

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 PALOUSE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 59576

Claim ID: 87-11028

Date Received: 6/11/19

Receipt No: N034765

Claim Fee: 25- By: LH

RECEIVED

JUN 11 2019

DEPT. OF WATER RESOURCES

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

Please type or print clearly

- Name of claimant(s) John W. Weber Phone (208) 882-3490
Mailing address 1095 Highway 66 Viola ID Zip 83872
Street or Box City State
Email address (optional) 1
- Date of priority: (Only one per claim) 1919 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
- Source of water supply (Check one) Ground Water ☒ or Other () (a) _____
which is tributary to (b) _____
- Location of point of diversion is: Township 41 N, Range 5 W, Section 31,
NE 1/4 of SW 1/4, or Govt. Lot 3 BM, County of Latah;
Parcel no. 314001A 41N05W314001A
Additional points of diversion, if any: _____
If available, GPS coordinates: _____
- Description of diverting works (wells, pumps, spring boxes, pipelines, 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.
Drilled deep Well (200ft) with Jet pump & 18ft dual plastic pipe line.
- Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)
For Domestic purposes from 1-1 to 12-31 amount 0.04 cfs ☒ or AFY ()
For Stockwater purposes from 1-1 to 12-31 amount 0.02 cfs ☐ or AFY ()
- Total quantity claimed 0.06 cfs ☒ or AFY ()
- Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)
Domestic 1 home, stockwater, 1 horse

9. Location of place of use is: Township 41 N, Range 5 W, Section 31,

NE 1/4 of SW 1/4, Govt. Lot 3 BM, Parcel no. 314001A

If different than shown in Item 4

for (check one) Domestic () Stock () Domestic and Stock (X)

Additional places of use, if any _____

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

11. Do you own the property listed above as place of use? Yes (X) No ()

If the answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (X)

13. Remarks (include an explanation of the priority date selected):

Date of priority approximate. exact date unknown

14. Basis of claim (check one) Beneficial Use (X) Posted Notice () License () Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Palouse River Basin Water System 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 under penalty of perjury that the statements contained in the foregoing document are true and correct.

X Signature of Claimant(s) John W. Weber Date: 6/19/19

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

_____ of _____
Agent's title (Please print) Name of organization (Please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Printed Name of Authorized Agent _____

16. Notice of Appearance:

Notice is hereby given that I, (please print) _____, will be acting as attorney at law of behalf on 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 _____ Date _____

Address _____

Name of claimant(s) John W. Weber Claim ID _____

Address

WEBER, JOHN W
1095 HIGHWAY 66

VIOLA ID, 83872

Legal

W 8.9 AC GOVT LOT 2;
W 5.7 AC GOVT LOT 3
31 41 5
STATEMENT OF INTENT

2 Deeds for Parcel: RP41N05W314001A

Monday, August 6, 2018 2:18 PM

Deed Number	Deed Type	Deed Date	Deed Description
xxxxx	Split Request	01/01/2009	John W Weber requested we split parcel 41N05W314001 into 2 parcels. 41N05W314851 (parcel history) and 41N05W314001. John W Weber keeping both parcels.
539368	Statement Of Intent	08/30/2010	Weber, John W

Address

WEBER, JOHN W
1095 HIGHWAY 66

VIOLA ID, 83872

Legal

22 AC GOVT LOT 3; NESW;
31 41 5

7 Deeds for Parcel: RP41N05W314851A

Monday, August 6, 2018 2:18 PM

Deed Number	Deed Type	Deed Date	Deed Description
82/175			
xxxx	Split Request		2009 John W Weber requested we split parcel 41N05W314841 into 2 parcels: 41N05W314851 and 41N05W314001. John W Weber keeping both
136/453	Deed of Gift	04/17/1957	Lena Weber to Frank W Weber
444163	Case No SP 9900186	06/14/1999	Decree Vesting Estate in Surviving Spouse. Estate of Frank William Weber, deceased, to Lorena A Weber
462547	Deed of Gift	09/14/2001	Lorena A Weber, single woman dealing with her sole and separate property, to John W Weber, her son, a single man reserving a life estate for Lorena A Weber (residence only)
511156	QC	01/11/2007	Lorena A Weber, single, to John W Weber, single
531608	QC	08/03/2009	John W Weber, unmarried man, to John W Weber, unmarried

Instrument Number 97095.✓

WARRANTY DEED.

KNOW ALL MEN BY THESE PRESENTS:

That CHARLES WEBER (a single person), WILLIAM WEBER and RACHEL WEBER, his wife; FRED WEBER and ELIZABETH WEBER, his wife, of Moscow, County of Latah, State of Idaho, in consideration of ten ~~ten~~ \$10.00 Dollars, do hereby grant, bargain, sell and convey unto FRANK WEBER the following property, in Latah County, State of Idaho, to-wit:

Southwest Quarter of the Northwest Quarter, the Southeast Quarter of the Northwest Quarter, the Southwest Quarter of the Northeast Quarter, the Southeast Quarter of the Northeast Quarter and the Northwest quarter of the Southwest quarter, all in Section thirty-one, Township forty-one, North Range, 5 W.B.M.

Also the Northeast Quarter of the Southwest Quarter, Section thirty-one, Township Forty-one, North Range, 5 W.B.M.

TOGETHER WITH ALL AND SINGULAR, The tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

AND the above named grantors, hereby covenant, that the above described premises are free from all incumbrance, and that they will and their heirs, executors and administrators shall warrant and defend the above premises against all lawful claims and demands, except:

SIGNED, this 17th day of June, 1924.

Witnesses:

CHARLES WEBER
WILLIAM WEBER
RACHEL WEBER
FRED WEBER
ELIZABETH WEBER

\$10.00 U.S.I.R. Stamp attached and canceled.

STATE OF IDAHO }
County of Latah) ss.

On this 17th day of June, in the year 1924, before me, W. E. STILLINGER, a Notary Public, in and for said state, personally appeared CHARLES WEBER, a single person, WILLIAM WEBER and RACHEL WEBER, his wife, FRED WEBER and ELIZABETH WEBER, his wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal the date last above written.

S.....E
:W. E. Stillinger:
:Notary Public:
:State of Idaho :
A.....L

W. E. STILLINGER.
Notary Public, Residing at Moscow,
Idaho.

Filed for record June 17, 1924 at 3 P.M.
Request of Frank Weber. Fee \$.80.

HARRY A. THATCHER,
BY *Erma J. Scales* RECORDER.
DEPUTY.