

RECEIVED

APR 26 1971

Department of Water Administration

AFFIDAVIT OF PUBLICATION

..... Gary D. Cash being first duly sworn, says he is the Office Manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 14th day of April, 1971, and the last publication on the 21st day of April, 1971 and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Gary D. Cash

Subscribed and sworn to before me this 21st day of April, 1971

Richard C. Hatch, Notary Public for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF CLAIM TO A WATER RIGHT
No. 78 - 4017

Notice is hereby given that the City of Riggins, Box 249, Riggins, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 0.71 cubic feet per second of water from a ground water source with point of diversion in Lot 3, Sec. 15, T. 24N, R. 1E, B.M., Idaho County. The water is claimed to be used from Jan. 1 to Dec. 31 for municipal purposes with a priority of October, 1951; the place of use is within the City of Riggins. Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho. R. KEITH HIGGINSON Director Published in the Idaho County Free Press, Grangeville, Idaho, on April 14 and April 21. A14-21

78 4017

Identification No. _____
Claim No. 78-4017²
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 CITY OF RIGGINS
post office address BOX 249 RIGGINS, IDAHO
2. The point of diversion is in LOT 3¹/₄ of Section 15 Township 24N
Range 1E B.M. located on Main Salmon River ground water
(name of source)
tributary to _____ in Idaho 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:
October 1951 amount: .71 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed _____ 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 Municipality period of use from Jan. 1 to Dec. 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 _____
_____; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; with 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 180 feet; diameter of well is 12 inches; type of pump is Johnson 30 HP
capacity of pump is 320 g.p.m.; name and address of well driller is Russell Cowe
1514 Longmonte Ave. Boise, Idaho;

78 4017

attach well logs if available; has there been any change in pump or motor since well was first completed _____; 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 of 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 date and dimensions if possible _____

d. If water is stored: name of reservoir 100,000 Gal. Metal Tank ;
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 _____;
is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

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

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

[illegible]

Total number of acres to be irrigated _____

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 _____

7. Where water is used for domestic or municipal purposes give number of families served 207
name of town supplied City of Riggs, Idaho

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 _____

State of Idaho }
County of Idaho } 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.

Sworn to before me this 26 day of March, 1971.

Shelton Heath
Claimant
Walt Schlachter
Notary Public
Residing at Riggs, Idaho

My commission expires Jan 15, 1972

For Department Use Only

Received by <u>4</u>	Date <u>3/29/71</u>	Exception filed by:	Forwarded to claimant by:	Date
Prelim. check by <u>22</u>	Date <u>3-29-71</u>			
Fee received by <u>22</u>	Date <u>3/29/71</u>	Fee \$ <u>10.00</u>		
Approved for publication by			78 4017	
Published in <u>Idaho County</u>	Dates <u>4-14 & 4-21, 1971</u>			
Free Press at Grangeville, Idaho				

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:	<u>May 18, 1871</u>	amount:	<u>0.8 c.f.s.</u>	or	<u> </u>	acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4 c.f.s.</u>	or	<u> </u>	acre feet
		Total claimed:	<u>1.2 c.f.s.</u>	or	<u> </u>	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 this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

AFFIDAVIT OF PUBLICATION

..... Gary D. Cash being first duly sworn, says he is the Office Manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 14th day of April, 1971, and the last publication on the 21st day of April, 1971 and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Gary D. Cash

Subscribed and sworn to before me this 21st day of April, 1971

Richard C. Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

78 4017



CITY OF RIGGINS

GROWING WITH IDAHO



Riggins, Idaho 83549

3-29-71

I hereby certify that the City of Riggins, Idaho is supplied water from a well of which the main source of supply is ground water.

Clarence H. Patterson
Signature *Mayor*

Subscribed and sworn to before me this 31 day of March 1971.

Doris A. Allison
Notary Public for Idaho
Residing at Riggins, Idaho

78 4017



CITY OF RIGGINS

GROWING WITH IDAHO



Riggins, Idaho 83549

3-29-71

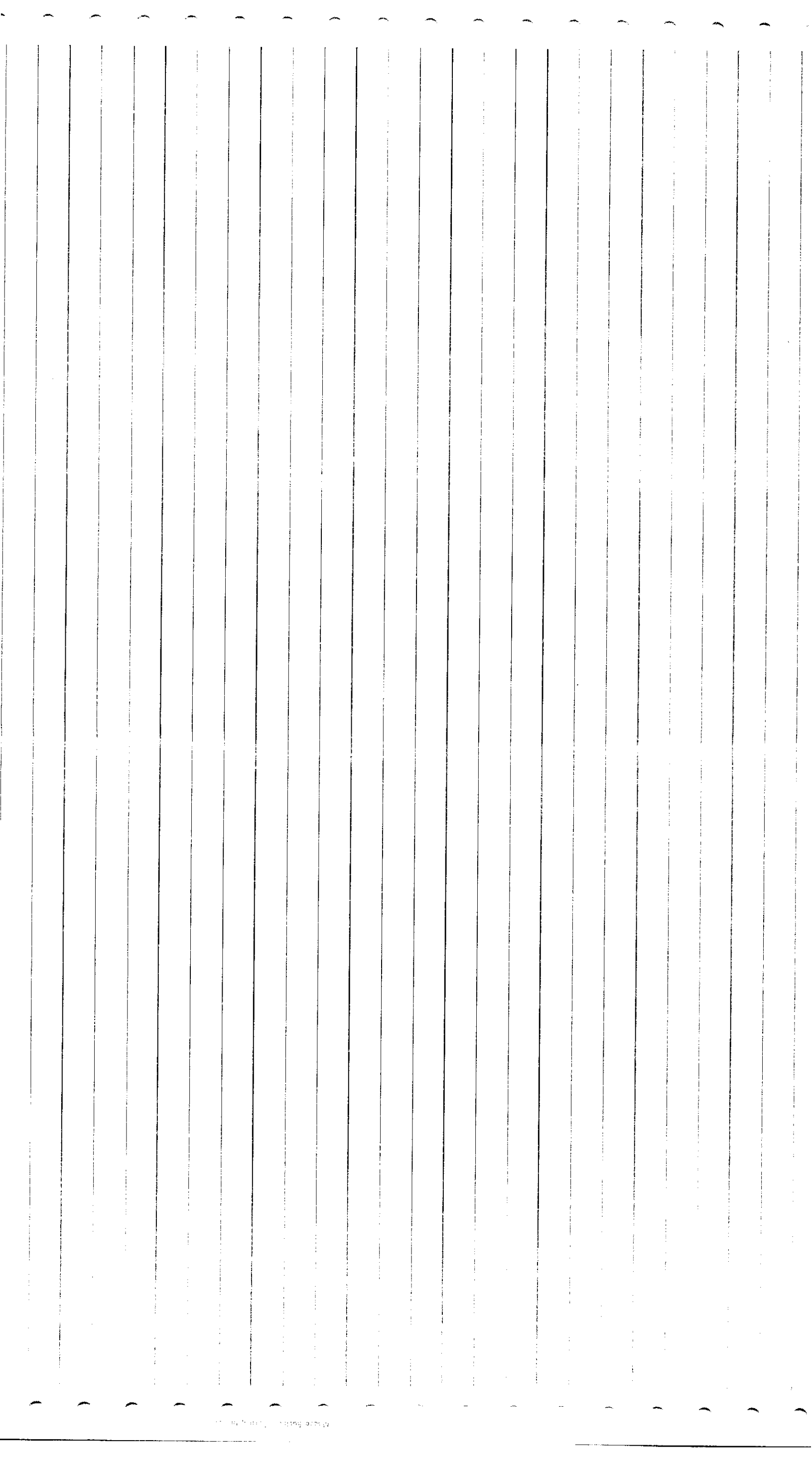
I hereby certify that to the best of my knowledge, the City of Riggins, Idaho drilled a well for drinking purposes approximately June, 1951 and this well was in operation by October, 1951. This well has been in continuous use since this date and is the only source of supply of drinking water being used.

Evidence of above statements is substantiated by records on file at the City Hall in Riggins, Idaho, and by my personal knowledge.

Elmer H. Patterson
Signature Mayor

Subscribed and sworn to before me this 31 day of March
19 71.

Doris A. Allison
Notary Public for Idaho
Residing at Riggins, Idaho



ACTION

A DIVERSION POINT - 15 246 OIE LOT 03
B DIVERSION POINT - BASE 15 246 OIE LOT 03

ACTION

N OWNER LAST NAME - CITY OF RIGGINS

N ADDRESS LINE 1 - P.O. BOX 249

N CITY - RIGGINS

STATE - ID ZIP CODE - 83549

N SOURCE - GROUNDWATER

N STAGE - STATRY CLM

PRIORITY - 10-01-1951

COUNTY - IDAHO

TOTAL DIV. RATE -

.7100CFS

N DIVERSION POINT - 15 24N 01E LOT 03

N FROM - 01-01 TO - 12-31 USE - MUNICIPAL

USE DIV. RATE -

.7100CFS

N REMARKS - P/U WITHIN CITY LIMITS OF RIGGINS.

3/79

IDENT. NO. 78-4017

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

1. Original Owner: City of Biggins

Present Owner: _____

2. Address: P.O. Box 249

3. City: *Biggins* State: *ID* Zip: *83549*

4. A. Source of Water: *gnd*

B. Tributary of:

5. A. Stage (A,P,L,D,S,J):

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 10-1-1951

D. County: 49

E. Total Diversion Rate: 7%

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't Lot</u>	<u>Rediv.</u>
6. A. Point of Diversion		15	24N	1E	3	

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for m purposes. Amount .71
(cfs or ~~MG~~-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from		to		for		purposes.	Amount
------	--	----	--	-----	--	-----------	--------

from		to		for		purposes.	Amount
------	--	----	--	-----	--	-----------	--------

8. Use Code: **B**

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. *Pls within city limits of Biggins.*
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

May 10, 1971

Re: Claim to a Water Right No. 78-4017

City of Riggins
c/o City Clerk
Box 249
Riggins, Idaho 83549

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,

Donald W. McEldowney
Appropriation Supervisor

DWM:dr
Enclosure: Copy of claim

78 4017

April 6, 1971

Re: Claim No. 78-4017 - City of Riggins

Idaho County Free Press
Box 267
Grangeville, Idaho 83530

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 our 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 date. 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,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Legal notice

*Bill submitted
4-28-71
de*

78 4017

**NOTICE OF CLAIM TO A
WATER RIGHT**

No. 78-4017

Notice is hereby given that the City of Riggins, Box 249, Riggins, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 0.71 cubic feet per second of water from a ground water source with point of diversion in Lot 3, Sec. 15, T. 24N, R. 1E, B.M., Idaho County.

The water is claimed to be used from Jan. 1 to Dec. 31 for municipal purposes with a priority of October, 1951; the place of use is within the City of Riggins.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho.

R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press, Grangeville, Idaho, on April 14 and April 21. A14-21

O.K.
4-13-71
B.B.

78 4017

NOTICE OF CLAIM TO A WATER RIGHT

No. 78-4017

Notice is hereby given that the City of Riggins, Box 249,
Riggins, Idaho,

has filed a claim to a water right established by diversion and appli-
cation to beneficial use of 0.71 cubic feet per second ~~acre feet~~
of water from ~~the Salmon River~~ a ground water source
with point of diversion in ~~the~~ Lot 3, Sec. 15, T. 24N, R. 1E, B1M.,
Idaho County

The water is claimed to be used from Jan. 1 to Dec. 31 for
municipal purposes
with a priority of October, 1951;
the place of use is within the City of Riggins

Any exception to this claim of water right may be filed with the
Idaho Department of Water Administration., Statehouse, Boise, Idaho.

R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press, Grangeville, Idaho,
on April 14 and April 21.

78 4017

March 31, 1971

City of Riggins
Box 249
Riggins, Idaho 83549

Gentlemen:

Returned herewith is your receipt No. 5827 in the amount of \$10.00
for your Claim for Water Right application,
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

78 4017

1

March 23, 1971

CITY OF RIGGINS
Post Office Box # 249
Riggins, Idaho 83549

ATTENTION: Willetta Heath, Clerk

Dear Mrs. Heath:

We are returning the claim to a water right and check #92-136 in the amount of \$10.00, submitted in the behalf of the City of Riggins.

Item #3a of the claim should list the priority which would be the first date of the use of the well and a quantity of water in cubic feet per second that is used for the municipal consumption. Item #3b should list the period during each year that the water is used, such as January 1, through December 31.

We are also enclosing a new claim to a water right form for your use in this matter. If you should have any questions in completing this form, please feel free to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cm

Enc: claim to a water right form
original claim to a water right
check (\$10.00)

78 4017