10/05/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-4313

NAME AND ADDRESS: REX M WINEGAR
970 JONATHAN RD
WEISER ID 83672

SOURCE: WARM SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.840 CFS

Right Nos. 67-2255 and 67-4313 are limited to a total combined diversion rate of 1.2 cfs.

PRIORITY DATE: 03/05/1958

POINT OF DIVERSION:

T11N R06W S16 SESENE Within WASHINGTON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/01 11/15	0.840 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T11N R06W S09	SESE	9.00	T11N R06W S15	NWNW	13.00
T11N R06W S15	SWNW	1.00	T11N R06W S16	NENE	29.00
T11N R06W S16	SENE	8.00			

60 ACRES TOTAL

Right Nos. 67-2255 and 67-4313 are limited to the irrigation of a combined total of 60 acres in a single irrigation season.

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

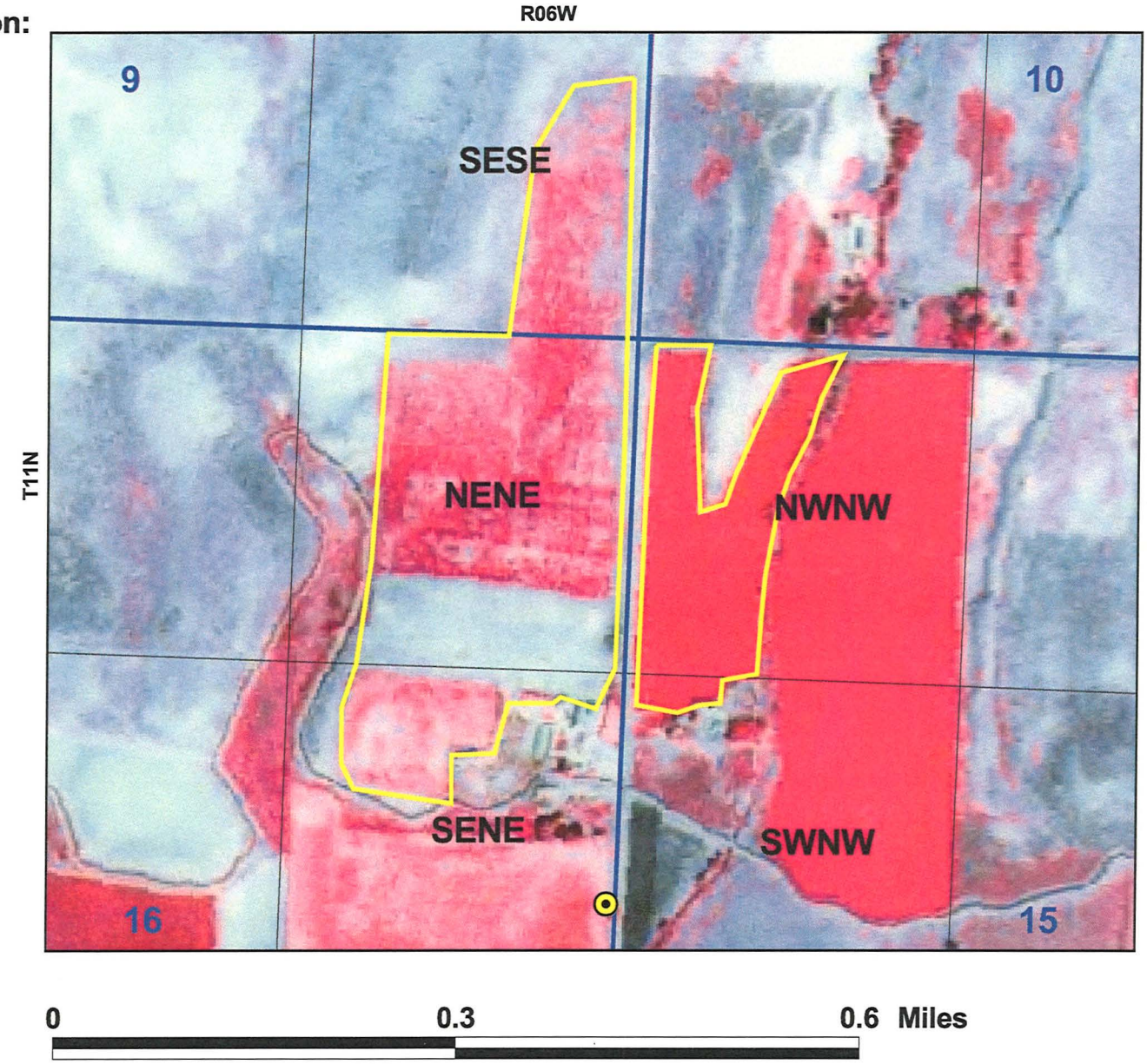
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Idaho Department of Water Resources

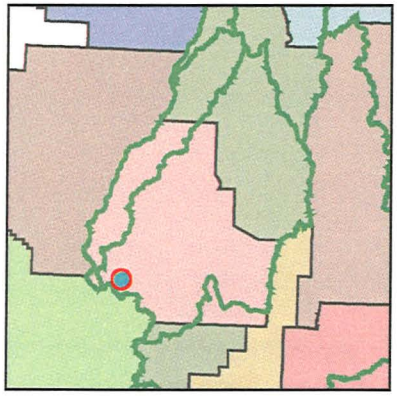
SRBA Recommendation:

67-4313



Legend

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



Washington County
IDWR Basin 67

N

Prepared by M. Mount
On Thursday, October 5, 2006
1987/88 Aerial Photography

67-4313 serviced by Weiser

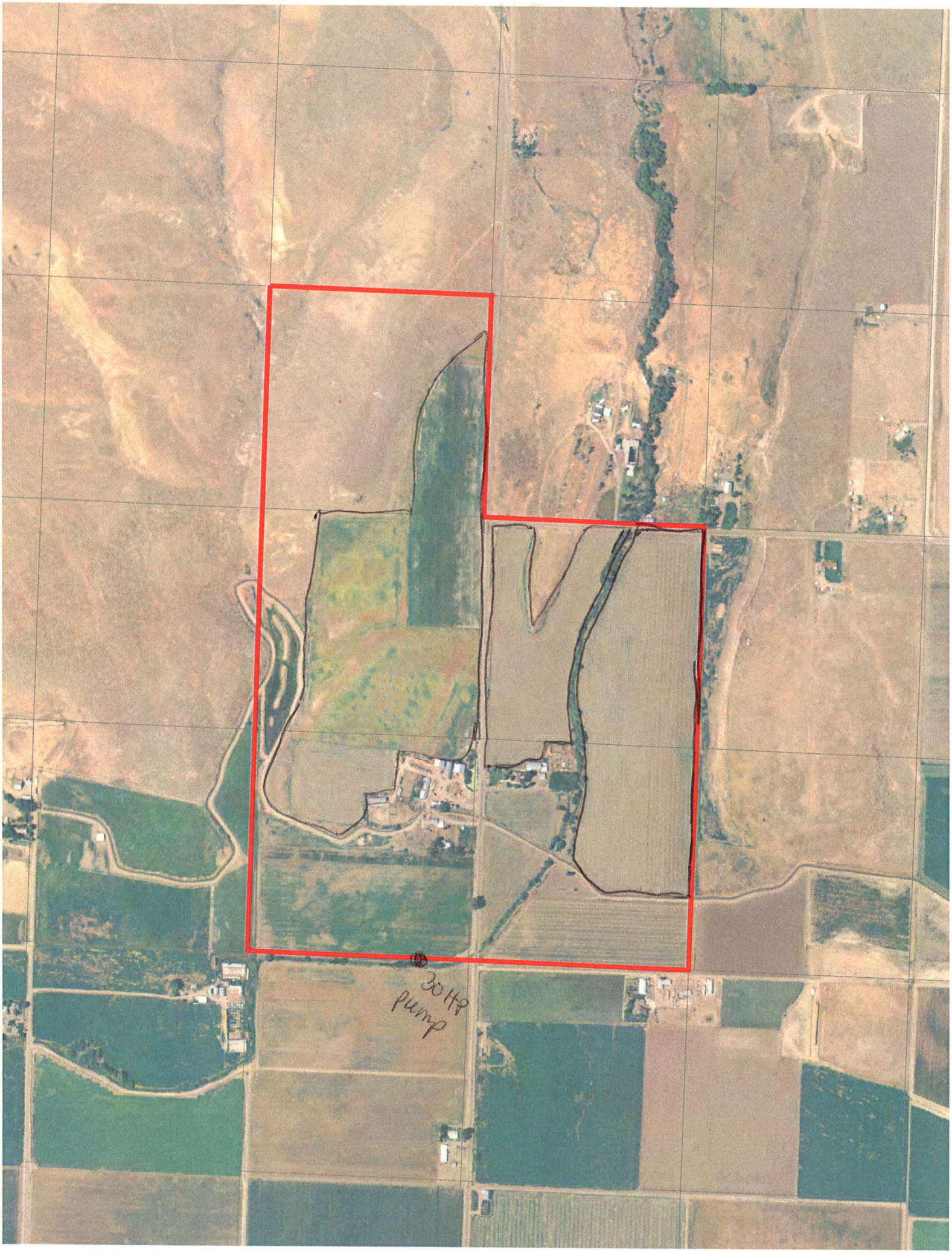
67-2255 - lic off Warm Springs Creek
60 Ac claimed 1956 priority ~~July 6~~ July 6

4313 is claiming 40 Ac in the NWNW (in 1958 lic for only 2 Ac.)
→ 38 additional acres than the lic.
claiming the same priority - but can only give 1 day after the exam was conducted.

applied for at least 80 Ac
Engineer's Rept. - 20 H.P. G.E. - sprinkler irr.
60 Ac - licensed @ 1 cfs
- 20 SESE
35 NENW
5 SENW
} 2255 accompl. & in part?
day of exam → 3/4/1958
1 day after exam 3/5/1958

---

* ask abt when he began irri the entire 40 Ac tract -
* will Need COP for the additional 38 Acres *
same POD as on the license??
Verify diversion works - delivery


30 HP
pump

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-2255

WATER RIGHT NUMBER: 67-2255

Owner Type	Name and Address
Original Owner	WILLIAM W WINEGAR WEISER, ID
Current Owner	REX M WINEGAR 970 JONATHAN RD WEISER, ID 83672 (208)549-1178

Priority Date: 07/06/1956

Basis: License

Status: Active

Source	Tributary
WARM SPRINGS CREEK	SNAKE RIVER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	3/15 to 11/15	1.000 CFS	
	Total Diversion:	1.000 CFS	

- 0.16

Location of Point(s) of Diversion

WARM SPRINGS CREEK SE1/4SE1/4NE1/4 Sec. 16, Twp 11N, Rge 06W, 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	
11N 06W 9																7.0	7.0
11N 06W 15						2.0	12.0										14.0
11N 06W 16	33.0			6.0													39.0

Total Acres: 60

Conditions of Approval:

Remarks:

60 ac @ 1" = 1.2 cfs

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-2255

Comments:

Dates and Other Information:

Claim Received Date: 10/19/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
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:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status

Verification Log:

Element	Date Time Stamp	Reviewer	Log text

Water Supply Bank:

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: **A67-04313**
Date Received: 10/19/1989
Receipt No: CO 24/9
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: REX M. WINEGAR 208-549-1178
   Address: 970 JONATHAN RD.
   WEISER, ID 83672

2. Date of Priority: SEP 01, 1956

3. Source: WARM SPRINGS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
11N	06W	16	SE SE NE		WASHINGTON

5. Description of diverting works:
   PUMP, PIPELINES & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		

7. Total Quantity Appropriated is:
   1.400 C.F.S. (and/or) A.F.A. .014

8. Total consumptive use is 343.0 Acre Feet Per Annum. .84 for 60 Ac

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11N	06W	9	SE SE		IRR	7.0
				Section Acres		7.0
		15	NW NW		IRR	40.0

MICROFILMED
OCT 02 1992
SCANNED
APR 08 2004

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
11N	06W	15	SW	NW		IRR	12.0
					Section Acres		52.0
		16	NE	NE		IRR	33.0
			SE	NE		IRR	6.0
					Section Acres		39.0
					Total Acres		98.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
67-2255, AND WELL

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

MICROFILMED
OCT 02 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~~ ____ 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): Robert M. Winger Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of Ada)

Subscribed and sworn (or affirmed) before me this 19 day of October 19 89

Notary Public

Seal

Residing at Boise, ID

My Commission Expires June 10, 1994

MICROFILMED
OCT 02 1992

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S)) AFFIDAVIT
67-4313)
)
)
State of Idaho)
County of Washington)

RECEIVED
SEP 15 2005
Department of Water Resources

Rex M Winegar being first duly sworn, deposes and says: My Father William W Winegar applied for use of water in 1956, The same year he Installed the sprinkler system. It has beeh in Continoas use every since, I contracted to buy the Ranch in 1963.

The area outlined in Red is where the water is being Used. The Arrows Indicate the Sprinkler lines.

In 1978 we drilled a well near the Sprinkler pump to Suplement when the Creek Was Dry. It hasn't been Used very much. The Canal Spills water in the creek most all Summer So we have use of the Spill Water.

Rex M Winegar
(Signature)

Subscribed and sworn to before me this day 13th of Sept., 2005.

DUSTI LYNN KINDALL NOTARY PUBLIC STATE OF IDAHO
SEAL

Dusti Lynn Kindall
(Notary Public)

Residing at 2985 Mill Rd, Cambridge

My Commission Expires 3/15/09.

SCANNED
SEP 15 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-4313

WATER RIGHT NUMBER: 67-4313

Owner Type	Name and Address
Current Owner	REX M WINEGAR 970 JONATHAN RD WEISER, ID 83672 (208)549-1178

Priority Date: 09/01/1956

Basis: Statutory Claim

Status: Active

Source	Tributary
WARM SPRINGS CREEK	SNAKE RIVER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	3/15 to 11/15	0.400 CFS	
	Total Diversion:	1.400 CFS	

Location of Point(s) of Diversion

WARM SPRINGS CREEK SE1/4SE1/4NE1/4 Sec. 16, Twp 11N, Rge 06W, B.M.
WASHINGTON County

Place of Use

IRRIGATION Within WASHINGTON County

T11N R06W S09	SESE	7.0	T11N R06W S15	NWNW	40.0
T11N R06W S15	SWNW	12.0	T11N R06W S16	NENE	33.0
T11N R06W S16	SENE	6.0			

Total Acres: 98

Conditions of Approval:

Remarks:

SCANNED
SEP 15 2005

Idaho Department of Water Resources

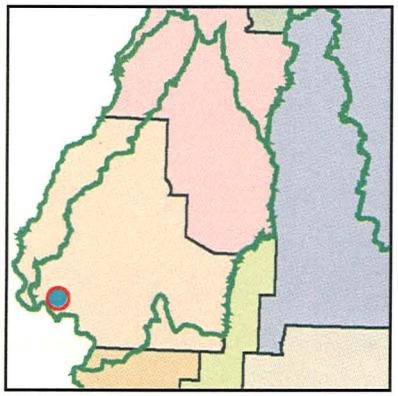
Adjudication Claim Number: 67-4313

T11N R06W

SCANNED
SEP 15 2005

Legend

PLS Sections
GCDBQuarter Quarters



Washington County
IDWR Basin 67

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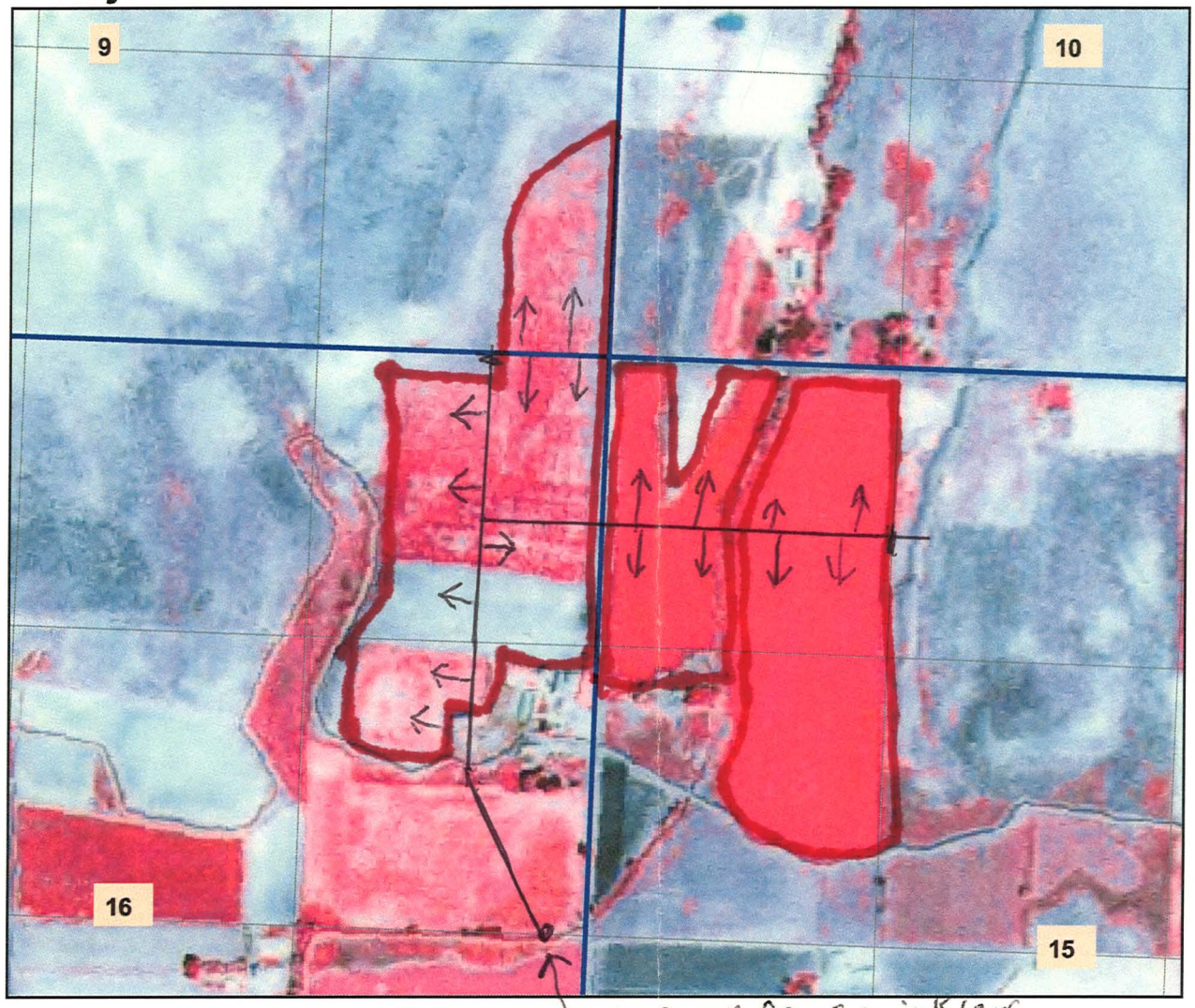

0 0.3 0.6 Miles

Prepared by M. Van Bussum
On Thursday, September 1, 2005
1987/88 Aerial Photography