

03/18/2003

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

RIGHT NUMBER: 29-2528

NAME AND ADDRESS: CITY OF DOWNEY
PO BOX 204
DOWNEY ID 83234-0204

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.200 CFS
35.000 AFY

PRIORITY DATE: 10/13/1964

POINT OF DIVERSION:

T11S R37E S27 NWSWSW Within BANNOCK County Source: GROUND WATER

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.200 CFS
35.00 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County

T11S R37E S27 SWSW 3.0 T11S R37E S34 NWNW 7.0

10 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: License

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

12/05/2002

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

RIGHT NUMBER: 29-12192 **DISALLOWED**

NAME AND ADDRESS: CITY OF DOWNEY
PO BOX 204
DOWNEY ID 83234-0204

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.200 CFS

PRIORITY DATE: 05/31/1961

POINT OF DIVERSION:

T11S R37E S27 NWSW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
1/01 12/31

QUANTITY
0.200 CFS

PLACE OF USE: MUNICIPAL Within BANNOCK County

T11S R37E S27 NWSW 10.0

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

RECOMMENDED AS RIGHT NO. 29-02528.

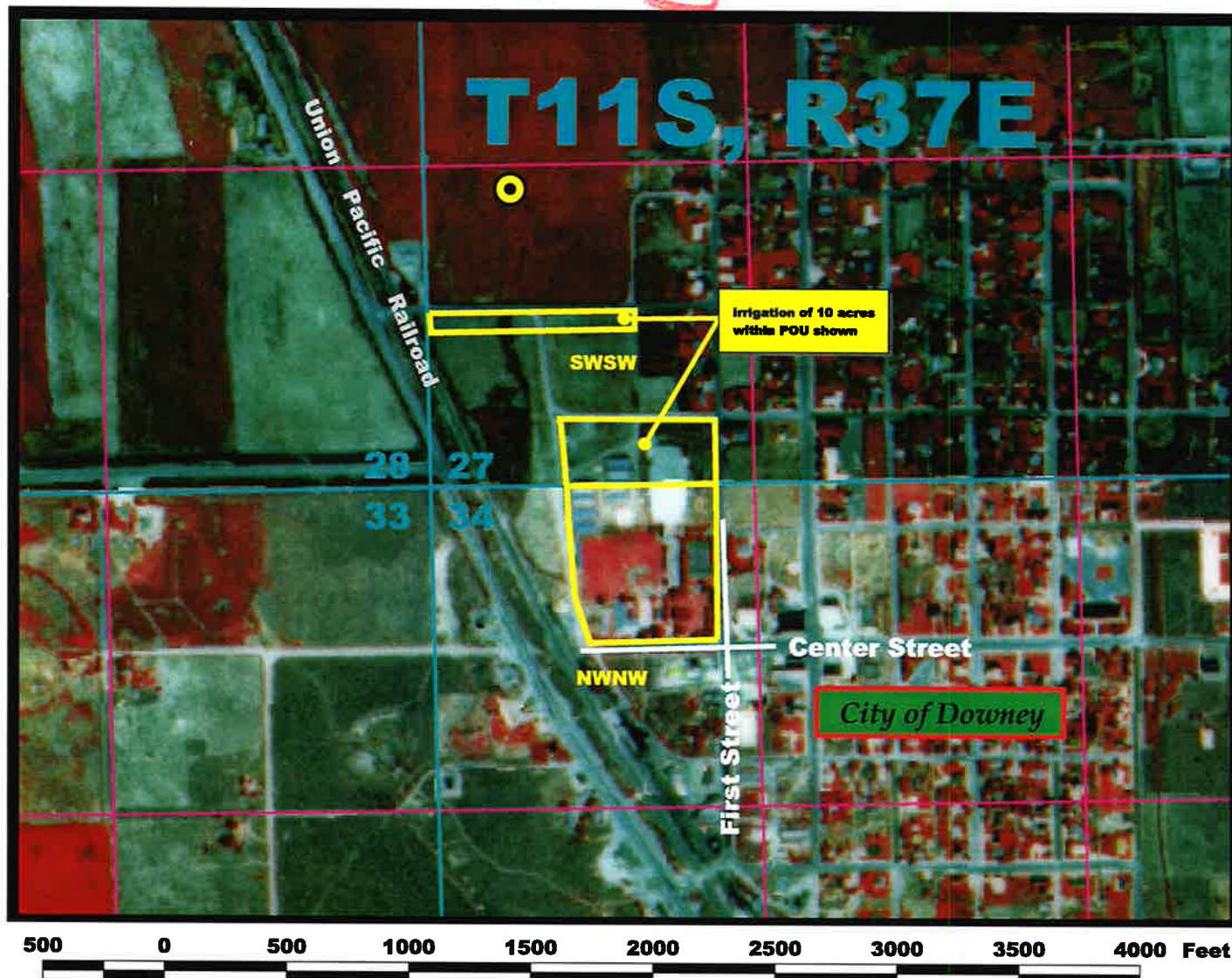
EXPLANATORY MATERIAL:



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
29-02528

Place of Use: (parts of): T11S, R37E
Sec. 27 SWSW, Sec. 34 NWNW

Point(s) of Diversion: T11S, R37E
Sec. 27 NWSWSW

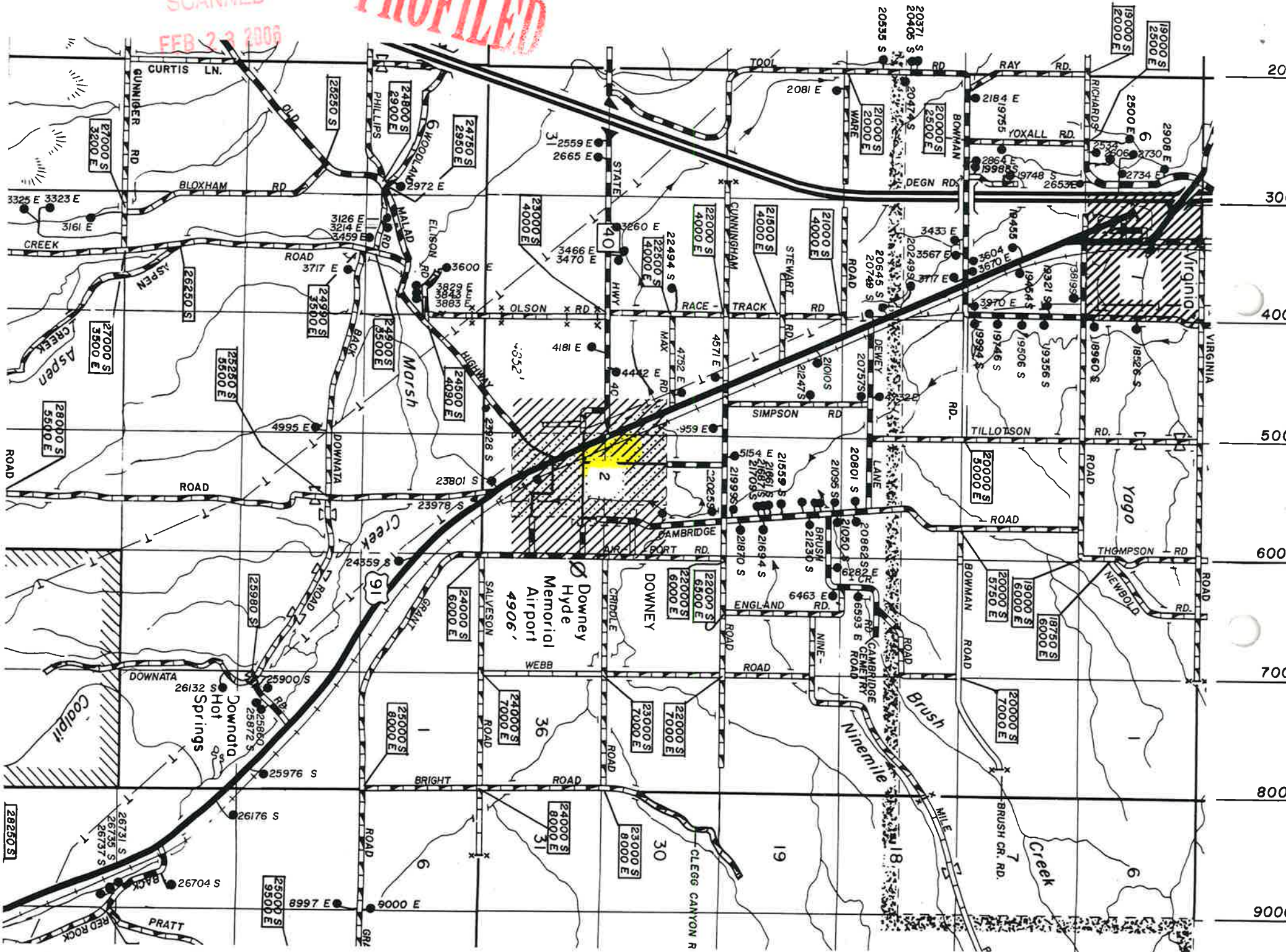


LEGEND

- Point of Diversion**
- SESE** **Place of Use**
- Section**
- Quarter-Quarter**

SCANNED
FEB 23 2006

PROFILED



T11S, R37E

28 27

33 34

Irrigation of 10 acres
within POU shown.

SWSW

NWNW

Center Street

1st Street

CITY OF
DOWNEY



02/18/2003

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: April 21, 2003

Water right number: 29-2528

CITY OF DOWNEY

PO BOX 204

DOWNEY ID 83234-0204

Telephone Number: (208) 897-5342

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:

Point of diversion is corrected on the map

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

DATE: 2-24-03

SIGNATURE: Tony Hancock

Please print your name: Tony Hancock

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

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Done 3/18/03
① Corrected well physical location and legal description to NW 5/4 SW 1/4
② Corrected County to Bannock from Blaine.
③ Acreage from 10 AC to 10 AC.
④ Acreage from 10 AC to 10 AC.

04/03/2002

Contacts Data Entry Form

29-2528

29-12192 BU

Owner Type	Full Name	Address	City	State	Zip	Phone
------------	-----------	---------	------	-------	-----	-------

Current Owner: City of Downers Grove

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 ~~claim~~ is Disallowed → Re-numbered to 25-02528
BECAUSE THIS CLAIM APPEARS TO CLAIM ELEMENTS
OF THE LICENSE.

RECOMMENDED AS 29-2528 (AS LICENSE).

LICENSE COPY ATTACHED

Reviewer: _____

SCANNED

FEB 23 2006

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THIS CLAIM NEEDS AN
ON-SITE FB.

DETERMINE:

POD-GPS'd.

AC/QR/SOC.

USE: irrig - Domestic?

THIS CLAIM IS SCANNED
UP BEGINNING w/ 12192.

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date:

10/31/1964

Water Right Basis:

LICENSURE

Claimed Priority Date:

5/31/1961

Claimed Basis:

BU

Recommended Priority Date:

10/13/1964

Recommended Basis:

LICENSURE☐ 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:

ALL DOCUMENTS SUBMITTED CONFIRM 1964 DESPITENOTES FROM BMC DISCUSSING 1961

Reviewer: _____

Date: _____

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Point of Diversion and Source Data Entry Form

Claim Number: _____ *LICONS00*

Water Right Point of Diversion: T 11S, R 37E, Sec. 27, _____, SW, SW, County: BANN.

Source: GW Tributary: _____

Claimed Point of Diversion: T 11S, R 37E, Sec. 27, _____, NW, SW, County: BANN.

Source: _____ Tributary: _____

Recommended Point of Diversion: T 11S, R 37E, Sec. 27, _____, SW, SW, County: BANN

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:

29-12192 ORIGINALLY FILED AS POD IN SW/SW -
CONSISTENT W/ LICONS00 POD FOR 29-2528. POD
ALSO MATCHES LICENSE. LICONS00 FOR 0.20 cfs ON 10AC.
29-12192 CLAIMS 0.20 cfs ON 10AC (DIFF. PLACE AS Lic.) ⇒ 40ac DIFF
TO NORTH,

Transfers Changing POD _____

Reviewer: _____

Date: _____

SCANNED

FEB 23 2006

Place Of Use Data Entry Form

Claim Number: _____

_____ Use Claimed POU as Recommended POU

Claimed Place of Use

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

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
11S	37E	27	SWSW		BANN.		10	Fishing

Total Acres _____

Document how the POU was verified:

Exam of License 29-2528 shows POU in SWSW Sec. 27

Transfers Changing POU _____

Reviewer: _____

Date: _____

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FEB 23 2006

Purpose of Use Data Entry Form

Claim Number: _____

_____ 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
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Recommended Purpose of Use

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

Document how the Purpose of Use was verified:

Transfers Changing Purpose of Use _____

Reviewer: _____

Date: _____

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FEB 23 2006

Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ 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
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____ Overall Diversion Volume _____

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

Reviewer: _____

Date: _____

SCANNED

FEB 23 2006

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32104/29-2528 Priority Oct. 13, 1964 Amount 0.2 cfs

THIS IS TO CERTIFY, that the Village of Downey
of Downey, Idaho, has complied with the terms and conditions of Permit
No. 32104/29-2528 issued pursuant to Application for Permit dated October 13, 1964,
and has submitted proof to the Department of Water Administration on August 11, 1969,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.36 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 0.2 cfs for irrigation from April 1 to Nov. 1 (both dates inclusive)
Amount 0.06 cfs for domestic from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.2 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW 1/4 Sec. 27, Twp. 11 S, Rge. 37 E, B. M.

in the county of Bannock; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 35 acre feet per year or
3.5 acre feet per acre, for irrigation use and 1.8 acre feet per year for
domestic use with the total amount not to exceed 36.8 acre feet
Description and location of place of use: per year.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11S	37E	27											10						10
Domestic use:			Village of Downey																

Total number of acres irrigated 10

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 1 day of

March, 19 72.


Director

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No G-32104/29-2528

This proof is for 0.2 cfs

In Water District No.

1. Name of applicant Village of Downey, Downey, Idaho CONTACT-Mr. Proctor

2. Source of water supply: ground-water

3. Location of point of diversion: Is in the SW1/4 of Section 27

T. 11 S. R. 37 E. B. M. County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same:

well, pump, and pipeline

PROOF - 40 HP motor with 10" well casing & 68' deep

General Electric 40 HP motor 460 volts 1760 RPM

Ser No ADJ110482 Peerless pump size 6x1x12

Ser No 251510

5. Water is used for: irrigation & domestic PROOF - irrigation

6. State whether or not water has been turned into works of diversion: Yes 6" main
buried to park 4" line runs across the park

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW1/4, Sec. 27, T. 11 S., R. 37 E., B. M.

10 acres

PROOF - (irrigating city park) MAP ATTACHED

12.2 acres

8 3/4 x 1/2 40 psi Model 30 9.4 gpm

7 1/4 @ 40 psi Model 30 5.37 gpm

2 Model 70 B Rainbirds 10 5 1/2 x 1/32 35.4 gpm

3 Drinking Fountains - city water

Total use gallons 114.13 gpm or 0.39 CFS

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Valid permits appurtenant to the lands to be irrigated are: Village water works

0.2 cfs of the water applied for is to be supplemental to the existing water rights

County clerk says 12 acres. This would include all buildings and barns - Total irrigated would be 10 acres at present. Talked to William Smith

This examination was made on the 16 day of July, 1940

(Signed)

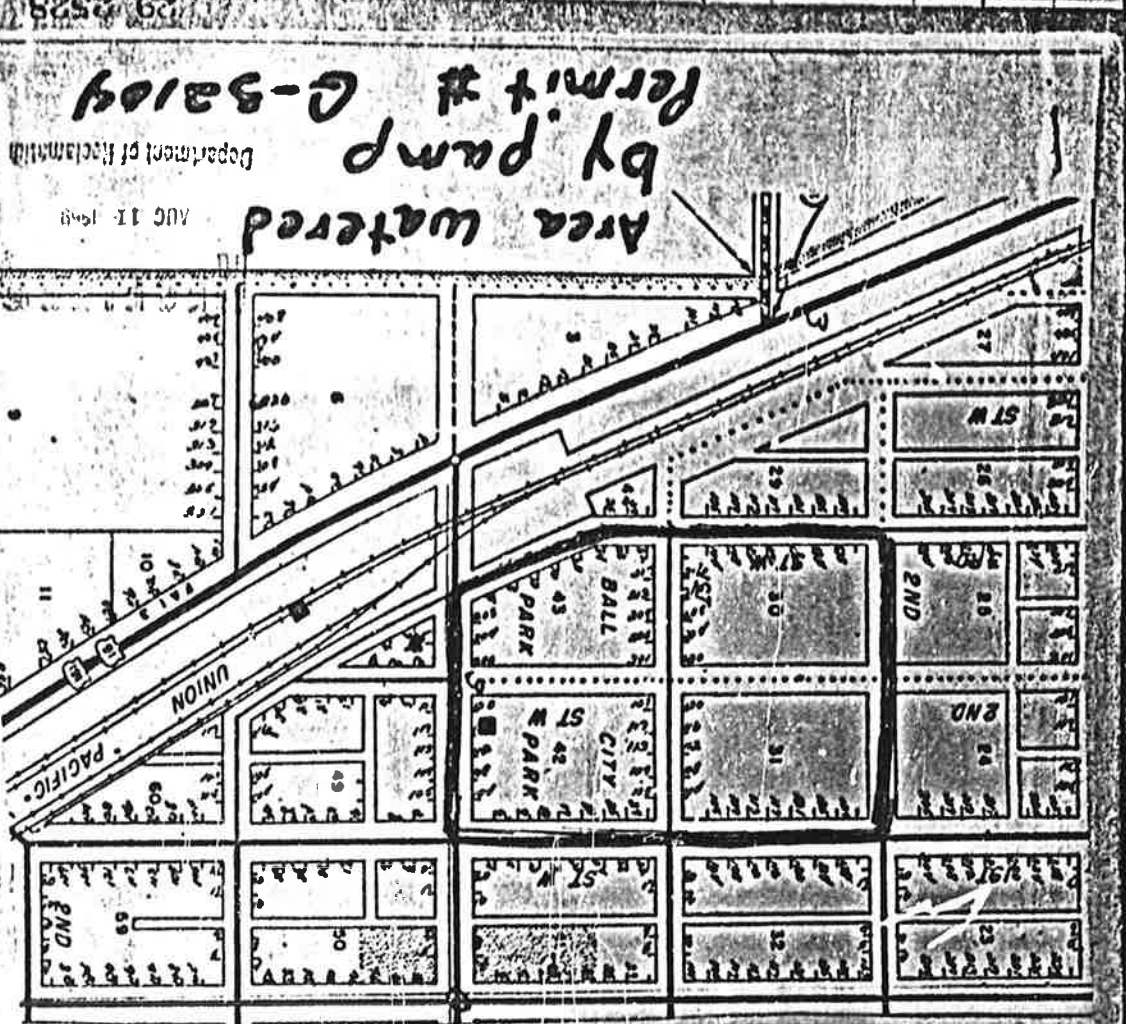
John Proctor
Examiner.

Examiner.

29 2528

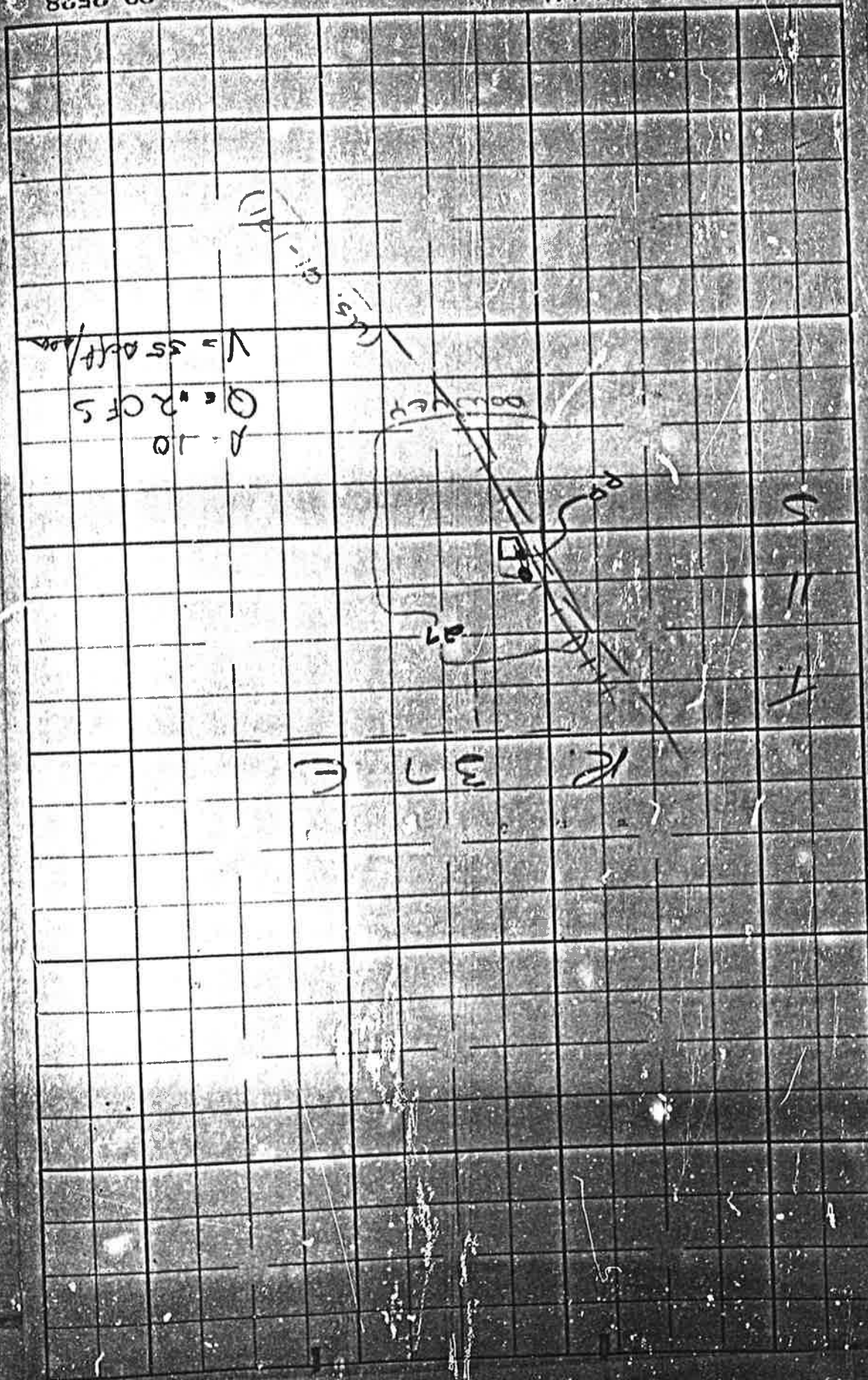
6/22/40
CUC

Scale: 2 inches equals 1 mile. Draw Map in Ink.



Area watered by pump
Permit # G-52104
AUG 11 1963
Department of Reclamation

1958
1960 POP. 726
0.05 0.025 0.01 0.05 0.15 0.25
900 FEET
SCALE
IDAHO
BANNOCK COUNTY
DOWNNEY
CITY MAP
RECEIVED
AUG 11 1963
Department of Reclamation



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 29-2528
Date Received: 12/5/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CITY OF DOWNEY Phone: (208)897-5342
PO BOX 204
DOWNEY ID USA 83234-0204

2. Date of Priority: 10/13/1964

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11S	37E	27	SW SW	~~BAKER~~ BANNOCK	

5. Description of diverting works:
WELL TO PUMP AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.2	

7. Total Quantity Appropriated is:
0.2 C.F.S. and/or 36.8 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
11S	37E	27	SW SW	IRRIGATION	10
Section Acres					10
Total Acres					10

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM REPLACES 29-12192.
PAID UNDER RECEIPT NO. C016742.

15. Basis of Claim:

PROFILED

SCANNED

FEB 23 2006

2902528

