

Affidavit of Publication
THE RIGBY STAR

RECEIVED

APR 9 1973

Department of Water Administration
Eastern District Office

STATE OF IDAHO }
County of Jefferson } ss.

I, Hope B. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes annotated section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that said attached notice, advertisement or publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

one Consecutive issues thereof; first publication having been made on the 8th day of March, 1973

and the last publication on the

15th day of March, 1973

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bona fide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this 6th

day of April, 1973
(SEAL)

P. H. Farnum

Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: \$ 1.189

MY COMMISSION EXPIRES JULY 15, 1973

**NOTICE OF CLAIM
TO A WATER RIGHT**
NO. 31--4007

Notice is hereby given that Cal-Ida, Inc., Newdale, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.05 cubic feet per second of water from a ground-water source with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 8N, R. 36E B.M., Jefferson County;

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for 8 families with associated farm animals with a priority of January 1, 1920; the place of use is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 8N, R. 36E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON,
Director

Published in The Rigby Star, Rigby, Idaho on March 8 and March 15, 1973.

31 4007

Identification No. 31 4007

Claim No. _____

Map No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION**

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Cal*Ida Inc.
post office address Newdale, Idaho

2. The point of diversion is in SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 27 Township 8n
Range 36 E B.M. located on Underground Water
(name of source)
tributary to _____ in Jefferson County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

January 1, 1920 amount: .05 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed .05 c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use Culinary period of use from January 1 to December 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of None
_____; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped Pumped; depth of well is 18' feet; diameter of well is 4" inches; type of pump is Centrifugal
capacity of pump is 20 g.p.m.; name and address of well driller is Hand Drilled

31 4007

_____, if so, give dates and explain.

c. Conveying works: length of ditch to place of use is _____feet; width of ditch at top is _____feet;

width at bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000

feet is _____ feet; material through which ditch passes is _____

maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches;

_____ type of pipe _____; grade of pipe per 1000 feet is _____.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving

ing date and dimensions if possible.

d. If water is stored: name of reservoir _____

total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;

_____ year construction commenced _____; year completed _____; date first used _____

period of storage is from _____ to _____; is reservoir drained each year _____;

_____s reservoir on or off stream _____explain_____

^f feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe

ocation of reservoir by 40-acre subdivisions

[View this page in French](#)

.....

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and

describe

Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

71309	71308	71307	71306	71305	71304	71303	71302	71301	71300	71299	71298	71297	71296	71295	71294	71293	71292	71291	71290	71289	71288	71287	71286	71285	71284	71283	71282	71281	71280	71279	71278	71277	71276	71275	71274	71273	71272	71271	71270	71269	71268	71267	71266	71265	71264	71263	71262	71261	71260	71259	71258	71257	71256	71255	71254	71253	71252	71251	71250	71249	71248	71247	71246	71245	71244	71243	71242	71241	71240	71239	71238	71237	71236	71235	71234	71233	71232	71231	71230	71229	71228	71227	71226	71225	71224	71223	71222	71221	71220	71219	71218	71217	71216	71215	71214	71213	71212	71211	71210	71209	71208	71207	71206	71205	71204	71203	71202	71201	71200	71199	71198	71197	71196	71195	71194	71193	71192	71191	71190	71189	71188	71187	71186	71185	71184	71183	71182	71181	71180	71179	71178	71177	71176	71175	71174	71173	71172	71171	71170	71169	71168	71167	71166	71165	71164	71163	71162	71161	71160	71159	71158	71157	71156	71155	71154	71153	71152	71151	71150	71149	71148	71147	71146	71145	71144	71143	71142	71141	71140	71139	71138	71137	71136	71135	71134	71133	71132	71131	71130	71129	71128	71127	71126	71125	71124	71123	71122	71121	71120	71119	71118	71117	71116	71115	71114	71113	71112	71111	71110	71109	71108	71107	71106	71105	71104	71103	71102	71101	71100	71099	71098	71097	71096	71095	71094	71093	71092	71091	71090	71089	71088	71087	71086	71085	71084	71083	71082	71081	71080	71079	71078	71077	71076	71075	71074	71073	71072	71071	71070	71069	71068	71067	71066	71065	71064	71063	71062	71061	71060	71059	71058	71057	71056	71055	71054	71053	71052	71051	71050	71049	71048	71047	71046	71045	71044	71043	71042	71041	71040	71039	71038	71037	71036	71035	71034	71033	71032	71031	71030	71029	71028	71027	71026	71025	71024	71023	71022	71021	71020	71019	71018	71017	71016	71015	71014	71013	71012	71011	71010	71009	71008	71007	71006	71005	71004	71003	71002	71001	71000	70999	70998	70997	70996	70995	70994	70993	70992	70991	70990	70989	70988	70987	70986	70985	70984	70983	70982	70981	70980	70979	70978	70977	70976	70975	70974	70973	70972	70971	70970	70969	70968	70967	70966	70965	70964	70963	70962	70961	70960	70959	70958	70957	70956	70955	70954	70953	70952	70951	70950	70949	70948	70947	70946	70945	70944	70943	70942	70941	70940	70939	7093
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SEC.	NOE							
	NET/ NWL/ SWL/	SEI/	NET/ NWL/ SWL/	SEI/	NET/ NWL/ SWL/	SEI/	NET/ NWL/ SWL/	SEI/
TOTAL								

[illegible][illegible][illegible][illegible][illegible][illegible][illegible][illegible][illegible][illegible][illegible]

Total number of acres for residential

Explain any significant increase in area irrigated since first use, give dates and acreages if known.

b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch
_____. The other users and their respective
interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered 6 pigs , 150 head
Sheep

7. Where water is used for domestic or municipal purposes give number of families served 8
name of town supplied None

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
This well has been used for years for culinary purposes. The drilling date
is just an estimate. The water is used for the farmstead,
pits & shop at the place described in Item 2.

State of Idaho

County of Madison } ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the
foregoing claim to a water right, together with all attached information, and that the matters and facts therein are
true to the best of the affiants knowledge.

Cal-Ida Inc. Clair Robinson
Claimant

Sworn to before me this 21st day of February, 1973.

Loy W. Rigby
Notary Public
Residing at Lewiston, Idaho

My commission expires 1-26-75

For Department Use Only

Received by <u>DA</u> Date <u>2/26/73</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>NCY</u> Date <u>3-2-73</u>	_____	_____	_____
Fee received by <u>DA</u> Date <u>3-2-73</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by <u>NCY</u> <u>3-2-73</u>	_____	_____	_____
Published in <u>Ripley Star</u> Dates <u>3-8-73</u>	_____	_____	_____
<u>Publication app'd - NCY 4/9/73</u> , 31 4007			

RECEIVED

MAY 19 1901

Department of Water Administration

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	May 18, 1871	amount:	0.8 c.f.s. or	acre feet
	June 1, 1901	amount:	0.4 c.f.s. or	acre feet
Total claimed:	1.2 c.f.s. or		acre feet	

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.

9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing a Claim to a Water Right is \$10.00. Your claim and fee may be submitted to one of the following offices:

Northern District
Idaho Dept. of Water Administration
401 Front Avenue, Room 209
Coeur d'Alene, Idaho 83814

Southern District
Idaho Dept. of Water Administration
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Eastern District
Idaho Dept. of Water Administration
240 South Holmes
Idaho Falls, Idaho 83401

Western District
Idaho Dept. of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Affidavit of Publication

THE RIGBY STAR

RECEIVED

APR 1 1973

Department of Water Administration
Boise, Idaho 83726

STATE OF IDAHO
County of Jefferson

ss.

I, Hope B. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes annotated section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that said attached notice, advertisement or publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

~~78~~ Consecutive issues thereof; first publication having been made on the

1st day of March, 1973

and the last publication on the

15th day of March, 1973

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bona fide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this 6th

day of April, 1973
(SEAL)

R. H. Farnum
Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires _____, 19____

Publication Fee: \$ 11.84

MY COMMISSION EXPIRES JULY 15, 1974

NOTICE OF CLAIM
TO A WATER RIGHT
NO. 31-4007

Notice is hereby given that California, Inc., Newdale, Idaho has filed a claim to a water right established diversion and application to beneficial use of 0.05 cubic feet per second of water from a ground-water source with point of diversion in the SW 1/4 SW 1/4, Sec. 27, T. 8N, R. 3E, S. 1W, Jefferson County; the water is claimed to be used from Jan. 1 to Dec. 31 for domestic purposes for 8 families with associated farm animals with a priority of January 1, 1920; the place of use is within the SW 1/4 SW 1/4, Sec. 27, T. 8N, R. 3E, S. 1W.

Any exception to this claim-water right may be filed with Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON,
Director

Published in The Rigby Star, Rigby, Idaho, March 15, 1973

31 4007

April 9, 1973

RE: Claim to a Water Right No. 31-4007

Cal-Ida, Inc.
Newdale,
Idaho 83436

Gentlemen:

The Department of Water Administration has completed the processing of your claim to a water right and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:cw

Enc: Copy of Claim

31 4007

March 2, 1973

Mr. Clair Robinson
Cal-Ida, Inc.
Newdale, ID 83436

Dear Mr. Robinson:

Attached herewith is departmental receipt Nol 7109 in the amount of \$10 for the claim to a water right which was received in this office in the name of Cal-Ida, Inc.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

Attachment

31 4087

March 2, 1973

Re: Claim No. 31-4007 - Cal-Ida, Inc.

Rigby Star
Box 37
Rigby, ID 83442

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 4/9/73 by CD

NCY:BA
Enc: Legal notice

31 4007

*Telephoned for affidavit
and bill 4-6-73*

NOTICE OF CLAIM TO A WATER RIGHT

NO. 31-4007

Notice is hereby given that Cal-Ida, Inc., Newdale, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 0.05 cubic feet per second ~~approximately~~
of water from a ground-water source
with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 8N, R. 36E, B.M.,
Jefferson County;

The water is claimed to be used from Jan. 1 to Dec. 31 for domestic
purposes for 8 families with associated farm animals
with a priority of January 1, 1920;
the place of use is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 8N, R. 36E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho,
83401.

R. KEITH HIGGINSON

Director

Published in the The Rigby Star, Rigby, Idaho
on March 8, and March 15, 1973

NCY

31 4007

February 26, 1973

Mr. Clair Robinson
Cal-Ida, Inc.
Newdale, ID 83436

Dear Mr. Robinson:

We are returning your claim to a water right, as there is additional information required. As this is a notarized document, all changes or additions should be made by you.

1. In Item 2 the point of diversion, source (ground-water), and county should be entered in ink or typed in.
2. In Item 3 the quantity of water claimed should be listed for each priority date, and the total claimed should also be listed.. The capacity of the pump is listed as 20 gallons per minute; thus, a reasonable diversion rate to claim would be .05 c.f.s. It is not necessary to list a volume in acre feet.
3. The statutory filing fee of \$10 must be submitted with your claim.

If you have any questions, please do not hesitate to contact this office.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:ba

Enc: claim

P.S. Will you please indicate in Item 9 the place of use of the water.

31 4007