

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A01-10048
Date Received: 3/15/1989
Receipt No: E006375
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WEARYRICK DITCH CO. 208-684-4747
Address: 42 S. 700 W.
BLACKFOOT, ID 83221

2. Date of Priority: JUN 01, 1887

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	35E	32	SE	SE	SE		BINGHAM

5. Description of diverting works:
CEMENT HEADING WITH TWO GATES 6' LONG AND 2.5' HIGH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	9.370		

7. Total Quantity Appropriated is:
9.370 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 3855.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	34E	35	SE	SE		IRR	10.0
						Section Acres	10.0
		36	SW	SW		IRR	2.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres			
02S	34E	36	SE	SW		IRR	40.0			
			SW	SE		IRR	40.0			
			SE	SE		IRR	40.0			
						Section Acres	122.0			
03S	34E	1	NE	NE		IRR	40.0			
			NW	NE		IRR	40.0			
			SW	NE		IRR	40.0			
			SE	NE		IRR	40.0			
			NE	NW		IRR	2.0			
			NW	NW		IRR	32.0			
			SW	NW		IRR	40.0			
			SE	NW		IRR	40.0			
			NE	SW		IRR	40.0			
			NW	SW		IRR	8.0			
									Section Acres	322.0
			2	NW	NE		IRR	20.0		
SW	NE			IRR	40.0					
SE	NE			IRR	40.0					
NE	NW			IRR	20.0					
SE	NW			IRR	40.0					
NE	SE			IRR	40.0					
						Section Acres	200.0			
3	NE	SW		IRR	18.0					
	NW	SW		IRR	40.0					
	SW	SW		IRR	29.0					
	SE	SW		IRR	11.0					
						Section Acres	98.0			
4	SW	NE		IRR	20.0					
	SE	NE		IRR	20.0					
	NE	SW		IRR	40.0					
	NW	SW		IRR	40.0					
	SW	SW		IRR	40.0					
	SE	SW		IRR	40.0					
	NE	SE		IRR	40.0					
	NW	SE		IRR	40.0					
	SW	SE		IRR	40.0					
	SE	SE		IRR	40.0					
						Section Acres	360.0			

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
03S	34E	5	NE	SE		IRR	40.0	
			SW	SE		IRR	35.0	
			SE	SE		IRR	40.0	
					Section Acres			115.0
		8	NE	NE		IRR	40.0	
			NW	NE		IRR	35.0	
			SW	NE		IRR	40.0	
			SE	NE		IRR	40.0	
					Section Acres			155.0
		9	NE	NW		IRR	40.0	
			NW	NW		IRR	40.0	
			SW	NW		IRR	40.0	
SE	NW			IRR	40.0			
			Section Acres			160.0		
			Total Acres			1542.0		

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
01-00193/10046/10047/10049/10050/00247.

14. Remarks:

WEARYRICK DITCH CO. HOLDS THE WATER RIGHT. THE COMPANY HAS ISSUED SHARES TO THE INDIVIDUALS OWNING THE LAND LISTED AS THE PLACE OF USE.

BELOW IS A LISTING OF WATER RIGHTS THAT ARE BEING FILED ON BY THIS CO. BECAUSE MOST OF THESE RIGHTS WERE ACQUIRED THROUGH TRANSFERS FROM OTHER CANALS NEW RIGHT NUMBERS HAVE BEEN ASSIGNED.

NEW NUMBER	OLD NUMBER	PRIORITY	AMOUNT (CFS)
A01-10046	01-00191?	03/06/1885	3.2
A01-00193	01-00193	05/03/1886	38.0
A01-10047	01-00052B (T273)	07/23/1886	2.5
A01-10048	01-00116AH (T459)	06/01/1887	9.37
A01-10049	01-00117AR (T459)	06/01/1888	1.20
	01-00053B (T273)	06/01/1888	2.0

14. Remarks: Continued

A01-10050 01-00118AK (T459) 06/01/1889 1.59
A01-00247 01-00247 01/22/1916 30.0
FOR MAP OF SERVICE AREA SEE NOTICE OF CLAIM NO. A01-00193.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRRIG. CO.

Decree Plaintiff

vs

TETON IRRIG. CANAL CO.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

For Organizations:

I do solemnly swear or affirm that I am Acting President of

Whearynick Ditch Co., that I have signed the foregoing
Organization

document in the space below as Acting President of

Whearynick Ditch Co. and that the statements contained in the
Organization

foregoing document are true and correct.

Charles H. Moses
Signature of Authorized Agent

Witnessed by:
Willard L. Adams, Secy

Whearynick Ditch Co.
Title and Organization

3-23-89

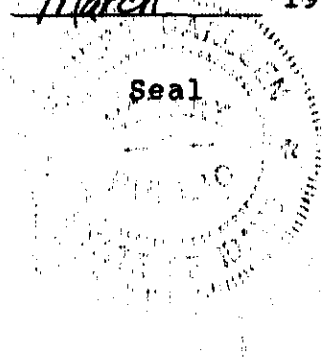
Mar 23, 1989
Date

State of Idaho)
County of Bonnerville) SS.

Subscribed and sworn (or affirmed) before me this 23 day

of March 19 89

Ernest Carlson
Notary Public



Residing at Blaho Falls, ID

My Commission Expires 14 June 1994