

04/29/2004

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

RIGHT NUMBER: 25-7299

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: 2.230 CFS
946.600 AFY

PRIORITY DATE: 12/23/1982

POINT OF DIVERSION:

T01N R38E S4 NWSESE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
2.230 CFS
946.60 AFY

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R38E S04 Lot 1 NENE	35.0	T01N R38E S04	SWNE	14.0	
T01N R38E S04	SENE	39.0	T01N R38E S04	NESE	39.0
T01N R38E S04	NWSE	38.0	T01N R38E S04	SWSE	32.0
T01N R38E S04	SESE	37.0	T01N R38E S09	NWNE	9.0

243 ACRES TOTAL

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

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this 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

Place of use is known as the Sand Creek Golf Course.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Use of this right is combined with water from Idaho Irrigation District.

PROFILED

Water Right 25-7299

1

SCANNED

SEP 24 2004



Department of Water Resources

Claim No.: 25-07299



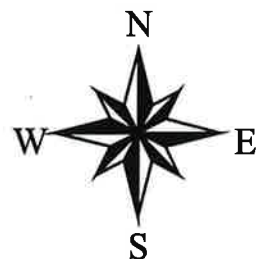
0 1320 2640 3960 5280 6600 Feet

- Point of diversion
- Place of use
- Sections
- QQ

PROFILED

SCANNED

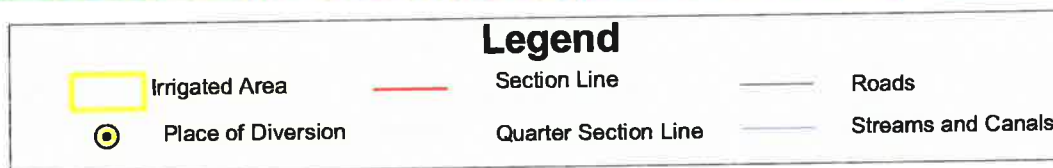
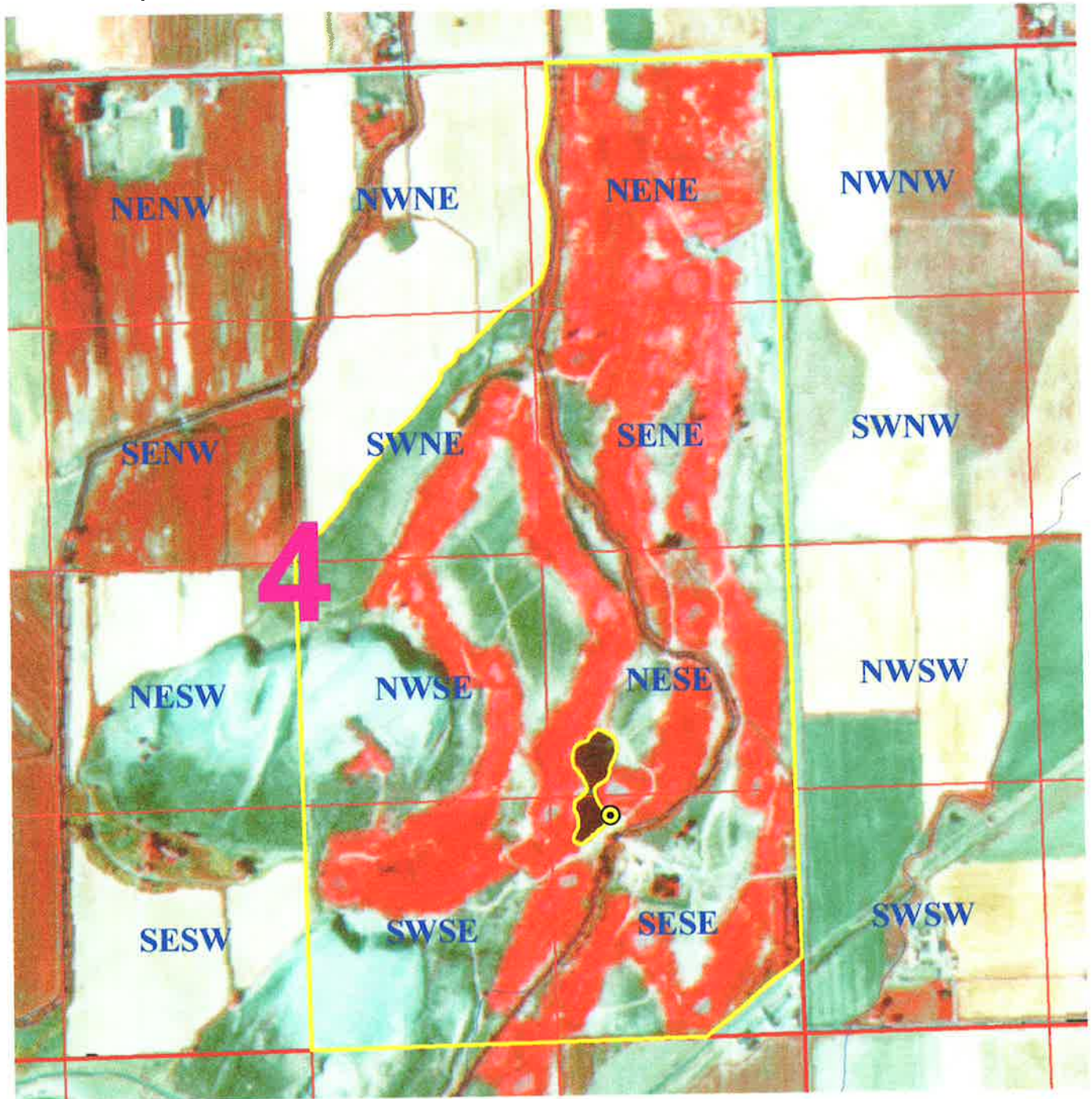
SEP 24 2004



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

Water Right Claim Number 25-07299
Townships , 2N38E, 1N38E

12/06/2000



SPATIAL
DYNAMICS



AUG 07 2007

Log for claim 25-07299

Spatial Dynamics CAT

12/6/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n38e	4	NENE	35	38	
01n38e	4	NWNE	0	0.2	Logically fit with claim
01n38e	4	SWNE	20	23	
01n38e	4	SENE	40	40	
01n38e	4	NESE	40	39	
01n38e	4	NWSE	40	40	
01n38e	4	SWSE	40	40	
01n38e	4	SESE	38	37	
Totals:			253	257.2	

AJ5809NP
No. A25-07299

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/24/00
PAGE: 142

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF IDAHO FALLS C/O HOLDEN KIDWELL HAHN & CRAPO PO BOX 50130 IDAHO FALLS ID 83405 (208) 523-0620	12/23/1982	IRRIGATION	04-01 11-01	2.230 CFS	
TOTAL DIVERSION:					2.230 CFS	
CONSUMPTIVE USE:						886.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T01N R38E S04 SESE BONNEVILLE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE																				
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
01N	38E	4	:	35			20	40	:																40	40	40	38	:	253.0		
TOTAL ACRES																												253.0				

POU County: BONNEVILLE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

25-13062 25-13063 A25-12862 A25-13062 A25-13063

Other Water Rights Listing Overlapping Place(s) of Use:

A01-0007520 A01-0007620 A01-0031220 A01-0036820 A01-0036920 A01-0037020 A25-0022420

Dates: Exam Made Date: Verified Date: 02/13/1991 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 12/04/89 KEISER 02/13/91 THOMPSON 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 25-07299

Priority: December 23, 1982

Maximum Diversion Rate:

2.23 CFS

This is to certify, that CITY OF IDAHO FALLS
PO BOX 220

IDAHO FALLS ID 83402-0220

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 23, 1982; and has submitted Proof of Beneficial Use on September 29, 1989. An examination indicates that the works have a diversion capacity of 3.140 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.23 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 4, Township 01N, Range 38E
BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	38E	4	NENE 33	SWNE 20	SENE 38	
			NESE 40	NWSE 40	SWSE 30	
			SESE 37			238
		9	NWNE 5			5

Total number of acres irrigated: 243

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
7. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

MAY 16 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

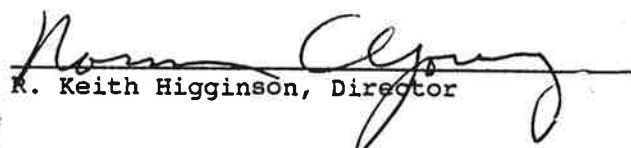
WATER RIGHT NO. 25-07299

CONDITIONS/REMARKS:

8. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 972 af for the lands above.
9. Place of use is known as the Sand Creek Golf Course.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 29TH day of April, 1995.

Acting for


R. Keith Higginson, Director



MICROFILMED
MAY 16 1995

APPROVED

State of Idaho
Department of Water Resources

RECEIVED

APR 17 1995

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 25-07299

Department of Water Resources

Date of Priority: December 23, 1982 Maximum Diversion Rate: 2.23 CFS
Comes now CITY OF IDAHO FALLS
PO BOX 220
IDAHO FALLS ID 83402-0220 and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 25-07299, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.23 CFS	

LOCATION OF POINT(S) OF DIVERSION: SESE, Sec. 4, Township 01N, Range 38E
BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	38E	4	NENE 33	SWNE 20	SENE 38	
			NESE 40	NWSE 40	SWSE 30	
			SESE 37			238
		9	NWNE 5			5

Total number of acres irrigated: 243

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Idaho Falls, Bonneville Co., this 13th day of April, 1995.

MICROFILMED

MAY 16 1995

(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 25-07299



FOR DEPARTMENT USE ONLY

Preliminary check ☒ Fee = 50.00 Received by Jw # C032473 Date 4-17-95

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 25-07299 with the following;

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
7. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
8. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 972 af for the lands above.
9. Place of use is known as the Sand Creek Golf Course.

Witness my hand this 29th day of April, 1995.

Acting for

R. Keith Higginson
R. Keith Higginson, Director

MICROFILMED

MAY 16 1995

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Flow Meter Station	Petot	Deiterich	1517-316-SS	091409	7.981	
Flow Indicator	Manometer	IDWR			60"	

2. Measurements:

See attached anubar Measurement Sheet

Q = 3.14 cfs

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

243 acres · $\frac{.02 \text{ cfs}}{\text{acre}} = 4.86 \text{ cfs}$ Anubar = 3.14 cfs

2. Alternate Method for Checking Purposes:

permit = 2.23 cfs

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (243 \times 4.0) = 972 \text{ Afa}$

$V_{D.R.} = [\text{Diversión Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (2.23 \times 1.9835 \times 214) = 946.6$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 972 \text{ Afa}$

2. Volume Calculations for Other Uses:

NOT RECORDED

MAY 16 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 21 1995
Department of Water Resources

A. GENERAL INFORMATION

1. Owner: City of Idaho Falls Permit No. 25-7299
Current Address: P.O. Box 220, Idaho Falls, Id 83402-0220 Phone No. 529-1472
2. Accompanied by: James Schwarzenberge EXAM. DATE: 6-6-91
Address: Same Phone No. 529-1459
Relationship to Permit Holder: Employee
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

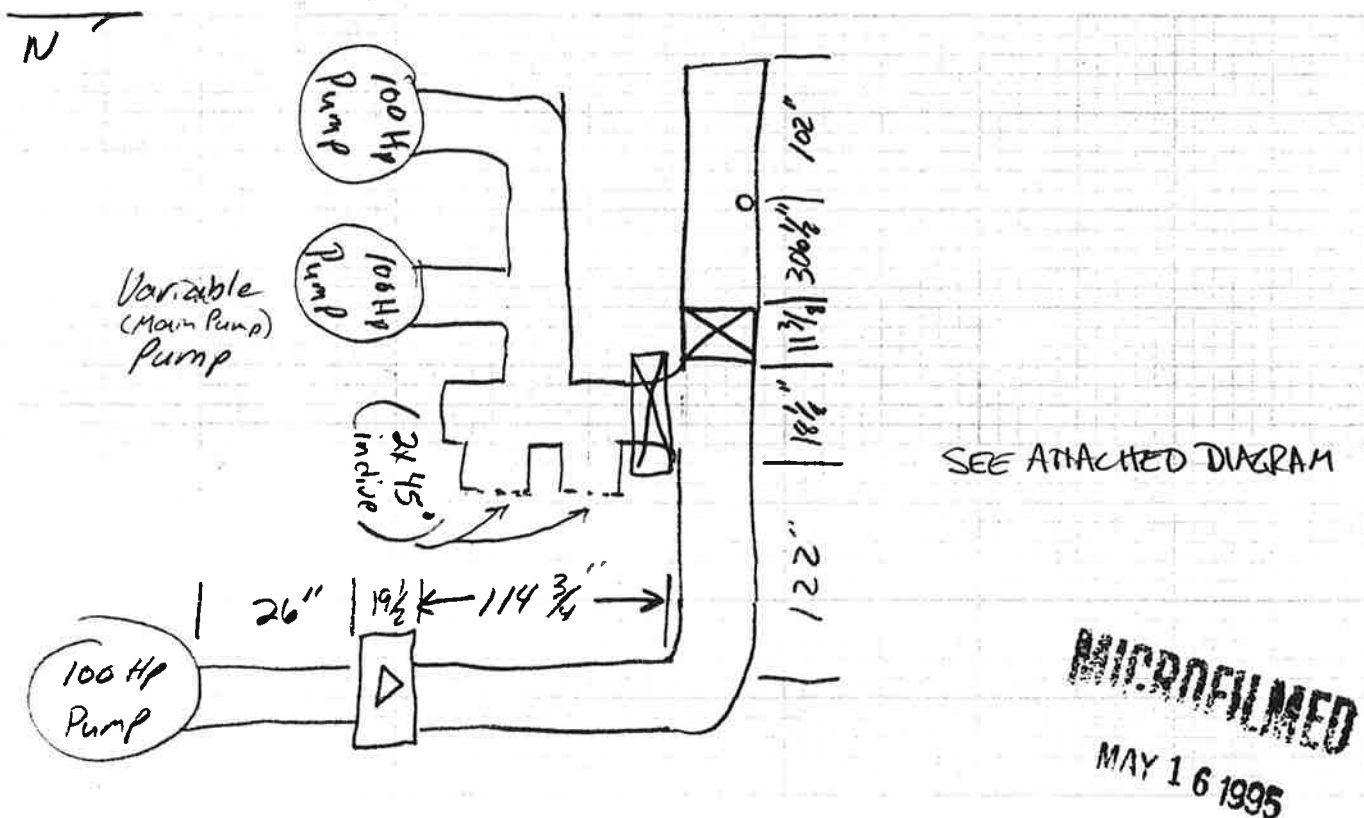
1. Other water rights with same place of use: 01-00312 (Idaho Irrigation District)

☐ Copies Attached
2. Other water rights with same point of diversion: NONE

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

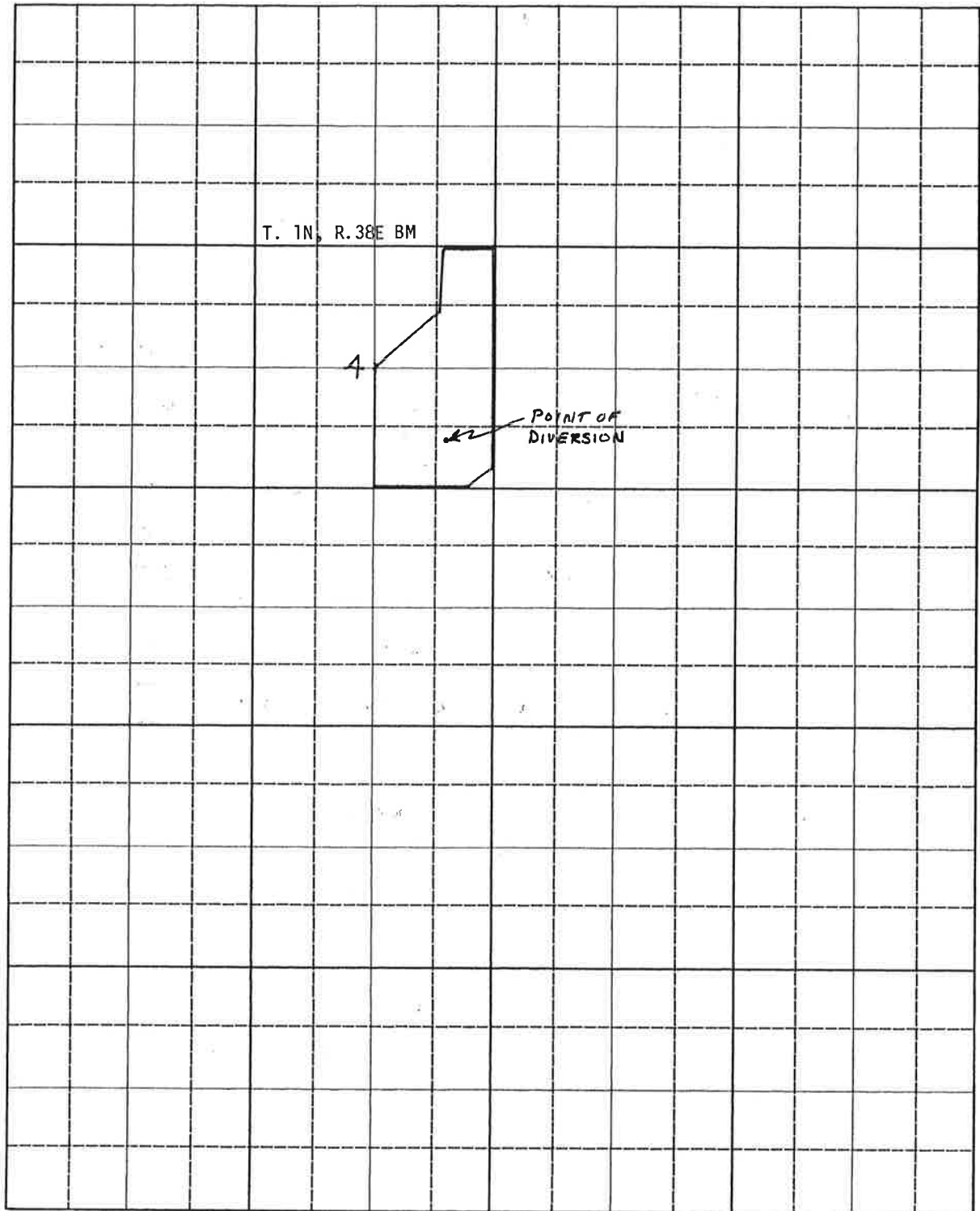
1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICROFILMED

JUN 12 1989

Ronald F. Lloyd
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant City of Idaho Falls Phone 529-1472

Post office address P.O. Box 220, Idaho Falls, ID 83402 0220

2. Source of water supply Ground-water which is a tributary of _____

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 4 Township 1N

Range 38E B.M. Bonneville County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 2.23 for Irrigation purposes from Mar. 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 2.23 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump and Pipeline to Lake

b. Height of storage dam 3 feet, active reservoir capacity _____ acre-feet; total reservoir capacity 6 acre-feet, materials used in storage dam: Concrete

Period of year when water will be diverted to storage Mar. 1 to Oct. 31 inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 200 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water * SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 4 Township 1N

Range 38E B.M. * As per telecon KCW w/Donald Lloyd 12-27-82

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

RECORDED

JUN 12 1989

MEMORANDUM

TO: File 25-07299 / City of Idaho Falls
FROM: Brenda Chapman
DATE: March 21, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

G. VOLUME CALCULATIONS

Rather than limit the volume according to the rate of flow recommended, it will be addressed in remarks based on current supplemental groundwater processing procedures. (the entire amount allowable for the number of acres will be listed)

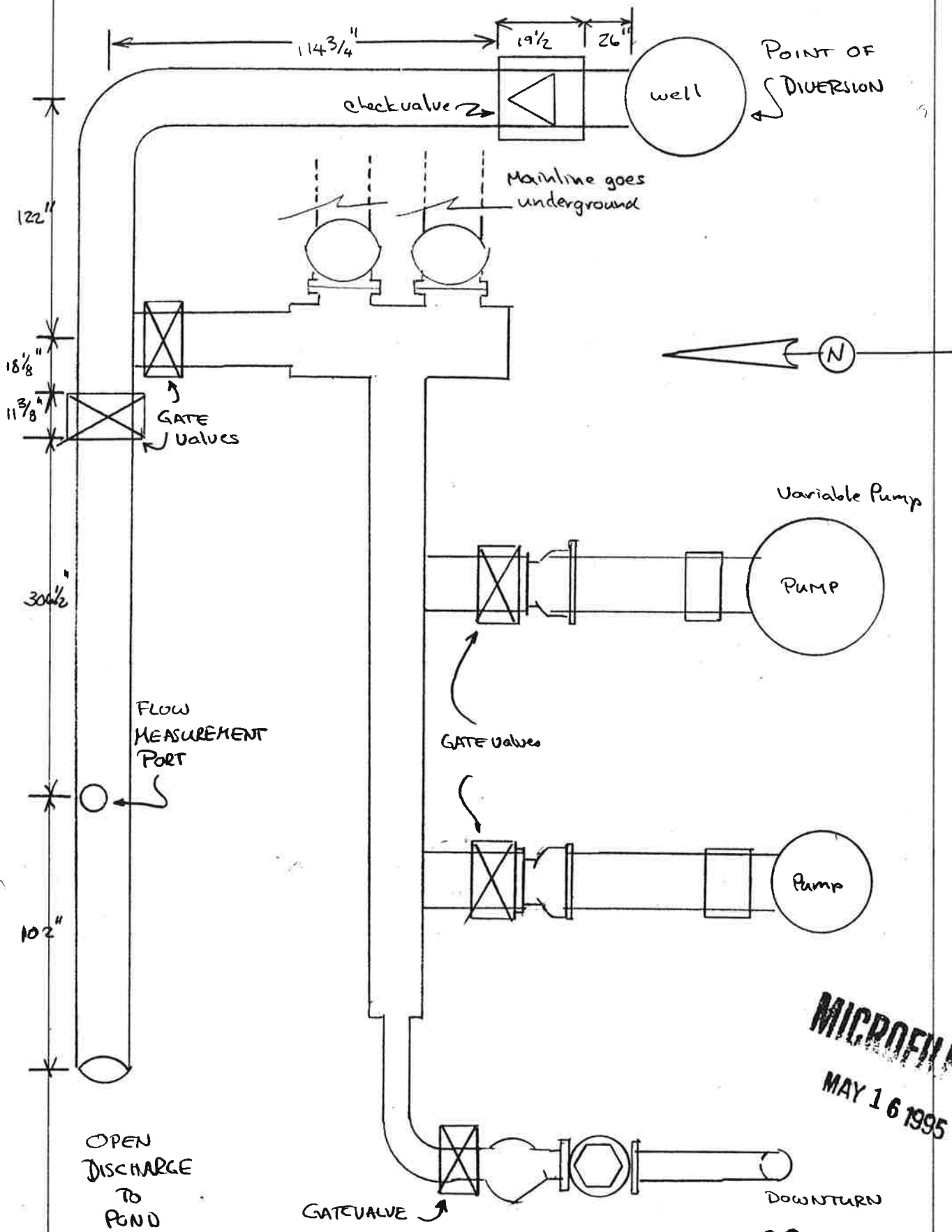
I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-01 to 10-31	2.23	Not listed

See item G.

MICROFILMED
MAY 16 1995



MICROFILMED
MAY 16 1995

25-7299

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: Hayden Date 6-6-91
Owner: Idaho Falls, City of Permit No. 25-7299

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

MEASURED INSIDE PIPE DIAMETER IN INCHES (ID)

CIR = Pipe Circumference in Inches = 25.25
T = Pipe Thickness in Inches = .105
ID = 2 [(0.1592 X CIR) - T] = ... 7.8296

ANNUBAR DESCRIPTION & CONSTANT (C)

Size Used in Test 7.981
State ID No. 091409
Select C based on size from Table below.

Nominal Pipe Size	C
4"	4.23
6"	3.75
8"	3.87
10"	3.94
12"	3.99
14"- 16"	4.01
18"- 24"	4.02
30" or larger	4.03

C selected 3.87

DIFFERENTIAL PRESSURE READING IN INCHES OF H₂O (H)

High Reading = 39.9
Low Reading = 4.7
High - Low = H = ... 35.2

CALCULATION OF DISCHARGE IN CFS (Q)

$$Q = \frac{(ID)^2 \cdot (\sqrt{H}) \cdot (C)}{448.8}$$

$$Q = \frac{(7.83)^2 \cdot (\sqrt{35.2}) \cdot (3.87)}{448.8} = 3.14 \text{ CFS } 1409.7 \text{ GPM}$$

SKETCH (If not shown on Field Report)

$$\frac{(61.31)(5.93)(3.87)}{448.8}$$

39.9 39.7
4.7 4.5
MICROFILMED
MAY 16 1995

33

34

4705

7'30"

Borrow Pit

4700

Place of Use

25-7299

T 2 N

TOWN

ROAD

T 1 N

4703

4811

R38E

T
1
N

Out

TIN

POINT OF DIVERSION

Hackman

PACIFIC

MAY 16 1995

25-7299

3570 / NE

(IDAHO FALLS SOUTH)

Sandy Downs
Rodeo Grounds

Borrow Pit

Sand

UNION

25-7299

43
910

Point of Diversion

TIN

R38E

895
T1220

4

25-7299

TIN
R38E

1498
T1350

83.2

1

6.6

2

38.2

1

1394
T1194

16.8

3

112.2

2

4

71.6

13.3

1432
T1862

174

10.6

9.0

2

17.3

20

40

30

37

158

2

1585

NH

14
T1

116

13.3

2

3.9

1

0

3

2

1

2

4

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
CURT R. THOMSEN
MICHAEL D. CRAPO
JAMES D. HOLMAN
GAYLE A. SORENSON
DONALD L. HARRIS
GREGOR S. CHVISUK
RANDALL B. REED
G. LANCE NALDER
J. MICHAEL WHEELER
MARIE T. FEELEY
ROBERT M. FOLLETT

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)

R. VERN KIDWELL, OF COUNSEL

September 21, 1989

Mr. Ernest Carlson
150 Shoup Avenue, #15
Idaho Falls, Idaho 83402

RE: City of Idaho Falls

Dear Mr. Carlson:

We are enclosing with this letter the thirteen Notices of Claim that you recently returned to our office together with the check from the City of Idaho Falls No. 005212 in the amount of \$676.00 and our check in the amount of \$101.00 for the additional filing fee. Although we are paying the additional filing fee per your request, we still fail to see a meaningful distinction between the uses being made by the City of Idaho Falls under these claims and either a residence domestic use or that use made at a public campground.

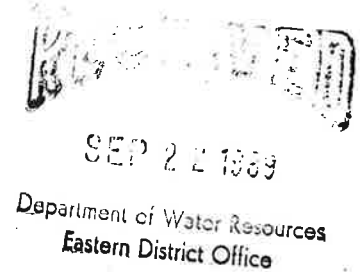
You also indicated in your letter that you were enclosing a copy of day to day working instructions used by Department staff for determining filing fees associated with notices for domestic and stockwater uses. Somehow we have been unable to find that document with the materials enclosed with your letter. We would like to have a copy and would appreciate it if, at your convenience, you would furnish us with one.

Yours very truly,


Kent W. Foster

#0518.00/srr

Enclosure



MICROFILMED
NOV 07 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

18 September 1989

Kent W. Foster
Holden, Kidwell, Hahn & Crapo
P.O. Box 50130
Idaho Falls, ID 83405

RE: City of Idaho Falls

Dear Mr. Foster:

The Department is returning check 005212 and 13 Notices of Claim from the City of Idaho Falls because of insufficient filing fees. Below is an itemized list of the Notices and the fee for each based on information provided with the Notices and our understanding of the statutes.

For your convenience, also enclosed is a copy of day to day working instructions used by Department staff for determining filing fees associated with notices for domestic and stockwater uses.

One of the criteria for domestic use is that the water be used in a family residence(s) or public campground. In those situations where a city operates a well to provide culinary water not associated with a residence or campground, the Department has historically classified the nature of use as Municipal. Those notices we feel this situation applies to are identified below. You may wish to leave Domestic as the nature of use for these notices, however, they do not appear to qualify for the \$25.00 filing fee and consequently fall within the \$50.00 filing fee category, plus a variable fee of \$100.00/ cfs.

A25-07044	64.00	Municipal
A25-07299	303.00	
A25-13062	25.00	
A25-13063	25.00	
A25-07009	73.00	
A25-07188	25.00	
A25-13064	25.00	
A35-12567	25.00	

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NOV 07 1992

Kent Foster
18 September 1989
Page 2

A25-13065	54.00	Municipal with priority date later than March 25, 1963. Qualifies for application for permit.
A25-13067	54.00	Municipal
A35-12568	54.00	Municipal
A25-13068	25.00	
A25-13069	25.00	
Total	777.00	

Please return the notice with the appropriate filing fee within 30 days of the date of this letter to avoid assessment of a late fee. Naturally, if there are questions concerning the above feel free to contact me.

Respectfully submitted

Ernest Carlsen
Adjudication Supervisor

Enclosures:

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NOV 07 1992

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME IDAHO FALL CLAIM I.D. NO. A25-07299DATE RECEIVED 9/13/89 CK # _____ AMOUNT \$ _____

- | | YES | NO | Required Info? |
|--|-----------------|-----|----------------|
| 1. Is the name and address complete with zip code? | <u>X</u> | ___ | * |
| 2. Is a priority date entered? | <u>X</u> | ___ | * |
| Is the priority date acceptable in view of mandatory filing dates? | <u>X</u> | ___ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | <u>X</u> | ___ | * |
| 3. (a) Is a source entered? | <u>X</u> | ___ | * |
| (b) Is a tributary to entered? (if required) | N/A <u>X</u> | ___ | ___ |
| 4. Is the legal description of the p.d. sufficient? | <u>X</u> | ___ | * |
| 5. Is there a description of the diverting works? | <u>X</u> | ___ | ___ |
| 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. | <u>X</u> | ___ | * |
| Is the period of use included? | <u>X</u> | ___ | ___ |
| Is a quantity claimed for each use? | <u>X</u> | ___ | * |
| 7. Is a total quantity claimed entered? | <u>X</u> | ___ | ___ |
| 8. If required is a consumptive use entered? | N/A <u>X</u> | ___ | ___ |
| Is the consumptive use correct? | N/A <u>X</u> | ___ | ___ |
| 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 <u>X</u> | ___ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | <u>X</u> | ___ | * |
| 11. Is (are) the county(ies) entered? | <u>X</u> | ___ | ___ |
| 12. Is the ownership of p.u. checked? | <u>X</u> | ___ | ___ |
| 13. Are other water rights listed or "none" indicated? | <u>X</u> | ___ | ___ |
| 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 <u>X</u> | ___ | ___ |
| 15. Is the basis of the claim indicated? | <u>X</u> | ___ | ___ |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | N/A <u>X</u> | ___ | ___ |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | <u>X</u> | ___ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | <u>X</u> | ___ | * |
| 19. Was this claim filed on time, or was an extension granted? | <u>X</u> | ___ | * |
| 20. Is the fee enclosed correct? | Exempt <u>X</u> | ___ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | N/A <u>X</u> | ___ | ___ |
| 22. Should this claim be data entered? | <u>X</u> | ___ | ___ |

Claim checked by: TO Date: 12/11/89Claim must be returned to claimant: ___ (Yes) X (No)Claimant must be notified of modifications: ___ (Yes) X (No)Receipt Prepared by: SK Date: 12/4/89 Checked by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____

Comments: _____

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NOV 07 1992

State of Idaho
Department of Water Resources

RECEIVED

MAY 08 1995

WATER RIGHT LICENSE

WATER RIGHT NO. 25-07299

Department of Water Resources
Eastern District Office

Priority: December 23, 1982

Maximum Diversion Rate:

2.23 CFS

This is to certify, that CITY OF IDAHO FALLS
PO BOX 220

IDAHO FALLS ID 83402-0220 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 23, 1982; and has submitted Proof of Beneficial Use on September 29, 1989. An examination indicates that the works have a diversion capacity of 3.140 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.23 CFS	

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 4, Township 01N, Range 38E
BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	38E	4	NENE 33	SWNE 20	SENE 38	
			NESE 40	NWSE 40	SWSE 30	
			SESE 37			238
		9	NWNE 5			5

Total number of acres irrigated: 243

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
7. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

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NOV 08 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 25-07299

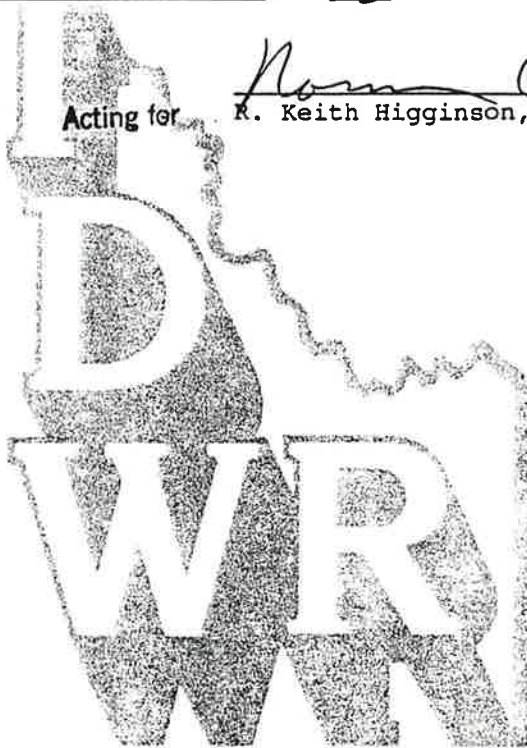
CONDITIONS/REMARKS:

8. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 972 af for the lands above.
9. Place of use is known as the Sand Creek Golf Course.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 29TH day of April, 1995.

Acting for


R. Keith Higginson, Director



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NOV 08 1990

AUG 6 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: A25-07299
Date Received: 9/13/1989
Receipt No: E010755
Received By: _____

See 25-07009

for attachments & letter

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: DEC 23, 1982

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	38E	4	SE	SE			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.
IRRIGATION	04/01	11/01	2.230		

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

A.F.A.

8. Total consumptive use is 886.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	38E	4	NE	NE		IRR	35.0
			SW	NE		IRR	20.0

A25-07299

Page 1

Date: 12/04/89

A2507299



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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	38E	4	SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	38.0
Section Acres							253.0
Total Acres							253.0

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: PERMIT

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

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

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 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 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 125-7299
Date Received 9/13/89
Receipt Number EQ10-755

RECEIVED

SEP 22 1989

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

SEP 13 1989

Department of Water Resources
Eastern District Office

ACQUIRED UNDER STATE LAW

Department 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) December 23, 1982

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 4 ,

1/4 of SE 1/4 of SE, Govt. Lot, 1 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 Irrigation purposes from 04/01 to 11/01 amount 2.23 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.23 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 886 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 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	:
1N:38E:	4	:35	:	:	20	40	:	:	:	:	:	:	:	:	:	:	:	40	40	40	38	:253
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Total number of acres irrigated 253

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.

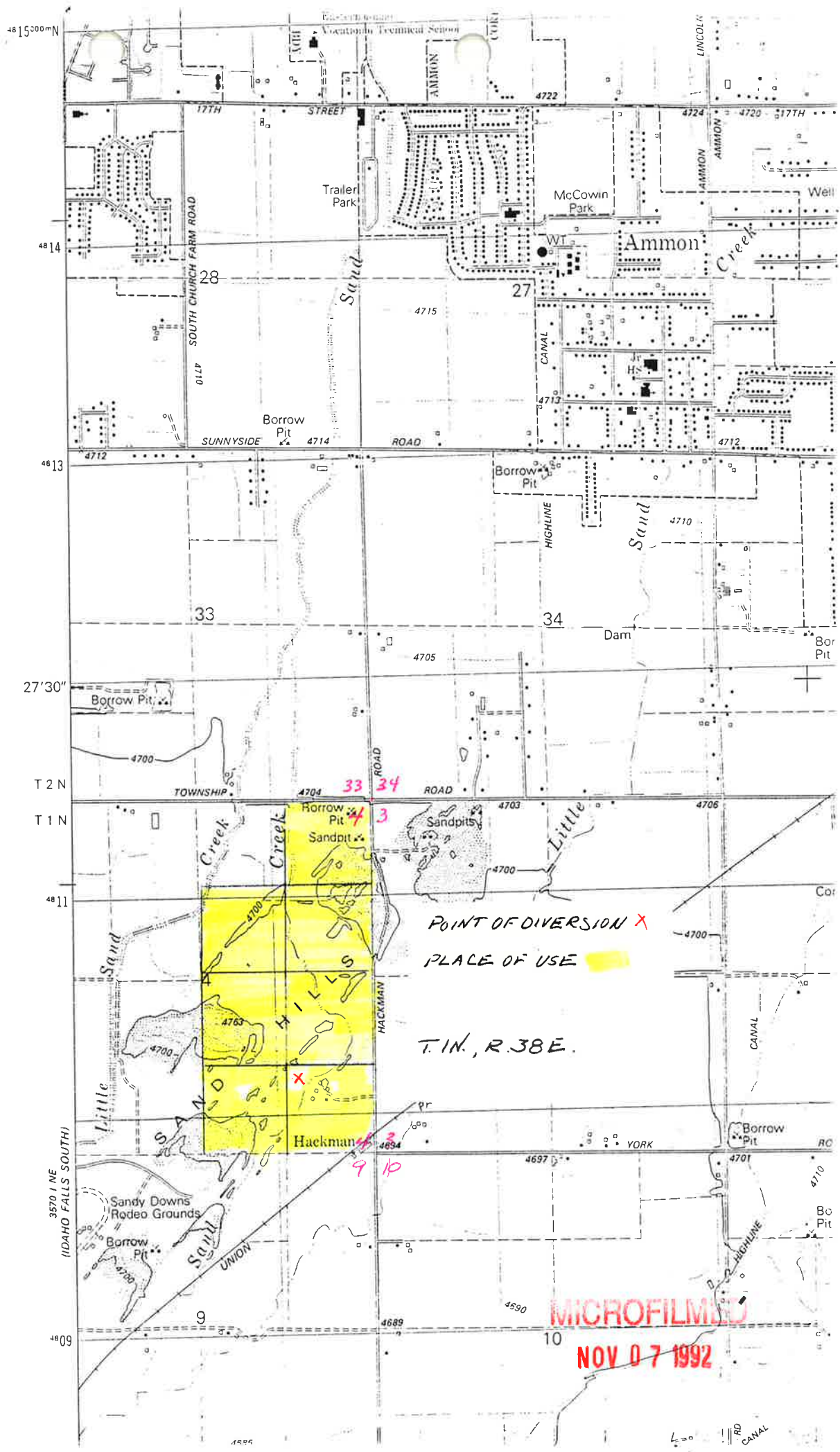
13. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (X)

14. Remarks:

Last Name City of Idaho Falls Ident No. 25-7299

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

If applicable provide IDWR Water Right Number 25-7299
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature(s)

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

Number of attachments 1

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

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

For Organizations: I do solemnly swear or affirm that I
am Mayor of City of 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 Scott D. Lister
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 Scott D. Lister
Address P.O. Box 50130, Idaho Falls, Idaho 83405
Date 09/12/89

Last Name City of Idaho Falls Ident. Number 25-7299

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