

05/13/2005

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

RIGHT NUMBER: 22-678

NAME AND ADDRESS: JOHN WINGER
994 S 100 W
VICTOR ID 83455

SOURCE: LITTLE WARM CREEK

TRIBUTARY: WARM CREEK

QUANTITY: 0.350 CFS

This right shall provide no more than .02 cfs per acre.

PRIORITY DATE: 05/15/1895

POINT OF DIVERSION:

T03N R45E S23 NWNWNW Within TETON County

T03N R45E S23 NWNWSW Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.350 CFS

PLACE OF USE: IRRIGATION Within TETON County

T03N R45E S15

SESE

7.1

T03N R45E S23

NWSW

10.1

17.2 ACRES TOTAL

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

TR. 1608.

PUMP TO SPRINKLERS IN NWNWSW SEC. 23. DITCH/HEADGATE FOR
FLOOD IRRIGATION IN NENENE SEC. 22. 2-INCH PIPE TO HOUSE IN
NWNWNW SEC. 23.

WATER FROM WARM CREEK IS DIVERTED YEAR AROUND. DURING THE
SUMMER IT IS USED FOR IRRIGATION. WHEN NOT USED FOR IRRIGATION
IT IS RELIED ON FOR STOCKWATER. WATER DIVERTED FOR
STOCKWATER IS CONVEYED THRU A DITCH WHICH EVENTUALLY
RETURNS TO WARM CREEK.

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: Decreed

Right includes accomplished change in place of use pursuant to Section
42-1425, Idaho Code.

11/22/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 22-678

JOHN WINGER

994 S 100 W

VICTOR ID 83455

Telephone Number: (208)787-2776

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: Dec 5, 06

SIGNATURE: John Winger

Please print your name: John WINGER

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

RECEIVED

DEC 05 2006

Department of Water Resources
Eastern Region

KMT
12/06



Idaho Department of Water Resources

SRBA Recommendation:

22-678
(Irrigation)

Legend

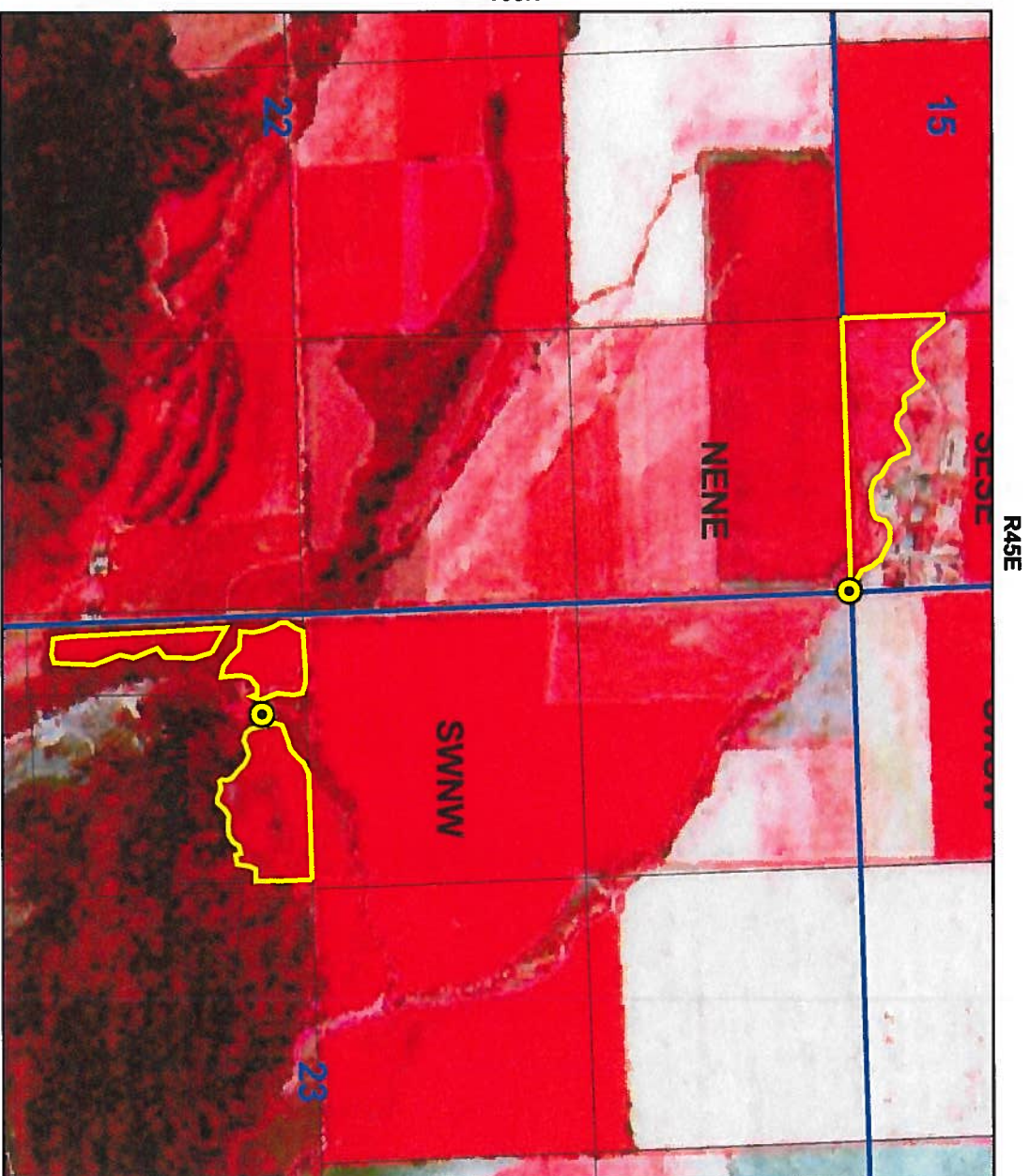
-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Teton County
IDWR Basin 22



T03N



Prepared by J. Crabtree
On Wednesday, November 22, 2006
1987/88 Aerial Photography

22-678

February 2, 2006

John Winger
994 S 100 W
Victor ID 83455

RE: Supporting documentation for Stock Water or Ground Water Recharge

Dear John:

Over the past several months numerous meetings have taken place with individuals and representatives of water delivery organizations in the upper Snake River Valley and the Department of Water Resources (IDWR) concerning the non-irrigation season diversion of stock water and ground water recharge. In response to these meetings the following criteria were identified for evaluating and recommending these two uses.

- The claimant will have to provide documentation that verifies a historical practice of diverting water during the non-irrigation season for the purpose of providing stock water and ground water recharge. An example would be copies of the minutes for a water delivery organization referencing the diversion of water for these two uses. This information also will be used to help establish the priority date of the use.
- The claimant needs to provide copies of records showing the quantity of water historically diverted during the non-irrigation season. These records will be used as a basis for recommending the diversion rates for these two uses.
- The claimant will have to provide documents, written statements and/or affidavits from individuals who have witnessed the non-irrigation season diversion of water. These individuals need to provide a historical perspective based on actual observation.

Claimants need to assess their actual diversion requirements for stock water and ground water recharge. The quantity of water claimed for non-irrigation season stock water should be the amount needed to reach the end of the delivery system plus provide drinking water for stock. Claimants should not rely upon ground water recharge as a use to supplement the stock water in order for water to reach the end of the delivery system. *Claimants holding Winter Water Savings contracts may have lost their entitlement to divert water for 150 days between November 1 and April 30 through either abandonment or forfeiture.*

For some claimants, amending claims to reflect the necessary quantity for stock water will result in a substantial filing fee (\$100 per cfs). This fee is not refundable, which emphasizes the importance of providing documentation that supports the claimed uses.

If you or the organization you represent have already amended one or more claims and provided the documentation identified above, you may disregard this letter.

Individuals or organizations wishing assistance in amending their claims can call the Eastern Region office.

Respectfully yours,
Ernest Carlsen

Water Right Supervisor

Enclosures (2)
emc

05/13/2005

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 22-678

JOHN WINGER
994 S 100 W
VICTOR ID 83455
Telephone Number: (208)787-2776

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: June 24, 05 SIGNATURE: John Winger
Please print your name: John Winger

IDWR Regional Office,

PROFILED

**SCANNED
JUL 01 2005**

**RECEIVED
JUN 30 2005
Department of Water Resources
Eastern Region**

*KWD
6/30*



State of Idaho

Department of Water Resources
Eastern Region



PROVIDED

Water Right(s):
22-678

SCANNED
JUN 09 2005

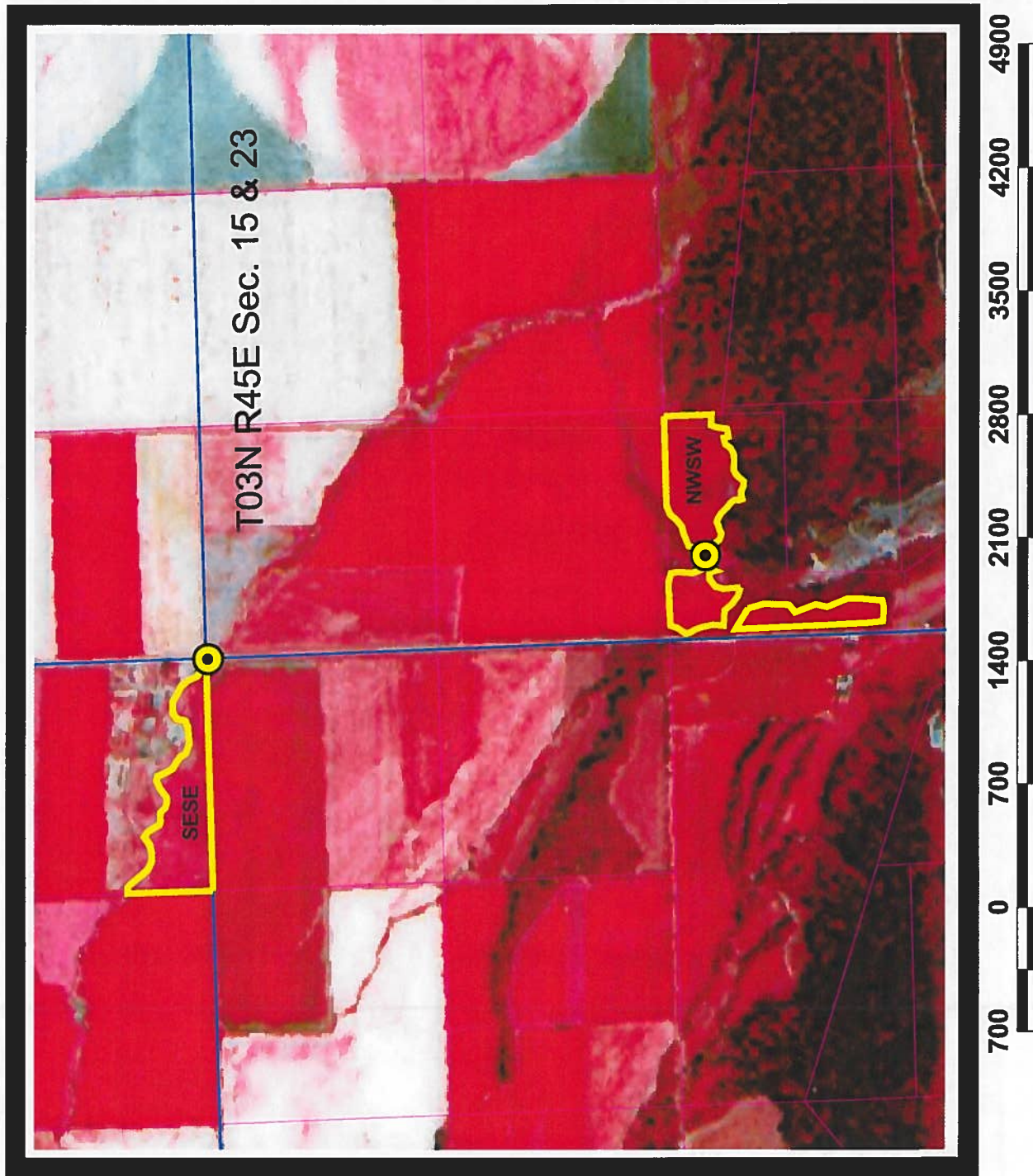
Point(s) of Diversion:
T03N R45E
Sec. 22 NENWNW

Place of Use (parts of):
T03N R45E
Sec. 15 SESE
Sec. 23 NWSW

LEGEND

- Point of Diversion
- Place of Use
- Section
- Quarter-Quarter

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: S. Porter
Date: April 2005



Contacts Data Entry Form

Claim Number: 22-678

Owner Type	Full Name	Address	City	State	Zip
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Current Owner: J WINGER Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.

DOZROOD UNDER REVENUE vs TETON, 1910, AS: #128, TO P.S.
DURNEY, MAY 15, 1895, 60", LITTLE WARM CR.

NO KNOWN SPLITS OR TX'S

POW DOZROOD IS W2NW (LOSS 6.7AC) T3N R43E ⇒ R45E

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Reviewer: _____ Date: _____

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Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 5/15/1895 Claimed Basis: DECREES

Recommended Priority Date: _____ Recommended Basis: _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

MINOR DECREES

Reviewer: _____

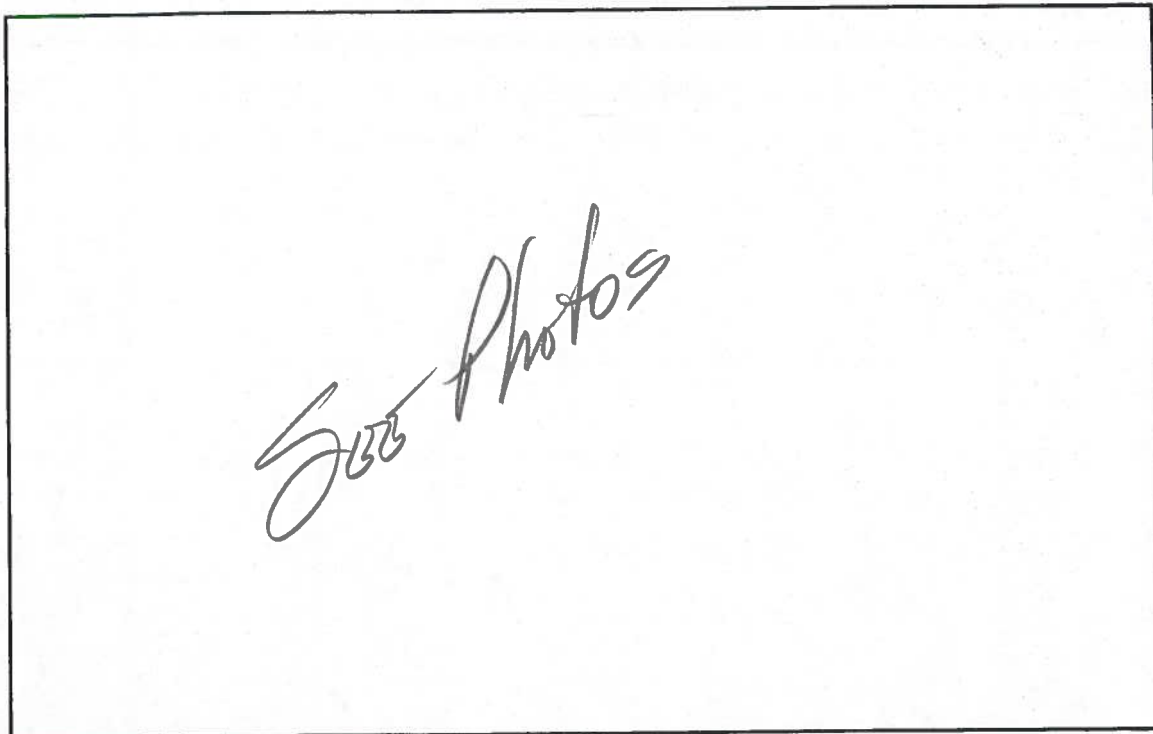
SCANNED

Date: _____

JUN 09 2005

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Water Right No(s). _____



GPS DATA: ADD14230 Bridge wall (pipe to cattle)

Tag # ADD09546 Location: tree near culvert (pump on
ADD09551 culvert on diversion gate (pasture ditch) south

Diversion Data:

Source: Little Warm Creek Trib to: Warm Creek to Teton River

MOTOR

Make: _____ Model: _____ Hp: _____

SN: _____

PUMP

Make: Rain Master Model: IT 20-30 Disch: 4" line

SN: 154473 PTO drive off tractor - approx 22
nozzles when
used,

NOTES:

Field Exam Date: 11/13/04 Agent: DD

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Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point(s) of diversion and Source.

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
3N	45E	23		NWNW1/4	102N	LT Warm Cr	Warm Cr
		23		NWNW1/4	"	"	"

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

Field exam shows 3 POD's:
 In Sec 23 NWSW - a culvert is dammed off and a
 pto driven pump is used with a tractor to disperse pipe

In Sec 23 NWNW a small pipe diverts to stockwater
 system

In Sec 22 a culvert diverts water to a small
 12-acre pasture

The diversions for the last two are actually out
 of Warm Creek, but the water from Little Warm Creek
 runs into Warm Creek just east of diversions

NOT
 Recommended
 Not Dashed
 For Stock

Reviewer: _____ Date: _____

SCANNED
 JUN 09 2005
 * See GCDB prob. - next page

PROCESSED

1/13/04
 20

Place Of Use Data Entry Form

Claim Number: 22-678

Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
<u>Q3N</u>	<u>4SE</u>	<u>15</u>	<u>SESE</u>		<u>Teton</u>		<u>12</u>	<u>Irrigation</u>
		<u>23</u>	<u>NWSW</u>				<u>12.5</u>	

Total acres 14.5

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
<u>Q3N</u>	<u>4SE</u>	<u>15</u>	<u>SESE</u>		<u>Teton</u>		<u>7.1</u>	<u>Irrigation</u>
"	"	<u>23</u>	<u>NWSW</u>				<u>10.1</u>	"

Total acres 17.2

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

Field exam shows approx 12.5 acres irrigated by pump and pipeline in Sec 23

In Sec 15 approx 12 acres of pasture is flood irrigated with a ditch system.

and a small pipeline diverts water to a stockwater system in Sec 15.

NO!
Needs claim
for this

POU DEDUCTED TO: W2NW (EXCEPTING 6.7 AC) OF SEC. 23, T3N, 43E. Claims T4SE
 $80 \text{ ac} - 6.7 \text{ ac} = 73.3 \div 1.20 (\text{G}) = 0.01637 \text{ cfs/ac}$
CONCENTRATE Q TO 0.02 cfs/ac OK per § 42-202(3) IC

Reviewer: _____ Date: _____

PROTECTED

JUN 09 2005

*Some GCDs irregularities HORS
 BOB says to check Thomas
 AND Record POU (Lots) ACCORDINGLY,

Season of Use and Quantity Data Entry Form

Claim Number: _____

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
PRING	04/15	10/15	1.2	
Domestic				
Stock				
GW RECHARGE				

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
PRING	4/15	10/31	0.35	

Overall Diversion Rate 0.35

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

PRING is ALL THAT IS RECOMMENDED - NO DOMESTIC, STOCK
 NOT SPECIFICALLY ADDRESSED BY DECREE - GW NOT HEARD OF IN 1910
 IS NOT ADDRESSED BY DECREE.

DECREE AS 60" (1.20 cfs) 17.2 AC X .02 = 0.35 cfs

Reviewer: _____

Date: _____

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JUN 09 2005

PROHIBITED

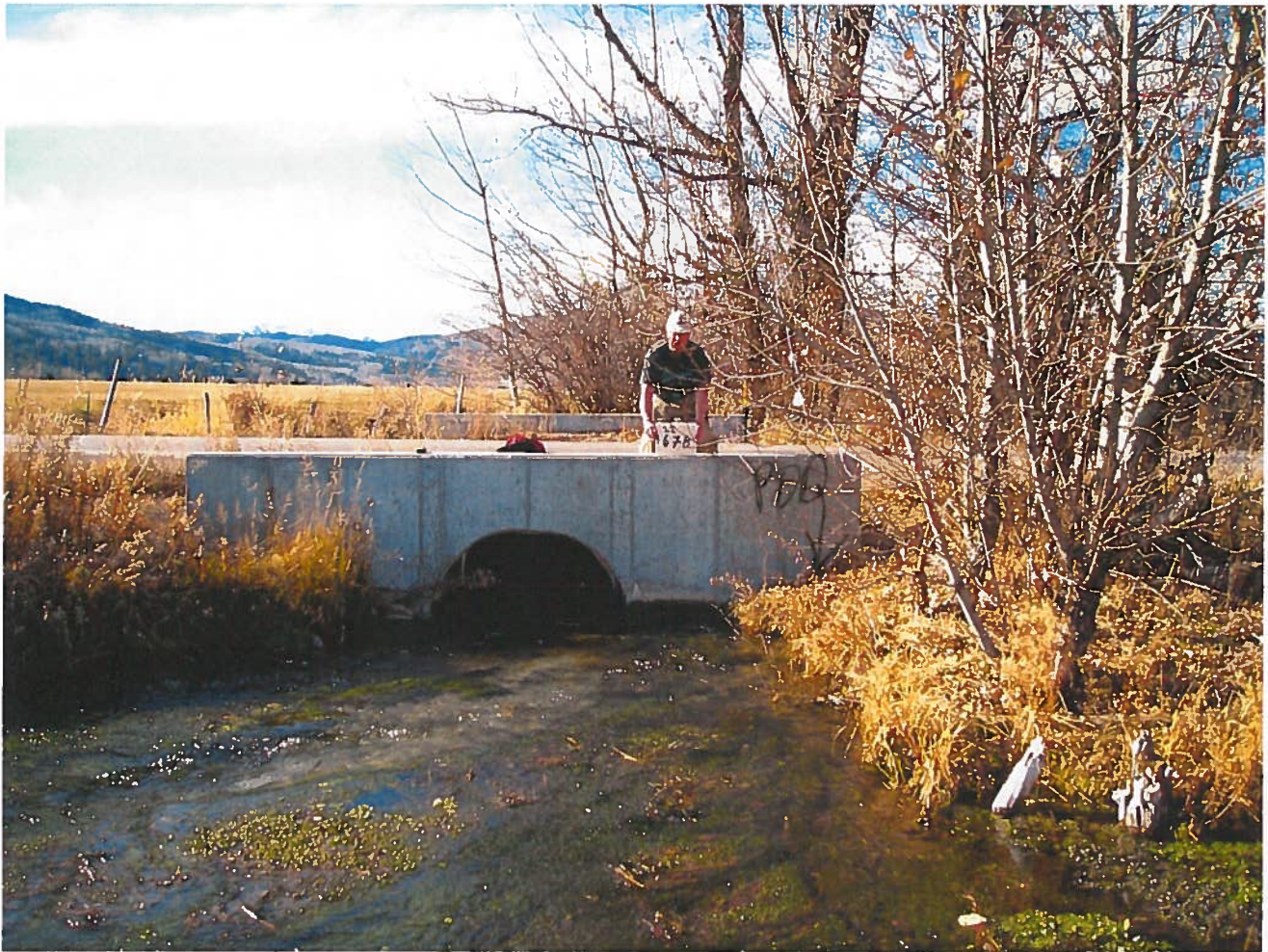


Diversion for John Wingers off Little Warm Creek
Portable pump and hand lines are
used for this POD.

PROFILE

SCANNED

JUN 09 2005



POD for stock water and for pasture - small headgate just to side of bridge. POD is on Warm Creek and is for John Winger

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JUN 09 2005

101	Waddell, Mrs. L. E.; Sept. 1, 1891; Teton Creek.....	160
104	Grand Teton Canal Co.; May 1, 1892; Teton Creek. (Diverted in Wyoming.....	3360
105	Edlefson, Noah C.; June 1, 1892; Leigh Creek.....	120
105	Walton, George; June 1, 1892; Paradise Creek.....	100
105	Gjellrup, Carl; June 1, 1892; Darby Creek.....	160
105	Gilbert, Albert; June 1, 1892; Horse Shoe Creek.....	120
105	Ricks, Josiah; June 1, 1892; North Leigh Creek.....	160
105	Siddoway Irrigation & Manufacturing Co.; June 1, 1892; Teton River.....	334
	From July 1st of each year for the balance of the irrigation season.....	160
105	Todd, John; June 1, 1892; Darby Creek.....	200
105	Todd, Henry M.; June 1, 1892; Darby Creek.....	155
107	Davidson, L. S.; July 26, 1892; Darby Creek.....	80
111	Bettis, Alice, and Joseph; May 1, 1893; Trail Creek.....	320
111	Bigler, Jesse E.; May 1, 1893; Moody Creek.....	160
	To be reduced to 160 inches after June 20th in each year.....	140
112	Jones, Benjamin; June 1, 1893; Trail Creek.....	60
112	Thomas, Henry E.; June 1, 1893; no stream proved.....	160
112	Wood, Samuel L.; June 1, 1893; Mahogany Creek.....	100
112	Young, Eva H., widow of Eugene H. Young (deceased); June 1, 1893; Warm Creek.....	40
112	Gale, Joseph; June 1, 1893; South Leigh and Swamp Creek.....	160
112	Gordon, S. A.; June 1, 1893; South Leigh Creek.....	160
112	Eddington, George; June 1, 1893; Teton Creek.....	130
116	Stephens, N. H.; May 1, 1894; Trail Creek.....	160
117	Sinclair, D. R.; June 1, 1894; Trail Creek.....	15
117	Sinclair, D. R., Adminr. Estate of Fred Sinclair (deceased); June 1, 1894; Warm Creek.....	200
117	Ricks, Alfred; June 1, 1894; Moody Creek.....	100
	To be reduced to 100 inches after June 20th of each year.....	51
117	Ricks, John; June 1, 1894; Trail Creek.....	10
117	Ricks, Alfred; June 1, 1894; Teton River.....	160
117	Hatch, Hyrum; June 1, 1894; Trail Creek.....	40
117	Moffat, John P.; June 1, 1894; Swamps.....	80
117	Gale, Joseph; June 1, 1894; South Leigh and Swamp Creek.....	160
117	Christensen, Niels C.; June 1, 1894; Fox Creek.....	160
117	Blattner, Rudolph; June 1, 1894; Darby Creek.....	160
117	Ellis, A. J.; June 1, 1894; Darby Creek.....	40
118	Eynon, L. L.; June 15, 1894; Spring Creek, a tributary of Pine Creek.....	40
119	Kirsley, Richard; June 30, 1894; Trail Creek.....	160
120	Frye, John; July 1, 1894; Trail Creek.....	20
120	Durney, P. S.; May 15, 1895; Little Warm Creek.....	60
129	Adams, E. G.; June 1, 1895; no stream proved.....	150
129	Ashmead, Charles; June 1, 1895; Teton Creek.....	100
129	Bush, Sarah M.; June 1, 1895; Teton Creek.....	150
129	Caldwell, Moroni; June 1, 1895; Pack Saddle Creek.....	80
129	Hermann, C. M.; June 1, 1895; Teton Creek.....	80
129	Moffat, Mary A.; June 1, 1895; Leigh Creek.....	20
129	Moffat, Andrew; June 1, 1895; South Leigh Creek and Swamps.....	160
129	Ingram, Thomas H.; June 1, 1895; Darby Creek.....	80
129	Lauritzen, John; June 1, 1895; Spring Creek.....	160
129	Kimball, Archie R.; June 1, 1895; Trail Creek.....	

129	Kay, James; June 1, 1895; Trail Creek.....	140
129	Parker, B. F.; June 1, 1895; Fox Creek.....	15
129	Nordval, C.; June 1, 1895; Darby Creek.....	50
131	Spencer, Charles; June 15, 1895; Trail Creek.....	160
131	Costello, C. A.; June 15, 1895; Pine Creek.....	40
131	Costello, C. A.; June 15, 1895; Spring Creek.....	120
132	Tonks, George M.; July 15, 1895; Trail Creek.....	160
138	Beard, James T.; Apr. 1, 1896; Teton River.....	200
138	Huskinson, William J.; Apr. 1, 1896; Teton River.....	120
138	Smith, Albert; Apr. 1, 1896; Trail Creek.....	40
138	Smith, Albert; Apr. 1, 1896; Little Warm Creek.....	120
140	Blair, J. J.; May 1, 1896; Spring Creek.....	130
142	Stahn, Emil A.; May 15, 1896; Fox Creek.....	100
142	Moulton, Charles; May 15, 1896; Fox Creek.....	100
142	Moulton, George F.; May 15, 1896; Fox Creek.....	40
143	Edwards, Andrew; June 1, 1896; Trail Creek.....	160
143	Blair, Ed. F.; June 1, 1896; Trail Creek.....	160
143	Avery, Talitha C.; June 1, 1896; Trail Creek.....	160
143	Allen, Charles A.; June 1, 1896; Trail Creek.....	100
143	Barnes, Charles W.; June 1, 1896; Trail Creek.....	100
143	Bush, George W.; June 1, 1896; Fox Creek.....	40
143	Bush, George W.; June 1, 1896; Fox Creek.....	160
143	Buxton, John; June 1, 1896; Mahogany Creek.....	100
143	Buxton, Lucy, Adminr. Estate of Joseph Buxton (deceased); June 1, 1896; Spring Creek.....	100
143	Crandall, Ira.; June 1, 1896; Darby Creek.....	115
143	Hamblin, Kate; June 1, 1896; Trail Creek.....	80
143	Hamblin, Joseph R.; June 1, 1896; Trail Creek.....	160
143	Grigith, Henry; June 1, 1896; Trail Creek.....	160
143	Hendrickson, Alvira E.; June 1, 1896; South Leigh Creek.....	160
143	Hansen, Andrew C.; June 1, 1896; Teton Creek.....	150
143	Hanks, Harriet A.; June 1, 1896; North Leigh Creek.....	60
143	Robertson, A. I.; June 1, 1896; Springs on place.....	80
143	Moffat, John P.; June 1, 1896; Swamps.....	10
143	Lauritzen, John; June 1, 1896; Pine Creek.....	50
143	Ricks, Effie E.; June 1, 1896; Trail Creek.....	80
143	Rice, A. L.; June 1, 1896; Patterson Creek.....	160
143	Rice, A. L.; June 1, 1896; Patterson Creek.....	160
143	Peterson, A. L.; June 1, 1896; Darby Creek.....	160
143	Peterson, Chris; June 1, 1896; Trail Creek.....	160
143	Humbull, Olive A.; June 1, 1896; Trail Creek.....	150
143	Stone, Henry J.; June 1, 1896; Fox Creek.....	60
143	Sherman, William D.; June 1, 1896; Trail Creek.....	120
143	Walton, Dania; June 1, 1896; Darby Creek.....	320
143	Victor, Town Site; June 1, 1896; Trail Creek.....	160
143	Vahl, J. R.; June 1, 1896; Fox Creek.....	90
143	Taylor, Jackson C.; June 1, 1896; South Leigh Creek.....	150
143	Letham, John; June 1, 1896; North Leigh Creek.....	160
143	Murphy, Thomas E.; June 1, 1896; Darby Creek.....	4
143	Larson, Peter; June 1, 1896; Darby Creek.....	20
143	Larsen, K. M.; June 1, 1896; Darby Creek.....	8
143	Larsen, A. C.; June 1, 1896; Darby Creek.....	9
143	Kimball, R. C., and A. L.; June 1, 1896; Fox Creek.....	2
143	Johnson, W. R.; June 1, 1896; Trail Creek.....	16
143	Penfold, Farley; June 1, 1896; Fox Creek.....	16
143	Paseor, F.; June 1, 1896; Darby Creek.....	4
144	Pascoe, W. R.; June 15, 1896; Darby Creek.....	14
145	Larson, Andrew; July 1, 1896; Lauritzen Spring.....	3
145	Frye, John; July 1, 1896; Trail Creek.....	
147	Eames, John S.; July 15, 1896; Teton River.....	

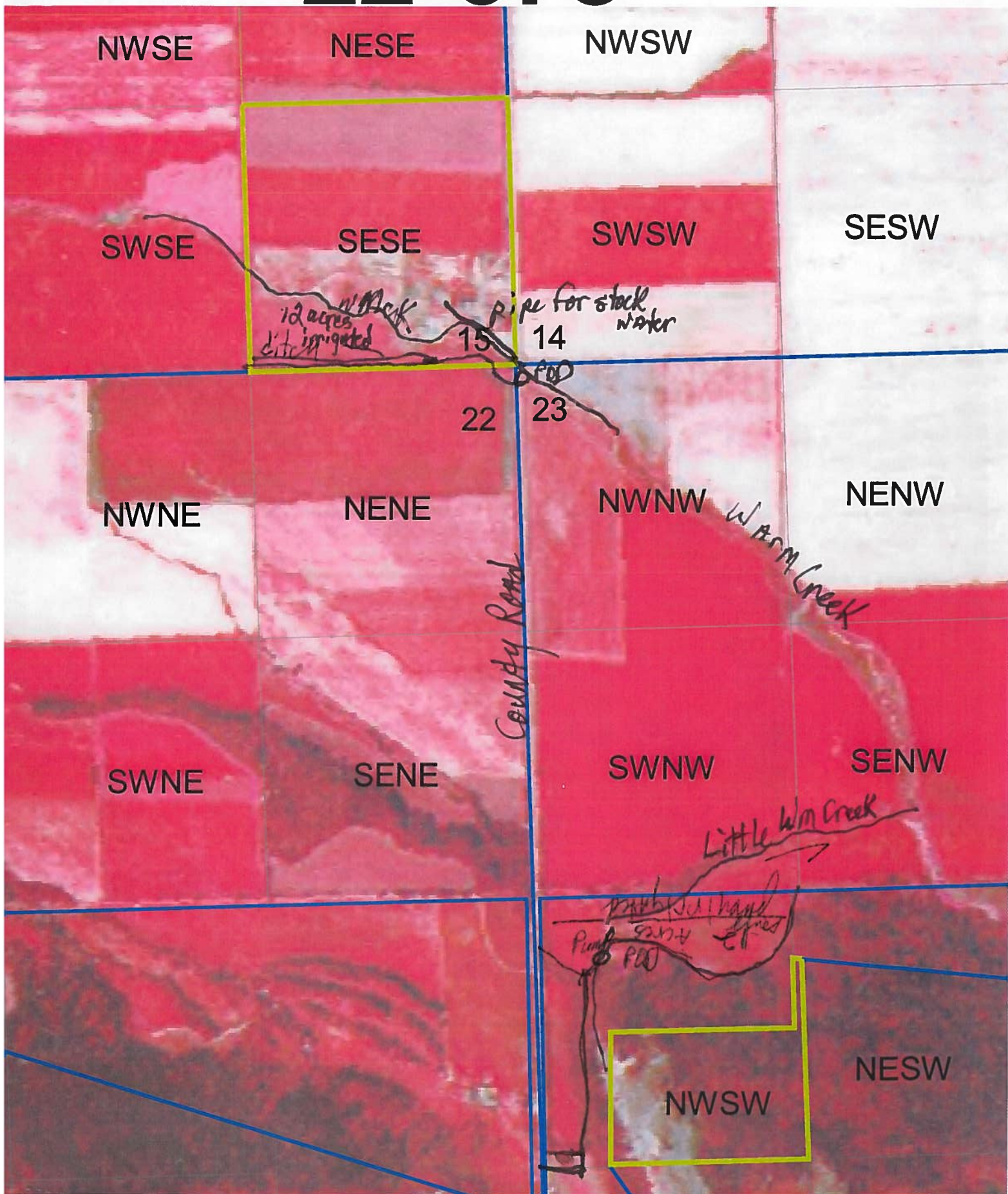
SCANNED

JUN 09 2005

PROG

SCANNED
JUN 09 2005

22-678





T3N, R45E

Pole Canyon Rd

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: A22-00678
Date Received: 9/21/1988
Receipt No: M001368
Received By: EnC.

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JOHN WINGER
Address: POLE CANYON RD.
VICTOR, ID

208-787-2776

83455

2. Date of Priority: MAY 15, 1895

3. Source: LITTLE WARM CREEK

Trib. to: WARM CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	45E	22	NE	NE	NE		TETON
		23	NW	NW	NW		TETON
			NW	NW	SW		TETON

5. Description of diverting works:
HEADGATE/DITCH TO FLOOD, PUMP TO SPRINKLERS, PIPELINE TO HOUSE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.200		
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		
GROUNDWATER RECHARGE	10/16	04/14	0.380		

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

A.F.A.

8. Total consumptive use is

49.0 Acre Feet Per Annum.

9. Non-irrigation uses:

D/1 HOUSE. S/ 40 RANGE CATTLE.

A22-00678

Page

1

Date: 12/06/88

PROFILED

SCANNED
JUN 09 2005

MICROFILMED
OCT 29 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	45E	15	SE	SE		IRR	12.0
			SE	SE		DOMEST	
			SE	SE		STOCK	
			SE	SE		GWR	
					Section Acres		12.0
		23	NW	SW		IRR	12.5
					Section Acres		12.5
					Total Acres		24.5

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:

TR. 1608.

PUMP TO SPRINKLERS IN NWNWSW SEC. 23. DITCH/HEADGATE FOR FLOOD IRRIGATION IN NENENE SEC. 22. 2-INCH PIPE TO HOUSE IN NWNWNW SEC. 23.

WATER FROM WARM CREEK IS DIVERTED YEAR AROUND. DURING THE SUMMER IT IS USED FOR IRRIGATION. WHEN NOT USED FOR IRRIGATION IT IS RELIED ON FOR STOCKWATER. WATER DIVERTED FOR STOCKWATER IS CONVEYED THRU A DITCH WHICH EVENTUALLY RETURNS TO WARM CREEK.

15. Basis of Claim: DECREED
Water Right Number: 0678
Case Number:
Court :
Decree date:

REXBURG IRR. CO. ET AL
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO. ET.
Decree Defendant

PROFILED

SCANNED
JUN 09 2005

MICROFILMED
OCT 29 1992

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): John Winger Date: Dec 6, 1988

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 6 day
of Dec 19 88

Ernest Carlson
Notary Public

Seal

Residing at Idaho Falls, ID.
My Commission Expires 14 June 1994

PROFILED

SCANNED
JUN 09 2005

MICROFILMED
OCT 29 1992

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 A 22-00678
Date Received 9/19/88 E.O.
Receipt Number M 001368

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) John WINGER Phone (208) 787-2776
Mailing Address Pole CANYON Rd. VICTOR, Idaho Zip 83455

2. Date of Priority (Only one (1) per claim) MAY 16, 1895

3. Source of water supply (a) LITTLE WARM CREEK
which is tributary to (b) Teton RIVER

4. a. Location of existing point of diversion is: Township 3N Range 45E Section 23,
NW 1/4 of NW 1/4 of SW 1/4, Govt. Lot, NE 1/4 NE 1/4 NE 1/4 B.M., County of Teton
NE 1/4 NE 1/4 NE 1/4 Sec 22 TWN 3N Range 45 EBM
Additional points of diversion if any: NW 1/4 NW 1/4 NW 1/4 Sec 23 TWN 3N Range 45 EBM

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Pump to sprinklers in NW 1/4 NW 1/4 SW 1/4
of sec 23.

Ditch/headgate in NE 1/4 NE 1/4 NE 1/4 of sec 22.

2 inch pipe to house in NW 1/4 NW 1/4 NW 1/4 of sec 23.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4/15 to 10/15 amount .49 or _____

For Domestic purposes from Jan 1 to Dec 31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .53 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 49 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 1 household

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	45E	23										12.5							12.5
		15																12	12
		15																D	

Total number of acres irrigated 24.5

11. In which county (ies) are lands listed above as place of use located? teton

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
TRAIL CREEK SPRINKLER Irrigation rights or None ()

14. Remarks:

Last Name _____ Ident No. _____

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15. Basis of Claim (check one) Beneficial Use ☒ Decree ☒ Posted Notice ☐ License ☐ Permit ☐
If applicable provide IDWR Water Right Number 22-0678 0678 I.O. 9/21/88
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 2

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) John Winger Date Sept 19, 1988

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bonneville) SS.

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

SEAL

Notary Public Anthony S. Olenichak

Residing at Idaho Falls

My Commission Expires 9/12/1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

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Last Name _____ Ident. Number _____

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Copies White-State, Yellow-Claimant
OCT 29 1992



OCT 29 1954

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OCT 29 1992



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JUN 09 2005



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: A22-00678
Date Received: 9/21/1988
Receipt No: M001368
Received By: 70

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN WINGER
Address: POLE CANYON RD.
VICTOR, ID 83455 208-787-2776

2. Date of Priority: MAY 15, 1895

3. Source: LITTLE WARM CREEK Trib. to: WARM CREEK

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County
03N	45E	22	NE	NE	NE		TETON
		23	NW	NW	NW		TETON
			NW	NW	SW		TETON

5. Description of diverting works:
HEADGATE/DITCH TO FLOOD, PUMP TO SPRINKLERS, PIPELINE TO HOUSE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S. ^{1.20} (or)	A.F.A.
IRRIGATION	04/15	10/15	0.490	
DOMESTIC	01/01	12/31	0.040	
Stack water.	01/01	12/31	0.02	
			.38	

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

A.F.A.

8. Total consumptive use is 49.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	45E	15	SE	SE		IRR	12.0
			SE	SE		DOMEST	
					Section Acres		12.0
		23	NW	SW		IRR	12.5
					Section Acres		12.5
					Total Acres		24.5

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:

TR. 1608.

PUMP TO SPRINKLERS IN NWNWSW SEC. 23. DITCH/HEADGATE FOR FLOOD
IRRIGATION IN NENENE SEC. 22. 2-INCH PIPE TO HOUSE IN
NWNWNW SEC. 23.

CLAIMED FLOW RATE BASED ON 0.02 CFS PER IRRIGATED ACRE.

15. Basis of Claim: DECREED
Water Right Number: 0678
Case Number:
Court :
Decree date:

REXBURG IRR. CO. ET AL
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO. ET.
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 _____ 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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____