

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

05/17/2005

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

RIGHT NUMBER: 27-4128
NAME AND ADDRESS: CITY OF FIRTH
PO BOX 37
FIRTH ID 83236

Uaid

SOURCE: GROUND WATER
QUANTITY: 0.180 CFS

TRIBUTARY:

PRIORITY DATE: 10/26/1935

POINT OF DIVERSION:

T01S R36E S25 NWSENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
01/01 12/31

QUANTITY
0.180 CFS

PLACE OF USE:

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

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

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

EXPLANATORY MATERIAL: Beneficial Use

05/02/2005

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

RIGHT NUMBER: 27-4128

NAME AND ADDRESS: CITY OF FIRTH
PO BOX 37
FIRTH ID 83236

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.180 CFS

PRIORITY DATE: 10/26/1935

POINT OF DIVERSION:

T01S R36E S25 NWSENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	0.180 CFS

PLACE OF USE:

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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.

PLACE OF USE IS WITHIN CITY LIMITS OF FIRTH

EXPLANATORY MATERIAL: Beneficial Use



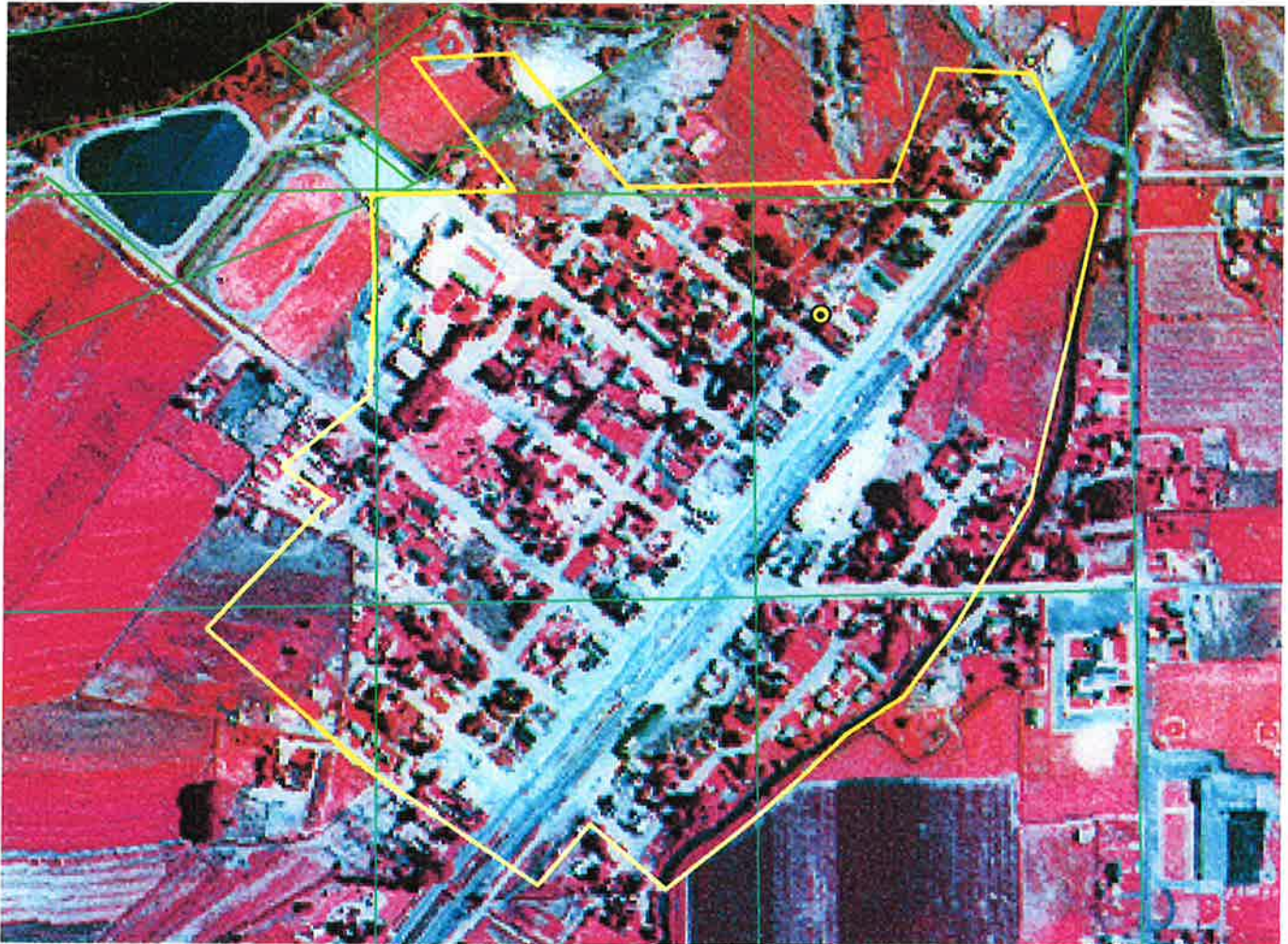
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-4128 & 27-4129



800 0 800 1600 Feet

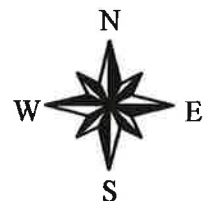
MUNICIPAL

LEGEND

- ⊙ Point of Diversion
- Yellow outline Place of Use
- Townships
- Sections
- Quarter-Quarters

Place of Use: T1S, R36E:
(part of) Sec. 25, NWNE, NENE,
SENE, SWNE, SENE,
NESW, NWSE, NESE.

Point(s) of Diversion: T1S, R36E:
Sec. 25, SENE.



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: May 2005.

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

RIGHT NUMBER: 27-4128

NAME AND ADDRESS: CITY OF FIRTH
PO BOX 37
FIRTH ID 83236

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.180 CFS
130.3 AFY

PRIORITY DATE: 10/26/1935

POINT OF
DIVERSION: T01S R36E S25 NWSENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
01/01 12/31

QUANTITY
0.180 CFS

130.3 AFY

PLACE OF USE:

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

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

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RECEIVED

JUL 06 2005

05/17/2005

Department of Water Resources
Eastern Region

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 27-4128

CITY OF FIRTH

PO BOX 37

FIRTH ID 83236

Telephone Number: (208)346-6574

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 6/28/05 SIGNATURE: Robert Dial

Please print your name: Robert Dial

IDWR Regional Office,

RECEIVED
JUL 05 2005

PROFILED

RECEIVED
JUL 12 2005
By

KMJ
7/18

Notes

27-4128 + 27-4129

10/6/03 Conversion of gpd to cfs.

Well #1 115,000 gpd = 0.1779 cfs (0.18 cfs) 27-4128
Well #2 342,000 gpd = 0.529 cfs (0.53 cfs) 27-4129
Total diver. 0.71

- Link the GPS point 4129G
 - Link the City Limit Shape to PO4
- Create layout using the city boundaries

Using the measurements from 2001 because it will be closer to a 1987 valve

6/20/05 Robert, City of Fitch, 221-6574 (cell)
Called to see why the diversion rate was different.

6/21/05 I called Robert back and explained that it was based on what was measured from the wells. CD

Firth, Isabela

Years	Population	Housing Units
2000	408	148

1990	429	
------	-----	--

1980	460	
------	-----	--

1970	362	
------	-----	--

1930	did not find any info.	
------	------------------------	--

1935	235 ?	
------	-------	--

10/6/03 theoretical from

CO. Multip graph from
field exam handbook.

0.87 cfs

0.56 cfs

In 1930 Firth was "Firth Village"

Search results from the Internet.

10-2-03

B.P.

Notes

A27-04128

1/ Exam done on 8-18-03

2/ See notes from A27-04129

9-29-03. When was Fifth incorporated?
Left message. Bx. Robert Deak to
research + call back. BP

10-1-03 1975 annex TIS R36E Sec 25

5-25-1929 City incorporated at least by this date.
per Robert Deak BP

A27-04128

OK

City of Fifth

Current Owner _____

Current Owner _____

Accompanied By: Robert Dial Phone Number: 221-6574 (cell)

Relationship to Claimant: Public Works Director

Date of Field Exam: 8-18-2003 Time: _____

Directions to Property (if different from above) and/or update owner information:

This image shows a single page of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

Reviewer: CB

Date: 9/29/03

Priority Date Data Entry Form

Claim Number: A27-04128

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: Oct 26, 1935 Claimed Basis: Beneficial useRecommended Priority Date: 10-26-1935 Recommended Basis: B.U.☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

See affidavits from Rudolph Rogers,
former Mayor and Mildred Mecham, residentReviewer: CBDate: 10/6/03

Priority DateClaim No. 27 - 4128

1. Should this water use have been included in a later court decree of the water rights from this source? Yes ☐ No ☒
If Yes, go to 2
If No, go to 4
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree? Yes ☐ No ☐
If Yes, go to 3a
If No, go to 4
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use? Yes ☐ No ☐
If Yes, consult the attorney assigned to the Basin. Go to 3b
If No, go to 4
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion? Yes ☐ No ☐
If Yes, go to 11
If No, go to 4
4. Is the basis of claim a decree or license? Yes ☐ No ☒
If Yes, go to 5
If No, go to 7
5. Does the decree or license have a Priority Date? Yes ☐ No ☐
If Yes, go to 6
If No, Consult the attorney assigned to the Basin, go to 15
6. Did the Claimant claim the decreed or licensed Priority Date? Yes ☐ No ☐
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
7. Is the basis of claim a Permit or Application? Yes ☐ No ☒
If Yes, go to 10e
If No, go to 8
8. Is the basis of claim a posted notice? Yes ☐ No ☒
If Yes, consult the attorney assigned to the Basin, go to 15
If No, go to 9
9. Is the Priority Date claimed after the date a permit is required for the source and the water use? Yes ☐ No ☒
If Yes, go to 11
If No, go to 12
- 10e. Will the license be issued prior to filing the Director's Report? Yes ☐ No ☐
If Yes, recommend the Priority Date shown on the license, go to 15
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit. Add Condition Code A01 to the Recommendation, go to 15
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? Yes ☐ No ☐
If Yes, go to 12
If No, disallow with condition P01.
12. Does the claim file contain sufficient evidence of Priority Date? Yes ☒ No ☐
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, Request additional evidence of Priority Date, go to 13
13. Has additional evidence of priority date been submitted? Yes ☐ No ☐
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14
14. Can any portion of the claim be recommended as a valid water right? Yes ☐ No ☐
If Yes, go to 15
If No, disallow with condition P01.
15. Is the basis of claim coded correctly? Yes ☒ No ☐
If Yes, go to 16
If No, Enter the appropriate basis of claim. B.U
16. Is a Priority Date remark and/or condition required? Yes ☐ No ☒
If Yes, Enter the appropriate basis of claim. Priority Date review is complete
If No, Priority Date review is complete.

Priority Date

Point of Diversion and Source Data Entry Form

Claim Number: A27-04128

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T 1S, R 36E, Sec. 25, NW, SE, N/E. County: Bingham

Source: Groundwater Tributary: _____

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
<u>1S</u>	<u>36E</u>	<u>25</u>		<u>NW SE NE</u>	<u>Bingham</u>	<u>Groundwater</u>
GPS Coordinates: <u>0647498</u> <u>0246744</u>						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						

Other rights from this POD? A27-04128 from adjacent well in same pump house.

Document how the POD and Source were verified and/or Pump and Motor data:

On-site. Claim is wrong about
Hp. Motor is 5 hp. This is well #1.

Transfers Changing POD _____

Reviewer: CB

Date: 10/4/03

Point of Diversion

Claim No. 27 - 4/28

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes ☐ No ☒
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes ☐ No ☒
3. Has the License been issued?
If Yes, go to 5
If No, recommend the POD as shown on the Permit. Go to 10
Yes ☐ No ☐
4. Does the parent right have a POD?
If Yes, go to 5
If No, go to 6
Yes ☐ No ☐
5. Can the claimed POD be verified using the water right file?
If Yes, recommend the POD as shown in the water right file. Go to 10
If No, go to 6
Yes ☐ No ☐
6. Is there evidence that there has been a change in the POD?
If Yes, go to 7
If No, go to 9
Yes ☐ No ☒
7. Can the change be verified as an accomplished transfer?
If Yes, add condition C03, go to 9
If No, Notify claimant that a transfer is necessary before the claimed POD can be recommended. Go to 8
Yes ☐ No ☐
8. Was a transfer filed?
If Yes, recommend the POD as shown on the approved transfer. Go to 10
If No, go to 9
Yes ☐ No ☐
9. Does the file contain all of the necessary information to verify the POD?
If Yes, recommend the POD as it existed on 11-19-1987. Describe how the POD was verified. Go to 10
If No, collect the necessary information. Conduct field exam if necessary. Recommend the POD as it existed on 11-19-1987. Go to 10
Field Exam
Yes ☒ No ☐
10. Is a POD remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. POD review is complete
If No, POD review is complete.
Yes ☐ No ☒

Point of Diversion

Source

Claim No. 27 - 4128

1. Is the basis of claim a Decree or License?

If Yes, go to 4

If No, go to 2

Yes ☐ No ☒

2. Is the basis of claim a Permit or Application?

If Yes, go to 3

If No, go to 6

Yes ☐ No ☒

3. Has the License been issued?

If Yes, go to 5

If No, recommend the Source as shown on the Permit. Go to 11

Yes ☐ No ☐

4. Does the parent right have a Source?

If Yes, go to 5

If No, go to 7

Yes ☐ No ☐

5. Can the claimed Source be verified using the water right file?

If Yes, recommend the Source as shown in the water right file. Go to 11

If No, go to 7

Yes ☐ No ☐

6. Is the basis of claim a Posted Notice?

If Yes, consult the attorney assigned to the basin. Go to 7

If No, go to 7

Yes ☐ No ☒

7. Is there evidence that there has been a change in the Source?

If Yes, go to 8

If No, go to 10

Yes ☐ No ☒

8. Can the change be verified as an accomplished transfer?

If Yes, add condition C02, go to 10

If No, Notify claimant that a transfer is necessary before the claimed Source can be recommended. Go to 9

Yes ☐ No ☐

9. Did the claimant file a transfer?

If Yes, recommend the Source as shown in the transfer. Go to 11

If No, go to 10

Yes ☐ No ☐

10. Does the file contain all of the necessary information to verify the Source?

If Yes, recommend the Source as it existed on 11-19-1987. Go to 11

If No, collect the necessary information. Recommend the Source as it existed on 11-19-1987. Go to 11

Yes ☒ No ☐

11. Is a Source remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Source review is complete.

If No, Source review is complete.

Yes ☐ No ☒

Source

Purpose of Use Data Entry FormClaim Number: A27-04128 Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Municipal				

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Municipal				

Document how the Purpose of Use was verified:

On-site

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 10/6/03

Purpose of Use

Claim No. 27 - 4128

1. Is the basis of claim a Decree or License?

If Yes, go to 4

If No, go to 2

Yes () No (X)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3

If No, go to 6

Yes () No (X)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13

Yes () No ()

4. Does the parent right have a Purpose of Use?

If Yes, go to 5

If No, go to 6

Yes () No ()

5. Can the claimed Purpose of Use be verified using the water right file?

If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13

If No, go to 6

Yes () No ()

6. Is there evidence that there has been a change in the Purpose of Use?

If Yes, go to 7

If No, go to 11

Yes () No (X)

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C04, go to 11

If No, go to 8

Yes () No ()

8. Does the change include an enlargement of the Purpose of Use?

If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9

If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12

Yes () No ()

9. Was an enlargement claim filed?

If Yes, go to 11

If No, Notify claimant that an enlargement claim is necessary. Go to 10

Yes () No ()

10. Did the claimant file an enlargement claim?

If Yes, go to 11

If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13

Yes () No ()

11. Does the file contain all of the necessary information to verify the Water Use?

If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (X) No ()

12. Did the claimant file a transfer?

If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13

If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes () No ()

13. Is a Purpose of Use remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.

If No, purpose of Use review is complete.

Yes () No (X)

Purpose of Use

Place Of Use Data Entry Form

Claim Number: 427-04128☐ Use Claimed POU as Recommended POU

Claimed Place of Use

City of Firth

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres

Recommended Place of Use

City of Firth

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres

Document how the POU was verified:

On-siteService boundaries, see City limits

Transfers Changing POU

Reviewer: CBDate: 10/6/03

Place of Use

Claim No. 27 - 4128

1. Is the basis of claim a Decree or License.
If Yes, go to 2a
If No, go to 2b
- 2a. Is a POU required?
If Yes, go to 5
If No, go to 14
- 2b. Is a POU required?
If Yes, go to 3
If No, go to 14
3. Is the basis of claim a Permit or Application?
If Yes, go to 4
If No, go to 7
4. Has the License been issued?
If Yes, go to 6
If No, recommend the POU as shown on the Permit. Go to 14
5. Does the parent right have a POU?
If Yes, go to 6
If No, go to 7
6. Can the claimed POU be verified using the water right file?
If Yes, recommend the POU as shown in the water right file. Go to 14
If No, go to 7
7. Is there evidence that there has been a change in the POU?
If Yes, go to 8
If No, go to 13
8. Can the change be verified as an accomplished transfer?
If Yes, add condition C05, go to 13
If No, go to 9
9. Does the change include an enlargement of the POU?
If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10
If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12
10. Was an enlargement claim filed?
If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11
11. Did the claimant file an enlargement claim?
If Yes, go to 13
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13
12. Was a transfer filed?
If Yes, recommend the POU as shown on the approved transfer. Go to 14
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13
13. Does the file contain all of the necessary information to verify the POU?
If Yes, go to 14
If No, collect the necessary information. Conduct field exam if necessary. Go to 14
14. Is a POU remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. POU review is complete.
If No, POU review is complete.

Yes () No (X)

Yes () No ()

Yes () No (X)

Yes () No ()

Yes () No ()

Yes () No ()

Yes () No ()

Yes () No ()

Yes () No ()

Yes () No ()

Yes () No ()

Yes () No ()

Yes () No ()

Yes () No ()

Yes () No ()

Yes (X) No ()

Place of Use

Period of Use and Quantity Data Entry Form

Claim Number: 727-04128

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Municipal	1-1	12-31	0.56 cfs	

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Municipal	1-1	12-31	0.18	

Overall Diversion Rate * 0.18 CB Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

For a period of one day, 7-17-2001 to 7-18-2001, this pump put out 115,000 gallons. (Measured)

Theoretical is $cfs = 5hp \times 8.81 \times 70\% \text{ eff}$
 pump 160' deep + 2.31 (35psi)
 (assumed) assumed

* $cfs = 0.13 \text{ cfs}$

Reviewer: CB

Date: 10/6/03

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2 Yes ☐ No ☒
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6 Yes ☐ No ☒
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18 Yes ☐ No ☐
4. Does the parent right have a Period of Use?
If Yes, go to 5
If No, go to 6 Yes ☐ No ☐
5. Can the claimed Period of Use be verified using the water right file?
If Yes, go to 14
If No, go to 6 Yes ☐ No ☐
6. Is there evidence that there has been a change in the Period of Use?
If Yes, go to 7
If No, go to 12 Yes ☐ No ☒
7. Does the change include an enlargement in the Period of Use?
If Yes, go to 9
If No, go to 8 Yes ☐ No ☐
8. Can the change be recommended as an accomplished transfer?
If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12
If No, notify claimant that a transfer is necessary. Go to 11 Yes ☐ No ☐
9. Was an enlargement claim filed?
If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10 Yes ☐ No ☐
10. Did the claimant file an enlargement claim?
If Yes, go to 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12 Yes ☐ No ☐
11. Was a transfer filed?
If Yes, go to 14
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12 Yes ☐ No ☐
12. Does the file contain all of the necessary information to verify the Period of Use?
If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13 Yes ☒ No ☐
13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined?
If Yes, go to 14
If No, go to 15 Yes ☐ No ☒
14. Is irrigation claimed as a purpose of use?
If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18 Yes ☐ No ☐
15. Is irrigation claimed as a purpose of use?
If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18
If No, the Period of Use is usually recommended as claimed. Go to 18 Yes ☐ No ☒
16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?
If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18 Yes ☐ No ☐
17. Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use?
If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was not established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18
If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18 Yes ☐ No ☐
18. Is a Period of Use remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Period of Use review is complete. Yes ☐ No ☒

Period of Use

Quantity

Claim No. 27 - 4128

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes ☐ No ☒
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes ☐ No ☒
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Quantity shown on the Permit. Go to 11
Yes ☐ No ☐
4. Does the parent right have a diversion rate and/or volume?
If Yes, go to 5
If No, go to 7
Yes ☐ No ☐
5. Can the claimed diversion rate and/or volume be verified using the water right file?
If Yes, go to 8
If No, go to 7
Yes ☐ No ☐
6. Is the basis of claim a posted notice?
If Yes, consult the attorney assigned to the Basin. Go to 7
If No, go to 7
Yes ☐ No ☒
7. Is a flow measurement required?
If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9
If No, describe why a flow measurement is not required. Go to 9
Yes ☐ No ☒
8. Does the parent right have an annual diversion volume limit?
If Yes, go to 10
If No, go to 9
Yes ☐ No ☐
9. Is the source Ground Water and does the purpose of use require a diversion volume limit?
If Yes, go to 10
If No, go to 11
Yes ☐ No ☒
10. Is irrigation a purpose of use?
If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
Yes ☐ No ☐
11. Has a diversion volume limit for this water use been established by a decree, license or transfer?
If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, go to 12
Yes ☐ No ☒
12. Is a Quantity remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Quantity review is complete.
If No, quantity review is complete.
Yes ☐ No ☒

Quantity

Summary

Claim No. 27 - 4128

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?
If Yes, go to 2
If No, go to 3
Yes () No (☒)
2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4
If No, status will be set as Active. Go to 5
Yes () No ()
3. Is the water being used for all of the purposes claimed and to the extent claimed?
If Yes, status will be set as Active. Go to 5
If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4
Yes (☒) No ()
4. Is any portion of the claim being recommended?
If Yes, status will be set as Active. Go to 5
If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5
Yes () No ()
5. Is an additional remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Go to 6
If No, go to 6
Yes (☒) No ()
6. Would you like to view the recommended right?
If Yes, go to 7
If No, the review is incomplete. The recommendation must be viewed to complete the review.
Yes (☒) No ()
7. Is this a "split" or "combined" right?
If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 8
If No, go to 8
Yes () No (☒)
8. Do you have documents you would like to attach or link to the file?
If Yes, go to PowerDOCS and profile the documents. Go to 9
If No, go to 9
Yes () No (☒)
9. Would you like to set the verification date?
If Yes, the review is complete.
If No, the review is incomplete. The recommendation must be verified to complete the review.
Yes (☒) No ()

Summary

Summary Data Entry Form

Claim No.: _____

Remarks and Conditions (Include Type, Category and Code if applicable):

C18

J63 POU Remark

Split or Combined Right Analysis:

none

Attached Field Notes or Other Documents:

Claim No.:

27-4128

Reviewer

CB

Date

10/6/03

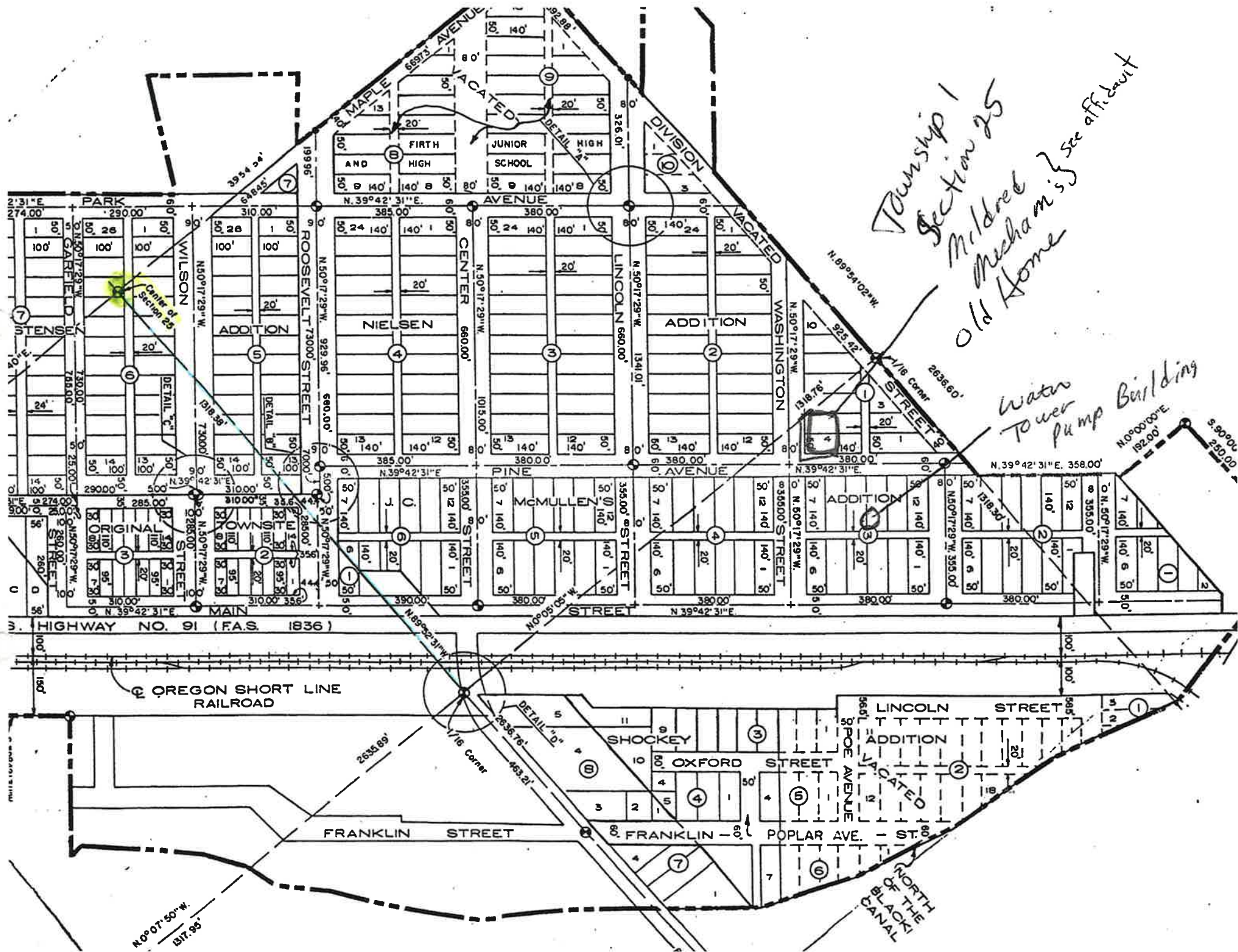
31 December 2003

Cindy,

This is my best guess at the city limits. I gocoed a line from the center of section 25 to the se corner of quarter swne. I used the Section center to begin my shape. I used the footage for the rectangle n the NENE but it didn't seem to fit with the .tif imagery. In fact, a lot of it didn't fit. Anyway, I used the drawing in the file as a guide to how the city limits should be.

This is saved under project 27-4128. Please mark how you want the drawing corrected. Thanks.

Barbara





5 hp pump, well 180' deep

A27-04128 Well # 1

JUL 18 2001

19 Jan. 1995

To Whom it may Concern:
Re. Firth Water System:

I have been a resident of Firth all my childhood life having graduated from High School here in 1941.

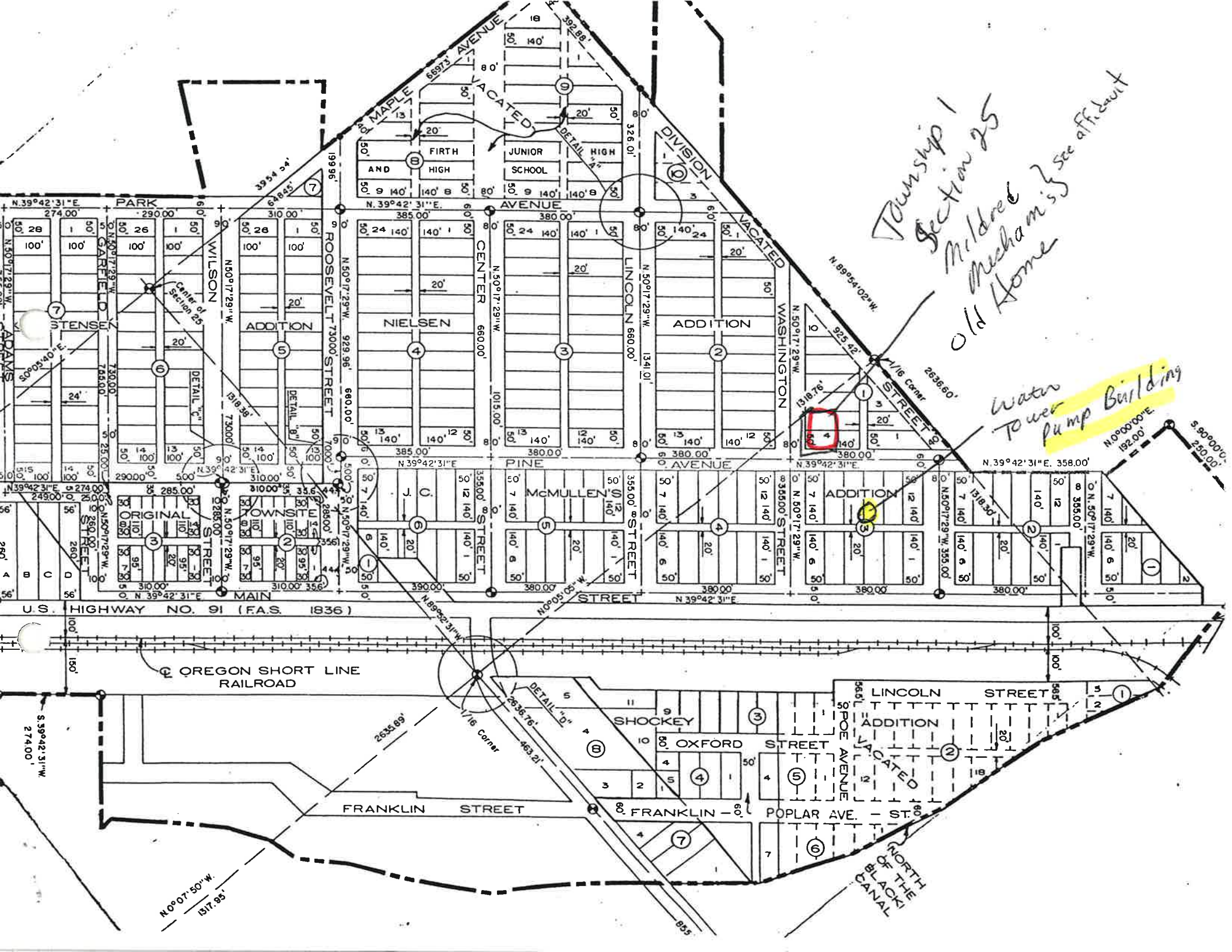
There was a scattering of wells and hand pumps around town that didn't serve the community to good.

In 1935 the present well was drilled water tank installed and pipe lines laid to serve the town. That well and water tank is still serving the town very well even with the extended services since 1935.

To see that water tank go up and the lines laid was really a thrill for a 12 year old and to see our system up dated to what it is today was even bigger.

Rudolph E. Fagers
Mayor City of Firth

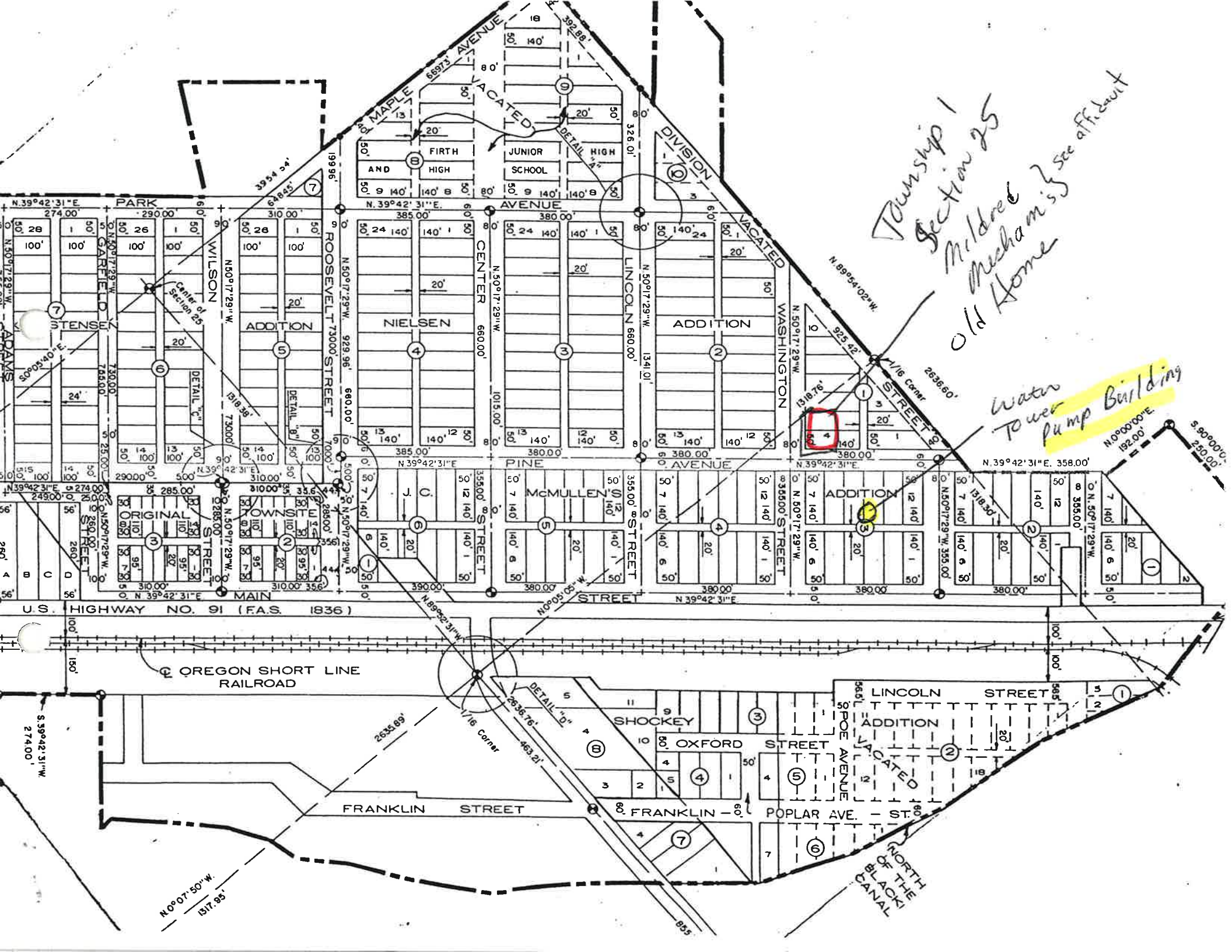
MICROFILMED
NOV 13 1996



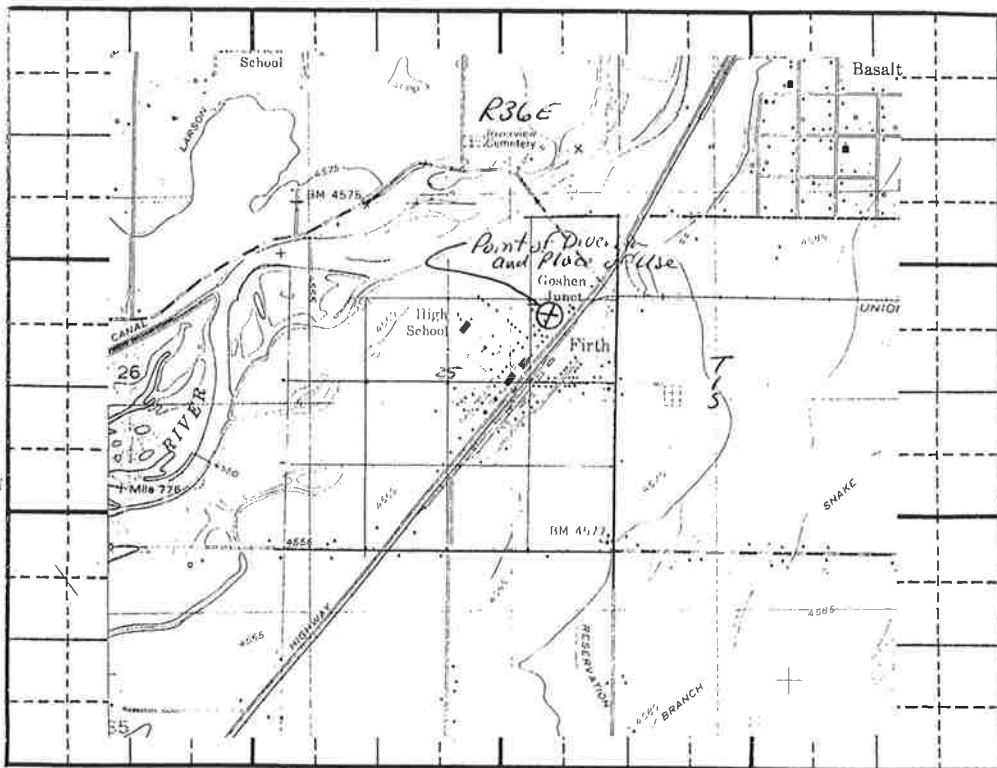
Township 1
Section 25
Mildred
Musham's
Old Home

Water
Tower
Pump Building

see affidavit



Remarks _____



Scale: 2 inches equal 1 mile

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Bingham) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 28th day of June, 1983.

X Jennie Bruce
Mayor (Claimant) City of Firth
Firth Marie Carson
Notary Public
Residing at Firth, Idaho

My commission expires 1988

FOR DEPARTMENT USE ONLY

Received by CW Date 6-17-83 Exception filed by: _____ Date _____
Prelim. check by S.M. Date 8-2-83 Forwarded to claimant by: _____
\$20.00 fee received by CW Date 6/20/83 938944
Published in Blackfoot News
Dates 8/25 & 9/1/83



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

City of Firth
P.O. Box 37
Firth, Idaho 83236

April 23, 2003

Re: Evidence of Priority

Claim No.(s) A27-04128 & A27-04129

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

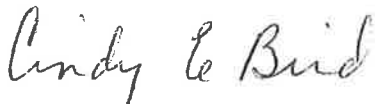
For your reference, I have enclosed the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....
The Department cannot recommend the court decree the Notice if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by May 23, 2003, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,



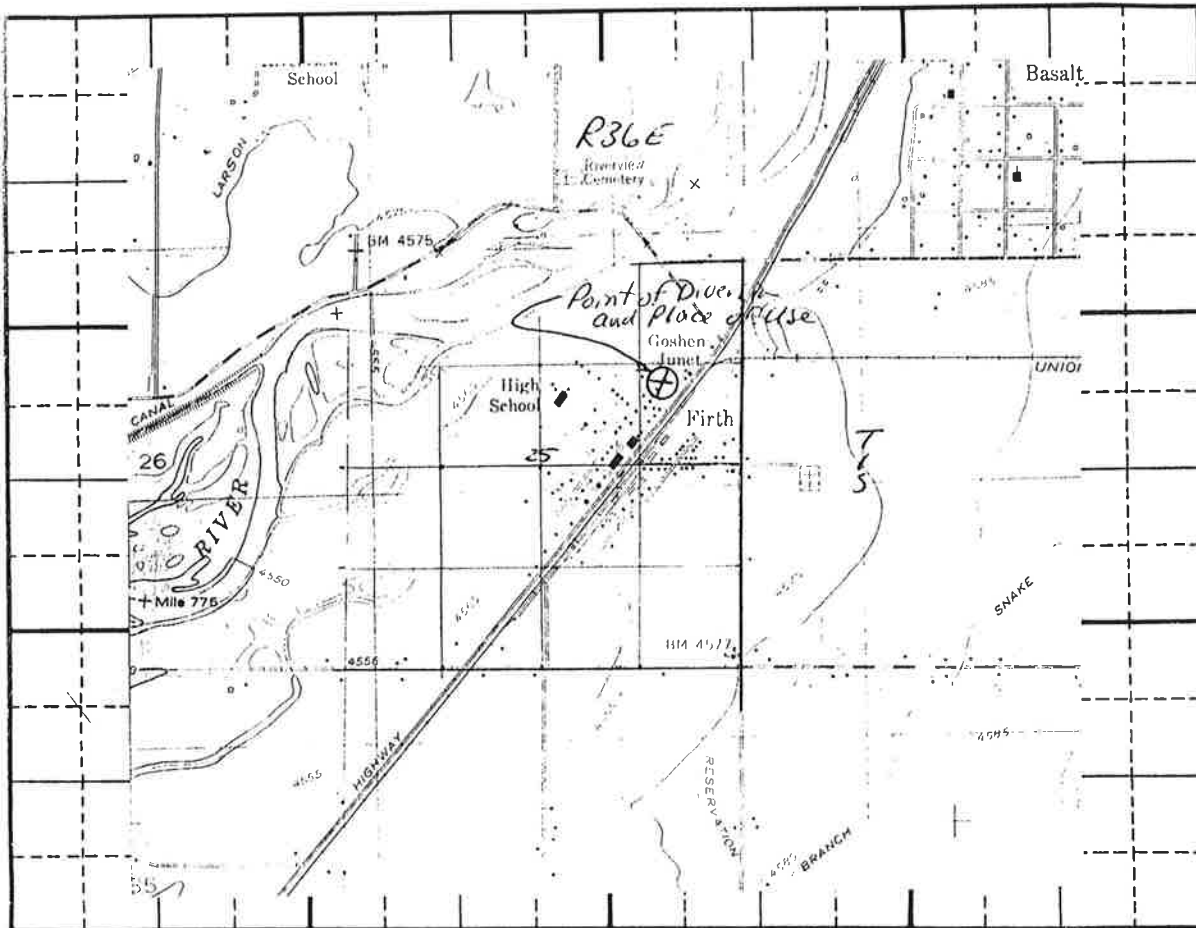
Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
 Adjudication Claim Report

CLAIM TO A WATER RIGHT

(7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks



Scale: 2 inches equal 1 mile

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of

Bingham

ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this

28th

day of

June

1983.

X Jamie Burce
(Claimant) City of Firth

Linda Marie Furson
Notary Public

Residing at Firth, Idaho

My commission expires 1988

FOR DEPARTMENT USE ONLY

Received by

CW

Date

6-17-83

Exception filed by:

Forwarded to

Date

Prelim. check by

S.M.

Date

8-2-83

claimant by:

\$20.00 fee received by

CW

Date

6/20/83 138944

Published in

Blackfoot News

Dates

8/25 & 9/1/83

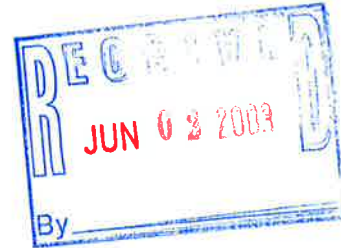
IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 27-4128

WATER RIGHT NUMBER: 27-4128

Owner Type Name and Address

Current Owner

CITY OF FIRTH
PO BOX 37
FIRTH, ID 83236
(208)346-6574

Priority Date: 10/26/1935

Basis: Statutory Claim

Status: Active

Source Tributary

GROUND WATER

Beneficial Use From To Diversion Rate Annual Volume

MUNICIPAL 1/01 to 12/31 0.560 CFS

Total Diversion: 0.560 CFSLocation of Point(s) of Diversion

GROUND WATER

NW1/4SE1/4NE1/4

Sec. 25, Twp 01S, Rge 36E, B.M.

BINGHAM County

Place of Use

MUNICIPAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	36E	25																	

Conditions of Approval:Remarks:

- General PLACE OF USE IS WITHIN CITY LIMITS OF FIRTH

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 27-4128

Dates and Other Information:

Claim Received Date: 5/10/1989

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RECEIVED

MAR 1 - 1990

Department of Water Resources
Eastern District Office

February 22, 1990

City of Firth
C/O Bud Roters
P. O. Box 37
Firth, ID 83236

Gentlemen:

Our records show you have filed your adjudication claim(s) in the Snake River Basin Adjudication. Our records do not, however, include a clear map of your service area. Would it be possible for us to get a map of your customer service area for your municipal water system, both to supplement the record of your claim(s) and for use as described below?

In our review and investigation phase of the Snake River Basin Adjudication, the map would be helpful for us to have this information in verifying individual claims to water rights for domestic purposes. We will be happy to discuss with you the most convenient way for you to provide this information to us. I can be reached at 327-7931 or you may contact my assistant, Anita Warntjes at 327-7986.

Your assistance in this matter is greatly appreciated.

Sincerely,


DAVID B. SHAW

Adjudication Bureau Chief

DBS:alw

A2-C
37-04129

MICROFILMED

NOV 12 1992

First Jean

5-20-03

To whom it may concern
I moved to First from Barrett
in 1935 with my father to take
care of my grandmother.

I lived in the last house south
of the city limits on May 91. Second
house Boy where Stop 18 stop in
now. We had City water in the
house

In 1937 I married & we

moved a small house on some
ground on the north end of First
& just west of the big water
tanks in 1938. We carried
water from the neighborhood until
we could get hooked up to the
city water line.

Thank you

Michael Mehan

STATE ARCHIVES
1001 S. MOUNTAIN
PHOENIX, ARIZONA 85004

JUL 18 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

JAN 23 1995

Ident. Number: A27-04128

Date Received: 5/10/1989

Receipt No: _____

Received By: _____

Department of
Eastern District

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

1. Name: CITY OF FIRTH
Address: P.O. BOX 37
FIRTH, ID 83236
208-346-6574

2. Date of Priority: OCT 26, 1935

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
01S	36E	25	NW SE NE		BINGHAM

5. Description of diverting works:
12" CASING 20 HP. MOTOR 180'

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	0.560		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
M/ CITY OF FIRTH

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	36E	25			MUNI	

11. Place of use in counties: BINGHAM

A27-04128

Page 1

Date: 05/10/89

MICROFILMED

NOV 13 1996

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

13. Other Water Rights Used:
A2704128, A2707428.

14. Remarks:
PLACE OF USE IS WITHIN CITY LIMITS OF FIRTH

15. Basis of Claim: STATUTORY CLAIM

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): *Russell E. Rogers* Date: Jan 20, 1995

Date: _____

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 20 day
of January 19 95 *Robert Dial*
Notary Public

Seal

Residing at Firth Id
My Commission Expires 1-7-97

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: A27-04128
Date Received: 5/10/1989
Receipt No: ~~921~~ 14003517
Received By: jpc

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF FIRTH 208-346-6574
Address: P.O. BOX 37
FIRTH, ID 83236

2. Date of Priority: OCT 26, 1935

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	36E	25	NW	SE	NE		BINGHAM

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0.560 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

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M/ CITY OF FIRTH

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	36E	25				MUNI	

11. Place of use in counties: BINGHAM

A27-04128

Page 1

Date: 05/10/89

MICROFILMED
NOV 12 1992

A2704128



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

13. Other Water Rights Used:
A2704128, A2707428.

14. Remarks:
PLACE OF USE IS WITHIN CITY LIMITS OF FIRTH

15. Basis of Claim: STATUTORY CLAIM

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 Clerk of
Title
City of Firth, that I have signed the foregoing
Organization
document in the space below as City Clerk of
Title
City of Firth and that the statements contained in the
Organization
foregoing document are true and correct.

Robert Dial
Signature of Authorized Agent

City Clerk City of Firth
Title and Organization

5-10-89
Date

State of Idaho

County of

Bingham

)
) SS.
)

Subscribed and sworn (or affirmed) before me this 10 day

of May 19 29

Seal

John Dale Carlson
Notary Public

Residing at

Boise ID

My Commission Expires

4/2/09

MICROFILMED
NOV 12 1992

