

04/28/2004

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

RIGHT NUMBER: 25-7009

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: 0.230 CFS

PRIORITY DATE: 08/07/1970

POINT OF DIVERSION:

T01N R38E S9 SENWNW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
1/01 12/31

QUANTITY
0.230 CFS

PLACE OF USE: MUNICIPAL Within BONNEVILLE County

T01N R38E S09

NENW

T01N R38E S09

NWNW

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: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

PROPERTY IS ALSO KNOWN AS SANDY DOWNS.

SCANNED

OCT 01 2004

PROFILED

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that CITY OF IDAHO FALLS

Beneficial Use ☒ from January 1 to December 31 at 0.23 cfs and N/A

from to at cfs and

from to at cfs and

(both dates inclusive)

Subject, however, to the condition that no more than 0.23 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed N/A acre feet per year, said waters to be diverted within the NW 1/4, Sec. 9, Twp. 1N, Rge. 38E, B.M. in the County of Bonneville

Description and location of place of use:

[illegible]

Total number of acres irrigated _____

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 28 day of May, 19 80.

Director

DECLASSIFIED

FIELD REPORT

DEC 10 1975

PHD **Department of Water Resources**
Eastern District Office

(name spring, stream, etc.)

(nature of use):

(mo.-day) inclusive (mo.-day)

(nature of use)

(mo.-day) inclusive (mo.-day)

(nature of use)

{mo.-day} inclusive {mo.-day}

Other uses:

0.50

(Proof affidavit lists SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, Twp. 1N, Rge. 38E)

County

County

County

Other Points of Diversions:

Description of diverting works: Berkeley 20 stage, 5 1/2" bowl
cooled submersible motor. 8" well casing, 183' depth

☒ no ☐

6. Lands to be irrigated or place of use.

TOTAL ACREAGE

Range 38E

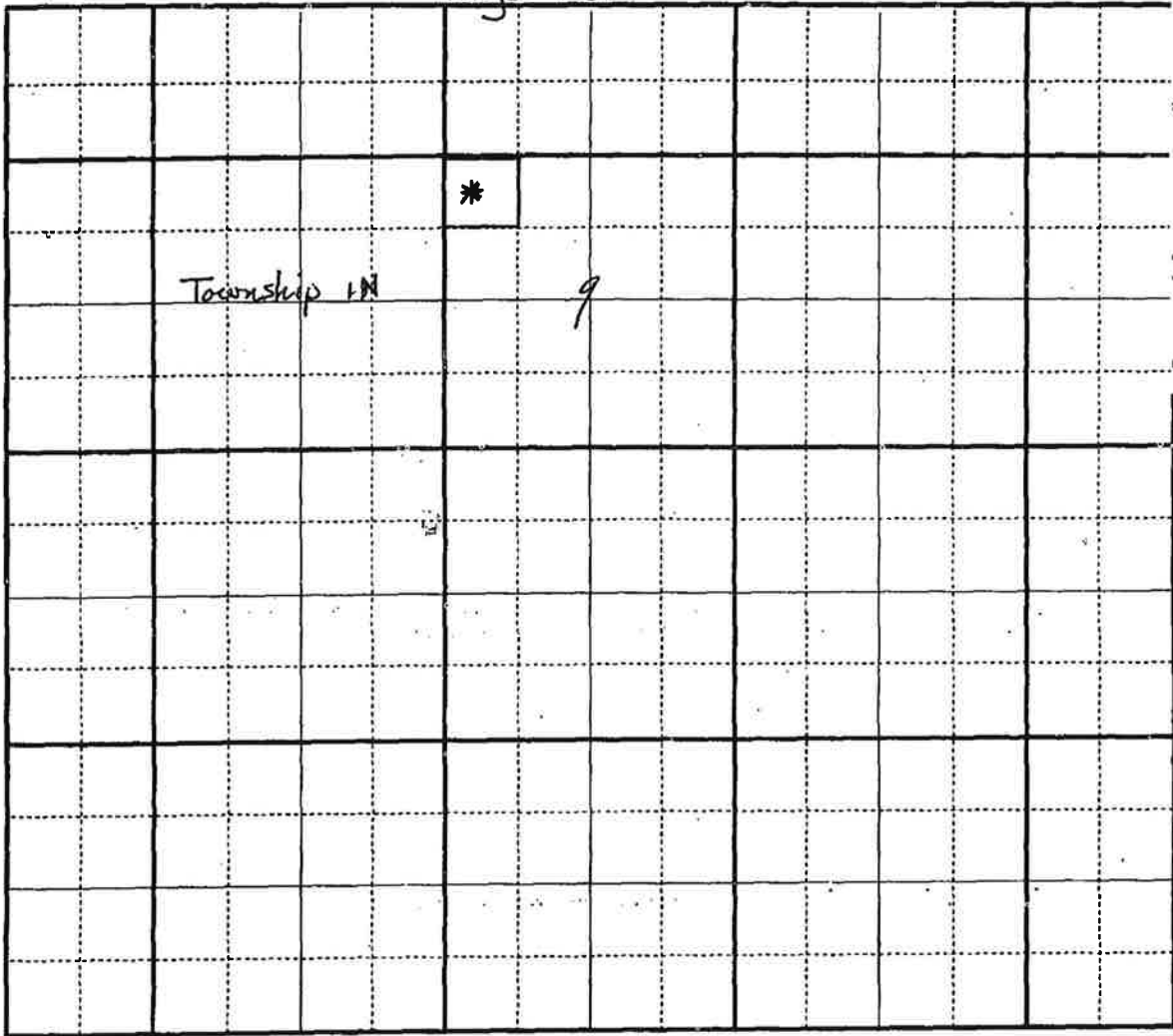
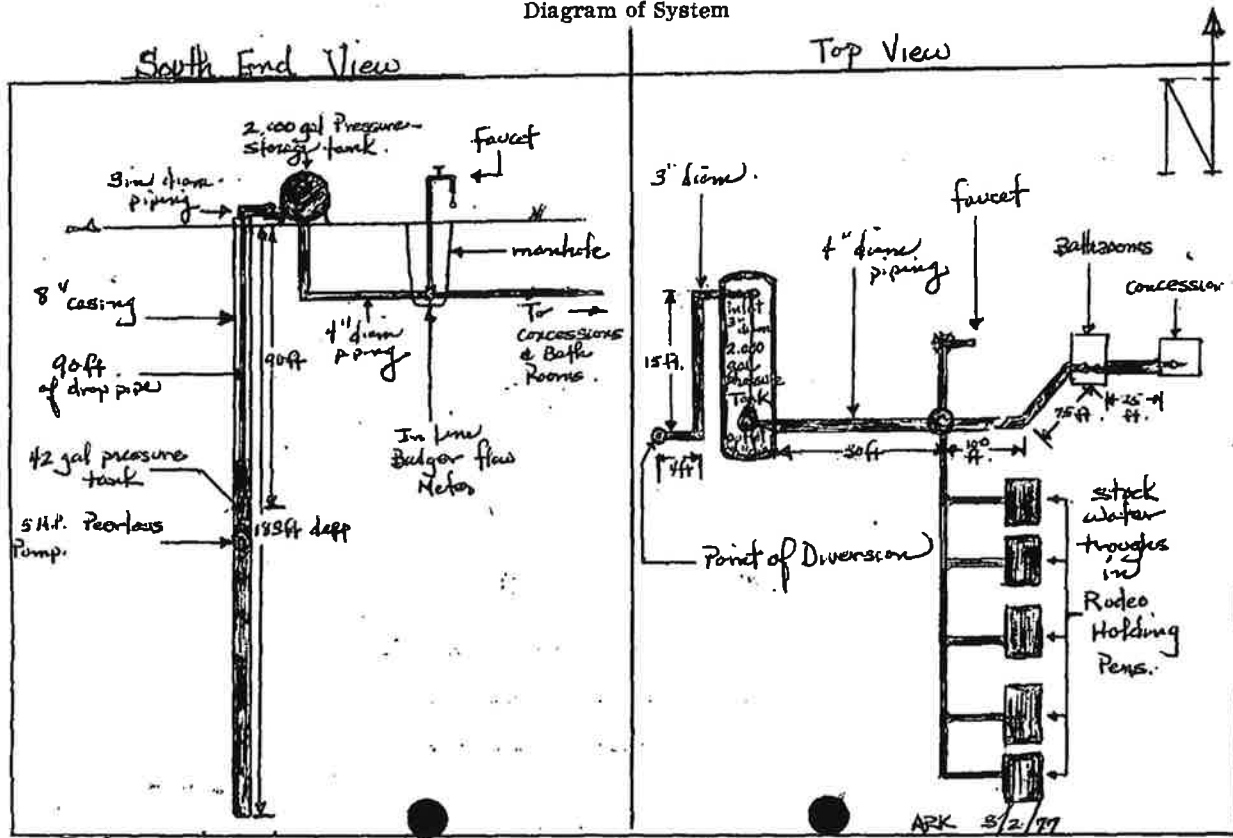


Diagram of System



DATE OF EXAM 3/2/77

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 = .23 c.f.s. V = 1.2 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 .23 cfs Method of measurement In Line Meter

Total Q recommended .23 cfs Meter No. 3552208 Type Badger Condition good

Total V recommended 1.20 AF/Ann

Recommended Amendments:

P.D.
Place of Use
Other
None

System Description: 103 ft deep well - 8 in. casing (depth of 79 ft) - 90 ft drop pipe is connected to a 42 gal. submersed pressure tank and then to a 5 H.P. submersed pump M/N- 5B8502 at a depth of 95 ft. 3 in. piping connects well to a 2,000 gal. pressure storage tank above ground. 4 in. dia. piping leads out of tank to a underground (Badger) 1/2 in. meter S/N- 3552208, M/N- M0644227. System installed in 1970 - flow meter volume reading is 648,800 gal.

Measurement Calculation:

Measured 103 gpm, 1 cfs = 448.8 gpm
 $103 \div 448.8 = .23 \text{ cfs}$

V = 1.2 AF/Ann

ARK 7/14/77

REMARKS:

System shown and described by Wayne Wall, - Water & Sewer Superintendent - City of Idaho Falls. Information on pump was supplied by pump well drilling. Well water is used for domestic use and for stock water. Water is used for service to homes, commercial buildings, 5-50 gallon stock water tanks, and to fill pump tank. Pump is (Badger) 1/2 in. dia. 3000 gpm.
Examiner's Signature Rodney R. Parker Date 3/2/77 Rich Sumner

Checked by Rodney R. Parker Date 1/15/79

Approved by Date

No conflicting rights

4/28/2004

25-7009

Jeff of the City of I.F., who was familiar with the water use history at Sandy Downs, said that water was used in the horse stalls in the NWNW and for the rodeo grounds, concessions and restrooms in the NENW through 1987.

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OCT 01 2004
PROFILED

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

PROFILED

SCANNED

OCT 01 2004

SCANNED

JUL 30 2001

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

WEST ONE BANK BUILDING
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

ARTHUR W. HOLDEN (1877-1967)
ROBERT B. HOLDEN (1911-1971)
TERRY L. CRAPO (1939-1982)
WILLIAM S. HOLDEN (1907-1988)

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
MICHAEL D. CRAPO
GAYLE A. SORENSON
DONALD L. HARRIS
RANDALL B. REED
MARIE T. FEELEY
JOHN G. SIMMONS
ROBERT M. FOLLETT

February 22, 1991

FEB 22 1991
J*

Ernest Carlsen, Adjudication Supervisor
IDAHO DEPARTMENT OF WATER RESOURCES
150 Shoup Avenue, #15
Idaho Falls, Idaho 83402

RE: Notice of Claims Nos. A25-07009 and A25-07299
City of Idaho Falls

Dear Mr. Carlsen:

We have corrected the maps and are returning the above
numbered notices of claim.

Yours very truly,


Kent W. Foster

#0518.00/srs

Enclosure

MICROFILMED

NOV 10 1992

FEBRUARY 19, 1991

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

RE: NOTICES OF CLAIM A25-07009 AND A25-07299
CITY OF IDAHO FALLS

Dear Kent:

The Idaho Department of Water Resources (IDWR) is returning your two Notices of Claim to a Water Right because of insufficient information. All items on the forms must be completed before the IDWR can process the Notices.

Please correct the items identified below and return the Notices to the IDWR by March 19, 1991. Should extenuating circumstances prevent you from returning the Notices by this date, the IDWR must be contacted in order to hold action on the Notice. Failure to either return the corrected Notices or provide justification for additional time will be cause for refunding the filing fee previously paid and removal of the Notices from the IDWR records. Notices returned after the refund process has been initiated will be subject to a late fee plus the regular filing fee.

There are discrepancies between the location of the point of diversion and place of use illustrated on the maps and the legal descriptions contained in Items 4 and 10 on the above mentioned Notices. Should the maps be in error, simply return the Notices with corrected maps. To change either Item 4 or 10 on the form will require submitting an Amended Notice of Claim signed by the claimant.

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NOV 10 1992

Kent Foster
Page - 2 -

If you wish to make an appointment to discuss the corrections, please call the IDWR at (208)-525-7161.

Respectfully submitted,

EC

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure: Copies of Notices of Claim

FILE: TIC

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NOV 10 1992

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME IDaho Falls CITY OF CLAYTON CLAIM NO. A25-07009DATE RECEIVED 9/13/89 CK # AMOUNT \$ YES NO Required Info?

1. Is the name and address complete with zip code? X *
2. Is a priority date entered? X *
- Is the priority date acceptable in view of mandatory filing dates? X *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. X *
3. (a) Is a source entered? X *
- (b) Is a tributary to entered? (if required) N/A X *
4. Is the legal description of the p.d. sufficient? X *
5. Is there a description of the diverting works? X *
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. X *
- Is the period of use included? X *
- Is a quantity claimed for each use? X *
7. Is a total quantity claimed entered? X *
8. If required is a consumptive use entered? N/A X *
- Is the consumptive use correct? N/A X *
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. N/A X *
10. Is (are) the place(s) of use and purpose(s) indicated? X *
11. Is (are) the county(ies) entered? X *
12. Is the ownership of p.u. checked? X *
13. Are other water rights listed or "none" indicated? X *
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 X *
15. Is the basis of the claim indicated? X *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A X *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. X *
18. Has the claim been signed, sealed, and dated by a notary? X *
19. Was this claim filed on time, or was an extension granted? X *
20. Is the fee enclosed correct? Exempt X *
21. If this claim is based on an existing water right, has the identification number been entered? N/A X *
22. Should this claim be data entered? X *

Claim checked by: TO Date: 12/1/89Claim must be returned to claimant: (Yes) X (No)Claimant must be notified of modifications: (Yes) X (No)Receipt Prepared by:
Claim data entered by:
Sent to claimant by: Date:
Date: 12/4/89
Date: Checked by: Date: MICROFILMED
NOV 10 1992Comments:

SCANNED

JUL 30 2001

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: A25-07009

Date Received: 9/22/1989

Receipt No: E010755

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

208-523-0620

83405

2. Date of Priority: AUG 7, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	38E	9	NE	NW			BONNEVILLE

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MUNICIPAL	01/01	12/31	0.230		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
M/SANDY DOWNS RODEO ARENA, RESTROOMS, DRINKING FOUNTAINS, ETC.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	38E	9	NE	NW		MUNI	

A25-07009

Page 1

Date: 02/05/91

A2507009



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NOV 10 1992

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:
NONE

14. Remarks:

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 _____ of
_____ Title

_____, that I have signed the foregoing
Organization
document in the space below as _____ of

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

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

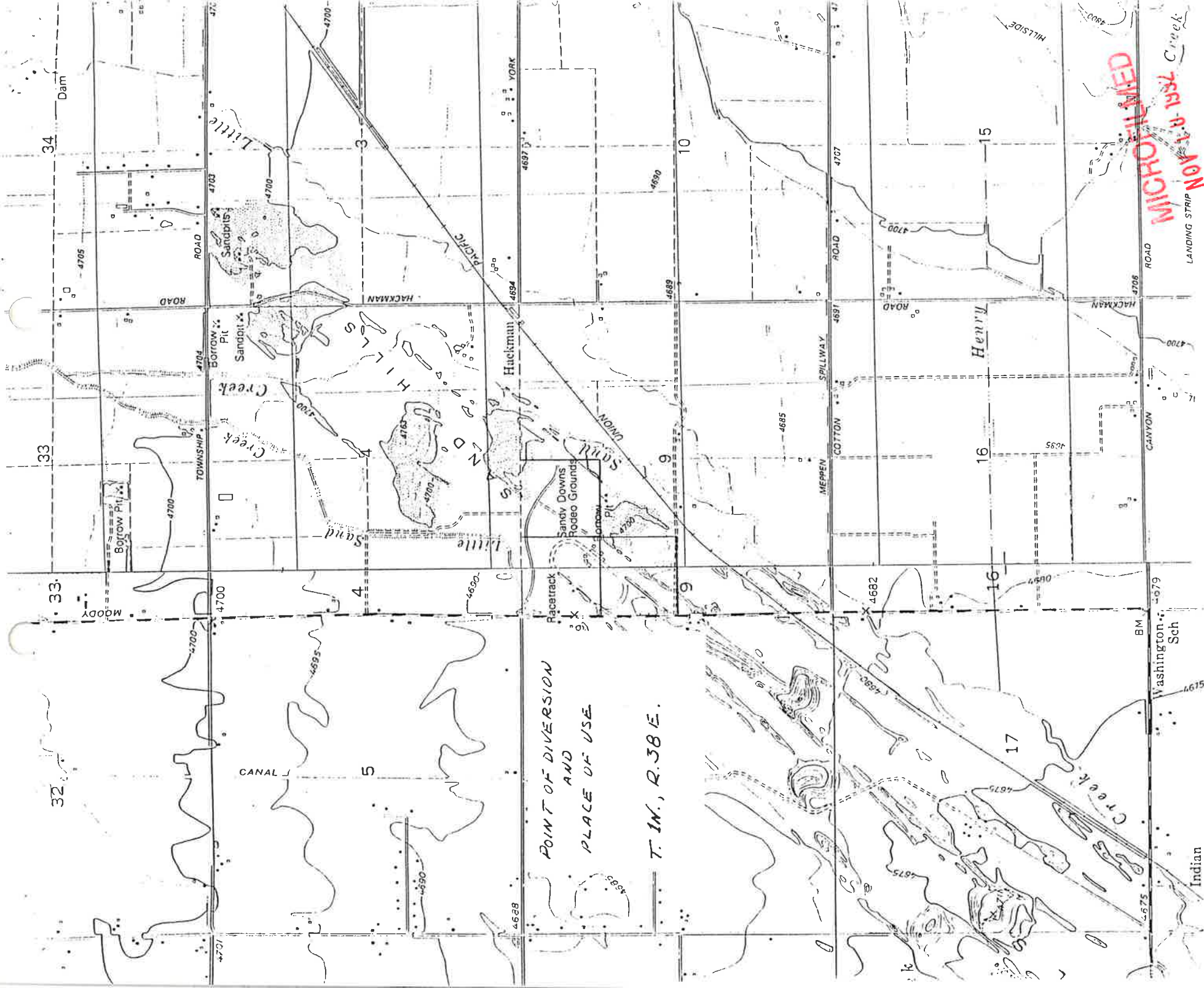
17. Notice of Appearance:

Notice is hereby given that I, _____ 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 _____

Address _____

Date _____



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 A25-7009
Date Received 9/13/89
Receipt Number ED10755RECEIVED
SEP 13 1989Department of Water Resources
Eastern District OfficeNOTICE 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) August 7, 1970
3. Source of water supply (a) Groundwater
which is tributary to (b) _____
- 4.a. Location of existing
point of diversion is: Township 1N. Range 38E. Section 9 ,
1/4 of NW 1/4 of NW, Govt. Lot, _____ B.M., County of Bonneville
Additional points of diversion if any: _____
- b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of
_____ 1/4 of _____ 1/4 Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches,
Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any
changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.
Well and pump.

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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 .23 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .23 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is de minimus acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)
Municipal - Sandy Downs Rodeo arena, rest rooms, drinking fountains, etc.

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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.

TWP:RNG:SEC:	NE1/4	:	NW1/4	:	SW1/4	:	SE1/4	:TLS
:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:
<u>1N:38E: 9</u>	:	:	<u>M</u>	:	:	:	:	:
:	:	:	:	:	:	:	:	:
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:	:	:	:	:	:	:	:	:
:	:	:	:	:	:	:	:	:

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.

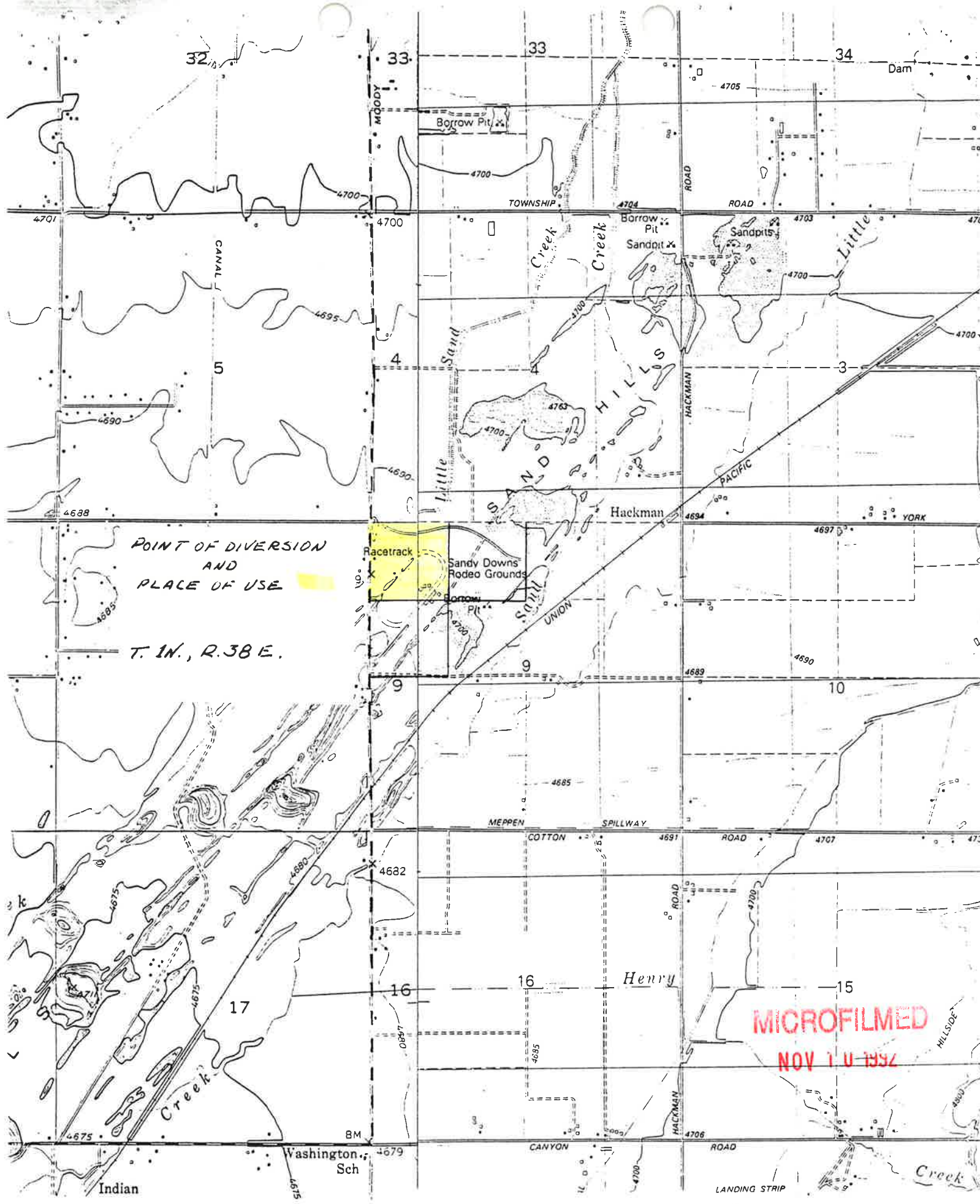
13. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (X)

14. Remarks:

Last Name City of Idaho Falls Ident No. 25-7009

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NOV 10 1992



POINT OF DIVERSION
AND
PLACE OF USE

T. 1N., R. 38E.

MICROFILMED
NOV 1 1992

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

If applicable provide IDWR Water Right Number 25-7009
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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 1

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

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

For Organizations: I do solemnly swear or affirm that I
am Mayor of City of 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 _____)
_____) SS.
County of Bonneville)

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

Notary Public Kent W. Foster
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 Kent W. Foster
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 25-7009