

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10247 V1

WATER RIGHT NUMBER: 29-10247 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MAX D RIGBY PO BOX 12 BANCROFT, ID 83217 (208)648-7873
Current Owner	BONNIE K RIGBY PO BOX 12 BANCROFT, ID 83217 (208)648-7873

Priority Date: 04/01/1987

Basis: Beneficial Use

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.240 CFS	
	<u>Total Diversion:</u>	0.240 CFS	42.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4SW1/4	Sec. 16, Twp 08S, Rge 39E, B.M.
CARIBOU County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	39E	16					12.0	16.0	12.0	38.0	29.0								107.0

Total Acres: 107

Conditions of Approval:

1. c11 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
2. C18 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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10247 V1

1. Place of Use - Irrigation USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 107 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-2537 & 29-10247.
2. Quantity USE OF THIS RIGHT WITH RIGHT NO. 29-02537 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.14 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 327 AF.
3. Explanatory RIGHT NO. 29-2537 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
4. General THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 29-2537 PURSUANT TO SECTION 42-1426, IDAHO CODE.
5. Explanatory THIS RIGHT IS FOR AN ENLARGEMENT OF 12 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.

Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: AND
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/9/2003 4:07:29 PM	rwarner			Active
Priority Date	1/9/2003 4:13:00 PM	rwarner			Active
POD	1/9/2003 4:13:18 PM	rwarner			Active
POU	1/9/2003 4:14:46 PM	rwarner			Active
Quantity	1/9/2003 4:20:05 PM	rwarner			Active
Summary			01/09/2003	rwarner	Active
Source	1/9/2003 4:25:49 PM	rwarner			Active
Season	1/9/2003 4:25:59 PM	rwarner			Active
Use	1/9/2003 4:26:30 PM	rwarner			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10247 V1

Priority Date	1/9/2003 4:13:01 PM	rwarner	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (Yes) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? (No) 12. Does the claim file contain sufficient evidence of Priority Date? (No) 13. Has additional evidence of priority date been submitted? (Yes) 14. Can any portion of the claim be recommended as a valid water right? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - 1987/88 NAPP photography shows irrigation of lands claimed
POD	1/9/2003 4:13:19 PM	rwarner	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	1/9/2003 4:13:44 PM	rwarner	Edited point location
POU	1/9/2003 4:14:46 PM	rwarner	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - GIS analysis
POU	1/9/2003 4:15:49 PM	rwarner	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-10247 V1

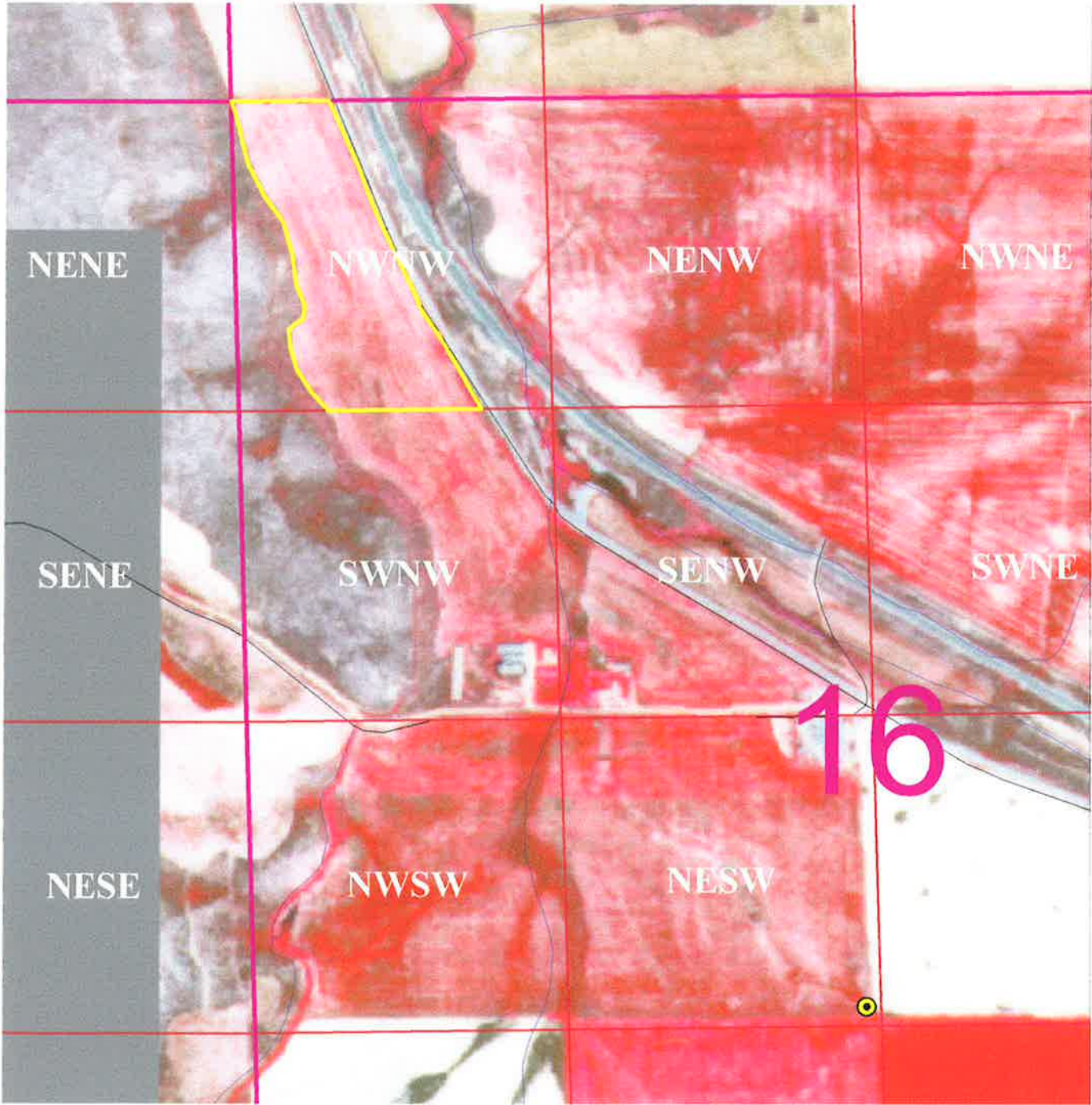
Quantity	1/9/2003 4:20:06 PM	rwarner	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 10 - 12 acres x 3.5 af/acre = 42 afa
Summary	1/9/2003 4:25:32 PM	rwarner	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
Source	1/9/2003 4:25:50 PM	rwarner	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - GIS analysis
Season	1/9/2003 4:26:00 PM	rwarner	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

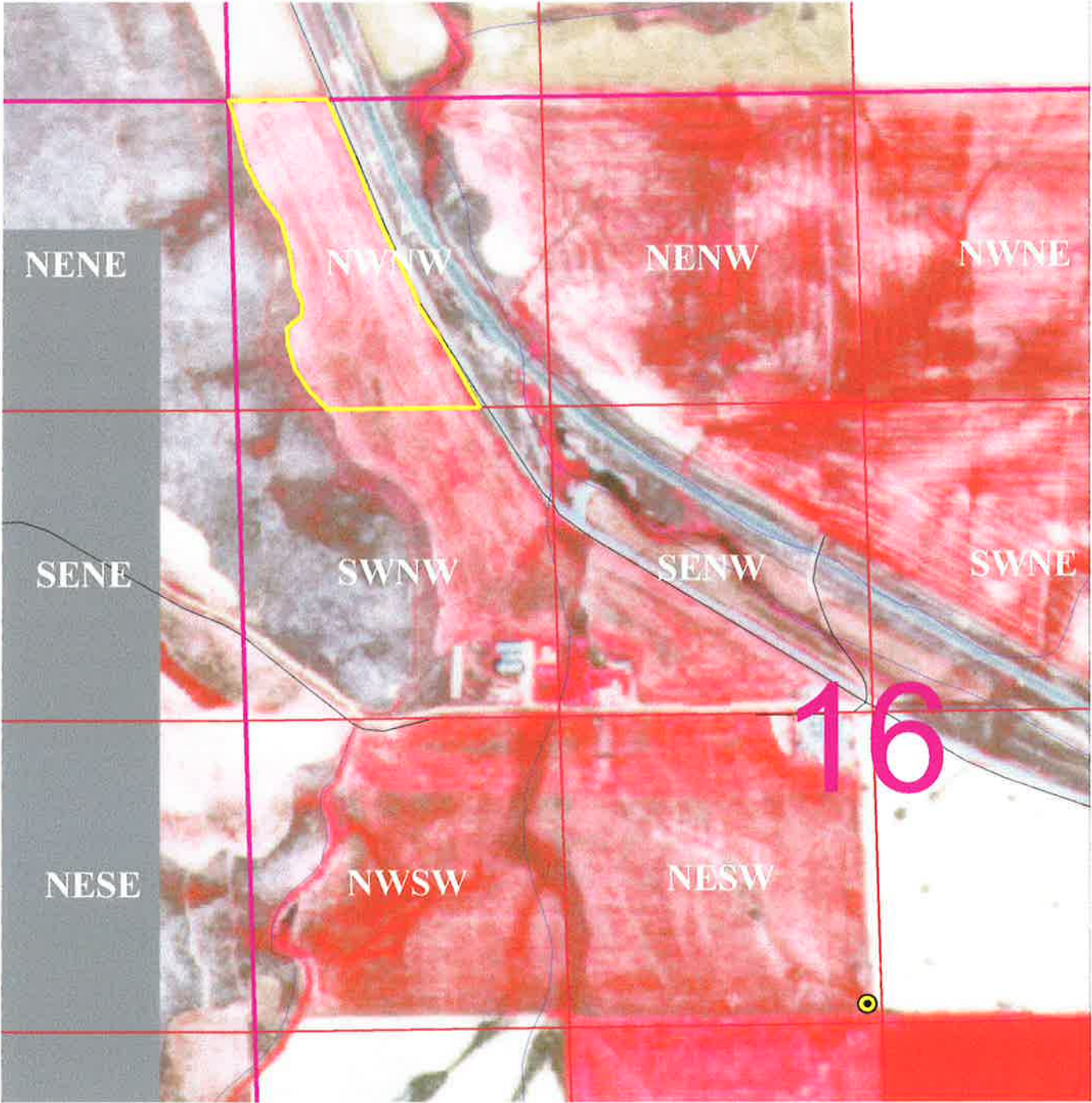
Adjudication Recommendation Report 29-10247 V1

Use	1/9/2003 4:26:30 PM	rwarner	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - GIS analysis
Contacts	1/9/2003 4:07:30 PM	rwarner	(No) 1. Do you want to schedule an appointment?
POU	1/9/2003 4:15:08 PM	rwarner	Comment for 1: desktop review Edited shape boundary

Township , 8S39E



Township , 8S39E





Irrigated Area



Section Line



Roads



Place of Diversion



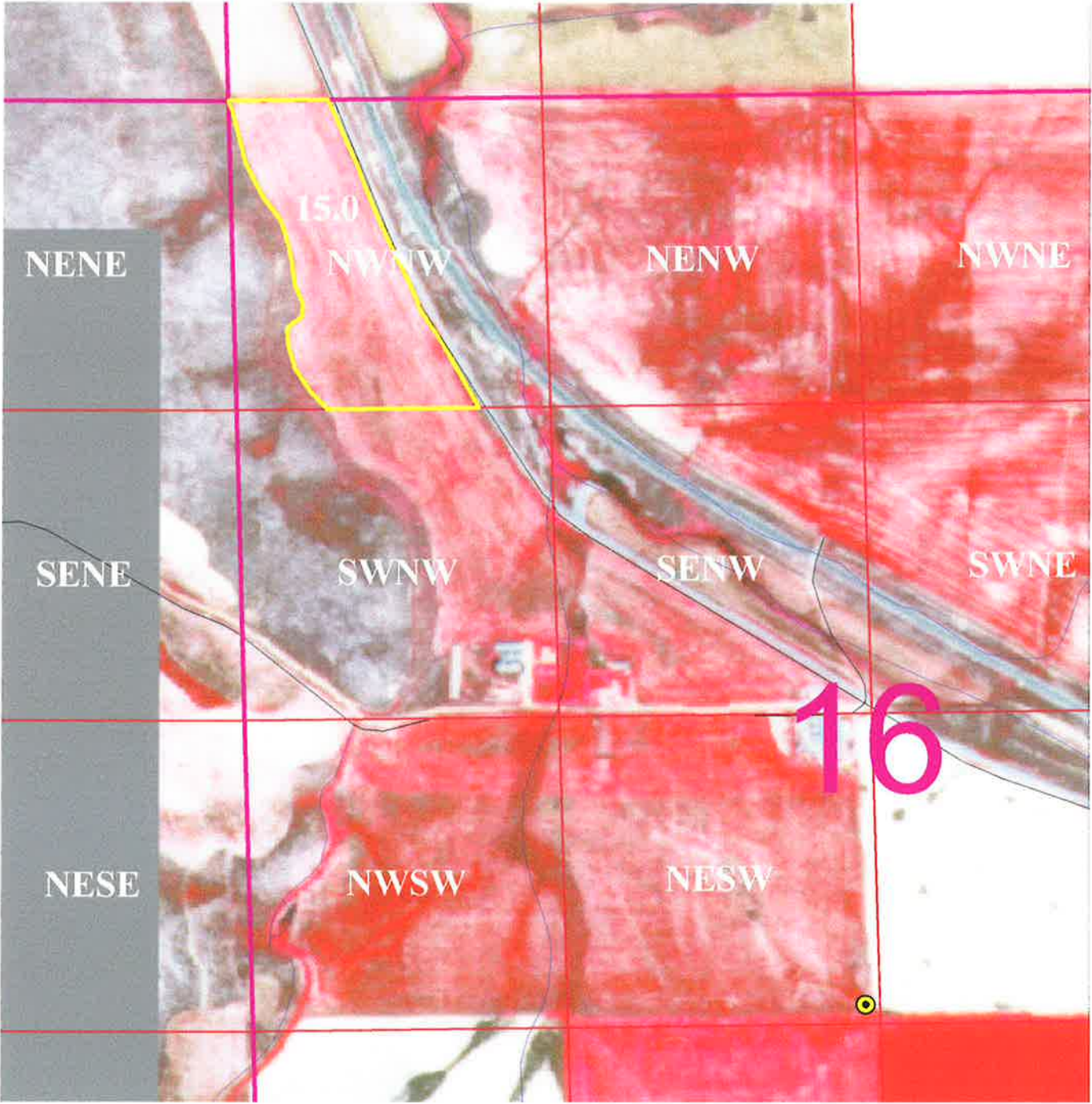
Quarter Section Line



Streams and Canals



Township , 8S39E



 Irrigated Area

 Section Line

 Roads

 Place of Diversion

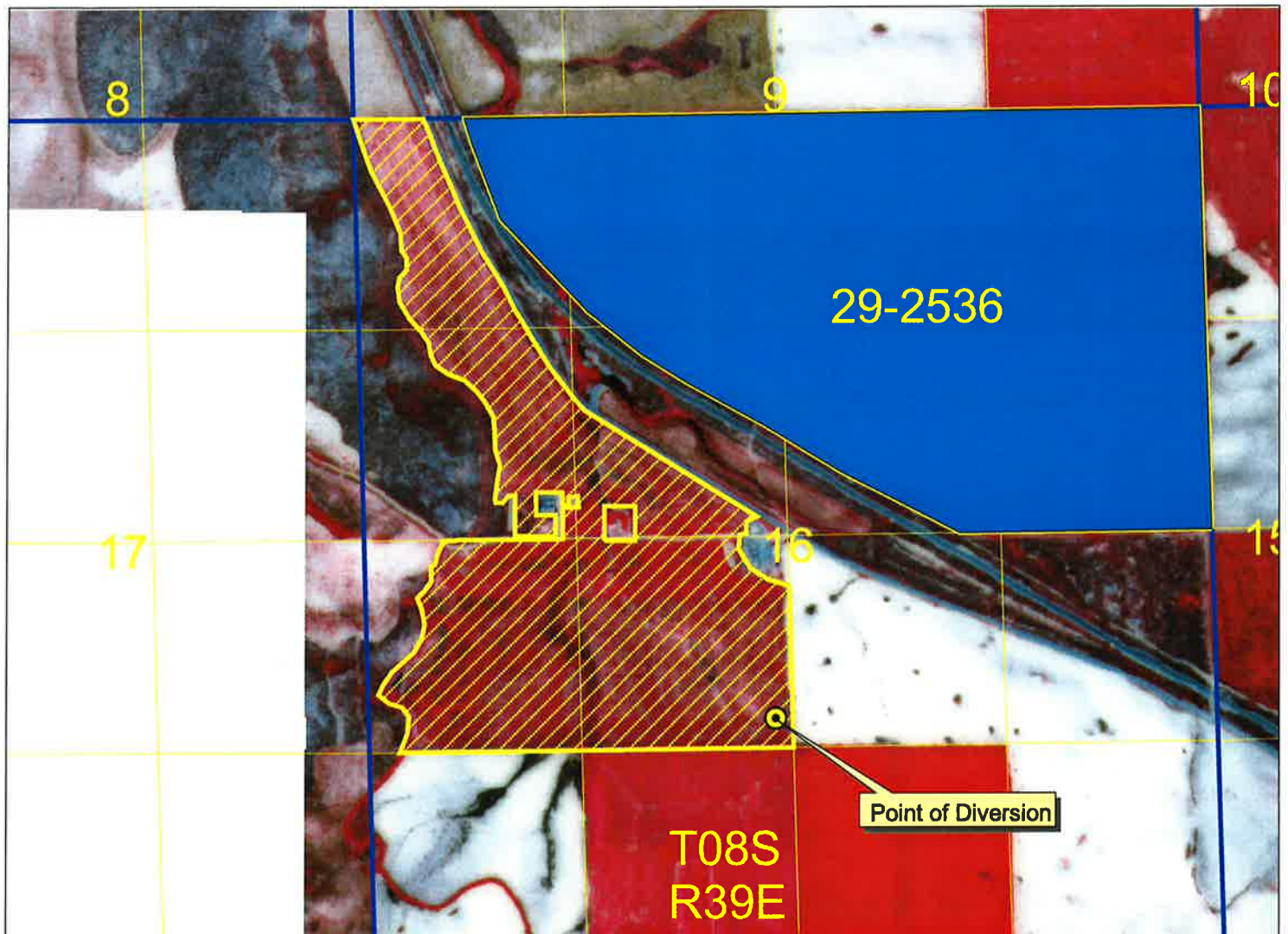
 Quarter Section Line

 Streams and Canals





State of Idaho
Department of Water Resources
Eastern Region
Claim No.: 29-2537 & 29-10247



0.2 0 0.2 0.4 Miles

Irrigated Acres = 107

-  29-2536.shp
-  Well.shp
-  Place of use.shp
-  Sections
-  QQ



GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by R. Warner
Date: January, 2003

02/13/2003

NOTICE OF ERROR
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-10247

MAX D RIGBY
PO BOX 12
BANCROFT ID 83217
Telephone Number: (208)648-7873

BONNIE K RIGBY
PO BOX 12
BANCROFT ID 83217
Telephone Number: (208)648-7873

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: 3-24-03

SIGNATURE: Max D. Rigby

Please print your name: MAX D. RIGBY

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



Max D. Riaby



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID
 POD ID
 Quad
 Claim Type
 Easting
 Northing
 GPSID

Diversion Description

200+ FEET DEEP, 12" CASING WITH 300 HP PROPANE ENGINE. Motor manufacturer is US Electric Motor. Engine is a Wakesha Irrigation Unit.

Assumptions

Pressure head and elevation head.

Invoice #

Phase-0 (No Attention)
 Phase-I (Ready to Go to Field)
 Phase-II (Site Visit - Data Missin)
 Phase-III (Complete w/issues)
 Phase-IV (Total Complete)

Linked

Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
- ☐ Half full
- ☐ More than half full
- ☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	
Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System ☒

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information ☐

New Contact Comments

This Form and the associated query are the exclusive intellectual property of Intrepid Engineering Services, and may not be copied, modified, or distributed without the express written consent of Intrepid Engineering Servc, Inc.



Water Right Report

[Close](#)

11/30/2001

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report

WATER RIGHT NO. 29-10247

Owner Type	Name and Address
Current Owner	BONNIE K RIGBY
Current Owner	MAX D RIGBY
	PO BOX 12
	BANCROFT, ID 83217
	(208)648-7873

Priority Date: 10/09/1966

Basis: Beneficial Use

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	11/01	0.24 CFS	
Total Diversion			0.24 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SENESEW	Sec. 16	Township 08S	Range 39E	CARIBOU County
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IRRIGATION Use:

Acre Limit: 12

Place(s) of use:

Place of Use Legal Description: IRRIGATION CARIBOU County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
08S	39E	16		NWNW	12									

Total Acres: 12

Remarks:

1.	General	THIS CLAIM IS FILED UNDER THE PRESUMPTION STATUTE. THE LAND WAS IRRIGATED INITIALLY WHEN LIC. A29-02537 WAS FILED. THIS IS NOT AN EXPANSION OF THE QUANTITY OF WATER.
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Dates:

Licensed Date:

Claim Received Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

Basin	Who	What	When	Where	Clear	Search
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Search Results

Query parameters:

basinFrom = 29

sequenceNumberFrom = 10247

Information for type: Claim

	Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water User List	Owner List
More Info	1	29	10247			Beneficial Use	Active	1966-10-09	0.24	GROUND WATER	IRRIGATION	RIGBY, BONNIE K (Current); RIGBY, MAX D (Current)

Number of records = 1

SCANNED

MAY - 7 2001

Log for claim A29-10247

Spatial Dynamics BTD

6/19/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s39e	16	NWNW	12	15	
Totals:			12	15	

AJ5809NP
No. A29-10247

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 149

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BONNIE K RIGBY	10/09/1966	IRRIGATION	04-01 11-01	0.240 CFS	
C	MAX D RIGBY					
	PO BOX 12					
	BANCROFT ID 83217					
	(208) 648-7873					
				TOTAL DIVERSION:	0.240 CFS	
				CONSUMPTIVE USE:		30.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T08S R39E S16

SENESE

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
08S	39E	16	:																	:	12.0
																				TOTAL ACRES	12.0

POU County: CARIBOU

Non-Irrigation Uses: NONE

Other Rights: A29-02537

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-02537 A29-02537

Other Water Rights Listing Overlapping Place(s) of Use:
29-02536 A29-02536

Remarks: GEN THIS CLAIM IS FILED UNDER THE PRESUMPTION STATUTE.
THE LAND WAS IRRIGATED INITIALLY WHEN LIC. A29-02537 WAS
FILED. THIS IS NOT AN EXPANSION OF THE QUANTITY OF WATER.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag: E

Audit: 01/25/90 CARLSON 08/01/94 THOMPSON 03/29/95 POST-STD

MAY 7 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: A29-10247

Date Received: 1/25/1990

Receipt No: 1005591

Received By: jre

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAX D. RIGBY 208-648-7873
Address: P.O. BOX 12
BANCROFT, ID 83217

AND/OR

Name: BONNIE K. RIGBY 208-648-7873
Address: P.O. BOX 12
BANCROFT, ID 83217

2. Date of Priority: OCT 09, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	39E	16	SE	NE	SW		CARIBOU

5. Description of diverting works:
200+ FEET DEEP 12" CASING WITH 300 HP PROPANE ENGINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.240		

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

8. Total consumptive use is 30.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A29-10247

Page 1

Date: 01/25/90

A2910247



MICROFILMED
NOV 16 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	39E	16	NW	NW		IRR	12.0
Section Acres							12.0
Total Acres							12.0

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
A29-02537

14. Remarks:

THIS CLAIM IS FILED UNDER THE PRESUMPTION STATUTE.
THE LAND WAS IRRIGATED INITIALLY WHEN LIC. A29-02537 WAS
FILED. THIS IS NOT AN EXPANSION OF THE QUANTITY OF WATER.

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): Matt D. Rigby Date: 1-25-90

Date: _____

State of Idaho)
County of Condon) SS.

Subscribed and sworn (or affirmed) before me this 25 day

of Jan 19 90

Seal

John Dale Larson
Notary Public

Residing at Boise ID

My Commission Expires 4/2/94

