

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A25-11456
Date Received: 11/23/1988
Receipt No: E004540
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RHONDA T RODRIGUEZ 208-745-7115
Address: PO. BOX 435
RIGBY, ID 83442

2. Date of Priority: APR 01, 1957 1948 D.E. 5/17/91 SC
per evidence

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	39E	19	SE	SE	NW		JEFFERSON

5. Description of diverting works:
WELL (100') AND PUMP WITH PIPELINES TO HOME AND APARTMENTS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.100		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ONE HOME, C/FOUR APARTMENTS (2 BUILDINGS)

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	39E	19	SE	NW		DOMEST COMMER	

A25-11456

Page 1

Date: 12/22/88

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11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:
TWO APARTMENT BUILDINGS, 4 UNITS TOTAL

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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RECEIVED

NOV 23 1988

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) RHONDA T. RODRIGUEZ Phone (208) 745-7115
Mailing Address P.O. Box 435, Rigby, ID Zip 83442

2. Date of Priority (Only one (1) per claim) 04-01-1957

3. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 4N Range 39E Section 19
_____ 1/4 of SE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of JEFFERSON

Additional points of diversion if any: _____

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

WELL (100') AND PUMP WITH PIPELINES TO HOME AND APARTMENTS

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For DOMESTIC purposes from 01/01 to 12/31 amount 0.04 or _____

For COMMERCIAL purposes from 01/01 to 12/31 amount 0.10 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.14 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) D/ ONE HOME, C/ FOUR APARTMENTS (2 BUILDINGS)

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
04N	39E	19								D/C									

Total number of acres irrigated _____

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

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

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

14. Remarks:

TWO APARTMENT BUILDINGS, 4 UNITS TOTAL.

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Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of squares. Each square contains a crosshair pattern formed by two dashed lines intersecting at the center. The lines are oriented horizontally and vertically. The grid is composed of 16 columns and 16 rows of these squares.

Copies: White-State, Yellow-Claimant

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

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 1

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

Signature of Claimant (s) Rhonda Z. Rodriguez Date Nov. 22-88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this 22nd day of November 19 88

SEAL

Notary Public Linda Grover

Residing at Boise, Idaho

My Commission Expires 9/29/93

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

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Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

CANAL

NOTES

ACKNOWLEDGEMENTS

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Microbiology

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25-11456

MAY 16 1991

Department of Water Resources
Eastern District Office

Idaho Dept of Water Resources.

pertaining to the well located on the property of the Vern Cordon family in Rigby Idaho. I Marlow Cordon being the son of Vern Cordon, do this day verify that my father dug the well 30' deep by hand, and then he hired a man by the name of Guy Hargroves to drill the well to a total depth of 100'. I here by verify this day of 5-16-91 that the well on said property was dug in 1948.

Marlow Cordon
MARLOW CORDON

STATE OF IDAHO
COUNTY OF BONNEVILLE

On this 16th day of May, 1991, before me the undersigned Notary Public in and for said county and state, personally appeared Marlow Cordon, known to me to be the person whose name is subscribed to within instrument and acknowledged to me that he executed the same.

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

Valerie Wray
Notary Public

Residing at: Idaho Falls, Idaho

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NOV 11 1992

April 29, 1991

Rhonda T. Rodriguez
P.O. Box 435
Rigby, ID 83442

RE: Evidence of Priority

Dear Rhonda T. Rodriguez:

The Notice of Claim identified with the number shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

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

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

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Rhonda T. Rodriguez

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Please submit the required evidence supporting the priority date by **May 29, 1991**, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Ernest Carlsen
Water right Supervisor, Adjudication

EC:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

A25-11456
RHONDA T RODRIGUEZ
PO. BOX 435

RIGBY

ID 83442

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NOV 11 1992

1983

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME RODRIGUEZCLAIM NO. A25-11456DATE RECEIVED 11-23-88CK # —AMOUNT \$ 60⁰⁰

- | | YES | NO |
|---|-----------------|----------|
| 1. Is the name and address complete with zip code? | <u>X</u> | <u>—</u> |
| 2. Is a priority date entered? | <u>X</u> | <u>—</u> |
| <p>Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?
 A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.</p> | | |
| 3. (a) Is a source entered? | <u>X</u> | <u>—</u> |
| (b) Is a tributary to entered? (if required) | N/A <u>X</u> | <u>—</u> |
| 4. Is the legal description of the p.d. sufficient? | <u>X</u> | <u>—</u> |
| 5. Is there a description of the diverting works? | <u>X</u> | <u>—</u> |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | <u>X</u> | <u>—</u> |
| Is the period of use included? | <u>X</u> | <u>—</u> |
| Is a quantity claimed for each use? | <u>X</u> | <u>—</u> |
| 7. Is a total quantity claimed entered? | <u>X</u> | <u>—</u> |
| 8. If required is a consumptive use entered? | N/A <u>X</u> | <u>—</u> |
| Is the consumptive use correct? | N/A <u>X</u> | <u>—</u> |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | N/A <u>X</u> | <u>—</u> |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | <u>X</u> | <u>—</u> |
| 11. Is (are) the county(ies) entered? | <u>X</u> | <u>—</u> |
| 12. Is the ownership of p.u. checked? | <u>X</u> | <u>—</u> |
| 13. Are other water rights listed or "none" indicated? | <u>X</u> | <u>—</u> |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | N/A <u>X</u> | <u>—</u> |
| 15. Is the basis of the claim indicated? | <u>X</u> | <u>—</u> |
| 16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) | <u>X</u> | <u>—</u> |
| Has the claim been signed, sealed, and dated by a notary? | <u>X</u> | <u>—</u> |
| Was this claim filed on time, or was an extension granted? | <u>X</u> | <u>—</u> |
| Is the fee enclosed correct? | Exempt <u>X</u> | <u>—</u> |
| If this claim is based on an existing water right, has the identification number been entered? | N/A <u>X</u> | <u>—</u> |
| Should this claim be receipted and data entered? | <u>X</u> | <u>—</u> |

Claim checked by: JPW

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Comments: _____

NOV 11 1988

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