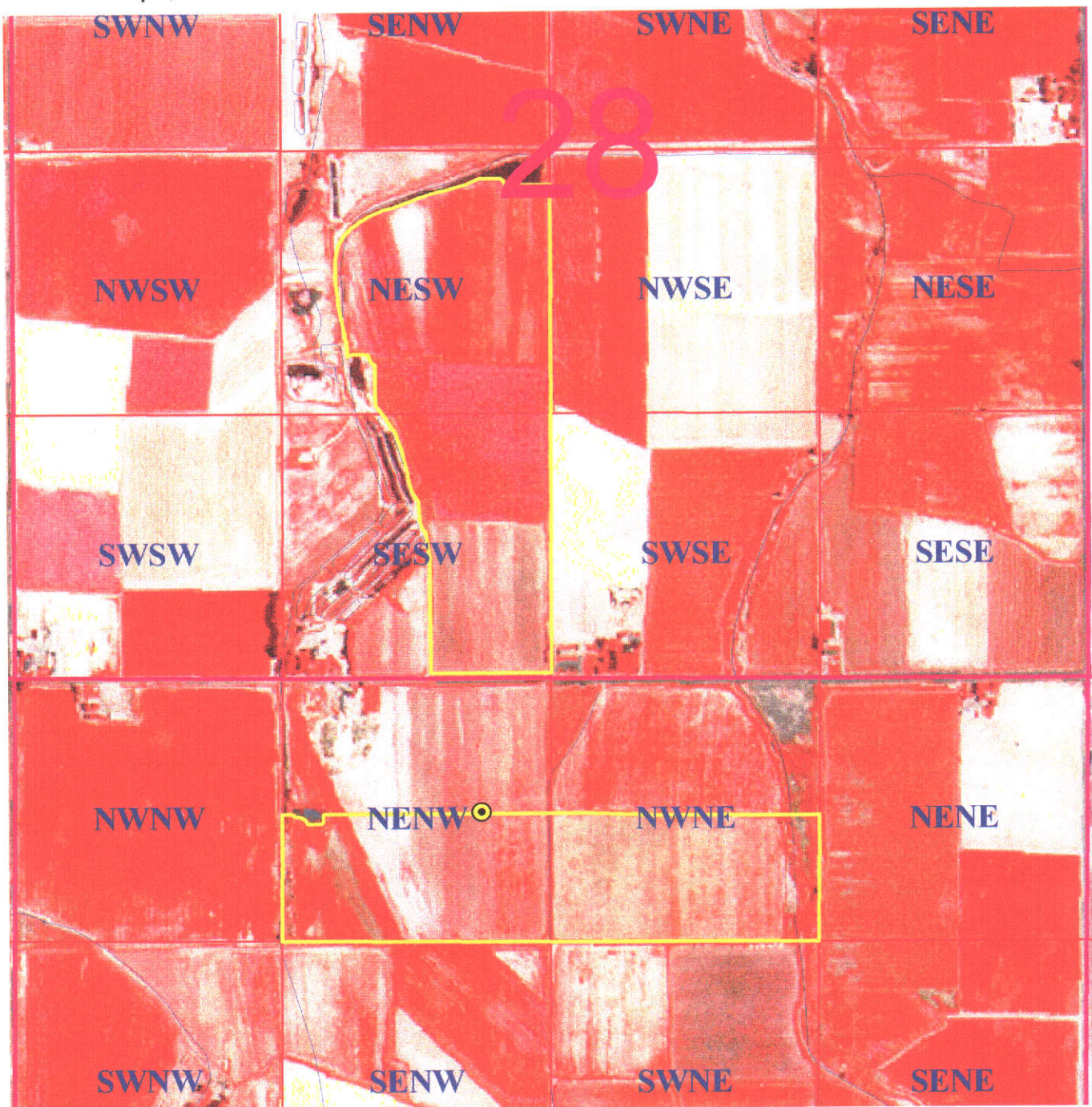


Water Right Claim Number 47-12147
Township , 9S15E

02/05/2001



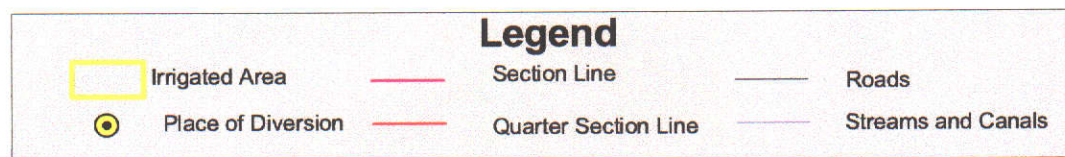
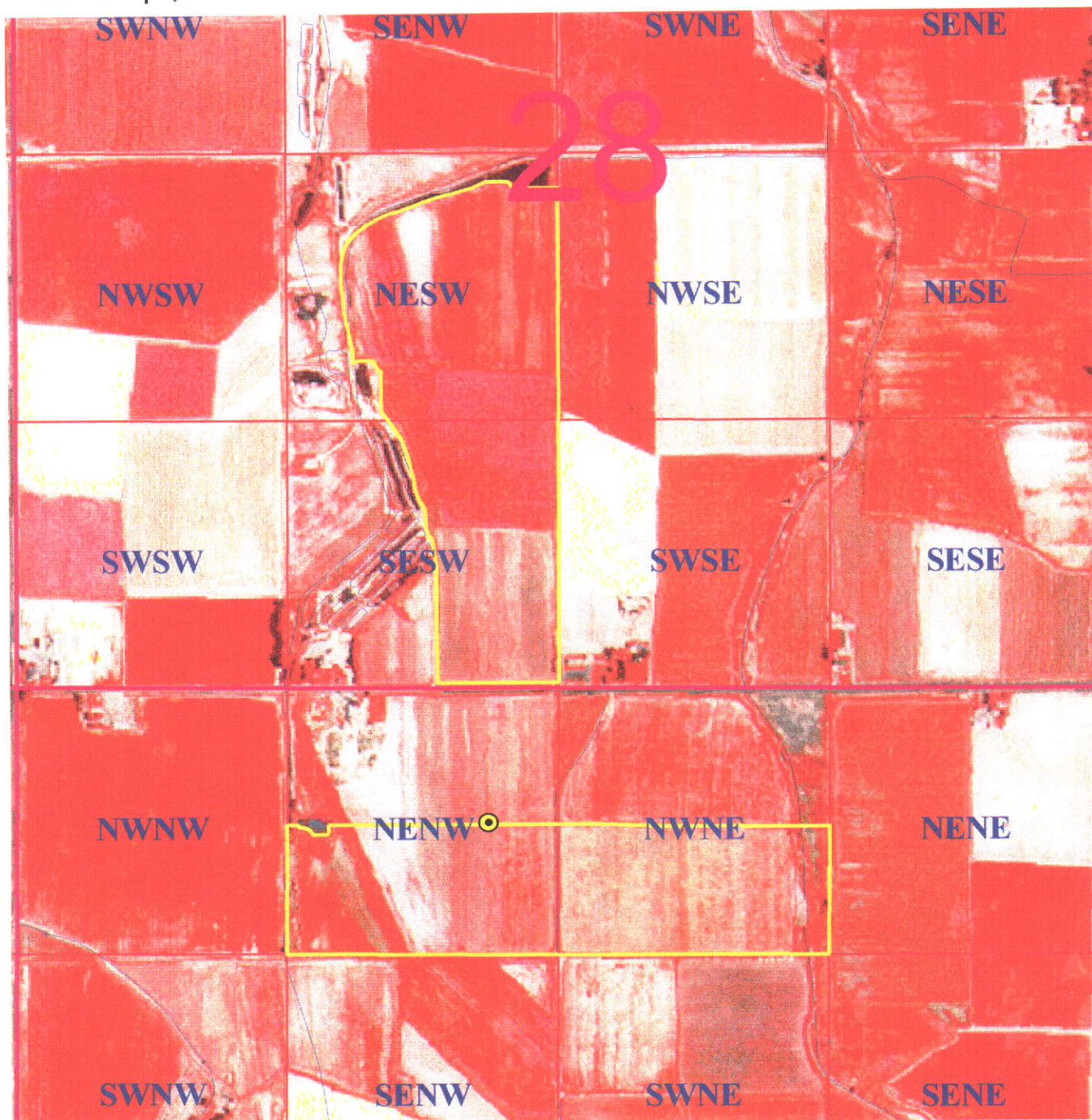
Legend

 Irrigated Area	 Section Line	 Roads
 Place of Diversion	 Quarter Section Line	 Streams and Canals



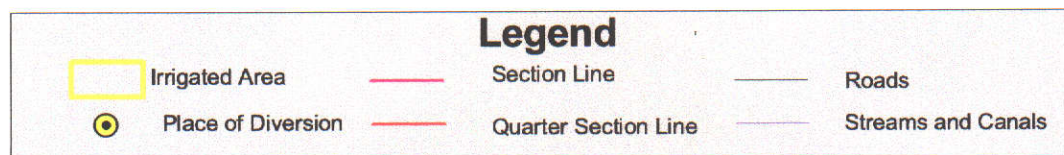
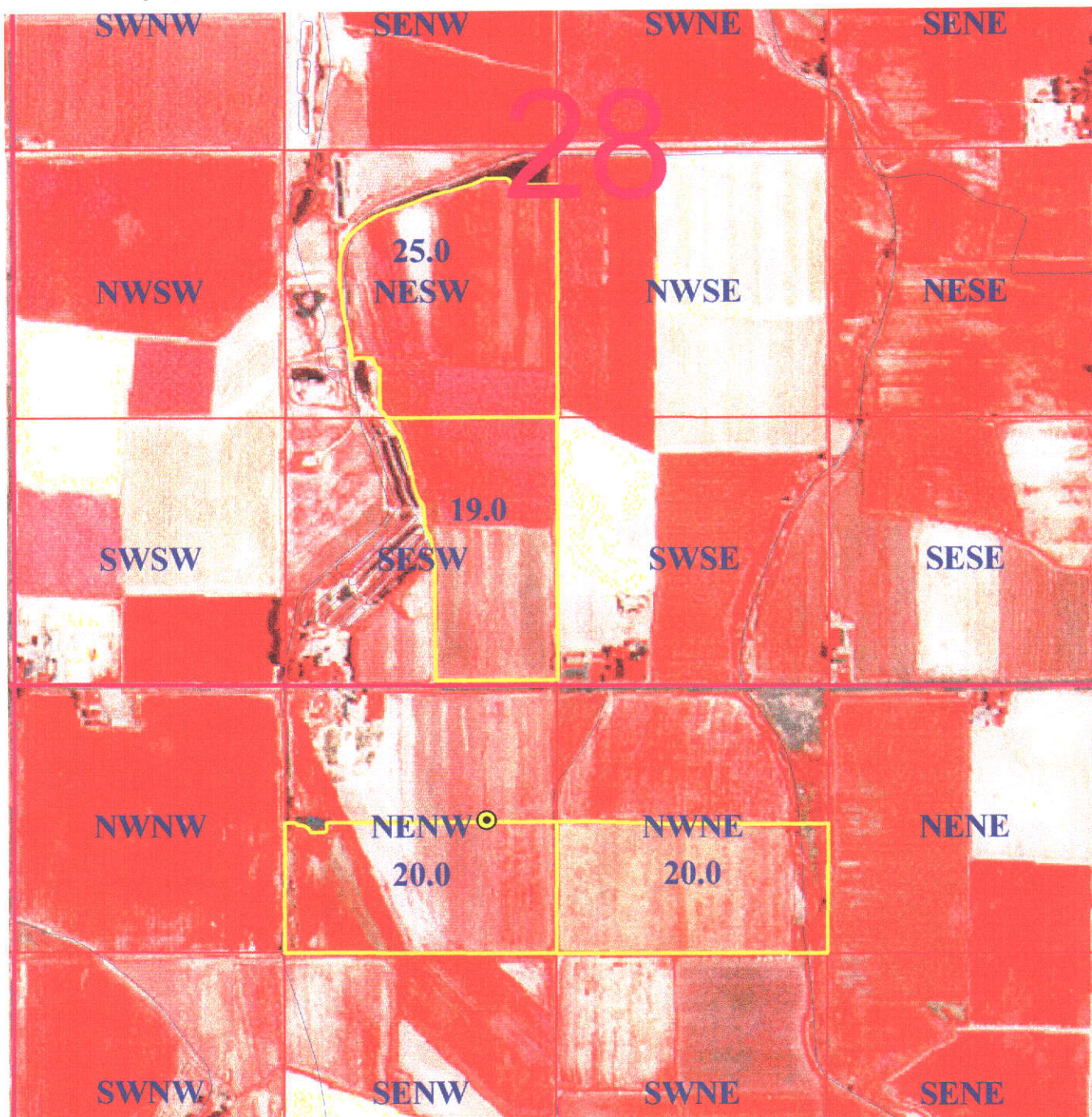
Water Right Claim Number 47-12147
Township , 9S15E

02/05/2001



Water Right Claim Number 47-12147
Township , 9S15E

02/05/2001





P.D.

9S.
15E.

A47-12147

MICROFILMED
MAR 12 1993

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: A47-12147
Date Received: 12/09/1988
Receipt No: S004386
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EVERETT A. WEAVER 208-543-4782
Address: RT. 4
BUHL, ID 83316

OR
Name: ENNICE WEAVER 208-543-4782
Address: RT. 4
BUHL, ID 83316

2. Date of Priority: MAR 15, 1941

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	15E	33	NE	NE	NW		TWIN FALLS

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.800		

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

8. Total consumptive use is 165.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A47-12147

Page 1

Date: 12/09/88

MICROFILMED
MAR 12 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	15E	28	NE	SW		IRR	30.0
			SE	SW		IRR	25.0
						Section Acres	55.0
		33	NW	NE		IRR	20.0
			NE	NW		IRR	20.0
						Section Acres	40.0
						Total Acres	95.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
TFCC SHARES

14. Remarks:
THIS WATER IS USED TO SUPPLEMENT CANAL SHARES.

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

Number of attachments: 1

For Individuals:

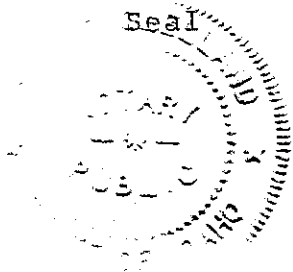
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Everett A. Weaver Date: 12/9/88

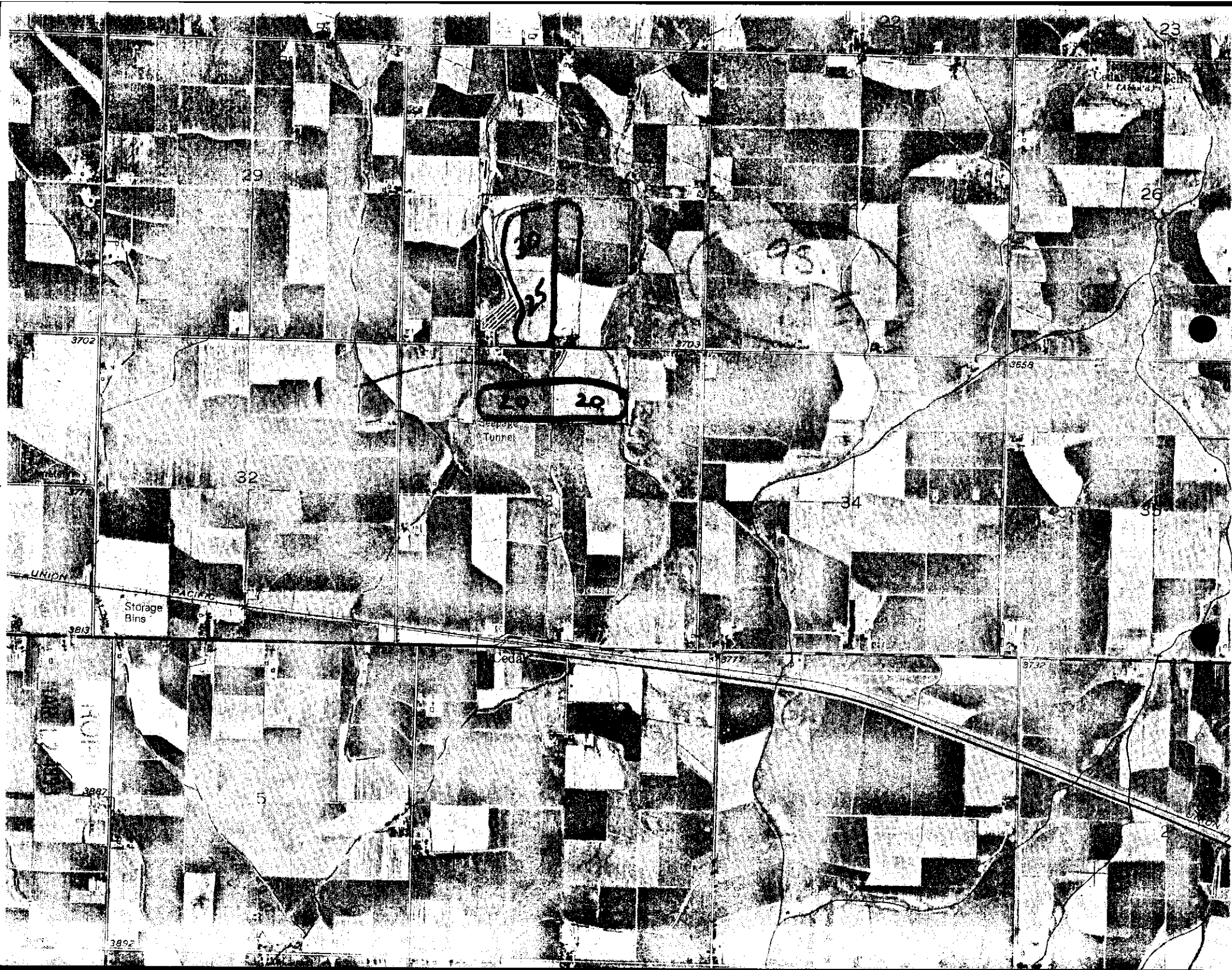
Date: _____

State of Idaho)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 9th day
of December 19 88 Stuart C. Allen
Notary Public



Residing at Twin Falls
My Commission Expires Dec 7, 1994



COMMUNICATION DOCUMENTATION

IDWR Employee/Agent Steve Clelland

NOV 28 1996

Pump was installed & put to use
no later than 3/15/1951 and I installed
new replacement in spring of 1951.

C L Cramer

Cramer Motor Repair

Buhl, ID.

STATE OF IDAHO, COUNTY OF

On this 13th day of MARCH, 1951.
before me, a notary public in and for the said State, per
sonally appeared

C. L. CRAMER

known to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that he executed the same.

J. Vincent Harrison

Residing at
Comm. Expires

Buhl

3-10-99.

Notary Public
Idaho

RECEIVED

MAR 14 1955

Department of Water Resources
Southern Region

NOV 28 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3030

Governor PHILIP E. BATT

R. KEITH HIGGINSON
Director

January 10, 1995

A47-12147
EVERETT A. WEAVER
ENNICE WEAVER
RT. 4
BUHL

ID 83316

RE: Evidence of Priority

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is 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. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

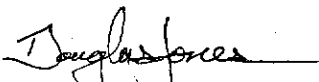
SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,


Douglas Jones, P.E.
Water Rights Supervisor

Enc.

NOV 28 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 47-07364

1. Owner: EVERETT & DAN WEAVER Phone No. 543-4782

Current Address: 1728 E 4200 N. Buhl, ID. 83316

2. Accompanied by: SAME AS ABOVE EXAM DATE: 08 Jan 1999

Address: _____ Phone No. _____

Relationship to Permit Holder: SAME AS ABOVE

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 47-12146, 47-12152 *domestic only*

2. Other water rights with the same point of diversion: 47-12147, 47-12153

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

irrigation *fish propagation*
overlaps per 47-07364

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NW	NE	NW	33	09S	15E	TWIN FALLS	GPS A0007844 (1 st WELL)
		SW	SE	SW	28	"	"	"	(No pump 2 nd WELL)

2. Place(s) of Use:

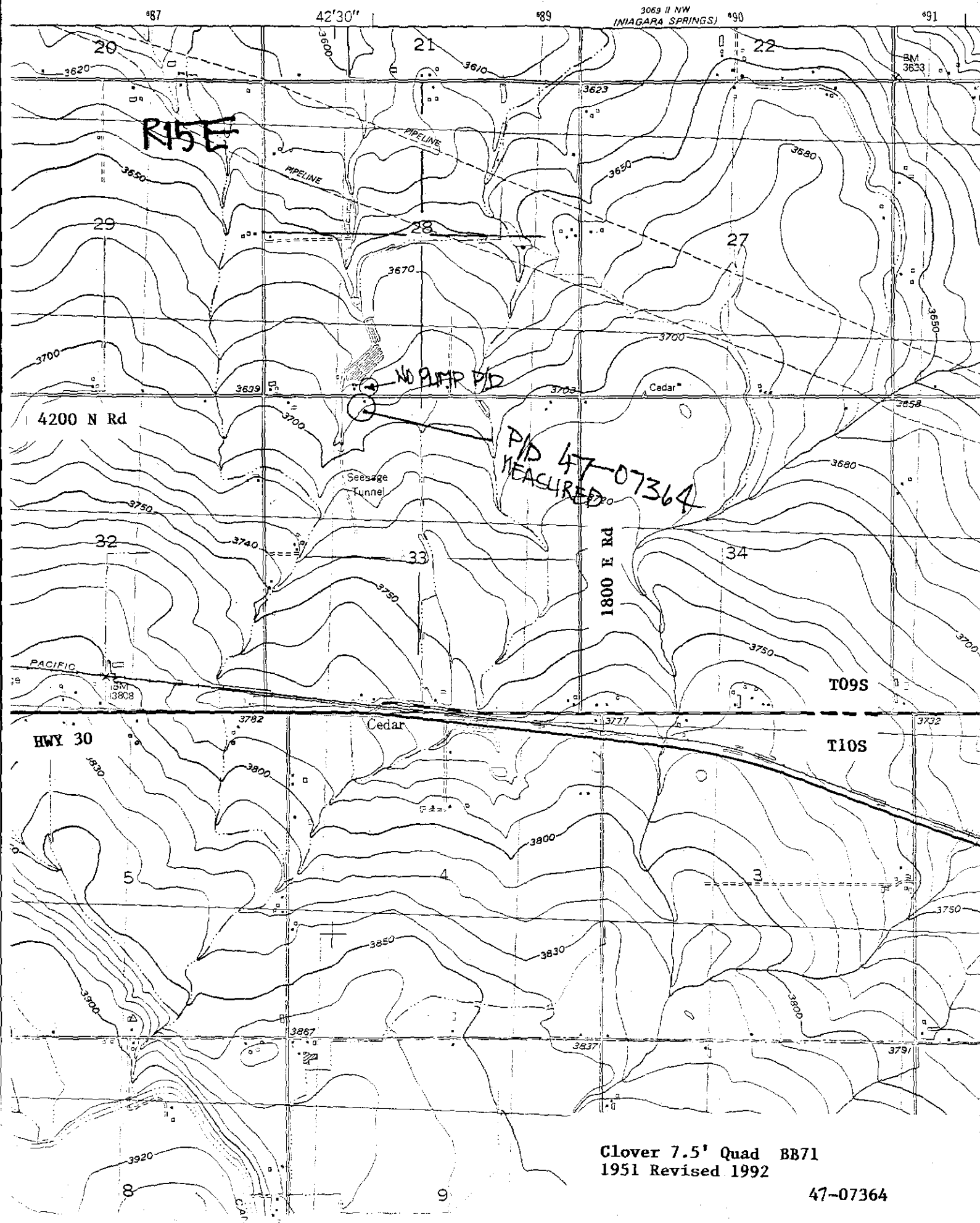
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	15E	28																	44
"	"	33		34			31												65
"	"	28												REC					
																			109

A47-12147

DR T.9S Sec. 15E.
Sec. 3

47-7364



Clover 7.5' Quad BB71
1951 Revised 1992

47-07364

MARTINS 47-07133

PTNS SEC 28 & 33
T09S, R15E

Silvr. Crk. Farms

SEE 47-07367

47-07091
Silver
Crk. Farms

7
10.0 WEAVER'S
WEAVER
8 HOME
6.9

NO
PUMP
9.8 P/D

31

ASCS FLIGHT 1992

47-07314



PORTION OF THE PLACE OF USE - SEE AGCS PHOTO FOR ACREAGE IRRIGATED

1/4

GPS TAG A0007844

PHOTOS
LOOKING ELY



MEASURED RATE HERE - DID

PHOTOGRAPH
WHILE MEASURING

WEAVER, EVERETT & DAN

47-07364

Fuji Calibrated 4/1998

99-01-08 14:23

SITE SETUP

PIPE PARAMETER

SITE NAME

OUTER DIAMETER 10.0000in

PIPE MATERIAL PVC

WALL THICKNESS 0.1110in

LINING MATERIAL NO LINING

LINING THICKNESS 0.0000in

KIND OF FLUID WATER

SENSOR MOUNTING V

SENSOR TYPE FLD12

TRANS. VOLTAGE 2TIMES

99-01-08 14:28

MEASURE

FLOW RATE UNIT: gal/m

7.672 x10 2

VELOCITY UNIT: ft/s

3.278 x10 0

+TOTAL UNIT: gal

0006910 RUN RESET

-TOTAL UNIT: gal

00000000 RUN RESET

NORMAL

99-01-08 14:36

MEASURE

FLOW RATE UNIT: gal/m

7.969 x10 2

VELOCITY UNIT: ft/s

3.405 x10 0

+TOTAL UNIT: gal

0012445 RUN RESET

-TOTAL UNIT: gal

00000000 RUN RESET

RECEIVED SIGNAL ERROR

⚡ = 782 gpm

Applicant remarked the well output is closer to 800 gpm when measuring a calibration results show 12" PVC reads -2.5%.

Recommendation will reflect the increase of 2.5%:

802 gpm = 1.78 cfs

Weaver, Everett & Dan
47-07364

E. NARRATIVE/REMARKS/COMMENTS

E. NAI

FROM: Georgia Satterlee
DATE: 05 February 1999
RE: 47-07364

On 08 January 1999 at 1400 hrs., I met with Everett and Dan Weaver to perform a field examination on the permit. The permit is for irrigation and fish propagation from a well in Section 33.

The measured point of diversion is located in the NW $\frac{1}{4}$ of Section 33, T09S, R15E and tagged with #A0007844. The GPS tag is on the power pole 25 feet north of the well. The diversion rate was measured using the Fuji, see documentation included in the file. Dan and Everett Weaver agreed with the measured rate, which is approximately 800 gpm, however, Everett Weaver was very concerned about not being able to get the entire permitted rate (1440 gpm).

On 11 January 1999, Mr. Weaver caught me in the office parking lot. He told me about a second well (this well is located in Section 28; 300 feet north of the measured well). He said the second well could pump at least 300 gallons. He asked me to measure and add the second well. I was going out to conduct field examination for 47-07367 on 13 January 1999. I said I would see him on the 13th about noon.

I arrived at the Weaver property at 11:30 a.m. on the 13th. Mrs. Weaver said Everett Weaver was not there but their son, Dan, could show me the well. Dan Weaver showed me a 8" casing sticking up from the ground. I asked about the size of the pump and he said there was not a pump in it. I photographed and documented the second well.

The places of use for irrigation are in E $\frac{1}{2}$ of Section 28 and E $\frac{1}{2}$ of Section 33, T09S, R15E. The irrigated acres are clearly defined on the ASCS map, flight 1992, included in the file.

With regard to commercial fish business, I called Darrin Brandt at DEQ in the Twin Falls Office. If a person desired to raise fish, i.e. fish propagation, a permit from DEQ would be necessary. Also, the records of fish production can be requested from Dr. Phil Mammer at Department of Agriculture, Boise.

I requested fish production records from Mr. Weaver, per letter dated 22 January 1999. On 28 January and again on 03 February Mr. Weaver came in to the office. The documentation from Weaver shows fish related business in 1991-1992, in addition to one receipt, dated 26 January 1999, showing a recent purchase of fingerlings.

On 13 January 1999, I conducted the field examination for 47-07367, which is for fish propagation owned by Silver Creek Farms. Silver Creek Farms also owns and operates the other fish propagation, licensed right, 47-07091.

In 1979, Weaver owned and operated fish propagation, per 47-07091. After the SRBA commencement, Tunnel Creek, Inc. filed an adjudication claim: A47-07091. In 1992, Tunnel Creek, Inc. changed their name to Silver Creek Farms.

Even though Mr. Weaver at one time, owned and operated the fish propagation for 47-07091, the current fish propagation in question per 47-07364, does not have the same appearance as the licensed facility.

Have c

The only consistent time of use for fish production were the years 1991-1992. There appears to be a question of forfeiture of the fish propagation. However, with the receipt dated January 1999, resumption is introduced.

I will recommend the measured well, with the rate 1.78 cfs, and 109 irrigated acres per 1992 ASCS photo. The second well is verified, without a diversion rate increase. Instead of fish propagation, recreational use will be recommend.

✓ Additional Computation Sheets Attached

Fuji Polysonic

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 109(4) = 436$$

$$V_{D,R} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.79(246)1.98 = 872$$

$V = \text{Smaller of } V_{IB} \text{ and } V_{DB} = 436$

2. Volume Calculations for Other Uses:

Exam Fee Limit	3.20 cfs (9/1990)
Permit Rate	3.20 cfs
Measured/Recommend	1.79 cfs

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
Irrigation	3/15	11/15	1.79 cfs	436 afa
Recreation	V1	12/31	" "	78,750 ft ³ ←
			Totals:	
			1.79 cfs	436 afa

- Pond Volume Cubic Ft.

2. 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

I. AUTHENTICATION

Field Examiner's Name

Date _____

Reviewer

Date _____

SEAL

AJ5809NP
No. A47-12147

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/10/95
PAGE: 30

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME																																																																																																				
C	EVERETT A. WEAVER	03/15/1941	IRRIGATION	03-15 41-15	0.80 CFS																																																																																																					
C	ENNICE WEAVER RT. 4 BUHL ID 83316 (208) 543-4782				0.80 CFS	165.00 AFA																																																																																																				
Water Source: GROUNDWATER		tributary to		Stage: BENEFICIAL USE																																																																																																						
Point(s) of Diversion:		T09S R15E S33		TWIN FALLS County																																																																																																						
Place of use Legal Description for: IRRIGATION																																																																																																										
<table border="1"><thead><tr><th colspan="4">NE</th><th colspan="4">NW</th><th colspan="4">SW</th><th colspan="4">SE</th><th></th></tr><tr><th>T</th><th>R</th><th>S</th><th></th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>SUM</th></tr></thead><tbody><tr><td>09S</td><td>15E</td><td>28</td><td>:</td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td>30</td><td></td><td></td><td></td><td></td><td></td><td>55.0</td></tr><tr><td>09S</td><td>15E</td><td>33</td><td>:</td><td></td><td></td><td>20</td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td>40.0</td></tr><tr><td colspan="19">TOTAL ACRES</td><td>95.0</td></tr></tbody></table>							NE				NW				SW				SE					T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	09S	15E	28	:											30						55.0	09S	15E	33	:			20														40.0	TOTAL ACRES																			95.0
NE				NW				SW				SE																																																																																														
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM																																																																																						
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POU County: TWIN FALLS																																																																																																										
Other Rights: TFCC SHARES																																																																																																										
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Dates: Exam Made Date: Verified Date:																																																																																																										
Misc: Water District Number: Field Inspection Flag: Presumption Flag:																																																																																																										

RECEIVED

MAR 14 1995

Department of Water Resources
Southern Region

Log for claim 47-12147

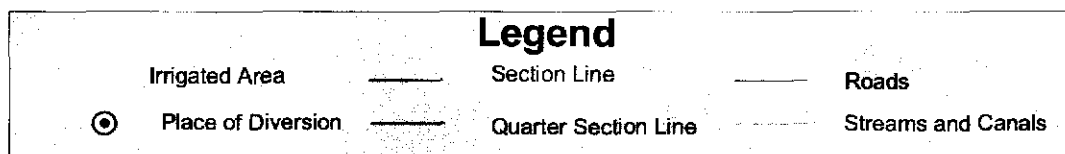
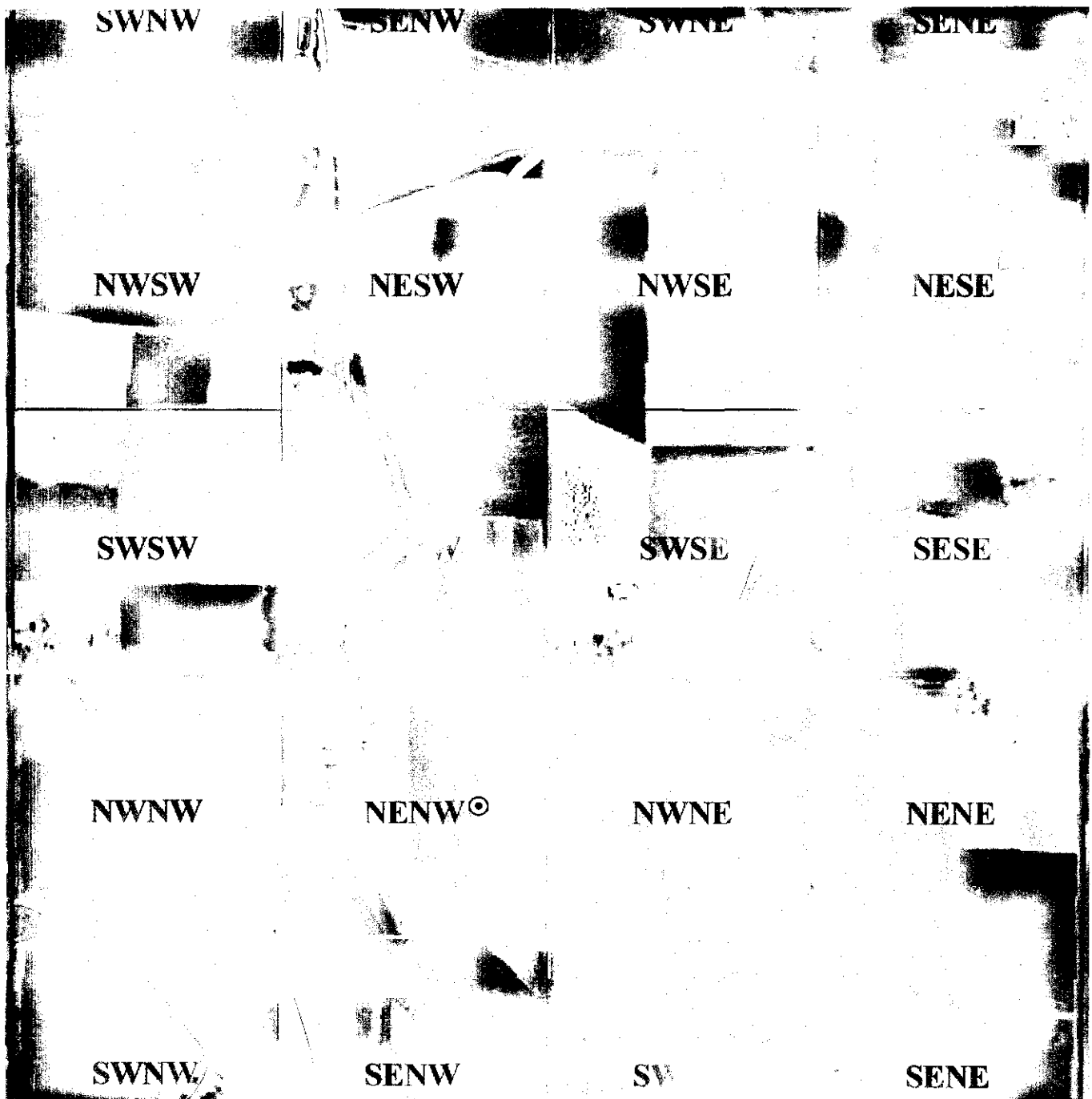
Spatial Dynamics LTD

2/5/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s15e	28	NESW	30	25	
09s15e	28	SESW	25	19	
09s15e	33	NWNE	20	20	
09s15e	33	NENW	20	20	
Totals:			95	84	

Water Right Claim Number 47-12147
Township , 9S15E

02/05/2001



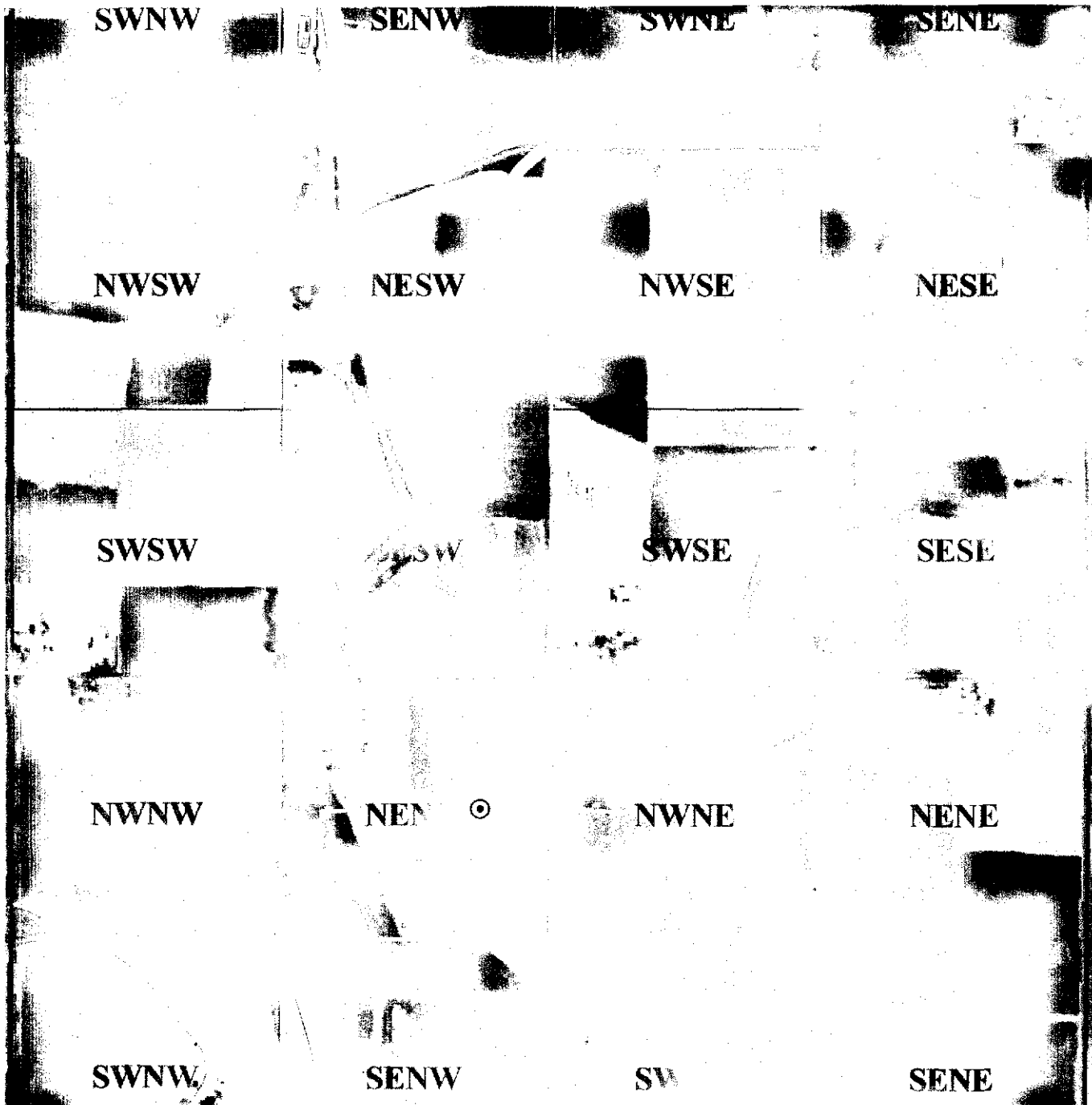
500 0 500 1000 Feet



**SPATIAL
DYNAMICS**

Water Right Claim Number 47-12147
Township , 9S15E

02/05/2001



Legend			
Irrigated Area	Section Line	Roads	
Place of Diversion	Quarter Section Line	Streams and Canals	

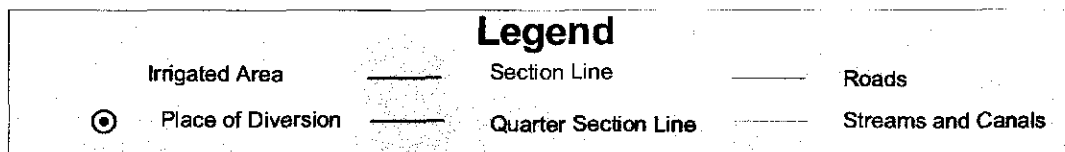
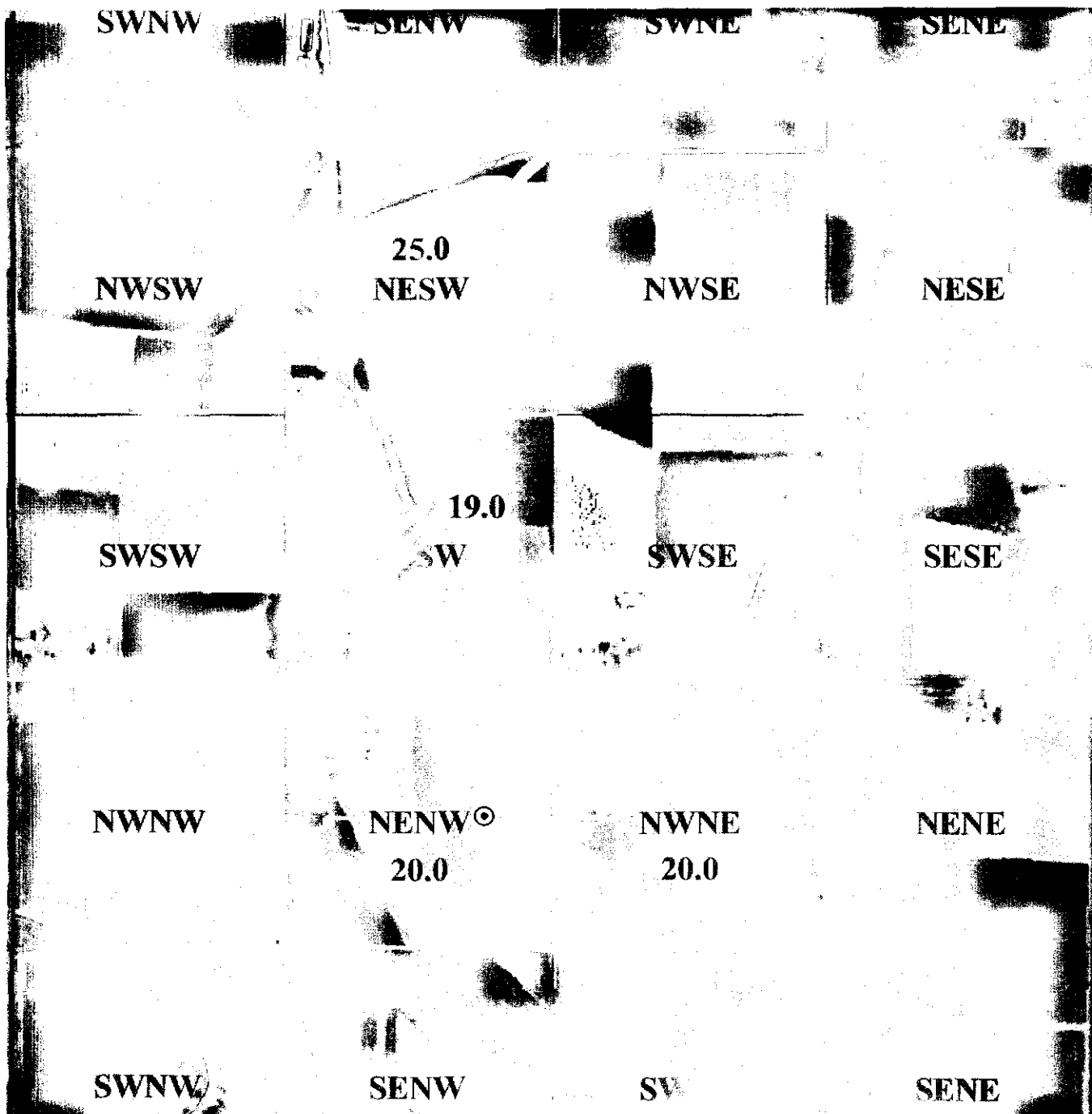
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SPATIAL
DYNAMICS

Water Right Claim Number 47-12147
Township , 9S15E

02/05/2001



SPATIAL DYNAMICS

AJ5809NP
No. A47-12147

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/06/00
PAGE: 287

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EVERETT A WEAVER	03/15/1941	IRRIGATION	03-15 11-15	0.800 CFS	
C	ENNICE WEAVER RT 4 BUHL ID 83316 (208) 543-4782					
				TOTAL DIVERSION:	0.800 CFS	
				CONSUMPTIVE USE:		165.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T09S R15E S33

NENENW

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE							
T	R S	: Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	: Lt Ac	NENW Lt Ac	SNW Lt Ac	SENW Lt Ac	: Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	: Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	: SUM	
09S	15E 28	:				:				:					:					:	55.0
09S	15E 33	:		20		:		20		:		30		25	:					:	40.0
																			TOTAL ACRES	95.0	

POU County: TWIN FALLS

Other Rights: TFCC SHARES

Other Water Rights Listing Overlapping Place(s) of Use:
A01-0020920

Remarks: GEN THIS WATER IS USED TO SUPPLEMENT CANAL SHARES.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 12/09/88 CLELLAND 03/30/95 POST-STD