

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: A67-02375
Date Received: 10/04/1989
Receipt No: 1004799
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CAROL A. JAEGER 208-257-3713
Address: RT. 1 BOX 63
CAMBRIDGE, ID 83610

OR
Name: JERRY C. JAEGER 208-257-3713
Address: RT. 1 BOX 63
CAMBRIDGE, ID 83610

2. Date of Priority: JAN 27, 1967

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	02W	17	NE	NE	NE		WASHINGTON
	03W	13	SW	NE	SE		WASHINGTON
			SE	NE	SE		WASHINGTON

5. Description of diverting works:
PUMP, HEADGATE, DITCH, PIPELINE, SPRINKLERS, GATED PIPE,

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.220		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A67-02375

Page 1

Date: 10/04/89

MICROFILMED
OCT 02 1992

1

Section Acres	71.0
Total Acres	71.0

11

1000

1000

1000

1000

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:

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 Jerry Laeger Date: X Oct 4, 1989
Date:

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of Oct 19 89

M. D. E. E. E. E.
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 9-2-1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(late proof)
License of Water Right No. 33438/67-2375 Priority January 27, 1967 Amount 0.22 cfs

THIS IS TO CERTIFY, that JERRY C. JAEGER
of Cambridge, Idaho, has complied with the terms and conditions of Permit
No. 33438/67-2375 issued pursuant to Application for Permit dated January 24, 1967,
and has submitted proof to the Department of Water Resources on February 4, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 4.99 cfs of water from Little Weiser River,
tributary to Weiser River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>June 15</u>	at <u>0.22</u> cfs and	<u>284</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.22 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
284 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ Sec. 13, Twp. 14N,
Rge. 3W, B. M. in the County of Washington

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
14N	3W	13		5	8										22	36			71

Total number of acres irrigated 71

1. A measuring device of a type approved by this Department shall be maintained as part of the diverting works.
2. Subject to the conditions as listed on the Memorandum Decision and Order of May 16, 1978.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26 day of
May, 19 78.

Director

left post card for
exam in 1976

2. Source of water supply: Groundwater ☐ Surface water ☒ Little Weiser River
(name spring, stream, etc.)
Tributary to Weiser River

Other uses: _____

Other Points of Diversions: _____

Measuring device required: yes ☐ no ☒

[illegible]

(PRIORITY EXAM - PROTESTED)
Permit No. 33438/67-2375
Examination for b/u

100

Rge - 3W

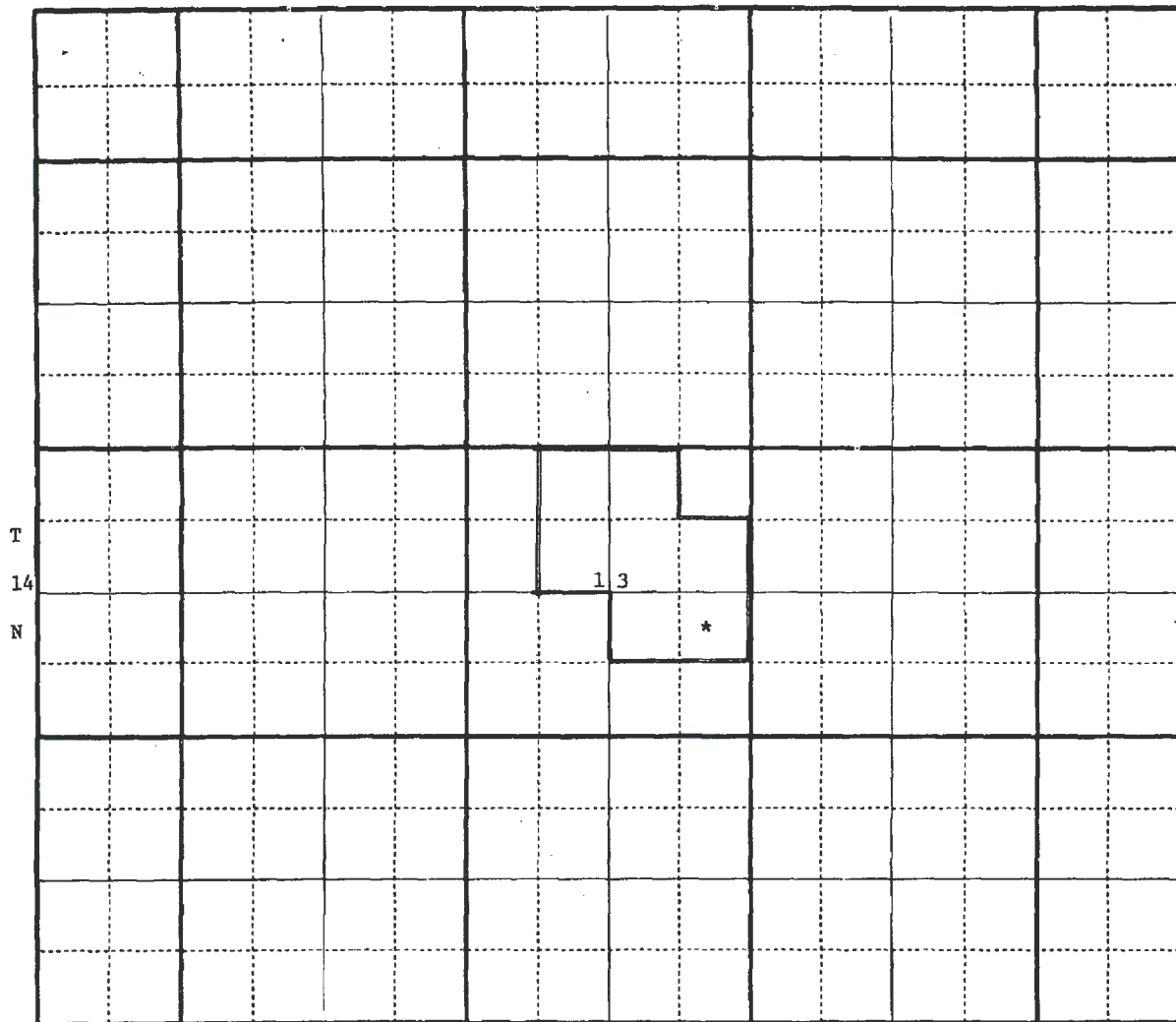


Diagram of System

12/02/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-2375

NAME AND ADDRESS: JERRY C JAEGER
2953 SALUBRIA RD
CAMBRIDGE ID 83610

CAROL A JAEGER
2953 SALUBRIA RD
CAMBRIDGE ID 83610

SOURCE: LITTLE WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.220 CFS
284.000 AFY

PRIORITY DATE: 01/27/1967

POINT OF DIVERSION:

T14N R03W S13 SENESE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 06/15

0.220 CFS
284.00 AFY

The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after June 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date

earlier

than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in WASHINGTON County

T14N R03W S13	SWNE	5.00	T14N R03W S13	SENE	8.00
T14N R03W S13	NESE	22.00	T14N R03W S13	NWSE	36.00

71 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



Idaho Department of Water Resources

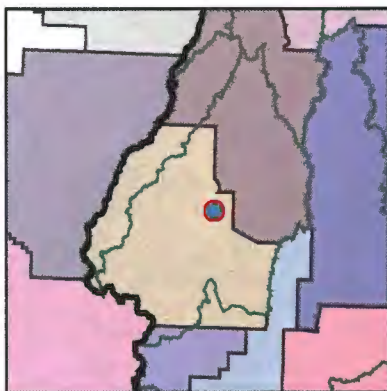
SRBA Recommendation:

67-2375

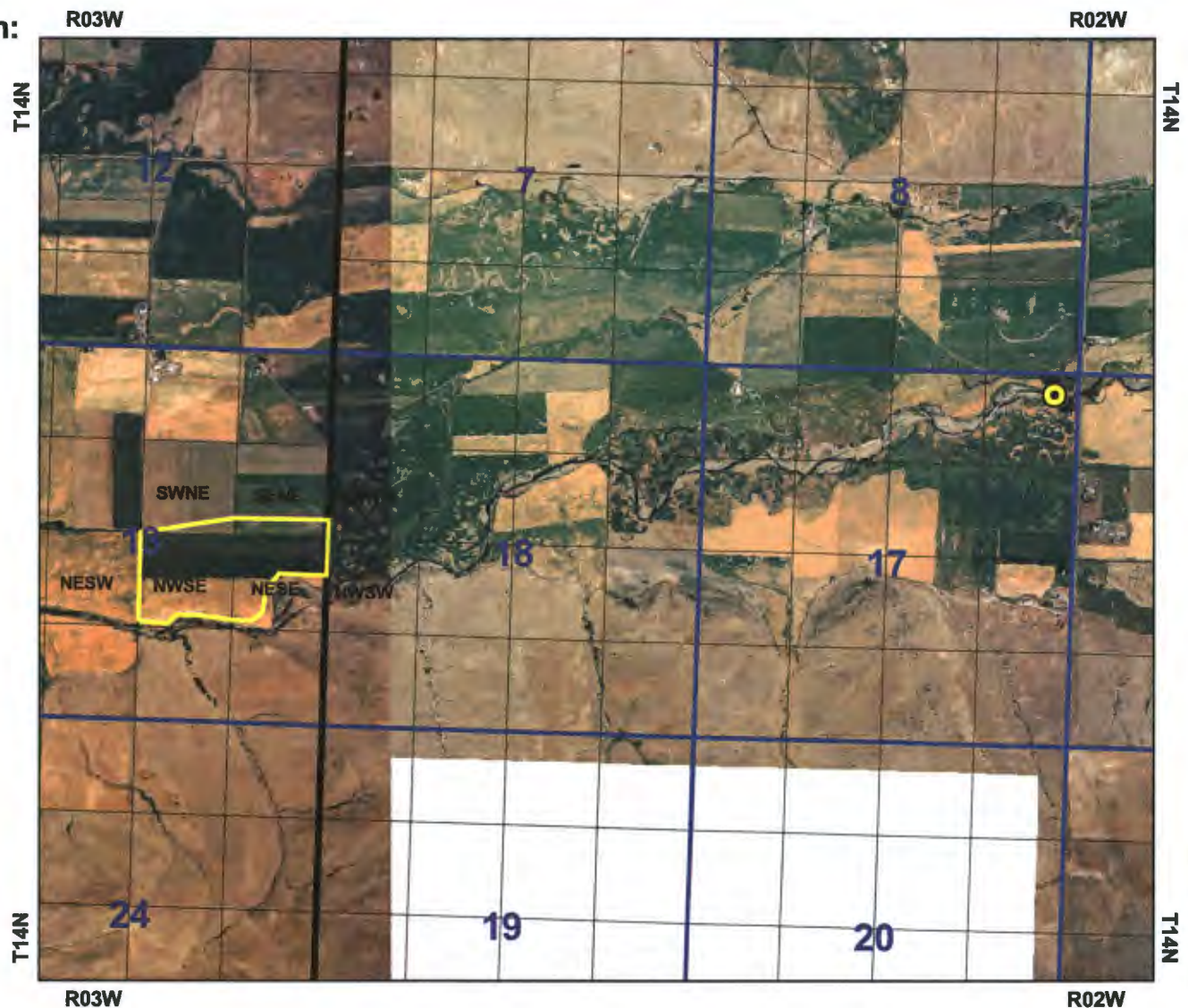
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Washington County
IDWR Basin 67



0 1 2 Miles

Prepared by IDWR State Office
On Saturday, December 2, 2006
1987/88 Aerial Photography

67-2375



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2375 V1

WATER RIGHT NUMBER: 67-2375 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JERRY C JAEGER 2953 SALUBRIA RD CAMBRIDGE, ID 83610 (208)257-3713
Current Owner	CAROL A JAEGER 2953 SALUBRIA RD CAMBRIDGE, ID 83610 (208)257-3713

Priority Date: 01/27/1967

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WEISER RIVER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 06/15	0.220 CFS	284.00 AF
	<u>Total Diversion:</u>	0.220 CFS	284.00 AF

Location of Point(s) of Diversion

LITTLE WEISER RIVER	SE1/4NE1/4SE1/4	Sec. 13, Twp 14N, Rge 03W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	03W	13			5.0	8.0									22.0	36.0			71.0

Total Acres: 71

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. S35 The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after June 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2375 V1

Comments:

1. mvanbussum 12/1/2006 POD

Comment: Three PODs claimed. Only one POD licensed and in licensing field exam. No map in claim file. Recommended one POD, as licensed.

2. mvanbussum 12/1/2006 Period of Use

Comment: Licensed SOU is shorter than standard. Added appropriate shoulder remark.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: OR
Water District Number: 67A
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	4/13/2004 10:24:36 AM	ssherman			Active
POD	4/13/2004 10:25:04 AM	ssherman			Active
Source	4/13/2004 10:25:19 AM	ssherman			Active
POU	4/13/2004 10:25:50 AM	ssherman			Active
Use	4/13/2004 10:26:19 AM	ssherman			Active
Season	4/13/2004 10:28:13 AM	ssherman			Active
Quantity	4/13/2004 10:30:20 AM	ssherman			Active
Contacts	12/1/2006 4:43:36 PM	mvanbussum			Active
Priority Date	12/1/2006 4:43:51 PM	mvanbussum			Active
POD	12/1/2006 4:44:01 PM	mvanbussum			Active
Source	12/1/2006 4:48:53 PM	mvanbussum			Active
POU	12/1/2006 4:49:10 PM	mvanbussum			Active
Use	12/1/2006 4:51:46 PM	mvanbussum			Active
Season	12/1/2006 4:52:32 PM	mvanbussum			Active
Quantity	12/1/2006 4:54:14 PM	mvanbussum			Active
Summary			12/01/2006	mvanbussum	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2375 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	2/4/2004 11:13:59 AM	awarntje	Edited shape boundary
Use	12/1/2006 4:51:47 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	12/1/2006 4:52:33 PM	mvanbussum	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	12/1/2006 4:54:16 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Recommended as licensed.
Summary	12/1/2006 4:54:39 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2375 V1

Source	12/1/2006 4:48:54 PM	mvanbussum	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	12/1/2006 4:49:10 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Contacts	12/1/2006 4:43:35 PM	mvanbussum	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review.
General	12/1/2006 4:43:51 PM	mvanbussum	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	12/1/2006 4:44:00 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POU	12/1/2006 4:51:07 PM	mvanbussum	Updated PLS for Active POU
POD	12/1/2006 4:48:34 PM	mvanbussum	Updated shape
POU	2/4/2004 11:13:14 AM	awarntje	Edited shape boundary
POU	2/4/2004 11:02:09 AM	awarntje	Edited shape boundary
POU	2/4/2004 11:06:58 AM	awarntje	Edited shape boundary
POU	2/4/2004 11:10:37 AM	awarntje	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

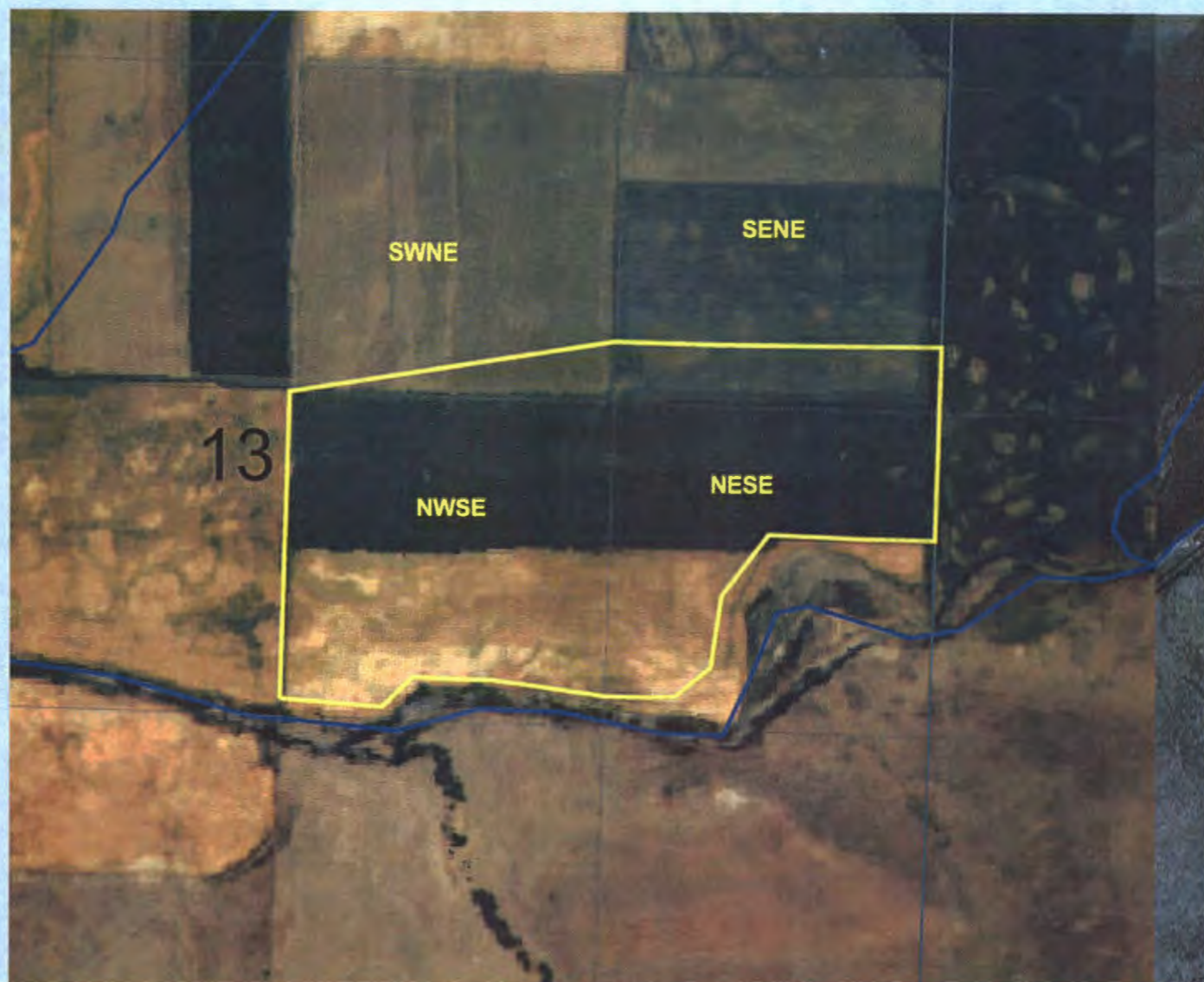
Adjudication Recommendation Report 67-2375 V1

Season	4/13/2004 10:28:14 AM	ssherman	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?
Priority Date	4/13/2004 10:24:37 AM	ssherman	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly?
POD	4/13/2004 10:25:05 AM	ssherman	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?
Source	4/13/2004 10:25:20 AM	ssherman	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	4/13/2004 10:25:51 AM	ssherman	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
Use	4/13/2004 10:26:19 AM	ssherman	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Quantity	4/13/2004 10:30:20 AM	ssherman	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? Description for Question 10 - Used License annual volume of 284 AFA.

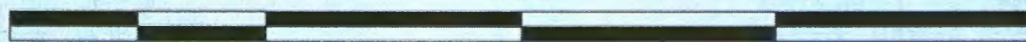
Water Supply Bank:

Idaho Department of Water Resources

67-2375



900 0 900 1800 2700 Feet



T14N, R03W, S13



Prepared by Anita L. Warntjes
February 4, 2004
1993/94 True Color Photo