

02/24/2004

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-98C  
NAME AND ADDRESS: SUSAN SARGENT  
PO BOX 24  
SWAN VALLEY ID 83449  
SOURCE: RAINEY CREEK TRIBUTARY: SOUTH FORK SNAKE RIVER  
QUANTITY: 0.200 CFS  
PRIORITY DATE: 01/22/1916  
POINT OF DIVERSION:  
T01N R44E S7 SWNE NE Within BONNEVILLE County  
PURPOSE AND PERIOD OF USE:  

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 0.200 CFS       |

  
PLACE OF USE: IRRIGATION Within BONNEVILLE County  

|               |      |     |               |      |      |
|---------------|------|-----|---------------|------|------|
| T01N R43E S01 | NESE | 0.4 | T01N R43E S01 | NWSE | 0.2  |
| T01N R43E S01 | SWSE | 5.6 | T01N R43E S01 | SESE | 10.0 |

16.2 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 23-48C IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 16.2 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 10.0 ACRES WITHIN THE  
PLACE OF USE DESCRIBED ABOVE 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: Decreed

RIGHT NO. 23-48C IS ALSO DIVERTED THROUGH POINT OF DIVERSION  
DESCRIBED ABOVE.

12/18/2003

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-98C

NAME AND ADDRESS: SUSAN SARGENT  
PO BOX 24  
SWAN VALLEY ID 83449

SOURCE: RAINEY CREEK

TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 0.200 CFS

USE OF THIS RIGHT WITH RIGHT NO. 23-48C IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 0.33 CFS.

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 23-48C SHALL PROVIDE NO  
MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:

T01N R44E S7 SWNE NE Within BONNEVILLE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 0.200 CFS       |

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

|               |      |     |               |      |      |
|---------------|------|-----|---------------|------|------|
| T01N R43E S01 | NESE | 0.4 | T01N R43E S01 | NWSE | 0.2  |
| T01N R43E S01 | SWSE | 5.6 | T01N R43E S01 | SESE | 10.0 |

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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: Decreed

RIGHT NO. 23-48C IS ALSO DIVERTED THROUGH POINT OF DIVERSION  
DESCRIBED ABOVE.

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: **A23-00098C**  
Date Received: 8/25/1989  
Receipt No: X777777  
Received By: \_\_\_\_\_

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

1. Name: SUSAN SARGENT  
Address: PO BOX 24  
SWAN VALLEY ID 83449
2. Date of Priority: JAN 22, 1916
3. Source: RAINEY CREEK, LOWER Trib. to: SNAKE RIVER, SOUTH FORK
4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 01N      | 44E   | 7       | SW     | NE     | NE  |     | BONNEVILLE |

5. Description of diverting works:  
HEADGATE IN STREAM TO DITCHES FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.200  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
INCIDENTAL STOCKWATERING

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 01N      | 43E   | 1       | SW     | SE  |     | IRR | 8.5   |
|          |       |         | SE     | SE  |     | IRR | 8.5   |



10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 17.0  |
|          |       |         |            |     | Total Acres   | 17.0  |

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

A23-00048A, PALISADES CANAL (FROM PALISADES CREEK), STORAGE

14. Remarks:

RIGHT CANNOT BE TRANSFERRED. SEE DECREE.

\* THIS RIGHT PAID FOR UNDER RECEIPT #E009979. CHANGE IN OWNERSHIP

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/12/1951

PALISADE IRR. CO., ET AL.

Decree Plaintiff

LYNN CRANDALL.

vs Decree Defendant

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: \_\_\_\_\_

## Contacts Data Entry Form

Water Right No. 23-98C

| Owner Type | Full Name | Address | City | State | Zip | Phone |
|------------|-----------|---------|------|-------|-----|-------|
|------------|-----------|---------|------|-------|-----|-------|

|               |                      |  |  |  |  |  |
|---------------|----------------------|--|--|--|--|--|
| Current Owner | <u>SUSAN SARGENT</u> |  |  |  |  |  |
|---------------|----------------------|--|--|--|--|--|

Name connector: and \_\_\_\_\_, or \_\_\_\_\_, and/or \_\_\_\_\_

|               |  |  |  |  |  |  |
|---------------|--|--|--|--|--|--|
| Current Owner |  |  |  |  |  |  |
|---------------|--|--|--|--|--|--|

|               |  |  |  |  |  |  |
|---------------|--|--|--|--|--|--|
| Current Owner |  |  |  |  |  |  |
|---------------|--|--|--|--|--|--|

Representing Attorney: \_\_\_\_\_ Phone Number: \_\_\_\_\_

Accompanied By: \_\_\_\_\_ Phone Number: \_\_\_\_\_

Relationship to Claimant: \_\_\_\_\_

Date of Field Exam: \_\_\_\_\_ Time: \_\_\_\_\_

Directions to Property (if different from above) and/or update owner information:

DECREED UNDER PASADENA Tring. vs L. CRANDALL, 1/16/1951.  
SEE ATTACHED DECREE EXCERPT.

SEE 23-48C FOR ADDITIONAL NOTES OF 8/26/03 FE.

FE INDICATED: DO w/ 23-48C PPL w/ AC/Q limits

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_

**Priority Date Data Entry Form**

Claim Number: \_\_\_\_\_

Water Right Priority Date: \_\_\_\_\_ Water Right Basis: \_\_\_\_\_

Claimed Priority Date: JAN. 22, 1916 Claimed Basis: DESCENDRecommended Priority Date: 1/22/16 Recommended Basis: "☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Claim matches Descend Priority

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_

## Point of Diversion and Source Data Entry Form

Claim Number: \_\_\_\_\_

Water Right Point of Diversion: T \_\_\_\_\_, R \_\_\_\_\_, Sec. \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_ County: \_\_\_\_\_

Source: \_\_\_\_\_ Tributary: \_\_\_\_\_

Claimed Point of Diversion: T 1N, R 44E, Sec. 7, SW, NE, NE County: BOHNSource: RAINY CR. LOWER Tributary: Snake River, SOTK

Recommended Point of Diversion: T \_\_\_\_\_, R \_\_\_\_\_, Sec. \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_ County: \_\_\_\_\_

Source: \_\_\_\_\_ Tributary: \_\_\_\_\_

\_\_\_\_ Use Claimed POD and Source as Recommended POD and Source

| Twp                    | Rge   | Sec   | Gov Lot | QQQ of QQ of Q | County | Source |
|------------------------|-------|-------|---------|----------------|--------|--------|
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |
| _____                  | _____ | _____ | _____   | _____          | _____  | _____  |
| GPS Coordinates: _____ |       |       |         |                |        |        |

Other rights from this POD? \_\_\_\_\_

Document how the POD and Source were verified and/or Pump and Motor data:

USGS Quad Y-48 DOES NOT RECOGNIZE LOWER RAINY CR.  
RECOMMEND RAINY CR TRIB TO SNAKE RIV. SOTK

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Transfers Changing POD \_\_\_\_\_

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_

## Place Of Use Data Entry Form

Claim Number: \_\_\_\_\_

\_\_\_\_\_ Use Claimed POU as Recommended POU

## Claimed Place of Use

| Twp | Rge | Sec | QQ | Q | County | Lot Num | Acres | Purpose of Use |
|-----|-----|-----|----|---|--------|---------|-------|----------------|
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |

Total Acres \_\_\_\_\_

## Recommended Place of Use

| Twp | Rge | Sec | QQ   | Q | County | Lot Num | Acres | Purpose of Use |
|-----|-----|-----|------|---|--------|---------|-------|----------------|
| 1N  | 43E | 1   | SWSE |   | BONN.  |         |       | IRRIG.         |
|     |     |     | SESE |   |        |         |       |                |
|     |     |     |      |   |        |         |       |                |
|     |     |     |      |   |        |         |       |                |
|     |     |     |      |   |        |         |       |                |
|     |     |     |      |   |        |         |       |                |

Total Acres \_\_\_\_\_

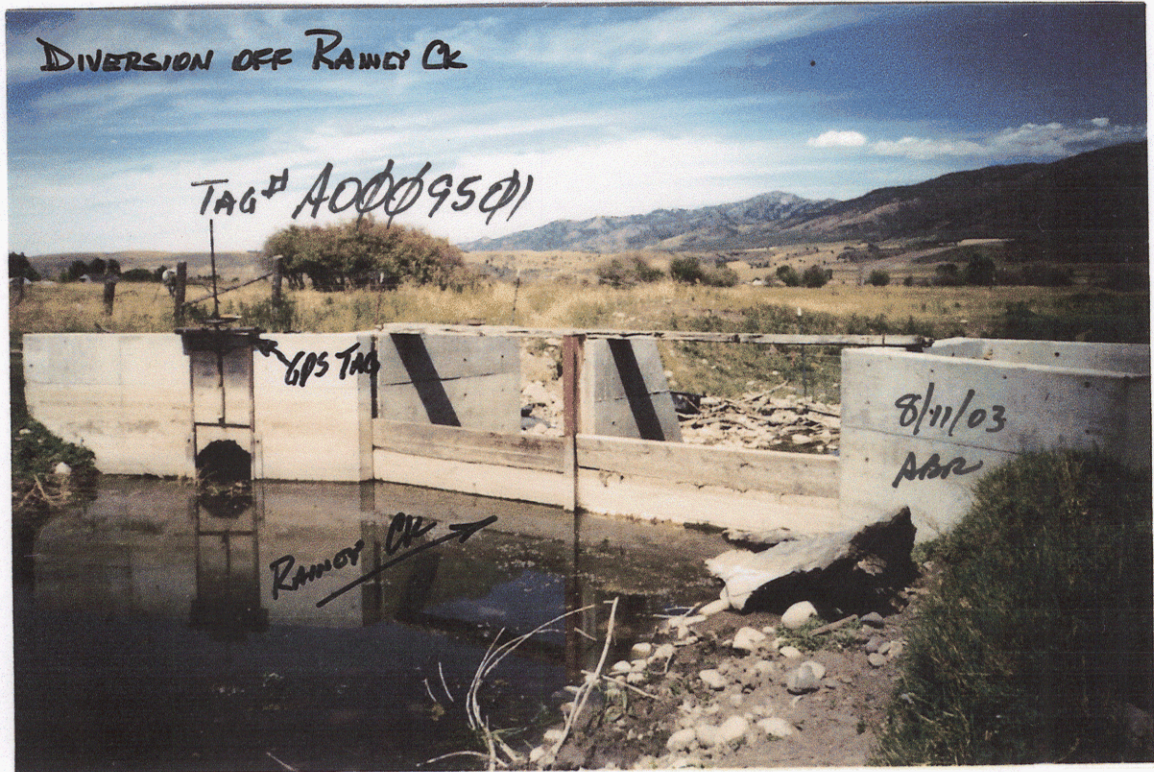
Document how the POU was verified:

POU IS ADDRESSED BY DECREE AND IS OK.

Transfers Changing POU \_\_\_\_\_

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_



## Period of Use and Quantity Data Entry Form

Claim Number: \_\_\_\_\_

\_\_\_ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

## Water Right Period of Use and Diversion Rate

| Water Use | Start | End   | Rate  | Volume |
|-----------|-------|-------|-------|--------|
| _____     | _____ | _____ | _____ | _____  |
| _____     | _____ | _____ | _____ | _____  |
| _____     | _____ | _____ | _____ | _____  |

Overall Diversion Rate \_\_\_\_\_

Overall Diversion Volume \_\_\_\_\_

## Claimed Period of Use and Diversion Rate

| Water Use | Start | End   | Rate  | Volume |
|-----------|-------|-------|-------|--------|
| PERG      | 4/1   | 11/01 | 0.20  | _____  |
| _____     | _____ | _____ | _____ | _____  |
| _____     | _____ | _____ | _____ | _____  |

Overall Diversion Rate \_\_\_\_\_

Overall Diversion Volume \_\_\_\_\_

## Recommended Period of Use and Diversion Rate

| Water Use | Start | End   | Rate  | Volume |
|-----------|-------|-------|-------|--------|
| Permg     | 4/15  | 10/31 | 0.20  | _____  |
| _____     | _____ | _____ | _____ | _____  |
| _____     | _____ | _____ | _____ | _____  |

Overall Diversion Rate \_\_\_\_\_

Overall Diversion Volume \_\_\_\_\_

Document how the Period of Use and/or Diversion Rate were verified:

SQU NOT ADDRESSED BY DECREE - VISA DUPT. STD FOR ANWA  
 OF 4/15 TO 10/31  
 DECREE RECOGNIZES 1" AC (\$342-220 IC)  
 AC AND Q Limits APPLY - OVERLAP OF Pts - @ 0.02 THIS PT IS  
 1000 FOR 10 AC w/ 17° AC POLL.

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_

IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report 23-98

WATER RIGHT NUMBER: 23-98

|                   |                         |
|-------------------|-------------------------|
| <u>Owner Type</u> | <u>Name and Address</u> |
| Current Owner     | WEEKS BROTHERS          |
|                   | , ZZ                    |

Priority Date: 01/22/1916

Basis: Decreed

Status: Active

Source

RAINEY CREEK

Tributary

SOUTH FORK SNAKE RIVER

|                       |                         |                       |                      |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| DOMESTIC              | / to /                  |                       |                      |
| IRRIGATION            | / to /                  | 2.700 CFS             |                      |
|                       | <u>Total Diversion:</u> | 2.700 CFS             |                      |

Location of Point(s) of Diversion

RAINEY CREEK

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 |        |
| 01N | 43E | 1   |    |    |    |    |    |    |    |    |    |    |    |    | X  | X  | X  | X  |        |

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:

1. General      P/D NOT GIVEN IN DECREE.  
                      P/U INCOMPLETE.  
                      RIGHT CANNOT BE TRANSFERRED. SEE DECREE.

Comments:Dates and Other Information:

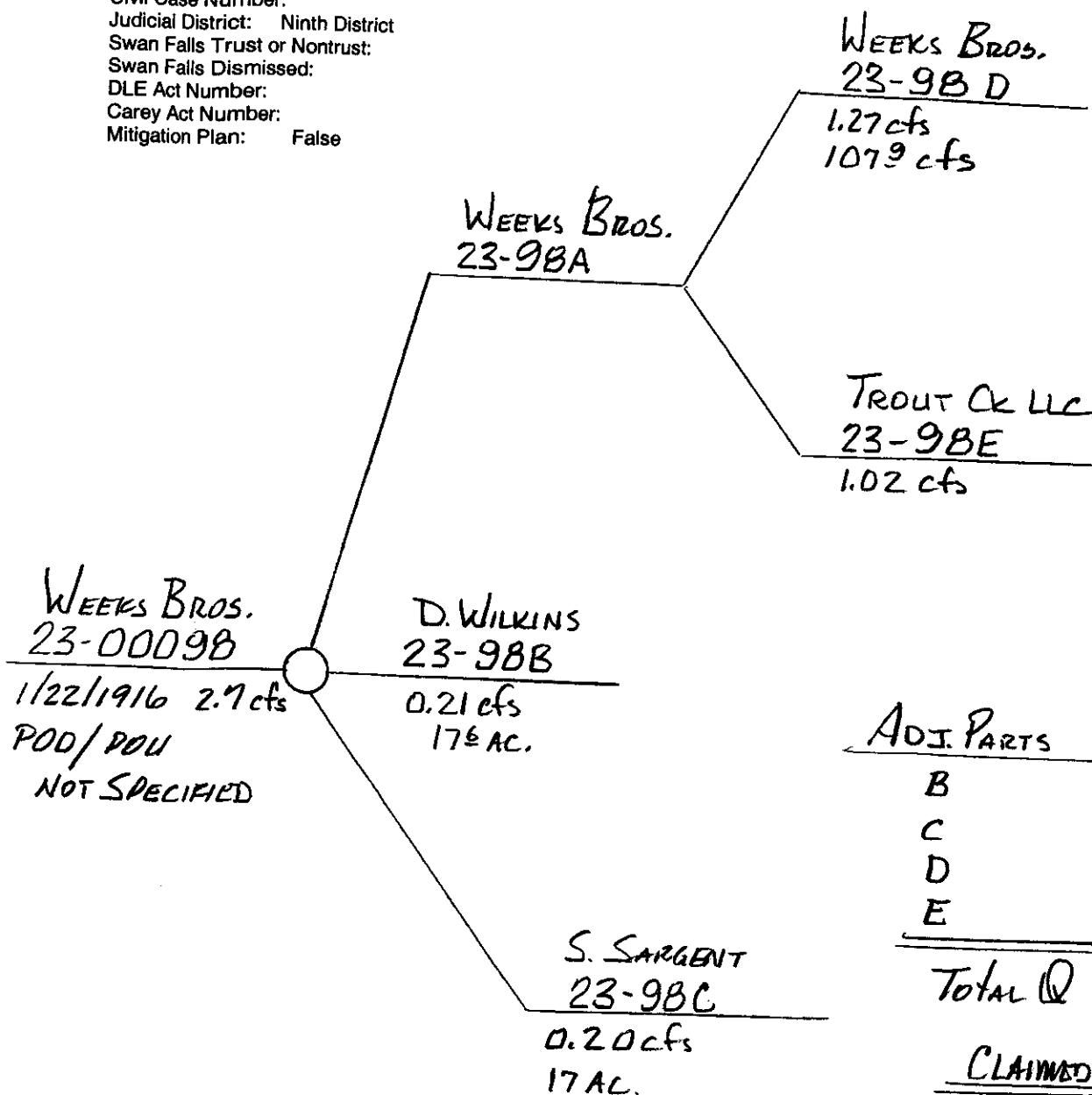
06/24/2003

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 23-98

Dates and Other Information:

Licensed Date:  
 Decreed Date: 1/16/1951  
 Water Supply Bank Enrollment Accepted:  
 Water Supply Bank Enrollment Removed:  
 Enlargement Use Priority Date:  
 Enlargement Statute Priority Date:  
 State or Federal:  
 Owner Name Connector:  
 Water District Number: 01  
 Generic Max Rate Per Acre:  
 Generic Max Volume Per Acre:  
 Decree Defendant: Lynn Crandall  
 Decree Plaintiff: Hal Rasmussen, et al  
 Civil Case Number:  
 Judicial District: Ninth District  
 Swan Falls Trust or Nontrust:  
 Swan Falls Dismissed:  
 DLE Act Number:  
 Carey Act Number:  
 Mitigation Plan: False



| ADJ. PARTS      | cfs CLAIMED |
|-----------------|-------------|
| B               | 0.21        |
| C               | 0.20        |
| D               | 1.27        |
| E               | 1.02        |
| <hr/>           |             |
| Total @         | 2.70 cfs    |
| <hr/>           |             |
| CLAIMED IN-FULL |             |

AC OVER CLAIMED  
 Q AND AC LIMITS

rights shall immediately lapse and become void and of no effect.

### III.

It is further considered, adjudged and decreed by the Court that the plaintiffs are entitled to a summary decree and adjudication of the waters of Snake River and its tributaries with date of priority of January 22, 1916.

| <u>Plaintiffs</u>                      | <u>Amount of Miners Inches</u> | <u>Amount of Second Feet</u> |
|----------------------------------------|--------------------------------|------------------------------|
| The Palisade Irrigation Company        | 4890                           | 97.8                         |
| J. L. Higham                           | 120                            | 2.4                          |
| Richard A. Beam                        | 360                            | 7.2                          |
| Ivan Weeks                             | 160                            | 3.2                          |
| Thomas M. Weeks                        | 200                            | 4.                           |
| John B. Miller                         | 240                            | 4.8                          |
| Shurtleff Bros.                        | 880                            | 17.6                         |
| Elizabeth Beam                         | 150                            | 3.                           |
| David H. Peterson and Jess L. Peterson | 100                            | 2.00                         |
| Henry Goettsche                        | 312                            | 6.24                         |
| Weeks Bros.                            | 135                            | 2.7                          |
| Luther Smith                           | 160                            | 3.2                          |
| M. E. Toliver                          | 800                            | 16.                          |
| Harry Bitton                           | 160                            | 3.2                          |
| Francis Stoltenberg                    | 210                            | 4.2                          |
| Joe Kruse                              | 120                            | 2.4                          |
| Henry McCabe                           | 150                            | 3.                           |

### IV.

Further ordered, adjudged and decreed that the plaintiffs have the right to divert and use said quantity of water with the said priority date subject, however, to the terms of the said decree of December 16th, 1910, and said decree of June 25th, 1929, for use for irrigation and domestic purposes upon the following described lands, to-wit:

23-0098 It is further Ordered, Adjudged and Decreed that the plaintiff, Weeks, Bros., a partnership, has the right to divert from Lower Rainey Creek and use said quantity of water with the said priority date for irrigating and domestic purposes upon the following described lands, to-wit:

Southeast Quarter (SE $\frac{1}{4}$ ), Section One (1), Township One (1) North, Range Forty-three (43), East of the Boise Meridian.

23-0099 It is further Ordered, Adjudged and Decreed that the plaintiff, Luther Smith, has the right to divert from Lower Rainey Creek and use said quantity of water with the said priority date for irrigating and domestic purposes upon the following described lands, to-wit:

North Half of the Northwest Quarter (N $\frac{1}{2}$ NW $\frac{1}{4}$ ), less Tract one (1), Section One (1), Township One (1); Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$ ), less one (1) acre, Section Thirty-five (35), Township Two (2); South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$ ), Section Thirty-six (36), Township Two (2), Range Forty-three (43), East of the Boise Meridian.

DE LOG 8/20/97 GT

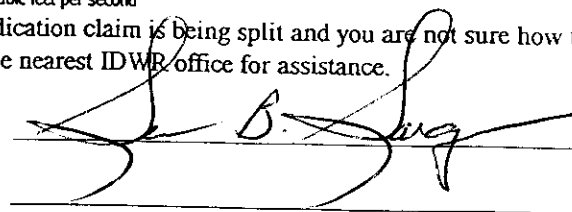
STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES  
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

AUG 20 1997

Department of Water Resources  
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

1. Water Right Number(s) A  
Adjudication Claim Number(s) A23-00048A A23-00098A
2. The following **REQUIRED** information must be submitted with this form.
  - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
  - AND
  - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
  - OR
  - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) ~~Jessie~~ Sargent Renell WEEKS
4. ✓ New Owner/Claimant(s) Susan Sargent  
 Name connector (Check one): [ ] AND, [ ] OR, [ ] AND/OR  
 ✓ New Mailing Address Box 24  
 ✓ City, State and ZIP Code Swan Valley, Idaho 83449  
 ✓ New Telephone Number (208) 483-3051
5. ✓ Date you acquired the property 6/5/97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.  
 Number of acres actually irrigated \_\_\_\_\_ Number and type of stock \_\_\_\_\_  
 Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
cubic feet per second  
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. X Signature of New Owner/Claimant(s)  Date 8/20/97  
 \_\_\_\_\_ Date \_\_\_\_\_
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)  
 For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type  
(see instructions on back of page)

DATE OF CLOSING: 6/5/97

LEGAL DESCRIPTION OF PROPERTY: Township 1 N Range 43 EBM Section 1/4 of 1/4 of 1/4 Govt. Lot 1/4, BM. Lot 1/4, Block 1/4, Subdivision/Townsite 1/4.

If you have additional legal descriptions, please attach separate sheet.

See Exhibit "A" attached

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

- ☐ Water Right Number(s)

Assigned by IDWR:

A23-00048A

10/98A - 48c - 48c

- ☐ Name and Address of Former Owner/Claimant(s)(Seller):

Weeks Brothers

- ☐ New Owner/Claimant (Purchaser):

Susan Sargent

- ☐ New Mailing Address:

- ☐ New Telephone Number:

( ) \_\_\_\_\_

- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? X yes no  
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

See legal description attached (17.07 acres)

- ☐ Attach proof of ownership, describe proof attached:

Corporation Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s)

Susan Sargent by Lola Sargent Date 6-5-97

- ☐ Signature of Former Owner/Claimant(s):

Devell Weeks Pres. Date 6-5-97

(Signature of former claimant(s) is not required if proof of ownership is attached.)

## FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: \_\_\_\_\_ By: \_\_\_\_\_

Further Action Needed:

Further Action Taken

Date: \_\_\_\_\_ By: \_\_\_\_\_

Final Review and Data-Entry

Date: \_\_\_\_\_ By: \_\_\_\_\_

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources  
Copies to Former Owner and New Owner

DELOG  
SB 6-10-97  
DC 7/24/97

(.24 cfs) 2.96 cfs

211.4

2.49 cfs

RECEIVED  
JUN 10 1997

Department of Water Resources  
Eastern Region

943952

# CORPORATION WARRANTY DEED

**RENELL WEEKS FARMS, INC.**, a Corporation under the laws of the State of Idaho having been duly authorized by its Board of Directors, as **GRANTOR**,

for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto **SUSAN SARGENT, an unmarried person**, as **GRANTEE**, whose address is P. O. Box 34, Swan Valley, Idaho, and Grantee's successors and assigns, all of the following described real property, to-wit:

## TRACT I:

Beginning at the South Quarter Corner of Section 1, Township 1 North, Range 43 East of the Boise Meridian, Bonneville County, Idaho, thence South 89°56'07" East 1107.66 feet to the true point of beginning; running thence South 89°56'07" East 550.00 feet, thence North 02°48'37" East 955.67 feet, thence North 04°20'13" East 398.17 feet, thence North 89°56'07" West 550.00 feet, thence South 04°20'13" West 398.17 feet; thence South 02°48'37" West 955.68 feet to the true point of beginning.

SW 36 / SE 36

## TRACT II:

A 60 foot wide Access Easement being described as follows: *see map*

Beginning at a point that is South 89°56'07" East 50.00 feet along the Section line from the South Quarter Corner of Section 1, Township 1 North, Range 43 East of the Boise Meridian, Bonneville County, Idaho; said point being on the East right of way line of Stoltenberg Lane; running thence South 89°56'07" East along the Section line 1057.66 feet, thence North 02°48'37" West 60.07 feet, thence North 89°56'07" West 1060.60 feet, thence South 60.00 feet to the point of beginning.

**SUBJECT TO** the 1997 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for itself, and its successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: June 5, 1997

**RENELL WEEKS FARMS, INC.**

Corporation Name

by: Renell Weeks Price  
President

STATE OF IDAHO )

) ss

COUNTY OF Bonneville )

On June 5, 1997 before me, the undersigned, personally appeared

Renell Weeks  
known or identified to me to be President of the  
corporation that executed the within instrument, and acknowledged to me that such  
corporation executed the same

Notary Public for the State of Idaho

Commission Expiration Date: 1/28/2003

NOTARY PUBLIC  
LENORE J. KATRI  
STATE OF IDAHO

Residing at Idaho Falls, Idaho  
My Commission Expires Jan 28 2003

97 JUN 5 PM 4 46  
BONNEVILLE COUNTY  
RECORDER

943952

|                                                           |          |
|-----------------------------------------------------------|----------|
| INSTRUMENT NO.                                            | 943952   |
| DATE                                                      | 6-5-97   |
| INST. CODE                                                | 235      |
| FICHE NO.                                                 | 12331-63 |
| FEE                                                       | 300      |
| STATE OF IDAHO )                                          |          |
| COUNTY OF BONNEVILLE )                                    | ss       |
| I hereby certify that the within instrument was recorded. |          |
| Ronald Langmore,                                          |          |
| County Recorder                                           |          |
| By <u>[Signature]</u>                                     | Deputy   |
| Request of                                                |          |

**Bonneville Land & Title Co.**

EXHIBIT "A"

TRACT I:

Beginning at the South Quarter Corner of Section 1, Township 1 North, Range 43 East of the Boise Meridian, Bonneville County, Idaho, thence South  $89^{\circ}56'07''$  East 1107.66 feet to the true point of beginning; running thence South  $89^{\circ}56'07''$  East 550.00 feet, thence North  $02^{\circ}48'37''$  East 955.67 feet, thence North  $04^{\circ}20'13''$  East 398.17 feet, thence North  $89^{\circ}56'07''$  West 550.00 feet, thence South  $04^{\circ}20'13''$  West 398.17 feet; thence South  $02^{\circ}48'37''$  West 955.68 feet to the true point of beginning.

17.

TRACT II:

A 60 foot wide Access Easement being described as follows:

Beginning at a point that is South  $89^{\circ}56'07''$  East 50.00 feet along the Section line from the South Quarter Corner of Section 1, Township 1 North, Range 43 East of the Boise Meridian, Bonneville County, Idaho; said point being on the East right of way line of Stoltenberg Lane; running thence South  $89^{\circ}56'07''$  East along the Section line 1057.66 feet, thence North  $02^{\circ}48'37''$  West 60.07 feet, thence North  $89^{\circ}56'07''$  West 1060.60 feet, thence South 60.00 feet to the point of beginning.

1.46 AC

Log for claim 23-00098C

Spatial Dynamics CAT

4/9/01

| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT       |
|----------------|-----|------|------------------|----------------|---------------|
| 01n43e         | 1   | SWSE | 8                | 39             | Indiscernible |
| 01n43e         | 1   | SESE | 8                | 40             | Indiscernible |
| <b>Totals:</b> |     |      | 16               | 79             |               |



# State of Idaho

## Department of Water Resources

Eastern Region



**Water Right(s):**  
**23-00048C,**  
**23-00098C**

**Place of Use: (parts of)**  
**T1N, R43E Sec. 1 SE**

**Point(s) of Diversion:**  
**T1N, R44E Sec. 7 SWNENE**



### LEGEND



Point of Diversion



Place of Use



Section



Quarter-Quarter

500 0 500 1000 1500 2000 2500 3000 3500 4000 4500 5000 5500 6000 6500 7000 7500 Feet

Water Right Claim Number 23-00098C  
Townships , 1N44E, 1N43E

04/09/2001

