

AJ5809NP
No. R36-14795

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/03/96
PAGE: 223

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEROY WEIGLE	12/31/1919	STOCKWATER	01-01 12-31	0.05 CFS	
C	BARBARA WEIGLE 249 N 400 W JEROME ID 83338 (208) 324-4181		DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION					0.09 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T08S R16E S04

NWSW

JEROME County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
08S	16E	5	:													:

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
08S	16E	5	:													:

POU County: JEROME

Non-Irrigation Uses: DOMESTIC, 1 HOUSE; STOCKWATER, 150 CATTLE & 100 HOGS

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: GEN PARCEL NO. RL08S16E050121

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 12/30/1991 User-ID: SMITH Subject: COPIED FROM REMARKS

Conflict between PID P/u Hold
KKC 11-26-96
3 users
updated # 11-7-96

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/03/96
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=====
Comments: Date: 12/30/1991 User-ID: SMITH Subject: COPIED FROM REMARKS
WELL IS OWNED & USED BY 3 PARTIES, WAYNE WEIGLE, LEROY & BARBARA
WEIGLE, & TOM & JOYCE JACKSON

Date: 10/02/1996 User-ID: D&S-DSHA Subject: D&S CONDITION CODE UPDATE
CONDITION CODE N11 ADDED
CONDITION CODE N13 ADDED

Audit: 09/30/96 DSHAFF 10/02/96 D&S-DSHA

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: A36-14795
Date Received: 4/10/1990
Receipt No: S011917
Received By: R.V. 51

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEROY WEIGLE 208-324-4181
Address: 249 NORTH 400 WEST
JEROME, ID 83338
OR
Name: BARBARA WEIGLE 208-324-4181
Address: 249 NORTH 400 WEST
JEROME, ID 83338
2. Date of Priority: DEC 31, 1919
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 08S | 16E | 4 | NW | SW | | | JEROME |
5. Description of diverting works:
6" X 240' WELL, 5 HP PUMP
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.040 | | |
| STOCKWATER | 01/01 | 12/31 | 0.050 | | |
7. Total Quantity Appropriated is:
0.090 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/1 HOUSE, S/150 CATTLE & 100 HOGS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	16E	5	NE	SE		DOMEST	
			NE	SE		STOCK	

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
NONE

14. Remarks:

WELL IS OWNED & USED BY 3 PARTIES, WAYNE WEIGLE, LEROY & BARBARA WEIGLE, & TOM & JOYCE JACKSON

15. Basis of Claim: BENEFICIAL USE

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 _____

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A36-14795

Date Received 4-6-1990

Receipt Number SD11917

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.

RECEIVED

APR 6 1990

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

- Name of Claimant (s) Leroy or Barbara Weigle Phone (208) 324-4181
Mailing Address 249 N 400 West Jerome IDA Zip 83338
- Date of Priority (Only one per claim) 1919 Month/Day/Year
- Source of water supply (Check one) ☒ Groundwater or Other () (a) Memory
which is tributary to (b) _____
Name or kind of source
- Location of point of diversion is: Township 8 South Range Range 16 East
Section 4, NW 1/4 of SW 1/4 of _____ 1/4, Govt. Lot _____, BM.,
County of Jerome
Additional points of diversion if any: ~~Five Households Stockwater for the~~
- Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. 6" casing 5 hp. Submersible Pump 240 Ft'
Piped To House
- Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.04 (cfs)
(Both dates are inclusive)
For Stock purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.05
- Total quantity claimed 0.09 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic 4 Homes Stockwater cattle 150
hogs 100

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FEB 18 1992

10. Place of use is: Township: 8 South Range 16 East

Section 5, NE 1/4 of SE 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes X 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.
() None or _____

14. Remarks: Well is owned by three Parties
Waxie Weigle - Leroy or Barbara Weigle - Tom or Joanne Jackson

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Leroy Weigle Date _____
Barbara Weigle Date _____

For Organizations: I do solemnly swear or affirm that I am _____

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 _____ Date _____

Title and Organization _____

State of Idaho/or Idaho)

County of Jerome)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 14th day of March 1990

SEAL

Notary Public Bessie Standen

Residing at Jerome, Idaho

My Commission Expires 6-3-94

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

RECORDED
FEB 18 1993

THIS AGREEMENT, made and entered into this 8th day of October, 1970, between THOMAS D. JACKSON and JOYCE A. JACKSON, Husband and Wife, the Parties of the First Part, WAYNE L. WEIGLE and LILA WEIGLE, Husband and wife, the Parties of the Second Part, and LEROY WEIGLE and BARBARA WEIGLE, Husband and Wife, the Parties of the Third Part, W I T N E S S E T H: That,

WHEREAS, the Parties of the First Part are the owners of real estate in Jerome County, Idaho, described as:

The Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Four (4), Township Eight (8) South, Range Sixteen (16) East, Boise Meridian,

by virtue of a deed of conveyance from the said Parties of the Second Part and others; and,

WHEREAS, the Parties of the Second Part are the owners of real estate in said County, described as:

That part of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Five (5), Township Eight (8) South, Range Sixteen (16) East, Boise Meridian, described as follows: Beginning at the southeast corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence North 0° 03' East 1116.40 feet along the east boundary of the Section to the true point of beginning; thence West 313.9 feet; thence North 0° 03' East 88 feet; thence East 313.9 feet to the east boundary of said Section; thence South 0° 03' West 88 feet, to the true point of beginning;

and,

WHEREAS, the Parties of the Third Part are the owners of real estate in said County, described as:

All of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Five (5), Township Eight (8) South Range Sixteen (16) East, Boise Meridian, EXCEPT for that portion thereof hereinbefore described as belonging to the Parties of the Second Part;

and,

WHEREAS, there is situated on the said lands of the Parties of the First Part a domestic well in which the parties hereto

FILED
FEB 8 1993

have and are to retain equal interests, and extending to which the Parties of the First Part shall grant a pipeline easement across their said premises, along the line hereinafter described, unto the said Parties of the Second Part and the said Parties of the Third Part.

NOW, THEREFORE, For and in consideration of the sum of One (\$1.00) Dollar each, to each of the other parties paid, the receipt whereof by the respective parties being hereby acknowledged, and of the other considerations as herein expressed and contained, IT IS HEREBY AGREED among said parties as follows:

1. That each of said parties shall have permanent rights equal to each of the other parties to the use of waters from said domestic well and its equipment, and that said rights shall extend to each of said parties and to their successors in interest to their respective properties, as herein described.

2. That the costs and expenses incident to the operation and maintenance of said domestic well and well equipment shall be paid one-third (1/3) by each party to this Agreement, as said costs and expenses accrue.

3. That, in order that the Parties of the Second Part and Third Part may continue to convey water from said well to their respective properties, the Parties of the First Part do hereby Grant, Transfer and Convey unto the said Parties of the Second Part and the said Parties of the Third Part, and unto their successors in interest to their respective properties, a pipeline easement ten (10) feet in width to said domestic well located in the said NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4, Township 8 South, Range 16 East, Boise Meridian, Jerome County, Idaho, the centerline of which is described as follows:

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FEB 18 1993

Beginning at a point on the west line of said Northwest Quarter of the Southwest Quarter (NW1/4SW1/4), which point bears South 00° 07' West, 165.65 feet from the west quarter corner of said Section 4; thence South 89° 00' East, 281.8 feet; thence South 64° 13' East, 115.5 feet to a domestic well.

IN WITNESS WHEREOF, The parties hereto have hereunto set their hands in triplicate the day and year in this Agreement first written.

Thomas D Jackson

Joyce A Jackson

PARTIES OF THE FIRST PART

Wayne L Weigle

Lila Weigle

PARTIES OF THE SECOND PART

Leroy Weigle

Barbara Weigle

PARTIES OF THE THIRD PART

STATE OF IDAHO

County of Jerome

ss.

On this 8th day of October, 1970, before me, the undersigned, a notary public in and for said County and State, personally appeared THOMAS D. JACKSON and JOYCE A JACKSON, Husband and Wife, WAYNE L. WEIGLE and LILA WEIGLE, Husband and Wife, and LEROY WEIGLE and BARBARA WEIGLE, Husband and Wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Richard H Seely
Notary Public

- 3 -

Reception No. 186443

STATE OF IDAHO }
County of Jerome } ss.

I hereby certify that this instrument was filed for record at the request of

Edith & Evelyn

44 minutes past 4

o'clock P.M., this 8th

day of October, 1970

my office and duly

recorded in Book 189 Pages at

291

Lila McVey

Ex-Officio Recorder.

Lyle G. G. G. Deputy

\$ 2.00

urn to

above

MICROFILMED
FEB 18 1993

THIS AGREEMENT, made and entered into this 8th day of October, 1970, between THOMAS B. JACKSON and JOYCE A. JACKSON, Husband and Wife, the Parties of the First Part, WAYNE L. WEIGLE and LILA WEIGLE, Husband and Wife, the Parties of the Second Part, and LEROY WEIGLE and BARBARA WEIGLE, Husband and Wife, the Parties of the Third Part, W I T N E S S E T H: That,

WHEREAS, the Parties of the First Part are the owners of real estate in Jerome County, Idaho, described as:

The Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Four (4), Township Eight (8) South, Range Sixteen (16) East, Boise Meridian,

by virtue of a deed of conveyance from the said Parties of the Second Part and others; and,

WHEREAS, the Parties of the Second Part are the owners of real estate in said County, described as:

That part of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Five (5), Township Eight (8) South, Range Sixteen (16) East, Boise Meridian, described as follows: Beginning at the southeast corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence North 0° 03' East 1116.40 feet along the east boundary of the Section to the true point of beginning; thence West 313.9 feet; thence North 0° 03' East 88 feet; thence East 313.9 feet to the east boundary of said Section; thence South 0° 03' West 88 feet, to the true point of beginning;

and,

WHEREAS, the Parties of the Third Part are the owners of real estate in said County, described as:

All of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Five (5), Township Eight (8) South Range Sixteen (16) East, Boise Meridian, EXCEPT for that portion thereof hereinbefore described as belonging to the Parties of the Second Part;

and,

WHEREAS, there is situated on the said lands of the Parties of the First Part a domestic well in which the parties hereto

MICHOPIA
FEB 18 1971

have and are to retain equal interests, and extending to which the Parties of the First Part shall grant a pipeline easement across their said premises, along the line hereinafter described, unto the said Parties of the Second Part and the said Parties of the Third Part.

NOW, THEREFORE, For and in consideration of the sum of One (\$1.00) Dollar each, to each of the other parties paid, the receipt whereof by the respective parties being hereby acknowledged, and of the other considerations as herein expressed and contained. IT IS HEREBY AGREED among said parties as follows:

1. That each of said parties shall have permanent rights equal to each of the other parties to the use of waters from said domestic well and its equipment, and that said rights shall extend to each of said parties and to their successors in interest to their respective properties, as herein described.

2. That the costs and expenses incident to the operation and maintenance of said domestic well and well equipment shall be paid one-third (1/3) by each party to this Agreement, as said costs and expenses accrue.

3. That, in order that the Parties of the Second Part and Third Part may continue to convey water from said well to their respective properties, the Parties of the First Part do hereby Grant, Transfer and Convey unto the said Parties of the Second Part and the said Parties of the Third Part, and unto their successors in interest to their respective properties, a pipeline easement ten (10) feet in width to said domestic well located in the said NW1/4SW1/4 of Section 4, Township 8 South, Range 16 East, Boise Meridian, Jerome County, Idaho, the centerline of which is described as follows:

MICROFILMED
FEB 18 1993

Reception No. 186443
STATE OF IDAHO } ss.
County of Jerome

I hereby certify that this instrument was filed for record at the request of

Ed Little & Escrow
4 minutes past 4
o'clock P.M., this 24
of October, 1922
my office and duly

recorded in Book 189 Pages at
291
Willa McVey
Ex-Officio Recorder.
Lydia Guba Deputy
\$ 3.00

in to

above

FILED
FEB 18 1993

Beginning at a point on the west line of said Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), which point bears South 00° 07' West, 165.65 feet from the west quarter corner of said Section 4; thence South 89° 00' East, 281.8 feet; thence South 64° 13' East, 115.5 feet to a domestic well.

IN WITNESS WHEREOF, The parties hereto have hereunto set their hands in triplicate the day and year in this Agreement first written.

Thomas J. Barber

Deputy A. Green

PARTIES OF THE FIRST PART

Walter H. Eberhart & Family

PARTIES OF THE SECOND PART

Walter H. Eberhart & Family

PARTIES OF THE THIRD PART

STATE OF IDAHO
County of Jerome

ss.

On this 24 day of October, 1970, before me, the undersigned, a notary public in and for said County and State, personally appeared THOMAS J. JACKSON and JOYCE A. JACKSON, Husband and wife, WAYNE L. WEIGLE and LILA WEIGLE, Husband and wife, and LEROY WEIGLE and BARBARA WEIGLE, Husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

NOTARY PUBLIC
STATE OF IDAHO

Walter H. Eberhart
Notary Public



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. E, Twin Falls, Idaho 83301

(208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

.Apr. 13, 1990

Re: A36-14795

.LEROY WEIGLE
.249 NORTH 400 WEST
.JEROME ID 83338

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of you claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
FEB 18 1993

MICROFILMED
FEB 18 1993

WATER RIGHT NUMBER - A36-14795

ADJ. FLAG TRANSLATION: ADJUDICATION TEMPORARY WORK AREA

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+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +

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+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

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+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
                                -COMMENTS-
                                NO COMMENTS FOUND
+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+

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+ - - AUDIT FIELDS - 04/11/90 WORSTELL

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+-----+-----ADJUDICATION RIGHTS DATES AND FLAGS AREA-----+
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COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 04/10/1990	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
CLAIMS TAPE ERROR FLG	-	RECEIPT NUMBER	- S011917	WATER DISTRICT	-
FEE EXEMPT FLAG	-	POU OWNERSHIP FLAG	- Y	FEDERAL/STATE INDICATOR	- S
		NAME CONNECTOR	- OR	PRESUMPTION FLAG	-

RL 08516 E 050121

DATA ENTRY

ENTERED 12-30-91 GRS

CHECKED 3/2/92 110

"Verified By"
 Topo Map/Ortho-PQ
 ASCS Map
 Watermaster Records
 NAPP Photos
 Field Exam
 Other (See Remarks)
 County Records
 Witness Statement
 Project Records
 IDWR Records

PROOF
JAN 05 1991

CERTIFIED
FEB 27 1991
WATER EXAMINER

VERIFIED
FEB - 1991