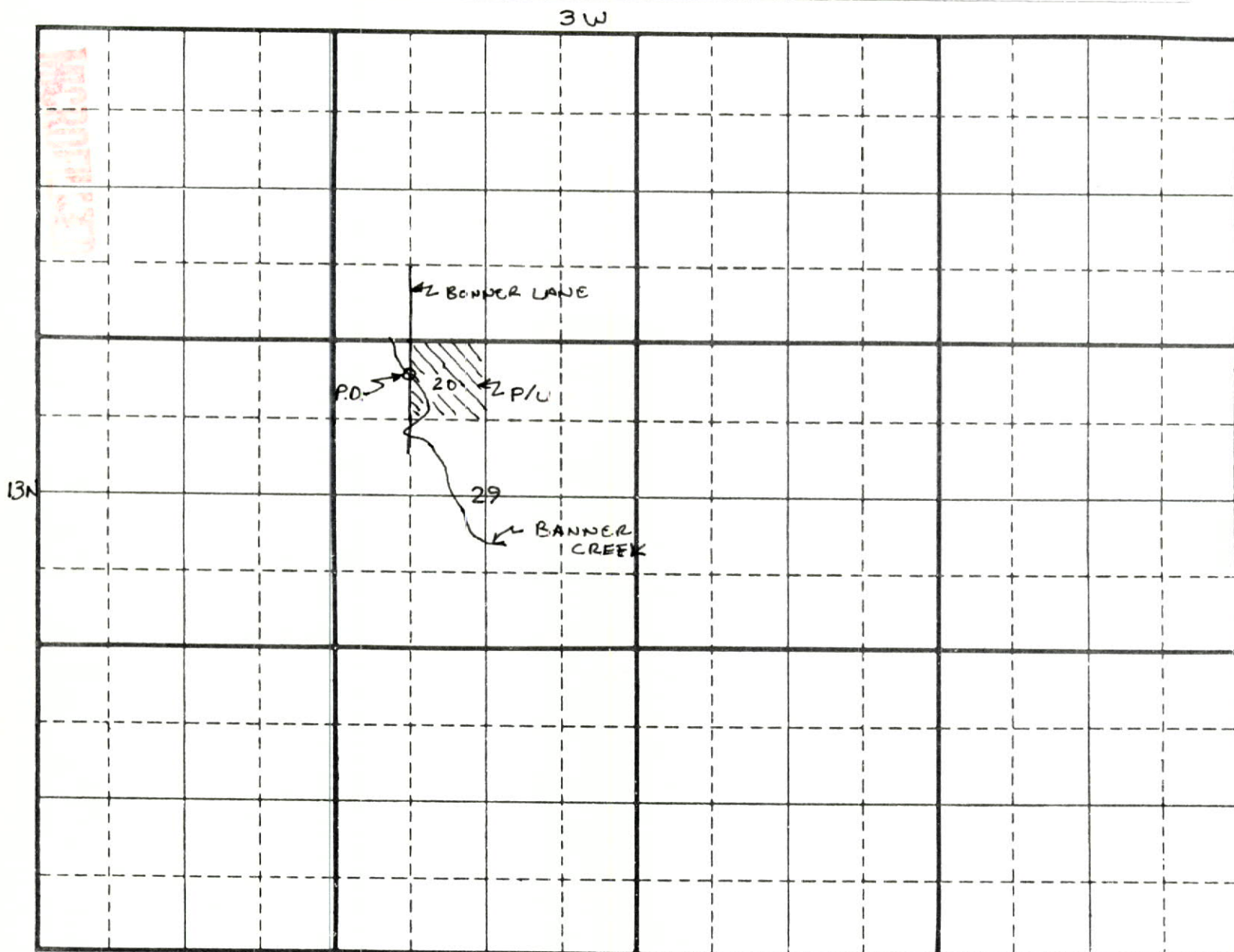


(8) Remarks ALSO 1/2 SHARE DECREE WATER FROM MIDDLE VALLEY DITCH.



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 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.

Sworn to before me this 29 day of JUNE

Jesse Widner
(Claimant)

, 19 83.

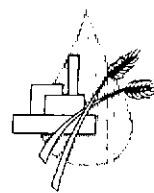
Donald Hagg
Notary Public
Residing at BOISE, ID

My commission expires LIFE

FOR DEPARTMENT USE ONLY

Received by Amz Date 6/29/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JG Date 12-19-83 claimant by: _____
\$30.00 fee received by JP Date 6/29/83 # 32242
Published in Upper Country News Reporter
Dates 2/23 & 3/1/84

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 JERROLD D AND/OR PHYLLIS WIDNER
(Name of Claimant)
HC 70 BOX 2100 MIDVALE, ID 83645 Telephone No. 355-2307
(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) 1899

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)
BANNER CREEK (OR BANNOCK CREEK) tributary to WEISER 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.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.40 CFS</u>	Use	<u>IRRIGATION</u>	Period of Use From <u>4-15</u>	To <u>9-15</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) TOTAL QUANTITY USED.

(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 NW 1/4, Sec. 29 Twp. 13N Rge. 3W B.M., County of WASHINGTON
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.
PUMP AND SPRINKLER LINES. WAS CHANGED FROM GRAVITY TO SPRINKLER. POINT OF DIVERSION APPROX SAME LOCATION.

(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.	1NE1/4				1NW1/4				1SW1/4				1SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>13N</u>	<u>3W</u>	<u>29</u>					<u>20</u>												<u>20</u>

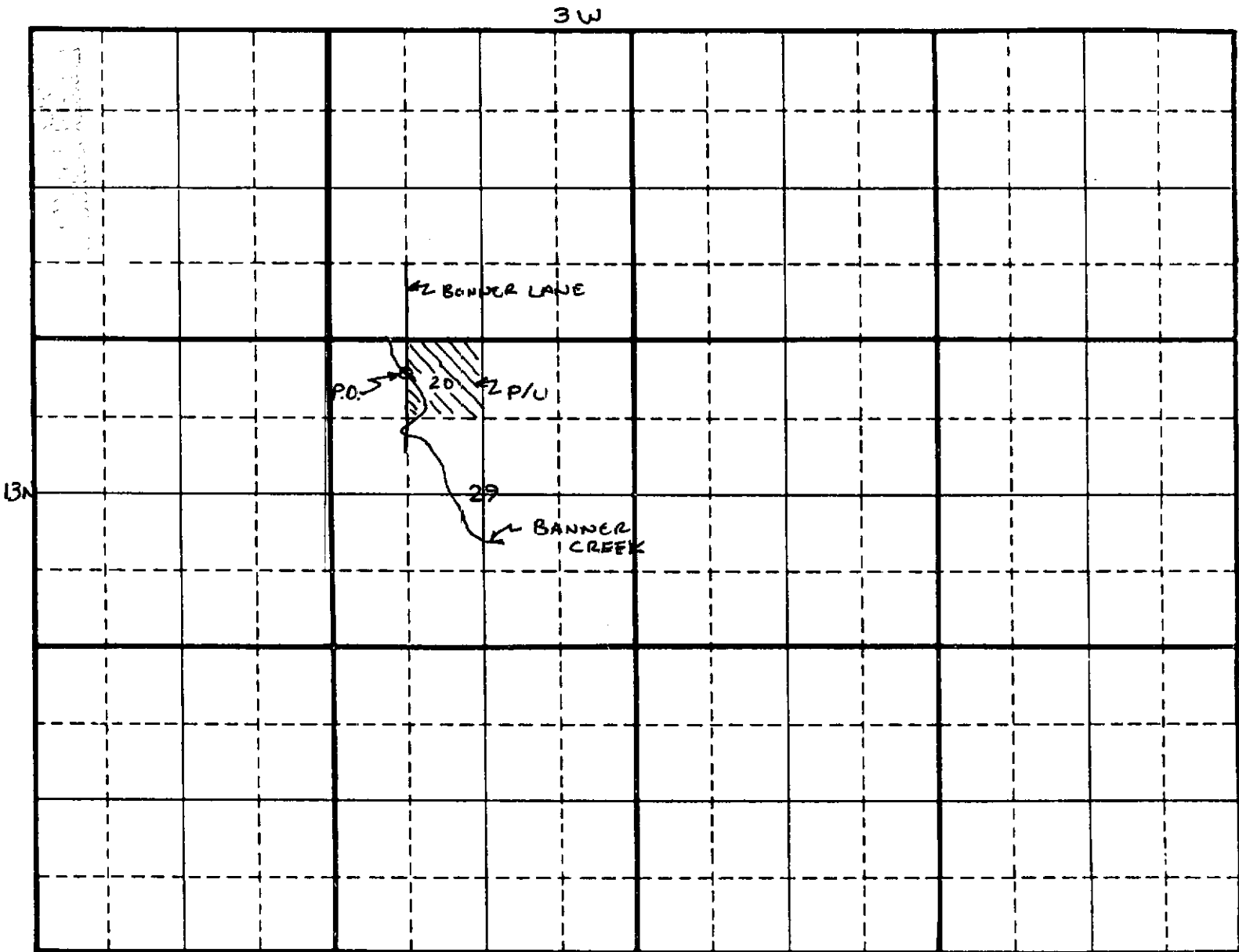
No. of acres 20

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 ALSO 1/2 SHARE DECREEED WATER FROM MIDDLE VALLEY DITCH.



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 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.

Sworn to before me this 29 day of JUNE, 1983.

James Wisner
(Claimant)
Donald Hoff
Notary Public
Residing at BOISE, ID

My commission expires LIFE

FOR DEPARTMENT USE ONLY

Received by <u>Am</u>	Date <u>6/29/83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JG</u>	Date <u>12-19-83</u>		claimant by:	
\$30.00 fee received by <u>JP</u>	Date <u>6/29/83</u>	<u>32242</u>		
Published in <u>Upper Country News Reporter</u>				
Dates <u>2/23 & 3/1/84</u>				

Affidavit of Publication:

STATE OF IDAHO }
County of Washington } ss.

Stuart Dopf, being duly sworn deposes and says he is the publisher of the Upper Country News-Reporter, a weekly newspaper published at Cambridge, in the County of Washington, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the annexed, a printed copy of which is attached hereto and made a part hereof, was published

in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of every number thereof during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began Feb. 23, 1984 and ended Mar 1, 1984

Stuart Dopf

Subscribed and sworn to before me this 5th day of

March, 1984

Delmer P. Amundson

Notary Public in and for the State of Idaho, residing at Cambridge, Idaho 83610.

Public Notices

NOTICE OF CLAIMS TO WATER RIGHTS

The following claims have been filed on water rights created by diversion and beneficial use:

67-4553
U.S. DEPT. OF INTERIOR
BUREAU OF RECLAMATION,
FEDERAL BLDG.,
550 W. FORT. ST.
BOISE, ID 83724
Source: MANN CREEK Trib. to
WEISER RIVER
Priority Date: 12/4/1940
Diversion Pt: SENE Sec 11 T
12N R 5W
Use: IRRIGATION STORAGE
(1000.0 AF); IRRIGATION
FROM STORAGE (1000.0 AF)
P/U Within the lands of the
Mann Ck. Irr. Dist. Ac. Irr.
=4296.

67-4554
NOAH, BILL &/or ZOLA
HC 69 BOX 3390, CAMBRIDGE,
ID 83610
Source: PINE CREEK Trib. to
WEISER RIVER
Priority Date: 3/1/1952
Diversion Pt: SWSE SESW Sec
31 T 15N R 3W
Use: IRRIGATION (0.63 CFS)
In: SWSW SESW NESE SWSE
SESE Sec 31 T 15N R 3W
NWSW Sec 32 T 15N R 3W FOR
94 ACRES

67-4555
WIDNER, JERROLD D. &/or
PHYLLIS
HC 70 BOX 2100, MIDVALE, ID
83645
Source: BANNER CREEK Trib.
to WEISER RIVER
Priority Date: 4/15/1899
Diversion Pt: NENW Sec 29 T
13N R 3W
Use: IRRIGATION (0.40 CFS)
In: NENW Sec 29 T 13N R 3W
FOR 20 ACRES

69-4111
HILLMAN, MICHAEL J. &/or
MARGARET J.
HEATH STAR RT.,
CAMBRIDGE, ID 83610
Source: UNNAMED STREAM
Trib. to BROWNLEE CREEK
Priority Date: 1/1/1912
Diversion Pt: SWSW SESW Sec
24T 17N R 5W SWSW SESW
SWSE SESE Sec 23 T 17N R 5W
Use: STOCKWATER (0.12 CFS)
In: SWSW SESW Sec 24 T 17N
R 5W SWSW SESW SWSE
SESE Sec 23 T 17N R 5W

69-4112
HILLMAN, MICHAEL J. &/or
MARGARET J.
HEATH STAR RT.,
CAMBRIDGE, ID 83610
Source: LONG GULCH Trib. to
BROWNLEE CREEK
Priority Date: 1/1/1912
Diversion Pt: NENW NWNW
Sec 9 T 16N R 4W NENE NWNE
SWNW SENW Sec 8 T 16N R
4W NENE Sec 7 T 16N R 4W
SESW SWSE Sec 6 T 16N R 4W
Use: STOCKWATER (0.12 CFS)
In: NENW NWNW Sec 9 T 16N
R 4W NENE NWNE SWNW
SESW Sec 8 T 16N R 4W NENE
Sec 7 T 16N R 4W SESW SWSE
Sec 6 T 16N R 4W

69-4113
HILLMAN, MICHAEL J. &/or
MARGARET J.
HEATH STAR RT.,
CAMBRIDGE, ID 83610
Source: CAMP CREEK Trib. to
BROWNLEE CREEK
Priority Date: 1/1/1912
Diversion Pt: NESW NWSW Sec
5 T 16N R 4W NESW SESW
NFSW NWSE Sec 6 T 16N R 4W

69-4117
HILLMAN, MICHAEL J. &/or
MARGARET J.
HEATH STAR RT.,
CAMBRIDGE, ID 83610
Source: GRADE CREEK Trib.
to BROWNLEE CREEK
Priority Date: 1/1/1912
Diversion Pt: SESE Sec 30 T
17N R 4W NENE NWNE SWNE
SESW Sec 31 T 17N R 4W
SWSW Sec 31 T 17N R 4W
NWNW SENW NESW NWSE
SWSE SESE Sec 36 T 17N R 5W
SWSE SESE Sec 26 T 17N R 5W
Use: STOCKWATER (0.12 CFS)
In: SESE Sec 30 T 17N R 4W
NENE NWNE SWNE SENW
NESW SWSW Sec 31 T 17N R
4W NWNW SENW NESW
NWSE SWSE SESE Sec 36 T
17N R 5W SWSE SESE Sec 26 T
17N R 5W

69-4118
HILLMAN, MICHAEL J. &/or
MARGARET J.
HEATH STAR RT.,
CAMBRIDGE, ID 83610
Source: SPRINGS Trib. to
SINKS
Priority Date: 1/1/1912
Diversion Pt: NESW Sec 23 T
17N R 5W SWSW Sec 13 T 17N
R 5W SWNW Sec 24 T 17N R 5W
SESW Sec 24 T 17N R 5W SWSE
Sec 24 T 17N R 5W NESE
NWSE Sec 25 T 17N R 5W
NENE SENE Sec 36 T 17N R 5W
NWNE SWNE Sec 30 T 17N R
4W SWSE Sec 31 T 17N R 4W
SESW NWSW Sec 6 T 16N R
4W NENW SESW Sec 5 T 16N R
4W SENE Sec 7 T 16N R 4W
SENE NWNW Sec 8 T 16N R 4W
NENW Sec 9 T 16N R 4W NENE
SWNE Sec 1 T 16N R 5W
Use: STOCKWATER (0.12 CFS)
In: NENE NESW NESE Sec 23
T 17N R 5W SWSW Sec 13 T 17N
R 5W SWNW SESW SWSE Sec
24 T 17N R 5W NESE NWSE
Sec 25 T 17N R 5W NENE SENE
Sec 36 T 17N R 5W NWNE
NESW SESW Sec 30 T 17N R
4W SWSE Sec 31 T 17N R 4W
SESW NWSW Sec 6 T 16N R
5W NENW SESW Sec 5 T 16N R
5W SENE Sec 7 T 16N R 4W
SENE NWNW Sec 8 T 16N R 4W
NENW Sec 9 T 16N R 4W NENE
SWNE Sec 1 T 16N R 5W

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

KEN DUNN, Dir.
Published 2/23 & 3/1/84.

WRR100
67-4555

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
20-NOV-1985 11:50:12

01 WATER RIGHT NUMBER - 67-4555

02 OLD (D) NUMBER -

LAST NAME
03001 - WIDNER ✓
03002 - WIDNER ✓

FIRST NAME
04001 - JERROLD D. ✓
04002 - PHYLLIS ✓

ORIG. OWNER
05001 - C
05002 - C

06 ADD LINE 1 - HC 70 BOX 2100 ✓

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - MIDVALE ✓

10 STATE - ID 11 ZIP - 83645

12 STAGE - S STATUTORY CLAIM ✓

13 STATUS -

SOURCE
14001 - BANNER CREEK ✓

TRIBUTARY OF
15001 - WEISER RIVER ✓

16 DIVERSION MEANS - PUMP & SPRINKLERS

17 COUNTY - 87 WASHINGTON

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .400 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

----- DIVERSION POINTS -----													
TRACT	SEC	TWN	RNG	LOT	RFLG	S T R E A M I N D E X F I E L D S							
22001 - NENW	23001 - 29	24001 - 13N	25001 - 03W	26001 -	27001 -								
			28001 - 0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0

29 NON-IRRIGATION USE -

----- PLACE OF USE -----						
USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION ✓	31001 - 13N	32001 - 03W	33001 - 29	34001 - NENW	35001 - 20	36001 -
						TOTAL ACRES: 20 ✓

----- WATER USE -----				
PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0415 ✓	38001 - 0915 ✓	39001 - 01 IRRIGATION ✓	40001 - 0.400	41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS
44001 - SOURCE ALSO KNOWN AS BANNOCK CK.

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	-	15-APR-1899 ✓	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	-				

WRR100
67-4555

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
20-NOV-1985 11:50:12

----- D A T E S ----- D A T E S ----- F L A G S -----

54 LAST UPDATE - 27-FEB-1984

62 DATE-2

53/11/81
VERIFIED IN
NW/03/1/81

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Fowler

Right Number 67-4555 Applicant Widner

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. 3/6/84
- ☒ Claim published correctly. Upper Country News Reporter
2/23 & 3/1/84 30132242
- ☒ Exceptions processed.

By DBS Date 4/9/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By sc Date 4/17/84

RECEIVED
APR 17 1984

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MARCH 14, 1984

JERROLE D. MIDNER
PHYLLIS MIDNER
HC 70 BOX 2100
MIDVALE

ID 83545

RE: Claim No. 67-4555

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

62-4555-

WIDNER, JERROLE D. &/or PHYLLIS

HC 70 BOX 2100, MIDVALE, ID 83645

Source: BANNER CREEK trib. to WEISER RIVER

Priority Date: 04/15/1899

Diversion Pt: NENW Sec 29 T 13N R 03W

Use: IRRIGATION (0.40 CFS)

In: NENW Sec 29 T 13N R 03W FOR 20 ACRES

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]