

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: A25-12025
Date Received: 12/12/1988
Receipt No: E005157
Received By: HWS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONNEL WEBER 208-745-6005
Address: 3745 E. 800 N.
RIGBY, ID 83442

OR
Name: LEAH WEBER 208-745-6005
Address: 3745 E. 800 N.
RIGBY, ID 83442

2. Date of Priority: JUN 01, 1938

3. Source: SCOTTS SLOUGH Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	38E	23	SE	SW	SW		JEFFERSON

5. Description of diverting works:
PUMP TO FLOOD IRRIGATION AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.640		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 102.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCK FOR UP TO 50 HEAD

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	38E	23	SW	SW		STOCK	
			SW	SW		IRR	20.0
			SE	SW		IRR	21.0
						Section Acres	41.0
						Total Acres	41.0

11. Place of use in counties: JEFFERSON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A25-11512 ON ADJACENT GROUND

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): x Donnel Weber Date: x 12-12-88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 12th day

of Dec 19 88

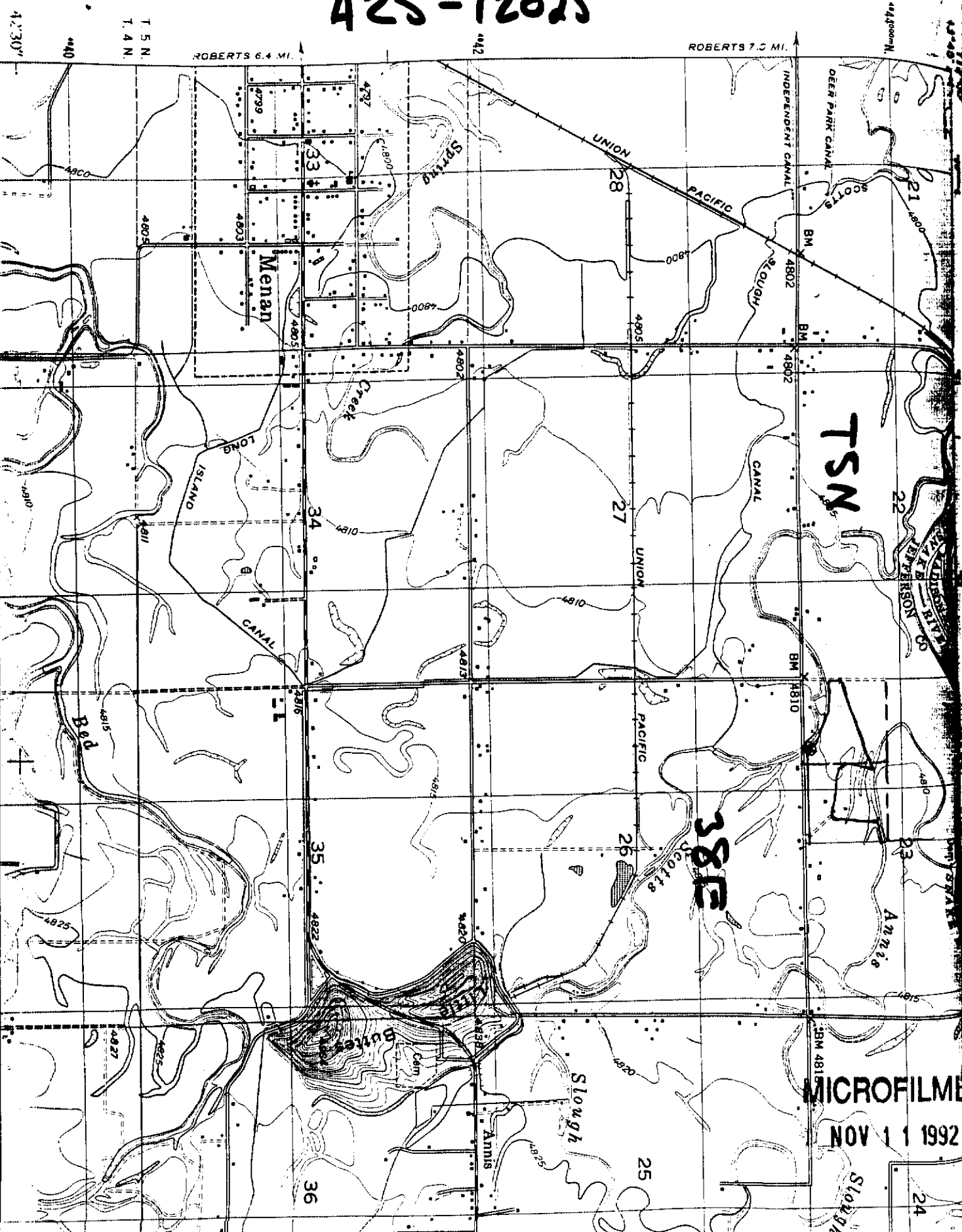
Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 6-94

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Log for claim 25-12025

Spatial Dynamics CAT

12/29/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
05n38e	23	SWSW	20	15	
05n38e	23	SESW	21	28	
Totals:			41	43	

DATE: 10/26/00
PAGE: 146

Audit: 12/12/88 JONES 02/13/91 THOMPSON 03/29/95 POST-STD

May 1, 1991

Donnell Weber
3745 E. 800 N.
Rigby, ID 83442

RE: **Evidence of Priority**

Dear Mr. Weber:

The Notices of Claim identified with the numbers shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notices indicates the water usage are based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notices and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notices have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notices be decreed by the court if no evidence of a priority date is submitted.

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Donnell Weber

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Please submit the required evidence supporting the priority dates by May 29, 1991, referencing all documents with the corresponding Notice numbers. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Ernest Carlsen
Water right Supervisor, Adjudication

EC:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

A25-12025
DONNEL WEBER
LEAH WEBER
3745 E. 800 N.
RIGBY

ID 83442

A25-11512
LEAH K. WEBER
DONNEL R. WEBER
3745 E. 800 N.
RIGBY

ID 83442

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Right number
A25-12025

Priority Date
06-01-1938

Dear Sirs:

In The Spring of 1938 -my father bought and set up a Parma Pump on The Scotts Slough To irrigate Barley on this piece of ground. This is The first Time This ground was irrigated. I was with Him and helped what I could. So Priority Date is 06-01-1938.

Donnel R. Weber
Leah K. Weber

Subscribed and sworn to before me the 15th
day of ~~May~~ May 1991

MICROFILMED
Clare Shelling
NOTARY PUBLIC
comm. Exp. 3/28/97