



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

October 4, 2006

Charles Weaver
802 W. Riverton Rd
Blackfoot, ID 83221

Re. SRBA Subcase No 27-12069

Dear Mr. Weaver:

I am the Deputy Attorney General assigned to represent the Idaho Department of Water Resources (IDWR) in the Snake River Basin Adjudication in Basin 27. I have enclosed for your review a proposed stipulation that would resolve your objection to the quantity element of the above listed water right. If it meets with your satisfaction, please sign and initial where indicated and send it back to me in the enclosed envelope.

The objections relating to the lack of volume filed by the United States Bureau of Indian Affairs and the Shoshone-Bannock Tribes would not be resolved by this stipulation. However, a settlement meeting on the volume issue is set for October 11, 2006 at Fort Hall. You should have received notice of this meeting from the SRBA District Court. It is important for you to attend this meeting. If you need further information about this settlement meeting, please contact Jeanette Wolfley, attorney for the Shoshone-Bannock Tribes at (208) 232-1922.

You will receive notice from the SRBA Court of a status conference on November 29, 2006 at 2:30; it is important that you attend this status conference.

If you have any questions concerning this matter, please call me at (208) 287-4810.

Very Truly Yours,


Candice M. McHugh
Deputy Attorney General, IDWR

Enclosure

cc: Ernie Carlsen
Jeanette Wolfley, Tribes
Peter Monson, BIA

OBJECTORS:

Peter C. Monson, USDOJ Date
Attorney for BIA

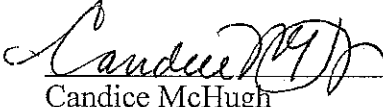
Jeanette Wolfley Date
Attorney for Shoshone-Bannock Tribes

RESPONDENT:

David J. Barber Date
Attorney for State of Idaho

IDWR Concurrence:

Ernest Carlsen Date
IDWR Adjudication Supervisor

 10/4/09

Candice McHugh Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-12069

NAME AND ADDRESS:

CHARLES BRENI WEAVER
802 W RIVERTON RD
BLACKFOOT ID 83221

SOURCE: Source: Tributary:
BLACKFOOT RIVER SNAKE RIVER

QUANTITY: 0.353 CFS ~~0.300 CFS~~

PRIORITY DATE: 04/01/1883

Sm^e

POINT OF DIVERSION:

T03S R35E S18 Lot 6 SWNE
Within BINGHAM County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
	IRRIGATION	04/01 10/31	<u>0.353 CFS</u> ~~0.300 CFS~~

PLACE OF USE: IRRIGATION within BINGHAM County
T03S R34E S23 Lot 3 SWNW 28.0
T03S R34E S23 Lot 17 SWNW 5.3

33.3 ACRES TOTAL

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: BASIS OF CLAIM - Decreed

WATER IS DELIVERED THROUGH RIVERTON DITCH.
Use of this right is combined with water from Blackfoot Irrigation Company.
This right is a split from former right 27-25.

CERTIFICATE OF MAILING

I certify that on _____, 2006, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

STATE OF IDAHO
Represented by:
DAVID J BARBER
PO BOX 44449
BOISE, ID 83711-4449

SHOSHONE-BANNOCK TRIBES
Represented by:
JEANETTE WOLFLEY
SPECIAL COUNSEL
SHOSHONE-BANNOCK TRIBE
202 N ARTHUR
POCATELLO, ID 83202

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATURAL RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

CHARLES BRENT WEAVER
802 W RIVERTON RD
BLACKFOOT, ID 83221

Signature of person or attorney mailing the form