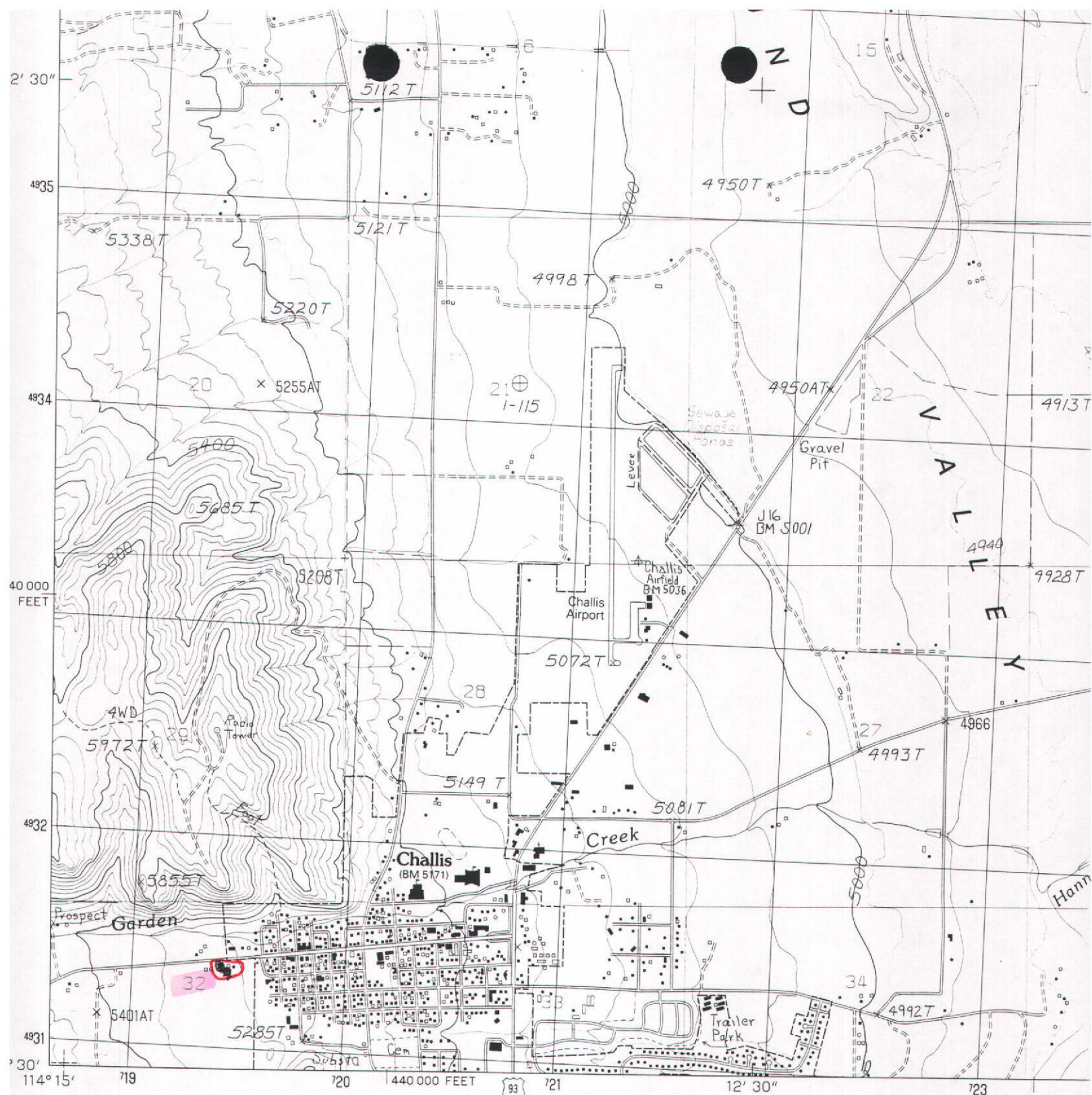


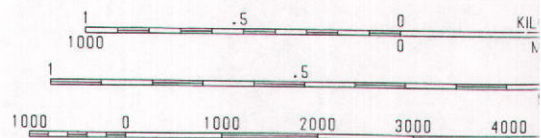


PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
 CONTROL BY USGS, NOS/NOAA
 COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1984
 FIELD CHECKED 1986 MAP EDITED 1989
 PROJECTION TRANSVERSE MERCATOR
 GRID: 1000-METER UNIVERSAL TRANSVERSE MERCATOR ZONE II
 10,000-FOOT STATE GRID TICKS IDAHO, CENTRAL ZONE
 GRID DECLINATION 1°58' EAST
 MAGNETIC NORTH DECLINATION 16°30' EAST
 NATIONAL GEODETIC VERTICAL DATUM OF 1929
 HORIZONTAL DATUM 1927 NORTH AMERICAN DATUM
 place on the predicted North American Datum of 1983,
 over the projection lines as shown by dashed corner ticks
 3 meters north and 72 meters east)
 here may be private inholdings within the boundaries of any
 Federal and State Reservations shown on this map
 here omitted, land lines have not been established

PROVISIONAL MAP
 Produced from original
 manuscript drawings. Informa-
 tion shown as of date of
 photography.

1

SCALE



CONTOUR IN
 SUPPLEMENTARY CON

To convert feet to
 To convert meters to

PROVISIONAL
JUN 14 1995

THIS MAP COMPLIES WITH NAT
 FOR SALE BY U.S. GEOLOGICAL
 OR RESTON,

72-07474

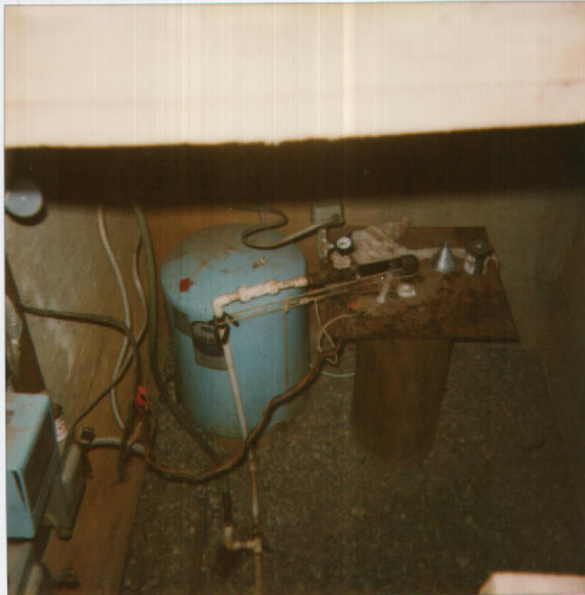
72-7474



Home & Lawn



Pasture



Diversion Works

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JUN 14 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 72-07474

Priority: May 17, 1990

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

4.1 AF

This is to certify, that LOIS T RIGBY
CLYDE O RIGBY

PO BOX 345

CHALLIS ID 83226

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 17, 1990; and has submitted Proof of Beneficial Use on November 22, 1991. An examination indicates that the works have a diversion capacity of 0.060 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.02 CFS	3.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.04 CFS	4.1 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 32, Township 14N, Range 19E
CUSTER County

PLACE OF USE: IRRIGATION

TWN RGE SEC

14N 19E 32

ACRES

NWNE

1

ACRES

ACRES

TOTAL

1

Total number of acres irrigated:

1

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

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JUN 4 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 72-07474

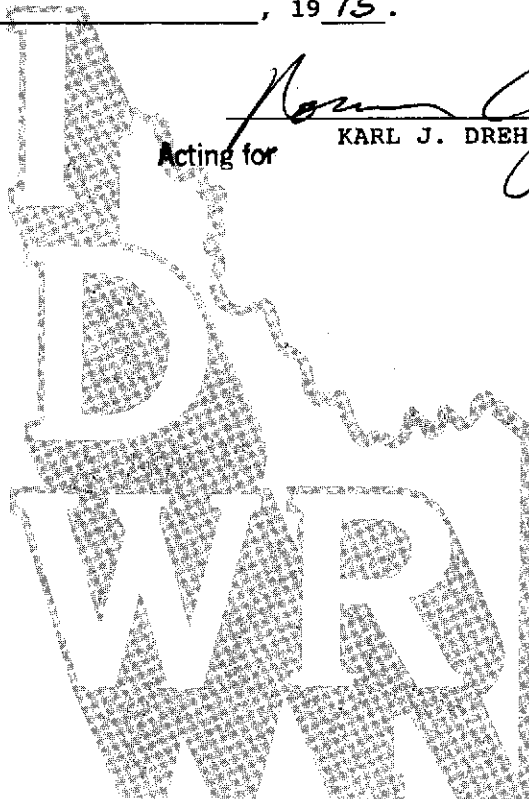
CONDITIONS/REMARKS:

6. Domestic use is for 1 home.
7. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 25TH day of MAY, 1995.

Acting for


KARL J. DREHER, Director



RECEIVED
JUN 14 1995

71111
0.18

For Office Use Only
Amt. of Fee \$ _____
Date _____
Receipt No. _____
Received by _____

RECEIVED
NOV 22 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

no
Department of Water Resources
The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 72-07474 House Telephone No. 879-4427 Home
2557 Business

Name(s) of Permit Holder(s): Clyde W. & Lois T. Rigby

Post Office Address: PO Box 345 Challis Id- 83226

Source of Water: Well -

If ground water, well driller's name: ~~Charles~~ Charles Daley Date drilled: May 23, 1962
HALE ~~Estimate~~

Extent of Use:
Domestic 1 (No. of households) Irrigation 1 0 (No. of acres)
Stockwater 0 (No. and type of stock) Other yard - only - small
12/5/91 KLG

Total rate and/or volume for which proof is submitted .04 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: May 23, 1962
Est -

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes XNo Installed? Yes No

OR

Flow Measurement Port: Required? Yes XNo Installed? Yes No

Fee Enclosed: \$ NA (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Clyde O Rigby - Business 879-2557
Name Telephone No.
PO Box 345 Challis Id- 83226
Address

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

11-19-91 [Signature]
Date Signature (and title if on behalf of a company or organization)

DEC 27 1991

NO. 72-07474

This is to certify, that LOIS T. RIGBY
CLYDE O. RIGBY
P.O. BOX 345
CHALLIS, ID 83226

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.04 CFS

<u>PLACE OF USE:</u>		IRRIGATION				
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14N	19E	32	NWNE 1			1

for J. Glen Saxton
R. Keith Higginson, Director

2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant CLYDE O. & or LOIS T. RIGBY Phone 879-4427

Post office address P O BOX 345 CHALLIS ID 83226

2. Source of water supply WELL - Groundwater which is a tributary of _____

3. Location of point of diversion is _____ ¼ of NW ¼ of NE ¼, Govt. Lot _____

Sec. 32 Township 14N Range 19E B.M. CUSTER County; additional

points of diversion if any: NONE

4. Water will be used for the following purposes:

Amount .04 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02 for IRRIGATION purposes from APRIL 1 to NOV 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, motor, and pump

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total

reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:

_____ to _____ inclusive.

c. ~~Proposed~~ well diameter is 12 inches inches; ~~proposed~~ depth of well is 300 feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed beneficial use is

1 (existing) years (minimum 1 year).

RECORDED

JAN 17 1991

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. One
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14N	19E	32		<u>D</u> 1															1

Total number of acres to be irrigated 1

10. Describe any other water rights used for the same purposes as described above. _____

- Who owns the property at the point of diversion? Tom & Donna Butts
- Who owns the land to be irrigated or place of use? Clyde & Lois Rigby
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Clause in warranty deed resourcing well water and easment to well for one household and adjacent property

12. Remarks: _____

RECORDED

JAN 17 1991

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JAN 17 1991

NOT RECORDED
JAN 17 1991


(Applicant)

Received by JC Date 5/17/90 Time 11:00 am Preliminary check by ok attaching
Fee \$ 30.00 Receipted by J. J. Stanton # 5012320 Date 5-18-90
Publication prepared by M. Baldwin Date 8/20/90 Published in Challis Messenger
Publication approved M. Baldwin Date 10/9/90

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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JAN 17 1991

STATEMENT

**Custer Publishing, Inc.**

Phone 879-4445

P.O. Box 405

Challis, Idaho 83226

*Dept. of Water
222 Shoshone St. East
Jern Falls, Id 83301*

Job No.	Date	DESCRIPTION	Amount
	9-17-90	Notice of Application For Water Right Rept 6413, 1990 #72-07473 39 lines #72-07474	\$40.37
		RECEIVED SEP 28 1990 Department of Water Resources Southern Region Office	OK MB 10/9/90

A finance charge of 1½ percent (annual percentage rate of 18%) with a minimum charge of 50¢ will be charged to all accounts not paid within 30 days of billing.

MICROFILMED

JAN 17 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 25, 1995

LOIS T RIGBY
CLYDE O RIGBY
PO BOX 345
CHALLIS ID 83226

RE: WATER RIGHT NO. 72-07474

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

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JUN 14 1995

LICENSE REVIEW CHECKLIST



PERMIT NO. 72-07474 DATE 5/17/95

NAME Change OK ☒ Or Address Change? ☐

PRIORITY DATE Advance? ☒ Advanced to: Order to reinstate needed? Incorrect fee for rate recommended? N/A

SOURCE Changes or just clarification of originally intended source? ☒ Notice of Intent to Void necessary? _____

POINT OF DIV Amendment needed? ☒ Overlaps? _____

PLACE OF USE Amendment needed? ☒ Overlaps? _____

DIV RATE Permit/fee limits: .04 CFS Meas Q = _____ Theo Q = .06 Recommend: .04
Pressurized Domestic - reduce to inhouse rate of .02
Irrigation - allow .02
 Combined rates exceed capacity _____

ANNUAL VOLUME Volume Limit: Season: B/3.5 (4-15 to 10-15) new
Calculations: 1 acre = 3.5
29pm = .004 x 184 x 1.9835 = 1.5 af
Flow limit: .01 cfs x 184 x 1.9835 = 3.6
 Combined volumes exceed capacity/allowable _____

USES Change in Nature of Use or additional uses? ☒ Amendment necessary? _____

ADDITIONAL INFO Supplemental Groundwater PPU Scenario
Irr/Dom Combination Shared G/W System

NEW REMARKS Multiple p/d(s) in 1/4 1/4? WB5 Other

NEW CONDITIONS Watermaster control - District Measuring/Locking Devices
R30 Irrigation Overlap Other
Water Quality Heat/Cool/Fish verified

COMMENTS: allow .02 for irrigation for the lawn and pasture. Well will produce it. Well logs in that area vary from 2 to 10' to the static level.

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	Adjustment Memo Needed	NO
<u>Irrigation</u>	<u>.02</u>	<u>3.5</u>			<u>YES</u>
<u>Domestic</u>	<u>.02</u>	<u>.6</u>			
<u>Total</u>	<u>.04</u>	<u>4.1</u>			<u>✓</u>
			1ST AMEND LETTER		
			2ND AMEND LETTER		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

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NOV 17 1994

Department of Water Resources

A. GENERAL INFORMATION

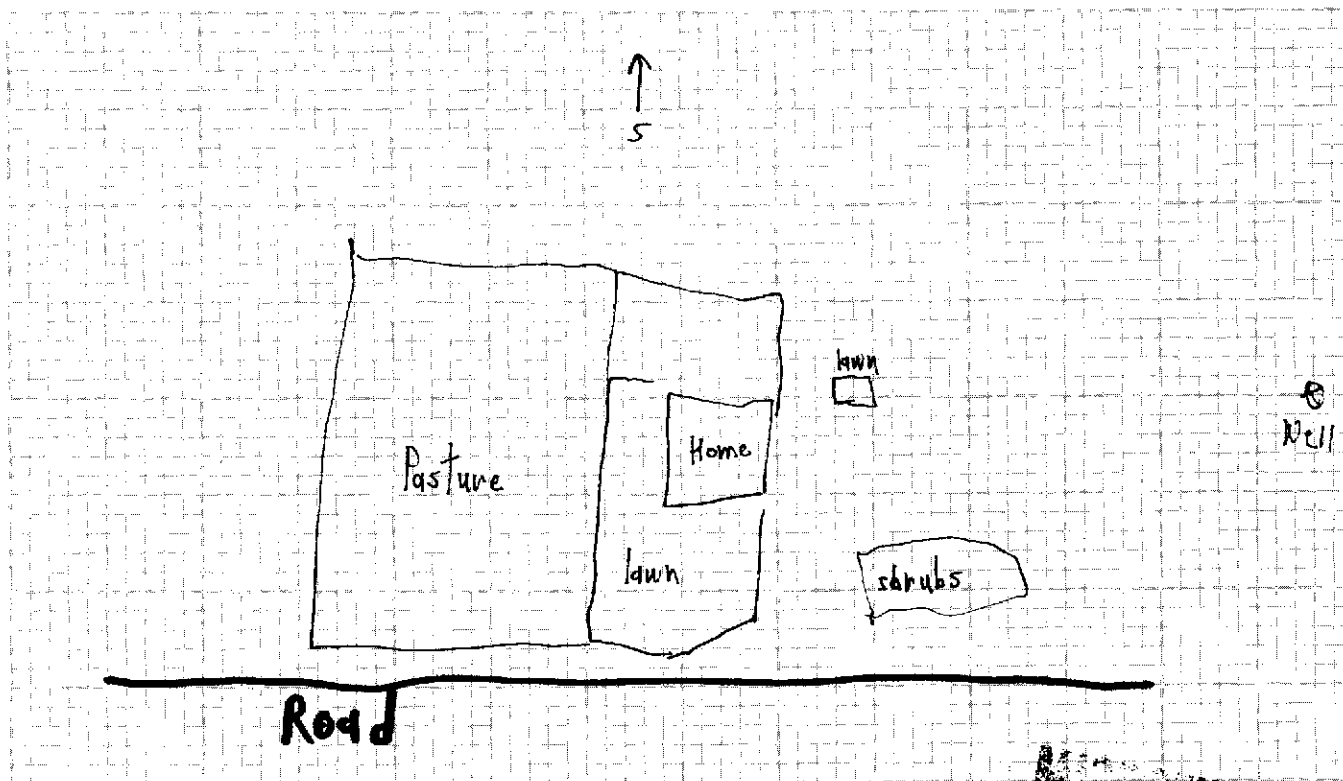
1. Owner: Clyde Rigby Permit No. 72-07474
Current Address: P.O. Box 345, Challis, ID 83226 Phone No. 879-2557 work
2. Accompanied by: Mr. Rigby EXAM. DATE: 7-20-92
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____ ☐ Copies Attached
2. Other water rights with same point of diversion: _____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more)

JUN 14 1995

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Well, motor, pump (submersible), 1" & 2" PVC lines from well to home with lawn, pasture just east of home. 1 Reinbird is used to water pasture.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Model/ Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Sta Rite	1/2	VIP4C02-01	Sta-Rite	1F84

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	NW	NE	32	14N	19E	Custer	

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	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	
14N	19E	32		1															
				D															

Do not use this space

JUN 14 1995

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

Measured 18 psi in one plastic Rainbird with 1/8" nozzle $\approx$ 2 gpm

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

Irrig: Allow 0.01 cfs minimum flow

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: 20 psi $\times$ 2.31 = 46.2 ft (1); Dynamic pumping level: 4 ft (2)

Total Head: (1) + (2) = 50.2 (3) ; Flow rate: 06 cfs (4)

Water HP: (3) $\times$ (4) $\div$ 8.8 = (5)

Meter Input KW: 3.6 $\times$ KH $\times$ CTR or MULT $\times$ PTR $\times$ N/ T = (6)

Meter Input HP: (6) $\times$ 1.34 = (7)

Panel Input KW: Ave PF $\times$ Ave Volts $\times$ Ave Amps $\times$.001732 = (6)

Panel Input HP: (6) $\times$ 1.34 = (7) Efficiency: (5)/(7) $\times$ 100 = %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \times 3.5 = 3.5$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2 \text{ gpm} \times 199 \div 32585 = 1.8 \text{ AFA}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1.8 \text{ AFA}$

2. Volume Calculations for Other Uses:

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JUN 14 1995

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Domestic use below covers in-house use only. Irrigation use covers lawn & pasture. Well is in small A-frame shed on neighbors' property west of Rigby property. Site is surrounded by vegetation & old buildings.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
* Domestic	1-1	12-31	0.04	0.6
Irrigation	4-15	10-15	0.02	1.8
Totals:			0.05	2.4

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name J.E. Stanton

Signature J.E. Stanton

Certification Date _____

Field Report Preparation Date 7-27-92

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

* See attached adjustment explanation memo. BB

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JUN 14 1995

MEMORANDUM

TO: File 72-07474 / Clyde Rigby
FROM: Brenda Chapman
DATE: May 17, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

I. RECOMMENDATIONS

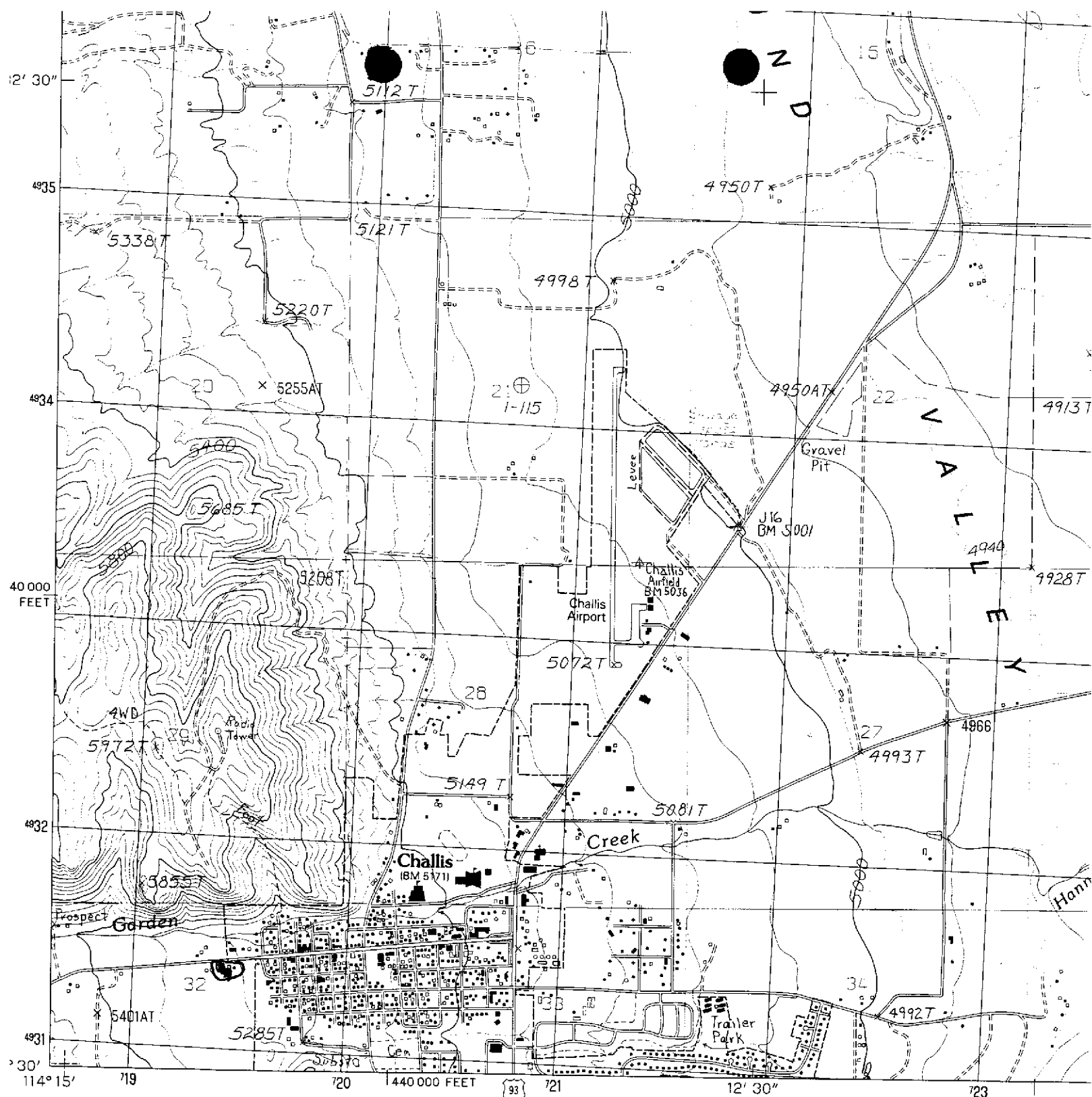
1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-15 to 10-15	.02	3.5
Domestic	1-01 to 12-31	.02	.6

The irrigation rate has been increased to the permitted amount. The irrigation use covers the domestic lawn also and the sprinkler measurement was for the 1 sprinkler in the pasture only. The capacity of the well will support the increased rate.

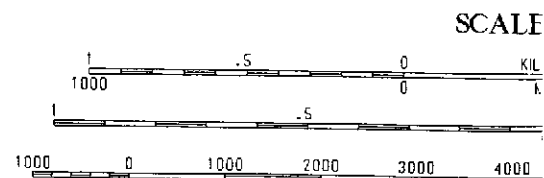
Reducing the domestic rate to an internal use only rate of .02 cfs conforms the recommendation to the current guidelines for processing combination domestic and irrigation rights.

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JUN 14 1995



PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
 CONTROL BY USGS, NOS/NOAA
 COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1984
 FIELD CHECKED 1986 MAP EDITED 1989
 PROJECTION TRANSVERSE MERCATOR
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 MAGNETIC NORTH DECLINATION 16° 30' EAST
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 HORIZONTAL DATUM 1927 NORTH AMERICAN DATUM
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 over the projection lines as shown by dashed corner ticks
 3 meters north and 72 meters east)
 here may be private inholdings within the boundaries of any
 federal and State Reservations shown on this map
 here omitted, land lines have not been established

PROVISIONAL MAP
 Produced from original
 manuscript drawings. Infor-
 mation shown as of date of
 photography. 1



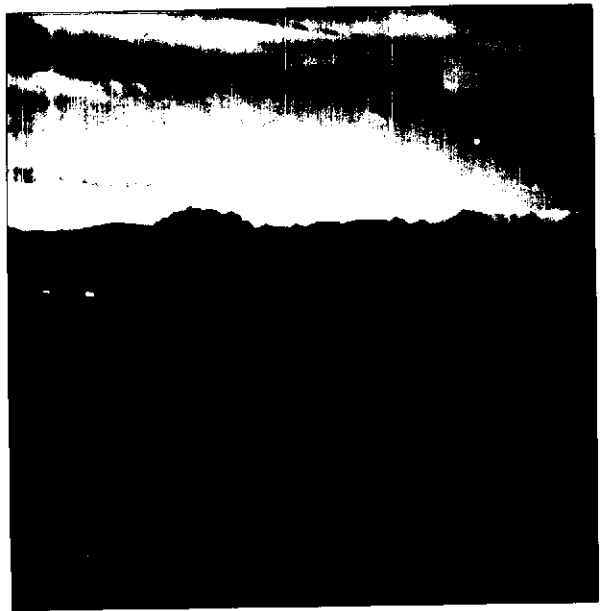
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 To convert feet to
 To convert meters to
 THIS MAP COMPLIES WITH NAT
 SALE BY U.S. GEOLOGICAL
 OR RESTON,

72-07474

72-7474

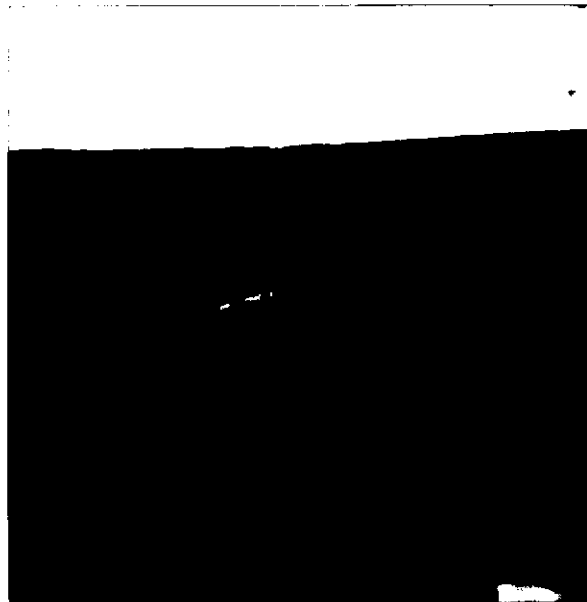


Home & Lawn



Pasture

Diversion Works



RECEIVED

14 1995

December 12, 1991

LOIS T. RIGBY
CLYDE O. RIGBY
P.O. BOX 345
CHALLIS ID 83226

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 72-07474

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

DEC 27 1991

INTER-DEPARTMENT MEMO

TO: File
FROM: Karen

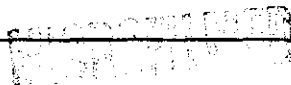
SUBJECT: Corrections on Proof
DATE: 12/5/91

Per a telephone conversation with Mr. Rigby -
he gave me verbal authorization to ~~an~~ make
changes on the proof to match the permits -

Mrs. Rigby completed the forms & was unfamiliar
with how to complete.

72-07473

72-07474



DEC 27 1991

() For your information

() Response required

KLG
signature

136230
October 31, 1991

LOIS T. RIGBY
CLYDE O. RIGBY
P.O. BOX 345
CHALLIS ID 83226

PROOF DUE NOTICE

RE: PERMIT NO. 72-07474

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before January 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Nina Shields
Secretary/Records Manager

Enclosures

RECEIVED
DEC 27 1991

May 13, 1991

LOIS T. RIGBY
CLYDE O. RIGBY
P.O. BOX 345
CHALLIS, ID 83226

Dear Mr. & Mrs. Rigby,

I received your letter on April 8, 1991 concerning water permit Nos. 72-07473 and 72-07474. I am returning the original signed forms to you as they are your records. As to your comments concerning the drilling permits, there are no requirements for drilling permits on existing wells. It was an oversight on my part to mention that they were required.

You should be aware that your permits are only temporary water rights and that licenses will ultimately be issued provided that you complete the necessary requirements. Since your wells are already in place, you should complete the enclosed beneficial use forms, assuming that the development of the water use is complete.

If you have any questions or need assistance please call me.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

JUN 10 1991

These requests that you make are repeat requests - - This work has been done and our water appropriation packets and information is complete !

These wells were drilled many years ago by people who are dead and for people who are no longer around here or are accesible, or who have any more specific information than we have.

To require a drilling permit is comical bureaucracy !

We are the only people using these wells and have given you the best, most thorough information we know and have available. Do we need to have our lawyer get in touch with you to get our water sources legal? That is is the only other alternative we have??

Lois & Clyde Rigby

RECEIVED
APR 08 1991

Department of Water Resources

JUN 10 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 10, 1991

LOIS T. RIGBY
CLYDE O. RIGBY
P.O. BOX 345
CHALLIS, ID 83226

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 72-07474

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MICROFILMED

JAN 17 1991

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Margaret Parks, Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated Sept 6 1990 and ending with the issue dated Sept 13 1990

Margaret Parks

STATE OF IDAHO

COUNTY OF CUSTER

On this 24th day of Sept in the year of 1990, before me, a Notary Public,

personally appeared Margaret Parks, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Edith M. Beck
Notary Public for Idaho
Residing at Challis
My commission expires: 3-21-92

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

72-07473

Rigby, Clyde O.
Rigby, Lois T.
P.O. Box 345
Challis, ID 83226
Source: GROUNDWATER
Diverson Pt: NWSW Sec 8 T 14N R 19E

Use: STOCKWATER (.020 CFS)
Total Diverson: (.020 CFS)
Date Filed: 5/17/1990
In: T14N R19E S08 NWSW
72-07474

Rigby, Clyde O.
Rigby, Lois T.
P.O. Box 345
Challis, ID 83226
Source: GROUNDWATER
Diverson Pt: NWNE Sec 32 T 14N R 19E

Use: DOMESTIC (.040 CFS)
IRRIGATION (.020 CFS)
Total Diverson: (.040 CFS)
Date Filed: 5/17/1990
In: T14N R19E S32 NWNE
1.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, Idaho 83301 on or before September 24, 1990.

R. KEITH HIGGINSON, Director
Pub: Sept. 6 & 13, 1990.

OK
MB
10/9/90

MICROFILMED

JAN 17 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208)734-3578

AUGUST 20, 1990

CUSTER PUBLISHING COMPANY
P.O. BOX 405
CHALLIS, ID 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 24, 1990.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED

JAN 17 1991

72-07474

RIGBY, CLYDE O.
RIGBY, LOIS T.
P.O. BOX 345
CHALLIS, ID 83226

Source: GROUNDWATER

Diversion Pt: NWNE Sec 32 T 14N R 19E

Use: DOMESTIC (.040 CFS)
 IRRIGATION (.020 CFS)
 Total Diversion: (.040 CFS)

Date Filed: 5/17/ 1990

In: T14N R19E S32 NWNE

1.0 ACRES TOTAL

MICROFILMED

JAN 17 1991

RECEIVED
JAN 17 1991

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

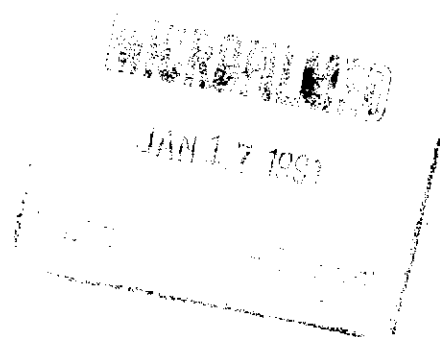
72-07473 ✓
Rigby, Clyde O.
Rigby, Lois T.
P.O. Box 345
Challis, ID 83226
Source: GROUNDWATER
Diversions: NWSW Sec 8 T 14N R 19E
Use: STOCKWATER (.020 CFS)
Total Diversion: (.020 CFS)
Date Filed: 5/17/1990
In: T14N R19E S08 NWSW
72-07474 ✓
Rigby, Clyde O.
Rigby, Lois T.
P.O. Box 345
Challis, ID 83226
Source: GROUNDWATER
Diversions: NWNE Sec 32 T 14N R 19E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.020 CFS)
Total Diversion: (.040 CFS)
Date Filed: 5/17/1990
In: T14N R19E S32 NWNE
1.0 ACRES TOTAL
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, Idaho 83301 on or before September 24, 1990.
R. KEITH HIGGINSON, Director
Pub: Sept. 6 & 13, 1990.

Sept 6 publication ok.
mjs
9/9/90

The permit(s) will be subject to all prior water rights. Permits must be filled with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, Idaho 83301 on or before SEPTEMBER 24, 1990.

R. KEITH HIGGINSON, Director

Published 9/ 6/1990 & 9/13/1990





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

22-Aug-1990

R. KEITH HIGGINSON
Director

CLYDE &/OR LOIS RIGBY
PO BOX 345
CHALLIS ID 83226

Re: Application for Permit Nos. 72-07473 & 72-07474

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right applications for permit. The applications have been assigned the above referenced identification numbers. Please refer to these numbers in all further correspondence.

This office will be advertising the applications in the Challis Messenger on 9/6 & 9/13/90. A period of ten days following the second publication will be allowed for the submittal of protests.

If a application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the applications are not protested, they will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Gary Funderburg
Sr. Water Resource Agent

GF:MB

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JAN 17 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No.
RECEIVED

JAN - 2 1990

To appropriate the public waters of the State of Idaho

Department of Water Resources
Eastern District Office

1. Name of applicant Clyde O. & Lois T. Rigby Phone 879 4427

Post office address P.O. Box 345 Challis Idaho 83226

2. Source of water supply well which is a tributary of NONE

3. Location of point of diversion is ADVERSE 1/4 of NW 1/4 of NE 1/4, Govt. Lot

Sec. 32 Township 14 N Range 19 E B.M. Caster County; additional

points of diversion if any: NONE

4. Water will be used for the following purposes:

Amount 0.04 for Cullinary - Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for Irrigation purposes from 4-1 to N-15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.04 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. NONE well motor pump

b. Height of storage dam NONE feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is 12" inches; proposed depth of well is 300' feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

7. Time required for the completion of the works and application of the water to the _____ is
_____ years (minimum 1 year). Existing

used for the Past 17 years
drilled in Sep of 1973 by Floyd Bradbury

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JAN 17 1991

72-74 74

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. 1
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for *Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14N	19E	32		1															1

Total number of acres to be irrigated 1

10. Describe any other water rights used for the same purposes as described above. _____

- Who owns the property at the point of diversion? Tom & Donna Butts 72-07162 LARSEN
- Who owns the land to be irrigated or place of use? Clyde O. & Lois T. Rieby
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Clause in Warranty Deed Reserving Well Water & Easment To Well for One household & adjacent property

12. Remarks: _____

RECORDED

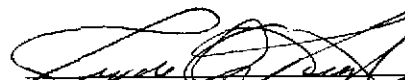
JAN-17-1989

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

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JAN 17 1994

Scale: 2 inches equal 1 mile.

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


(Applicant)

Received by 58 5/17/90 11:00 AM check attached
Date 2/12/90 Time 11:30 AM Preliminary check by _____
Fee \$ 30.00 Received by JS # 5012320 Date 5-18-90
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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JAN 17 1991