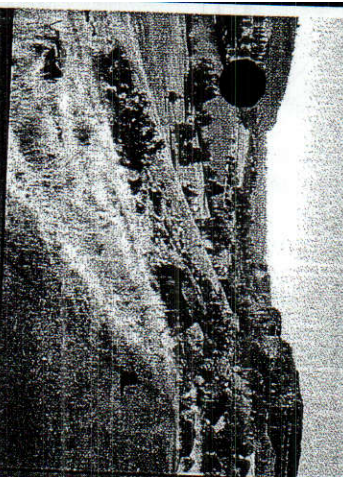




1	2	3	4	5	6	7	8	9	OUT
70	520	350	405	356	200	387	472	160	3220

10	16	2	12	8	4	14	18	
408	330	308	345	200	348	460	133	2932

4	14	16	12	8	2	10	18	
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5	4	4	4	3	4	5	3	36
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446	300	232	335	200	335	379	98	2645
2	6	12	14	10	4	16	18	



10	11	12	13	14	15	16	17	18	IN	TOT	HCP	NET
335	285	522	398	392	175	477	208	462	3254	6474		

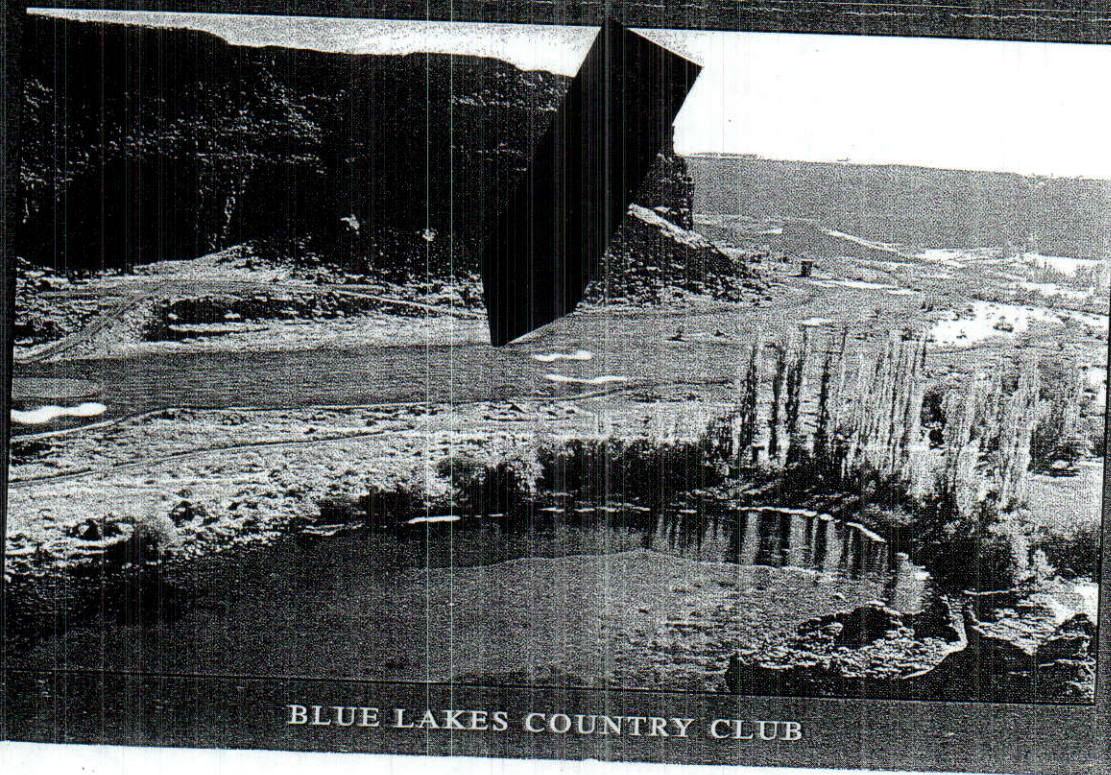
15	17	9	7	3	11	13	5	1				
325	270	489	348	351	145	421	165	405	2919	5851		

11	17	5	13	3	15	7	9	1				
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4	4	5	4	4	3	5	3	4/5	30/37	72/73	HCP	NET
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315	227	456	298	308	91	391	108	397	2591	5236		
3	7	1	13	11	17	5	15	9				

Attest



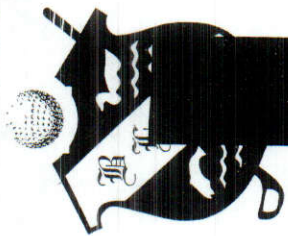
BLUE LAKES COUNTRY CLUB

MICROFILMED
JUN 05 2002

P.O. Box 582
TWIN FALLS
IDAHO 83303

PGA Golf
Professional
ROB ELLIS

Club Manager
WARREN THORNE



Information and
Tee Times
(208) 733-2337

Golf Course
Superintendent
JIM RASMUSSEN

Local Rules

Current USGA Rules of golf shall apply and also the following rules.

1. Embedded Ball - Relief through the green as outlined in USGA Rules of Golf.
2. Ground Under Repair - Areas defined by white lines.
3. Lateral Water Hazards - Defined by red stakes/lines.
4. Power Lines & Poles - Ball striking power line must be replayed. Ball striking power pole, play it as it lies.
5. Roads and Paths - Only hard surface (asphalt, concrete or cinder) roads and paths are obstructions. (Rule 24-2) All other roads are deemed to be an integral part of the course.
6. Deer/Porcupine Screens are an integral part of the tree, no free relief. Free relief from ribboned trees.
7. Railroad Ties - The steps on #9 and to the right of #17 are obstructions. (Rule 24-2)



Course Rating/Slope	
Blue Tees	70.0/122
White Tees	67.2/115
Yellow Tees	69.3/125

MICROFILMED
JUN 05 2002

114° 30'
42° 37' 30"

706000m

JEROME (IDAHO 25) 8 MI.

708

27° 30'

709

4721000m.N.

4720

4200 NORTH RD.

4719

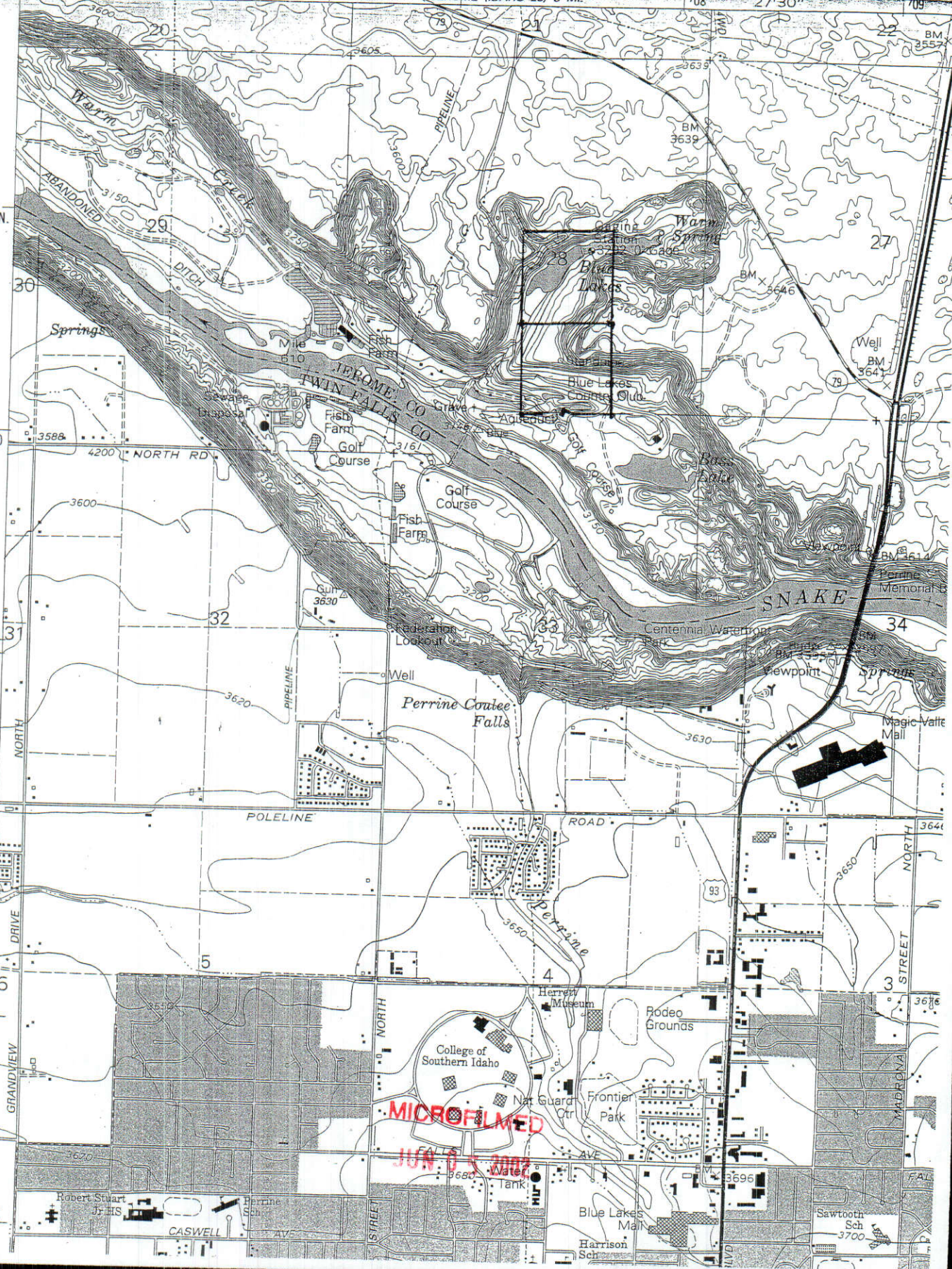
T. 9 S.

T. 10 S.

4718

35'

4717



2003 MAR 31 AM 10 24

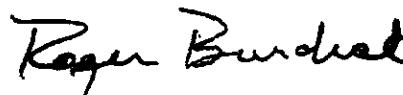
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA) For Water Right 36-2646
Case No. 39576) ORDER OF AMENDED PARTIAL
DECREE
)
)
)
)

A *Partial Decree* was previously entered on January 28, 2002, for the above-captioned water right. On May 29, 2002, the claimant, City of Twin Falls, filed a *Motion for Relief from Clerical Errors in Partial Decree Pursuant to I.R.C.P. 60(a), or in the Alternative I.R.C.P. 60(b)* alleging certain errors in the *Partial Decree*. Following a hearing on the matter, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Report* correcting said discrepancies. No objections were filed to the *Amended Director's Report* and the time for filing objections has expired.

Therefore, IT IS ORDERED that water right 36-2646 is hereby **amended** as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated March 31, 2003



ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

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

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

AMENDED

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

2003 MAR 31 AM 10 29

Water Right 36-02646

NAME AND ADDRESS: CITY OF TWIN FALLS
PO BOX 1907
TWIN FALLS, ID 83303-1907

SOURCE: GROUND WATER

QUANTITY: 7.47 CFS

USE OF THIS RIGHT WITH RIGHT NOS. 36-02603A, 36-07239 AND
36-15455 IS LIMITED TO A TOTAL COMBINED RATE OF DIVERSION OF
52.47 CFS.

PRIORITY DATE: 03/29/1966

POINT OF DIVERSION: T09S R17E S28 SENE Within Jerome County
NESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	7.47 CFS

PLACE OF USE:
PLACE OF USE IS WITHIN THE CITY LIMITS AND VICINITY OF THE CITY
OF TWIN FALLS.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

JAN - 9 2002

Department of Water Resources

2002 JAN - 8 PM 3: 23

FILED
TWIN FALLS CO., IDAHO

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

ORDER OF PARTIAL DECREE

For Water Right 36-02646

On November 2, 1992, the Idaho Department of Water Resources (IDWR) filed its *Director's Report, Part 1, For Reporting Area 3 (Basin 36)*, which included a recommendation for the above water right. No objections to this recommendation were filed and the time period for filing objections has now expired.

Therefore, IT IS ORDERED that water right 36-02656 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED January 8, 2002.


ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

MAY 16 2002

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)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 36-02646

2002 JAN -8 PM 3:23

ORIGINAL FILED
TWIN FALLS CO., IDAHO

NAME AND ADDRESS: CITY OF TWIN FALLS
PO BOX 1907
TWIN FALLS, ID 83303-1907

SOURCE: SPRINGS TRIBUTARY: ALPHEUS CREEK

QUANTITY: 7.47 CFS

PRIORITY DATE: 03/29/1966

POINT OF DIVERSION: T09S R17E S28 LOT 21 (SWSE) Within Jerome County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	7.47 CFS

PLACE OF USE: Municipal Within Twin Falls County

T09S R17E S34
T10S R17E S03
S04
S05
S07
S08
S09
S10
S11
S14
S15
S16
S17
S20
S21
S22
S23
S28
S29
S33

PLACE OF USE WITH CITY LIMITS & VICINITY OF TWIN FALLS.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 4091 AF.
COMBINED RIGHT NOS.: 36-02603A, 47-02361, 47-02373, 47-11815 AND
47-11817.

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

RIGHT NO. 36-02603A AND 36-07239 ARE ALSO DIVERTED THROUGH POINT
OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF
DIVERSION OF THESE RIGHTS IS LIMITED TO 52.47 CFS (CAPACITY OF
DIVERSION SYSTEM).

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. I.C. SECTION 42-1412(6).

MICROFILMED
MAY 16 2002

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 JAN 08 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 36-02646

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 36-02646 was mailed
on January 08, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

CITY OF TWIN FALLS
Represented by:
JACQUELINE S. WAKEFIELD
PO BOX 1812
TWIN FALLS, ID 83303-1812
Phone: 208-732-8811

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

MINOR CLERK

MAY 16 2002

PAGE 1
01/08/02



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 21, 2002

Blue Lakes Country Club
c/o Karen R. Rosholt
P.O. Box 582
Twin Falls, ID 83303-2330

RE: APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK

Dear Ms. Rosholt:

Enclosed is a Water Supply Bank Rental Agreement for your review and signature. Upon signature and return of the agreement, the Department also will sign the agreement and will return an executed copy to you. Execution of the agreement and compliance with the conditions of approval authorize diversion and use of water as provided in the agreement.

Please return the signed agreement to my attention so I can complete the processing. If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

Encl: 1

c: Allen Merritt - IDWR
36-02646
John Rosholt

MICROFILMED

JUN 05 2002

Before the Idaho Water Resource Board

WATER SUPPLY BANK RENTAL AGREEMENT

The Idaho Water Resource Board ("Board") being authorized to operate a Water Supply Bank ("bank") and to contract by and through the Director of the Idaho Department of Water Resources ("Director") for rental of water from the bank agrees to rent water as follows:

1. Renter: Blue Lakes Country Club
2. Address: P.O. Box 582, Twin Falls, ID 83303-0582
3. Source of water: Springs tributary to Alpheus Creek
4. Volume of water rented: 28.0 AF Max diversion rate: 0.14 cfs
5. Diversion period: Irrigation season - 2002
6. Use of water: Irrigation
7.
 - a) Renter's points of diversion:
Legal descr: Lot 6, Section 33, T9S, R17E, B.M, Jerome County
Pump HP: 125 Lift: 15'
 - b) Renter's place of use:
Legal descr: NWSE (5 ac), SWSE (2 ac) Section 28, T9S, R17E, B.M.
8. The water will be rented from right no. 36-02646

The undersigned renter agrees to pay \$ **308.00** for rental of the above described water and agrees to use the water in compliance with the Water Supply Bank rules and in compliance with the conditions of water use shown below:

Conditions of water use under this agreement:

1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.
2. Upon Department request, the renter shall provide for the measurement of the water diverted in a manner acceptable to the Director and shall

report the amount of water diverted at the end of the water use period.

3. Use of water under this agreement does not constitute a dedication of the water to renter's land and upon expiration of this agreement, the place of use of the water shall revert to its original place of use and/or again be available to rent from the bank.
4. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
5. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
6. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
7. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.

Dated this _____ day of _____, 2002.

Renter

Having determined that this agreement satisfies the provisions of Section 42-1763, Idaho Code, and Rule 30 of the Water Supply Bank Rules, IDAPA 37.02.03030, for the rental and use of water under the terms and conditions herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board.

Dated this _____ day of _____, 2002.

KARL J. DREHER, Director
Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

April 29, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

City of Twin Falls
P.O. Box 1907
Twin Falls, ID 83303-1907

**RE: APPLICATION TO LEASE PART OF WATER RIGHT NO. 36-02646 TO THE
WATER SUPPLY BANK**

Gentlemen:

The department has reviewed the Application to Sell or Lease a Water Right to the Water Supply Bank ("bank") that you submitted to this office. Please consider that the offered water right is accepted into the bank.

Several items to keep in mind in connection with the lease of the right to the bank are as follows:

1. There is no rental payment to the owner of the water right if the right or a part thereof is not rented from the bank.
2. While a right is in the bank, the owner of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not confirm the validity of the right or any elements of the water right.

If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

c: 36-02646
Blue Lakes Country Club
Allen Merritt - S. Region

MICROFILMED
JUN 05 2002

12/99

Before the Idaho Water Resource Board

RECEIVED

APR 25 2002

**APPLICATION TO RENT WATER
FROM THE WATER SUPPLY BANK**

Department of Water Resources

Applicant BLUE LAKES COUNTRY CLUB Phone 208/733-2330

Address PO BOX 582

City TWIN FALLS State ID Zip Code 83303-0582

A. DESCRIPTION OF WATER SOUGHT FOR RENTAL

1. Source of water SPRINGS
which is tributary to ALPHEUS CREEK
2. Maximum volume of water sought 28 AF.
3. Maximum rate of diversion 0.14 cfs.

B. DESCRIPTION OF USE PROPOSED

1. Nature of use IRRIGATION
2. Location of point of diversion LOT 6 NW 1/4 NE 1/4, Section 33,
Township 09S, Range 17E, B.M. JEROME County.
3. Season of use: From 3/15 to 11/15
4. Description of diverting works:
Pump HP 125 Lift 15' Pump type TURBINE
Canal name, if appropriate _____
5. Place of use:
 - a. If water is for irrigation, describe the number of acres to be irrigated by
40-acre tract, section, township and range.
T09S R17E S28 NWSE (5ac), SWSE (2ac)

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APR 05 2002

b. If water is not for irrigation, describe the nature of the intended use and the place of use.

6. Describe any other water rights used for the same purposes as rental water sought under this application.

36-2063B (2ac) pending transfer to add POD - not approved for this year

7. Who owns the property at the point of diversion?

BLUE LAKES COUNTRY CLUB

8. Who owns the property at the place of use?

BLUE LAKES COUNTRY CLUB

9. Are you seeking a rental for more than one (1) year? NO

If so, how many years? 1

10. Remarks: SEEKING TO RENT WATER BANKED UNDER 36-2646 BY THE
CITY OF TWIN FALLS

4-24-02
Date

Karen R. Rosholt
Signature of Applicant
President Blue Lakes Country Club

FOR DEPARTMENT USE ONLY

Received by J. M. ... Date 4/25/02 Time 2:43

Published in _____ Pub. dates _____

Protests filed by _____

Hearing held by _____

Action recommended _____

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JUN 05 2002

Idaho Department of Water Resources Receipt

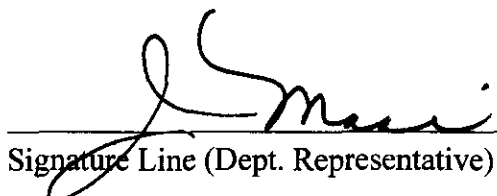
Receipt ID C061643

Payment Amount Date Received Region Status
Payment Type Check Number

Payer Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$280.00	WATER BANK-OWNER SHARE	0229	21	55109	1205
\$28.00	WATER BANK-DEPARTMENT SHARE	0229	21	55109	1205


Signature Line (Dept. Representative)MICROFILMED
JUN 05 2002

RECEIVED

APR 25 2002

Form No. 42-1761
3-92

Department of Water Resources

Water Supply Bank No. _____

Water Right No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE
WATER SUPPLY BANK

Name of Seller/Lessor CITY OF TWIN FALLS Phone _____

Post office address PO BOX 1907 TWIN FALLS ID 83303-1907

A. DESCRIPTION OF RIGHT AS RECORDED = SRBA PARTIAL DECREE ATTACHED

1. Right evidenced by:

a. Decree No. 36-2646 Decreed to CITY OF TWIN FALLS
(Name)

in case of _____ vs _____

dated _____ in FIFTH JUDICIAL DIST. county of TWIN FALLS
(Name of court)

b. License No. _____ Issued by the Idaho Department of Water Resources.

c. Permit No. _____ Issued by the Idaho Department of Water Resources.

2. Source of water SPRINGS tributary to ALPHEUS CREEK

3. Date of priority _____

4. Water is used for the following purposes:

amount 7.47 CFS for MUNICIPAL purposes from 01/01 to 12/31

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

5. Total amount of water under right: a. 7.47 cubic feet per second
&/or

b. _____ acre feet per annum

6. Location of point of diversion is LOT 11, SW ¼ of SE ¼ of Section 28

Township 09S Range 17E, B.M. in JEROME County

Additional points of diversion, if any _____

MICROFILMED

JUN 05 2002

C. ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEREOF, FOR SALE OR LEASE

1. Explain how the seller/lessor acquired the right, or portion thereof, and attach a copy of the deed to the land to which it is appurtenant or other evidence of ownership of the right.

CITY OF TWIN FALLS DECREED RIGHTS. LANDS IN TWIN FALLS AND SERVICE AREA

2. Describe the frequency of water use under the right, or portion thereof, during the past 5 years. Attach water-master records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture:

THESE RIGHTS HAVE NOT BEEN DIVERTED IN FULL DURING LAST 5 YEARS BECAUSE WATER IS USED
FROM WELLS TO SATISFY MUNICIPAL NEEDS. AS A MUNICIPAL WATER RIGHT IT IS NOT SUBJECT
TO FORFEITURE. EXHIBIT "D"

3. Describe the relative availability of water to fill the right, or portion thereof. Attach evidence to support the availability:

JUNIOR RIGHTS HAVE BEEN DIVERTED AT FULL FLOW. SEE RECORDS FOR BLUE LAKES TROUT
AND PRISTINE SPRINGS ATTACHED

REPORT ATTACHED AS EXHIBIT "E"

4. Describe any other water rights with the same purpose and place of use as the right, or portion thereof. Will the present place of use continue to receive water from any source? If so, describe.

CITY HAS OTHER RIGHTS THAT SATISFY THEIR NEEDS OF MUNICIPAL USE. THE BALANCE OF THE
APLHEUS CREEK RIGHT REMAINS AVAILABLE FOR CITY USE

5. If the water right is a permit, describe the work accomplished toward developing the right.

N/A

6. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached. N/A

7. If the right is included in an ongoing adjudication, a copy of the claim must be provided with this application.

CITY RIGHTS DECREED - ATTACHED AS EXHIBITS "A" & "B"

MICROFILMED

JUN 05 2002
3

8. Draw a map indicating the point(s) of diversion and place of use of the right, or portion thereof. Show clearly the land involved by section, township and range.

[illegible]

SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

JUN 05 2002

9. Remarks THIS IS A 1 YEAR LEASE BY THE CITY TO BLUE LAKE COUNTRY CLUB, OF 7" of
WATER TO COVER 7 ACRES, PER AGREEMENT OF NOVEMBER 23, 1998 BETWEEN THE PARTIES
AGREEMENT ATTACHED AS EXHIBIT "C"

D. SALE/LEASE AGREEMENT

1. The water right, or portion thereof, described above is offered to the Idaho Water Resource Board:

 For sale

 X For lease for period from 2002 to 2003
(year) (year)

 As a gift to the State of Idaho.

2. The minimum payment acceptable to the Seller/Lessor is: (Include the method of determining the minimum payment)

STANDARD RATE

3. Payment contingent on subsequent sale or leasing of this right, or portion thereof, is:

 ✓ Acceptable Not Acceptable

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer the sale or lease of this right to the Idaho Water Resource Board.

4/24/02 x Tom Courtney
(Date) (Signature of applicant)
CITY MANAGER

FOR DEPARTMENT USE ONLY

Received by J. Mann Date 4/25/02 Preliminary check by

Watermaster recommendation requested on Received

Recommended for approval denial by

MICROFILMED

MAY 05 2002

EXHIBITS

- "A" PARTIAL DECREE 36-2646, CITY OF TWIN FALLS**
- "B" PARTIAL DECREE 36-2603A, CITY OF TWIN FALLS**
- "C" AGREEMENT DATED NOVEMBER 23, 1998**
- "D" SUMMARY OF ANNUAL DIVERSIONS FOR
CITY OF TWIN FALLS, CANYON SPRINGS,
BLUE LAKES COUNTRY CLUB
AND**
- "E" LISTING OF DAILY DIVERSIONS FOR BLUE LAKES
TROUT AND BLUE LAKES COUNTRY CLUB**

MICROFILMED

JUN 05 2002

SRBA PARTIAL DECREE 36-02646

Issued on 01-08-2002.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS:

CITY OF TWIN FALLS
PO BOX 1907
TWIN FALLS, ID 83303-1907
SPRINGS

TRIBUTARY: ALPHEUS CREEK

SOURCE:
QUANTITY:

7.47 CFS

PRIORITY DATE:

03/29/1966

POINT OF DIVERSTION:

T09S R17E S28 LOT 11 (SWSE)

Within Jerome County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

PLACE OF USE:

Municipal

01-01 TO 12-31

Within Twin Falls County

T09S R17E S34
T10S R17E S03
S04
S05
S07
S08
S09
S10
S11
S14
S15
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S33

MICROFILMED
JUN 05 2002

EXHIBIT A

PLACE OF USE WITH CITY LIMITS & VICINITY OF TWIN FALLS.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 4091 AF.
COMBINED RIGHT NOS.: 36-02603A, 47-02361, 47-02373, 47-11815 AND
47-11817.

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

RIGHT NO. 36-02603A AND 36-07239 ARE ALSO DIVERTED THROUGH POINT
OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF
DIVERSION OF THESE RIGHTS IS LIMITED TO 52.47 CFS (CAPACITY OF
DIVERSION SYSTEM).

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. I.C. SECTION 42-1412(6).

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SRBA PARTIAL DECREE 36-02603A

Issued on 08-18-1998.
This is not an official copy.
Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS:

CITY OF TWIN FALLS
P.O. BOX 1907
TWIN FALLS, ID 83303-1907

SOURCE:

GROUNDWATER

QUANTITY:

45.00 CFS

THE TOTAL COMBINED RATE OF DIVERSION UNDER RIGHT NOS.
36-02603A, 36-02646 AND 36-07239 SHALL NOT EXCEED 52.47 CFS.

PRIORITY DATE:

04/17/1964

POINT OF DIVERSION:

T09S R17E S28 LOT 11 (SENE) Within Jerome County
LOT 11 (NESE)

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Municipal	01-01 TO 12-31	45.00 CFS

PLACE OF USE:

PLACE OF USE IS LOCATED WITHIN THE CITY LIMITS OF TWIN FALLS
AND THE SURROUNDING SERVICE AREA.

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

RIGHT NO. 36-02646 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

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. I.C. SECTION 42-1412(6).

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EXHIBIT B

AGREEMENT

THIS THIRD AGREEMENT, Made and entered into this 23rd day of November 1998, by and between Blue Lakes Country Club, Inc.. (hereinafter referred to as "BLCC ") and the CITY OF TWIN FALLS, IDAHO, a municipal corporation, (hereinafter referred to as the "City").

WHEREAS, The parties hereto entered into an Agreement dated December 17, 1992, which Agreement permitted the City to relocate the point at which it diverts water for municipal use in order to meet the requirements of the EPA Surface Water Treatment Rule, and which Agreement required the City to undertake measures to mitigate lake level drops in excess of six inches attributable to the City's water diversion; and,

WHEREAS, Following relocation of the City's point of diversion, the drop in the lake level or Lower Blue Lake exceeded six inches. which drop was attributable to the City's water diversion; and,

WHEREAS, The parties hereto entered into another Agreement dated March 4, 1996, which Agreement required the City to construct a weir in Lower Blue Lake as specified in the 404 permit issued by the Army Corps of Engineers in order to mitigate the lake level drop, and to fit the weir with a valve to pass flows to the stream east of the BLCC roadway; and,

WHEREAS, The construction of the weir resulted in partial mitigation of the lake level drop attributable to the City's water diversion, but the drop still exceeds six inches; and,

WHEREAS, The City has conducted additional studies of the cause of the lake level drop, created a computer model of the water flows in and out of Lower Blue Lake, proposed a solution which includes extension of an impermeable liner for a distance upstream from the weir, and applied for an amendment of the 404 permit to allow the liner extension.

NOW, THEREFORE, THE PARTIES HERETO AGREE AS FOLLOWS:

1. That the parties hereto have previously entered into an Agreement dated the 17th day of December, 1992, relating to the construction of wells at the Blue Lakes Springs, and an Agreement dated March 4, 1996, relating to the construction of a weir in Lower Blue Lake.

2. That the Agreements in their entireties are hereby ratified and confirmed and are of the same force and effect.

AGREEMENT- 1

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EXHIBIT C

3. The City specifically reaffirms that in the event the Upper or Lower Blue Lakes water level drops more than six (6) inches during the period of April - September 30, annually, and such drop is attributable to the City's water diversion, the City shall undertake measures to mitigate such drop at City expense.

4. The City specifically reaffirms to undertake all such activities as are deemed necessary by BLCC for the preservation and maintenance of the streamflows and vegetation in the stream east of the BLCC roadway and south of the entrance to the BLCC park. The City confirms that the weir constructed in the Lower Blue Lake has been fitted with a valve of sufficient capacity to pass sufficient flows to maintain the level of the stream that exists as more specifically depicted in the pre-construction photographs. The City further reaffirms that to the extent that it shall become necessary to place a coffer dam or dams in the stream to assist in maintaining current stream levels as shown by pre-construction photographs, such activities shall be undertaken by the City at the City's sole cost and expense, and shall be done, after consultation with BLCC, in such a way as to be aesthetically pleasing and invisible to the extent possible. During the period of April 1 - September 30, annually, the City shall divert up to 2.5 cfs of water from the valve in the weir to the creek.

5. The City has applied to the Corps of Engineers for an amendment to its 404 permit to extend the liner on the upstream side of the weir in order to reduce seepage under the weir and from the lake bottom and thereby increase the lake and stream level. BLCC consents to the issuance of the amended permit. The parties recognize that the Corps of Engineers has also proposed to alter or delete certain conditions and provisions from the City's existing 404 permit, including "Special Condition No. 11". The parties agree to jointly request that the Corps of Engineers make no modifications in the existing provisions of the 404 permit, or its special conditions, except the specific amendment requested by the City in order to permit the extension of the liner on the upstream side of the weir. The parties acknowledge that the continued existence of such special conditions is a condition precedent to BLCC's willingness to consent to the issuance of the amended permit, and that without the preservation of such conditions, BLCC would not consent to the requested amendment.

6. In order to further mitigate the lake level drop, and to improve the spring flows into the Blue Lakes, to benefit both the City and BLCC, the City is participating with other entities and the Department of Water Resources in a groundwater recharge program for the aquifer which is believed to be the source of Blue Lakes Springs.

7. As part of the consideration for this Agreement, the City agrees, and does hereby lease to BLCC the right to use up to 1.8 cfs of water permitted and licensed to the City, provided BLCC first uses water available under its own rights. BLCC shall be entitled to make use of all or any part of the water leased by the City for use in irrigating its golf

course, park and other appurtenant grounds and landscaping. The quantity of water used by BLCC in accordance with this lease shall not be included as part of the minimum lake level requirement provided in this or any of the other agreements between the City and BLCC. BLCC may only divert the leased water so long as the City's equipment does not have the capability of pumping City's full right or the City has no demand to supply the last 1.8 cfs under its right. For example, under this provision, if the City was permitted to divert, and had the system capacity to convey the total quantity of its permitted water, but no immediate customer demand existed for such water, the City would not be entitled to convey such water and to place it in storage, thereby denying BLCC the right to make use of up to 1.8 cfs. Nothing herein shall be construed to require City to empty its storage capacity before using its full water right. BLCC acknowledges that heavy water demand in the summer may exceed the amount of water which City can pump, and that City may need to pump its water right in order to fill available storage capacity during evening hours to meet water demand during the day. The City agrees to cooperate in executing any and all documents required by the Idaho Department of Water Resources in order to permit BLCC's use of the leased water in accordance with this Agreement including obtaining an additional point of diversion for the City's right at BLCC's present point of diversion and including BLCC acres not covered by BLCC's right as a place of use for City's water if IDWR so requires. BLCC agrees to assist City in regard to the approval process, and to bear the expense associated with such application. BLCC acknowledges that City is unable to guarantee the outcome of any IDWR application process, and in the event IDWR fails to or does not approve the necessary application, such failure or lack of approval will not void or nullify this Agreement, or constitute a breach thereof. The parties agree that this lease may be terminated by City only upon the contemporaneous occurrence of the following two events or conditions: (a) City shall have fully constructed and installed a conveyance system having sufficient capacity to convey the entire quantity of the City's permitted water right; and (b) customer demand by users of the City's system reaches a level at which the total quantity of water available to the City from all then-existing developed sources necessitates that the 1.8 cfs leased to BLCC be used to meet such customer demand.

8. In the event any litigation shall be commenced concerning this Agreement (including any bankruptcy or appellate proceeding), the prevailing party shall be entitled to recover such party's reasonable attorney fees and costs.

9. This Agreement shall be binding upon the parties hereto, their successors, representatives, heirs and assigns.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

BLUE LAKES COUNTRY CLUB, INC.

By: Richard E. Alexander
Its President

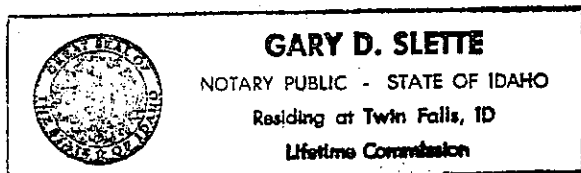
CITY OF TWIN FALLS, IDAHO

By: Gale Kleinkopf
Gale Kleinkopf -- Mayor

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 9 day of December, 1998, before me, the undersigned, a notary public in and for said county and state, personally appeared Richard Alexander know to me to be the President of Blue Lakes Country Club, Inc., that executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

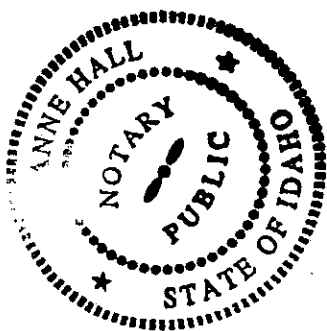


[Signature]
Notary Public for Idaho
Residing at Twin Falls
Comm. Exp. 1999

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 14 day of December, 1998, before me, the undersigned, a notary public in and for said county and state, personally appeared Gale Kleinkopf know to me to be the Mayor of the City of Twin Falls, that executed the instrument on behalf of said City of Twin Falls, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]
Notary Public for Idaho
Residing at Twin Falls
Comm. Exp. 10-26-2000

(HOHN\BLCCAGR.3)

AGREEMENT-5

MICROFILMED

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Summary of Annual Diversions 1995 - 2001

QM AF

4/5/2002

Organization	Site ID	Year	fm adjact	fm adm	max cts	fm equal
CITY OF TWIN FALLS	A0001503	1995	13530		45.6	MR
CITY OF TWIN FALLS	A0001503	1996	14847		45.89	MR
CITY OF TWIN FALLS	A0001503	1997	15285.72		37.63	MR
CITY OF TWIN FALLS	A0001503	1998	14584.8		44.98	MR
CITY OF TWIN FALLS	A0001503	1999	14133.57		39.93	MR
CITY OF TWIN FALLS	A0001503	2000	11267.35		16.35	MR
CITY OF TWIN FALLS	A0001503	2001	7453.12		18.71	MR
CANYON SPRINGS	A0001505	1995	2109.43		6.1	MR
CANYON SPRINGS	A0001505	1996	2187.9		5.94	FE
CANYON SPRINGS	A0001505	1997	3178.46		6	MR
CANYON SPRINGS	A0001505	1998	2846.64		6	MR
CANYON SPRINGS	A0001505	1999	2610.23		6	MR
CANYON SPRINGS	A0001505	2000	1467.6		6	NM
BLUE LAKES COUNTRY CLUB	A0001506	1995	260.02		2.87	MR
BLUE LAKES COUNTRY CLUB	A0001506	1996	282.34			MR
BLUE LAKES COUNTRY CLUB	A0001506	1997	256.67			MR
BLUE LAKES COUNTRY CLUB	A0001506	1998	227.21			MR
BLUE LAKES COUNTRY CLUB	A0001506	1999	253.77			NM
BLUE LAKES COUNTRY CLUB	A0001506	2000	270.87			MR
BLUE LAKES COUNTRY CLUB	A0001506	2001	274.13			MR

36-2603A
36-2646

36-7239

36-2083A
36-8593

EXHIBIT D

MICROFILMED

JUN 05 2002

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12/31/1999	134.86	27.36	162.22	25.3
1/1/2000	131.25	29.05	160.3	25.3
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1/4/2000	131.25	29.05	160.3	25.3
1/5/2000	131.25	29.05	160.3	25.3
1/6/2000	131.25	29.05	160.3	25.3
1/7/2000	131.25	29.05	160.3	25.3
1/8/2000	133.15	29.05	162.2	25.3
1/9/2000	133.15	29.05	162.2	25.3
1/10/2000	133.15	29.05	162.2	25.3
1/11/2000	133.15	29.05	162.2	25.3
1/12/2000	133.15	29.05	162.2	25.3
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1/17/2000	132.91	30.31	163.22	25.3
1/18/2000	132.91	30.31	163.22	25.3
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1/22/2000	132.91	30.31	163.22	25.3
1/23/2000	132.91	28.59	161.5	25.3
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2/3/2000	133.5	30.31	163.81	25.3
2/4/2000	133.5	30.31	163.81	25.3
2/5/2000	133.5	30.31	163.81	25.3
2/6/2000	131.05	28.65	159.7	25.3
2/7/2000	131.05	28.65	159.7	25.3
2/8/2000	131.05	28.65	159.7	25.3
2/9/2000	131.05	28.65	159.7	25.3
2/10/2000	131.05	28.65	159.7	25.3
2/11/2000	131.05	28.65	159.7	25.3
2/12/2000	131.05	28.65	159.7	25.3
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2/16/2000	132.69	27.91	160.6	25.3
2/17/2000	132.69	27.91	160.6	25.3
2/18/2000	132.69	27.91	160.6	25.3
2/19/2000	132.69	27.91	160.6	25.3

Blue lakes Trout

① 36-2356 100.00 cfs
 * 36-7210 48.00 cfs
 * 36-7427 52.23 cfs

Pristine Springs

② 36-2603C 25.30

* Jr to 36-2646

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EXHIBIT E

All data

2/20/2000	130.25	27.5	157.75	25.3
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2/22/2000	130.25	27.5	157.75	25.3
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2/24/2000	130.25	27.5	157.75	25.3
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2/26/2000	130.25	27.5	157.75	25.3
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3/9/2000	129.9	22.35	152.25	25.3
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3/30/2000	129.9	22.51	152.41	25.3
3/31/2000	129.9	22.51	152.41	25.3
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4/11/2000	127.2	22.35	149.55	25.3

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All data

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5/30/2000	146.3	0	146.3	25.3
5/31/2000	144.95	0	144.95	25.3
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All data

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6/5/2000	144.95	0	144.95	25.3
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6/7/2000	141.5	0	141.5	25.3
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6/9/2000	141.5	0	141.5	25.3
6/10/2000	141.5	0	141.5	25.3
6/11/2000	141.5	0	141.5	25.3
6/12/2000	163.8	0	163.8	25.3
6/13/2000	163.8	0	163.8	25.3
6/14/2000	163.8	0	163.8	25.3
6/15/2000	163.8	0	163.8	25.3
6/16/2000	155.75	0	155.75	25.3
6/17/2000	155.75	0	155.75	25.3
6/18/2000	155.75	0	155.75	25.3
6/19/2000	155.75	0	155.75	25.3
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6/24/2000	149.15	0	149.15	25.3
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6/26/2000	149.15	0	149.15	25.3
6/27/2000	151.05	0	151.05	25.3
6/28/2000	151.05	0	151.05	25.3
6/29/2000	151.05	0	151.05	25.3
6/30/2000	151.05	0	151.05	25.3
7/1/2000	151.05	0	151.05	25.3
7/2/2000	151.05	0	151.05	25.3
7/3/2000	151.05	0	151.05	25.3
7/4/2000	151.05	0	151.05	25.3
7/5/2000	151.05	0	151.05	25.3
7/6/2000	151.05	0	151.05	25.3
7/7/2000	159.75	0	159.75	25.3
7/8/2000	159.75	0	159.75	25.3
7/9/2000	159.75	0	159.75	25.3
7/10/2000	159.75	0	159.75	25.3
7/11/2000	159.75	0	159.75	25.3
7/12/2000	159.75	0	159.75	25.3
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MICROFILMED

JUN 05 2002

All data

7/25/2000	160	0	160	25.3
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MICROFILMED

JUN 15 2002

All data

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MICROFILMED

MAR 05 2002

All data

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12/24/2000	208.3	0	208.3	25.3
12/25/2000	208.3	0	208.3	25.3
12/26/2000	208.3	0	208.3	25.3
12/27/2000	208.3	0	208.3	25.3

MICROFILMED

Page 41

JUN 9 2002

All data

12/28/2000	208.3	0	208.3	25.3
12/29/2000	208.3	0	208.3	25.3
12/30/2000	206.51	0	206.51	25.3
12/31/2000	206.51	0	206.51	25.3

MICROFILMED

JUN 9 5 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 3, 2002

John A. Rosholt
BARKER, ROSHOLT & SIMPSON, LLP
233 2nd Street N, Suite D
Twin Falls, ID 83301

RE: RENTAL OF WATER FROM THE WATER SUPPLY BANK

Dear Mr. Rosholt:

Enclosed please find a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 28 AF of water from Springs tributary to Alpheus Creek for irrigation use by Blue Lakes Country Club ("Blue Lakes") during the 2002 irrigation season. Upon receipt of this fully executed agreement, Blue Lakes is authorized to divert water in compliance with the conditions of water use described in the agreement.

If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

Encl: 1

c: Allen Merritt - IDWR
✓36-02646

MICROFILMED
MAY 16 2002

Before the Idaho Water Resource Board

WATER SUPPLY BANK RENTAL AGREEMENT

The Idaho Water Resource Board ("Board") being authorized to operate a Water Supply Bank ("bank") and to contract by and through the Director of the Idaho Department of Water Resources ("Director") for rental of water from the bank agrees to rent water as follows:

1. Renter: Blue Lakes Country Club
2. Address: P.O. Box 582, Twin Falls, ID 83303-0582
3. Source of water: Springs tributary to Alpheus Creek
4. Volume of water rented: 28.0 AF Max diversion rate: 0.14 cfs
5. Diversion period: Irrigation season - 2002
6. Use of water: Irrigation
7.
 - a) Renter's points of diversion:
Legal descr: Lot 6, Section 33, T9S, R17E, B.M, Jerome County
Pump HP: 125 Lift: 15'
 - b) Renter's place of use:
Legal descr: NWSE (5 ac), SWSE (2 ac) Section 28, T9S, R17E, B.M.
8. The water will be rented from right no. 36-02646

The undersigned renter agrees to pay \$ **308.00** for rental of the above described water and agrees to use the water in compliance with the Water Supply Bank rules and in compliance with the conditions of water use shown below:

Conditions of water use under this agreement:

1. The use of water under this agreement shall be subject to the provisions of Section 42-1766, Idaho Code.
2. Upon Department request, the renter shall provide for the measurement of the water diverted in a manner acceptable to the Director and shall

report the amount of water diverted at the end of the water use period.

3. Use of water under this agreement does not constitute a dedication of the water to renter's land and upon expiration of this agreement, the place of use of the water shall revert to its original place of use and/or again be available to rent from the bank.
4. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
5. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
6. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
7. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.

Dated this 2nd day of May, 2002.

Karen R. Roslett
Renter President
Blue Lakes Country Club

Having determined that this agreement satisfies the provisions of Section 42-1763, Idaho Code, and Rule 30 of the Water Supply Bank Rules, IDAPA 37.02.03030, for the rental and use of water under the terms and conditions herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board.

Dated this 3rd day of May, 2002.

K. J. Dreher
for KARL J. DREHER, Director
Department of Water Resources

RECEIVED

MAY - 3 2002

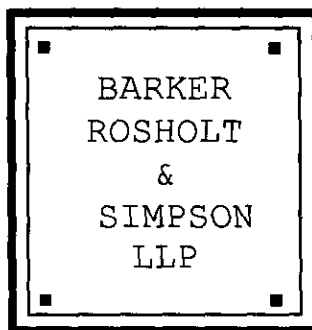
1221 West Idaho Street, Suite

Post Office Box 1259
Boise, ID 83701-2139
(208) 336-0700 telephone
(208) 344-6034 facsimile
brs@idahowaters.com

233 2nd Street North, Suite D

Twin Falls, ID 83301
(208) 733-0700 telephone
(208) 735-2444 facsimile
jar@idahowaters.com

John A. Rosholt
Albert P. Barker
John K. Simpson
Amy D. Chestnut
Travis L. Thompson



John A. Rosholt
jar@idahowaters.com

May 2, 2002

Glen Saxton
Chief, Water Allocation Bureau
Idaho Department of Water Resources
1301 N. Orchard
Boise ID 83706

Re: City of Twin Falls-BLCC

Dear Glen:

Enclosed is the original Water Supply Bank Rental Agreement executed by the BLCC President.

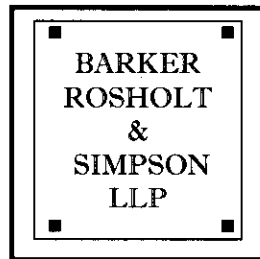
Please send a copy after Director Dreher has signed.

Thank you for your courtesies.

Respectfully,


JOHN A. ROSHOLT

Cc: Gary Young, City Engineer
Cindy Yanter, Watermaster—Dist.130
BLCC



John A. Rosholt

233 Second Street North, Suite D
Twin Falls, ID 83301
(208) 733-0700 telephone
(208) 735-2444 facsimile
jar@idahowaters.com

Boise Office
(208) 336-0500 telephone

MICROFILMED
JUN 05 2002

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder CITY OF TWIN FALLS, IDAHO
b) Post Office Address P. O. BOX 309, TWIN FALLS, IDAHO - 83301
2. Permit Number 32812
3. Date of Priority that you are prepared to establish March 23, 1966
4. a) Source from which water was appropriated Alpheus Creek Springs
b) Location of the point of diversion Lot 11 1/4 / 1/4 Section 28
Township 9 South Range 17 East Boise Meridian. Other points of diversion _____
5. a) The amount of water and use to which the water has been applied
amount 45 cfs for Municipal purposes from Jan. 1st to Dec. 31 st. incl.
(cfs and or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 45 cfs and or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement see attached sheet
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and or canal or ditch) see attached sheet
b) Describe the type and size of measuring device which you have installed at your point of diversion: see attached sheet
c) Give well drillers name and address and date the well was completed _____

*This is a micro. Exam Typed
Copy of the form page 4/12/70*

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

[illegible]

Total number of acres irrigated _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

May 22, 1970
(Date)

Jean Mila

(Signature)

City Manager

State of Idaho)
County of Twin Falls) ss.

On this 22nd day of May 19 70 personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at _____ Twin Falls, Idaho

AFFIDAVIT of PUBLICATION

MAY 6 1966

State of Idaho,
County of Jerome

SS.

Department of Reclamation

Alan P. Mencher, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 14 day of April,

19 66 and the date of the last publication was on the 28

day of April, 19 66

Alan P. Mencher

Subscribed and sworn to before me this 28

day of April, 19 66.
(SEAL)

Alice T. Hendrickson
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice 48

Number of Insertions 3

48 Lines at 15c 720

96 Lines at 10c 960

TOTAL COST 1680

COPY OF NOTICE

(Paste Here)

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 42-203, IDAHO CODE.

NOTICE IS HEREBY GIVEN That the City of Twin Falls, of Twin Falls, Idaho, has made application No. 40981 on the 1st of April, 1966, to appropriate 45 cubic feet per second of the waters of Springs, tributary of Alpheus Creek and Snake River for municipal purposes. That the point of diversion is located: Lot 11, Section 28, Twp. 9 S., Rge. 17 E. B. M.

That the lands to be irrigated are: Land to be served lies within the corporate limits and vicinity of the City of Twin Falls, Idaho, in Sections 3, 4, 5, 8, 9, 10, 15, 16, 17, 20, 21, and 22, all in Twp. 10 S., Rge. 17 East, B. M.

That any protests against the approval of this application must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said application.

Dated this 6th day of April, 1966.
CARL E. TAPPAN,
State Reclamation Engineer
Date of First Publication: April 14, 1966
Date of Last Publication: April 28, 1966
Last date for Protest: May 16, 1966.
SERVICE OF THE FOREGOING, by

copy, is hereby acknowledged this 8th day of April, 1966.

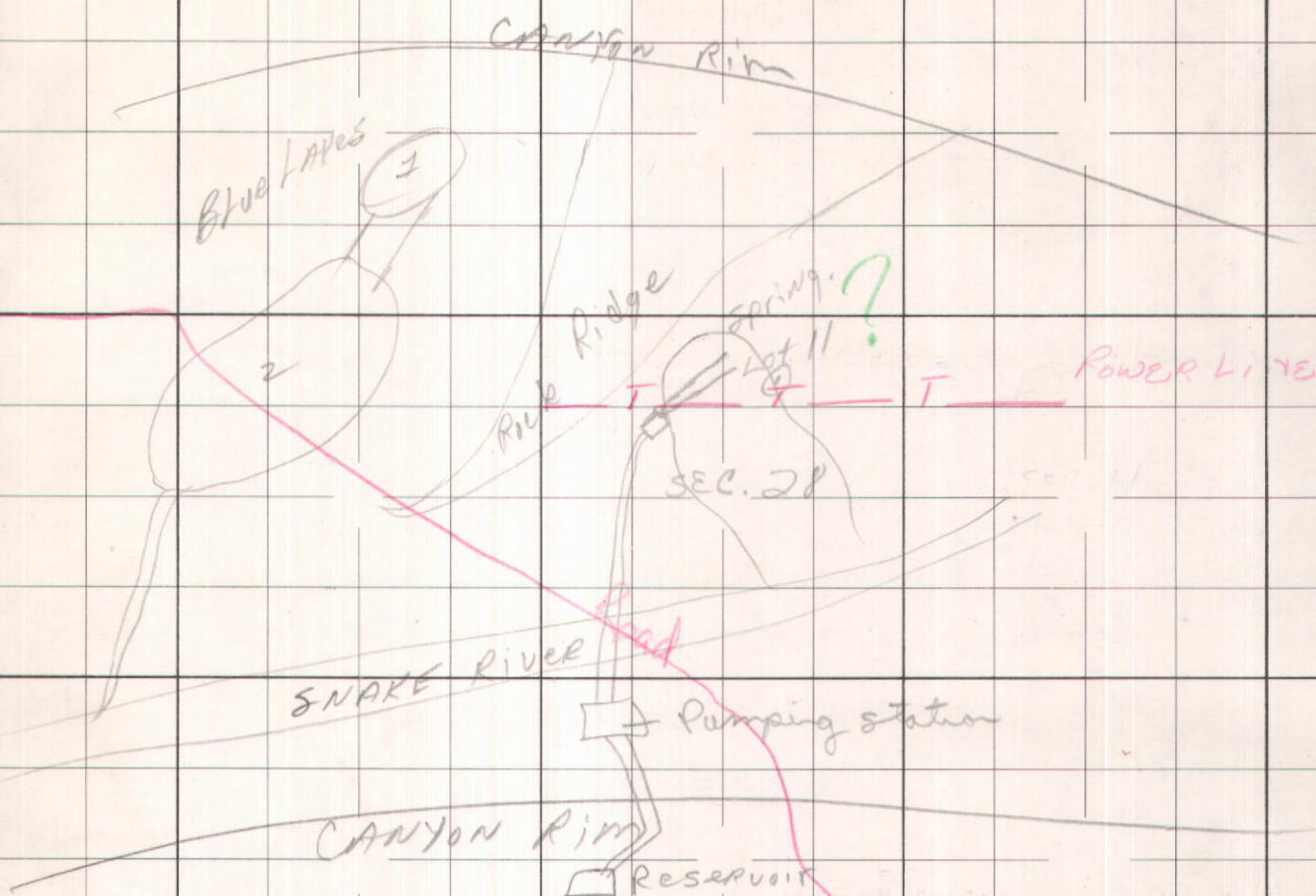
CITY OF TWIN FALLS,

By: Ronald J. Scheuffele,
City Engineer.

7 pt. per line, tabular 20c
7 pt. per line, successive
insertions 10c
6 pt. per line, straight 15c
6 pt. per line, tabular 20c
6 pt. per line, successive
insertions 10c

No 1373

32812



Mr. Jean Milde, who accompanied this examination, said that they measured 250 cfs flowing from lake no. 1 to no. 2 but only about 10 cfs from no. 2 to the Snake River. The difference moves underground and comes up at the springs.

$$\frac{10,050}{450} = 22.4 \text{ cfs } 22.3$$

$$(22.4)(2)(365) = 17,100 \text{ AF/ANN}$$

22.3

$$\text{MAX } Q = 10,050 \text{ GPM}$$

$$\text{MAX } Q \rightarrow 7,670,000 \text{ GPD}$$

$$\text{ALPHENS CREEK 1909 YEAR 1,025,167,000 GAL}$$

Q measured 22.3 cfs 22.3
 Q recommended 22.3 cfs
 Volume 17,100 AF/ANN 16,279

Acreage =

Found

recommended

Subdv.

Amendments

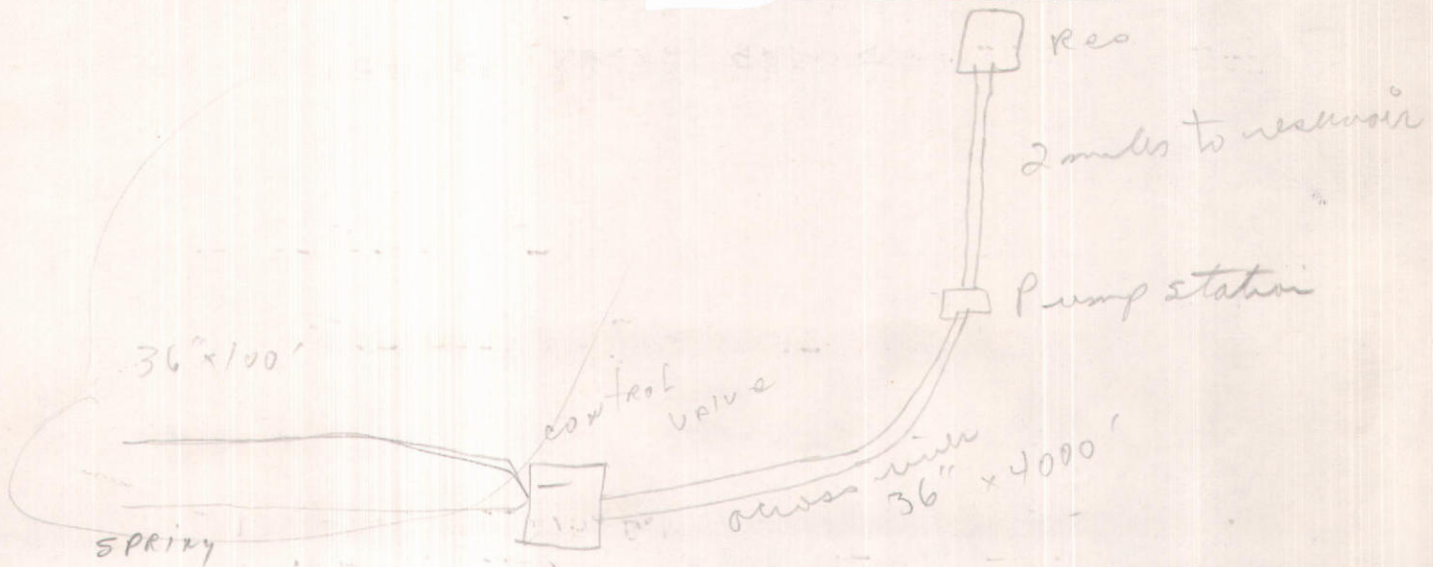
☐ None☐ P.D.☐ Place of use☐

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 32812/36-2646

REPORT ON PROOF OF B/U-City of Twin Falls



East pipes perforated and filled with 1" rocks to filter water as it comes from spring.

Spring is sub-water from Blue lakes about 1/2 mi direct west.

L.H.

36 2646

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

Permit No. 32812/36-2646

This proof is for B/U In Water District No.

1. Name of applicant City of Twin Falls, Twin Falls, Id., P.O. Box 309

2. Source of water supply: Springs SWSE

3. Location of point of diversion: Is in the Lot 11 of Section 28

T. 9S R. 17E County of Jerome

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

pumping plant (electric), pipeline to city area 2-36" pipes 100 feet long perforated and packed with 1" boulders. They join together into a single 36" pipe then gravity flow across the Snake River 4000' to the pumping station then 2 miles in 36" pipe up out of the canyon to the Reservoir.

5. Water is used for: Municipal Supply

6. State whether or not water has been turned into works of diversion: Yes

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):

Municipal Supply, Secs. 3, 4, 5, 8, 9, 10, 15, 16, 17, 20, 21, 22

T. 10 S. R. 17 E

WATER IS DIVERTED OUT OF ALPHEUS CREEK SPRINGS INTO A 36" MAINLINE AT 9S, 17E, SEC 28, SW SE

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

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

Remarks:

please find and record exact location of lot 11

36" pipeline from canyon pumping station to city water reservoir. Masterflow meter is in 24" pipe 18' section - 10,000 per minute. Flow is controlled with only 1 large 2" sand meter operation at the pumping station.

MR. LEAZURE ACCOMPANIED ON THE EXAM.

FIGURES WERE OBTAINED FROM CITY WATER WORKS RECORDS

This examination was made on the 22 day of July, 1971

(Signed) Fred A. Clifton Examiner.

ASCS: Jerome

SCS: Jerome

Permit No. 32812/36-2646- City of Twin Falls

Examination for B/U

County Jerome

Sec. 28 T. 9S R. 17E

Quantity: 45cfs, (permit) 45cfs (proof)

Source: Springs

P.D.: Lot 11,

Use: Municipal Supply

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: March 29, 1966

Made: June 5, 1970

Due: March 29, 1973

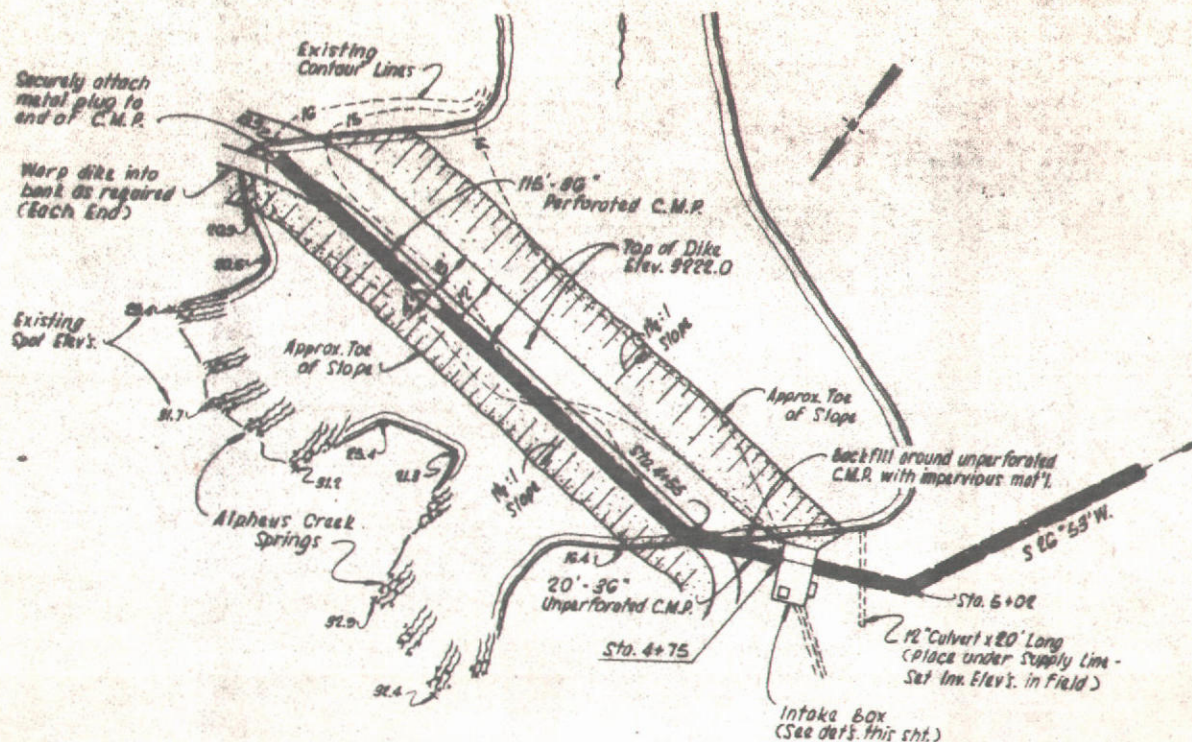
Priority: March 29, 1966

28 million tested in 1 Day

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

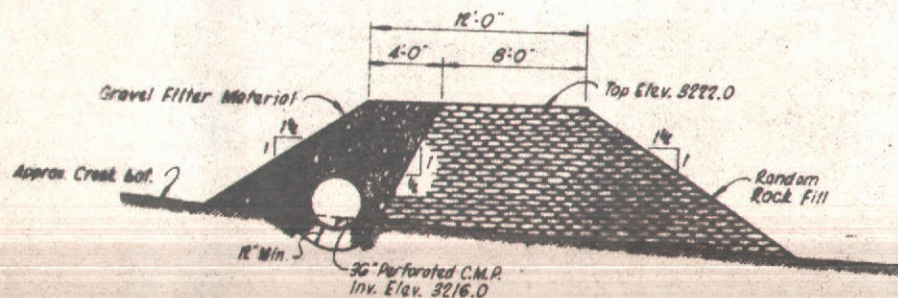
36 2646



SITE PLAN

INTAKE STRUCTURE DETAILS

Scale: 1" = 20'



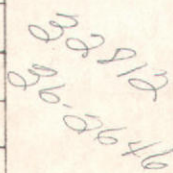
DIKE SECTION

INTAKE STRUCTURE

Scale: 1/4" = 1' 0"

32812
36-2646

unpublished
various
S 26° 55' N
S 26° 5+02
west x 20' long
under supply line
on Elev. in field)



3230

Sealed II
Imperial Structure
50° Supply Line
For Data Chart, see
Table on SM-20-30

94-4-94

Top of disk
ENV-3220

Winkler Air
Cond. (1.425 m)
N. 25° W. 10'

Iron Pin 5'

NOTE:
Extracted from 524.41 to 525.1 &
526.7-527.0 to 528.5 2 yards to distance in
vacuities.

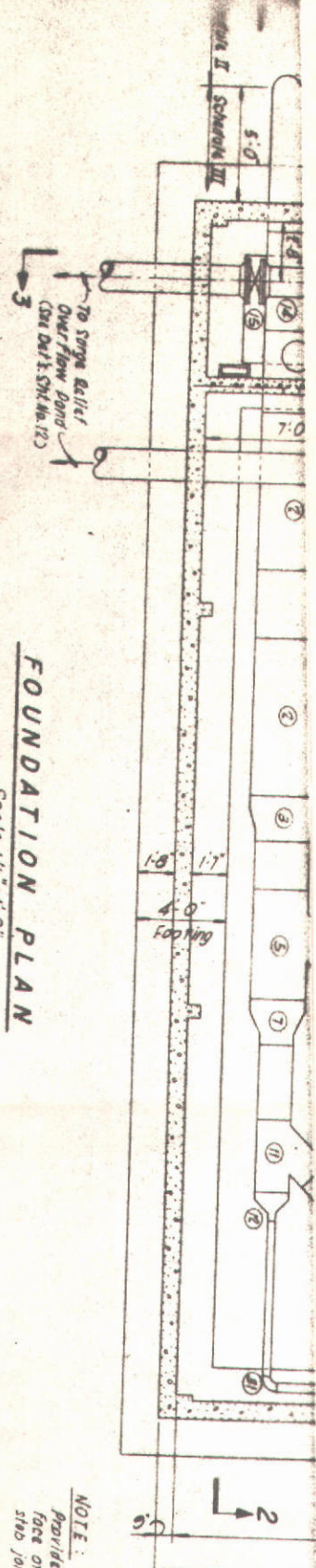
3220

NOTE:
Top of disk shell marked with the ground
line on 100% of 200 ft. - indicating
a negative slope with 7-20 m 5' H
10' SO. From 100% elevation 500 ft
to 100% level 100 ft to 100% level
from 100% level 100 ft to 100% level

3230

3220

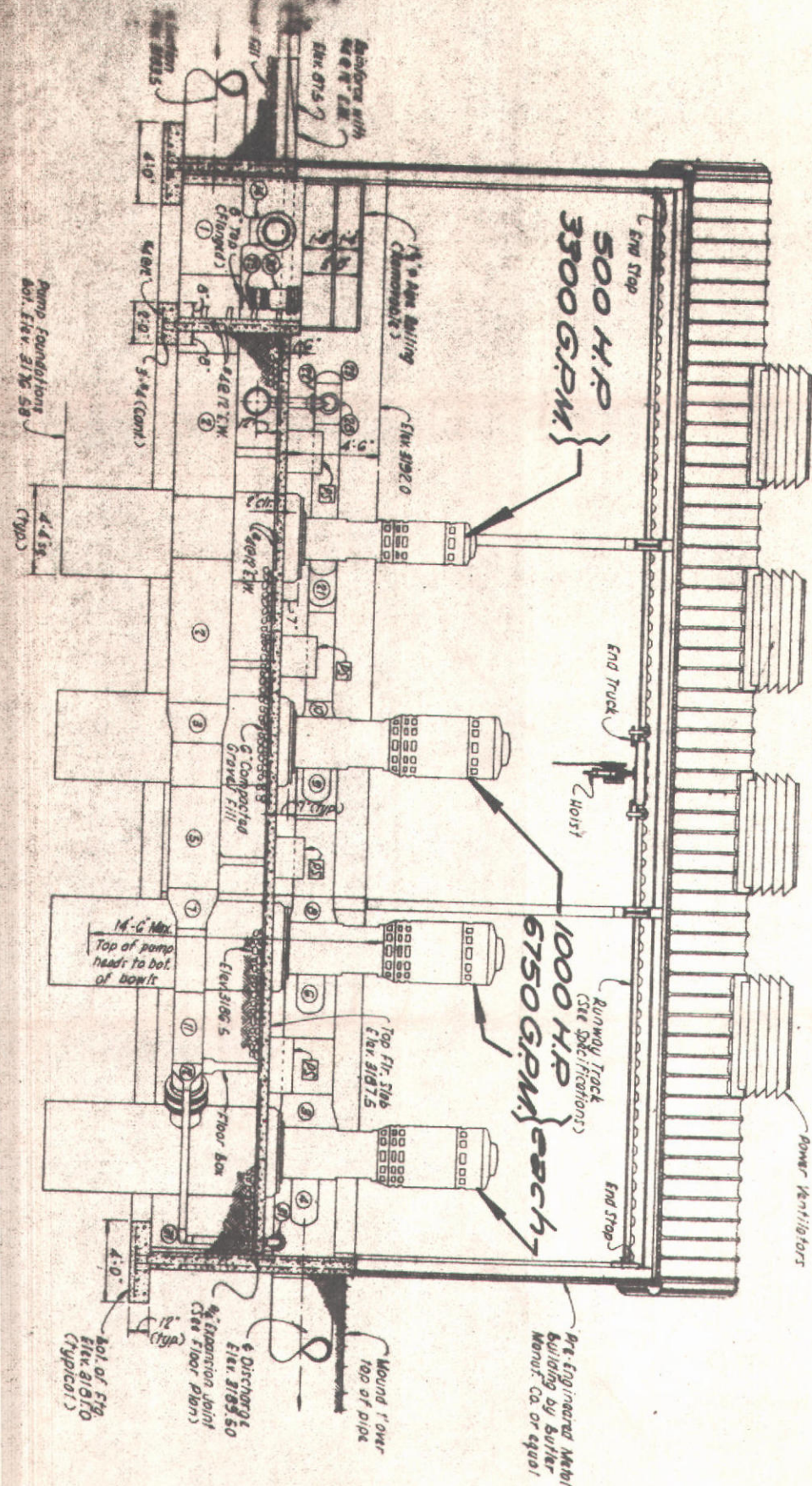
Top of gum shell marked with tiny punctures
like on those of *Aspidiot. unguiculatus* Ag.
On opposite side soft warts 4-5 or 5 ft.
10-20. Scales present on both sides.
The moth would never bite at or invade the
foot of living tree cover.



FOUNDATION PLAN

Scale: 1/4" = 1'-0"

NOTE:
Provide flexible coupling 5 ft
face of building, each side, at
stab joint or Dresser type coupling



SECTION 2-2

Scale: 1/8" = 1'-0"

FITTING SCHEDULE

82-812
82-2646

Reinforced
hanger
recomm.

5' 0" - 6' 0" -
of butt &
top of foot
on all part but



SALES ORDER No. EM31200
 SUPPLY LINE
 HIGH LEVEL FLOW

METER TEST RECORD AND CALCULATIONS

HERSEY-SPARLING METER COMPANY 4097 NORTH TEMPLE CITY BLVD., EL MONTE, CALIFORNIA

SLC

SHIPPED TO: City of Twin Falls Frontier METER NUMBER: 72297
 ADDRESS: Field station SIZE TEST PIPE: Master Flow
Twin Falls, Idaho TYPE: 24" Mainline
 DATE: JUL 18 1967 TEST REGISTRATION: 10,000 Gal
 PROPELLER NUMBER: 11 1/4
 TYPE: 3-BLADE Cone ☒ Durez ☐ Polythene ☒ 6-BLADE Durez ☐ Polythene ☐ MISC. _____

INDEX	GEARS	TANK	METER	ACCURACY	TIME	G.P.M.
1	10.23 2 2/31	10,920	11,000	100.6	60	10,920
2		5800	5800	100.0	60	5800
3		7140	7000	98.2	180	2380
4						
5						
6						
7						
8						
9						
10						
11						

SLOW METER DOWN: _____ % SPEED METER UP: _____ %

FLOW INDICATOR: 1000 Gal FINAL TEST INDEX: 10.23

CUSTOMER REGISTRATION: 10,000 Gal REGISTRATION INDEX: 15.10

CUSTOMER PIPE SIZE: 23,500' 7.75" METER INDEX: 98.2

FINAL GEARS: 17/26 TACHOMETER: 245-M1-B

NOTE: B-outlet to operate 219M #14 DIAL: A250-1E 5/1

THIS METER BUILT PER SPECIFICATION NO. 25924-6 FLOWS: Maximum _____
 Average 3500-20,000 gpm
 Minimum _____

TEST OPERATOR: (T7) CERTIFIED BY: [Signature] DATE: 7-18-67

32812
 36-2646

OF APPLICATION FOR PER-
TO APPROPRIATE PUBLIC
WATERS OF THE STATE OF IDAHO
IN ACCORDANCE WITH PROVI-
SIONS OF SECTION 12-203, IDAHO
CODE.

NOTICE IS HEREBY GIVEN That the
City of Twin Falls, of Twin Falls, Ida-
ho, has made application No. 40981 on
the 1st of April, 1966, to appropriate
45 cubic feet per second of the waters
of Springs, tributary of Alpheus Creek
and Snake River for municipal purposes.
That the point of diversion is lo-
cated: Lot 11, Section 28, Twp. 9 S.,
Rge. 17 E. B. M.

That the lands to be irrigated are:
Land to be served lies within the cor-
porate limits and vicinity of the City
of Twin Falls, Idaho, in Sections 3, 4,
5, 8, 9, 10, 15, 16, 17, 20, 21, and
22, all in Twp. 10 S., Rge. 17 East,
B. M.

That any protests against the ap-
proval of this application must be filed
in the Department of Reclamation at
Boise, Idaho, within forty (40) days
from the date of this notice, and such
protest shall state the name and ad-
dress of the protestant, and shall
clearly set forth his objection to the
approval of said application.

Dated this 6th day of April, 1966.
CARL E. TAPPAN,
State Reclamation Engineer

Date of First Publication: April 14, 1966
Date of Last Publication: April 28, 1966
Last date for Protest: May 16, 1966.

SERVICE OF THE FOREGOING, by
copy, is hereby acknowledged this 8th
day of April, 1966.

CITY OF TWIN FALLS,
By: Ronald J. Scheuffele,
City Engineer.

4-14-36c

May 25, 1966

32812

Re: Permit No.

City of Twin Falls,
H. L. Derrick, City Manager
P.O. Box 309
Twin Falls, Idaho

Dear Mr. Derrick:

32812

We enclose Permit No. _____ in which we direct
your attention to the limitations and conditions as given on the
fourth page under approval of the State Reclamation Engineer

33158

We also enclose Departmental Receipt No. _____
which was issued covering payment in the amount of \$ _____
for the filing fee of the above mentioned permit.

16.00

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Enc: permit
receipt

32812

AFFIDAVIT of PUBLICATION

RECEIVED
MAY 6 1966

State of Idaho,
County of Jerome

SS.

Department of Reclamation

Dean P. Menck, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 3 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 14 day of April, 1966, and the date of the last publication was on the 28 day of April, 1966

Dean P. Menck

Subscribed and sworn to before me this 28

day of April, 1966.
(SEAL)

Alice T. Hendrickson
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice 48
Number of Insertions 3
48 Lines at 15c 720
96 Lines at 10c 960
TOTAL COST 1680

COPY OF NOTICE

(Paste Here)

Appropriation of
TITLE OF NOTICE
Public water

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Reclamation
BILL TO

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 42-203, IDAHO CODE.

NOTICE IS HEREBY GIVEN That the City of Twin Falls, of Twin Falls, Idaho, has made application No. 40981 on the 1st of April, 1966, to appropriate 45 cubic feet per second of the waters of Springs, tributary of Alpheus Creek and Snake River for municipal purposes. That the point of diversion is located: Lot 11, Section 28, Twp. 9 S., Rge. 17 E. B. M. That the lands to be irrigated are: Land to be served lies within the corporate limits and vicinity of the City of Twin Falls, Idaho, in Sections 3, 4, 5, 8, 9, 10, 15, 16, 17, 20, 21, and 22, all in Twp. 10 S., Rge. 17 East, B. M.

That any protests against the approval of this application must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said application.

Dated this 6th day of April, 1966.

CARL E. TAPPAN,
State Reclamation Engineer
Date of First Publication: April 14, 1966
Date of Last Publication: April 28, 1966
Last date for Protest: May 16, 1966.

SERVICE OF THE FOREGOING, by copy, is hereby acknowledged this 8th day of April, 1966.

CITY OF TWIN FALLS,
By: Ronald J. Scheuffele,
City Engineer.

4-14-36

insertions	10c
6 pt. per line, straight	15c
6 pt. per line, tabular	20c
6 pt. per line, successive	
insertions	10c

Nº 1370

632812

32812

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO IN ACCORDANCE WITH THE PROVISIONS OF
SECTION 42-203, Idaho Code

NOTICE IS HEREBY GIVEN That the City of Twin Falls, of Twin Falls, Idaho, has made application No. 40981 on the 1st of April, 1966, to appropriate 45 cubic feet per second of the waters of Springs, tributary of Alpheus Creek and Snake River for **municipal** purposes.

That the point of diversion is located: Lot 11, Section 28, Twp. 9 S., Rge. 17 E. B. M.

That the lands to be irrigated are: Land to be served lies within the corporate limits and vicinity of the City of Twin Falls, Idaho, in Sections 3, 4, 5, 8, 9, 10, 15, 16, 17, 20, 21 and 22, all in Twp. 10 S., Rge. 17 East, B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said application.

Dated this 6th day of April, 1966.

CARL E. TAPPAN
State Reclamation Engineer

Date of First Publication: ~~April 12~~, 1966

Date of Last Publication: ~~April 26~~, 1966

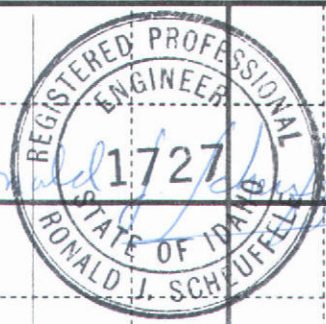
Last date for Protest: May 16, 1966

SERVICE OF THE FOREGOING, by copy, is hereby acknowledged
this _____ day of April, 1966.

CITY OF TWIN FALLS

By: _____

32812



Permit Map No. 32812
As Approved APR 6 1966
CARL E. TAPPAN
State Reclamation Engineer

29 28 27

POINT OF LOT 11
DIVERSION #2 S.A.P.4 NORTH MEANDER LINE
S 42° 56' 30" E
349.50'

32 33 34
APPROX. LOCATION OF PIPELINE

T. 9 S., R. 17 E.
T. 10 S., R. 17 E.

5 4 3

FALLS WASHINGTON STREET AVENUE
(CITY OF TWIN FALLS AREA)

8 9 10

ADDISON AVENUE

17 16 15
ORIGINAL
TOWNSITE

32812

Merritt, Allen

From: Tuthill, Dave
Sent: Monday, January 28, 2002 9:44 AM
To: Young, Norm; Hamlin Nygard, Susan; Merritt, Allen; Shaff, Don; Spencer, Nick
Cc: Kelly, Vicki
Subject: RE: City of Twin Falls -- 36-02603 and 36-2646.

Norm,

Both you and Allen asked about the issue to which Susan has responded below.

It appears that the reason that the transfer was not considered in the issuance of the partial decree is one of timing. As you recall, the Director's Report for Basin 36 was issued in 1992. The transfer was issued in 1993. Nick commented that in the early days after the Director's Report, prior to the establishment of the NAP/NCAP system, Judge Hurlbutt rejected IDWR efforts to notify the Court regarding administrative actions. At any rate, the 1993 transfer was not reflected in the Court's records.

At this point, as Susan suggests, the ball is in the court of the City Atty for Twin Falls. Allen has already worked with this person, and I am anticipating, and relaying this anticipation by copy of this email, that he will relay Susan's information to the City Atty.

Regards, Dave

-----Original Message-----

From: Hamlin Nygard, Susan
To: Merritt, Allen; Shaff, Don; Spencer, Nick
Cc: Tuthill, Dave; Kelly, Vicki
Sent: 1/25/02 1:37 PM
Subject: City of Twin Falls -- 36-02603 and 36-2646.

To follow up with your question on the partial decrees for the City of Twin Falls. We found 2 water rights for the City, 36-02603 and 36-2646.

Water right 36-02603A is claimed by the City from the source groundwater. It appears the Land and Water Fund of the Rockies attempted to participate in this subcase and later withdrew its notice to intervene. There were no other objection to this water right. It appears that an amended transfer was issued for this right on Oct 12, 1993. There was no Notice of Administrative Proceeding nor Notice of Complete Administrative Proceeding filed with the court. A partial decree was issued in 8/18/98. An amended partial decree was issued, nunc pro tunc, on 2/24/99.

Water right 36-02646 is claimed by the City from the source Alpheus Creek. This water right was unobjected. An amended transfer was also issued for this right on Oct 12, 1993. There was no Notice of Administrative Proceeding, nor Notice of Complete Administrative Proceeding filed with the court. The partial decree was issued on Jan. 8, 2002. As the court had no notice of the change from the original recommendation by IDWR, it issued its partial decree was based on the original recommendation. The partial decree can be deemed to be as of the date the claim was filed for this water right and thus the partial decree is superceded by the later in time transfer. However, if the city attorney wishes to have the partial decree conform to the transfer, the attorney needs to file a motion. If the motion is granted, IDWR needs to file an NCAP indicated that there has been a subsequent change in the recommendation based on the transfer.

Susan Hamlin Nygard
Deputy Attorney General

RECEIVED

JAN - 9 2002

Department of Water Resources

2002 JAN - 9 PM 3: 23

FILED
TWIN FALLS CO., IDAHO

**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

ORDER OF PARTIAL DECREE

For Water Right 36-02646

On November 2, 1992, the Idaho Department of Water Resources (IDWR) filed its *Director's Report, Part 1, For Reporting Area 3 (Basin 36)*, which included a recommendation for the above water right. No objections to this recommendation were filed and the time period for filing objections has now expired.

Therefore, IT IS ORDERED that water right 36-02656 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED January 8, 2002.


ROGERS S. BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

JUN 11 2002

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 36-02646

2002 JAN -8 PM 3:23

SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: CITY OF TWIN FALLS
PO BOX 1907
TWIN FALLS, ID 83303-1907

SOURCE: SPRINGS TRIBUTARY: ALPHEUS CREEK

QUANTITY: 7.47 CFS

PRIORITY DATE: 03/29/1966

POINT OF DIVERSION: T09S R17E S28 LOT 11 (SWSE) Within Jerome County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Municipal 01-01 TO 12-31 7.47 CFS

PLACE OF USE: Municipal Within Twin Falls County
T09S R17E S34
T10S R17E S03
S04
S05
S07
S08
S09
S10
S11
S14
S15
S16
S17
S20
S21
S22
S23
S26
S29
S33

PLACE OF USE WITH CITY LIMITS & VICINITY OF TWIN FALLS.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 4091 AF.
COMBINED RIGHT NOS.: 36-02603A, 47-02361, 47-02373, 47-11815 AND
47-11817.

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

RIGHT NO. 36-02603A AND 36-07239 ARE ALSO DIVERTED THROUGH POINT
OF DIVERSION DESCRIBED ABOVE. AND THE TOTAL COMBINED RATE OF
DIVERSION OF THESE RIGHTS IS LIMITED TO 52.47 CFS (CAPACITY OF
DIVERSION SYSTEM).

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. I.C. SECTION 42-1412(6).

MICROFILMED

JUN 11 2002

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

MICROFILMED

JUN 11 2002

2002 JAN 08 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 36-02646

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 36-02646 was mailed
on January 08, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

CITY OF TWIN FALLS

Represented by:
JACQUELINE S. WAKEFIELD
PO BOX 1812
TWIN FALLS, ID 83303-1812
Phone: 208-732-8811

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
01/08/02

MICROFILMED
JUN 11 2002

This
Right has been
Decreed in the
SRBA.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

TRANSFER OF WATER RIGHT

AMENDED

TRANSFER NO. 4066
WATER RIGHT NO(S). 36-02603A/36-02646

This is to certify that: CITY OF TWIN FALLS
PO BOX 1907
TWIN FALLS ID 833031907

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>
Right No. 36-02603A : MUNICIPAL Priority: 04/17/1964	01/01 to 12/31	45.00 CFS
Right No. 36-02646 : MUNICIPAL Priority: 03/29/1966	01/01 to 12/31	7.47 CFS

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 28, Township 09S, Range 17E
NESE , Sec. 28, Township 09S, Range 17E
JEROME County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

1. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
2. The change approved by this transfer is subject to the terms of the court's final decree of this right in the ongoing Snake River Basin Adjudication.
3. Place of use is located within the city limits of Twin Falls and the surrounding service area.
4. The total combined rate of diversion under Right Nos. 36-02603A, 36-02646 and 36-07239 shall not exceed 52.47 cfs.
5. Use of Right No. 36-02603A when combined with Right Nos. 36-02646, 36-02361, 47-02373, 47-11815 and 47-11817, is limited to a total combined annual consumptive use volume of 8,500 af.

RECORDED

OCT 19 1993

AMENDED

TRANSFER NO. 4066

AMENDED

WATER RIGHT NO(S). 36-02603A/36-02646

CONDITIONS/REMARKS:

6. Use of Right No. 36-02646 when combined with Right Nos. 36-02603A, 36-02361, 47-02373, 47-11815 and 47-11817, is limited to a total combined annual consumptive use volume of 4,091 af.
9. Transfer No. 4066 results in changing the source of Right Nos. 36-02603A and 36-02646 from springs to groundwater.

Dated this 12th day of October, 1993.

J. Glen Saylor
Chief, Water Alloc. Bureau

MICROFILMED

OCT 19 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4066
WATER RIGHT NO(S). 36-02603A/36-02646

This is to certify that: CITY OF TWIN FALLS
PO BOX 1907
TWIN FALLS ID 833031907

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>
Right No. 36-02603A :		
MUNICIPAL	01/01 to 12/31	45.00 CFS
Priority: 04/17/1964		
Right No. 36-02646 :		
MUNICIPAL	01/01 to 12/31	7.47 CFS
Priority: 03/29/1966		

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 28, Township 09S, Range 17E
NESE , Sec. 28, Township 09S, Range 17E
JEROME County

CONDITIONS/REMARKS:

1. Place of use is located within the city limits of Twin Falls.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. The change approved by this transfer is subject to the terms of the court's final decree of this right in the ongoing Snake River Basin Adjudication.
4. The total combined rate of diversion under these rights and Right No. 36-07239 shall not exceed 52.47 cfs.
5. Use of Right No. 36-02603A when combined with Right Nos. 36-02646, 36-02361, 47-02373, 47-11815 and 47-11817, is limited to a total combined annual consumptive use volume of 8,500 af.
6. Use of Right No. 36-02646 when combined with Right Nos. 36-02603A, 36-02361, 47-02373, 47-11815 and 47-11817, is limited to a total combined annual volume of 4,091 af.

RECEIVED

OCT 19 1993

TRANSFER NO. 4066
WATER RIGHT NO(S). 36-02603A/36-02646

CONDITIONS/REMARKS:

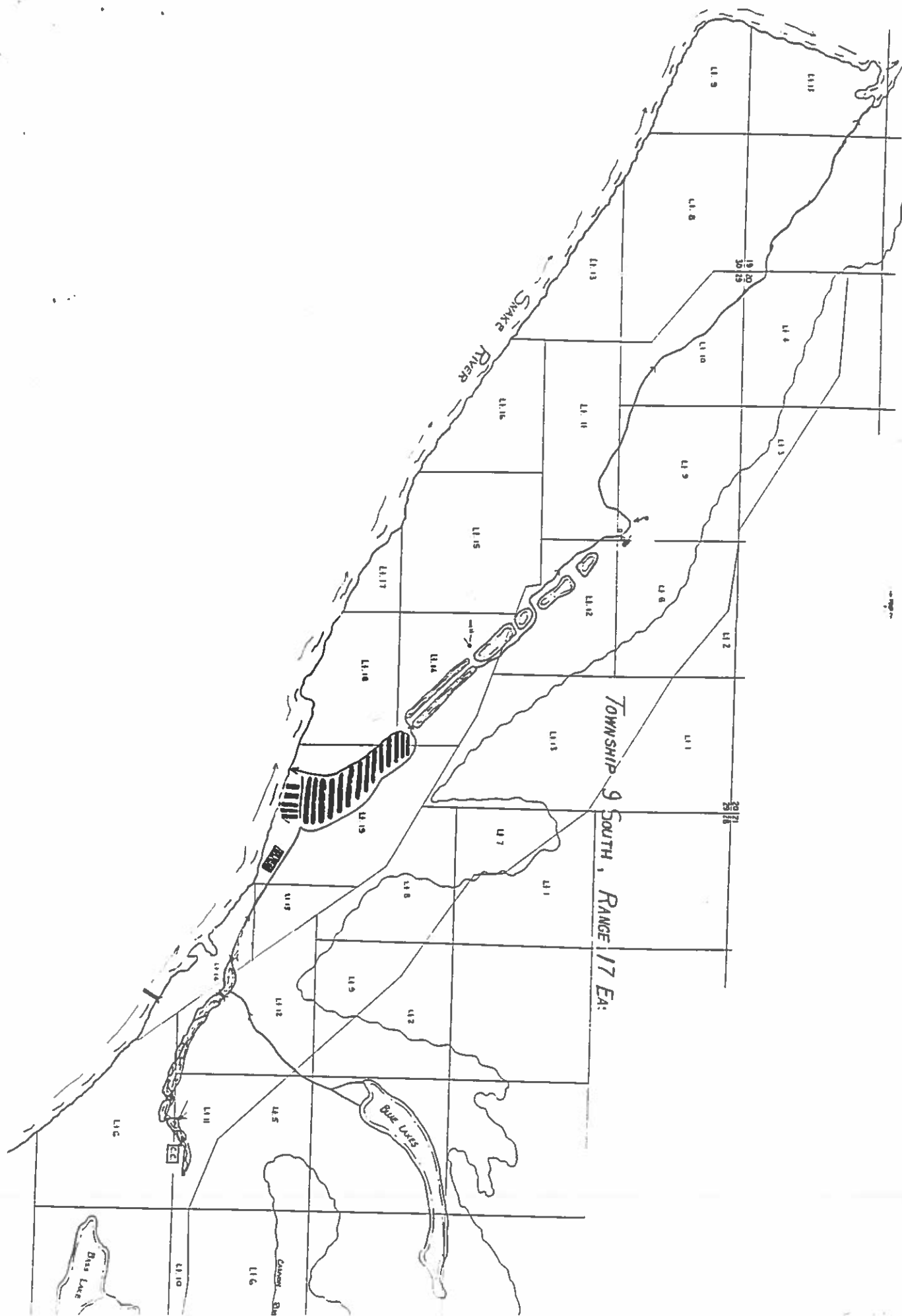
7. This transfer results in changing the source of these rights from springs to groundwater.

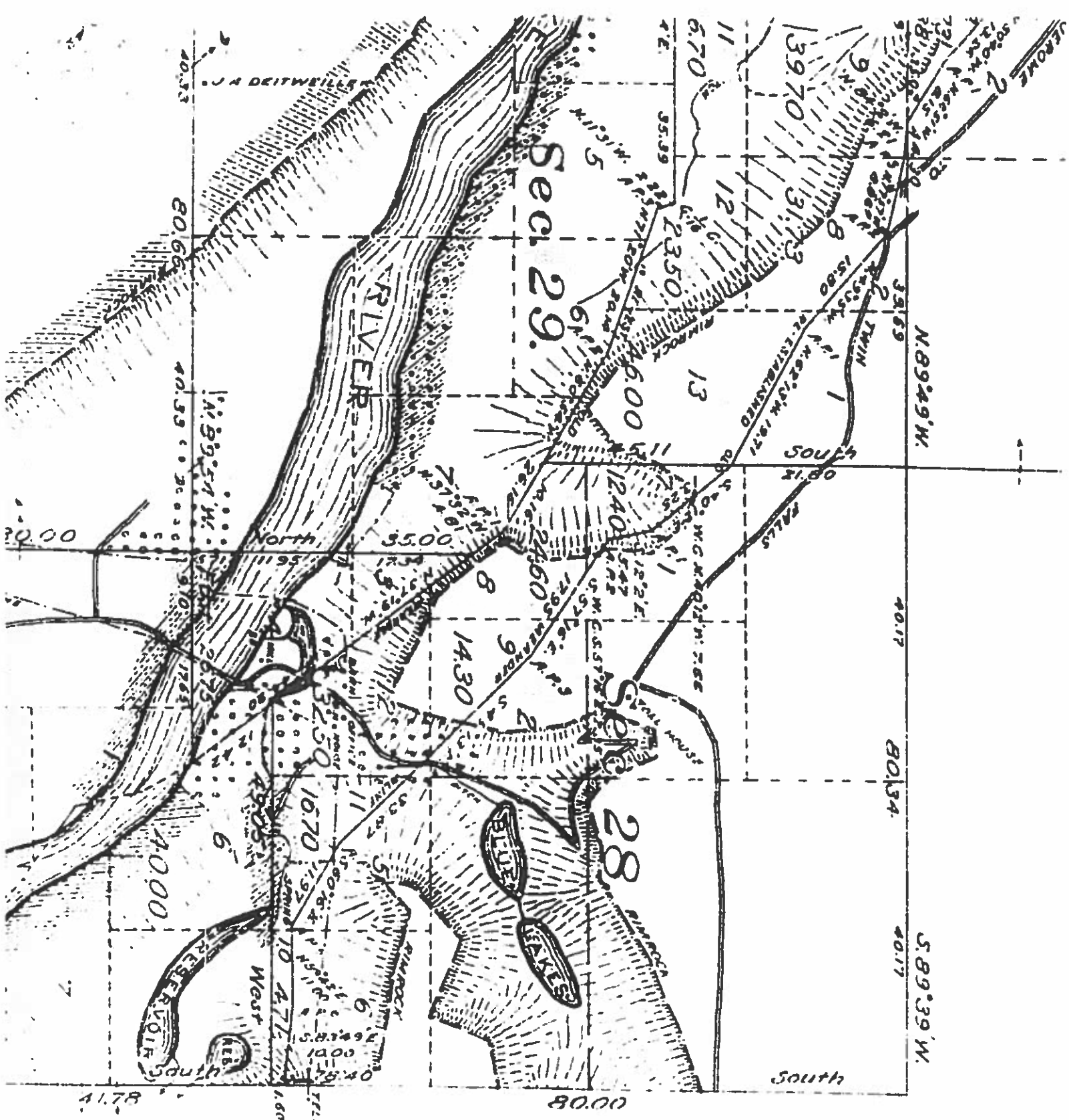
Dated this 7th day of July, 1993


Chief, Water Alloc. Bureau



OCT 19 1993





UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

06000m E

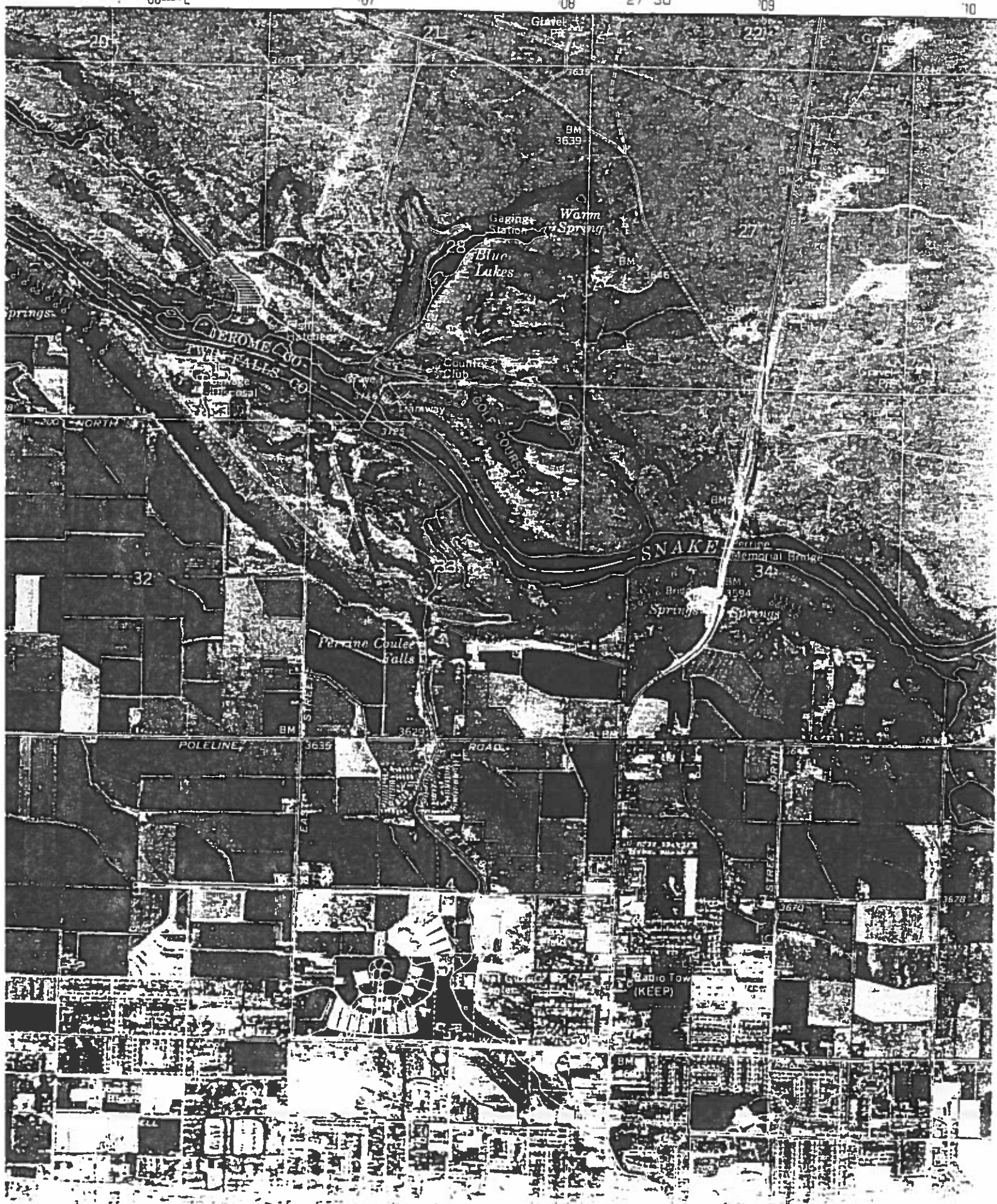
207

708

27' 30"

109

10



T 41021

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32812/36-2646)

in the name of the City of Twin Falls)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

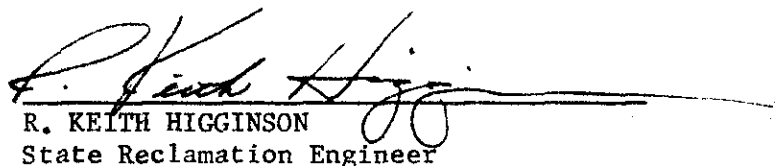
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 32812/36-2646 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before March 29, 1973. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for completion of work may be grounds for cancellation at the instance of the department.

Dated this 8th day of JUNE, 1970.


R. KEITH HIGGINSON
State Reclamation Engineer

RKH/DG

32812
36-2646

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32812/36-2646 Priority March 29, 1966 Amount 7.47 cfs

THIS IS TO CERTIFY, that the City of Twin Falls, Idaho
of Twin Falls, Idaho, has complied with the terms and conditions of Permit
No. 32812/36-2646 issued pursuant to Application for Permit dated March 29, 1966,
and has submitted proof to the Department of Water Administration on June 5, 1970,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 52.47 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from unnamed springs
tributary of Alpheus Cr. & Snake River, is hereby confirmed in the following amounts:
Amount 7.47 cfs for Municipal from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 7.47 cfs of water be diverted at
any one time, said waters to be diverted within ~~the~~ _____

Lot 11 of Sec. 28, Twp. 9 S, Rge. 17 E, B. M.

in the county of Jerome, 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 ~~for the purpose of~~ for the purpose of

Description and location of place of use: City of Twin Falls & Vicinity.

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	
10 S	17 E		Sections 3, 4, 5, 8, 9, 10, 15, 16, 20, 21 and 22																

Total number of acres irrigated _____

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 21ST day of

May, 19 73.


Director

36 2646

✓✓ 32812
36-

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 40981
PERMIT No. 32812
DISTRICT No.

H. L. Derrick, City Manager
P.O. Box 309, Twin Falls, Idaho

1. Name of Applicant: City of Twin Falls, Idaho

Postoffice address: P.O. Box 309, Twin Falls County: Twin Falls State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation: Twin Falls, Idaho, March 18, 1907 (as 2nd class city) prior

(b) Amount of capital stock: incorporation as Village on April 13, 1905.

(c) Amount paid in:

(d) Names and addresses of directors: (Commissioners): Egon H. Kroll, John K. Angerbauer, R. George Bennett, Frank H. Feldtman, John D. Flatt, Calvin G. McIntyre, (all addresses at Twin Falls, Idaho). and Robert M. Warberg.

II. The financial resources of the applicant are:

(a) Cash on hand: \$367,745.23 (March 1, 1966)

(c) Bond to be issued: as required

(b) Treasury stock:

(d) Other resources: \$14,587,558.00 = assessed valuation.

2. Quantity of water claimed: 45 (forty-five) cubic feet per second.

3. Source of water supply: Springs which is a tributary of Alpheus Creek and Snake River

4. Location of point of diversion: 349.50' on a bearing of South 42°56'30" W from A.P. #4 North line (Meander).
corner of Section 28, T. 9 S, R. 17 E, B.M., and is in the Lot 11
of section 28, T. 9 S, R. 17 E., B. M., County of Jerome

5. Water is to be used for Municipal Supply

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to None - water to be used ~~for point~~ for Municipal Supply only
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 1,800,000.00

8. Kind of works: Intake works, pumping plant (electric), pipeline to city area.

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe 36 inches; length of conduit three miles.

Average grade per mile feet.

12. The time required for the completion of such work is Five years.

13. The time required for the complete application of the water to the proposed use is Two additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: - Shares in Twin Falls Canal Company system.

16. (a) Is reservoir to be used? no If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

/s/ CITY OF TWIN FALLS Applicant.

By /s/ RONALD J. SCHEUFFELE, City EngineerAgent.
(Acting City Manager)

Date of first receipt at Department of Reclamation: March 29, 1966 8:00 AM

Returned to applicant for correction:

Corrected application received: April 1, 1966 8:00 A.M.

Approval of State Reclamation Engineer

The number of this permit is 32812
Recorded in Book 115 Page 32812 Approved May 19, 1966
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before July 19, 1966 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before September 29, 1968
The whole of said work to be completed on or before March 29, 1971
Beneficial use of water appropriated in accordance herewith, to be made on or before March 29, 1973

WITNESS My hand this 19th day of May, 1966

/s/ CARL E. TAPPAN
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 19th day of May, 1966.
COUNTERSIGNED: STATE OF IDAHO

(SEAL) By /s/ LOUIS E. CLAPP Secretary of State. By /s/ ROBERT E. SMYLIE Governor.

REMARKS: Springs to be developed lie on private land; Right-of-Way easements have been made with all parties involved.

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				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	
			(land to be served lies within the corporate limits and vicinity of the City of Twin Falls, Idaho in Sections 3, 4, 5, 8, 9, 10, 15, 16, 17, 20, 21, and 22 all in Township 10 S., R 17 East, B.M.)																

LICENSE ISSUED FOR 247 SEC. FT.
LICENSE PAGE

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. Name of person or firm _____
2. Residence _____
3. Date of application _____
4. a. Source from which water is obtained _____
b. Location of the point of diversion _____
Township _____ Range _____
5. a) The amount of water used in the water right is _____
amount _____ Municipal _____
b) The amount of water used in the water right is _____
amount _____ Municipal _____
c) The amount of water used in the water right is _____
amount _____ Municipal _____
6. a) Describe the works for diverting and conveying the water to the place of use _____
b) Describe the type and size of measuring device which you have installed at your point of diversion _____
c) Give well drillers name and address and date the well was completed _____

This is a micro. Expanded
copy of the form page 4/12/70 Typed

[illegible]

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Identification No. _____

Permit No. _____

44
01-70
6-5-70

Department of Reclamation

IDAHO - 83301

1. a) Name of Permit Holder CITY OF TWIN FALLS, IDAHO

b) Post Office Address P. O. BOX 309, TWIN FALLS

2. Permit Number 32812

3. Date of Priority that you are prepared to establish March 29, 1960

4. a) Source from which water was appropriated Alpheus Creek

b) Location of the point of diversion: Lot 11 1/4 / 1/4 S

Township 9 South, Range 17 East Boise Meridian

is _____

28

number of points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

amount 45 cfs for Municipal purposes from J
(cfs and/or acre feet per annum)

amount _____ for _____ purposes from _____
(cfs and/or acre feet per annum)

amount _____ for _____ purposes from _____
(cfs and/or acre feet per annum)

b) Total amount appropriated 45

c) Describe how and by whom measurement of rate of flow or amount of
divisions of the person making the measurement: see attached

to Dec. 31 st. incl.
(Month-Day)

_____ incl.
(Month-Day)

_____ incl.
(Month-Day)

_____ feet per annum
and the qualifica-

6. If the means of diversion and conveyance are owned by someone other

a) Give the name or description of the canal, ditch or other works by
place of use: _____

b) Describe the agreement or understanding by which you take water

older:

conducted to the

7. a) Briefly describe the works for diverting and conveying the water to
source, give the pump size, motor size, size of well casing, depth of
description of diversion structure and/or canal or ditch) _____

b) Describe the type and size of measuring device which you have
see attached sheet

c) Give well drillers name and address and date the well was com.

if from a subterranean
water, give brief
height _____

of diversion: _____

mid-section missing

Engle
6/12

112
2646

September 10, 1970

Notary Public resid

Twin Falls, Idaho

On this 22nd day of May, 1970,
 _____, appeared before me the
 signer(s) of the above instrument, who duly acknowledged to me that he (s)
 (y) executed the same.

State of Idaho)
County of Twin Falls) ss.

May 22, 1970
(Date)

~~Jean Mila~~



The above information is a true statement of the extent to which the above information has been developed.

10. Remarks:

Tot:

rigated

[illegible]

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated:

County.

of use. The flow is used for Municipal purposes for sprinkling, fire fighting, washing and construction, and its environs, located in Township 10 South, Range 10 East, T10S R10E.

Industrial use,
n Falls, Idaho
Indian, Twin Falls

TOTALS	SW 1/4 SE 1/4	1/4

AFFIDAVIT of PUBLICATION

MAY 6 1966

State of Idaho, }
County of Jerome } SS. Department of Reclamation

Walter H. McCreath, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 14 day of April, 1966 and the date of the last publication was on the 28 day of April, 1966

Subscribed and sworn to before me this 28

day of April, 1966.
(SEAL)

Alice T. Hendrickson
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice 48

Number of Insertions 3

48 Lines at 15c 720

96 Lines at 10c 960

TOTAL COST 1680

COPY OF NOTICE

(Paste Here)

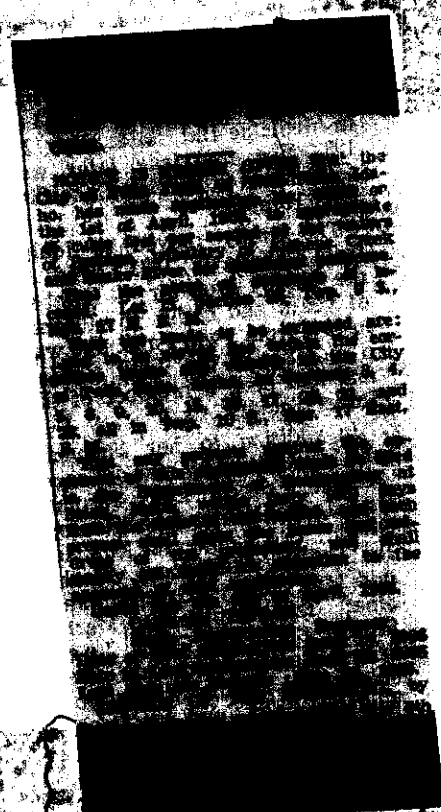
Appropriation
TITLE OF NOTICE
Public water

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Department of Reclamation
SUA TO



Insertions	10c
6 pt. per line, straight	15c
6 pt. per line, tabular	20c
6 pt. per line, successive insertions	10c

Nº 1373

32812

This
Right has been
Decreed in the
SRBA.

MICROFILMED
JUN 11 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

P.O. Box 83720 Boise, Idaho 83720-0098
1301 North Orchard Street, Boise, Idaho 83706
Phone: (208) 327-7900 FAX: (208) 327-7866



FAX COVER SHEET

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Date: 10/21/98

To: _____

From: _____

PLEASE FAX TO

THOMAS M. ROBERTSON, ESQ.
COLEMAN, RITCHIE & ROBERTSON
156 2ND AVE W.
TWIN FALLS, ID
FAX # 734-3983

Document description:

Cover sheet + 2 pages

Please contact (208) 327-7930 if there is a problem with the transmittal.

MICROFILMED
JUN 11 2002

Kris VanTassel
3225N 3261E
Twin Falls ID 83301

RECEIVED

MAR 17 1988

OFFICE OF THE GOVERNOR

(or SW?)

Dear Gouverner Batt:

My name is Kris VanTassel. I Live in Twin Falls, Idaho. I have a few concerns about the water situation in the surrounding areas of Twin Falls.

I have worked at Blue Lakes Trout Farm for the last five years and as well know you can't raise trout if the water is to low or unaccessable. Fifty years ago the founder of the company purchased water shares from Alfies Creek. Twin Falls officials realized a few years back that they didn't have enough water during the summer months. People are using the water to water their lawns and wash their cars during these months in the Summer.

The City of Twin Falls decided to erect four pumps at the top of Alfies creek. Although during the three others seasons the water level is steady, but during the summer when the pumps are sucking the whole creek drops as they are taking 40-60 cfs. The trout farm has to have 100 cfs to stay at safe levels and maintain water flow. If they were to put the pumps at any higher level it would drop the water flow below 100 cfs and result in the death of over one-million fish and the lose of eighty jobs.

I would appreciate if you could respond because this is no joking matter.

Sincerely,

Kris VanTassel

RECEIVED
JUN 11 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

July 15, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Mr. Kris Van Tassel
3225 North 3261 East
Twin Falls, ID 83301

Re: Your Letter to Governor Batt Concerning Flows in Alpheus Creek

Dear Mr. Van Tassel:

I am writing you in response to your letter to Governor Batt which was received in his office on March 17, 1998. Please accept my apology for the delay in your receiving this response. The delay occurred at the Department of Water Resources (the "Department") and was not caused by any inattention in the Governor's Office.

In your letter, you specifically express your concern regarding water withdrawn from the head of Alpheus Creek by the City of Twin Falls and the resulting effects on water rights held by the Blue Lakes Trout Farm. I have reviewed the water right records for Alpheus Creek and offer the following summary of those rights which are proximate to water rights held by the Blue Lakes Trout Farm:

Water Right Number	Water Right Owner (Source of Water)	Priority Date	Amount (cfs)	Purpose of Use
36-02083A	Blue Lakes Country Club	05/26/1949	1.15	Irrigation
36-02083B	Blue Lakes Country Club (Alpheus Creek)	05/26/1949	0.05	Irrigation
36-02356	Blue Lakes Trout Farm (Alpheus Creek)	05/29/1958	100.00	Fish Propagation, Commercial, and Domestic
36-02603A	City of Twin Falls (groundwater)	04/17/1964	45.00	Municipal
36-02603C	Pristine Springs (Alpheus Creek)	04/17/1964	25.30	Fish Propagation

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JUN 11 2002

Water Right Number	Water Right Owner (Source of Water)	Priority Date	Amount (cfs)	Purpose of Use
36-02646	City of Twin Falls (groundwater)	03/29/1966	7.47	Municipal
36-07210	Blue Lakes Trout Farm (Alpheus Creek)	11/17/1971	45.00	Fish Propagation
36-07239	McCollum (springs)	04/24/1972	6.00	Fish Propagation, Irrigation, Recreation, and Aesthetics
36-07427	Blue Lakes Trout Farm (Alpheus Creek)	12/28/1973	52.23	Fish Propagation
36-07720	Blue Lakes Trout Farm (waste water)	06/08/1973	37.10	Fish Propagation
36-15455	McCollum (springs)	03/01/1987	0.46	Irrigation

In reviewing this summary, please note the priority date of each water right. Water rights in Idaho are delivered during times of shortage based on priority date; hence the phrase "first in time is first in right." In other words, when the available water supply from a particular source of supply is not sufficient to fill all rights to use water from that source, the holders of water rights having the earliest or senior priorities generally receive delivery of the available water before holders of water rights having later or junior priorities.

Also, please note the sources of water for the water rights summarized. You undoubtedly appreciate the interrelationship of the springs, lakes, and creeks in the Alpheus Creek area. In your letter, you specifically mention the recent construction of pumps by the City of Twin Falls at the head of Alpheus Creek. This construction was authorized by the Department in 1993 under transfer of water rights numbered 36-02603A and 36-02646 (transfer number 4066). This transfer allowed Twin Falls to move its diversion facilities from the springs which flowed into Alpheus Creek near the Blue Lakes Country Club to a well site adjacent to the Blue Lakes. As you may know, the original location for the diversion of the City of Twin Falls water rights and the new well site authorized by the transfer are hydraulically connected. The purpose of the change in point of diversion which allowed Twin Falls to withdraw groundwater in lieu of diverting water from springs discharging from groundwater was to relieve Twin Falls of the

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JUN 11 2002

requirements for treating water from the springs which was considered to be surface water by the U. S. Environmental Protection Agency. The requirements for treating groundwater were less stringent, and it was estimated that using groundwater to replace springs discharging from groundwater would save Twin Falls significant treatment costs. After the transfer was approved allowing the change in location of the Twin Falls point of diversion, fluctuations in the water level in Blue Lakes has become an issue which is being resolved by the entities involved. However, in the event of a water shortage, the Blue Lakes Trout Farm is entitled to receive 100 cfs of water under water right number 36-02356 ahead of the City of Twin Falls receiving water under water right number 36-02603A, subject to certain conditions, since water right number 36-02356 is senior (has an earlier priority date) in comparison to the Twin Falls water right.

In your letter, you describe your observations that when the City of Twin Falls pumps from its well site, the flows in Alpheus Creek decrease. As you may know, Blue Lakes and Alpheus Creek are supplied by springs which discharge from the Eastern Snake Plain Aquifer. The aquifer is supplied from underflow out of tributary basins, deep percolation resulting from irrigation (primarily water applied through furrow irrigation), streambed losses from rivers and creeks (e.g. the Big Lost River), and precipitation. During recent years, the water supplied by the aquifer has declined as a result of large-scale efficiency improvements in irrigation, development of additional groundwater for irrigation, and drought conditions. I have enclosed a copy of the stream flow records for the Blue Lakes Spring published by the U. S. Geological Survey in 1997. These records show the lowest discharge of water from the Blue Lakes Spring occurred from 1992 to 1994. Since that time, discharges from the spring have rebounded.

Even though spring flows have improved, the State of Idaho has implemented several measures to stabilize, if not enhance, overall spring flows discharging from the Eastern Snake Plain Aquifer. These measures include the establishment of a moratorium on the appropriation of new water rights in portions of the Snake River Basin, definition of previously undefined limits for existing water rights through the Snake River Basin Adjudication, and the use of managed recharge to increase the supply of water to the aquifer.

In summary, the Blue Lakes Trout Farm has one of the earliest rights to water supplying Alpheus Creek. If there are delivery problems in the future, the water right holders may need to have a watermaster appointed to deliver water under the various water rights according to priority. The Department of Water Resources is monitoring stream flows and aquifer levels throughout the state and providing administrative actions to apportion water supplies as necessary. The Department has created moratoriums on the appropriation of additional water supplies in certain areas to minimize shortages resulting from the recent drought and to bring the quantities of water withdrawn for beneficial purposes into equilibrium with the quantities of water reasonably available. The Department also continues to support efforts to implement managed recharge where appropriate.

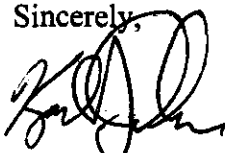
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JUN 11 2002

Mr. Kris Van Tassel
July 15, 1998
Page 4 of 4

I have endeavored to address your concerns in detail. However, if you have further questions or need clarification of information contained in this letter, please contact the Department in writing or by phone.

Sincerely,

A handwritten signature in black ink, appearing to read 'Karl J. Dreher', written over the word 'Sincerely,'.

Karl J. Dreher
Director

Enclosure

copies w/enclosure to: Office of Governor Batt - Tracking Memo No. 23491
Blue Lakes Trout Farm
City of Twin Falls - Gary Young
IDWR Southern Region - Allen Merritt

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JUN 11 2002

rom: DWR60::AMERRITT 16-JUN-1998 13:58:57.16
o: DWR03::RBROWN
C: AMERRITT
ubj: "R" RECORDS FOR CITY OF TWIN FALLS BASIN 36 RIGHTS

AM PREPARING A RESPONSE TO A LETTER WRITTEN TO THE DIRECTOR. IN DOING SO
HAVE REVIEWED THE RECENT "R" RECORDS FOR THE CITY OF TWIN FALLS:
36-02603A 45.00 CFS
36-02646 7.47 CFS

THESE TWO RIGHTS ORIGINALLY WERE RECOMMENDED OUT OF SPRINGS TRIBUTARY TO
LPHEUS CREEK. AT THIS SAME POINT OF DIVERSION RIGHT MC COLLUM UNDER RIGHT
6-07239 (6.00 CFS) DIVERTED WATER FOR HIS USE ACROSS THE RIVER. ALL THREE
OF THESE RIGHTS USED THE SAME PIPELINE AND WERE LIMITED TO 52.47 CFS
(CAPACITY OF THE PIPELINE). WHAT THE DEAL WAS, MC COLLUM USED THE CITIES
EXCESS CAPACITY UNTIL THE CITY CALLED FOR THE NEED.

FEW YEARS AGO DUE TO DRINKING WATER STANDARDS OF EPA THE CITY TRANSFERRED
THEIR RIGHTS OUT OF THE SPRING UP TO SOME WELLS DEVELOPED AT THE HEAD OF
BLUE LAKES. THIS WAS DONE UNDER TRANSFER 4066. AT THIS SAME TIME I
UNDERSTAND THE CITY DISCONNECTED THE ORIGINAL SPRINGS FROM THEIR SYSTEM. TO MY
KNOWLEDGE THIS LEFT MC COLLUM OUT OF THE CITIES SYSTEM. I CALLED THE CITY
TODAY AND CONFIRMED THIS WITH MIKE SCHROEDER WITH THE WATER DEPT. MIKE
INDICATED THAT MC COLLUM HAS SINCE PUT IN HIS OWN PIPELINE CROSSING THE
RIVER AND CONTINUES TO DIVERT AT THE OLD SPRING SITE.

I GUESS I'M TELLING YOU ALL THIS BECAUSE I THINK YOU NEED TO MODIFY THE EXP
IN THE CITIES "R" RECORDS TO REFLECT THAT 36-07239 IS NOT DIVERTED AT THE
CITIES PRESENT POINT OF DIVERSION.

From: DWR03::RBROWN 17-JUN-1998 07:36:49.69
To: DWR60::AMERRITT
CC:
Subj: RE: "R" RECORDS FOR CITY OF TWIN FALLS BASIN 36 RIGHTS

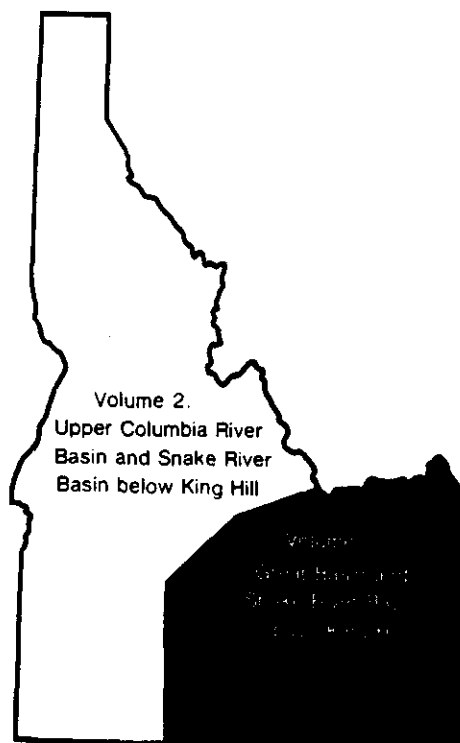
Thanks for the "heads up", Allen...I'll look into it. Some of the R-records hav
and may be signed by now...If that has happened, I will at least memo our files

Also, I didn't get a chance to talk with you about Banbury pipeline. You did a
now amended their claims to include every use imaginable (wildlife, aesthetics,
but would appreciate talking to you about what you saw back when...

36-02646

Water Resources Data Idaho Water Year 1997

Volume 1. Great Basin and Snake River Basin
above King Hill



U.S. GEOLOGICAL SURVEY WATER-DATA REPORT ID-97-1
Prepared in cooperation with the State of Idaho
and with other agencies

MICROFILMED
JUN 11 2002



LOCATION.--Lat 42°36'53", long 114°28'06", in NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ sec.28, T.9 S., R.17 E., Jerome County, Hydrologic Unit 17040212, on left bank at outlet of upper Blue Lake, 1,000 ft downstream from head of spring, 0.6 mi upstream from mouth, 1.2 mi northwest of Perrine Memorial Bridge, 3.5 mi north of Twin Falls, and 610.5 mi upstream from mouth of Snake River.

PERIOD OF RECORD.--April 1950 to current year.

WATER-DISCHARGE RECORDS

REMARKS---Records good except for Oct. 1 to Feb. 17, June 4, 6-10, July 1 to Sept. 11, which are fair. Discharge record at this site represents combined flow for Blue Lakes Spring Pumping Plant (station 13090998), which provides water to the city of Twin Falls beginning July 1994, and Blue Lakes Spring below Pumping Plant near Twin Falls (station 13090999).

EXTREMES FOR PERIOD OF RECORD.--Maximum daily discharge, 256 ft³/s Nov. 10, 11, 1951, Oct. 24 to Nov. 13, 1952, Sept. 29, 30, 1953, Oct. 23, 24, 1957; minimum daily, 142 ft³/s Mar. 29 to Apr. 3, 1992.

EXTREMES FOR CURRENT YEAR.--Maximum daily discharge, 179 ft³/s Aug. 10; minimum daily, 147 ft³/s July 22.

DISCHARGE, CUBIC FEET PER SECOND, WATER YEAR OCTOBER 1996 TO SEPTEMBER 1997
DAILY MEAN VALUES

DAY	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP
1	e170	e173	e172	e168	e165	162	166	173	169	168	169	164
2	e170	e174	e171	e168	e165	164	168	168	168	173	167	172
3	e170	e174	e171	e167	e165	164	163	167	168	174	160	175
4	e170	e174	e171	e167	e165	164	167	165	e159	173	161	172
5	e171	e174	e171	e167	e165	163	169	164	169	175	175	168
6	e171	e173	e171	e167	e165	165	167	165	169	174	173	178
7	e171	e173	e171	e167	e165	162	168	166	174	173	168	174
8	e171	e173	e170	e167	e165	164	168	165	178	174	167	168
9	e171	e173	e170	e167	e165	164	167	165	171	173	172	166
10	e170	e174	e170	e167	e164	163	165	164	171	169	179	157
11	e171	e174	e170	e167	e164	164	166	164	e160	171	175	e173
12	e171	e174	e170	e166	e164	162	164	165	e161	172	172	e173
13	e171	e174	e170	e167	e164	162	166	165	e161	172	170	e173
14	e171	e174	e169	e166	e163	165	167	164	e161	170	168	e173
15	e172	e174	e169	e166	e163	167	165	165	e162	170	167	e173
16	e172	e173	e169	e166	e163	166	162	164	e162	171	167	176
17	e172	e173	e169	e166	164	165	164	166	e162	171	168	e174
18	e172	e173	e169	e166	164	165	163	165	e162	175	166	e174
19	e173	e173	e169	e166	163	164	170	166	e162	171	164	e174
20	e173	e173	e169	e166	163	164	171	166	e162	169	165	e174
21	e173	e173	e169	e166	164	165	168	167	e162	170	162	e174
22	e173	e173	e169	e166	164	167	165	165	e162	147	161	e174
23	e173	e173	e169	e166	164	163	170	165	e162	167	166	e175
24	e173	e172	e168	e165	165	165	167	168	e162	172	163	e175
25	e174	e172	e168	e165	163	165	167	178	e162	168	162	e175
26	e174	e172	e169	e166	162	166	168	170	e162	166	162	e175
27	e173	e172	e169	e165	163	169	172	167	e162	167	163	e176
28	e174	e172	e168	e165	164	166	171	161	e162	169	161	e176
29	e174	e172	e168	e165	---	166	170	170	e162	173	161	e176
30	e174	e171	e168	e165	---	168	172	167	e162	170	161	e177
31	e174	---	e168	e165	---	168	---	171	---	167	173	---
TOTAL	5332	5192	5254	5153	4593	5107	5016	5161	4931	5274	5168	5184
MEAN	172	173	169	166	164	165	167	166	164	170	167	173
MAX	174	174	172	168	165	169	172	178	178	175	179	178
MIN	170	171	168	165	162	162	162	161	159	147	160	157
AC-FT	10580	10300	10420	10220	9110	10130	9950	10240	9780	10460	10250	10280

STATISTICS OF MONTHLY MEAN DATA FOR WATER YEARS 1950 ~ 1997, BY WATER YEAR (WY)

MEAN	214	212	205	199	196	193	191	190	190	196	202	208
MAX	252	251	243	237	235	235	231	227	229	231	240	249
(WY)	1953	1953	1951	1952	1953	1953	1953	1951	1954	1954	1953	1953
MIN	161	159	155	152	146	144	144	148	148	153	157	162
(WY)	1993	1993	1993	1994	1994	1994	1994	1992	1992	1992	1993	1992

SUMMARY STATISTICS

FOR 1996 CALENDAR YEAR

FOR 1997 WATER YEAR

WATER YEARS 1950 - 1997

ANNUAL TOTAL	59333		61365			
ANNUAL MEAN	162		168		139	
HIGHEST ANNUAL MEAN					237	1953
LOWEST ANNUAL MEAN					157	1993
HIGHEST DAILY MEAN		Oct 25	179	Aug 10	256	Nov 10 1951
LOWEST DAILY MEAN	174	Mar 25	147	Jul 22	142	Mar 29 1992
ANNUAL SEVEN-DAY MINIMUM	154	Mar 29	161	Jun 11	142	Mar 28 1992
ANNUAL RUNOFF (AC-FT)	117700		121700		144100	
10 PERCENT EXCEEDS	172		174		232	
50 PERCENT EXCEEDS	160		168		202	
90 PERCENT EXCEEDS	154		162		163	

e Estimated

MICROFILMED
JUN 11 2002

TRANSMISSION VERIFICATION REPORT

TIME : 10/21/1998 14:32
NAME : IDWR
FAX : 3275400
TEL : 3277906

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

10/21 14:32
6-912087343983-641859
00:04:27
08
OK
STANDARD

MICROFILMED

JUN 11 2002

98-4

CONSTITUENT AFFAIRS TRACKING MEMO
OFFICE OF THE GOVERNOR
Philip E. Batt

RECEIVED

MAR 20 1998

Number: 23491
Name: Van Tassel, Kris
Org:
Address: 3225 N 3261 E
Address:
Zip: 83301 City: Twin Falls

Date: 03/17/98
Class: IF
Type: Letter
Phone: (208)
Phone: (208)
State:

Department of Water Resources

SSN:
Case:
County: Twin Falls

Assigned To		Current Referral	
Jason Kreizenbeck	Date: 03/17/98	Karl Dreher	Date: 03/17/98
Org.: Office Of Governor		Org.: Water Resources	
Phone: (208) 334-2100	Due: 04/13/98	Phone: (208) 327-7910	Due: 04/13/98

Subject

concerns, water level problem for Blue Lakes Trout farm, explains problem w/TF pump at the top of Alfies creek

Notes

03/19/98 1:15 PM Tracking memo: Governor Report, Your Letterhead, Via Your Director.

03/17/98 Referred to Water Resources, Karl Dreher

ACTION:

Please look into the attached matter and send a report directly to the Governor on your department's letterhead, bearing in mind that the Governor may send it on to the constituent with his own letter and return this form and all documentation, via your director's office, to the Governor's office.

MICROFILMED

JUN 11 2002

cc'd: Allen Meritt 6/15

WRO749NP
No. X36-02646

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 10/14/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF TWIN FALLS PO BOX 1907 TWIN FALLS ID 833031907 (208) 736-2270	03/29/1966	MUNICIPAL	01-01 12-31	7.47 CFS	
TOTAL DIVERSION:					7.47 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T09S R17E S28 SE NE NE SE

Pou County:

Non-Irrigation Uses: MUNICIPAL/ CITY OF TWIN FALLS

Other Rights: 36-02603A, 47-02361, 47-02373, 47-11815 & 47-11817

Conditions of Approval:

- T08 - Failure to comply with the conditions of this transfer is cause
 - for the director to issue an order to show cause why the approval
 - of the transfer should not be rescinded.
- T16 - The change approved by this transfer is subject to the terms of
 - the court's final decree of this right in the ongoing Snake
 - River Basin Adjudication.

Remarks: Place of use is located within the city limits of Twin Falls and the surrounding service area.
The total combined rate of diversion under Right Nos. 36-02603A, 36-02646 and 36-07239 shall not exceed 52.47 cfs.
Use of Right No. 36-02646 when combined with Right Nos. 36-02603A, 36-02361, 47-02373, 47-11815 and 47-11817, is limited to a total combined annual consumptive use volume of 4,091 af.
Transfer No. 4066 results in changing the source of Right Nos. 36-02603A and 36-02646 from springs to groundwater.

Dates:	App. Received:	Priority Date:	03/29/1966
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: Field Exam Fee:

Comments: Date: 08/03/1992 User-ID: WHITE Subject: DATA ENTRY
CHANGE MADE TO MEET DATA ENTRY STANDARDS.

Date: 07/01/1993 User-ID: SKAGGS Subject: TRANSFER #4066

WR0749NP
No. X36-02646

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 10/14/93
PAGE: 2

=====

Comments: Date: 07/01/1993 User-ID: SKAGGS Subject: TRANSFER #4066
Transfer #4066 was filed to change the point of diversion, and to
change the source from springs to groundwater under this right &
36-02603A. The transfer was based on the SRBA claim as
recommended to the court and will be carried under this right
pending decree of basin 36.

Date: 09/27/1993 User-ID: SKAGGS Subject: AMENDED TRANSFER NO. 4066
Additional comment and review following the approval of Transfer
No. 4066 resulted in an Amended Transfer being issued. The place
of use now includes service area outside of city limits, and the
use remark for Right No. 36-02646 was changed to "consumptive"
annual volume.

Audit: 00/00/00

WR0749NP
No. T36-02646

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 09/28/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF TWIN FALLS PO BOX 1907 TWIN FALLS ID 833031907 (208) 736-2270	03/29/1966	MUNICIPAL	01-01 12-31	7.47 CFS	
TOTAL DIVERSION:					7.47 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T09S R17E S28 SE NE NE SE

Pou County:

Non-Irrigation Uses: MUNICIPAL/ CITY OF TWIN FALLS

Other Rights: 36-02603A, 47-02361, 47-02373, 47-11815 & 47-11817

Conditions of Approval:

- T08 - Failure to comply with the conditions of this transfer is cause
- for the director to issue an order to show cause why the approval
- of the transfer should not be rescinded.
- T16 - The change approved by this transfer is subject to the terms of
- the court's final decree of this right in the ongoing Snake
- River Basin Adjudication.

Remarks: Place of use is located within the city limits of Twin Falls and the surrounding service area.
The total combined rate of diversion under Right Nos. 36-02603A, 36-02646 and 36-07239 shall not exceed 52.47 cfs.
Use of Right No. 36-02646 when combined with Right Nos. 36-02603A, 36-02361, 47-02373, 47-11815 and 47-11817, is limited to a total combined annual consumptive use volume of 4,091 af.
Transfer No. 4066 results in changing the source of Right Nos. 36-02603A and 36-02646 from springs to groundwater.

Dates:	App. Received:	Priority Date:	03/29/1966
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: Field Exam Fee:

Comments: Date: 08/03/1992 User-ID: WHITE Subject: DATA ENTRY
CHANGE MADE TO MEET DATA ENTRY STANDARDS.

Date: 07/01/1993 User-ID: SKAGGS Subject: TRANSFER #4066

*Transfer No 4066
Amended*

*Edit AMENDED to Transfer
before printing.
Delete remarks to single
remarks when approved.
→ Copy to "X" prefix on
WR database & update WR*

WR0749NP
No. T36-02646

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 09/28/93
PAGE: 2

=====

Comments: Date: 07/01/1993 User-ID: SKAGGS Subject: TRANSFER #4066
Transfer #4066 was filed to change the point of diversion, and to
change the source from springs to groundwater under this right &
36-02603A. The transfer was based on the SRBA claim as
recommended to the court and will be carried under this right
pending decree of basin 36.

Date: 09/27/1993 User-ID: SKAGGS Subject: AMENDED TRANSFER NO. 4066
Additional comment and review following the approval of Transfer
No. 4066 resulted in an Amended Transfer being issued. The place
of use now includes service area outside of city limits, and the
use remark for Right No. 36-02646 was changed to "consumptive"
annual volume.

Audit: 09/28/93 SKAGGS

MEMORANDUM

TO: FILE 36-02646

FROM: PAM SKAGGS

RE: TRANSFER # 4066

DATE: 05-12-93

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 36-02603A.

FILED
OCT 19 1993

May 23, 1973

Re: License No. 32812/36-2646

City of Twin Falls
P. O. Box 309
Twin Falls, IDAHO 83301

Gentlemen:

Enclosed please find a copy of the Water License issued on the above referenced permit.

Sincerely,

Bobby D. Fleenor
Assistant Director

kss

Enclosure

36 2646

May 7, 1973

City of Twin Falls
P.O. Box 309
Twin Falls, Idaho 83301

Re: Permit No. 32030/36-2603 (Part)
32812/36-2646

Gentlemen:

A representative of this Department has made an examination of the works covered by the above referenced permits, and the Department is prepared to issue water licenses as follows:

Permit 32030/36-2603 (Part)

Amount: 45.0 cfs *

Source: Alpheus Creek

Beneficial use: Municipal purposes from Jan. 1 to Dec. 31 for the City of Twin Falls and vicinity.

Point of diversion: Lot 11 of Sec. 28, Twp. 9 S, Rge. 17 E, B.M.

Priority date: April 17, 1964

Permit 32812/36-2646

Amount: 7.47 cfs *

Source: unnamed springs, tributary to Alpheus Creek and Snake River

Beneficial use: Municipal purposes from Jan. 1 to Dec. 31 for the City of Twin Falls and vicinity (Sections 3, 4, 5, 8, 9, 10, 15, 16, 20, 21 and 22, Twp. 10 S, Rge. 17 E, B.M.)

Point of diversion: Lot 11 of Sec. 28, Twp. 9 S, Rge. 17 E, B.M.

Priority date: March 29, 1966

* Quantity of water diverted/capacity of system: 52.47 cfs

If you do not concur with these findings, please advise us within 10 days; otherwise, water licenses will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

36 2646

TWIN FALLS CITY WATER

BOOSTER PUMPS:

#2 G.E. 450 HP, 460 VOLT, 1180 RPM, SER.# KCT1025011
JOHNSTON VERTICAL PUMP SER.# JY1816
24" DISCHARGE PIPE

#4 G.E. 450 HP, 460 VOLT, 1180 RPM, SER.# KOU1025010
JOHNSTON VERTICAL PUMP, PUMP SER.# J71817
24" DISCHARGE PIPE

#3 G.E. 450 HP, 460 VOLT, 1180 RPM, SER.# KCT1025009
JOHNSTON VERTICAL PUMP, SER.# JZ1818
24" DISCHARGE PIPE

#1 G.E. 250 HP, 460 VOLT, 1775 RPM, SER.# KCT1004157
JOHNSTON VERTICAL PUMP, SER.# JZ-1815
12" DISCHARGE

VARIABLE

SPEED #1 G.E. 300 HP VARIABLE SPEED, FULL SPEED 1185 RPM,
460 VOLT, SER.# KCT1011020

JOHNSTON VERTICAL PUMP, SER.# J71819

#2 G.E. 300 HP, 460 VOLT, VARIABLE SPEED, FL SPEED
1185 RPM, SER.# KCT1011021

JOHNSTON VERTICAL PUMP SER.# JZ1820

> (SUPPLY PUMPS OVER) <

SUPPLY PUMPS:

① G.E. 500 HP, 2300 VOLT, 1775 RPM, SER# KCT1025008
JOHNSTON VERTICAL PUMP SER# J-21811
PUMPS INTO 36" LINE

② G.E. 1000 HP, 2300 VOLT, 1185 RPM SER# KCT1025014
JOHNSTON VERTICAL PUMP SER# J-21814
PUMPS INTO 36" LINE

③ G.E. 1000 HP, 2300 VOLT, 1185 RPM, SER# KCT1025015
JOHNSTON VERTICAL PUMP. SER# J-21813
PUMPS INTO 36" LINE

④ G.E. 1000 HP, 2300 VOLT, 1185 RPM, SER# KCT1025015
JOHNSTON VERTICAL PUMP, SER# J-21812
PUMPS INTO 36" LINE

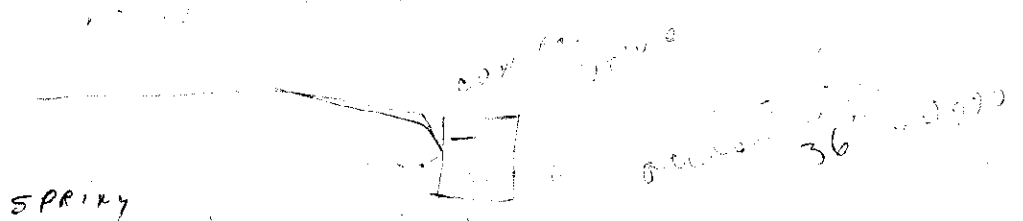
36 2646 9592 95

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

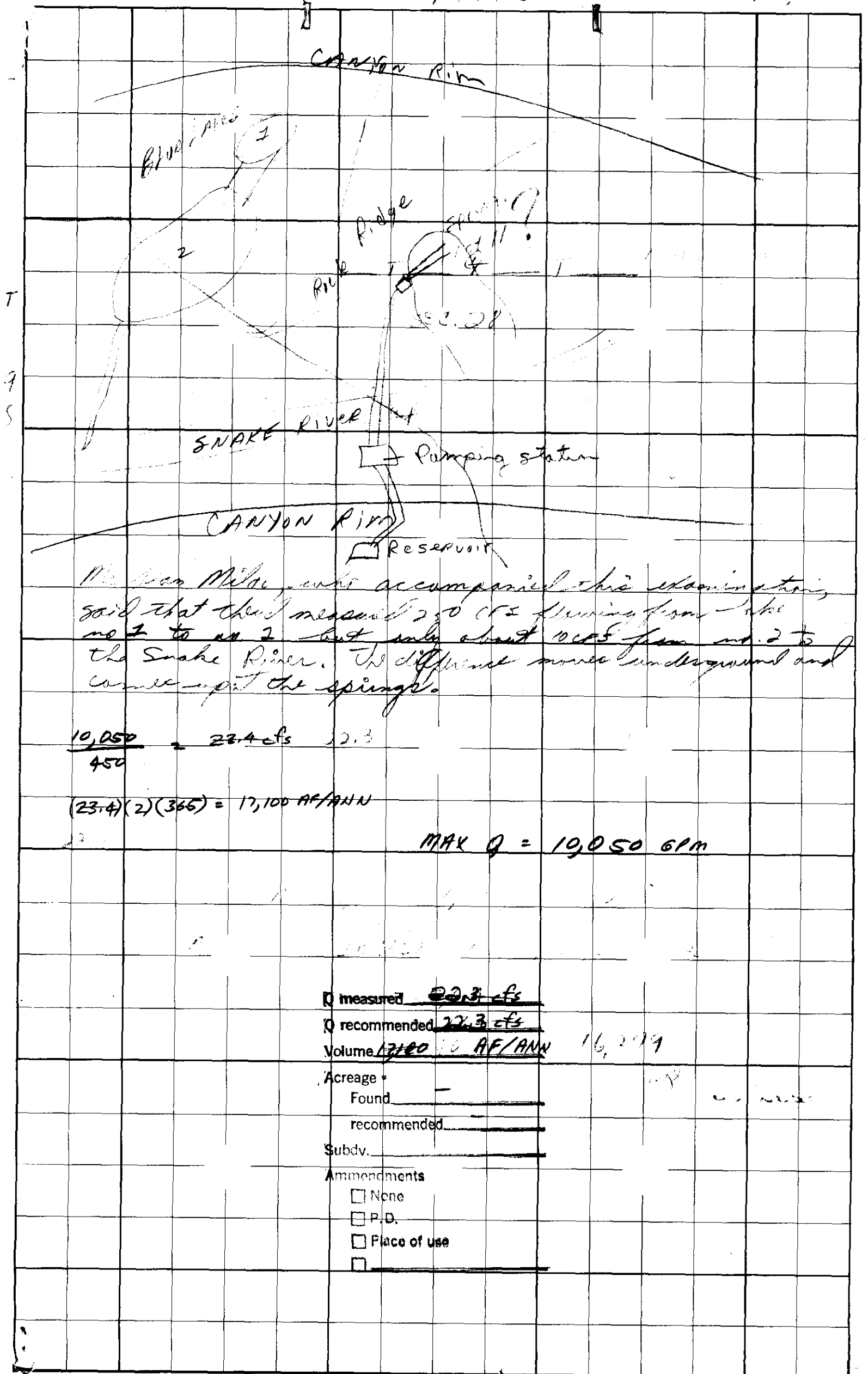
PERMIT NO. 32812/36-2646

REPORT ON PROOF OF B/U-City of Twin Falls



East pipe perfect. Well filled with water. Water comes from spring.
Water sub-surface from Black Lake about 1/2 mile from well.

36 2646



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

Permit No. 32812/36-2646

This proof is for B/U In Water District No. _____

1. Name of applicant City of Twin Falls, Twin Falls, Id., P.O. Box 309

2. Source of water supply: Springs SWSE

3. Location of point of diversion: Is in the ~~SWSE~~ of Section 28

T. 9S R. 17E County of Jerome

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

pumping plant (electric), pipeline to city area 2-36" pipe 150 ft long
pulverizer and packed with 6" boulders. They join together
into a single 36" pipe then granite flow across the
Snake River 4000' to the pumping station then 2 miles in 36"
pipe up out of the canyon to the Reservoir.

5. Water is used for: Municipal Supply

6. State whether or not water has been turned into works of diversion: Yes

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):

Municipal Supply, Secs. 3, 4, 5, 8, 9, 10, 15, 16, 17, 20, 21, 22

T. 10 S. R. 17 E

WATER IS DIVERTED OUT OF ALPHEUS CREEK
SPRINGS INTO A 36" MAINLINE AT 9S, 17E, SE 28, SW SE

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

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

Remarks: _____

please find and record exact location of lot 11

36" pipeline from canyon pumping station to city water
reservoir. Most of the water is in 24" pipe 15' section
1200' from river. Flow is controlled with only 1 large 9" sand
motor operation at the pumping station.

MR. LEASURE ACCOMPANIED ON THE EXAM.

FIGURES WERE OBTAINED FROM CITY WATER WORKS
RECORDS

This examination was made on the 22 day of July, 19 71

(Signed) Frank A. Carlson Examiner.

ASCS: Jerome
SCS: Jerome

Permit No. 32812/36-2646- City of Twin Falls

Examination for B/U

County Jerome

Quantity: 45cfs, (permit) Sec. 28 T9S R. 17E
45cfs (proof)

Source: Springs

P.D.: Lot 11,

Use: Municipal Supply

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: March 29, 1966

Made: June 5, 1970

Due: March 29, 1970

Priority: March 29, 1966

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

36 2646

5. c) Measurement by a continuous flow through meter that is directly connected to a flow recorder to show the actual flow used at all times. The observation of the full flow measurements were made and acknowledged for correctness by Morrison, Maierle and Preator Inc., Consulting Engineers registered in the State of Idaho. Mr. Rod Preator P. E. observed the flow.
7. a) Rubble stone dyke and 36 inch diameter perforated pipe leading through a gated control box and 36 inch supply pipe to electric motor driven pumps and 36 inch pipe line to City.

<u>Pumps:</u>	3 each - 6,750 GPM
	1 each - 3,300 GPM
Motors:	3 each - 1,000 H. P.
	1 each - 500 H. P.

See attached sheets for drawings of facilities.

- b) Differential type measuring device located at the Harrison Street Station. It is a 24 inch 3 blade propellor type, rated from 3,000 to 20,000 GPM with a maximum differential of 160 inches of water.

See attached sheets for certificate of calibration.

36-2646
32810

June 8, 1970

Re: Permit No. 32812 (new no. 36-2646)

C H. L. Derrick, City Manager
CITY OF TWIN FALLS, IDAHO
P.O. Box 309
Twin Falls, Idaho

O Dear Mr. Derrick:

We acknowledge receipt of the affidavit of beneficial use submitted in connection with the above referenced permit.

P During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedure for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of the water. The enclosed order modifies your permit to comply with these rules and regulations.

Y Before a license can be issued, a field examination must be made by a representative from this Department.

We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted, please advise.

Very truly yours,

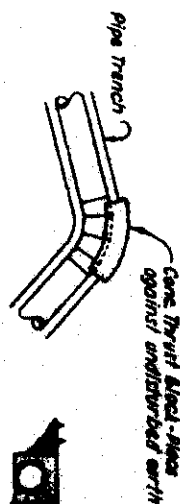
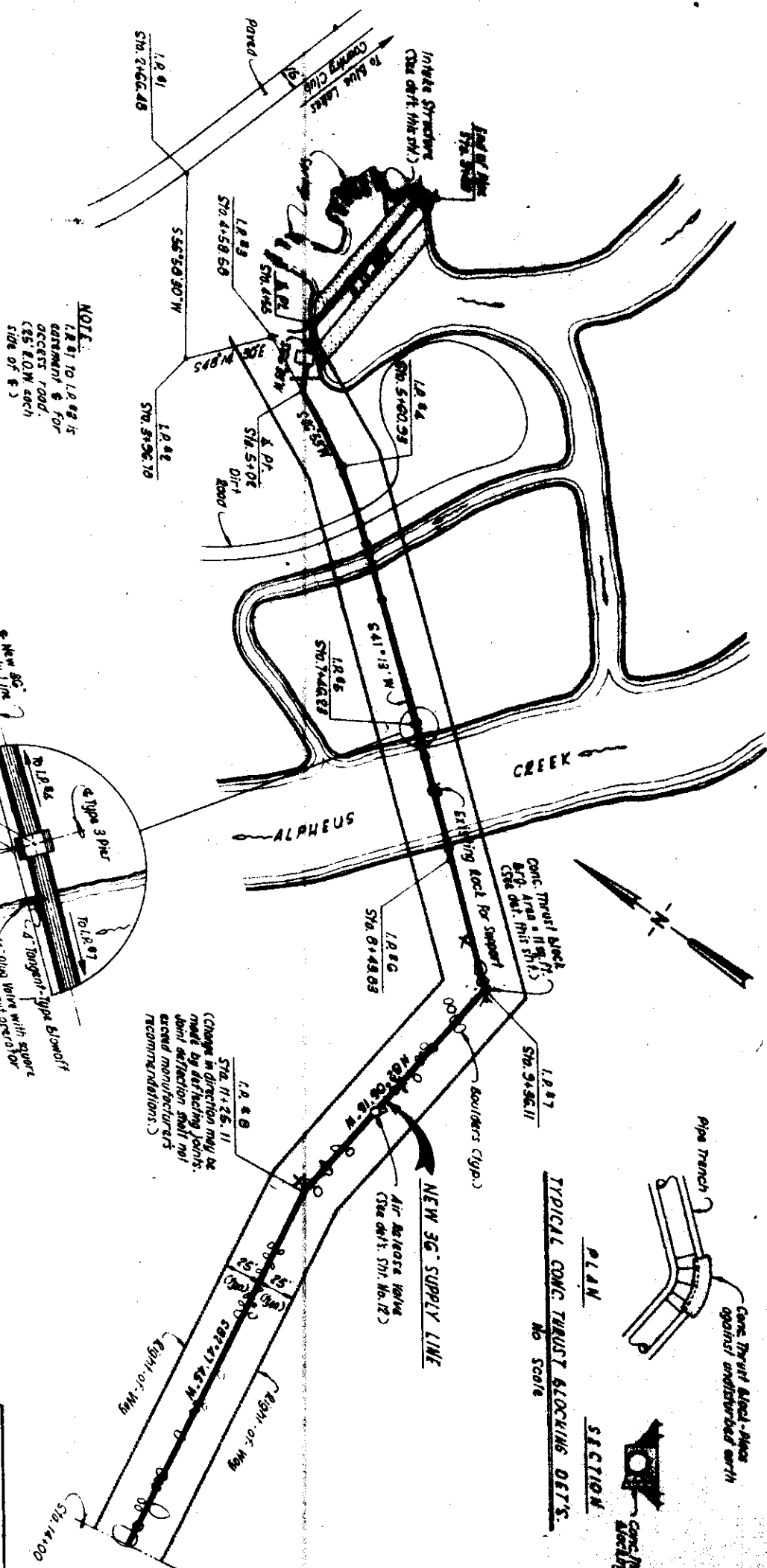
Donald W. McEldowney
Appropriation Supervisor

DWM/DC

Enc: modification order

36-2646
32812

BENCH MARK:
Top Iron Pin 48"
Elev. 3224.57.



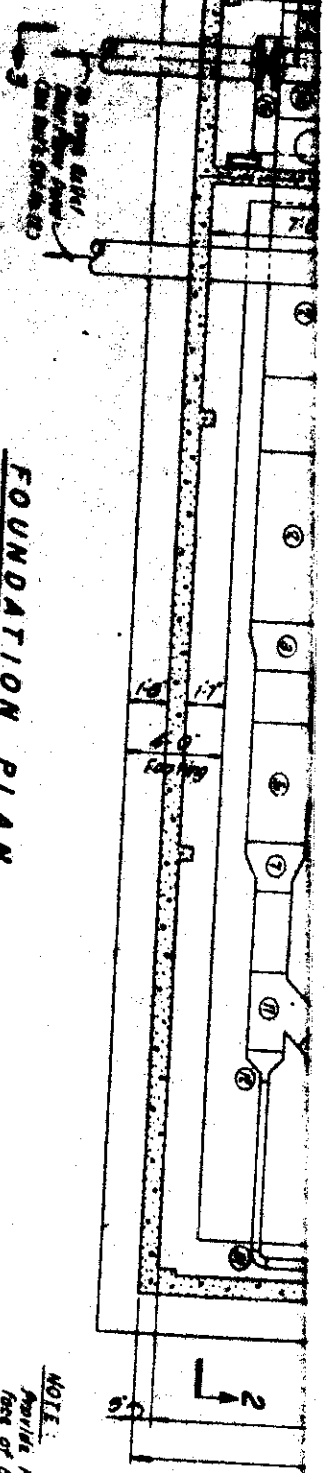
PLAN

SECTION

TYPICAL CONC. THRUST BLOCKING DETS.
No Scale

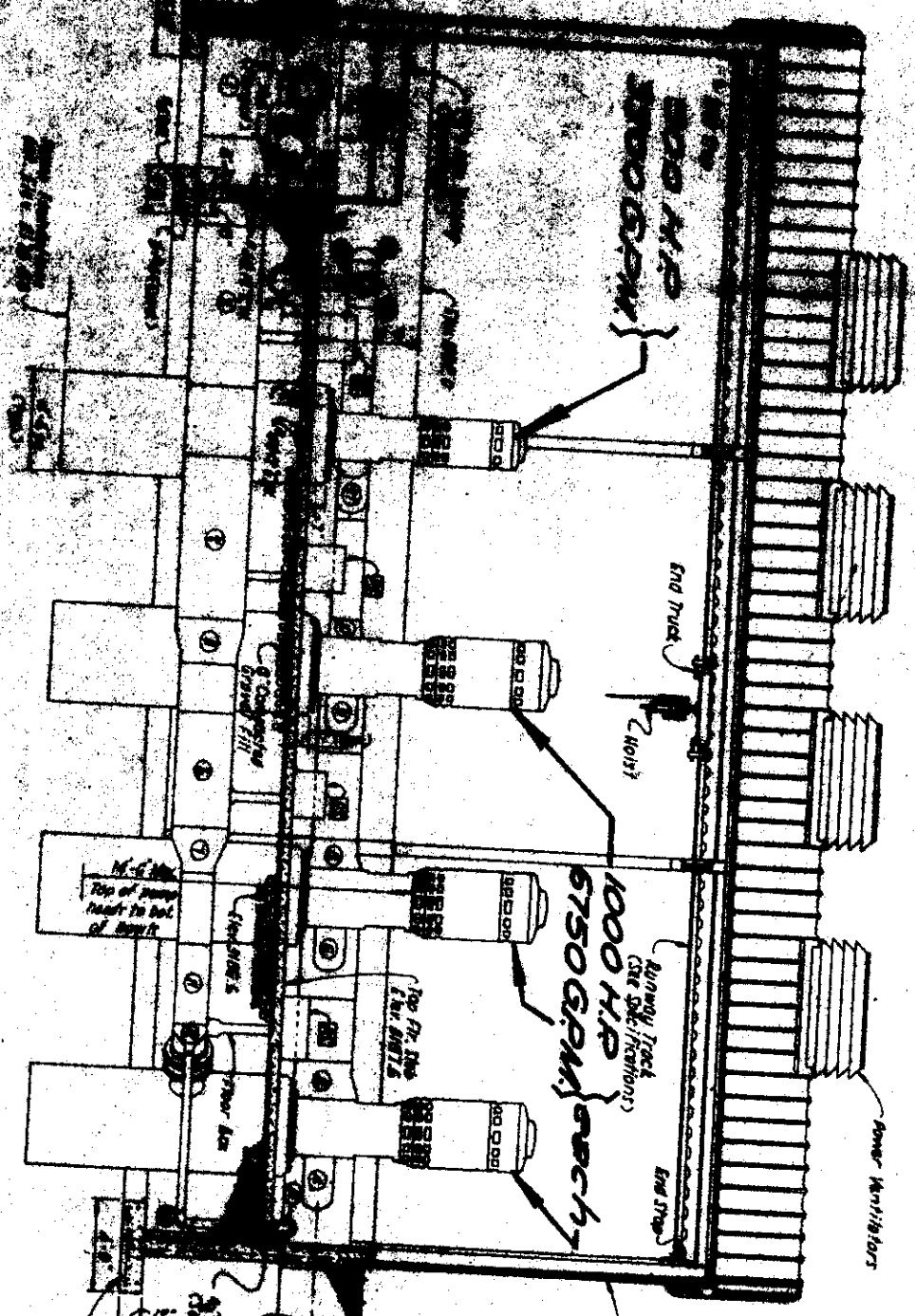
NOTICE
This set of plans
has been reduced
to one half size.
Modify scales.

32912
36-2646



FOUNDATION PLAN
Scale: 1/4" = 1'-0"

NOTE:
Provide flexible coupling 5' face of building, each side. slab joint or Draxler type comp.



Pre-fabricated Metal Building by Butler Metal Co. or equal

Building 1' over Top of Pile

9" Diameter Steel Piles to Foundation (See Floor Plan)

Bot. of 5' x 5' Box 8' x 10' (Typical)

8" x 8" C.I. or steel 5' Top of Rod Cylindrical Duct

Reinb. Major / Room

SECTION 2-2
ELEVATION
Scale: 1/4" = 1'-0"

88 818
88 26-2646



SLC

SALES ORDER No. EM21200

SUPPLY LINE

HIGH LEVEL FLOW

METER TEST RECORD AND CALCULATIONS

HERSEY-SPARLING METER COMPANY

4097 NORTH TEMPLE CITY BLVD., EL MONTE, CALIFORNIA

SHIPPED TO:

City of Twin Falls Frontier

METER NUMBER:

732297

ADDRESS:

Field station

SIZE TEST PIPE:

Master Flow

TYPE:

24"Mainline

DATE:

JUL 18 1967

TEST REGISTRATION:

10,000 L

PROPELLER NUMBER:

117

TYPE: 3-BLADE

Cone ☒Durez ☐Polythene ☒

6-BLADE

Durez ☐Polythene ☐

MISC. _____

	INDEX	GEARS	TANK	METER	ACCURACY	TIME	G.P.M.
1	10.23	27/31	10,920	11,000	100.6	60	10,920
2			5800	5800	100.0	60	5800
3			7140	7000	98.2	180	2380
4							
5							
6							
7							
8							
9							
10							
11							

SLOW METER DOWN: _____

%

SPEED METER UP: _____

%

FLOW INDICATOR:

1000 L/G

FINAL TEST INDEX:

10.23

CUSTOMER REGISTRATION:

10,000 L/G

REGISTRATION INDEX:

15.10

CUSTOMER PIPE SIZE:

23,500 L/G P.I.F

METER INDEX:

98.2

FINAL GEARS:

17/26

TACHOMETER:

245-111-R

NOTE:

B-outlet to operate 219-M #14 753

DIAL:

A 250-1 F 5/1

THIS METER BUILT PER SPECIFICATION NO.

25924-6

FLOWS:

Maximum

Average

Minimum

5000-25000 L/G

TEST OPERATOR:

T7

CERTIFIED BY:

Anderson

DATE:

7-18-6722812
36-2646

566. ~~A~~ Sparling Mask 10 Type 245 Indicator Totalizer Record ~~4~~

Hersey-Sparling Meter Company 4097 N. Temple City Blvd. El Monte, Calif.

CITY OF TWIN FALLS "SUPPLY LINE - HIGH LEVEL FLOW"
Customer FRONTIER FIELD STATION, TWIN FALLS, IDAHO

Sales Order EM-31200 Date 6-13-67 Instr. Ser. No. 14753

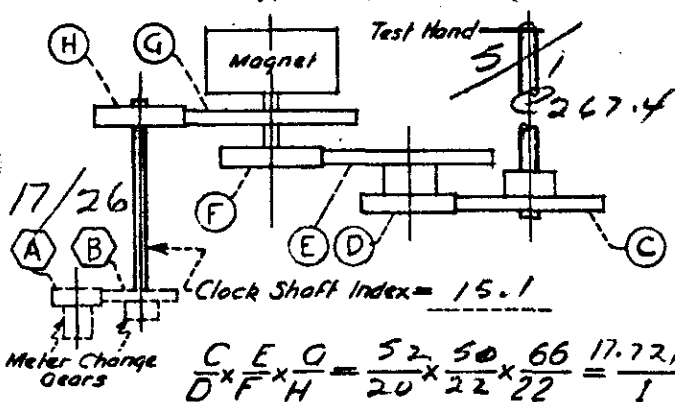
For Meter No. 72297 Size 2" Type ^{M.F.M.C.} ~~H.V.M.M.~~ Index 9.82

Type 245-M-103 Dial No. A250-1E Dial Max. Indication 25,000 G.P.M.

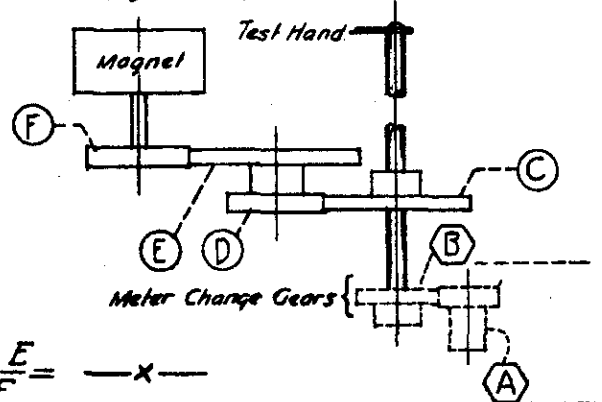
Registration 10,000 Gallons Std. Register ☐ 10-1 Register ☐

Reg. Index 1337.05 5-1 Register ☒

—Type 245-MR-10,000 Gals.



—Type 245-M2—



267.4

22 x 44
7-28W *
B OUTLET GANGED TO 173.1 INCH
TO OPERATE 219-M-14753

Remarks:

Computed By: [Signature] 6-13-67 Assembled By: [Signature] Tested By: [Signature]

May 25, 1966

32812

Re: Permit No.

City of Twin Falls,
H. L. Derrick, City Manager
P.O. Box 309
Twin Falls, Idaho

Dear Mr. Derrick:

32812

We enclose Permit No. _____ in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer

33158

We also enclose Departmental Receipt No. _____ 16.00 which was issued covering payment in the amount of \$ _____ for the filing fee of the above mentioned permit.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Enc: permit
receipt

32812

AFFIDAVIT of PUBLICATION

RECEIVED
MAY 6 1966

State of Idaho,
County of Jerome

SS.

Department of Reclamation

Alvan P. Menck

being first duly sworn,
deposes and says that he is the printer (publisher) of the Jerome
North Side News, a newspaper published every week in Jerome, County
of Jerome, State of Idaho; that said newspaper has been continuously
and uninterruptedly published for a period of seventy-eight consecu-
tive weeks prior to the first publication of the annexed notice, and is
a newspaper qualified to publish legal notices as provided by
the 1919 session of the legislature of the State of Idaho, known as
House Bill 145; that the annexed advertisement was published

each week for 3 consecutive issues in said newspaper
proper and not in a supplement; that the date of the first publication

of said advertisement was on the 14 day of April

19 66 and the date of the last publication was on the 28

day of April, 1966

Alvan P. Menck

Subscribed and sworn to before me this 28

day of April, 1966
(SEAL)

Alice J. Nordrickson
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice 48

Number of Insertions 3

48 Lines at 15c 720

96 Lines at 10c 960

TOTAL COST 1680

COPY OF NOTICE

(Paste Here)

Appropriation of
TITLE OF NOTICE
Public water

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Reclamation



.....	10c
.....	15c
....., tabular	20c
..... per line, successive	
insertions	10c

Nº 1370

532812

32812

CITY OF TWIN FALLS



TWIN FALLS, IDAHO

April 8, 1966

APR 11 1966
8:00 A.M.
Department of Reclamation

Mr. Donald J. Watts
Office Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Mr. Watts:

Enclosed is your receipt of the notice of application for permit to appropriate the public waters of the State of Idaho by the City of Twin Falls.

The notice will be published in the Northside News, Jerome County, Jerome, Idaho on April 14, 21, 28.

You will receive Affidavit of Publication following the last publication.

Very truly yours,

Ronald J. Scheuffele
Ronald J. Scheuffele, P. E.
City Engineer

RJS/e

Encl- as noted

32812

RECEIVED
APR 11 1966
8 00 A.M.
CLERK OF DISTRICT COURT

**NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO IN ACCORDANCE WITH THE PROVISIONS OF
SECTION 42-203, Idaho Code**

NOTICE IS HEREBY GIVEN That the City of Twin Falls, of Twin Falls, Idaho, has made application No. 40981 on the 1st of April, 1966, to appropriate 45 cubic feet per second of the waters of Springs, tributary of Alpheus Creek and Snake River for municipal purposes.

That the point of diversion is located: Lot 11, Section 28, Twp. 9 S., Rge. 17 E. B. M.

That the lands to be irrigated are: Land to be served lies within the corporate limits and vicinity of the City of Twin Falls, Idaho, in Sections 3, 4, 5, 8, 9, 10, 15, 16, 17, 20, 21 and 22, all in Twp. 10 S., Rge. 17 East, B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said application.

Dated this 6th day of April, 1966.

CARL E. TAPPAN

State Reclamation Engineer

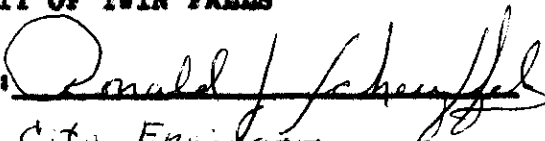
Date of First Publication: April ¹⁴ 12, 1966

Date of Last Publication: April ²⁸ 26, 1966

Last date for Protest: May 16, 1966

SERVICE OF THE FOREGOING, by copy, is hereby acknowledged this 8TH day of April, 1966.

CITY OF TWIN FALLS

By: 

City Engineer

532812

April 6, 1966

Re: Application No. 40981
City of Twin Falls

Mr. Ronald J. Scheuffele,
Acting City Manager,
City of Twin Falls,
Twin Falls, Idaho.

Dear Mr. Scheuffele:

Enclosed are three copies of legal notice in
regard to above noted permit. Kindly check to be sure
there are no errors.

Complete the blank spaces at bottom of each
notice. Give original to a paper printed in ~~Twin Falls~~ Jerome
County for publication in three (3) successive weekly
issues, first publication to be within ten (10) days
of your receipt of this notice. Return one copy to this
office and keep one copy for your file.

Remit Affidavit of Publication promptly after
the last publication.

Very truly yours,

DONALD J. WATTS
Office Engineer

DJW:pmk

Enc. 3 copies of Notice

632812

32812

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO IN ACCORDANCE WITH THE PROVISIONS OF
SECTION 42-203, Idaho Code

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Twin Falls, Idaho, has made application No. 40981 on the 1st of
April, 1966, to appropriate 45 cubic feet per second of the
waters of Springs, tributary of Alpheus Creek and Snake River
for **municipal** purposes.

That the point of diversion is located: Lot 11, Sec-
tion 28, Twp. 9 S., Rge. 17 E. B. M.

That the lands to be irrigated are: Land to be served
lies within the corporate limits and vicinity of the City of
Twin Falls, Idaho, in Sections 3, 4, 5, 8, 9, 10, 15, 16, 17,
20, 21 and 22, all in Twp. 10 S., Rge. 17 East, B.M.

That any protests against the approval of this application
must be filed in the Department of Reclamation at Boise, Idaho,
within forty (40) days from the date of this notice, and such
protest shall state the name and address of the protestant, and
shall clearly set forth his objection to the approval of said
application.

Dated this 6th day of April, 1966.

CARL E. TAPPAN
State Reclamation Engineer

Date of First Publication: ~~April 12~~, 1966

Date of Last Publication: ~~April 26~~, 1966

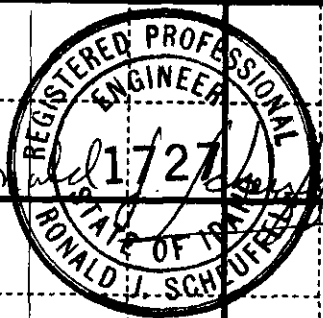
Last date for Protest: May 16, 1966

SERVICE OF THE FOREGOING, by copy, is hereby acknowledged
this _____ day of April, 1966.

CITY OF TWIN FALLS

By: _____

32812



Permit Map No. 32812
As Approved APR 6 1988
CARL E. TAPPAN
State Reclamation Engineer

29

28

27

POINT OF LOT 11
DIVERSION 2 S.A.P.# NORTH MEANDER LINE
S42°56'30"E
349.50'

32

33

34

APPROX. LOCATION OF PIPELINE

T.9 S., R.1 E.
T.10 S., R.1 E.

5

4

3

FALLS

WASHINGTON STREET

AVENUE

(CITY OF TWIN FALLS AREA)

8

9

10

ADDISON

AVENUE

17

16

15

ORIGINAL
TOWNSITE

32812

March 30, 1966

RE: Application for Permit

Ronald J. Scheuffele, City Engineer
City of Twin Falls
Box 309
Twin Falls, Idaho

Dear Mr. Scheuffele:

Your application for permit is herewith returned for correction in the following particulars:

The fee for 45 second feet of water is \$16.00, \$5.00 for the first cubic foot per second, and \$.25 for each additional cubic foot per second.

Complete 6 (c) stating where the effluent will be treated and returned to a natural water way. Also indicate this on the maps.

Statutes provide for sixty (60) days from the date of first return for filing a completed application. If it is received after that date the priority will be advanced to the actual date of receipt of corrected application.

Very truly yours,

Donald J. Watts
Office Engineer

DJW:mr

Enc. application, check, claim

532812

CITY OF TWIN FALLS



TWIN FALLS, IDAHO

March 28, 1966

Mr. Carl Tappen- State Engineer
Department of Reclamation
State House
Boise, Idaho

Dear Mr. Tappen:

Enclosed is the application permit for the use of public water by the City of Twin Falls, also a check in the amount of \$11.00 to cover the application fee.

This permit is being filed at your request after meeting with our City Manager, H. L. Derrick last week.

We hope you will find the application in good order and wish to thank you for the help you have given us on this application.

Sincerely yours

Ronald J. Scheuffele, P. E.
City Engineer

RJS/e

(acting City Manager)

Encl- as noted

B 22812

32812 Gentlemen:

Will you kindly sign, notarize and return the enclosed claim which covers invoices submitted by you? Upon receipt of the claim properly executed, your remittance will be forwarded immediately.

Thank you.

CITY OF TWIN FALLS, IDAHO
By: Constance J. Leiser
City Clerk

32812

CITY OF TWIN FALLS



TWIN FALLS, IDAHO

March 31, 1966

Mr. Donald J. Watts
Office Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Mr. Watts:

Enclosed find corrected application for permit to appropriate public waters by the City of Twin Falls. Also included is a check for \$16.00 to cover the cost of filing the application. The correction has been made as advised by your letter of March 30.

The water is going to be used for municipal supply and will not be returned to any natural waterway and will be used completely by the City of Twin Falls.

Sincerely yours,

Ronald J. Scheuffele, P. E.
City Engineer
(Acting City Manager)

RJS/e

Encl- as noted

32812