

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

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

07/24/2006

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

RIGHT NUMBER: 1-252

NAME AND ADDRESS: RIGBY CANAL & IRRIGATION CO
C/O SHARON WALKER SEC
4149 E 400 N
RIGBY ID 83442

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

Water is delivered from the Dry Bed.

QUANTITY: 98.000 CFS

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:

T04N R39E S15 NWNE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	98.000 CFS

PLACE OF USE:

2785 ACRES TOTAL

Place of use is within the area served by Rigby Canal & Irrigation Company.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed
Water is delivered through Rigby Canal.

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



Rigby Canal & Irrigation Co

SRBA Recommendations: 1-116T, 1-117Z, 1-118T, 1-152, 1-153, 1-154, 1-155, 1-252

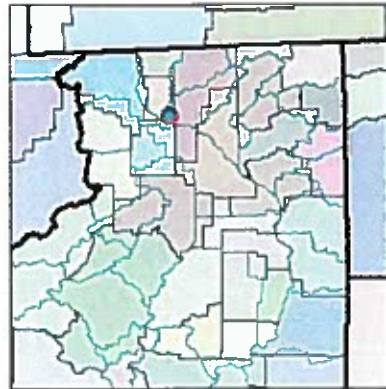
Service Area Boundary
GIS Place of Use Illustration

Service Area

Townships

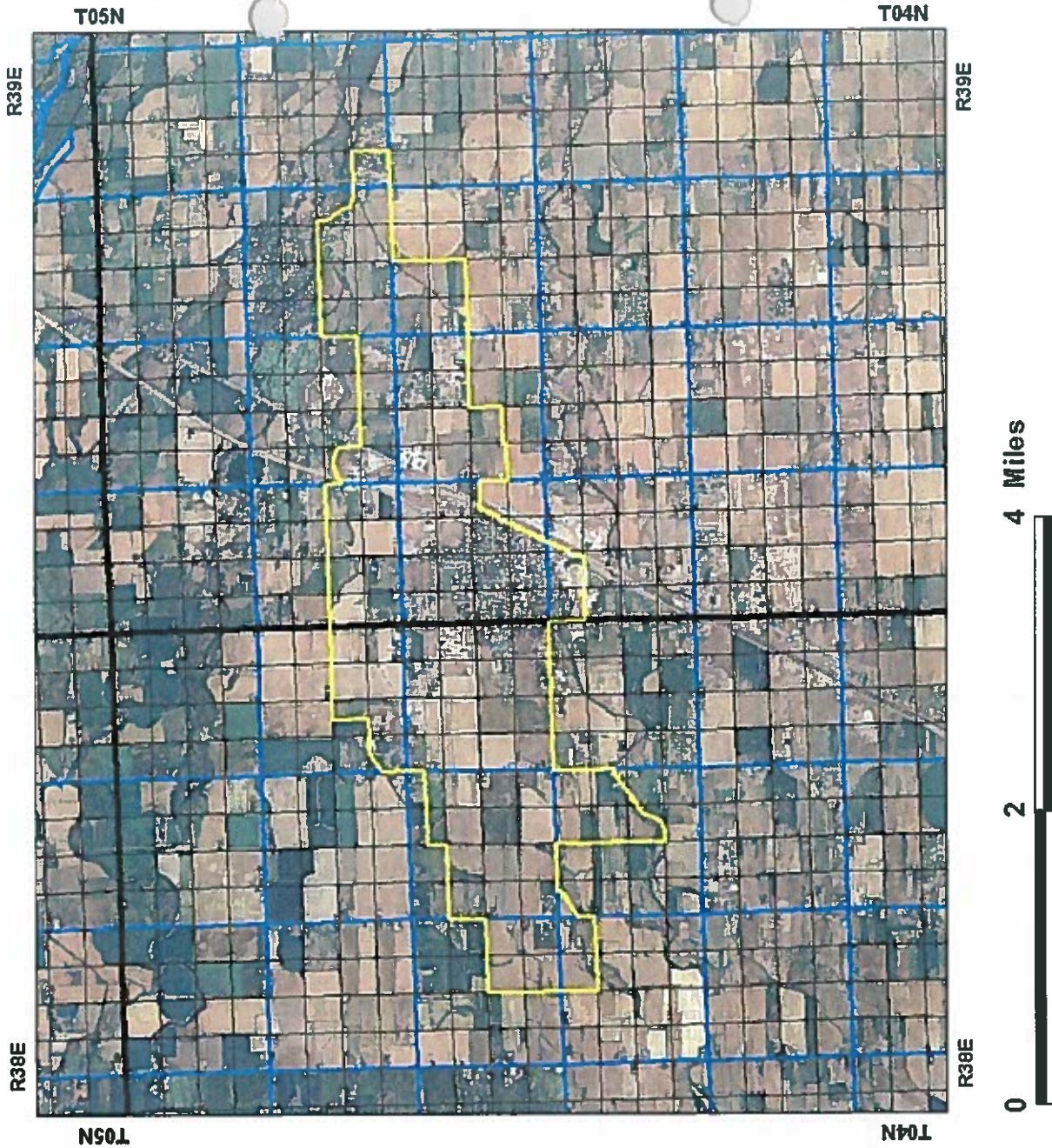
PLS Sections

Quarter Quarters



Jefferson County
IDWR Basin 1

Prepared by C. Moore
On Monday, November 27, 2006
2004 Aerial Photography





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

January 26, 2007

RIGBY CANAL & IRRIGATING CO INC
C/O SHARON WALKER SEC
4149 E 400 N
RIGBY ID 83442

RE: Notice of Change of Name for 01-116T, 01-117Z, 01-118T, 01-152, 01-153, 01-154, 01-155, 01-252, 01-4026 and Notice of Completed Administrative Proceeding (NCAP)

Dear Ms. Walker:

On January 19, 2007, Richard Jacobson sent the Idaho Department of Water Resources (IDWR) a copy of your company by-laws. Based on this information, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

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

)

Water Rights: SEE ATTACHED
LIST

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party **RIGBY CANAL & IRRIGATION – RIGBY CANAL & IRRIGATING**
- ☐ I.C. § 42-222 transfer
- | | |
|---|--|
| ☐ point of diversion | ☐ place of use |
| ☐ period of use | ☐ nature of use |
| ☐ split of water right | ☐ change in ownership |

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: March 21, 2007



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on March 23, 2007, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
RIGBY CANAL & IRRIGATION CO INC
C/O SHARON WALKER SEC
4149 E 400 N
RIGBY ID 83442

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
RIGBY CANAL & IRRIGATING CO INC
C/O SHARON WALKER SEC
4149 E 400 N
RIGBY ID 83442

4. One copy to:

Each party in the subcase, or attorney of record
N/A

5. One copy each to:

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

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

01-116T
01-117Z
01-118T
01-152
01-153
01-154
01-155
01-252
01-4026

RECEIVED
12/01/2006
DEC 26 2006
Department of Water Resources
Eastern Region

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: November 30, 2006

Water right number: 1-252

Irrigating Co. Inc.
RIGBY CANAL & IRRIGATION CO.
C/O SHARON WALKER SEC
4149 E 400 N
RIGBY ID 83442
Telephone Number: (208)745-6177

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 16 Dec 06 SIGNATURE: Richard L. Jacobson

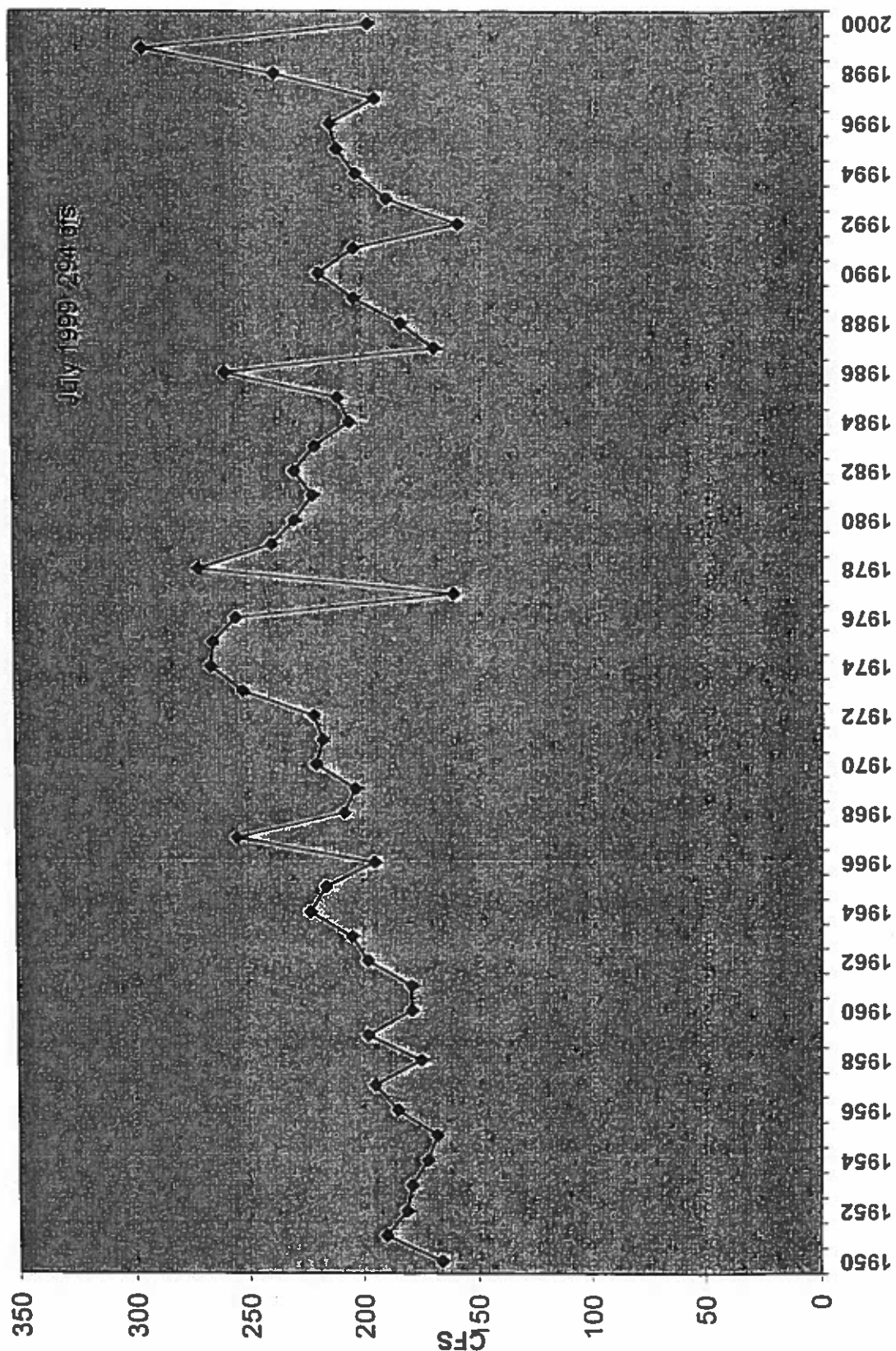
Please print your name: Richard L. Jacobson

208-745-6545 317-5557

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

gc

MAXIMUM MONTHLY DIVERSION 1950-2000
13038180 RIGBY CANAL



(577)

W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN
1950	122	77	39	18	9	8	17	104	116	151	166	124	952
1951	122	77	39	18	9	8	17	81	190	184	130	138	1013
1952	122	77	39	18	9	8	17	137	181	179	159	139	1086
1953	122	77	39	18	9	8	17	96	148	179	166	148	1027
1954	122	77	39	18	9	8	17	145	166	172	150	143	1066
1955	122	77	39	18	9	8	17	72	156	168	153	146	985
1956	122	77	39	18	9	8	17	128	185	182	146	134	1066
1957	122	77	39	18	9	8	17	29	160	195	156	145	975
1958	122	77	39	18	9	8	17	125	175	174	146	121	1032
1959	122	77	39	18	9	8	17	130	198	168	141	97	1025
1960	122	77	39	18	9	8	17	130	171	179	153	139	1063
1961	54	22	0	0	0	0	0	130	170	179	158	101	813
1962	54	22	0	0	0	0	0	135	192	198	156	126	883
1963	54	22	0	0	0	0	0	83	176	205	164	126	830
1964	54	22	0	0	0	0	0	73	151	223	169	114	806
1965	54	22	0	0	0	0	0	104	210	216	138	113	857
1966	54	22	0	0	0	0	0	169	192	195	155	113	898
1967	54	22	0	0	0	0	0	96	193	255	182	136	938
1968	54	22	0	0	0	0	0	120	187	208	111	131	832
1969	54	22	0	0	0	0	0	189	198	203	150	126	941
1970	54	22	0	0	0	0	0	86	220	198	159	87	827
1971	85	30	0	0	0	0	0	133	217	207	159	114	945
1972	23	13	0	0	0	0	0	202	208	221	145	30	842
1973	80	60	0	0	0	0	0	198	252	195	163	114	1063
1974	73	13	0	0	0	0	0	195	266	242	163	141	1093
1975	80	13	0	0	0	0	0	23	235	265	185	143	945
1976	98	17	0	0	0	0	0	117	255	249	128	114	979
1977	80	44	0	0	0	0	3	148	156	161	161	146	899
1978	26	8	0	0	0	0	0	159	271	242	159	99	965
1979	96	35	0	0	0	0	0	181	239	208	122	143	1023
1980	96	45	0	0	0	0	7	137	168	229	138	133	953
1981	98	49	0	0	0	0	3	114	175	221	112	97	869
1982	60	42	0	0	0	0	0	133	229	194	150	104	911
1983	68	52	0	0	0	0	0	109	220	211	112	84	857
1984	31	35	0	0	0	0	0	111	178	205	119	109	788
1985	59	40	0	0	0	0	0	101	218	192	146	104	852
1986	63	39	0	0	0	0	0	86	259	202	159	118	926
1987	76	49	0	0	0	0	0	169	136	169	145	119	885
1988	76	13	0	0	0	0	22	143	183	159	115	91	782
1989	76	0	0	0	0	0	0	156	202	203	145	101	883
1990	218	30	0	0	0	0	13	174	193	176	132	62	998
1991	47	0	0	0	0	0	0	28	168	203	158	87	691
1992	70	0	0	0	0	0	8	158	148	159	54	34	631
1993	8	0	0	0	0	0	0	44	134	189	135	116	626
1994	83	24	0	0	0	0	0	168	202	166	78	59	778
1995	33	2	0	0	0	0	2	62	145	210	155	124	731
1996	52	54	31	0	0	0	0	99	213	195	137	91	872
1997	76	84	7	0	0	0	3	137	180	194	117	96	893
1998	42	7	0	0	0	0	0	86	133	237	127	103	735
1999	46	15	0	0	0	0	0	85	185	294	137	116	877
2000	75	0	0	0	0	0	0	164	197	179	161	139	915
2000	78	37	9	4	2	2	5	121	190	200	144	113	904

SCANNED

AUG 22 2001

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A01-00252
Date Received: 11/14/1988
Receipt No: F004026
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RIGBY CANAL & IRRIGATION CO. 208-745-6177
Address: C/O SHARON WALKER, SECRETARY
4149 E 400 N
RIGBY, ID 83442

2. Date of Priority: JAN 22, 1916

3. Source: SNAKE RIVER, DRY BED Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	39E	15	NE	NW	NE		JEFFERSON

5. Description of diverting works:
HEADGATE OF THE RIGBY CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	98.000		

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

8. Total consumptive use is 9790.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	38E	12	NE	SW		IRR	40.0
			NW	SW		IRR	10.0

A01-00252

Page

1

Date: 11/14/88



MICROFILMED
OCT 19 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	38E	12	SW SW		IRR	37.0
			SE SW		IRR	40.0
			NE SE		IRR	40.0
			NW SE		IRR	40.0
			SW SE		IRR	40.0
			SE SE		IRR	40.0

Section Acres 287.0

13	NE	NE	IRR	40.0
	NW	NE	IRR	40.0
	SW	NE	IRR	40.0
	SE	NE	IRR	40.0
	NE	NW	IRR	40.0
	NW	NW	IRR	40.0
	SW	NW	IRR	40.0
	SE	NW	IRR	40.0
	NE	SW	IRR	40.0
	NW	SW	IRR	40.0
	SW	SW	IRR	40.0
	SE	SW	IRR	40.0
	NE	SE	IRR	40.0
	NW	SE	IRR	40.0
	SW	SE	IRR	40.0
	SE	SE	IRR	40.0

Section Acres 640.0

14	NE	NE	IRR	20.0
	NW	NE	IRR	20.0
	SW	NE	IRR	40.0
	SE	NE	IRR	40.0
	SW	NW	IRR	40.0
	SE	NW	IRR	40.0
	NE	SW	IRR	40.0
	NW	SW	IRR	40.0
	SW	SW	IRR	40.0
	SE	SW	IRR	40.0
	NE	SE	IRR	40.0
	NW	SE	IRR	40.0
	SW	SE	IRR	40.0
	SE	SE	IRR	40.0

Section Acres 520.0

15	NE	SE	IRR	40.0
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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	38E	15	NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres					160.0
		22	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			Section Acres					80.0
		23	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	5.0
			NW		NW		IRR	10.0
			NE		SE		IRR	2.0
			NW		SE		IRR	23.0
			Section Acres					200.0
39E		7	NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	35.0
			Section Acres					315.0
		8	NE		SW		IRR	4.0
			NW		SW		IRR	25.0
			SW		SW		IRR	35.0
			SE		SW		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres					184.0
		9	NE		SW		IRR	35.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	39E	9	SE	SW		IRR	40.0
			NE	SE		IRR	10.0
			NW	SE		IRR	35.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				280.0
		10	SW	SW		IRR	3.0
			Section Acres				3.0
		16	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			Section Acres				160.0
		17	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	35.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			Section Acres				475.0
		18	NE	NE		IRR	12.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	10.0
			NE	NW		IRR	38.0
			NW	NW		IRR	38.0
			SW	NW		IRR	35.0
			SE	NW		IRR	35.0
			NE	SW		IRR	35.0
			NW	SW		IRR	35.0
			SW	SW		IRR	35.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	39E	18	SE	SW		IRR	35.0
			NE	SE		IRR	35.0
			NW	SE		IRR	35.0
			SW	SE		IRR	35.0
			SE	SE		IRR	35.0
			Section Acres				528.0
		19	NW	NE		IRR	10.0
			NE	NW		IRR	35.0
			NW	NW		IRR	35.0
			SW	NW		IRR	2.0
			SE	NW		IRR	2.0
			Section Acres				84.0
			Total Acres				3916.0

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:

A01-00153/00154/00155/00152/00116T/00117Z/00118T/00252/04026

14. Remarks:

SEE CLAIM NO A0100152 FOR DESCRIPTION OF HEADGATE

15. Basis of Claim: DECREED

Case Number:

Court : 6TH

Decree date: 12/16/1910

REXBURG IRRIGATION CO.

Decree Plaintiff

vs

TETON IRRIGATION CANAL CO. ET.

Decree 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: _____

For Organizations:

I do solemnly swear or affirm that I am Secretary of Regley Canal & Irrig Co, that I have signed the foregoing document in the space below as Secretary of Regley Canal & Irrig Co and that the statements contained in the foregoing document are true and correct.

Sharon W. Walker
Signature of Authorized Agent
Sec. Regley Canal & Irrig Co
Title and Organization
11-14-88
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of November 19 88

Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 6-94