversion rates total 50.2 cfs, as licensed. The point of diversion for A35-03020 is well #6, which is not listed on A25-02142. Another change concerns the priority date. The initial Notice listed April 18, 1963. This has been changed to April 8, 1963 as listed on the License.

Please feel free to call if there are questions or concerns.

Respectfully submitted,



Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

FILE:

MICROFILMED

APR 12 1994

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME CITY OF AND FALLS CLAIM IDENT. NO. 125-02142

DATE RECEIVED	CK #	AMOUNT \$	YES	NO	Required Info?
9-27-89					
1. Is the name and address complete with zip code?					*
2. Is a priority date entered?					*
Is the priority date acceptable in view of mandatory filing dates?					*
See Adjudication Memos #1 and #4 to determine if a Permit is required.					*
3. (a) Is a source entered?					*
(b) Is a tributary to entered? (if required) N/A					
4. Is the legal description of the p.d. sufficient?					*
5. Is there a description of the diverting works?					
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.					*
Is the period of use included?					
Is a quantity claimed for each use?					*
7. Is a total quantity claimed entered?					
8. If required is a consumptive use entered? N/A					
Is the consumptive use correct? N/A					
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.					*
10. Is (are) the place(s) of use and purpose(s) indicated?					*
11. Is (are) the county(ies) entered?					
12. Is the ownership of p.u. checked?					
13. Are other water rights listed or "none" indicated?					
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A					
15. Is the basis of the claim indicated?					
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A					
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.					*
18. Has the claim been signed, sealed, and dated by a notary?					*
19. Was this claim filed on time, or was an extension granted?					*
20. Is the fee enclosed correct? Exempt					*
21. If this claim is based on an existing water right, has the identification number been entered? N/A					
22. Should this claim be data entered?					

Claim checked by: _____ Date: _____

Claim must be returned to claimant: _____ (Yes) _____ (No)

Claimant must be notified of modifications: _____ (Yes) _____ (No)

Receipt Prepared by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____Checked by: A/S Date: 12-17-90

Comments: _____

MICROFILMED

NOV 1 U 1992

Diversion and use of water under this right from the additional well authorized under Transfer 71015 located in SESENE Sec. 17 T2N R38E shall be subordinate to all ground water rights existing within the immediate area prior to September 27, 2004 upon determination of injury due to local well interference. This right retains its priority date of 4/8/1963 relative to all other actions to distribute water.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Points of diversion known locally as Well nos. 2, 3, 4, 5, 6, 7, 8, 13, and 13b.

Well no. 6 is located in Basin 35.

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

The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

RIGHT NO. 35-3020 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE AS 2N 37E 13 NWNWSW, KNOWN LOCALLY AS WELL NO. 6.

The right holder shall accomplish the change authorized by transfer 71015 by September 27, 2005.

Failure of the right holder to comply with the conditions of transfer 71015 is cause for the Director to rescind approval of the transfer.

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 25-2142
Date Received: 9/14/1989
Receipt No:
Received By:

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

RECEIVED

FEB 19 2004

Department of Water Resources
Eastern Region

1. Name of Claimant(s)

CITY OF IDAHO FALLS Phone: (208)523-0620
C/O HOLDEN KIDWELL HAHN CRAPO
PO BOX 50130
IDAHO FALLS ID USA 83405

2. Date of Priority: 04/08/1963

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	38E	16	SW SE	BONNEVILLE	
02N	38E	18	NW SW	BONNEVILLE	
02N	38E	30	NE NW	BONNEVILLE	
02N	38E	20	SE NE	BONNEVILLE	
02N	38E	17	SW SW	BONNEVILLE	
02N	37E	24	SE NE	BONNEVILLE	
<u>02N</u>	<u>37E</u>	<u>13</u>	<u>NW SW</u>	<u>BONNEVILLE</u>	

5. Description of diverting works:

WELLS AND PUMPS.

6. Water is used for the following purposes:

Purpose	From To	C.F.S.	(or) A.F.A
MUNICIPAL	01/01 12/31	<u>50.2</u> ~~47.97~~	

7. Total Quantity Appropriated is:

50.2 ~~47.97~~ C.F.S.

SCANNED
AUG 30 2004

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	37E	11			MUNICIPAL	
02N	37E	12			MUNICIPAL	
02N	37E	13			MUNICIPAL	
02N	37E	14			MUNICIPAL	
02N	37E	15			MUNICIPAL	
02N	37E	23			MUNICIPAL	
02N	37E	24			MUNICIPAL	
02N	37E	25			MUNICIPAL	
02N	38E	7			MUNICIPAL	
02N	38E	8			MUNICIPAL	
02N	38E	15			MUNICIPAL	
02N	38E	16			MUNICIPAL	
02N	38E	17			MUNICIPAL	
02N	38E	18			MUNICIPAL	
02N	38E	19			MUNICIPAL	
02N	38E	20			MUNICIPAL	
02N	38E	21			MUNICIPAL	
02N	38E	28			MUNICIPAL	
02N	38E	29			MUNICIPAL	
02N	38E	30			MUNICIPAL	

11. Place of use in counties: BONNEVILLE

12. Do you own the property listed above as place of use? NO ~~YES~~

SCANNED
AUG 30 2004

13. Other Water Rights Used: 25-2095, 2143, 7022, 7058, 7298, 7398, 35-7001, 7207, 7841.

14. Remarks:

NUMBERS FOR THIS RT. ARE 25-2142/35-3020.
P/U WITHIN CITY LIMITS OF IDAHO FALLS.

15. Basis of Claim: License

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

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

Dale Stow

Signature of Authorized Agent

City Attorney

Title and Organization

February 17, 2004

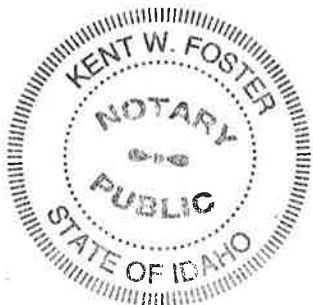
Date

State of Idaho)

County of BONNEVILLE)

SS.

Subscribed and sworn (or affirmed) before me this 18th of FEBRUARY 2004



[Signature]

Notary Public

Residing at IDAHO FALLS, IDAHO

My commission Expires 11/20/04

SCANNED

AUG 30 2004

SCANNED

RECEIVED

JUL 27 2001

JAN 25 1994

Department of Water Resources
Eastern District Office

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A25-02142

Date Received: 9/14/1989

Receipt No: EP14426

Received By: SPC

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CITY OF IDAHO FALLS 208-523-0620
Address: %HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

2. Date of Priority: APR 8, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	37E	24	SE	NE			BONNEVILLE
		16	SW	SE			BONNEVILLE
	38E	17	SW	SW			BONNEVILLE
		18	NW	SW			BONNEVILLE
		20	SE	NE			BONNEVILLE
		30	NE	NW			BONNEVILLE

5. Description of diverting works:
WELLS AND PUMPS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MUNICIPAL	01/01	12/31	47.970		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
MUNICIPAL; CITY OF IDAHO FALLS.

MICROFILMED

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	37E	11			MUNI	
		12			MUNI	
		13			MUNI	
		14			MUNI	
		15			MUNI	
		23			MUNI	
		24			MUNI	
		25			MUNI	
	38E	7			MUNI	
		8			MUNI	
		15			MUNI	
		16			MUNI	
		17			MUNI	
		18			MUNI	
		19			MUNI	
		20			MUNI	
		21			MUNI	
		28			MUNI	
		29			MUNI	
		30			MUNI	

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:
NUMBERS FOR THIS RT. ARE 25-2142/35-3020.
13-25-2095, 2143, 7022, 7058, 7298, 7398, 35-7001, 7207, 7841.
P/U WITHIN CITY LIMITS OF IDAHO FALLS.

15. Basis of Claim: LICENSE

Water Right Number: 31141

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 x wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

MICROFILMED
APR 12 1994

For Organizations:

I do solemnly swear or affirm that I am City Attorney of
the City of Idaho Falls, that I have signed the foregoing
Organization
document in the space below as City Attorney of
the City of Idaho Falls and that the statements contained in the
Organization
foregoing document are true and correct.

Dale Sten
Signature of Authorized Agent
City Attorney
City of Idaho Falls
Title and Organization

January 13, 1994
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of January 19 94

Carol A. Steh
Notary Public

Seal

Residing at Idaho Falls, Idaho

My Commission Expires 4-27-94

17. Notice of Appearance:

Notice is hereby given that I, KENT W. FOSTER will be
Print Name

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 Kent W. Foster

Address P.O. Box 50150 Idaho Falls, ID 83405

Date 1/21/94

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: A25-02142

Date Received: 9/27/1989

Receipt No:

Received By: Codes 88

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF IDAHO FALLS
Address: %HOLDEN, KIDWELL, HAHN & CRAPO
P.O. BOX 50130
IDAHO FALLS, ID 83405

208-523-0620

A2502142

2. Date of Priority: APR 18, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	37E	13	NW	SW			BONNEVILLE
		24	SE	NE			BONNEVILLE
	38E	16	SW	SE			BONNEVILLE
		17	SW	SW			BONNEVILLE
		18	NW	SW			BONNEVILLE
		20	SE	NE			BONNEVILLE
		30	NE	NW			BONNEVILLE

5. Description of diverting works:
WELL AND PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	50.200		

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

8. Total consumptive use is 31604.0 Acre Feet Per Annum.

9. Non-irrigation uses:
PART OF MUNICIPAL WATER SUPPLY FOR CITY OF IDAHO FALLS

A25-02142

Page 1

Date: 09/27/89

MICROFILMED
NOV 10 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
02N	37E	11			MUNI		
		12			MUNI		
		13			MUNI		
		14			MUNI		
		15			MUNI		
		23			MUNI		
		24			MUNI		
		25			MUNI		
		38E	7			MUNI	
			8			MUNI	
	16				MUNI		
	17				MUNI		
	18				MUNI		
	19				MUNI		
	20				MUNI		
	29				MUNI		
	30				MUNI		

*added Sec 15, 21, 28
go / DE / 2-12-91*

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

NUMBERS FOR THIS RT. ARE 25-2142 & 35-3020.
13-25-2095, 2143, 7022, 7058, 7298, 7398, 35-7001, 7207, 7841.
P/U WITHIN CITY LIMITS OF IDAHO FALLS.
**** MEMO TO FILE ****
THIS RIGHT WAS ASSIGNED TWO NUMBERS BECAUSE THERE ARE POINTS
OF DIVERSION IN BASINS 25 AND 35. THE RIGHT HAS BEEN CODED
AND RECEIVED UNDER NUMBER A25-02142 ONLY. ESV 9/27/89.

15. Basis of Claim: LICENSE
Water Right Number: 31141

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 SYSTEMCIVIL CASE NUMBER: 39576
Ident. Number 25-2142/35-3020
Date Received
Receipt Number 6010 426NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAWDepartment of Water Resources
Eastern District Office

1. Name of Claimant(s) City of Idaho Falls Phone (208) 523-0620
% Holden, Kidwell, Hahn & Crapo
Mailing Address P.O. Box 50130, Idaho Falls, Idaho Zip 83405
2. Date of Priority (Only (1) per claim) April 18, 1963
3. Source of water supply (a) Groundwater
which is tributary to (b) _____
- 4.a. Location of existing
point of diversion is: Township 2N. Range 38E. Section 18 ,
1/4 of NW 1/4 of SW, Govt. Lot, _____ B.M., County of Bonneville
Additional points of diversion if any: SENE S.24, T.2N., R.37E.; SWSW
S.17, T.2N, R.38E; NENW S.30, T.2N, R.38E; NWSW S.13, T.2N, R.37E;
SWSE S.16, T.2N, 38E; SENE S.20, T.2N, R.38E,
- 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. Wells and pumps.

MICROFILMED

NOV 10 1992

6. Water is claimed for the following purposes:

(Both dates are inclusive) (cfs) (acre feet)

For Municipal purposes from 01/01 to 12/31 amount 50.2 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 50.2 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 31,604 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)
Part of municipal water supply for City of Idaho Falls.

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 instruction for standard symbols.

[illegible]

Total number of acres irrigated N/A

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

12. 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.

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

25-2095, 25-2143, 35-7001, 25-7022, 35-7207, 25-7058, 35-7841, 25-7298 & 25-7398 or None ()

14. Remarks:

MICROFILMED
NOV 10 1992

Last Name City of Idaho Falls Ident No. 25-2142/35-3020

15. Basis of Claim (Check one) Beneficial Use ☐ Posted Notice ☐
Permit ☐ Decree ☐ License ☒

If applicable provide IDWR Water Right Number 25-2142/35-3020
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 2

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Mayor of City of Idaho Falls, that I have signed the Title Organization

foregoing document in the space below as Mayor Title
of City of Idaho Falls and that the statements contained in the Organization

foregoing document are true and correct.

Signature of Authorized Agent Thomas Campbell
Title and Organization Mayor, City of Idaho Falls Date 09/12/89

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

Subscribed and sworn (or affirmed) before me this 12th day of September, 1989.

Notary Public [Signature]
Residing at Idaho Falls, Idaho
My Commission Expires 11/10/92

17. Notice of Appearance:

Notice is hereby given that I, Kent W. Foster 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 [Signature]
Address P.O. Box 50130, Idaho Falls, Idaho 83405
Date 09/12/89

MICROFILMED
NOV 10 1992

Last Name City of Idaho Falls Ident. Number 25-2142/35-3020

St. Leon
& School

MICROFILMED
NOV 10 1992

WELLS
NOS. 2-8

NOV 10 1992