

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14650 V1

WATER RIGHT NUMBER: 67-14650 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	EVELYN S MARTIN 1240 DEVILS ELBOW RD WEISER, ID 83672 (208)549-1737
Original Owner	CLAUD GANN 1240 HWY 95 WEISER, ID 83672 (208)549-1582
Original Owner	MYRON W MARTIN 1240 DEVILS ELBOW RD WEISER, ID 83672 (208)549-1737
Original Owner	HOLLY SPIERING 1240 DEVILS ELBOW RD WEISER, ID 83672 (208)549-0988
Original Owner	MONTE SPIERING 1240 DEVILS ELBOW RD WEISER, ID 83672 (208)549-0988
Current Owner	PATRICIA L CARNIG 1240 DEVILS ELBOW RD WEISER, ID 83672 (208)549-1932
Current Owner	JOHN OMAR CARNIG 1240 DEVILS ELBOW RD WEISER, ID 83672 (208)549-1932

Priority Date: 03/24/1888

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MONROE CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.800 CFS	
	<u>Total Diversion:</u>	0.800 CFS	

Location of Point(s) of Diversion

MONROE CREEK	SE1/4SW1/4	Sec. 22, Twp 12N, Rge 05W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp Rge Sec	NE		NW		SW		SE	
-------------	----	--	----	--	----	--	----	--

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14650 V1

		<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
12N 05W 34														10.0			21.0	31.0
12N 05W 35								4.5	4.5									9.0

Total Acres: 40

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. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 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:Comments: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: AND
 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:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	8/24/2006 10:12:30 AM	dnarsavage			Active
POD	8/24/2006 10:13:38 AM	dnarsavage			Active
Source	8/24/2006 10:16:54 AM	dnarsavage			Active
POU	8/24/2006 10:22:13 AM	dnarsavage			Active
Use	8/24/2006 11:40:46 AM	dnarsavage			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14650 V1

Season	8/24/2006 11:41:33 AM	dnarsavage	Active
Quantity	8/24/2006 11:43:07 AM	dnarsavage	Active
Summary	08/24/2006	dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	8/24/2006 10:13:38 AM	dnarsavage	(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	8/24/2006 10:22:13 AM	dnarsavage	(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?
POU	8/24/2006 10:22:34 AM	dnarsavage	Updated shape for Active POU
POU	8/24/2006 10:23:02 AM	dnarsavage	Updated PLS for Active POU
General	8/24/2006 10:12:31 AM	dnarsavage	(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	8/24/2006 10:15:05 AM	dnarsavage	Updated shape
Source	8/24/2006 10:16:54 AM	dnarsavage	(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	8/24/2006 10:22:47 AM	dnarsavage	Edited Season Of Use
Use	8/24/2006 11:40:47 AM	dnarsavage	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14650 V1

Season	8/24/2006 11:41:33 AM	dnarsavage	(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? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	8/24/2006 11:43:07 AM	dnarsavage	(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? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	8/24/2006 11:44:25 AM	dnarsavage	(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? (Yes) 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?

Water Supply Bank:



Idaho Department of Water Resources

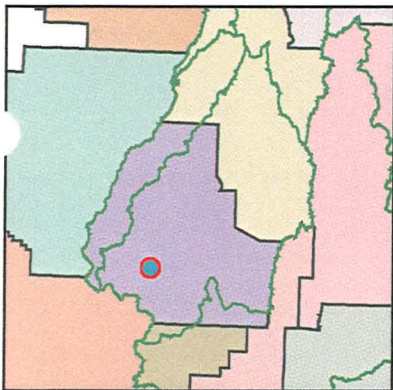
SRBA Recommendation:

67-14650

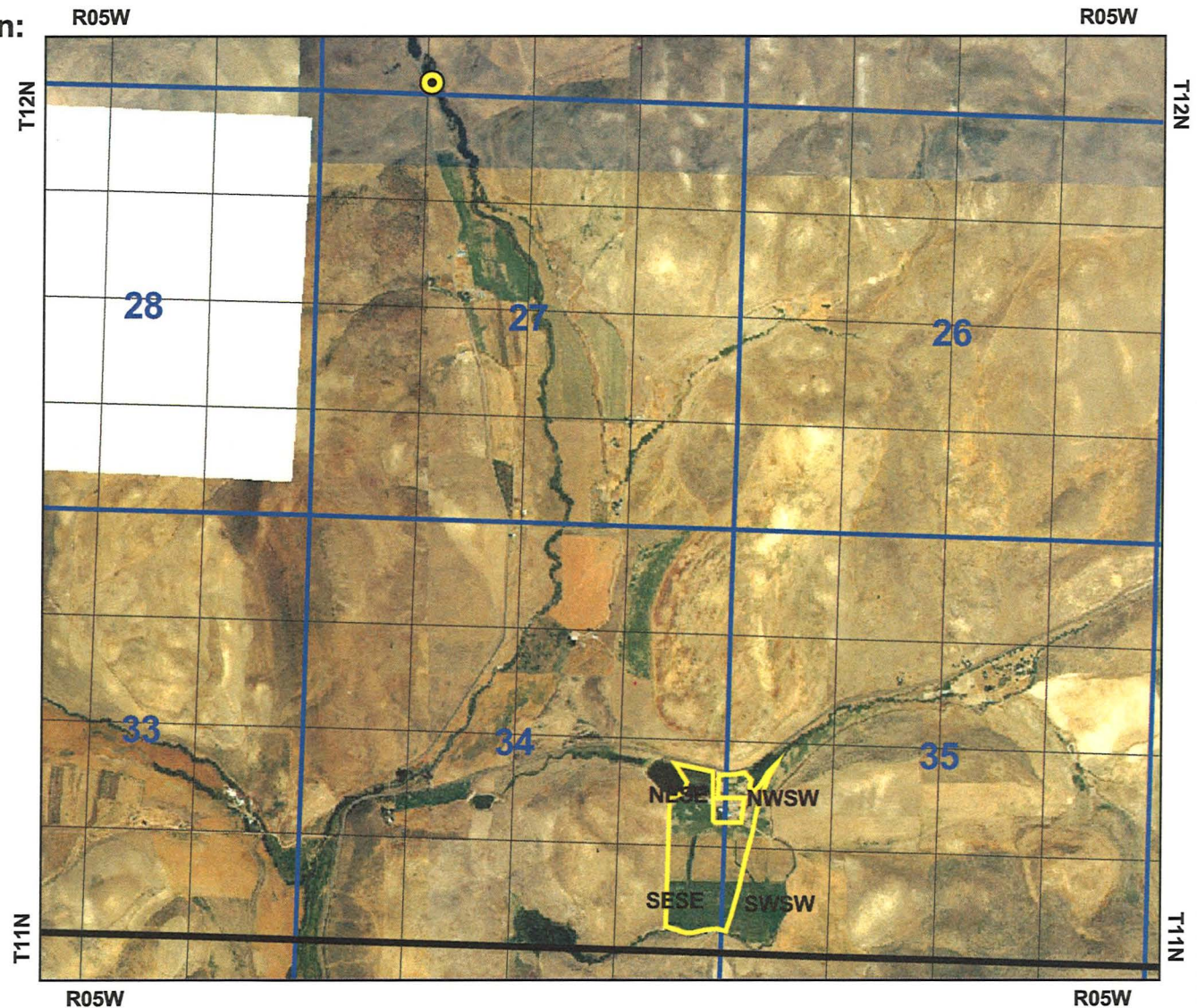
(Irrigation)

Legend

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



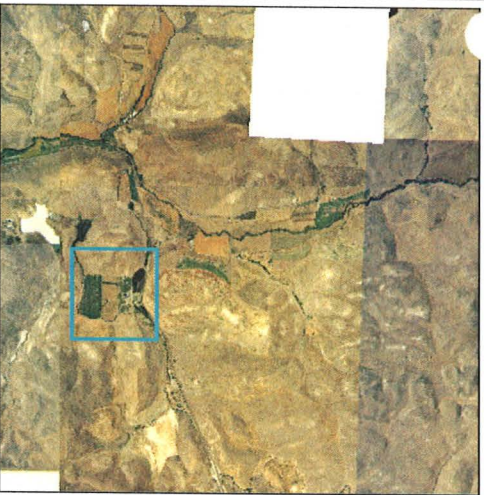
Washington County
IDWR Basin 67



0 0.9 1.8 Miles

Prepared by D. Narsavage
On Thursday, August 24, 2006
1987/88 Aerial Photography

67-14650





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

December 5, 2005

KARL J. DREHER
Director

JOHN AND PATRICIA CARNIG
1240 DEVILS ELBOW RD
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #67-14650 and 67-14655

Dear Claimants:

As a result of obtaining a portion of the property and water rights from Monte and Holly Spiering, the identification numbers to your water rights have been changed as follows:

<u>From</u>	<u>To</u>
67-722	67-14650
67-10868	67-14655

Please use the new numbers in future inquiries or correspondence you may have with our Department.

Enclosed are copies of your water right claims. Please retain these copies for your file.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claims.

Thank you for your patience and cooperation. We have had several water right changes to process. Please call me at 1/800-451-4129 if you have any questions or concerns.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosures:

Copies of Notices of Claim Referenced Above

SCANNED

DEC - 5 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 67-14650
Date Received: 11/21/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

PATRICIA L CARNIG Phone: (208)549-1932

1240 DEVILS ELBOW RD
WEISER ID USA 83672

JOHN OMAR CARNIG Phone: (208)549-1932

1240 DEVILS ELBOW RD
WEISER ID USA 83672

2. Date of Priority: 03/24/1888

3. Source: MONROE CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12N	05W	22	SE SW	WASHINGTON	

5. Description of diverting works:

SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.82	

7. Total Quantity Appropriated is:
0.82 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12N	05W	34	NE	SE	IRRIGATION	10
			SE	SE	IRRIGATION	22
					Section Acres	32
12N	05W	35	NW	SW	IRRIGATION	4.6
			SW	SW	IRRIGATION	4.6
					Section Acres	9.2
					Total Acres	41.2

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:

14. Remarks:

PT. OF INJECTION INTO THE LOLLEY DITCH: SWNW, S35, T12N, R5W. PT. OF REDIVERSION FROM THE LOLLEY DITCH: NWSW, S35, T12N, R5W. VERBECK DITCH DIVERTS WATER FROM MONROE CREEK, WHICH INJECTS THE WATER INTO THE MANN CREEK FEEDER DITCH MENTIONED ABOVE. WATER IS PUMPED FROM HEADBOX IN DITCH AT REDIVERSION PT. MENTIONED ABOVE FOR SPRINKLER IRRIGATION.

OWNERSHIP CHANGED BY KW 4/22/1993.

OWNERSHIP CHANGED BY LH 3/19/97.

This right is a split from former right 67-722.

15. Basis of Claim: Decreed