

R 39 E

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N

19

OS # 191-814

P.D. and place of use

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.

Mitchell Ball
(Applicant)

RECEIVED

OCT 9 1974

Department of Water Resources
Eastern District Office

Affidavit of Publication

THE RIGBY STAR

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 at the times herein mentioned said newspaper as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

Two Consecutive issues thereof; first publication having been made on the

26th day of *Sept*, 1974

and the last publication on the

3rd day of *Oct*, 1974

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 bonafide subscribers in Jefferson County.

Hope B Jones

Subscribed in my presence and sworn to before me this *8th*

day of *October*, 1974
(SEAL)

R H Hamme

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

My commission expires _____, 19____

Publication Fee: \$ *1148*

MY COMMISSION EXPIRES JULY 15, 1977.

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Mitchell Ball, Rt. No. 1, Box 228, Rigby, Idaho has on 9/18/74 submitted Application No. 25-7060 for a permit to appropriate 0.04 cubic feet per second of water from a ground-water source by means of well and pump within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, T. 4N, R. 39E B.M., Jefferson County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family, within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, T. 4N, R. 39E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before October 15, 1974.

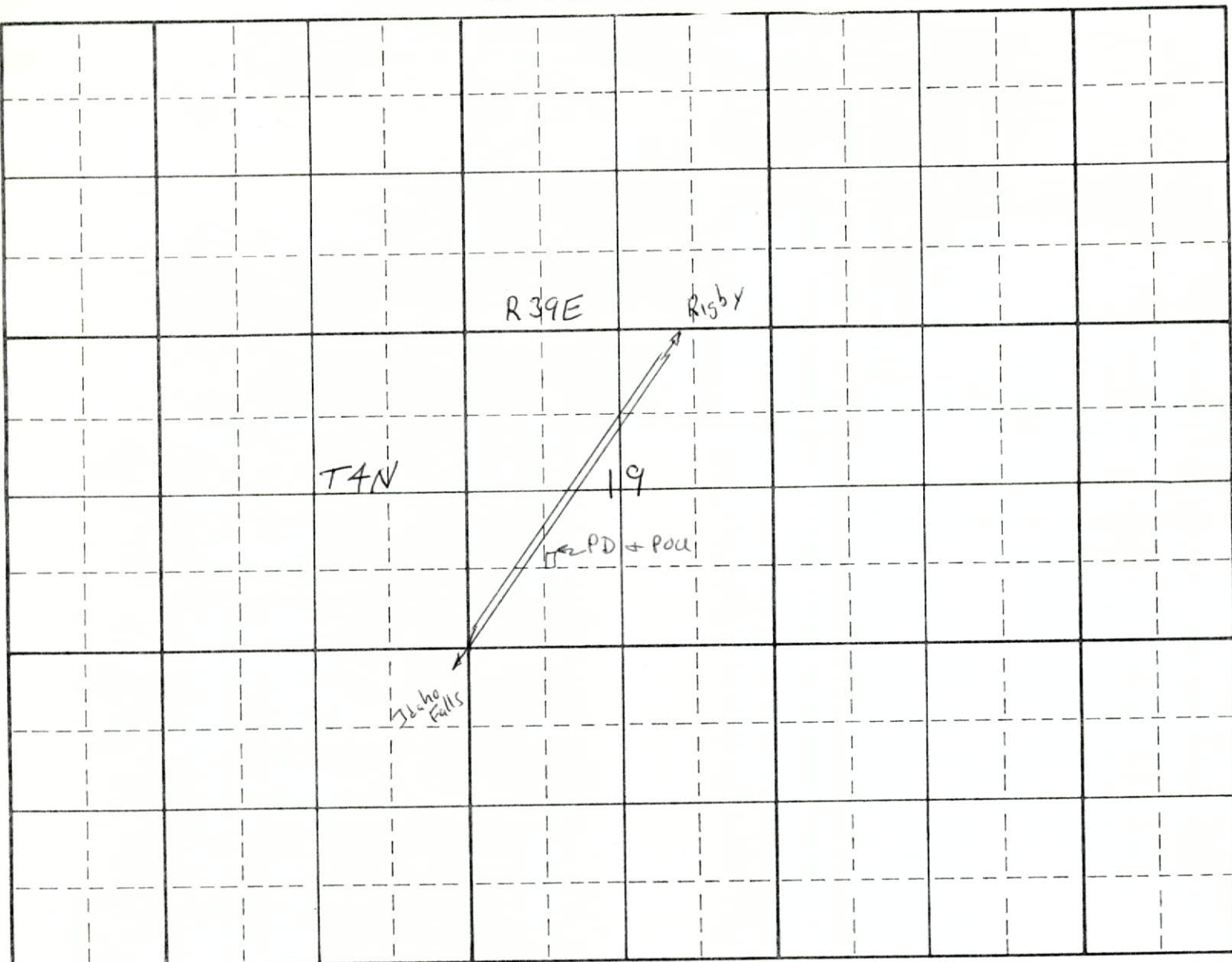
R KEITH HIGGINSON
Director

Publish in The Rigby Star, Rigby, Idaho on September 26 and October 3, 1974.

MICROFILMED

Location confirmed at Jefferson County Courthouse

MAP (Attach Aerial .o)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NE 1/4 of SW 1/4 SECT 19 T4N R39E

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	39E	19									X								

Recommended Amendments:

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☒ None
☐ Other

Examiner's Signature

Checked by

Approved by

Date

Date

Date

9-15-81

10-27-81

11/4/81

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 25-7060 Priority September 18, 1974 Amount .04 cfs

THIS IS TO CERTIFY, that Mitchel Ball
of Rigby, ID, has complied with the terms and conditions of Permit
No. 25-7060 issued pursuant to Application for Permit dated September 18, 1974,
and has submitted proof to the Department of Water Resources on August 7, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (1 unit)	from Jan 1 to Dec 31	at .04 cfs	and 1.2 acre feet
	from _____ to _____	at _____ cfs	and _____
	from _____ to _____	at _____ cfs	and _____

(both dates inclusive)

Subject, however, to the condition that no more than .04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the NESW Section 19, Twp 4N,
Rge 39E in the County of Jefferson

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	39E	19																	

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
November, 19 81

Acting for the

Director

Norman C. Young

25 7060

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
 (TYPE OR PRINT IN INK)

1. Name of applicant Mitchel Ball
 post office address Route #1, Box 228, Rigby, Idaho PH: 745-7231
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 19 Township 4N
 Range 39E B.M. Jefferson County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
 of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
 Amount 0.04 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or ~~acre-feet per annum~~)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
 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. Well and pressured system

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
 Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is N6 inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
 b. Estimated construction cost is \$ 1,500.00.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 19 Township 4N
 Range 39E B.M.
 (2) Amount of power to be generated: _____ hp under _____ feet of head.
 (3) List number of each kind of livestock to be watered _____

 (4) Name of municipality to be served _____, or number of families to be supplied with domestic water one.
 (5) If water is to be used for other purposes describe: _____

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b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

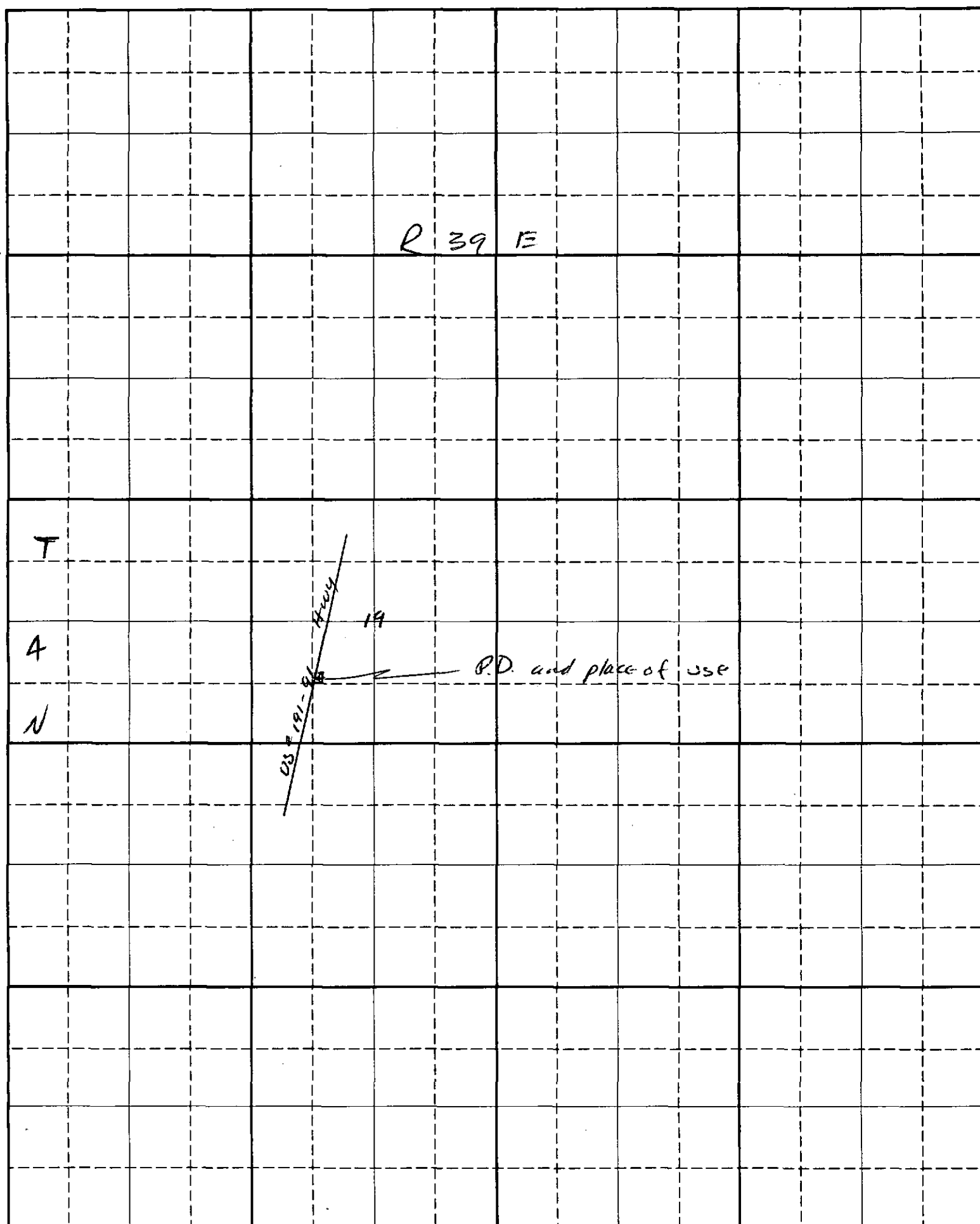
Total number of acres to be irrigated_____

c. Describe any other water rights used for the same purposes as described above._____
Has 1 share in Alliance Canal for irrigation

9. a. Who owns the property at the point of diversion_____ Applicant
- b. Who owns the land to be irrigated or place of use_____ Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing_____

10. Remarks Applicant has one acre of land, irrigation will be water from Alliance Canal.

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



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.

Mitchell Ball
(Applicant)

Received by MB Date 9-18-74 Time 11:00 A
Preliminary check by MB Fee \$ 10.00
Receipted by MB Date 9-18-74 # 13061
Publication prepared by CB Date 9/19/74
Published in Highway Star
Publication dates 9/26 + 10/3/74
Publication approved MB Date 10-9-74
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RDC de NYS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 25-7060, and said application is hereby APPROVED.

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 October 1, 1979.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 24 day of October 19 74.

L. Karl Higin
Director

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

JF 9/19/74

25 7060

Application No. Bail

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated, ~~with comment~~
☒ Map
☒ Signature
☒ Fee

(1) JF "

In form to receipt Yes

(2) " "

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) " "

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant

(4) JF 9/19/74

In form for advertising Yes

(5) " "

Platted on Map No. "

(6) " "

Located within Water District No. N. A.

(7) " "

Critical groundwater area: yes " no ☒

(8) JF "

Groundwater levels:

" Declining, " Stable, " Increasing

(comment) No close obs wells

(9) JF "

Other rights on the same place of use

(10) " "

Comments: "

(11) MB 10-9-74

Affidavit of Publication received(date) Oct 9, 1974

(12) MB 10-15-74

Final date for protests October 15, 1974
Protests received: yes " no ☒

(13) RDC 10/15/79

All requested information received from agencies or applicant: yes ☒ no "

(14) " "

Action recommended:

☒ Approve " Deny

" Proposed Priority

" Reason for Reduction

NO Measuring device required

" See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District E

By RDC

Date 10/15/79

RECEIVED
OCT 9 1974

Department of Water Resources
Eastern District Office

Affidavit of Publication
THE RIGBY STAR

STATE OF IDAHO, } ss.
County of Jefferson }

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 at the times herein mentioned said newspaper as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for Two Consecutive issues thereof; first publication having been made on the 26th day of Sept, 1974

and the last publication on the 3rd day of Oct, 1974

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 bonafide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this 8th day of October, 1974.
(SEAL)

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

My commission expires _____, 19____

Publication Fee: \$ 11.48

MY COMMISSION EXPIRES JULY 15, 1977

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Mitchell Ball, Rt. No. 1, Box 228, Rigby, Idaho has on 9/18/74 submitted Application No. 25-7060 for a permit to appropriate 0.04 cubic feet per second of water from a ground-water source by means of well and pump within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, T. 4N, R. 39E B.M., Jefferson County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family, within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, T. 4N, R. 39E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before October 15, 1974.

R KEITH HIGGINSON
Director

Published in The Rigby Star, Rigby, Idaho on September 26 and October 3, 1974.

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OK WATER RIGHT NUMBER 25-7060

OWNER LAST NAME - BALL FIRST NAME - MITCHEL ORIG OWNER -
ADDRESS LINE 1 - RT. 1 BOX 339 ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - RIGBY STATE - ID ZIP CODE - 83442
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - LICENSE STATUS - PRIORITY - 09-18-1974 COUNTY - JEFFERSON TOTAL DIV. RATE - .0400 -CFS
TOTAL DIV. VOLUME - 1.20 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NESW 19 04N 39E LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - 01-01 TO - 12-31 USE - DOMESTIC USE DIV. RATE - .0400 CFS USE DIV. VOLUME - 1.20 AFA
USE - DOMESTIC PLACE OF USE - TWN 04N RNG 39E SEC 19 TRACT NESW LOT AC
DECREE NAME - DATE - TOTAL ACRES 0
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE - ALLIANCE CANAL
PROOF DUE - 10-01-1979 PERMIT/DENIED - 10-26-1974 PROTESTED - HEARING - OLD NO. -
PROOF MADE - F FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS - WELL & PUMP.

Initials	Date	Item
		Original form entered
		Edit Report Correct
		Date Protested
		Date of Hearing
		Date Approved/Denied (Proof due date, stage and/or status, conditions of approval, water district)
		Record Verified
		Amendment Approved
		Extension Approved
		Partial Proof
		Proof Complete
		Field Exam Received
		Field Exam Accepted and changes entered
		License Signed
		Transfer Approved
		Keypunched by State Office
		License update
		G G FEB 27 1984 VERIFIED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

December 3, 1981

RE: Permit No. 25-7060

Mitchel Ball
Route #1, Box 339
Rigby, ID 83442

Dear Mr. Ball:

Enclosed is a copy of the Water Right License issued on the above referenced Permit.

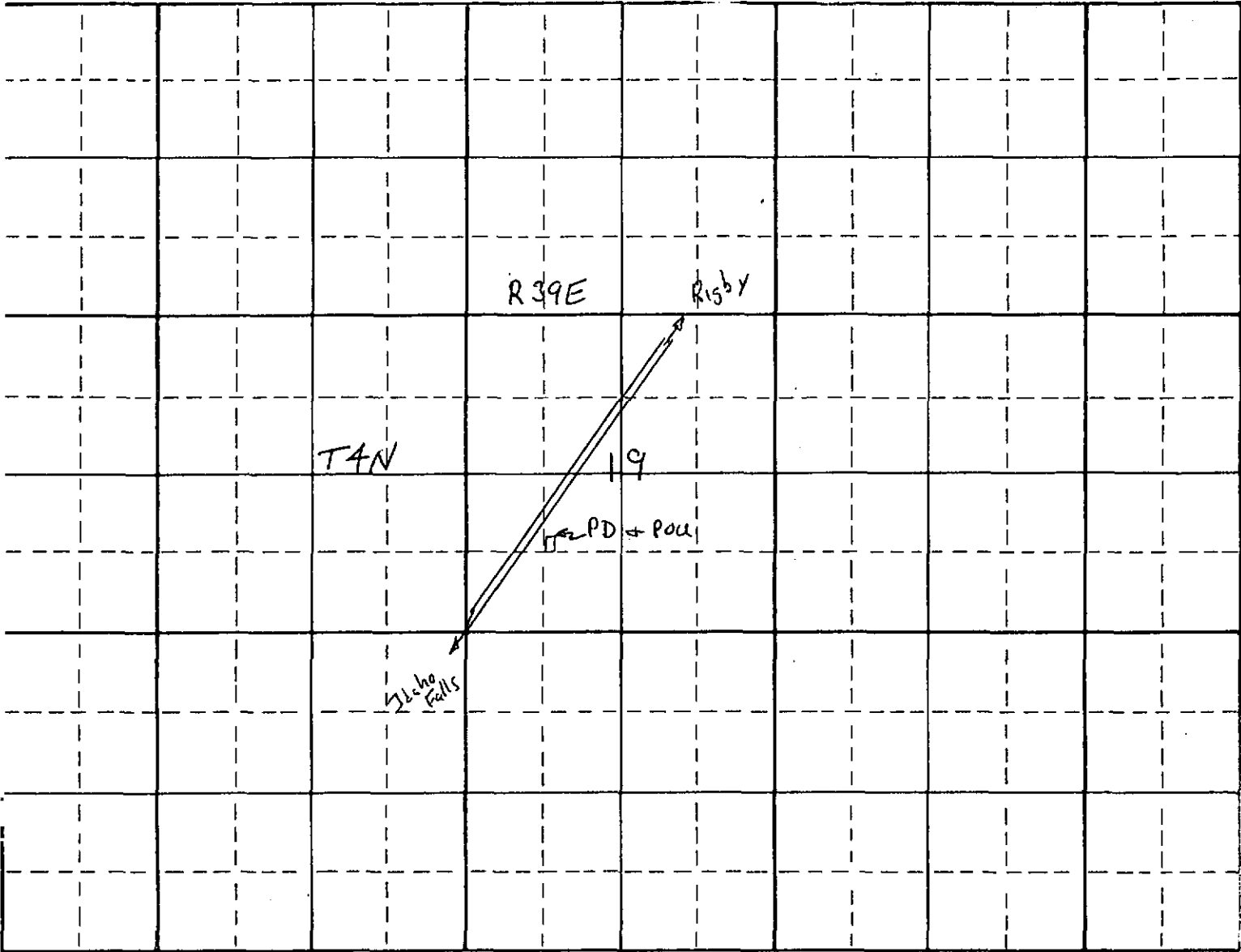
Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

RECEIVED
DEC 10 1981

No Overlap



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NE 1/4 of SW 1/4 SECT 19 T4N R39E

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>T4N</u>	<u>R39E</u>	<u>19</u>									X								

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

Examiner's Signature [Signature]
 Checked by [Signature]
 Approved by [Signature]

Date 9-15-81
 Date 10-27-81
 Date 11/4/81



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

September 19, 1979

RE: Permit No. 25-7060

Mitchel Ball
Rt. #1, Box 223
Rigby, ID 83442

Dear Mr. Ball:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

JACKIE S. DENNING
Senior Clerk

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 25-7060

Name(s) of Permit Holder: Mitchel Ball

Post Office Address: Route 1, Box 339, Rigby, Idaho

Ph 745 7231

Source of Water: groundwater

Extent of Use: ☒ Domestic 2 (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

Measuring Device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No
 Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

August 7 1979
 Date

Mitchel Ball
 Signature of Permit Holder

MICHAEL

RECEIVED

AUG 7 1979

Department of Water Resources
Eastern District Office



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

PLACE
TEN CENT
STAMP
HERE



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2245

101149

July 31, 1979

Mitchell Ball
Route 1, Box 228
Rigby, ID 83442

Dear Mr. Ball:

One of the conditions of approval of your water Permit No. 25-7060 was that evidence of the extent of development must be submitted to this office on or before October 1, 1979. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,

RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED

October 30, 1974

Re: Permit No. 25-7060

Mr. Mitchell Ball
Route 1, Box 228
Rigby, Idaho 83442

Dear Mr. Ball:

Enclosed is a copy of your approved Application for Permit No. 25-7060. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

XXXXXXXXXXXXXXXXXXXXXXXXX RESOURCES

September 20, 1974

Re: Application for Permit No. 25-7060 Ball

The 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 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.

Very truly yours,

RONALD D. CARLSON
Acting District Engineer

Bill submitted

10-9-74

by

MB

RDC:MB

Enc: Legal Notice (1)

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

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Rt. #1, Box 228, Rigby, Idaho
has on 9/18/74 submitted Application No. 25-7060
for a permit to appropriate 0.04 cubic feet per second ~~acre feet per annum~~
of water from a ground-water source
by means of well and pump
within the NE1/4, Sec. 19, T. 4N, R. 39E, B.M., Jefferson County;

to be used from Jan. 1 to Dec. 31
for domestic purposes for one family

within the NE1/4, Sec. 19, T. 4N, R. 39E, B.M.

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R. KEITH HIGGINSON

Director

Published in the Rigby Star, Rigby, Idaho
on September 26 and October 3, 1974.

MICROFILMED

MB-L
MB-A