

Eastern

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4791  
WATER RIGHT NO(S). 25-04010/25-04011 &  
SRBA CLAIM NO. A25-10496

RECEIVED  
AUG 22 1996

Department of Water Resources  
Eastern Region

This is to certify that: CITY OF RIGBY  
158 W FREMONT  
RIGBY ID 83442

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. 25-04010 :<br>MUNICIPAL<br>Priority: 01/01/1920  | 01/01 to 12/31       | 1.45 CFS              |
| Right No. 25-04011 :<br>MUNICIPAL<br>Priority: 06/01/1961  | 01/01 to 12/31       | 2.45 CFS              |
| Claim No. A25-10496 :<br>MUNICIPAL<br>Priority: 03/01/1958 | 01/01 to 12/31       | 3.90 CFS              |
| TOTAL:                                                     |                      | 7.80 CFS              |

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION: Lot 2( SWNW), Sec. 18, Township 04N, Range 39E  
NESW , Sec. 18, Township 04N, Range 39E  
JEFFERSON County

PLACE OF USE: See Remarks \*

CONDITIONS OF APPROVAL AND REMARKS

1. Approval of this transfer in no way confirms the right(s) claimed.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

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CONDITIONS OF APPROVAL AND REMARKS

3. The total instantaneous diversion of water from all points of diversion under Transfer No. 4791 shall not exceed 7.80 cfs.
4. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
5. The well(s) previously used under these rights shall be abandoned in a manner which complies with Department well abandonment rules.
6. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
7. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
8. 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.
9. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- \* 10. Place of use is located within the City of Rigby.

Dated this 16<sup>th</sup> day of August, 1996.

J. Glen Saxton  
Chief, Water Alloc. Bureau



**PART 1**

## 6. General Information:

a. Description of diversion system Well #1 and new 20" diameter well drilled to 450' deep that will pump to new 1,000,000 gallon reservoir and then pumped to City's distribution system.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

None

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_

And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

Part 2

WR0749NP  
No. 25-04010

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 02/23/96  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C                | CITY OF RIGBY  | 01/01/1920       | MUNICIPAL | 01-01 12-31           | 2.800 CFS         |                     |
| TOTAL DIVERSION: |                |                  |           |                       | 2.800 CFS         |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T04N R39E S18

NESW

JEFFERSON County

Pou County:

Remarks: P/U WITHIN CITY LIMITS OF RIGBY WELL #2.  
PRIORITY DATE ALSO 3-1-1958 FOR 1.35 CFS.

Dates: App. Received: Priority Date: 01/01/1920  
Proof Due Date: Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Audit: 05/20/85 05/22/88 CONVERT

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?  
NO If yes, describe \_\_\_\_\_

PART 2

WR0749NP  
No. 25-04011

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 02/23/96  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C                | CITY OF RIGBY  | 06/01/1961       | MUNICIPAL | 01-01 12-31           | 2.450 CFS         |                     |
| TOTAL DIVERSION: |                |                  |           |                       | 2.450 CFS         |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T04N R39E S18

SWNW

JEFFERSON County

Pou County:

Remarks: P/U WITHIN CITY LIMITS OF RIGBY WELL #3.

|        |                 |                    |            |
|--------|-----------------|--------------------|------------|
| Dates: | App. Received:  | Priority Date:     | 06/01/1961 |
|        | Proof Due Date: | Proof Made Date:   |            |
|        | Exam Made Date: | Exam Sent to S.O.: |            |
|        | Licensed Date:  |                    |            |

Misc: Water District Number: Field Exam Fee:

Audit: 05/20/85 05/22/88 CONVERT

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe

# PART 2

AJ0749NP  
No. A25-10496

## IDAHO DEPARTMENT OF WATER RESOURCES ADJUDICATION CLAIM PROFILE REPORT (REGIONAL)

DATE: 02/23/96  
PAGE: 1

| OWNER CODE       | NAME & ADDRESS | PRIORITY DATE | WATER USE | USE PERIOD FROM TO | DIVERSION RATE | DIVERSION VOLUME |
|------------------|----------------|---------------|-----------|--------------------|----------------|------------------|
| C                | CITY OF RIGBY  | 03/01/1958    | MUNICIPAL | 01-01 12-31        | 3.90 CFS       |                  |
| TOTAL DIVERSION: |                |               |           |                    | 3.90 CFS       |                  |

Water Source: GROUNDWATER      Tributary to:      Stage: BENEFICIAL USE

Point(s) of Diversion: T04N R38E S18      SWNESW      SENESW      JEFFERSON County

Place of use Legal Description for: MUNICIPAL

|     |     |    |   | NE   |      |      |      | NW |      |      |      | SW   |   |      |      | SE   |      |   |      |      |      |      |   |
|-----|-----|----|---|------|------|------|------|----|------|------|------|------|---|------|------|------|------|---|------|------|------|------|---|
| T   | R   | S  | : | NENE | NWNE | SWNE | SENE | :  | NENW | NWNW | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE | : |
|     |     |    |   | Lt   | Ac   | Lt   | Ac   | :  | Lt   | Ac   | Lt   | Ac   | : | Lt   | Ac   | Lt   | Ac   | : | Lt   | Ac   | Lt   | Ac   | : |
| 04N | 38E | 13 | : |      |      |      |      | :  |      |      |      |      | : |      |      |      |      | : |      |      |      |      | : |
| 04N | 38E | 18 | : |      |      |      |      | :  |      |      |      |      | : |      |      |      |      | : |      |      |      |      | : |
| 04N | 38E | 19 | : |      |      |      |      | :  |      |      |      |      | : |      |      |      |      | : |      |      |      |      | : |
| 04N | 38E | 24 | : |      |      |      |      | :  |      |      |      |      | : |      |      |      |      | : |      |      |      |      | : |

POU County: JEFFERSON

Non-Irrigation Uses: MUNICIPLE USE W/I CITY LIMITS OF RIGBY.

Other Rights: 25-04009, 04010, 04011

Remarks: THIS RIGHT IS CLAIMED AS EXPANDED USES OF CLAIMS 25-04009 & 04010. IN 1958 BOTH WELLS (1 & 2) RECEIVED NEW, LARGER CAPACITY PUMPS. WELLS 1 CAPACITY INCREASED TO 5.35 CFS AND WELL 2 CAPACITY INCREASED TO 2.80 CFS. THIS CLAIM REFLECTS ADDITIONAL 2.55 CFS CAPACITY IN WELL 1 AND 1.35 CFS ADDITIONAL IN WELL 2.

Dates: Exam Made Date:      Verified Date:

Misc: Water District Number:      Field Inspection Flag:  
Presumption Flag:

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?  
NO If yes, describe \_\_\_\_\_

MAR 07 1996  
Department of Water Resources  
Eastern District Office

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**PART 3**

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

