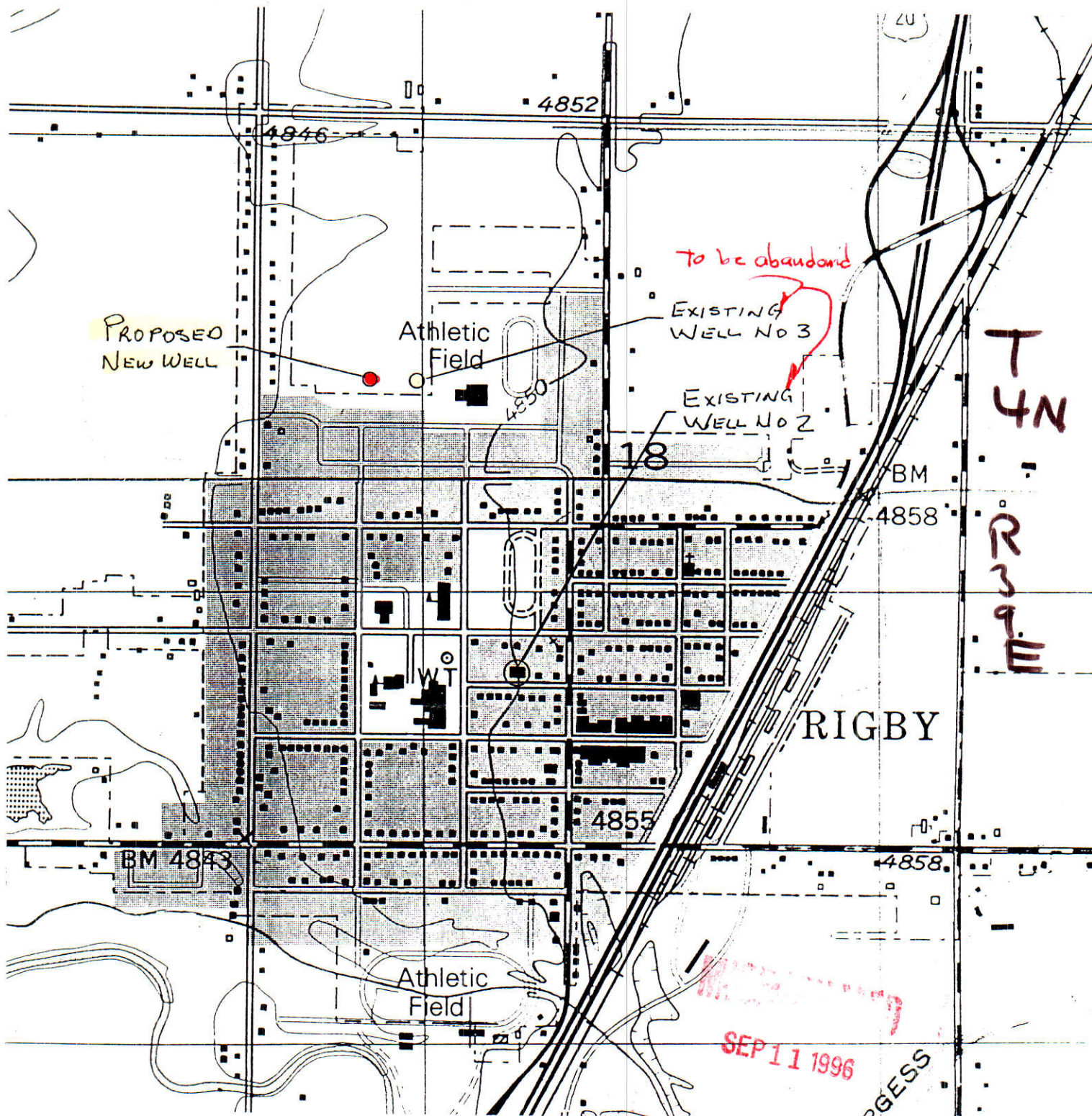


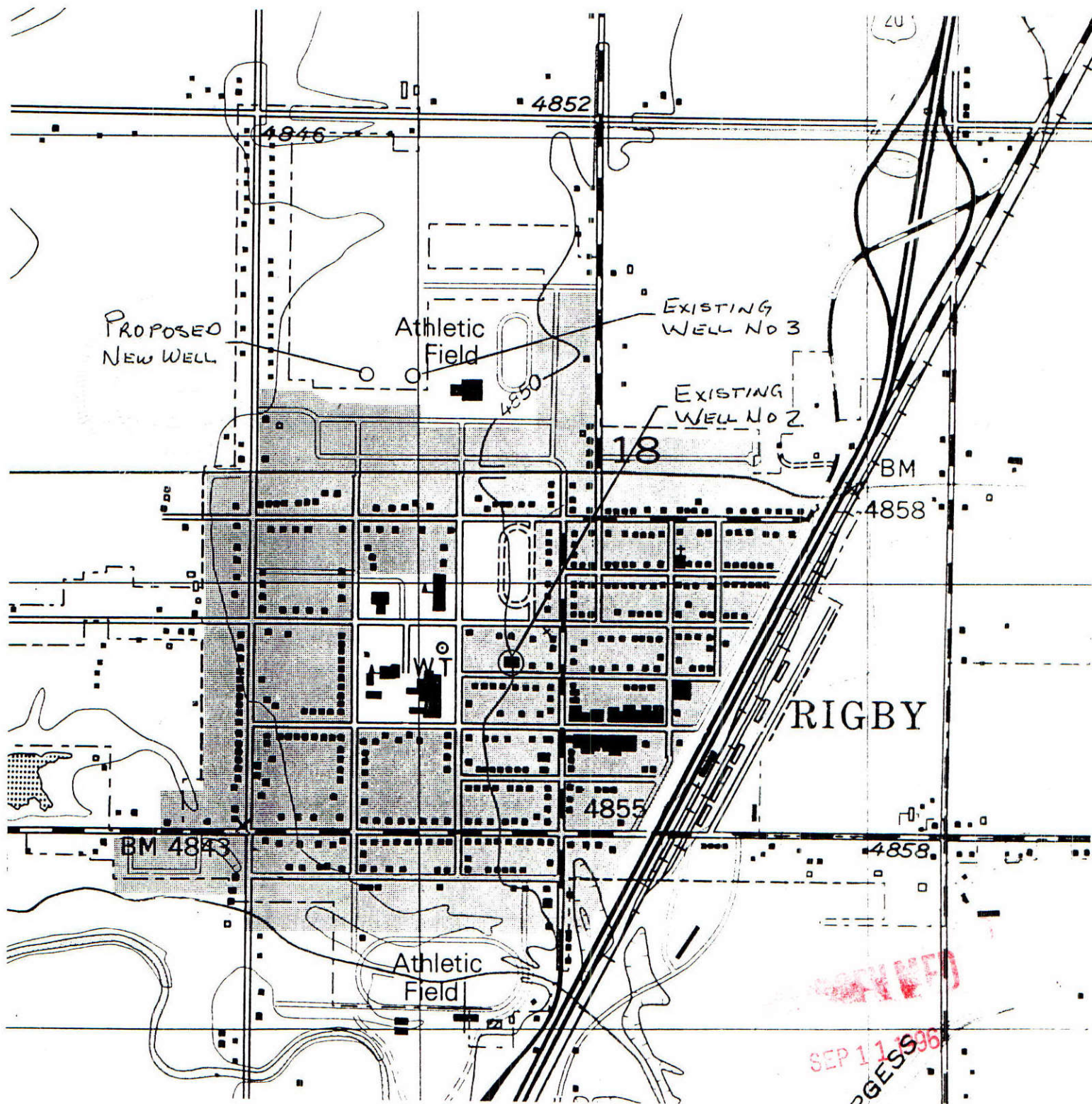
**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

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



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

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



SCALE: 2 inches equal 1 mile. Draw plan in

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 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

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

4th day of *May*, 19*72*

and the last publication on the

11th day of *May*, 19*72*

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 *18th*

day of *May*, 19*72*
(SEAL)

R. H. Teague
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, 1973

NOTICE OF CLAIM TO A WATER RIGHT NO. 25-4010

Notice is hereby given that the City of Rigby, 158 West Fremont, Rigby, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 2.80 cubic feet per second of water from a ground water source with point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, T. 4N R. 39E B.M. Jefferson County. The water is claimed to be used from Jan. 1 to Dec. 31 for municipal purposes for the City of Rigby with priority of January 1920 (1.45 c.f.s.) and March 1958 (1.35 c.f.s.) The place of use is within the corporate city limits of Rigby.

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 May 4 and May 11, 1972.

The Jefferson Star
Rigby, Idaho

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
County of Jefferson)

I, Terry Carr
of the Jefferson Star, published weekly at
Rigby, Jefferson County, Idaho, do
solemnly swear that the

*Notice of Proposed
Change of a Water Right Temp #1*
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in
any supplement issue thereof for 2
consecutive issues, the first publication
having been made on 3-20-96
and the last publication having been made
on 3-27-96.

Further, that said newspaper is one of
general circulation in said county; that it is a
legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide
subscribers living within the county of
publication; and that it has been
continuously and uninterruptedly published
in said county during a period of seventy-
eight consecutive weeks prior to the first
publication of the said notice.

Terry Carr

On this 28th day of March
in the year of 1996, before me, a Notary
Public, personally appeared

Terry Carr,

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 she
executed the same.

Cynthia Foster
Notary Public of Idaho

Residing at 1032 N. 1100 E. - Shelley ID

My commission expires March 8, 1999

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT TEMPORARY NUMBER # 1

Notice is hereby given that the City of
Rigby, 158 W. Fremont, Rigby, ID,
83442, has applied to the Department of
Water Resources to change point of
diversion and clarify amount of water
from a groundwater source. The rights
sought to be changed are evidenced by
claims and recorded as follows:

Claim No.: 25-04010

Source: groundwater

Amount: 2.80 cfs

Priority: 01/01/1920

Point(s) of Diversion: NESW, SEC 18,
T04N, R39E, Jefferson County

The water is used for municipal pur-
poses from 01/01 to 12/31 within the
CITY LIMITS OF RIGBY, WELL #2

Claim No.: 25-04011

Source: groundwater

Amount: 2.45 cfs

Priority: 06/01/1961

Point(s) of Diversion: SWNW, SEC 18,
T04N, R39E, Jefferson County

The water is used for municipal pur-
poses from 01/01 to 12/31 within the
CITY LIMITS OF RIGBY, WELL #3

Claim No.: A25-10496

Source: groundwater

Amount: 3.90 cfs

Priority: 03/01/1958

Point(s) of Diversion: SWNESW,
SESW, SEC 18, T04N, R38E, Jef-
ferson County

The water is used for municipal pur-
poses from 01/01 to 12/31 within the
CITY LIMITS OF RIGBY

TO BE CHANGED AS FOLLOWS:

Wells #2 and #3 will be abandoned
and replaced by a new well. Only 7.80
cfs of the water will be diverted from the
SWNW LOT 2 (NEW WELL), SWNESW
(WELL #1), SEC 18, T04N, R39E, Jef-
ferson County.

Any protests against approval of the
proposed change must be filed with the
Idaho Department of Water Resources,
900 N. Skyline Dr., Idaho Falls, ID,
83402, together with a protest fee of \$25
on or before April 8, 1996. The protes-
tant must also send a copy of the protest
to the applicant.

KARL J. DREHER

Director

Published in the Jefferson Star,
Rigby, Idaho, March 20 and 27, 1996.

RECEIVED

APR 01 1996

Department of Water Resources
Eastern District Office

RECEIVED

SEP 11 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

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

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

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
Right No. 25-04010 : MUNICIPAL Priority: 01/01/1920	01/01 to 12/31	1.45 CFS
Right No. 25-04011 : MUNICIPAL Priority: 06/01/1961	01/01 to 12/31	2.45 CFS
Claim No. A25-10496 : MUNICIPAL Priority: 03/01/1958	01/01 to 12/31	3.90 CFS
TOTAL:		7.80 CFS

SOURCE

GROUNDWATER

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

PLACE OF USE: See Remarks *

CONDITIONS OF APPROVAL AND REMARKS

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

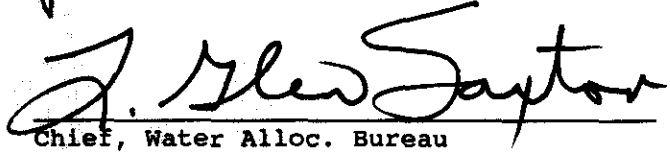
SEP 11 1996

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

CONDITIONS OF APPROVAL AND REMARKS

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

Dated this 16th day of August, 1996.


Chief, Water Alloc. Bureau



SEP 11 1996

PART 1

6. General Information:

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

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

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

N/A

d. Remarks:

None

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____.

SF 11 1996

- Part 2

WR0749NP
No. 25-04010

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/23/96
PAGE: 1

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

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T04N R39E S18

NESW

JEFFERSON County

Pou County:

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

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

Misc: Water District Number: Field Exam Fee:

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

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

SEP 11 1996

- PART 2

WR0749NP
No. 25-04011

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/23/96
PAGE: 1

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

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T04N R39E S18

SNNW

JEFFERSON County

Pou County:

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

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

Misc: Water District Number: Field Exam Fee:

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

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

No

If yes, describe

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SEP 11 1996

PART 2

AJ0749NP
No. A25-10496

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

DATE: 02/23/96
PAGE: 1

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

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

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

Place of use Legal Description for: MUNICIPAL

				NE				NW				SW				SE											
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
04N	38E	13	:																								
04N	38E	18	:																								
04N	38E	19	:																								
04N	38E	24	:																								

POU County: JEFFERSON

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

Other Rights: 25-04009, 04010, 04011

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

Dates: Exam Made Date: Verified Date:

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

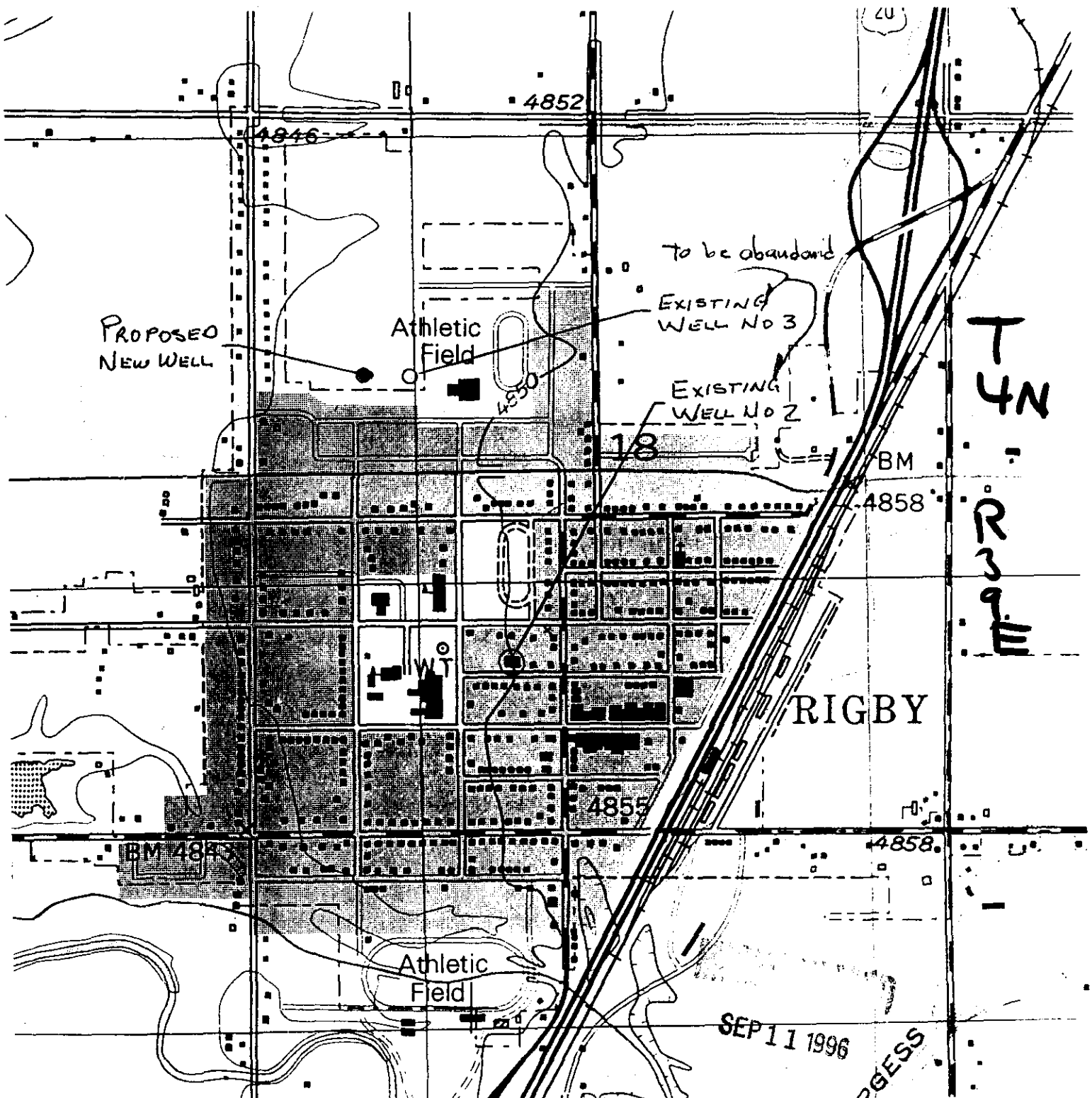
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

MAR 07 1996
Department of Water Resources
Eastern District Office

SEP 11 1996

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

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



SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 29th day of February, 19 96.

Nile Hall Mayor
(Signature of Applicant) - Mayor

My commission expires 2/6/97

Barbara C. Carney
(Notary Public)

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by HWT Date 2-21-96 3-7-96 Protest filed by _____Prelim. check by _____ Fee \$100Receipted by HWT #E021926 Date 2-21-96Published in Jefferson Star Copies of protest forwarded by _____Pub. dates March 21 & 28, 1996 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

RECEIVED
SEP 11 1996

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant CITY OF RIGBY Phone 208-745-8111
Post Office address 158 WEST FREMONT; RIGBY, ID 83442

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes EXISTING WELL IS LOCATED UNDER CITY HALL AND IS TOO SHALLOW FOR SAFE DOMESTIC DIVERSION. WILL BE COMIGNED WITH WATER RIGHT 25-0411 AS SAME LOCATION AND A NEW WELL DRILLED.

8. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|--|-------------------|-----------------------|------------------------------|--|
| <u>25-0411</u> | <u>06/01/61 -</u> | <u>2.45</u> | <u>MUNICIPAL</u> | <u>1-1</u> to <u>12-31</u> |
| <u>25-0410</u> | <u>01/01/20 -</u> | <u>1.45</u> | <u>MUNICIPAL</u> | <u>1-1</u> to <u>12-31</u> |
| <u>25-0410</u> | <u>03/01/58</u> | <u>1.35</u> | <u>MUNICIPAL</u> | <u>1-1</u> to <u>12-31</u> |
| <u> </u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> to <u> </u> |
| 2. Total amount of water being transferred | | <u>5.25</u> | cubic feet per second and/or | <u> </u> acre-feet per annum. |
| 3. Source of water | | <u>GROUNDWATER</u> | tributary to | <u>N/A</u> |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres MUNICIPAL

PART 1

6. General Information:

- a. Description of diversion system New 20-inch diameter well to 450 feet that will pump into a new 1,000,000 reservoir and then be pumped into the City's distribution system.

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

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

NO CHANGE

- d. Remarks:

NONE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____.



SEP 11 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. N/A Decreed to _____

in case of _____ vs. _____

dated _____ in _____ county of _____

b. License No. _____ issued by the Idaho Department of Water Resources.

c. Claim No. _____ on file with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

2. **Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:**

☐ **Tax Notice**☐ **Warranty Deed**☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

[illegible]

8. Lands irrigated or place of use:

[illegible]

Total acres 1996

9. Describe any other water rights used for the same purpose as described above _____

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

_____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

SEP 11 1996

Total acres _____

PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	<u>NO CHANGE</u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>
	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>

2. Quantity and quality of return flows and location of discharge:

N/A

3. Describe effects on other water uses resulting from the proposed change:

NONE

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Nile H. Hall **MAYOR**
(Signature of Applicant)

Subscribed and sworn to before me this 20th day of February, 19 96.

Deana Heyward
(Notary Public)

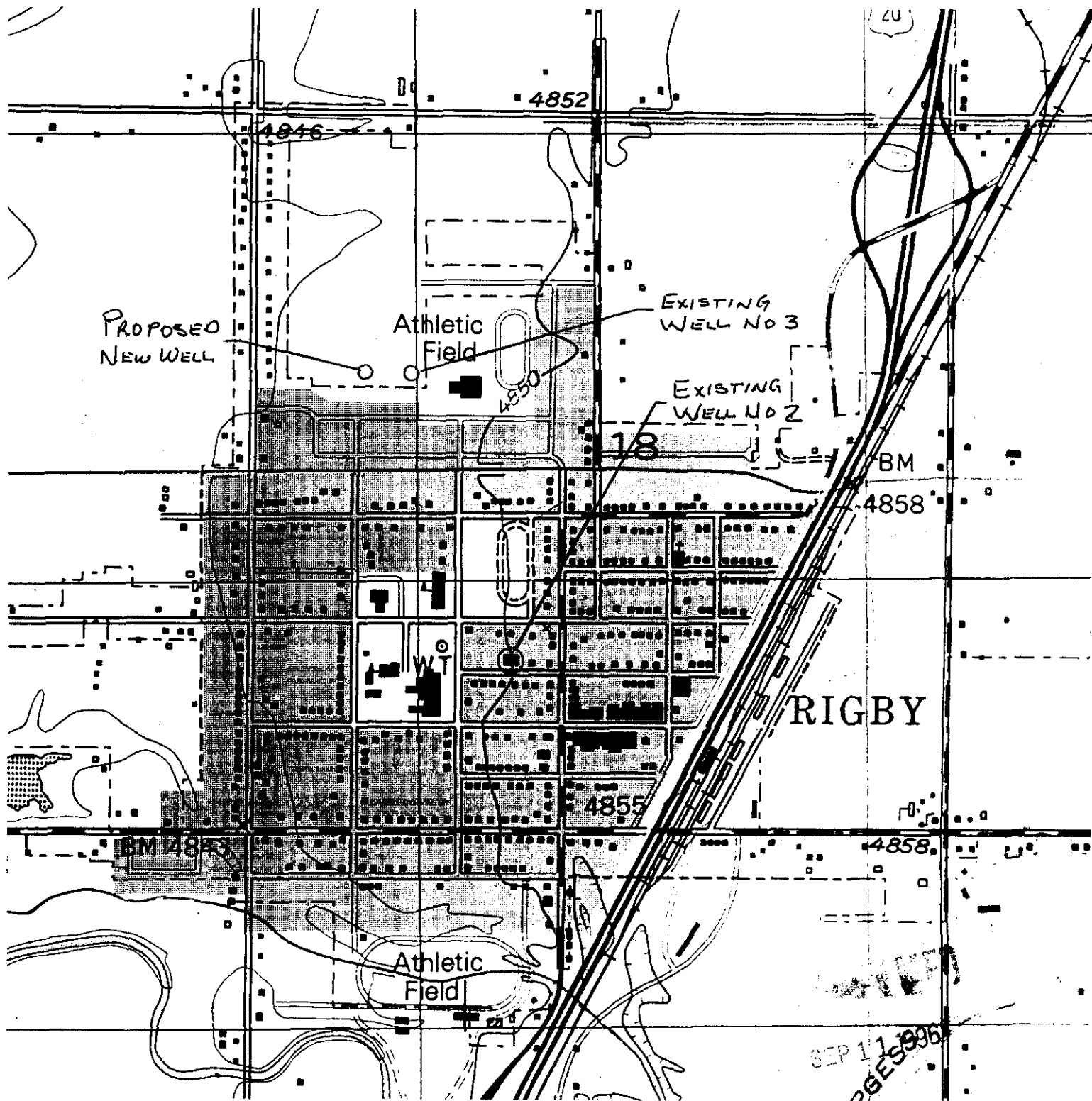
My commission expires 9/15/2000

FOR DEPARTMENT USE ONLYTransfer contains pages and attachmentsReceived by HWT Date 2-21-96 Protest filed by Prelim. check by Fee \$100Receipted by HWT #E021936 Date 2-21-96Published in Copies of protest forwarded by Pub. dates Hearing held by Date Watermaster recommendation requested on Recommended for ☒ approval ☐ denial rec'd. by RDCCopy of transfer sent to lien holder

SEP 11 1996

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

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



25 4010

Identification No. _____

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 CITY of RIGBY
post office address 158 West Fremont, Rigby, Idaho 83442
2. The point of diversion is in NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 18 Township 4N
Range 39E B.M. located on Ground Water (Well #2)
(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:

<u>January, 1920</u>	amount: <u>1.45</u>	c.f.s. or <u>--</u>	acre feet
<u>March, 1958</u>	amount: <u>1.35</u>	c.f.s. or <u>--</u>	acre feet
	amount: _____	c.f.s. or _____	acre feet
Total claimed <u>2.80</u> c.f.s. or <u>--</u> 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 Municipal 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; 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 175 feet; diameter of well is 14 inches; type of pump is Pomona deep well turbine, 50hp motor
capacity of pump is 650 g.p.m.; name and address of well driller is Driller unknown.
_____ ;

attach well logs if available; has there been any change in pump or motor since well was first completed YES; if so, give dates and explain Larger pump having 1250 g.p.m. capacity was installed in March, 1958.

- c. Conveying works: length of ditch to place of use is N.A. 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 8 inches; type of pipe Cast Iron; 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 250,000 gal. storage tank on 100 ft. legs; well is pumped into city mainline.

- d. If water is stored: name of reservoir _____; total capacity of ^{tank}reservoir is 250,000 ^{gal.}acre feet; active capacity of reservoir is _____ acre feet; year construction commenced 1953; year completed 1953; date first used 1953; period of storage is from Jan. 1 to Dec. 31; is reservoir drained each year NO; 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 YES, if so, give dates and describe A 60,000 gal. tank was used prior to the new tank being installed in 1953.

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

TWP.	RANGE	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	
4N	38E	13	X			X								X			X	X	
		24	X	X															
4N	39E	18					X	X	X	X	X	X	X	X			X	X	
		19	X	X			X	X											
		20	X	X															
		17											X	X					
							WITHIN THE CORPORATE CITY LIMITS OF RIGBY												

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? N.A. 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 N.A.

7. Where water is used for domestic or municipal purposes give number of families served Approx. 700 families
name of town supplied City of Rigby

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. 75 businesses and industries

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
Land indicated in place of use designates present day city limits.

State of Idaho }
County of Jefferson } 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.

G. K. Madsen, Mayor; City of Rigby
G. K. Madsen
Claimant

Sworn to before me this 21st day of April, 1972.

James A. Pirie
Notary Public
Residing at Rigby, Idaho

My commission expires 10-24-72

For Department Use Only

Received by <u>BJ</u>	Date <u>4-21-72</u>	Exception filed by:	Forwarded to claimant by:	Date
Prelim. check by <u>NCY</u>	Date <u>4-21-72</u>			
Fee received by <u>BJ</u>	Date <u>4-21-72</u>	Fee \$ <u>10.00</u> # <u>7282</u>		
Approved for publication by <u>NCY</u>				
Published in <u>Rigby Star</u>	Dates <u>5-4-72</u>			

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. or</u>	<u> </u>	acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4 c.f.s. or</u>	<u> </u>	acre feet
		Total claimed:	<u>1.2 c.f.s. or</u>	<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.

RECEIVED
DEPARTMENT OF RECLAMATION
MAY 18 1901

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 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

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

4th day of May, 1972

and the last publication on the

11th day of May, 1972

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 18th

day of May, 1972
(SEAL)

[Signature]
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, 1973

WATER RIGHT
NO. 25-4010

Notice is hereby given that the City of Rigby, 158 West Fremont, Rigby, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 2.80 cubic feet per second of water from a ground water source with point of diversion in the NE 1/4 Sec. 18, T. 4N R. 39E B.M. Jefferson County.

The water is claimed to be used from Jan. 1 to Dec. 31 for municipal purposes for the City of Rigby with priority of January 1920 (1.45 c.f.s.) and March 1956 (1.35 c.f.s.) The place of use is within the corporate city limits of Rigby.

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

25 4010

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

pg 1 of 2

1. WELL OWNER

Name City of Rigby-Idaho
Address 158 West Fremont Rigby, ID
Drilling Permit No. 25-96-E-0081-200
Water Right Permit No. 25-04010 TRANS 4791

7. WATER LEVEL

Static water level 49' feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature 45 °F. Quality Excellent - Clear
Describe artesian or temperature zones below.

2. NATURE OF WORK

- ☒
- New well
- ☐
- Deepened
- ☒
- Replacement
-
- ☐
- Well diameter increase
-
- ☐
- Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA

☒ Pump ☐ Bailor ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
<u>2200</u>	<u>191</u>	<u>12</u>
<u>2800</u>	<u>176</u>	<u>19</u>

3. PROPOSED USE

- ☐
- Domestic
- ☐
- Irrigation
- ☐
- Test
- ☒
- Municipal
-
- ☐
- Industrial
- ☐
- Stock
- ☐
- Waste Disposal or Injection
-
- ☐
- Other _____ (specify type)

4. METHOD DRILLED

- ☐
- Rotary
- ☐
- Air
- ☐
- Hydraulic
- ☐
- Reverse rotary
-
- ☒
- Cable
- ☐
- Dug
- ☐
- Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
<u>.250</u> inches	<u>24</u> inches	<u>+ temp.</u> feet	<u>20</u> feet
<u>.375</u> inches	<u>20</u> inches	<u>+ 1</u> feet	<u>280</u> feet
<u>.375</u> inches	<u>16</u> inches	<u>+ 2</u> feet	<u>623</u> feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☒ Yes ☐ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation _____ inches by _____ inches
Number _____ From _____ To _____
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feetWell screen installed? ☐ Yes ☒ No
Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 20' Material used in seal: ☒ Cement grout☒ Bentonite ☐ Puddling clay ☐ _____Sealing procedure used: ☐ Slurry pit ☒ Temp. surface casing☒ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded ☐ Solvent

Weld _____

☐ Cemented between strataDescribe access port Pump base

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
24"	0'	5'	Top soil Brown Clay		
	5'	10'	Gray sandy Gravel		
	10'	15'	Brown Sand		
30"	15'	40'	Brown Sand and Lg. Gravel	X	
	40'	80'	Sand, Gravel & Brown Clay	X	
	80'	85'	Brown Blow Sand		
	85'	112'	Brown Clay and Gravel		
	112'	130'	Sandy Gravel		
	130'	140'	Brown Clay and Gravel		
	140'	150'	Brown Heavy Sand		
	150'	165'	Brown Clay and Gravel		
	165'	170'	Brown Sand		
	170'	180'	Brown Clay and Gravel		
	180'	200'	Hard Packed Gravel		
	200'	275'	Brown Sand and Gravel		
16"	275'	280'	Sand-Gravel and Brown Clay		
	280'	290'	Gravel		
	290'	295'	Gravel & Brown Sand		
	295'	315'	Gravel		
	315'	317'	Red Brown Clay		
	317'	325'	Brown Sand		
	325'	350'	Brown Sticky Clay		
	350'	360'	Brown Sand		
	360'	370'	Brown Sticky Clay		
	370'	380'	OK. Brown Sand		
	380'	390'	Brown Clay		
	390'	395'	Brown Sand		
	395'	400'	Brown Clay		
	400'	405'	Brown Sand		
	405'	410'	Brown Clay		
	410'	415'	Brown Clay & Sand		
	415'	445'	Brown Clay		
	445'	450'	White Ash Clay		
	450'	474'	Brown Sticky Clay		
	474'	485'	Gray Clay		
	485'	490'	Gray Heavy Sand		

10.

Work started 4-23-96 finished 7-30-96

6. LOCATION OF WELL

Sketch map location must agree with written location.

N						
W						E
S						

Subdivision Name _____

Lot No. _____ Block No. _____

County Jefferson
SW 1/4 NW 1/4 Sec. 18, T. 4 N 39 E 39 W 39

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name Martins Well Service Firm No. 478

Address _____ Date _____

Signed by (Firm Official) Martin J. Jenson

and

(Operator) Martin J. Jenson

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

pg 2 of 2

1. WELL OWNER

Name City of Rigby, Idaho

Address _____

Owner's Permit No. 2596-E-0081-200

7. WATER LEVEL

Static water level 49' feet below land surface.Flowing? ☐ Yes ☒ No G.P.M. flow _____

Artesian closed-in pressure _____ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ PlugTemperature 45 OF. Quality Excellent - Clear
Describe artesian or temperature zones below.

2. NATURE OF WORK

☒ New well ☐ Deepened ☒ Replacement☐ Well diameter increase☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped

3. PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Test ☒ Municipal☐ Industrial ☐ Stock ☐ Waste Disposal or Injection☐ Other _____ (specify type)

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary☒ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
<u>.250</u> inches	<u>24</u> inches	<u>+ temp.</u> feet	<u> </u> feet
<u>.375</u> inches	<u>20</u> inches	<u>+ 1</u> feet	<u>280</u> feet
<u>.375</u> inches	<u>16</u> inches	<u>+ 2</u> feet	<u>623</u> feet

Was casing drive shoe used? ☒ Yes ☐ NoWas a packer or seal used? ☒ Yes ☐ NoPerforated? ☐ Yes ☒ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation _____ inches by _____ inches

Number	From	To

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 20' Material used: ☒ Cement grout☒ Bentonite ☐ Puddling clay ☐ _____Sealing procedure used: ☐ Slurry pit ☒ Temp. surface casing☒ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded ☐ Solvent

Weld

☐ Cemented between strataDescribe access port Pump base

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
16"	490'	500'	Sand Gravel & Broken Lava (Black)		
	500'	530'	Sand and coarse 1" Gravel		
	530'	535'	Brown Sand		
	535'	560'	Sandy Gravel		
	560'	584'	Sandy Clay & Gravel strips		
	584'	600'	Large Gravel		
	600'	603'	Large Gravel & clay		
	603'	612'	Black Broken Lava		
	612'	614'	Fine Gray Sand		
	614'	616'	Firm Lava		
	616'	617'	Gray Sand		
	617'	620'	Gray Sand & Broken lava		
	620'	623'	Gray lava		
	623'	628'	Red and Gray Lava		
	628'	632'	Red Cinder lava & Red Clay		
	632'	647'	Gray Lava & Crevasse		X
	647'	687'	Hard Gray Basalt & trace sand		
	687'	692'	Red broken Rock, Cinders & Brown Clay & Sand		
	692'	700'	Black lava & Red lava, Gravel & Brown Clay		
	700'	705'	1/2 inch Gravel Brown Clay		
16"	705'	715'	2-3" Gravel & Brown Clay loose		

RECEIVED

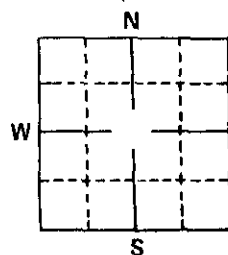
OCT 16 1996

Department of Water Resources
Eastern Region

10.

Work started 4-23-96 finished 7-30-96

6. LOCATION OF WELL

Sketch map location must agree with written location.

Subdivision Name _____

Lot No. _____ Block No. _____

County JeffersonSW 1/4 NW 1/4 Sec. 18, T. 4 N ☒ S ☐ R. 39 E ☒ W ☐

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name Martins Well Service Firm No. 478

Address _____ Date _____

Signed by (Firm Official) Mark E. Eubank

and

(Operator) Mark E. Eubank



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

August 19, 1996

CITY OF RIGBY
158 W FREMONT
RIGBY ID 83442

RE: Transfer of Water Right Nos. 25-04010/25-04011
and SRBA Claim No. A 25-10496

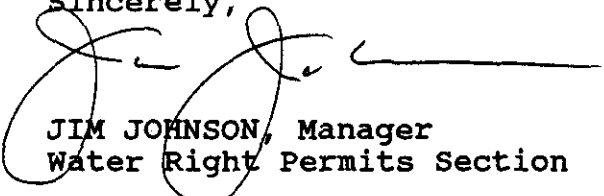
Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water rights (Transfer No. 4791). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR to July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:ph

Enclosure

RECEIVED
SEP 11 1996

MEMORANDUM

TO: FILE NOS. 25-04010, 25-04011 & SRBA CLAIM NO. A25-10496

FROM: PAM SKAGGS/²⁸STATE OFFICE

SUBJECT: TRANSFER NO. 4791

DATE: July 29, 1996

=====

Transfer No. 4791 was filed to change and add points of diversion under Right Nos. 25-04010, 25-04011 & SRBA Claim No. A25-10496.

The transfer also reduces the rate of diversion originally claimed under Right No. 25-04010 to exclude the increased capacity developed in 1958 when the pumps were improved. The increased capacity of both the original systems is claimed under the SRBA expansion claim, A25-10496.

The applicant plans to abandon 2 of the original 3 wells, and add a new well to the system. Each of the three rights would be used through the common system serving the city. Drilling Permit No. 25-96-E-0081-200 has been approved for the new well.

Recommended conditions include non-confirmation of claims, multiple wells/measuring devices, future annual reporting, well abandonment, right-of-way and standard transfer conditions.

SEP 11 1996

TRANSFER REVIEW SHEET
(04-96)

Transfer # 4791

Date Reviewed 07-25-96 28

Right(s) 25-04010 } Statutory Claims
25-04011 }
A25-10496 SRBA Claim

Print Split Summary Run POU Comparison Report

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use G:Other H:Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership Municipal/city P/D change only

Transfer ✓ All of Right Portion of Right
Resulting Split(s) None

Check Transfer Against Recorded Right Season/Vol. NA

- (1) ✓ Priority (2) ✓ Use (3) ✓ Season (4) Rate (5) NA Volume
(6) ✓ Source (7) P/D (8) ✓ P/U (9) NA Proof/Owner (10) ✓ Map
(11) NA Water District (12) NONP Pertinent Conditions (13) NO Expansion

(4) Rate under 25-04010 reduced to 1.45 cfs from 2.80 cfs. 1.35 cfs
claimed as increased capacity under A25-10496 w/ 1958 priority.
(7) Drop wells #2 (NESW, S18) & #3 (SWNW, S18) Add New Well (SWNW, S18) &
Well #1 (NESW, S18) to each rt.

Drilling Permit 25-96-E-0081-200 Wells #2 & 3 will be abandoned.
Approved

Transfer Remarks Well Abandonment WB4
Conditions T01, A28, T04, T07, T08, T09, T17

Database/Processing Notes Standard Non-Standard ✓
T files all rts. Copy 25-04010 & 4011 to Blank WR
A25-10496 to AJ Database "X" Prefix ✓

WR Reports File Righty list Transfer Memo Complete ✓
File Deleted 8-16-96 Database Updated 08-16-96 28

Approval Cover Letter Standard ✓ Preliminary Order Standard

WR0749NP
No. T25-04010

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/29/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF RIGBY 158 W FREMONT RIGBY ID 83442 (208) 745-8111	01/01/1920	MUNICIPAL	01/01 12/31	1.450 CFS	
TOTAL DIVERSION:					1.450 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T04N R39E S18 Lot 02(SWNW) NESW JEFFERSON County

Point of Diversion Name(s):

Name	Rate	Number
T04N R39E S18 Lot 02 (SW NW) S18 NE SW	NEW WELL	WELL NO. 1

Pou County:

Other Water Rights with Same Point(s) of Diversion and Source:
25-04009 25-04010 25-04011 T25-04011 T25-10496

Conditions of Approval:

- T01 - Approval of this transfer in no way confirms the right(s) claimed.
- T028 - After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
- T04 - Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- T17 - Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Remarks:

The total instantaneous diversion of water from all points of diversion under Transfer No. 4791 shall not exceed 7.80 cfs. The well(s) previously used under these rights shall be abandoned in a manner which complies with Department well abandonment rules. Place of use is located within the City of Rigby.

WR0749NP
No. T25-04010

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/29/96
PAGE: 2

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

Misc: Water District Number: Field Exam Fee:

Comments: Date: 07/29/1996 User-ID: PSKAGGS Subject: TRANSFER NO. 4791
Transfer No. 4791 was filed to change & add points of diversion
under Right Nos. 25-04010 & 25-04011 and SRBA Claim No A25-10496.
The rate of diversion is reduced under Right No. 25-04010 to
clarify the right as developed.

Audit: 03/15/96 RBODELL 07/29/96 PSKAGGS

WR0749NP
No. T25-04011

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/29/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF RIGBY 158 W FREMONT RIGBY ID 83442 (208) 745-8111	06/01/1961	MUNICIPAL	01/01 12/31	2.450 CFS	
TOTAL DIVERSION:					2.450 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T04N R39E S18 Lot 02(SWNW) NESW JEFFERSON County

Point of Diversion Name(s):

Name	Rate	Number
T04N R39E S18 Lot 02 (SW NW) S18 NE SW	NEW WELL	WELL NO. 1

Pou County:

Other Water Rights with Same Point(s) of Diversion and Source:
25-04009 25-04010 25-04011 T25-04010 T25-10496

Conditions of Approval:

- T01 - Approval of this transfer in no way confirms the right(s) claimed.
- 028 - After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
- T04 - Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- T17 - Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Remarks:

The total instantaneous diversion of water from all points of diversion under Transfer No. 4791 shall not exceed 7.80 cfs. The well(s) previously used under these rights shall be abandoned in a manner which complies with Department well abandonment rules. Place of use is located within the City of Rigby.

WR0749NP
No. T25-04011

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/29/96
PAGE: 2

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

Misc: Water District Number: Field Exam Fee:

Comments: Date: 07/29/1996 User-ID: PSKAGGS Subject: TRANSFER NO. 4791
Transfer No. 4791 was filed to change & add points of diversion
under Right Nos. 25-04010 & 25-04011 and SRBA Claim No A25-10496.
The rate of diversion is reduced under Right No. 25-04010 to
clarify the right as developed.

Audit: 03/15/96 RBODELL 07/29/96 PSKAGGS 07/29/96 PSKAGGS

WR0749NP
No. T25-10496

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/29/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF RIGBY 158 W FREMONT RIGBY ID 83442 (208) 745-8111	03/01/1958	MUNICIPAL	01/01 12/31	3.900 CFS	
TOTAL DIVERSION:					3.900 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T04N R39E S18 Lot 02(SWNW) NESW JEFFERSON County

Point of Diversion Name(s):

	Name	Rate	Number
T04N R39E S18 Lot 02 (SW NW)	NEW WELL		
S18 NE SW			WELL NO. 1

Pou County:

Other Rights: 25-04009, 04010, 04011

Other Water Rights with Same Point(s) of Diversion and Source:

25-04009 25-04010 25-04011 T25-04010 T25-04011

Conditions of Approval:

- T01 - Approval of this transfer in no way confirms the right(s) claimed.
- 028 - After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
- T04 - Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- T17 - Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Remarks:

The total instantaneous diversion of water from all points of diversion under Transfer No. 4791 shall not exceed 7.80 cfs. The well(s) previously used under these rights shall be abandoned in a manner which complies with Department well abandonment rules.

WR0749NP
No. T25-10496

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/29/96
PAGE: 2

Remarks: Place of use is located within the City of Rigby.

Dates: App. Received: Priority Date: 03/01/1958
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 07/29/1996 User-ID: PSKAGGS Subject: TRANSFER NO. 4791
Transfer No. 4791 was filed to change & add points of diversion
under Right Nos. 25-04010 & 25-04011 and SRBA Claim No A25-10496.
The rate of diversion is reduced under Right No. 25-04010 to
clarify the right as developed.

Audit: 03/15/96 RBODELL 07/29/96 PSKAGGS 07/29/96 PSKAGGS

E021926

2/21/1996

CITY OF RIGBY

APPLIC FOR TRANSF.	63105	229 21 1155	100.00
DRILLING PERMIT	63116	229 21 1205	200.00

CHECK	8038	\$	300.00
-------	------	----	--------

Region: EASTERN

Signature: _____

T#4791

SD-0611-2 Basin: 25 Starting Water Right: 04010

S	Water	Name	O	Priority	STG/	Use	S
E	Right No.	Last, First	W	Date	STS	Desc	Y
L			N				S
-	25-04010	CITY OF RIGBY	C	01/01/1920	S/	GROUNDWATER	WR
-	T25-04010			01/01/1920	S/	GROUNDWATER	WR
-	A25-04010	CITY OF RIGBY	C	01/01/1920	S/	GROUNDWATER	AJ

(GOLD6=Print Profile Rpt For All Rights/Claims on Screen)

(Enter=Continue) (GOLD7=This Query) (GOLD8=Cancel) (Menu _____)
Natural 2.1/7V OVR Help available LIB=PRODLIBS Last key was ENTR

SD-0611-2 Basin: 25 Starting Water Right: 04011

S	Water	Name	O	Priority	STG/		Use	S
E	Right No.	Last, First	W	Date	STS	Source	Desc	Y
L			N					S
-	25-04011	CITY OF RIGBY	C	06/01/1961	S/	GROUNDWATER	MUNI	WR
-	T25-04011			06/01/1961	S/	GROUNDWATER	MUNI	WR
-	A25-04011	CITY OF RIGBY	C	06/01/1961	S/	GROUNDWATER	MUNI	AJ

(GOLD6=Print Profile Rpt For All Rights/Claims on Screen)
(Enter=Continue) (GOLD7=This Query) (GOLD8=Cancel) (Menu _____)
Natural 2.1/7V OVR Help available LIB=PRODLIBS Last key was ENTR

SD-0611-2 Basin: 25 Starting Water Right: 10496

S	Water	Name	O	Priority	STG/		Use	S
E	Right No.	Last, First	W	Date	STS	Source	Desc	Y
L			N					S
-	T25-10496		-	03/01/1958	J/	GROUNDWATER	MUNI	WR
-	A25-10496	CITY OF RIGBY	C	03/01/1958	J/	GROUNDWATER	MUNI	AJ

(GOLD6=Print Profile Rpt For All Rights/Claims on Screen)
(Enter=Continue) (GOLD7=This Query) (GOLD8=Cancel) (Menu _____)
Natural 2.1/7V OVR Help available LIB=PRODLIBS Last key was ENTR

2-22-96
3-11-96 - HWS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: DN

1. Right number 25-04010, 04011 ^{§ 425-10496} Applicant City of Rigby

2. Type of right: ☐ Decree ☐ License ☒ Claim

3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Other Change Claim Q

4. Check:

- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- a. ☒ All of right.
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- c. ☒ Check description of point(s) of diversion.
- d. ☒ Check description of place of use.
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred. - N/A - municipal
- h. ☒ Check for expansion in use of right. Comments NONE

i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) 25-04009 (flow well #1)

j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____

2. Is transfer published correctly? ☐ Yes ☐ No

ROP April 8, 1996

3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions* _____

RECEIVED
MAY 1 1996

Department of Water Resources

4. By RDC Date 5/10/96

Ad 5.0. 3-15-96

The Jefferson Star
Rigby, Idaho

AFFIDAVIT OF
PUBLICATION

State of Idaho)
) ss
County of Jefferson)

I, Terry Carr
of the Jefferson Star, published weekly at
Rigby, Jefferson County, Idaho, do
solemnly swear that the *Notice of Proposed*
Change of a Water Right, Temp. #1
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in
any supplement issue thereof for 2
consecutive issues, the first publication
having been made on 3-20-96
and the last publication having been made
on 3-27-96.
Further, that said newspaper is one of
general circulation in said county; that it is a
legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide
subscribers living within the county of
publication; and that it has been
continuously and uninterruptedly published
in said county during a period of seventy-
eight consecutive weeks prior to the first
publication of the said notice.

Terry Carr

On this 28th day of March
in the year of 1996, before me, a Notary
Public, personally appeared

Terry Carr

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 she
executed the same.

Crystal Foster
Notary Public of Idaho

Residing at 1032 N. 1100 E. - Shelley ID

My commission expires March 8, 1999

NOTICE OF PROPOSED CHANGE OF
A WATER RIGHT
TEMPORARY NUMBER # 1

Notice is hereby given that the City of
Rigby, 158 W. Fremont, Rigby, ID,
83442, has applied to the Department of
Water Resources to change point of
diversion and clarify amount of water
from a groundwater source. The rights
sought to be changed are evidenced by
claims and recorded as follows:

Claim No.: 25-04010
Source: groundwater
Amount: 2.80 cfs
Priority: 01/01/1920
Point(s) of Diversion: NESW, SEC 18,
T04N, R39E, Jefferson County

The water is used for municipal pur-
poses from 01/01 to 12/31 within the
CITY LIMITS OF RIGBY, WELL #2
Claim No.: 25-04011

Source: groundwater
Amount: 2.45 cfs
Priority: 06/01/1961
Point(s) of Diversion: SWNW, SEC 18,
T04N, R39E, Jefferson County

The water is used for municipal pur-
poses from 01/01 to 12/31 within the
CITY LIMITS OF RIGBY, WELL #3
Claim No.: A25-10496

Source: groundwater
Amount: 3.90 cfs
Priority: 03/01/1958
Point(s) of Diversion: SWNESW,
SENESEW, SEC 18, T04N, R39E, Jef-
ferson County

The water is used for municipal pur-
poses from 01/01 to 12/31 within the
CITY LIMITS OF RIGBY

TO BE CHANGED AS FOLLOWS:

Wells #2 and #3 will be abandoned
and replaced by a new well. Only 7.80
cfs of the water will be diverted from the
SWNW LOT 2 (NEW WELL), SWNESW
(WELL #1), SEC 18, T04N, R39E, Jef-
ferson County.

Any protests against approval of the
proposed change must be filed with the
Idaho Department of Water Resources,
900 N. Skyline Dr., Idaho Falls, ID,
83402, together with a protest fee of \$25
on or before April 8, 1996. The protes-
tant must also send a copy of the protest
to the applicant.

KARL J. DREHER
Director

Published in the Jefferson Star,
Rigby, Idaho, March 20 and 27, 1996.

RECEIVED

APR 01 1996

Department of Water Resources
Eastern District Office

SEP 11 1996

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. 4791

Notice is hereby given that the City of Rigby, 158 W. Fremont, Rigby, ID, 83442, has applied to the Department of Water Resources to change point of diversion and clarify amount of water from a groundwater source. The rights sought to be changed are evidenced by claims and recorded as follows:

Claim No.: 25-04010 Source: groundwater
Amount: 2.80 cfs Priority: 01/01/1920
Point(s) of Diversion: NESW, SEC 18, T04N, R39E, Jefferson County
The water is used for municipal purposes from 01/01 to 12/31 within the CITY LIMITS OF RIGBY, WELL #2

Claim No.: 25-04011 Source: groundwater
Amount: 2.45 cfs Priority: 06/01/1961
Point(s) of Diversion: SWNW, SEC 18, T04N, R39E, Jefferson County
The water is used for municipal purposes from 01/01 to 12/31 within the CITY LIMITS OF RIGBY, WELL #3

Claim No.: A25-10496 Source: groundwater
Amount: 3.90 cfs Priority: 03/01/1958
Point(s) of Diversion: SWNESW, SENESW, SEC 18, T04N, R38E, Jefferson County
The water is used for municipal purposes from 01/01 to 12/31 within the CITY LIMITS OF RIGBY

TO BE CHANGED AS FOLLOWS:

Wells #2 and #3 will be abandoned and replaced by a new well. Only 7.80 cfs of the water will be diverted from the SWNW LOT 2 (NEW WELL), SWNESW (WELL #1), SEC 18, T04N, R39E, Jefferson County.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, ID, 83402, together with a protest fee of \$25 on or before April 8, 1996. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Published in the Jefferson Star on March 21 & 28, 1996.

SEP 11 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 13, 1996

CITY OF RIGBY
158 W FREMONT
RIGBY ID 83442

RE: Notice of Application for Transfer

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right application. This office is currently in the process of advertising the application in the Jefferson Star on March 21 & 28, 1996. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the 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 application is not protested, it 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 applications 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.

Sincerely,

Harold W. Jones
Harold W. Jones
Water Right Supervisor

HWJ/rb

SLP-11-1996

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse -- Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

June 5, 1972

Re: Claim to a Water Right No. 25-4009
" " " " " 25-4010 City of Rigby
" " " " " 25-4011

City of Rigby
158 West Fremont
Rigby, Idaho 83442

Gentlemen:

The Department of Water Administration has completed the processing of your claims to a water right, and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claims 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 claims does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you included in your claims.

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 files, you may have that information or evidence added at any time. Please refer to your claim numbers when corresponding with this office.

We are enclosing, for your records, copies of your claims. 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
Water Rights Supervisor
State Office

DWM:CR

Enc: Copies of Claims

cc: Eastern District Office

25 4010

100-10000

Page 1 of 100

100-10000

100-10000

100-10000

100-10000

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100-10000

April 28, 1972

Re: Application No. 25-4009 - City of Rigby
25-4010 - " " "
25-4011 - " " "

The Rigby Star
P.O. 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 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,

Norman C. Young
District Engineer

NCY:BJ
Encls; Legal notices (3)

Bill submitted 6/7/72. cr
25 4010

NOTICE OF CLAIM TO A WATER RIGHT

NO. 25-4010

Notice is hereby given that the City of Rigby, 158 West Fremont, Rigby, Idaho

has filed a claim to a water right established by diversion and application to
beneficial use of 2.80 cubic feet per second ~~1000 cubic feet per second~~
of water from a ground-water source

with point of diversion in the NW 1/4, Sec. 18, T. 4N, R. 39E, B.M., Jefferson
County

The water is claimed to be used from Jan. 1 to Dec. 31 for municipal purposes
for the City of Rigby

with a priority of January, 1920 (1.45 c.f.s.) and March, 1958 (1.35 c.f.s.)

The place of use is within the corporate city limits of Rigby

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 May 4 and May 11, 1972

NCY
25 4010