

05/17/2005

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

RIGHT NUMBER: 27-11706

NAME AND ADDRESS: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT ID 83221

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.670 CFS

PRIORITY DATE: 04/25/1960

POINT OF DIVERSION:

T02S R35E S30 SESWSW Lot 4 Within BINGHAM County

T03S R35E S2 SENWNW Lot 4 Within BINGHAM County

T03S R35E S3 NWSWNE Within BINGHAM County

T03S R35E S3 SWNESE Within BINGHAM County

T03S R35E S4 SWNWNW Lot 2 Within BINGHAM County

T03S R35E S4 SENESW Within BINGHAM County

T03S R35E S10 NESWNE Within BINGHAM County

T03S R35E S10 NWNWNW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MUNICIPAL

01/01 12/31

1.670 CFS

PLACE OF USE:

Place of use is within the service area of the City of Blackfoot 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

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

04/11/2005

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

RIGHT NUMBER: 27-11706
NAME AND ADDRESS: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT ID 83221
SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 1.670 CFS
PRIORITY DATE: 04/25/1960
POINT OF DIVERSION:

T02S R35E S30 SESWSW Lot 4 Within BINGHAM County
T03S R35E S2 SENWNW Lot 4 Within BINGHAM County
T03S R35E S3 NWSWNE Within BINGHAM County
T03S R35E S3 SWNESE Within BINGHAM County
T03S R35E S4 SWNWNE Lot 2 Within BINGHAM County
T03S R35E S4 SENESW Within BINGHAM County
T03S R35E S10 NESWNE Within BINGHAM County
T03S R35E S10 NWNWNW 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	1.670 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.

EXPLANATORY MATERIAL: Beneficial Use

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.



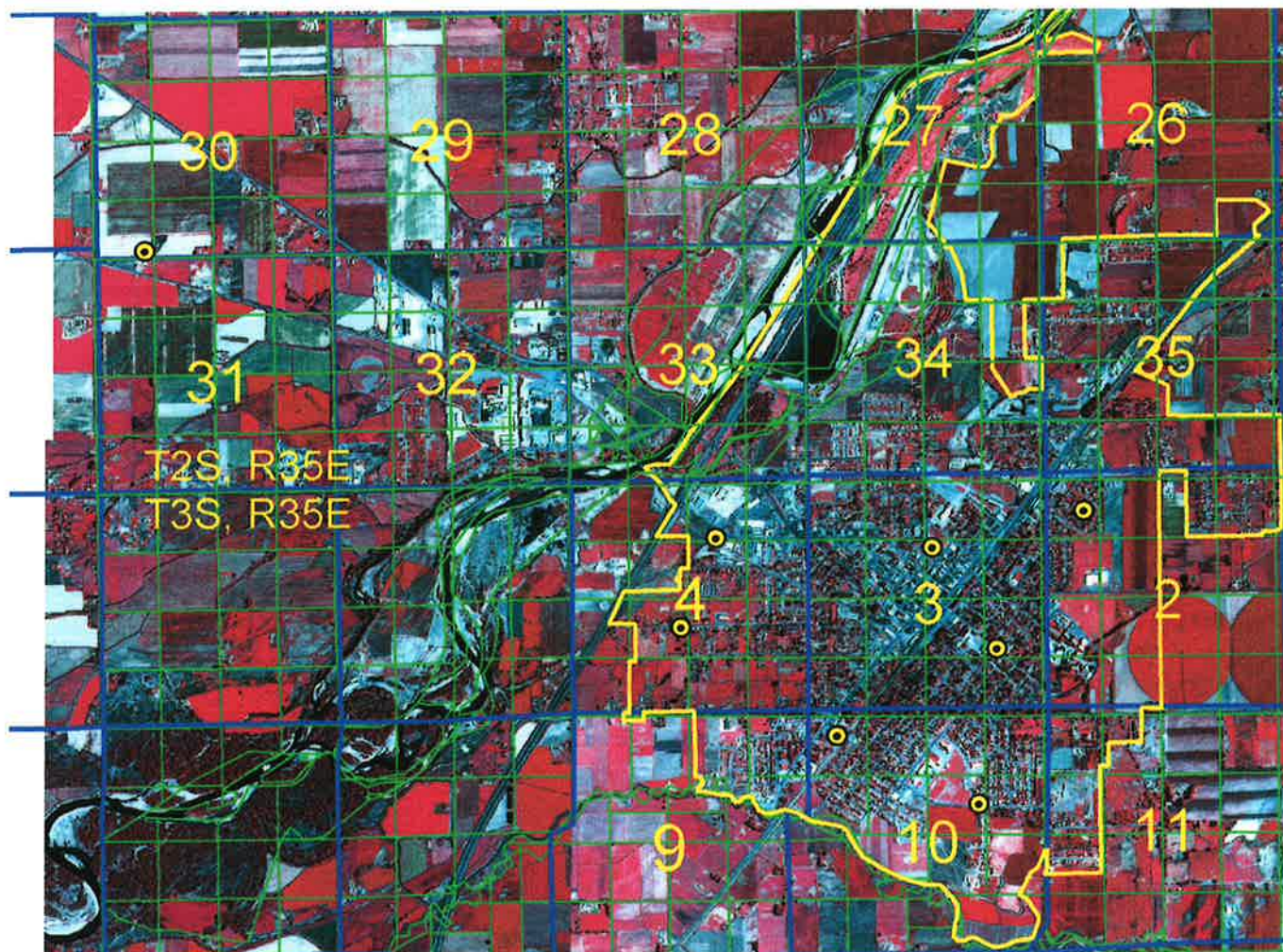
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-4086, 27-4087, 27-4088,
27-4106, 27-4165, 27-7329 & 27-11706



Place of Use: T2S, R35E & T3S, R35E:
City limits of Blackfoot

0.7 0 0.7 1.4 Miles

PROFILED

LEGEND

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

Point(s) of Diversion:

T2S, R35E:

Sec. 30, SWSW, L 4

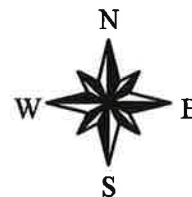
T3S, R35E:

Sec. 2, NWNW, L 4

Sec. 3, SWNE, NESE

Sec. 4, NWNE, L 2, NESW

Sec. 10, SWNE, NWNW.



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

APR 18 2006

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

See

RIGHT NUMBER: 27-11706

NAME AND ADDRESS: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT ID 83221

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.670 CFS
1209 AFY

PRIORITY DATE: 04/25/1960

POINT OF
DIVERSION:

T02S R35E S30 SESWSW Lot 4 Within BINGHAM County
T03S R35E S2 SENWNW Lot 4 Within BINGHAM County
T03S R35E S3 NWSWNE Within BINGHAM County
T03S R35E S3 SWNESE Within BINGHAM County
T03S R35E S4 SWNNNE Lot 2 Within BINGHAM County
T03S R35E S4 SENESW Within BINGHAM County
T03S R35E S10 NESWNE Within BINGHAM County
T03S R35E S10 NWNWNW Within BINGHAM County

Jim

Em C
Smc
D/B

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
01/01 12/31

QUANTITY
1.670 CFS
1209 AFY

PLACE OF USE:

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

STH

08/24/2006

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

RIGHT NUMBER: 27-11706

NAME AND ADDRESS: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT ID 83221

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.670 CFS

1209 AFY

PRIORITY DATE: 04/25/1960

POINT OF
DIVERSION:

T02S R35E S30 SESWSW Lot 4 Within BINGHAM County
T03S R35E S2 SENWNW Lot 4 Within BINGHAM County
T03S R35E S3 NWSWNE Within BINGHAM County
T03S R35E S3 SWNESE Within BINGHAM County
T03S R35E S4 SWNWNE Lot 2 Within BINGHAM County
T03S R35E S4 SENESW Within BINGHAM County
T03S R35E S10 NESWNE Within BINGHAM County
T03S R35E S10 NWNWNW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MUNICIPAL

01/01 12/31

1.670 CFS

1209 AFY

PLACE OF USE:

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

COPIES
SEP 20 2006

FILED

COPY

RECEIVED
JULY 09 2006
DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA)
) A. Subcase: 27-11706
) (Insert water right number
Case No. 39576) From the Objection Form)

**STANDARD FORM 2
RESPONSE TO OBJECTION**

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: State of Idaho
Address: 700 W. Jefferson, Room 210
P.O. Box 44449
Boise, Idaho 83711-4449
Phone: Work: (208) 334-2400 Home: N/A

Name and Address of Attorney, if any:
Attorney Name: LAWRENCE G. WASDEN
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
DAVID J. BARBER
Deputy Attorney General
Attorney Address: Office of the Attorney General
700 W. Jefferson, Room 210
P.O. Box 44449
Boise, ID 83711-4449
Attorney Phone No. (208) 334-2400
Idaho State Bar # 2597

SEP 20 2006

C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO WHICH YOU ARE RESPONDING

Name: Shoshone-Bannock Tribes
Address: P.O. Box 306
Fort Hall, ID 83203

Name & Address of Attorney, if any:
Jeanette Wolfley
202 N. Arthur
Pocatello, ID 83204

D. I am responding to the objections to the following elements. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
2. ☐ **Source**
3. ☒ **Quantity**
4. ☐ **Priority Date**
5. ☐ **Point(s) of Diversion**
6. ☐ **Instream Flow Description**
7. ☐ **Purpose(s) of Use**
8. ☐ **Period of Year**
9. ☒ **Place of Use**
11. **Recommendation**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

DAVID J. BARBER, Deputy Attorney General, being first duly sworn, upon oath, deposes and says:

That the State of Idaho is the party/claimant filing this response as defined by I.C. §§ 42-1401A(1) and (6), that I am a Deputy Attorney General authorized to represent the State of Idaho and that I have read this response, know its contents and that the statements are true to the best of my knowledge and belief.

LAWRENCE G. WASDEN
Attorney General

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

DAVID J. BARBER
Deputy Attorney General



By Attorney signing in representative capacity

Subscribed and sworn to before me on this 8th day of May, 2006

(Insert Date)



Notary Public for IDAHO
Residing at: BOISE, ID
My commission expires: 2/8/2012

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on this 8th day of May, 2006, I caused to be served the original and copies of this response to the following persons by the indicated methods:

1. Original to: Clerk of the District Court U. S. MAIL
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One copy to the claimant of the water right at the following addresses:

Claimant Name: City of Blackfoot U. S. MAIL
Address: 157 N Broadway
Blackfoot, ID 83221
3. One copy to the party who filed the objection at the following address:

Name: Shoshone-Bannock Tribes U. S. MAIL
Jeanette Wolfley
Address: 202 N. Arthur
Pocatello, ID 83204
4. Copies to: IDWR Document Depository STATEHOUSE
PO Box 83720 MAIL
Boise, ID 83720-0098

United States Department of Justice U. S. MAIL
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, Idaho 83724

Chief of Natural Resource Division (not applicable)
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449


Signature of party claimant or attorney

RECEIVED

MAR 20 2006

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case No. 39576

A. Subcase 27-11706

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: City of Blackfoot
Attention Ron Harwell
Public Works Director
Address: 157 N. Broadway
Blackfoot, ID 83221
Daytime Phone: 208-785-8600
Email: ron@cityblackfoot.org

Name & Address of Attorney, if any:

Christopher H. Meyer
Givens Pursley LLP
601 W. Bannock St.
P.O. Box 2720
Boise, ID 83701
Daytime Phone: 208-388-1236
Facsimile: 208-388-1300
Email: chrisemeyer@givenspursley.com

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: City of Blackfoot
Address: 157 N. Broadway
Blackfoot, ID 83221

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: City of Blackfoot
157 N. Broadway
Blackfoot, ID 83221

2. ☐ **Source**

Should be: Groundwater

3. ☒ **Quantity**

Should be: 4.45 cfs (no annual volume)
Diversion of water from the well located in SWSW, §30,
T2S, R35E (Well #11) shall not exceed 4.00 cfs.

4. ☐ **Priority Date**

Should be: 04/25/1960

5. ☒ **Point(s) of Diversion**

Should be:

POD Description	Common name
T3S R35E §4 SENESW	Well #6
T3S R35E §4 SWNWNE Lot 2	Well #8
T3S R35E §3 NWSWNE	Well #7
T3S R35E §2 SENWNW	Well #5
T3S R35E §10 NWNWNW	Well #4
T3S R35E §3 SWNESE	Well #3
T2S R35E §35 NENWNE	Well #9
T3S R35E §10 NESWNE	Well #10
T2S R35E §30 SESWSW	Well #11

6. ☐ **Instream Flow Description**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: Municipal

8. ☐ **Period of Year**

Should be: 1/1 to 12/31

9. ☒ **Place of Use**

Should be: Place of use is within the service area of the City of
Blackfoot municipal water supply system, including areas
outside the city limits, as provided for under Idaho law.

11. **I object because:**

- ☐ This water right should not exist.
- ☒ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The IDWR should not have reduced the diversion rate for this right.

It appears the IDWR inadvertently omitted the following limitation: "Diversion of water from the well located in SWSW, §30, T2S, R35E (Well #11) shall not exceed 4.00 cfs."

This is a municipal water right. Under Idaho law, municipal water rights held by municipal providers for reasonably anticipated future needs are deemed to be beneficially used. No annual volume limit should be included for a municipal water right.

To the extent any quantity of water under this right is not currently being diverted, such portion of the original right has been transferred by accomplished transfer to beneficial use for future need purposes.

The City operates an integrated delivery system in which each well serves as an alternative point of diversion for every other well. This is reflected in prior approved Transfer Nos. 5787 and 68933. Accordingly, we have listed each of the PODs associated with those transfers. Those transfers inadvertently listed the Lansing Street Well instead of Well #9. This error has been corrected here. The City also has a pending application to add Well #12 (T2S R35E §35, SESE). If appropriate, that POD should be added as well.

This water right was originally developed in association with the Lansing Street Well, but is now used in conjunction with the City's integrated delivery system pursuant to an accomplished transfer when the well was abandoned.

We believe it would be helpful to clarify and expressly put the public on notice that the place of use includes areas outside of the city limits.

Regarding municipal water rights, please note in particular the following guidance documents: Operations Division Administrator's Memorandum from A. Kenneth Dunn to District Engineers dated April 7, 1975; Memorandum from Phil Rassier to Dave Tuthill dated May 7, 1979; Administrator's Memorandum, from Norman Young to Regional Offices and Water Allocation Section dated November 5, 1979; Memorandum from L. Glen Saxton to Water Allocation Bureau, Adjudication Bureau, and Regional Offices dated March 18, 1998; Letter from Karl J. Dreher to Christopher H. Meyer dated June 14, 1999.

The City is aware of potential overlap in the claims for water right numbers 27-4165 and 27-11706.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Christopher H. Meyer, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

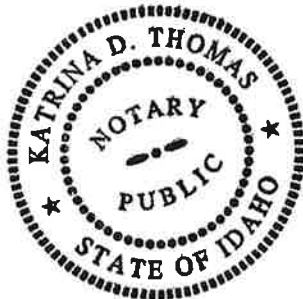
That I am the party/claimant filing this objection as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

Christopher H. Meyer

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: March 16, 2006



Katrina Thomas

Notary Public for Idaho

Residing at: Boise, ID

My Commission Expires: 4-10-06

INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on March 16, 2006, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original (via overnight mail) to:

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

2. One copy to the claimant of the water right at the following address:

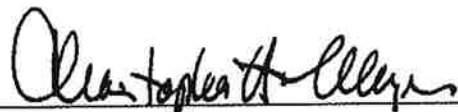
Name: City of Blackfoot
Attention Ron Harwell
Public Works Director
Address: 157 N. Broadway
Blackfoot, ID 83221

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

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



Christopher H. Meyer
Attorney for Objector/Claimant

Christopher H. Meyer [ISB No. 4461]
GIVENS PURSLEY LLP
601 West Bannock Street
P.O. Box 2720
Boise, Idaho 83701-2720
Office: (208) 388-1200
Fax: (208) 388-1300
www.givenspursley.com
Attorneys for the City of Blackfoot.

RECEIVED
APR 14 2006
DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case No. 39576

Sub Case No.: 27-11706

NOTICE OF APPEARANCE

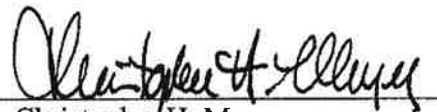
YOU WILL PLEASE take notice that Christopher H. Meyer of the firm Givens Pursley LLP, hereby enters his appearance as attorney of record for claimant City of Blackfoot in the above entitled action.

DATED this 13th day of April 2006.

Respectfully submitted,

GIVENS PURSLEY LLP

By


Christopher H. Meyer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 13th of April 2006, the foregoing was filed, served, or copied as follows:

ORIGINAL FILED

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

☒ U. S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile
☐ E-mail

SERVICE

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

☒ U. S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile
☐ E-mail

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

☒ U. S. Mail
☐ Hand Delivered
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☐ Facsimile
☐ E-mail

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

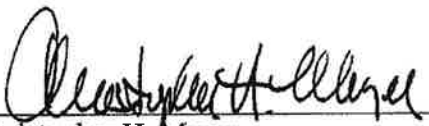
☒ U. S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile
☐ E-mail

Jeanette Wolfley, Esq.
Tribal Attorney's Office
Shoshone-Bannock Tribes
P.O. Box 306
Fort Hall, ID 83203

☒ U. S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile
☐ E-mail

David J. Barber, Esq.
Deputy Attorney General
Office of the Attorney General
Natural Resources Division
700 W. Jefferson Street, 210 Statehouse
P.O. Box 83720
Boise, ID 83720-0010

☒ U. S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile
☐ E-mail


Christopher H. Meyer



April 8, 2005

IDWR

RE: Lansing St Well Priority

This letter is to verify that the well on Lansing st. that belongs to the City of Blackfoot and is used solely for the purpose to supply irrigation water to the users of the Minor's Ditch Co. This letter is to verify that this well was part for the City of Blackfoot's water system and drilled prior to 1960. Also this well was used prior to the Ajudification with a priority date before 1989.

I Jack Olney do agree to the best of my Knowledge that the Lansing St. Well was used for the Culinary purpose of the City of Blackfoot and that this well pump some where around 750 GPMs when it was in operation .

Thank you

Jack A. Olney

Date 4-8-05

Richard S. Mangum

Date 4-8-05

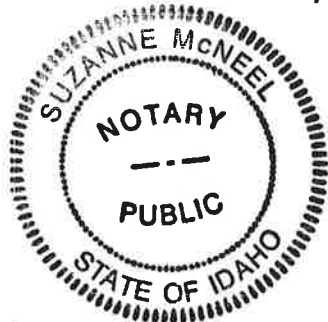
Ron Harwell

Date 4-8-05

Notary

Date 4-8-05

Suzanne McNeel
Commission Expires: 4-15-08



PROFILED

SCANNED

APR 18 2006

Water Department



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

March 23, 2005

City of Blackfoot
ATTN: Ron Harwell
157 N. Broadway
Blackfoot, ID 83221

REF: Snake River Basin Adjudication (SRBA) Claim
A27-11706

Subject: Evidence of Priority

RESPONSE DATE: April 8, 2005

Dear Ron,

The above referenced SRBA claim was filed with an April 25th, 1960 priority date for the Lansing Street well. After reviewing the file I don't find that any evidence has been submitted to the Department to verify the priority date. As we have previously discussed on several occasions without some documentation to support the priority date the claim will be disallowed. This well is important to the recommendation of well # 7.

Please forward the information to me as soon as possible. If the information is not received in my office by the above response date the claim will be **DISALLOWED**. If you have any questions please feel free to contact me at the office.

Respectfully,

Cindy E. Bird
Adjudication Bureau



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 Blackfoot
157 North Broadway
Blackfoot, Idaho 83221

May 12, 2003

Re: Evidence of Priority

Claim No.(s) A27-11706

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".

This is Lansing St. well
one claim, also 27-4165

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 June 30, 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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER MEASUREMENT ANNUAL REPORT

RECEIVED

JAN 22 2002

Department of Water Resources
Southern RegionREPORTING YEAR 2001**POWER CONSUMPTION METHOD OF ESTIMATING DIVERSIONS**

ATTENTION: Year end data must be submitted to Idaho Department of Water Resources 1301 N. Orchard, Boise ID 83706, on or before **December 15** of the reporting year.

A separate reporting form must be submitted for each diversion.

Name:	67	101558
Water Source:	RICHARD MANGUM CITY OF BLACKFOOT Ground Water	
Water Right No:		
Legal Description:	03S 35E 04 NWSE LANSING WELL	
Site Tag No:	2	
Diversion Name:		

Note:
meter installed
July 16, 01.
Needs inspection
to confirm units
+
calibration

SECTION I Water Right Holder/Operator information

(If there are multiple water right holders on a common ditch or conveyance system, please designate the contact person below)

Current Water Right OwnerPlease check for address correction ☐Name CITY OF BLACKFOOT WATER DEPT.Phone 208-785-8608

Last, First, MI

Address 157 NORTH BROADWAYFax 208-785-8612City BLACKFOOTMobile 208-681-8608State & Zip IDAHO 83221

e-mail _____

Operator or Contact Person (if different from owner)Name MANGUM RICHARD SPhone 208-785-8608

Last, First, MI

Address 157 NORTH BROADWAYFax 208-785-8612City BLACKFOOTMobile 208-681-8608State & Zip IDAHO 83221

e-mail _____

Original Owner (if sold within last year)

Name _____

Phone _____

Last, First, MI

Address _____

Fax _____

City _____

State & Zip _____

SECTION II Pump Discharge Pressure Information

Pump discharge pressure readings: (enter date)

March () _____ April () _____ May () 0 June () 0
 July () 0 August () 0 September () 0 October () 0
No Head pressure discharged to canal.

SECTION III Utility Information (REQUIRED)Electric Utility Idaho Power Customer Account No. 4646497615

Power Pole or Service No. _____ IDWR Site ID Tag no. _____

Electric meter Serial No. #02427020 (Beginning of season)Electric meter Serial No. Same (End of season, if different)Meter Manufacturer ABB**SECTION IV Crop information and method of irrigation** for land being served by this pump. List each type of crop, the number of acres grown, and the number of acres irrigated with each type of irrigation system.

Crop	Acres	Method of irrigation	
		Sprinkler (pressure)	Surface (gravity)
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Total acres	_____		

Show the numbers of acres which is irrigated cropland but was **NOT** irrigated this year.

Reason for idled acres

unknown

PREMISE HISTORY:

Premise: 4645482515 Address: K3 1/2 Blackfoot, ID 83221								
Start Read Date: []								
Result Display: 15 USA 4 of Type: [] ☒ Show Customer's Name Apply (Ctrl+Alt)								
	Read Date	SA Type	Days	Read Code	\$ Amount	Usage	Demand	Customer
☐	12/24/2001	EA-IR	31	V	\$2.50	0.00 KWH	0.00 KW	City Of Blackfoot
☐	11/23/2001	EA-IR	31	R	\$14.25	220.00 KWH	8.00 KW	City Of Blackfoot
☐	10/23/2001	EA-IR	33	R	\$2,404.07	45960.00 KWH	123.00 KW	City Of Blackfoot
☐	09/20/2001	EA-IR	30	R	\$3,010.47	61200.00 KWH	123.00 KW	City Of Blackfoot
☐	08/21/2001	EA-IR	33	R	\$2,826.04	56620.00 KWH	125.00 KW	City Of Blackfoot
☐	07/19/2001	EA-IR	31	R	\$3,989.78	84440.00 KWH	125.00 KW	City Of Blackfoot
☐	06/18/2001	EA-IR	32	R	\$4,108.15	88040.00 KWH	116.00 KW	City Of Blackfoot
☐	05/17/2001	EA-IR	30		\$3,651.89	82780.00 KWH	120.00 KW	City Of Blackfoot
☐	04/17/2001	EA-IR	32	V	\$2.50	0.00 KWH	0.00 KW	City Of Blackfoot
☐	03/16/2001	EA-IR	30	V	\$2.50	0.00 KWH	0.00 KW	City Of Blackfoot
☐	02/14/2001	EA-IR	33	V	\$2.50	0.00 KWH	0.00 KW	City Of Blackfoot
☐	01/12/2001	EA-IR	30	V	\$2.50	0.00 KWH	0.00 KW	City Of Blackfoot
☐	12/13/2000	EA-IR	30		\$2.50	0.00 KWH	0.00 KW	City Of Blackfoot
☐	11/13/2000	EA-IR	31	R	\$32.00	860.00 KWH	3.00 KW	City Of Blackfoot
☐	10/13/2000	EA-IR	29	R	\$2,442.51	71140.00 KWH	120.00 KW	City Of Blackfoot
☐	09/14/2000	EA-IR	30	R	\$2,396.56	73720.00 KWH	120.00 KW	City Of Blackfoot

Started

Lansing ST. WELL / Miner's ditch Power Meter Serial # 02427020

May 7th 2001 to May 31st 2001

162,000,000 gals. approx.

June 1st 2001 thru June 30th 2001

194,000,000 gals approx.

July 1st 2001 thru July 16th 2001

103,680,000 gals. approx.

July 17th 2001

Meter Reading 642,085.2. exponent

Aug 1st 2001

Meter Reading 1988101.2. exponent

Oct. 4th 2001

Meter Reading 5046865.2. exponent

Oct 15th 2001

Meter Reading 5489353.2. exponent

x 10²

This Meter is a Beck, Polysonics 2850 Flow Meter

Notes

3/16/05 meeting in Blackfoot with Jack Olney, former water superintendent for the City of Blackfoot. Said this well was pumping a similar rate to well #1 & 2, allowing 750 gpm or 1.67 cfs. Recommending this under an accomplished transfer to well #7. w/r 27-4086.

This Lansing street well was reopened in the 90's for irrigation. (replaces Miner's ditch).

When this well was dug, the City had problems with sand, per Jack Olney.

~~"DISALLOW"~~

~~recommended as 27-4086.
Lansing St. well~~

Recommend to well #7 with Lansing street well diversion with the 1960 priority. ~~Otherwise,~~ wells #1 & 2 combined under 27-4086 with 1921 priority date. CB.

Bird, Cindy

From: Bird, Cindy
Sent: Tuesday, February 22, 2005 5:21 PM
To: 'ron@cityofblackfoot.org'
Subject: Well # 7

hi Ron,

After you left I had another thought. If you can determine what the diversion rate of well # 1, # 2 as well as the 1960/63 Lansing Street well was producing in the early years we might be able to establish an accomplish transfer to well # 7. Then well # 8 would not be considered a replacement well for well # 2 but it would stand on its own with the 1982 priority date and the 3.99 cfs.

I'll see you in March.

Cindy

Notes

2/22/05 Ron Harwell & Richard from the City of Blackfoot met with me in my office to discuss their W/R's, (claims).

* According to Richard this Lansing St. well has not been used for municipal use long before 5 years prior to the filing date. Richard also said that this well wasn't used in the system because it was pumping sand.

But that didn't matter for the irrigation water so they started using it again for irrigation in 1996. If I remember earlier ~~was~~ conversations with Richard this well they stopped using this well in 1963 because of the sand problem.

2/22/05 Disallow: add P03 Remark & Condition.

~~I think on one of the files this is a~~
This is being disallowed because of no B.M. found. This well has not been used prior to 3/31/1984. per Richard, with the City of Blackfoot for Municipal. The irrigation use is under permit 27-7577.

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone

Current Owner See claim

Name connector: and _____, or _____, and/or _____

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ **Time:** _____

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

This image shows a single page of white paper with horizontal 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: 2/22/05

Contacts Data Entry Form

Claim Number: 27-11706

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 4-25-1960 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:

This image shows a single sheet 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: 2/23/05

Priority Date Data Entry Form

1. Should this water use have been included in a later court decree of the water rights from this source? Yes () No (X)
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 (X)
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 (X)
If Yes, go to 10e
If No, go to 8
8. Is the basis of claim a posted notice? Yes () No (X)
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 (X)
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 (X)
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 (X)
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 (X)
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.
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

Claim No. 27 - 11706

Point of Diversion and Source Data Entry Form

Claim Number: 27-11706

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

Source:_____ Tributary:_____

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

Source:_____ 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
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? _____

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

T5787

Transfers Changing POD _____

Reviewer: CBDate: 2/22/04

Point of Diversion and Source Data Entry Form

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

If Yes, go to 2a
If No, go to 2b

Yes () No (X)

2a. Is a POU required?

If Yes, go to 5
If No, go to 14

Yes () No ()

2b. Is a POU required?

If Yes, go to 3
If No, go to 14

Yes () No ()

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

If Yes, go to 4
If No, go to 7

Yes () No ()

4. Has the License been issued?

If Yes, go to 6
If No, recommend the POU as shown on the Permit. Go to 14

Yes () No ()

5. Does the parent right have a POU?

If Yes, go to 6
If No, go to 7

Yes () No ()

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

Yes () No ()

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

If Yes, go to 8
If No, go to 13

Yes () No ()

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

If Yes, add condition C05, go to 13
If No, go to 9

Yes () No ()

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

Yes () No ()

10. Was an enlargement claim filed?

If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11

Yes () No ()

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

Yes () No ()

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

Yes () No ()

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

Yes () No ()

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 ()

Place of Use

Claim No. _____

Period of Use and Quantity Data Entry Form

Claim Number: 27-11704☒ 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

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
municipal	7/1	12/31	1.67	

Overall Diversion Rate 1.67

Overall Diversion Volume _____

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

3/16/05: 750 gpm per Jack Olney, previous
water super intendent for the city

Reviewer: CBDate: 2/22/05

1. Is the basis of claim a Decree or License? Yes () No (X)
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes () No (X)
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes () No ()
If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18
4. Does the parent right have a Period of Use? Yes () No ()
If Yes, go to 5
If No, go to 6
5. Can the claimed Period of Use be verified using the water right file? Yes () No ()
If Yes, go to 14
If No, go to 6
6. Is there evidence that there has been a change in the Period of Use? Yes () No (X)
If Yes, go to 7
If No, go to 12
7. Does the change include an enlargement in the Period of Use? Yes () No ()
If Yes, go to 9
If No, go to 8
8. Can the change be recommended as an accomplished transfer? Yes () No ()
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
9. Was an enlargement claim filed? Yes () No ()
If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10
10. Did the claimant file an enlargement claim? Yes () No ()
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
11. Was a transfer filed? Yes () No ()
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
12. Does the file contain all of the necessary information to verify the Period of Use? Yes (X) No ()
If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13
13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined? Yes () No (X)
If Yes, go to 14
If No, go to 15
14. Is irrigation claimed as a purpose of use? Yes () No ()
If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18
15. Is irrigation claimed as a purpose of use? Yes () No (X)
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
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? Yes () No ()
If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18
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? Yes () No ()
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
18. Is a Period of Use remark and/or condition required? Yes () No (X)
If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.
If No, Period of Use review is complete.

Period of Use

Claim No. 27 - 11706

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 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 (X)

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 (X) 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 (X)

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 (X)

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 (X)

Quantity

Claim No. 27 - 11706

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 (X)

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 (X)

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 (X)

5. Does this right have any combined used limits with other rights?

If Yes, go to 6
If No, go to 6

Yes () No (X)

6. Is an additional remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Go to 7
If No, go to 7

Yes (X) No ()

7. Would you like to view the recommended right?

If Yes, go to 8
If No, the review is incomplete. The recommendation must be viewed to complete the review.

Yes (X) No ()

8. 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 9
If No, go to 9

Yes () No (X)

9. 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 10
If No, go to 10

Yes () No (X)

10. 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 (X) No ()

Summary

Claim No. 27 - 11706

Claim No.: _____

Summary Data Entry Form

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

~~P03 Rem/Cond. General.~~

P06 Rem/Con Gen recommended
as 27-4086
lansing street well

Split or Combined Right Analysis:

no

Attached Field Notes or Other Documents:

yes.

Claim No.:

27-11706

Reviewer

CB

Date

2/22/04

Notes

Claims A27-11706 + A27-04165

1/ Exam done Oct 21, 2003

2/ GPS data - 0632844
0233029

File # 11706

Tag # A0012485

3/ Historically this well was used for Municipal use. In 1996 the City filed application for permit 27-7577. This was to provide well water for the Miners Ditch users as per contractable obligations. Ordinarily the City pumped surface water out of the Blackfoot River for the Miners Ditch users. This proved so costly, they filed for the well permit so they could bypass the surface flows as a mitigation source. The Permit (27-7577) was approved & the Lansing St. well was designated to provide the water.

4/ Theoretical - Using the Water Measurement Annual Report for 2001. June 1 - June 30th data; 194,000,000 gallons pumped/month or 6,466,666 gallons per day.

$$\frac{6,466,666 \text{ gpd}}{1440 \text{ minutes per day}} = 4490.7 \text{ gpm}^*$$

Notes

Claims A27-11706 + A27-04165 (continued)

5/ The Theoretical or actual reported data for June 2001 supports the total cfs of both claims which is 8.90 cfs or 3994.3 gpm

This is the Lansing St. well - 150hp



Clams A27-11706 + A27-04165

Motortas on Lansing St. Well



Claims A27-11706 + A27-04165

*FOR Info only

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Permit Report

10/24/2003

WATER RIGHT NO. 27-7577

Owner Type Name and Address

Current Owner CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT, ID 83221
(208)785-8688

Priority Date: 07/01/1996
Status: Active

Source Tributary

GROUND WATER

Beneficial Use From To Diversion Rate Volume

IRRIGATION 4/01 10/31 7.28 CFS
Total Diversion 7.28 CFS

Location of Point(s) of Diversion:

GROUND WATER NWSE Sec. 04 Township 03S Range 35E BINGHAM County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
03S	35E	5		SWSE 34	SESE 28									
		7		NESE 32	NWSE 9		SWSE 9			SESE 10				
		8		NENE 22	NWNE 34		SWNE 20							
				SWNW 30	SENE 36									
				NESW 27	NWSW 38		SESW 5							
				NWSE 5	SWSE 25									

Total Acres: 364

Conditions of Approval:

1. 01J Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.

Remarks:

1. General Diversion of water under this right shall be used to supply share holders of the East Idaho, Corbett Slough, and Blackfoot Irrigation canal companies diverting water from the Miner Ditch. Miner Ditch users will allow their surface water shares to continue down the Snake River as mitigation to offset the use of groundwater under this right. The point of diversion is known as the Lansing Street well. Use of water under this right will be regulated by watermasters of State Water Districts Nos. 01 and 27.

Dates:

Proof Due Date: 07/01/2000
Proof Made Date: 06/05/2000
Approved Date: 06/17/1998
Monitorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Application Received Date: 07/01/1996
Protest Deadline Date:
Number of Protests: 0
Field Exam Date:
Date Sent to State Off:
Date Received at State Off:

Other Information:

State or Federal:
Owner Name Connector:
Water District Number: 27
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

04/28/2003

WATER RIGHT NO. 27-11706

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF BLACKFOOT 157 N BROADWAY BLACKFOOT, ID 83221 (208)785-8688

Priority Date: 04/25/1960

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
MUNICIPAL	1/01	12/31	4.45 CFS	
Total Diversion			4.45 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 30	Township 02S	Range 35E	BINGHAM County
GROUND WATER	NWNW	Sec. 02	Township 03S	Range 35E	BINGHAM County
GROUND WATER	SWNE	Sec. 03	Township 03S	Range 35E	BINGHAM County
GROUND WATER	NESE	Sec. 03	Township 03S	Range 35E	BINGHAM County
GROUND WATER	NWNE	Sec. 04	Township 03S	Range 35E	BINGHAM County
GROUND WATER	NESW	Sec. 04	Township 03S	Range 35E	BINGHAM County
GROUND WATER	NWSE	Sec. 04	Township 03S	Range 35E	BINGHAM County
GROUND WATER	SWNE	Sec. 10	Township 03S	Range 35E	BINGHAM County
GROUND WATER	NWNW	Sec. 10	Township 03S	Range 35E	BINGHAM County

Place(s) of use: No POU's found for this right

Conditions of Approval:

1.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2.	WB4	The total instantaneous diversion of water from all points of diversion under Transfer 68933 shall not exceed 34.90 cfs.
3.	067	The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
4.	X57	Approval of Transfer 68933 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

5.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7.	X58	Approval of Transfer 68933 does not confirm Claimed Rights 27-4084, 27-4086, 27-4087, 27-4088, 27-4106, 27-4165 and 27-11706.
8.	T09	Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks:

- | | |
|----|---|
| 1. | Diversion of water from the well located in SWSW, S30, T2S, R35E shall not exceed 4.00 cfs. |
| 2. | Place of use is within the City of Blackfoot and the surrounding service area. |

Dates:

Other Information:

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:

Cary Act Number:

Mitigation Plan: False

[Close](#)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

RECEIVED

OCT 06 2000

Department of Water Resources
Eastern Region

TRANSFER NO. 5787

WATER RIGHT NO(S). 27-02142/27-04084/27-04086/27-04087
27-04088/27-04106/27-04165/27-07329/A27-11706

This is to certify that: CITY OF BLACKFOOT
157 N BROADWAY
BLACKFOOT ID 83221

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 27-02142 :			
MUNICIPAL	01/01 to 12/31	1.95 CFS	1411.0 AF
Priority: 04/12/1965			
Right No. 27-04084 :			
MUNICIPAL	01/01 to 12/31	5.57 CFS	
Priority: 09/27/1921			
Right No. 27-04086 :			
MUNICIPAL	01/01 to 12/31	5.57 CFS	
Priority: 09/27/1921			
Right No. 27-04087 :			
MUNICIPAL	01/01 to 12/31	2.23 CFS	
Priority: 04/01/1954			
Right No. 27-04088 :			
MUNICIPAL	01/01 to 12/31	4.46 CFS	
Priority: 03/01/1953			
Right No. 27-04106 :			
MUNICIPAL	01/01 to 12/31	2.23 CFS	
Priority: 01/01/1900			
Right No. 27-04165 :			
MUNICIPAL	01/01 to 12/31	4.45 CFS	
Priority: 04/25/1960			
Right No. 27-07329 :			
MUNICIPAL	01/01 to 12/31	3.99 CFS	
Priority: 10/19/1982			
Right No. 27-11706 :			
MUNICIPAL	01/01 to 12/31	4.45 CFS	
Priority: 04/25/1960			
TOTAL:		34.90 CFS *	

TRANSFER NO. 5787

WATER RIGHT NO(S). 27-02142/27-04084/27-04086/27-04087
27-04088/27-04106/27-04165/27-07329/27-11706

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 30, Township 02S, Range 35E
NWNW , Sec. 2, Township 03S, Range 35E
SWNE , Sec. 3, Township 03S, Range 35E
NESE , Sec. 3, Township 03S, Range 35E
NWNW , Sec. 4, Township 03S, Range 35E
NESW , Sec. 4, Township 03S, Range 35E
NWSE , Sec. 4, Township 03S, Range 35E
SWNE , Sec. 10, Township 03S, Range 35E
NWNW , Sec. 10, Township 03S, Range 35E
BINGHAM County

PLACE OF USE: See Remarks **

CONDITIONS OF APPROVAL AND REMARKS

1. Approval of Transfer 5787 does not confirm Claimed Rights 27-04084, 27-04086, 27-04087, 27-04088, 27-04106, 27-04165 and A27-11706.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
- * 4. The total instantaneous diversion of water from all points of diversion under Transfer 5787 shall not exceed 34.90 cfs.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- ** 8. Place of use is within the City of Blackfoot and the surrounding service area.

TRANSFER NO. 5787

WATER RIGHT NO(S). 27-02142/27-04084/27-04086/27-04087
27-04088/27-04106/27-04165/27-07329/27-11706

CONDITIONS OF APPROVAL AND REMARKS

9. Approval of Transfer 5787 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
10. Consumptive use of water under Right 27-07329 shall not exceed 2.0 acre feet per day.

Dated this 3rd day of October, 2000.


Chief, Water Allocation Bureau



WATER RIGHT NO. 27-11706
As Modified by Transfer No. 68933

In accordance with the approval of Transfer No. 68933, Water Right No. 27-11706 is now described as follows.

Right Holder: CITY OF BLACKFOOT
C/O FRED OSTLER
157 N BROADWAY
BLACKFOOT ID 83221

Priority Date: 04/25/1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	to 12/31	4.45 CFS	
			4.45 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSW	Sec. 30 Twp 02S	Rge 35E	BINGHAM County
GROUND WATER	NWNW	Sec. 2 Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	SWNE	Sec. 3 Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	NESE	Sec. 3 Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	NWNE	Sec. 4 Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	NESW	Sec. 4 Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	NWSE	Sec. 4 Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	SWNE	Sec. 10 Twp 03S	Rge 35E	BINGHAM County
GROUND WATER	NWNW	Sec. 10 Twp 03S	Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Diversion of water from the well located in SWSW, S30, T2S, R35E shall not exceed 4.00 cfs.
3. The total instantaneous diversion of water from all points of diversion under Transfer 68933 shall not exceed 34.90 cfs.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

WATER RIGHT NO. 27-11706
As Modified by Transfer No. 68933

CONDITIONS OF APPROVAL

5. Place of use is within the City of Blackfoot and the surrounding service area.
6. Approval of Transfer 68933 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of Transfer 68933 does not confirm Claimed Rights 27-4084, 27-4086, 27-4087, 27-4088, 27-4106, 27-4165 and 27-11706.
10. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

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

Dated this 17th day of October, 2001


Chief, Water Allocation Bureau

SCANNED

RECEIPT
For Monies Paid
to the

Idaho Department of Water Resources

Receipt No: E023224

Date: 5/14/1997
Time: 12:45:54

Received
From: CITY OF BLACKFOOT

Type of Payment		Program A cct		Amount
CLAIM A27-11706	41503	337	1155	495.00

CHECK

31722

CHECK

31526

Total

\$

495.00

A27-11706

Water Right Numbers

Region: EASTERN

Signature:





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 12, 1997

Richard Mangum
C/O City of Blackfoot
157 N Broadway
Blackfoot ID 83221

Mr. Mangum:

I have received claim A27-11706 and the City's check for \$445.00. I had forgotten to assess the \$50.00 for the claim itself. The \$445.00 pays for the \$100 per cfs ($4.45 \text{ cfs} \times \$100 = \$445.00$).

I will need you to send the extra \$50.00 for this claim so I can do the final data entry. If you have any questions, please call me.

Sincerely,

Harold W Jones
Water Rights Supervisor

HWJ::sc



JUL 25 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: A27-11706
Date Received: 2/11/1997
Receipt No: EOZ3224
Received By: ALW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF BLACKFOOT 208-785-8600
Address: 157 N BROADWAY

BLACKFOOT ID 83221
Blackfoot

2. Date of Priority: APR 25, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	35E	4		NW	SE		BINGHAM

5. Description of diverting works:
WELL AND PUMP TO CITY SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	4.450		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
MUNICIPAL

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
----------	-------	---------	--------	-----	-----	-----	-------

11. Place of use in counties:

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

A2711706



13. Other Water Rights Used:

A27-02142, -04084, -04086, -04087, -04088, -04106, -04165

14. Remarks:

~~THIS CLAIM SUPERCEDES 35-04251 WHICH WAS LOCATED IN THE WRONG TOWNSHIP AND BASIN.~~ This is the Lansing St. well which is East of the well #6.

15. Basis of Claim: BENEFICIAL USE

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: _____

For Organizations:

I do solemnly swear or affirm that I am Mayor of _____ Title

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

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

R. Scott Reese
Signature of Authorized Agent

Mayor of Blackfoot
Title and Organization

5-2-97
Date

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of May 19 97

Arch. L. Mares
Notary Public

Seal

Residing at Blackfoot, Idaho
My Commission Expires 2-7-98

