

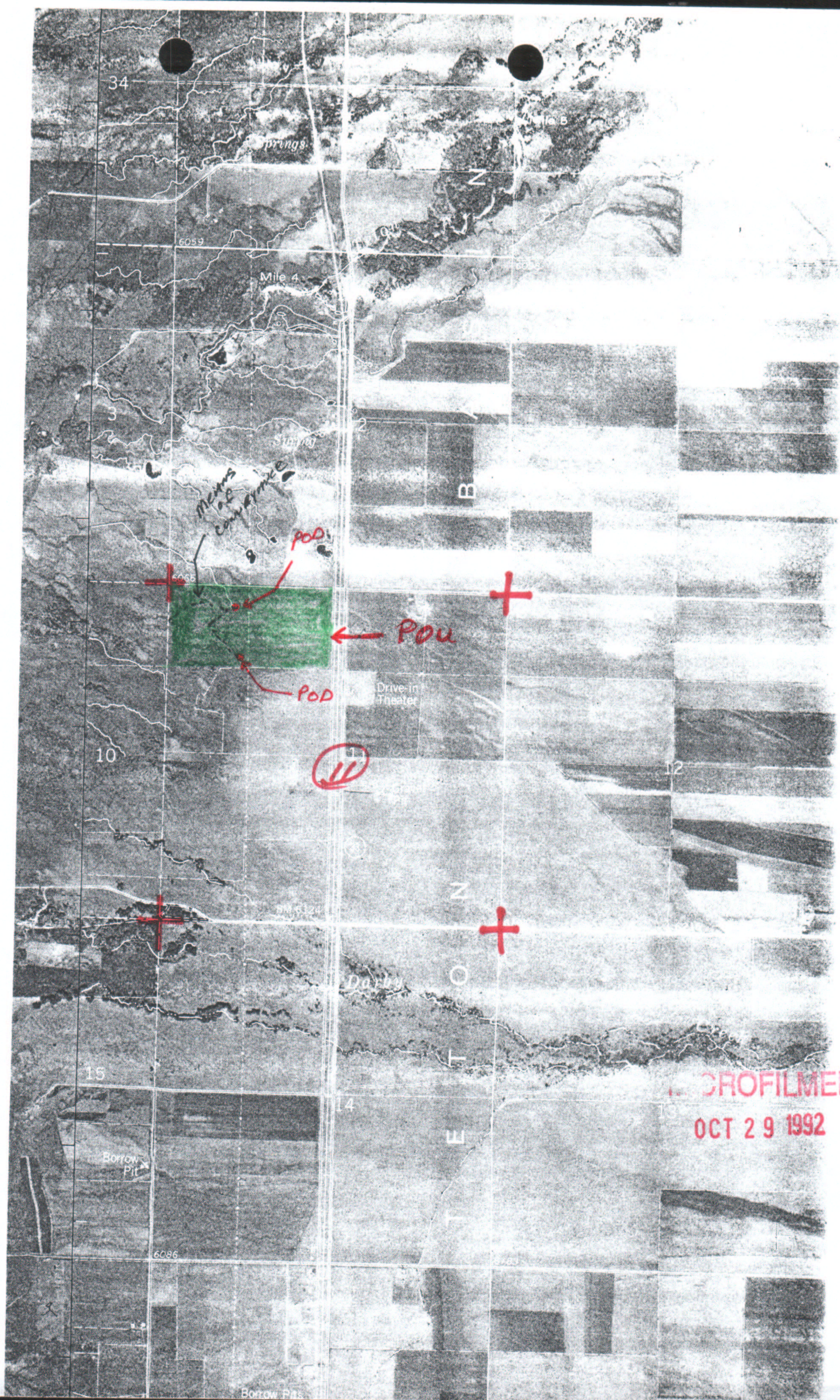
5N

4N

Eldon Winger

T04N R45E

Section 11



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: **A22-04096**
Date Received: 9/19/1988
Receipt No: M001340
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: THOMAS WINGER 208-354-2442
Address: 50 W 225 S
DRIGGS ID 83422

2. Date of Priority: MAR 1, 1904

3. Source: SPRINGS Trib. to: TETON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	45E	11	NE	NW	NW		TETON
			SE	NW	NW		TETON

5. Description of diverting works:
PUMP & PIPELINE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/01	10/31	0.667		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 160.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/90-95 RANGE, 5 HEAD OF HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	45E	11	NE	NW		IRR	40.0
			NW	NW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
					Total Acres	80.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
NONE

14. Remarks:

BOTH OF THESE SPRINGS WERE DEVELOPED APPROX THE SAME TIME. THEY WERE BOTH IN USE WHEN I PURCHASED THIS PLACE IN 1940. THE ABSTRACT SHOWS A DATE OF 12-05-1902 WHEN THE PLACE WAS FIRST HOMESTEADED.

CHANGED OWNERSHIP 8/19/96; "P" OWNER/EC

OWNERSHIP CHANGE COMPLETED WITH "C" OWNER CODE 8/22/96/JT

15. Basis of Claim: STATUTORY CLAIM

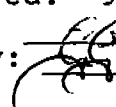
MICROFILMED

NOV 06 1996

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: A22-04096
Date Received: 9/19/1988
Receipt No: 1001340
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELDON WINGER 208-354-2483
Address: P.O. BOX 214
DRIGGS, ID 83422
OR
Name: ELVA G. WINGER 208-354-2483
Address: P.O. BOX 214
DRIGGS, ID 83422

A2204096



2. Date of Priority: MAR 01, 1904

3. Source: SPRINGS Trib. to: TETON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	45E	11	NE	NW	NW		TETON
			SE	NW	NW		TETON

5. Description of diverting works:
PUMP & PIPELINE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/01	10/31	0.667		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 160.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/90-95 RANGE, 5 HEAD OF HORSES

A22-04096

Page 1

Date: 09/19/88

RECORDED
OCT 29 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	45E	11	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
						Section Acres	80.0
						Total Acres	80.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
NONE

14. Remarks:

BOTH OF THESE SPRINGS WERE DEVELOPED APPROX THE SAME TIME. THEY WERE BOTH IN USE WHEN I PURCHASED THIS PLACE IN 1940. THE ABSTRACT SHOWS A DATE OF 12-05-1902 WHEN THE PLACE WAS FIRST HOMESTEADED.

15. Basis of Claim: STATUTORY CLAIM

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): Eldon W. Winger Date: Sept 19, 1988

Date: _____

State of Idaho)
County of Teton) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of Sept 19 88

Walter Gene Gibson
Notary Public

Seal

Residing at Boise, Id.
My Commission Expires 9-2-1994

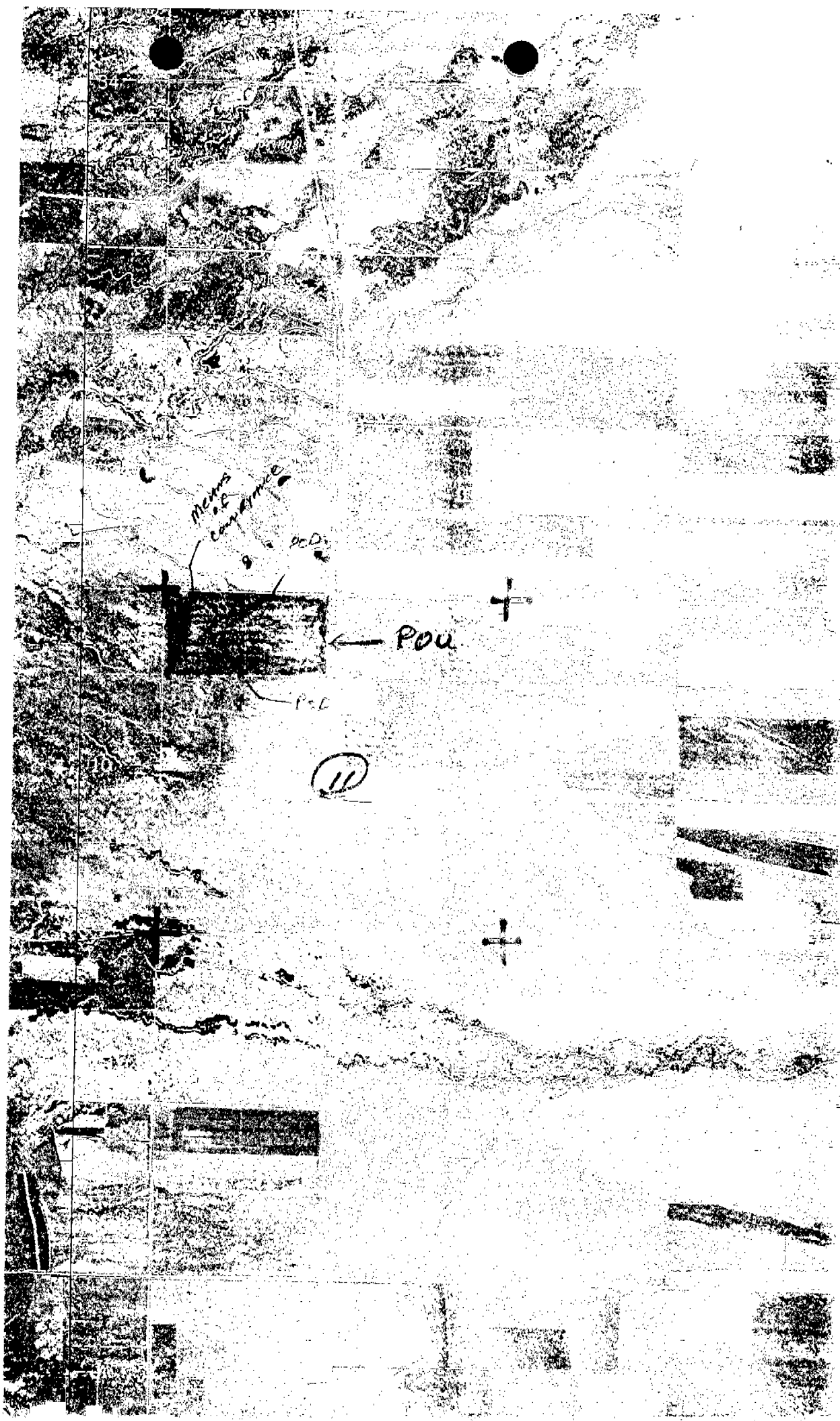
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Eldon Winger

T04N R45E

Section 11





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

AUGUST 22, 1996

THOMAS WINGER
50 W 225 S
DRIGGS ID 83422

RE: CHANGE IN OWNERSHIP FOR A22-04096

Dear Mr. Winger:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,


Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

MICROFILMED
NOV 06 1996

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) _____
Adjudication Claim Number(s) 22-4096
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. ~~PLAT OF PROPERTY or SURVEY MAP~~ for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Eldon Winger
P.O. Box 214 Driggs, ID 83422
4. New Owner/Claimant(s) Thomas E Winger
Name connector (Check one): ☐ AND, ☐ OR, ☒ AND/OR
New Mailing Address 50 W 225 S
City, State and ZIP Code Driggs, ID, 83422
New Telephone Number (208) 354-2442
5. Date you acquired the property Nov. 13, 1989
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated 40 Number and type of stock 50 To 100 Beef
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Thomas E Winger Date 8-20-96
Date _____
8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

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WARRANTY DEED

For Value Received

Elva Winger, a single person

the grantor , does hereby grant, bargain, sell, and convey unto

Thomas E. Winger 1445 West 3400 South,
Rexburg, Idaho 83440

the grantee , the following described premises, to-wit:

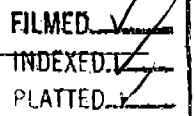
The North half of the Northwest Quarter of Section 11,
Township 4 North, Range 45 East Boise Meridian located
in Teton County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee ,
and his heirs and assigns forever. And the said Grantor does hereby covenant to and
with the said Grantee , that s he is the owner in fee simple of said premises; that said
premises are free from all incumbrances except as hereinabove set forth and that he will warrant and
defend the same from all lawful claims whatsoever.

Dated:

x Elva Winger

105092



STATE OF IDAHO, COUNTY OF Teton
On this 13 day of November 1989,
before me, a notary public in and for said State, personally
appeared

Elva Winger

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

Notary C. Douglas
Notary Public
Residing at Idaho, Idaho
Comm. Expires 9-20-93

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of Thomas E. Winger

at 05 minutes past 12 o'clock p m.,
this 13th day of November,
1989, in my office, and duly recorded in Volume
of the Official Records. microfilmed

E. Wayne Schiess
Ex-Officio Recorder
By Donnie Reese Deputy.

Fees \$
Mail to:

STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE



COOPERATIVE CENTER FOR
HEALTH STATISTICS - VITAL
STATISTICS

450 W. STATE ST.
BOISE, IDAHO 83720

CERTIFICATE OF DEATH

DATE FILED: JUNE 05, 1989

STATE FILE NUMBER: 89-02817

DECEDENT: ELDON WINGER

DATE OF DEATH: APR. 29, 1989

PLACE OF DEATH: IDAHO FALLS, IDAHO

DATE OF BIRTH: JULY 17, 1909

PLACE OF BIRTH: IDAHO

AGE: 79 YEARS

SEX: MALE

VETERAN? NO

MARITAL STATUS: MARRIED

SPOUSE (MAIDEN) : ELVA GROVER

SOCIAL SECURITY NUMBER: 519-20-4602 RESIDENCE: DRIGGS, IDAHO

FATHER: ARTHUR WINGER

FATHER'S BIRTHPLACE: UTAH

MOTHER (MAIDEN): CAMILLA HILL

MOTHER'S BIRTHPLACE: UTAH

MORTUARY: WADE FUNERAL HOME

MORTICIAN: MARK L. WADE

DRIGGS, IDAHO

DISPOSITION: BURIAL

CERTIFYING PHYSICIAN: LAWRENCE T. CURTIS, MD

AUTOPSY: NO

1. CAUSE OF DEATH, UNDERLYING CAUSE LAST:

INTERVAL

CARDIAC ARREST

MYOCARDIAL INFARCTION

SEVERE CORONARY ARTERIOSCLEROSIS

1 HOURS

2 DAYS

20 YEARS

2. OTHER CONDITIONS CONTRIBUTING TO DEATH BUT UNRELATED TO ABOVE CAUSES:

NONE LISTED

110765
FILED

AT THE REQUEST OF

MICROFILMED

NOV 6 1996

AT 05 MINUTES PAST 3 P M

DATE August 18, 1992

Asa J. Drake

CLERK OF RECORDER

Nora Rigby

DATE ISSUED: AUGUST 12, 1992

This is to certify that this is a true and correct reproduction or abstract of the official record
filed with the Idaho Department of Health & Welfare, Boise, Idaho.

Richard W. Blair

RICHARD W. BLAIR, State Registrar
DEPT. OF HEALTH & WELFARE CLEARLY AFFIXED.
Section 39-273, Idaho Code

HWH0139

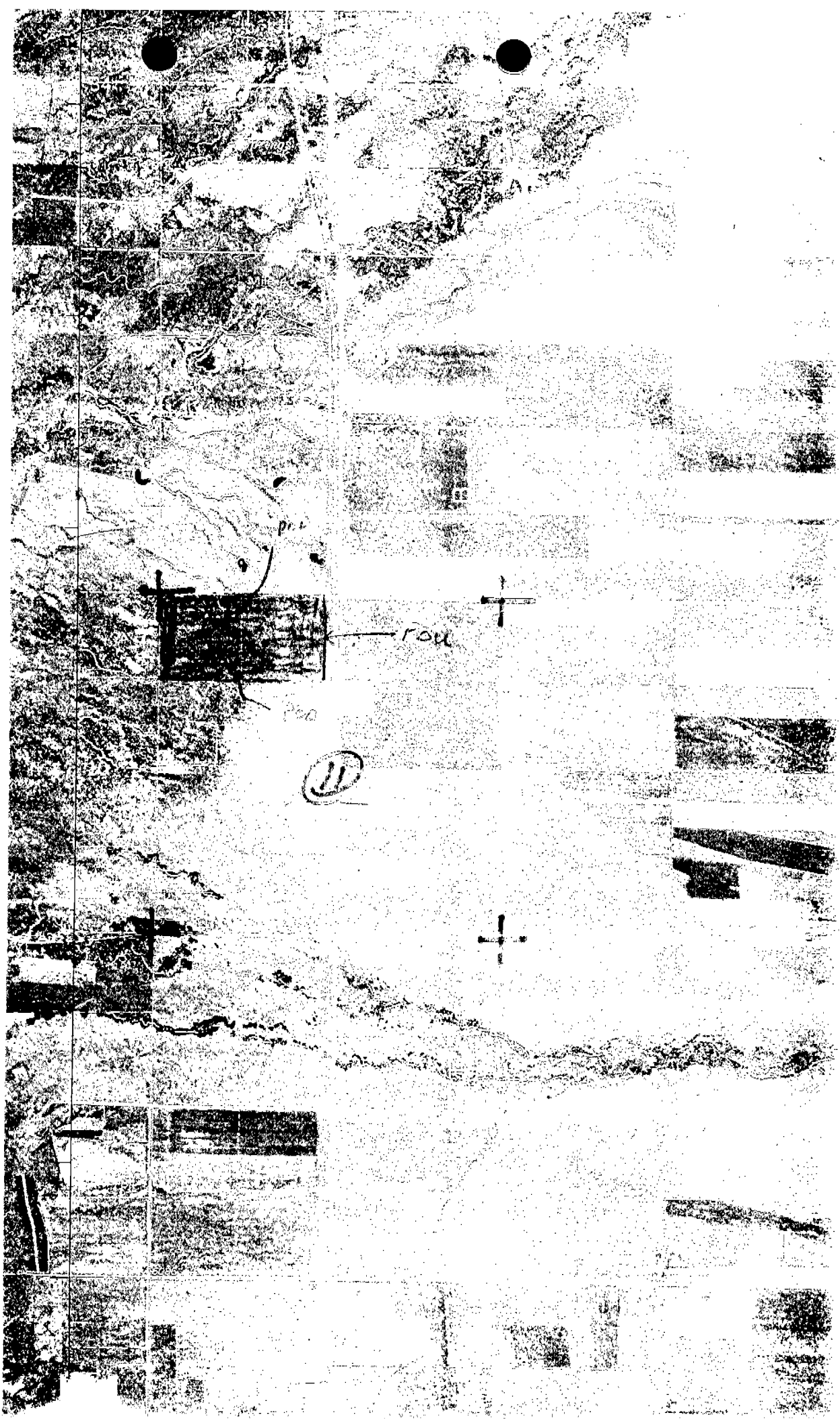
DEPARTMENT OF HEALTH AND WELFARE

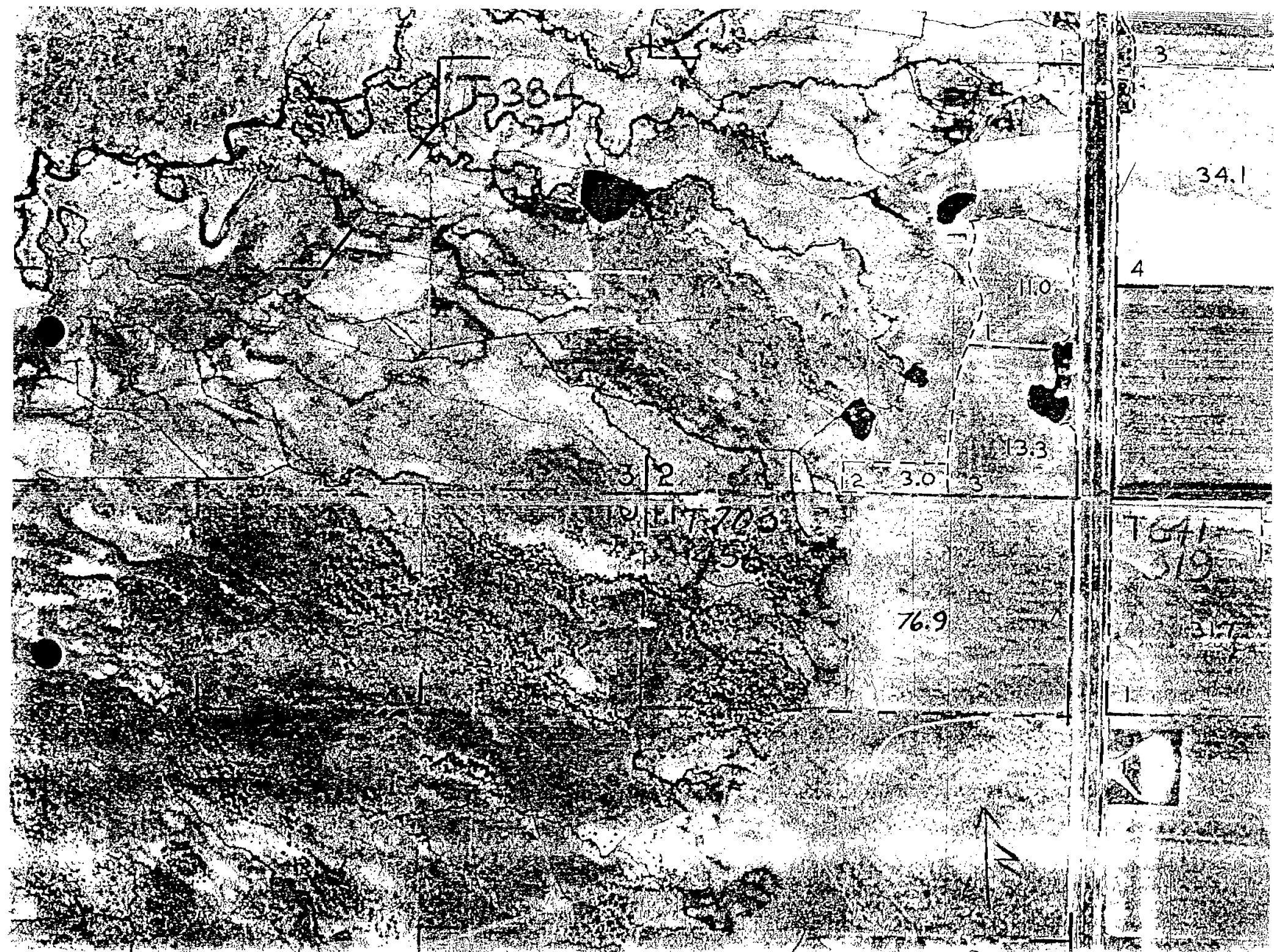
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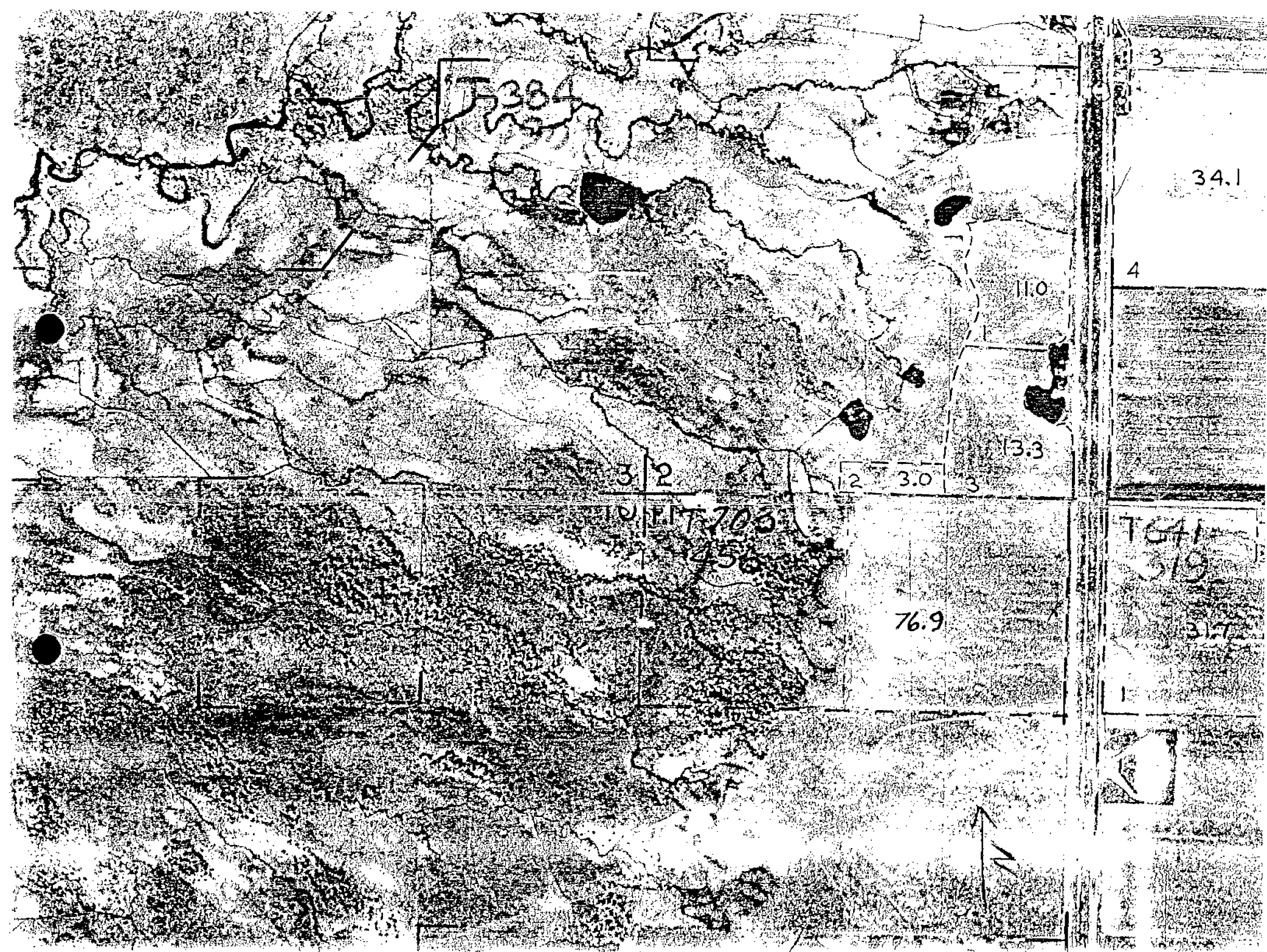
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ELdow Winger
T04N R45E
SECTION 11





C. 11 + 112 D 112



S. 11 T 12 R 11 E

United States
By George A. Robethan

Grantors

to

Harvey L. Crandall

Grantees

Kind of Instrument Final Receipt

Date of Instrument Dec 5 1903

Date of Record Oct. 3 1903

Book 5 of Deeds Page 249

No. of Instrument 1270--Fremont

Consideration, \$ 6.00

Granting Words

Description and Remarks:

IT IS HEREBY CERTIFIED that Harvey L. Crandall has made payment in full for the following described real estate, to-wit: N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 11 Twp 4 N.R. 45 E.B.M., (and other property).

Transcribed from Book A Page 622 Fremont County Records.

Covenant, if any

Witnesses

Date of Acknowledgment

Before Whom Acknowledged?

Is Wife Separately Examined in Acknowledgment?

MICROFILMED

NOV 6 1936

Harvey L. Crandall, unmarried

Grantors

to

The American Freehold Land-Mortgage
Co. of London, Limited

Grantees

Date of Instrument Sept. 1 1903

Date of Record Oct. 3 1903

Book 21 of Mortgages Page 93

No. of Instrument 1259--Fremont

Consideration, \$ 700.00

Granting Words Grant, Bargain, Sell and Convey

Description and Remarks:

N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 11 Twp 4 N.R. 45 E.B.M.,
(and other property).

The same to secure the payment of
\$700.00, with interest at the rate
of 10% per annum, due Sept. 1 1903

Transcribed from Book 0 Page 115
Fremont County Records.

Covenant, if any

Witnesses WM. D. VanDyke.

Date of Acknowledgment Sept. 11 1903

Before Whom Acknowledged? Wm Quinn, Notary Public, County of Philadelphia
State of Penn. Seal.

Is Wife Separately Examined in Acknowledgment?

H. A. Baron

vs. to

Henry M. Olmstead and Josephine Olmstead

Grantors

Grantees

No.

Kind of Instrument Execution.

Date of Instrument December 4, 1913.

Date of Record April 6, 1914; 9 A M

Book 11 of - - Page 78.

No. of Instrument 1012.

Consideration, \$ 2771.20

Granting Words

IN THE DISTRICT COURT OF THE NINTH JUDICIAL DISTRICT.

Description and Remarks:

NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 11, Twp. 4 N., R. 45 E. B. M.

together with other property as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 32; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 21, Twp. 4 N., R. 45 E. B. M.

SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, NW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 7, Twp. 4 N., R. 46 E. B. M.

with all water rights particularly that certain certificate of the
capital Stock of the Wyoming & Brady Bench Canal Company Ltd.

dated November 10, 1910, being #20 for 120 shares of the Captial Stock.

E. J. Harrop, Sheriff, Fremont County

Covenant, if any

By Grant Castley, Deputy.....

-O-O-O-O-O-O-

Witnesses

Date of Acknowledgment December 4, 1913.

Before Whom Acknowledged? A. M. Carter, Clerk of the District Court, By W. E. Gee,
Deputy, Clerk of District Court, Fremont County, Idaho.

Is Wife Separately Examined in Acknowledgment?

(SEAL)

MICROFILMED

NOV 6 1996

TETON ABSTRACT COMPANY

TETON COUNTY

DRIGGS. 3 IDAHO

IN THE MATTER OF THE ESTATE OF

H. A. BARON, Deceased.

To

Bertha E. Baron, surviving wife of

H. A. Baron.

DECREE OF DISTRIBUTION

Dated July 14, 1919.

Recorded July 15, 1919; 3:05 PM

Book 8 page 371

INSTRUMENT NUMBER 5970.

DECREES to Bertha E. Baron the surviving wife of H. A. Baron all the property hereinafter described, and all of the property of said estate, was and is, the community property of said deceased and said surviving wife; that all the interest of the said H. A. Baron, deceased, in and to the following described property, to-wit:

A certain deficiency Judgment in favor of H. A. Baron, deceased, against Henry M. Olmstead in the amount of \$2417.80, dated November 29th, 1913 recorded in Teton County, Idaho.

The Northeast Quarter of the Northwest Quarter of Section 11, Twp. 4 N., R. 45 E. B. M., together with 40 shares of the Capital Stock of Garden water company, Limited, represented in Certificate No. 64 of said Company issued to deceased February 19th, 1916; Also the Northwest Quarter of the Northwest Quarter of Section 21, Twp. 4 N., R. 45 E. B. M.; Also the Southeast Quarter of the Southwest Quarter of Section 6; Northwest Quarter of the Northeast Quarter; Northeast Quarter of the Northwest Quarter of Section 7, Twp. 4 N., R. 46 E. B. M., together with one hundred twenty shares of the capital stock of the Garden Water Company Limited represented by Certificate No. 90 of said company for 115 shares issued to deceased May 25th 1916 and five shares of Certificate No. 84 of said Company, aforesaid.

M. BYRNE, Probate Judge (SEAL)

I HEREBY CERTIFY the foregoing to be a full, true and correct copy of the original Decree of Distribution on file in my office, in the above entitled estate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the above named Court this 14th day of July, 1919.

M. BYRNE, Probate Judge. (SEAL)

MICROFILMED

NOV 15 1960

8-19-96

Mr Winger:

Before I can change
the water right to your
name, I need your
signature. Please return
for completion.

Jo Thompson

MICROFILMED

NOV 6 1996

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

Receipt No: M001340

Date: 09/19/88
Time: 15:12:13

Received
From: WINGER, ELDON

Type of Payment	Program A cct	Amount
ADJUDICATION FEE	0410162 9337 6490	\$130.00
	Total	\$130.00

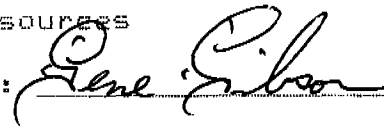
CHECK 1183

WR/ND: A22-04096

Idaho Department of Water Resources

Region:

Signature:



MICROFILMED

NOV 06 1988