

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 63-9134
Date Received: 8/14/1989
Receipt No: W004439
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CITY OF GARDEN CITY Phone: (208)377-1831
201 E 50TH ST
BOISE ID USA 83714

2. Date of Priority: 06/27/1978

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01E	24	SE SE	ADA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
MUNICIPAL	01/01	12/31	1.43	

7. Total Quantity Appropriated is:
1.43 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
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11. Place of use in counties:

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

13. Other Water Rights Used:

14. Remarks:

Claim amended per license issued 7/17/90.

REINSTATED 4-17-1984.

P/U WITHIN CITY LIMITS OF GARDEN CITY.

Place of use within city limits of Garden City.

The right holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department.

15. Basis of Claim: License

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-09134

Priority: June 27, 1978

Maximum Diversion Rate:

1.43 CFS

This is to certify, that CITY OF GARDEN CITY
201 E. 50TH ST.

GARDEN CITY, ID 83714 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated April 10, 1978; and
has submitted Proof of Beneficial Use on February 16, 1984. An examination indicates
that the works have a diversion capacity of 1.430 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	1.43 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SESE, Sec. 24, Township 04N, Range 01E
ADA County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Place of use within city limits of Garden City.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 12th
day of July, 1990.

Acting for

R. Keith Higginson, Director

5107

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR 31 1987

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: City of Garden City ^{AKA: Carlyle Briggs} Permit No. 63-9134
 Current Address: City Hall, 201 E. 50th St, Garden City, ID 83714 Phone No. 377-1831
 2. Accompanied by: Carlyle Briggs EXAM. DATE: 9/25/86
 Address: 219 Grove St., Boise ID 83702 Phone No. 343-3381
 Relationship to Permit Holder: City Engineer

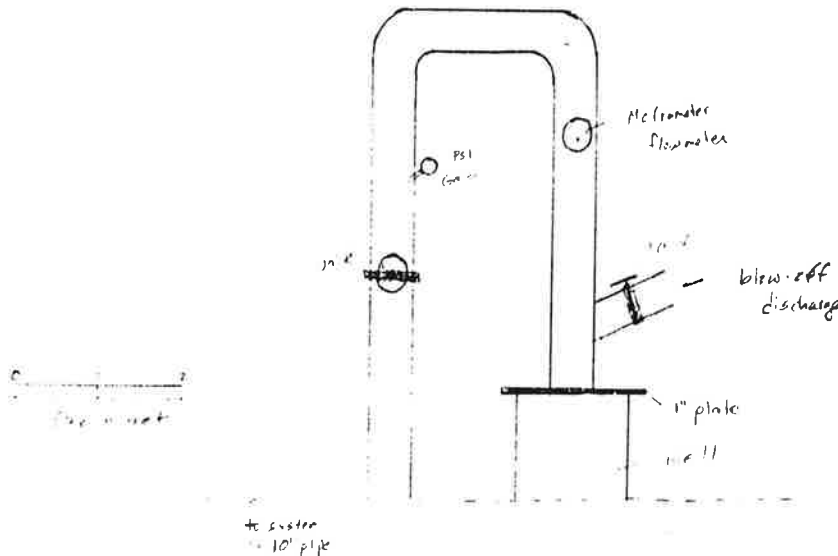
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: none for municipal use ☐ Copies Attached
 2. Other water rights with same point of diversion: as above ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

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

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Source is a well 328' deep with 16" casing to 219' and 12" casing to 298'. Static water level is about 2' with a drawdown of about 100' (with Jacuzzi 50 HP pump operating). 2 pumps (Jacuzzi 50 HP + 1 HP) are set at 126'. 6" pump pipe is connected to well & carries water to 8" pipe which brings water to Garden City water system. ^{pump} System turns on at about 40 psi and turns off at about 70 psi. Water is used for Garden City domestic supply.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Jacuzzi	50	55058M2-74	submersible	
	Jacuzzi	1HP	?	submersible	presently broken

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	1/4	24	1N	1E	Ada	topog. map

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	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	

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

Mcrometer flow meter; read 480 gpm during exam, but system up to pressure (70 psi). Based on pump information maximum instantaneous discharge is 760 GPM (1.69 cfs). 1.43 Dave Tutwill memo (attached) Allow 1.50 cfs per exam (see information sheet, 670 gpm)

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes: *assumed = assume 70 psi, 100' lift, 80% efficient*

$$\frac{HP \times 2.31 \times 1.43}{Lift + (PSI \times 2.31)} = \frac{50 \times 2.31 \times 80}{100 + (70 \times 2.31)} = \frac{352}{162} = 1.83 \text{ cfs.}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
 Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)
 Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
 Meter Input HP: (6) x 1.34 = _____ (7)
 Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)
 Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{in} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{on} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{in} \text{ and } V_{on} =$ _____

2. Volume Calculations for Other Uses:

N/A

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Note: Only one point of diversion present (contrary to permit).

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Household</i>	<i>1/1</i>	<i>12/31</i>	~~1.43~~ <i>1.43</i>	
Totals:			~~1.43~~ <i>1.43</i>	

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name BRAD E. DINGEE
Signature *Brad E. Dingee*
Certification Date _____
Field Report Preparation Date 9/25/86

DWR 12/1/86

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

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: A63-09134
Date Received: 8/14/1989
Receipt No: W004439
Received By: DE JN

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CITY OF GARDEN CITY 208-377-1831
Address: 201 E. 50TH ST.
GARDEN CITY, ID 83714

2. Date of Priority: APR 10, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04N	01E	24	NE SE		ADA

5. Description of diverting works:
50 HP SUBMERSIBLE IN 328' DEEP WELL 6" DISCHARGE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MUNICIPAL	01/01	12/31	3.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1600 CONNECTIONS PLUS

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	02E	5			MUNI	
04N	01E	23			MUNI	
		24			MUNI	
		25			MUNI	

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01E	26			MUNI	
	02E	31			MUNI	
		32			MUNI	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:
REINSTATED 4-17-1984.
P/U WITHIN CITY LIMITS OF GARDEN CITY.

15. Basis of Claim: PERMIT

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

**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 A63-09134Date Received 8-14-89Receipt Number W004439 (350)

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

Please type or print clearly

1. Name of Claimant (s) CITY OF GARDEN CITY Phone (208) 377-1831Mailing Address 201 E 50th Garden city Id. Zip 837142. Date of Priority (Only one (1) per claim) 10-18-783. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 4N Range 01E Section 24,
NE 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of ADAAdditional points of diversion if any: N/A

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.50 hp. submersible in 328ft. deep well 6" discharge**MICROFILMED****AUG 24 1992**

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1-1 to 12-31 amount 3.000 or

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 3.000 (cfs) and/or (b) (acre feet)

8. Total consumptive use claimed is 3.000 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic 1600 connections plus

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	2E	5																	
4N	2E	32																	
		31																	
4N	1E	23																	
		24																	
		25																	
		26																	

Total number of acres irrigated

11. In which county (ies) are lands listed above as place of use located? ADA

12. Do you own the property listed above as place of use? Yes No XX
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. or None (X)

14. Remarks:

P/U WITHIN CITY LIMITS OF GARDEN CITY

(attached copy IDWR report)

MICROFILMED
AUG 24 1992

Last Name Garden City Ident No.

Copies: White -State, Yellow-Claimant

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

2/15/2014 5:11

DECLASSIFIED
JAN 5 1995

Scale: 2 inches equals 1 mile

[illegible]

MICROFILMED
AUG 24 1992

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit XX

Decree _____

If applicable provide IDWR Water Right Number 63-09134

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 2

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am PUBLIC WORKS DIRECTOR

Title

of CITY OF GARDEN CITY, that I have signed the foregoing

Organization

document in the space below as PUBLIC WORKS DIRECTOR of GARDEN CITY

Title

Organization

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

Signature of Authorized Agent

RP Cumming

(Richard Cumming)

Title and Organization Public works director Garden City Date 7-11-89

State of Idaho/or _____)

County of Ada)

SS.

Subscribed and sworn (or affirmed) before me this 5th day of April 1990

SEAL

Notary Public Jan E. Harvey

Residing at 2129 Colorado Ave, Boise

My Commission Expires Jan-21, 1993

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
AUG 24 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

city of Garden City

↑
NORTH



11/18/2006

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

RIGHT NUMBER: 63-9134
NAME AND ADDRESS: CITY OF GARDEN CITY
CITY HALL
6015 GLENWOOD ST
GARDEN CITY ID 83714-1347

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 1.430 CFS

PRIORITY DATE: 06/27/1978

POINT OF DIVERSION:

T04N R01E S24 SESE Lot 1 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	1.430 CFS

PLACE OF USE:

Place of use is within the service area of the City of Garden City 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 - License

Dr

09/22/2006

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

RIGHT NUMBER: 63-9134
NAME AND ADDRESS: CITY OF GARDEN CITY
CITY HALL
6015 GLENWOOD ST
GARDEN CITY ID 83714-1347

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 1.430 CFS
PRIORITY DATE: 06/27/1978
POINT OF DIVERSION:

T04N R01E S24 SESE Lot 1 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	1.430 CFS

PLACE OF USE:

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 located within the Garden City municipal system service area.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Garden City - PODS-

ARCVIEW: X:/ → spatial → public water

→ source → water — extraction
(shows points you want to use) (from DEQ)

⑧ Don't have to
META DATA
this — already done

BUT, at some time, you
DO update the PLS

open up — sort
select — highlight
↓
use these to make your
POD's 8v.3 — for shapefile
(use as many as you can)

7.2.03
Carter — in
relation to Pocatello

Mark Larson — call about shapefile
re: GC POU/ service area

"Large POU"

a permissible POU ≠ a municipality

Mike * "don't set the large POU flag before you
stamp it good to say..."

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-8608 V1

Comments:

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
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

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-9134

WATER RIGHT NUMBER: 63-9134

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	PHILLIPS ENTERPRISES INC PHILLIPS 4774 CHINDEN BLVD BOISE, ID 83714
Current Owner	CITY OF GARDEN CITY ✓ 201 E 50TH ST BOISE, ID 83714 (208)377-1831

Priority Date: 06/27/1978 ✓

Basis: License ✓

Status: Active ✓

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL ✓	1/01 to 12/31 ✓	1.430 CFS ✓	
<u>Total Diversion:</u>		1.430 CFS	

Location of Point(s) of Diversion

GROUND WATER

ADA County ✓

SE1/4SE1/4 ✓
Govt. Lot 1

Sec. 24, Twp 04N, Rge 01E, B.M. ✓

ADD
Govt. Lot 1Place of UseCity of GC limits - see Remarks - when Mark lines, will bring info into
Poll - X XConditions of Approval:Remarks:

1. General Place of use within city limits of Garden City. **ADD GEN. REMARK**

Comments:~~Documentation of Ownership of the Current Place of Use~~~~Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?~~**Water is used for Garden City domestic supply.**

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-9134

Dates and Other Information:

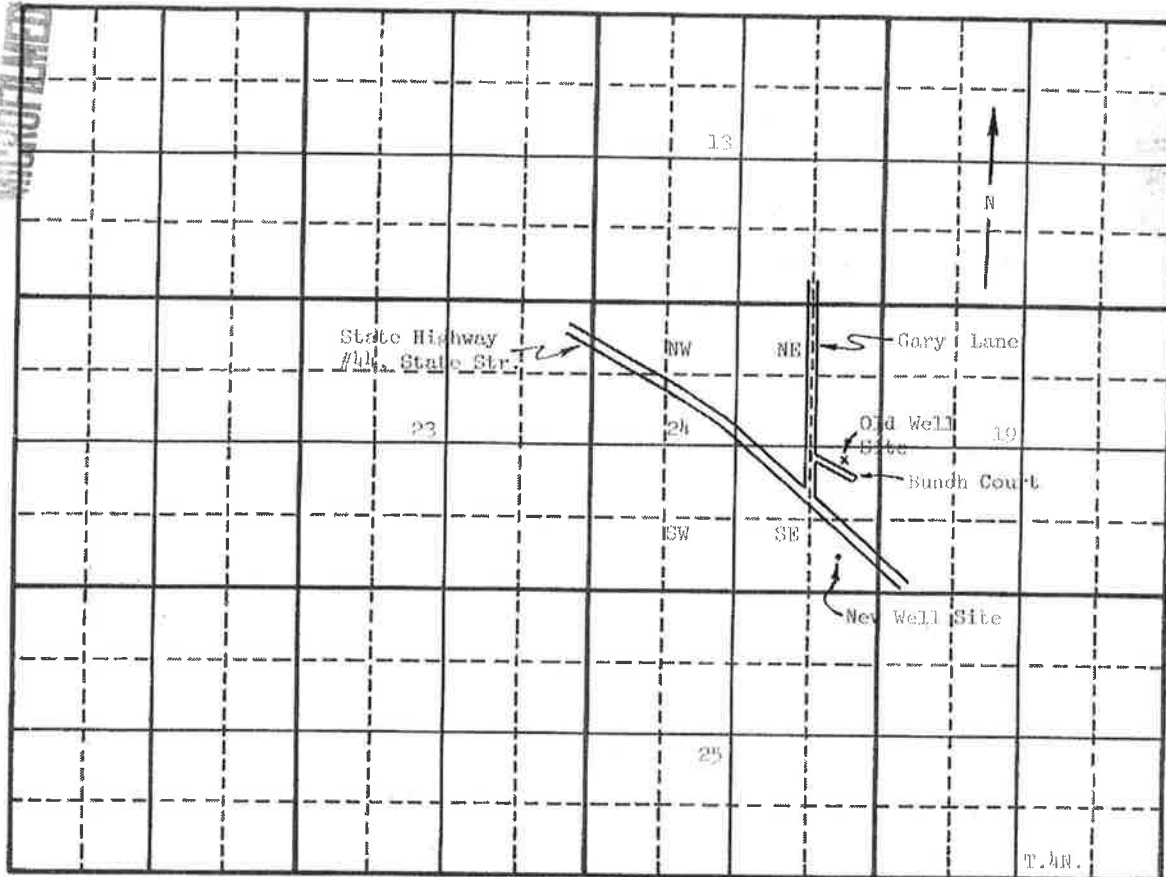
Licensed Date: 7/17/1990
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

June 17, 2003 tried to find POD # GPS → no luck

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.

Plantation
Estate
"closed"



Scale: 2 inches equal 1 mile.

R. 1E. R. 2E.

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

Signed at Boise, this 10 day of

[Signature]
President

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$20.00 #12403 Received by *[Signature]* Date 8-16-78
Publication prepared by *[Signature]* Date 8-17-78 Published in *The Idaho Statesman*
Publication dates 8/24 & 8/31

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, Chief, Operations Bureau of the Department of Water Resources hereby
APPROVED this application for amendment.

Witness my hand this 15 day of December

19 78
[Signature]
CHIEF, Operations Bureau

(in office)

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information Gov't. Lot 1
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant N/A

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-9134

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☒ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: N/A

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change –SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☐ No change
- ☐ POD found is different than claimed: _____
- ☒ If different, when did POD change? clarified legal description – Gov't. Lot 1 in SESE Sec. 24

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
	1								

Description of diverting works

See attached Field Report.**OVERLAP REVIEW**Other water rights with the same point of diversion: None for municipal use.

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES

- ☒ No change
☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA
☐ Changes found, the new total is, Amount _____ CFS _____ AFA
☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

- ☒ No change
☐ Changes Exam found: Domestic # of homes _____ Stock # _____
Types _____ Additional comments: _____

PLACE OF USE:

- ☒ No Change
☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: None for municipal use.

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: See attached Field Report.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: N/A (Licensed)

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Place of use within city limits of Garden City.

Comments:

Water used for Garden City domestic supply.

Clarified legal description - Gov't. lot 1 in SESE Sec. 24.

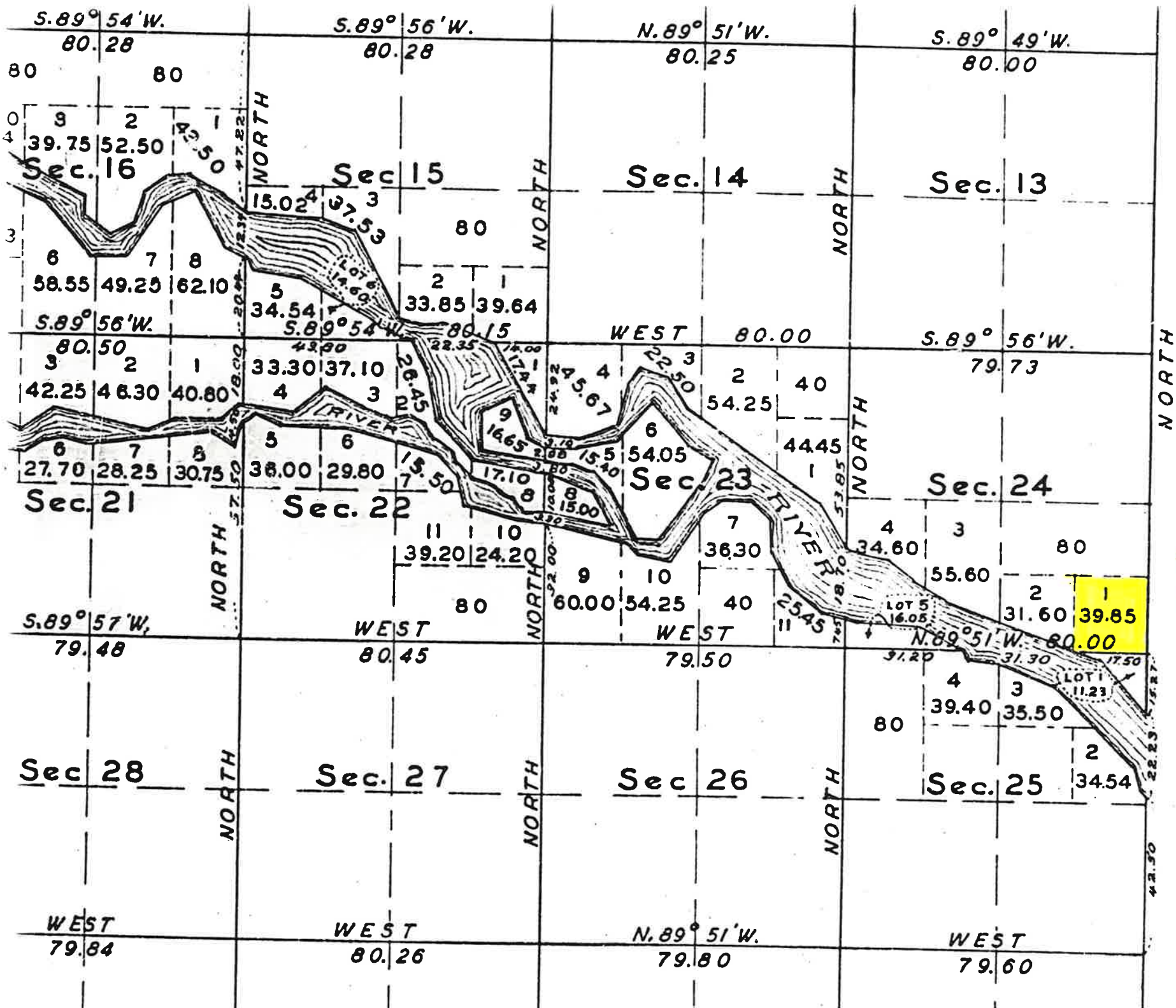
AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU N/A
- ☐ GPS readings N/A
- ☒ Completed map and or GIS layout showing POD's and ~~POU~~

DATE EXAM CONDUCTED: 6.17.03 (in office)

FIELD EXAMINER: Kimberly Brown

63-9134



T04N,
R01E,
S24

LISTER
(RMG)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS REPORT

DATE: 07/11/89
PAGE: 2

WR-NUMBER:
63-09136

CURRENT OWNER:
CITY OF GARDEN CITY
GARDEN CITY MUNICIPAL BLDG.
201 E. 50TH ST.
GARDEN CITY, ID 83704

PRIORITY DATE:
04-13-1978

STAGE:
PERMIT

COUNTY: ADA
SOURCE: GROUNDWATER
WATER USE:
MUNICIPAL

DIVERSION RATE:
3.000
TOTAL: 3.000

TRIBUTARY:

DIVERSION VOLUME:

PERIOD FROM: 01/01
PERIOD TO: 12/31

REMARKS: P/U WITHIN CITY LIMITS OF GARDEN CITY.
REINSTATED 1-31-84.

POINT OF DIVERSION:	Twp	Rge	Sec	Tract	Lot
	04N	01E	25	NE NW	
	04N	01E	25	SW NW	
	04N	01E	25	NW NW	

Rioerglen #6

WR-NUMBER:
63-10270

CURRENT OWNER:
CITY OF GARDEN CITY IDAHO
201 E. 50TH ST.
GARDEN CITY, ID 83714

PRIORITY DATE:
10-18-1984

STAGE:
PERMIT

COUNTY: ADA
SOURCE: GROUNDWATER
WATER USE:
MUNICIPAL

DIVERSION RATE:
5.000
TOTAL: 5.000

TRIBUTARY:

DIVERSION VOLUME:

PERIOD FROM: 01/01
PERIOD TO: 12/31

REMARKS: P/U WITHIN THE CITY LIMITS OF GARDEN CITY.

POINT OF DIVERSION:	Twp	Rge	Sec	Tract	Lot
	04N	01E	26	NE SE	

Willowbrooke #8

WR-NUMBER:
63-09134

CURRENT OWNER:
CITY OF GARDEN CITY, IDAHO
201 E. 50TH ST.
GARDEN CITY, ID 83704

PRIORITY DATE:
04-10-1978

STAGE:
PERMIT

COUNTY: ADA
SOURCE: GROUNDWATER
WATER USE:
MUNICIPAL

DIVERSION RATE:
3.000
TOTAL: 3.000

TRIBUTARY:

DIVERSION VOLUME:

WATER-DIST: 63

PERIOD FROM: 01/01
PERIOD TO: 12/31

REMARKS: REINSTATED 4-17-1984.
P/U WITHIN CITY LIMITS OF GARDEN CITY.

LISTER
(RMG)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS REPORT

DATE: 07/11/89
PAGE: 3

WR-NUMBER: 63-09134 (cont'd)

POINT OF DIVERSION:	Twp	Rge	Sec	Tract	Lot
	04N	01E	24	NE SE	

AUG 24 1992
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

63-2895

3124

5336

7865

8005

4N 1E

9134

9136

10270

*Sent again
6-12-02*

CITY OF GARDEN CITY
201 E 50TH ST
BOISE ID 83714

CITY201 837142229 1402 05 06/05/02
RETURN TO SENDER
CITY OF GARDEN CITY
6015 GLENWOOD ST
GARDEN CITY ID 83714-1347
RETURN TO SENDER

PAAGTMS 83714
83720-0098

PRESORTED
FIRST CLASS



RECEIVED

JUN 11 2002

WATER RESOURCES
WESTERN REGION



CONVERSATION MEMORANDUM

DATE 5-4-90FILE AG3-9134

NAME OF PARTY

City of Haddon City
Richard Cummings

EMPLOYEE

Linda Wynn

RE:

Priority date - C: 10-18-78 2-4-10-78

I overlooked this during review. There were
others w/ similar problems so am sure they
will want to go w/ license.

Left a message for him to call me back.

5-8-90 - 0940

Talked to Richard Cummings - OK to
amend the priority date to 4-10-1978
for the previous license.

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AUG 24 1992



ada Co.
State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

4-4-90

[CITY OF GARDEN CITY] 1
201 E. 50TH

[GARDEN CITY, ID] 83714

FOR CLAIM 3:
AG3-02872
AG3-03124
AG3-10270
AG3-09134
AG3-02895
AG3-07805
AG3-08005
AG3-09136

Dear Claimant(s):

This office has received the Notice of Claim(s) to a Water Right for the use of water within the Snake River Drainage Basin. However, due to the items checked below, we cannot process this claim(s). We are returning the claim(s) to you to complete only the following item(s) showing a checkmark in the blank for that item(s). Receipt No. 4004439 in the amount of \$2,700 for the filing fee previously submitted is also enclosed.

☒ Fee - No fee received or inadequate fee received, fee due is \$11.
See enclosed fee schedule for computation of fees. \$6 For AG3-03124
\$5 For AG3-02872

☐ Late Notice of Claim - This claim was received on _____ which is after the deadline for filing claims in _____ County. The deadline for this County was _____. See the enclosed Late Fee Notice for further information.

☐ Item No. 2 - Date of priority - date water was first put to beneficial use regardless of ownership.

☐ Item No. 3 - Source of Water

☐ Item No. 4 - Point of Diversion - must be shown by quarter-quarter (40 acre tract), section, township and range, except for spring sources which should be shown by quarter-quarter-quarter (10 acre tract), section, township and range. Lot and block for a subdivision are not acceptable as the legal description for the point of diversion, however, please include this information in the remarks section of your claim.

☐ Item No. 6 - Uses of Water

☐ Item No. 9 - Non-Irrigation Uses

☐ Item No. 10 - Place of Use - must be listed by quarter-quarter (40 acre tract), section, township, and range. Lot and block for subdivision are not acceptable as the legal description for the place of use, however, please include this information in the remarks section of your claim.

☐ Item No. 12 - Ownership of place of use.

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Item No. 15 - Basis of Claim - Please designate if your water right is based on beneficial use of the water - Beneficial Use, or if it is based upon a previously filed water right - Posted Notice, License, Permit or Decree.

X Item No. 16 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed in this item. ALL CLAIMS

X Other: NOTE ON CLAIM NO. A63-03124, ITEM NO 2 LISTS A DATE (2-28-1958) DIFFERENT THAN THAT SHOWN ON PREVIOUSLY ISSUED LICENSE (2-28-1958), IS THIS CORRECT? IF NOT, CHANGE WITH INITIALS & DATE OF CHANGE

Please complete the above item(s) on your claim form(s), initial and date any changes or additions, and return the claim(s) to our office within 30 days from the date of this letter. If you are returning a claim form, which was received in our office by the deadline for your county, then as long as the corrected claim(s) is returned within the 30 day time period, no late fee will be charged. The claim should be returned to the Western Region Office, 2735 Airport Way, Boise, ID 83705, to the attention of LINDA WERNER.

Please feel free to contact this office if you have any questions concerning this letter.

Sincerely,



JAN SHURTE
Water Rights Supervisor
Adjudication Section
Western Region

JS:lh
Enclosures

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AUG 24 1992

1/30/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME City of Haddon City CLAIM IDENT. NO. AG3-09134
 DATE RECEIVED 8-14-89 CK # 8920430 AMOUNT \$ 2700 - 350 -

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?	☒	☐	*
See Adjudication Memos #1 and #4 to determine if a <u>Permit</u> is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required) N/A	☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered? N/A	☒	☐	
Is the consumptive use correct? N/A	☒	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A	☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A	☒	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct? Exempt	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered? N/A	☒	☐	
22. Should this claim be receipted and data entered?	☒	☐	

Claim checked by: LW 11-16-89 Date: _____
 Claim must be returned to claimant: ☒ (Yes) ☐ (No)
 Claimant must be notified of modifications: ☐ (Yes) ☐ (No)

Receipt Prepared by: _____ Date: _____
 Claim data entered by: _____ Date: _____
 Sent to claimant by: _____ Date: _____
 Checked by: _____ Date: _____

Comments: _____

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