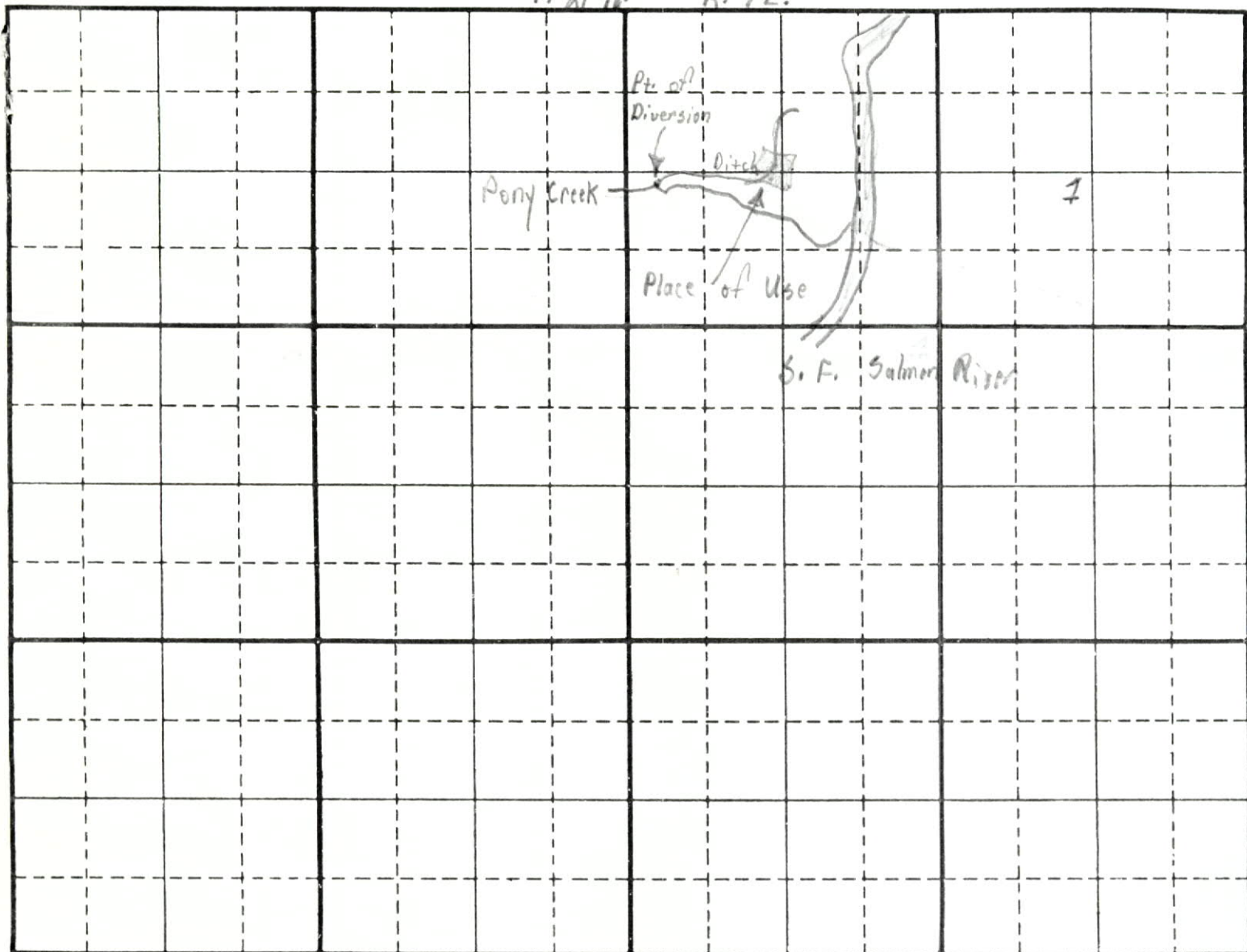


(8) Remarks _____

T. 21 N. R. 7 E.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of 1 Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

William J. Wain
Jim Wain
(Claimant)

Sworn to before me this 12 day of November, 19 82

Karen Selur
Notary Public
Residing at Boise, Id

My commission expires 7-16-86

FOR DEPARTMENT USE ONLY

Received by mm Date 11-19-82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JP Date 12-20-82 _____ claimant by: _____
\$30.00 fee received by JP Date 11/19/82 # 23028
Published in The Star News
Dates 1/27 & 2/3/83

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

SS.

County of Valley

Beryl Baker being duly sworn deposes and says, I am the bookkeeper of the Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the Notice of Claims to Water, a copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began January 26 19 83 and ended February 2 19 83.

Beryl Baker

Subscribed and sworn to before me this the

2nd day of February 19 83

Melody Juarez

Notary Public in and for the State of
Idaho, residing at McCall
therein.

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s)
have been filed on water
right(s) created by diversion
and beneficial use: 48
77-4093

WEAVER, WILLIAM J.
&-or JAMES C. &-or DIAN
E.

610 LOGAN ST., BOISE,
ID 83702

Source: PONY CREEK
trib. to SALMON RIVER,
SOUTH FORK

Priority Date: 06-01-1915

Diversion Pt.: NWSW Sec
02 T 21N R 07E

Use: IRRIGATION (0.07
CFS)

IN: SWNE SENW NESW
NWSE Sec 02 T 21N R 07E
FOR 4 ACRES

Exceptions to a claim may
be filed with the Director,
Dept. of Water Resources,
Western Region, Statehouse,
Boise, Idaho 83720.

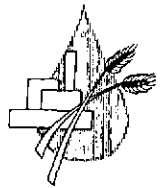
KEN DUNN, Dir.
Published 1-26 & 2-2-83

MISSING

FEB 7 1983

Department of Water Resources
Western Regional Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that WILLIAM J. WEAVER, AND JAMES C. & DIAN E. WEAVER,
(Name of Claimant)
HUSBAND & WIFE, ALL OF 610 LOGAN ST. BOISE, IDAHO 83702 Telephone No. 345-6025
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1915 (MO. NOT KNOWN) FOR IRRIGATION

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
PONY CR. tributary to S. Fk. SALMON RIVER

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity <u>0.0674 cfs</u>	Use <u>IRRIGATION</u>	Period of Use From <u>APR 1</u>	To <u>NOV 1</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 0.0674 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 SW 1/4, Sec. 2 Twp. 21 N. Rge. 7 E. B.M., County of Valley
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. DIVERSION DAM INTO DITCH, WHICH RUNS APPX 1200 FEET FROM POINT OF DIVERSION TO POINT OF BENEFICIAL USE. DITCH CAPACITY .2 cfs.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
21N	7E	2			.4				1.4	1						.6			3.4

No. of acres 3.4

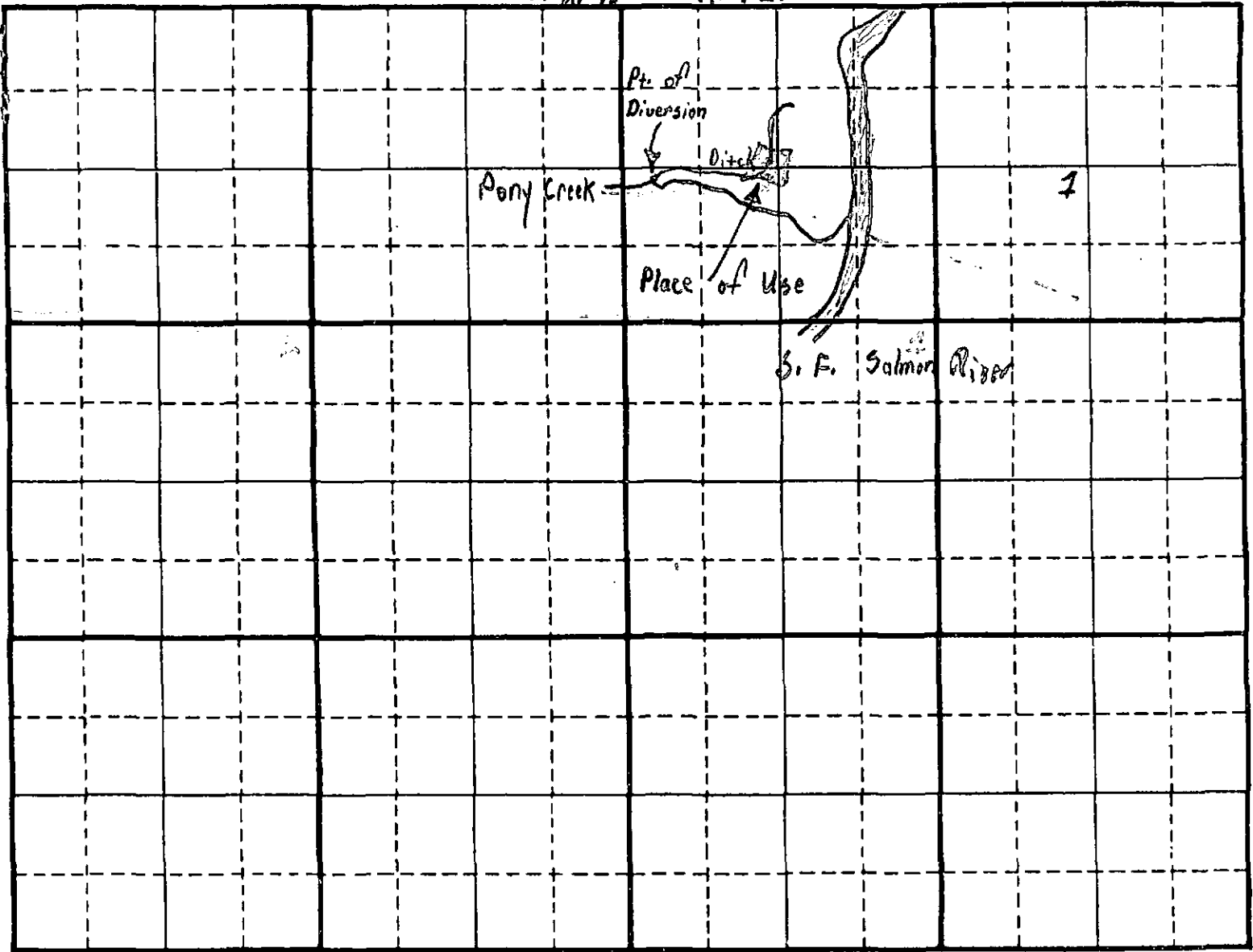
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks _____

T. 21 N. R. 7 E.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of 1 Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

William J. Wilson
Jim Dean

Sworn to before me this 12 day of November, 19 82

Karen Selzer
Notary Public
Residing at Boise, Id

My commission expires 7-16-86

FOR DEPARTMENT USE ONLY

Received by <u>mm</u>	Date <u>11-19-82</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JP</u>	Date <u>12-20-82</u>	#23028	claimant by:	
\$30.00 fee received by <u>JP</u>	Date <u>11/19/82</u>			
Published in <u>The Star News</u>				
Dates <u>1/27 & 2/23/83</u>				

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }

SS.

County of Valley }

Beryl Baker being duly sworn deposes and says, I am the bookkeeper of the Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the Notice of Claims to Water, a copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began January 26 19 83 and ended February 2 19 83.

Beryl Baker

Subscribed and sworn to before me this the
2nd day of February 19 83

Melody Juarez

Notary Public in and for the State of
Idaho, residing at McCall
therein.

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s)
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77-4093 ✓

WEAVER, WILLIAM J.
&-or JAMES C. &-or DIAN
E.

610 LOGAN ST., BOISE
ID 83702

Source: PONY CREEK
trib. to SALMON RIVER,
SOUTH FORK

Priority Date: 06-01-1915

Diversion Pt.: NWSW Sec
02 T 21N R 07E

Use: IRRIGATION (0.07
CFS)

IN: SWNE SENW NESW
NWSE Sec 02 T 21N R 07E
FOR 4 ACRES

Exceptions to a claim may
be filed with the Director
Dept. of Water Resources
Western Region, Statehouse
Boise, Idaho 83720.

KEN DUNN, Dir.
Published 1-26 & 2-2-83

MICROFILMED

RECEIVED

FEB 7 1983

Department of Water Resources
Western Regional Office

WRR100
77-4093

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
25-MAR-1986 19:51:20

01 WATER RIGHT NUMBER - 77-4093

02 OLD (D) NUMBER -

LAST NAME

03001 - WEAVER
03002 - WEAVER
03003 - WEAVER

FIRST NAME

04001 - WILLIAM J.
04002 - JAMES C.
04003 - DIAN E.

ORIG. OWNER

05001 - C
05002 - C
05003 - C

06 ADD LINE 1 - 610 LOGAN ST.

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - BOISE

10 STATE - ID

11 ZIP - 83702

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE

14001 - PONY CREEK

TRIBUTARY OF

15001 - SALMON RIVER, SOUTH FORK

16 DIVERSION MEANS - DAM & DITCH

17 COUNTY - 85 VALLEY

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .070

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	LOT	RFLG	ST	RE	A	M	I	N	D	E	X	F	I	E	L	D	S
22001 -	NWSW	23001 - 02	24001 - 21N	25001 - 07E	26001 -	27001 -														
				28001 -	0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0	0	0	0.0	

29 NON-IRRIGATION USE -

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION	31001 - 21N	32001 - 07E	33001 - 02	34001 - SWNE	35001 - 01	36001 -
30002 - 01 IRRIGATION	31002 - 21N	32002 - 07E	33002 - 02	34002 - SENW	35002 - 01	36002 -
30003 - 01 IRRIGATION	31003 - 21N	32003 - 07E	33003 - 02	34003 - NESW	35003 - 01	36003 -
30004 - 01 IRRIGATION	31004 - 21N	32004 - 07E	33004 - 02	34004 - NWSE	35004 - 01	36004 -

TOTAL ACRES: 4

PERIOD FROM	PERIOD TO	USE CODE / USE	WATER USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0401	38001 - 1101	39001 - 01 IRRIGATION	40001 -	0.070	41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS

44001 - AC. IRR. = 3.4.
44002 - ACTUAL QUANTITY CLAIMED FOR IRRIG. IS .0674 CFS.

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

D A T E S		D A T E S		F L A G S	
47	PRIORITY - 1-JAN-1915	55	LICENSE -	63	TRANSFER/AMENDED -
48	PROOF DUE -	56	APPL RECEIVED -	64	DLE/CAREY ACT -
49	PROOF MADE -	57	FIELD EXAM MADE -	65	FLAG_1 -
50	APPROVE/DENIED -	58	DECREE -	66	FLAG_2 -
51	PROTESTED -	59	START WORK -	67	FLAG_3 -
52	HEARING -	60	ORDER SHOW CAUSE -		
53	VERIFIED -	61	DATE_1 -		
54	LAST UPDATE - 25-MAR-1986	62	DATE_2 -		

VERIFIED AMS

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Prover

Right Number 77-4093 Applicant Weaver

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 2/7/83
- ☒ Claim published correctly. The Star News
1/27 & 2/03/83 30/23028
- ☐ Exceptions processed.

By DBS Date 2/14/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By tw Date 2/15/83

RECEIVED
FEB 15 1983

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

FEBRUARY 16, 1983

MILTON KERNER
RT. 2 BOX 248
WEISER

ID 83672

RE: Claim No. 67-4470

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID B. SHAW
Western Region Supervisor

Enclosure

RECEIVED
FEB 22 1983
WATER RESOURCES
DIVISION

December 21, 1982

William J., James C. &/or
Dian E. Weaver
610 Logan St.
Boise, ID 83702

Gentlemen & Mrs. Weaver:

We have received the claim to a water right submitted for use of water from Pony Creek for irrigation purposes.

However, on the form you stated that the domestic and stockwater uses were begun in 1979. Only one claim can be filed for each priority date. Therefore, we are accepting this claim for the irrigation uses. Since domestic use is exempt from filing and includes also one-half acre of irrigation and household stock (this would include the 6 cows and 8 horses), there is no need for you file another claim for the 1979 priority date. As long as the 1979 priority date can be proven, then you will not have any problems.

If there are any problems with this matter, please contact us as soon as possible.

Sincerely,

Jan Grover
Senior Water Resource Agent

JG:jp

ZZ-4093

WEAVER, WILLIAM J. &/or JAMES C. &/or DIAN E.

610 LOGAN ST., BOISE, ID 83702

Source: PONY CREEK trib. to SALMON RIVER, SOUTH FORK

Priority Date: 06/01/1915

Diversion Pt: NWSW Sec 02 T 21N R 07E

Use: IRRIGATION (0.07 CFS)

In: SWNE SENW NESW NWSE Sec 02 T 21N R 07E FOR 4 ACRES

RECEIVED
MAY 14 1970

IDENT. NO. 77-4093

WATER RIGHT
DATA ENTRY LOG

[illegible]