

02/04/2004

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

RIGHT NUMBER: 23-11265
NAME AND ADDRESS: JO ANN WEEKS
45785 COUNTY RD #16
COPE ID 80812
SOURCE: PALISADES CREEK TRIBUTARY: SOUTH FORK SNAKE RIVER
QUANTITY: 2.660 CFS
PRIORITY DATE: 08/15/1893
POINT OF DIVERSION:
T01N R44E S26 SWSWSE 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	2.660 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R44E S09	NWNW	10.4	T01N R44E S09	SWNW	39.3
T01N R44E S09	SENW	26.8	T01N R44E S09	NWSW	39.3

115.8 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: Decreed

USE OF THIS RIGHT IS COMBINED WITH WATER FROM THE PALISADES IRRIGATION CO. SHARES.

WATER IS DELIVERED THROUGH THE PALISADES IRRIGATION CO. CANAL SYSTEM.



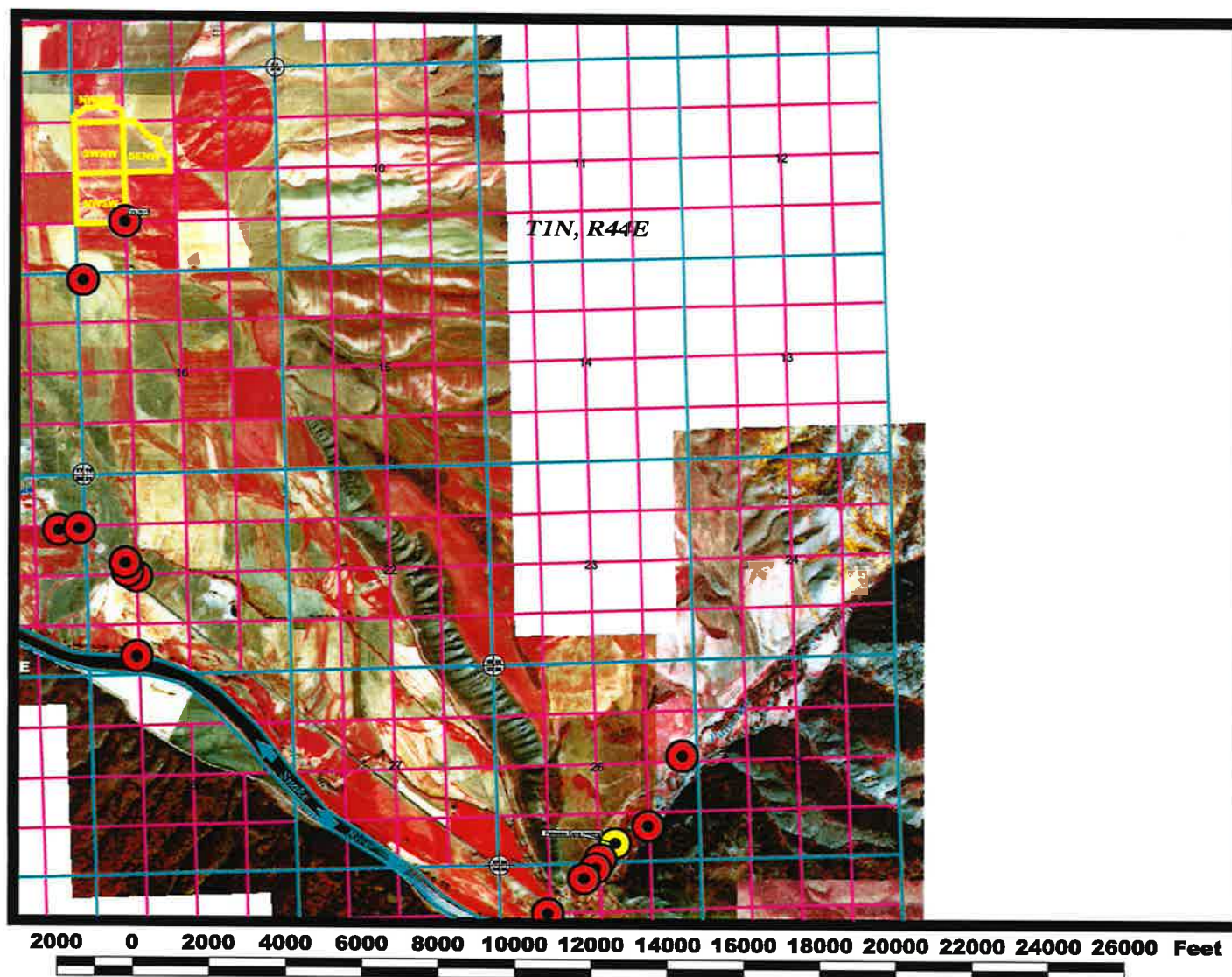
JUL 21 2004

SCANNED

State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

23-11265

Place of Use: (parts of)

T1N, R44E Sec. 9

W2NW, SENW, NWSW

Point(s) of Diversion:

T1N, R44E

Sec. 26 SWSWSE

**Note: Delivery through The
Palisades Irrigation Co. canal**

LEGEND



Point of Diversion

SESE

Place of Use



Section



Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: February 2004

02/04/2004

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-11265

JO ANN WEEKS

45785 COUNTY RD #16

COPE ID 80812

Telephone Number: (970) 357-4399

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 3-4-04

SIGNATURE:

Steve Weeks P.O.A. Jo Ann Weeks

Please print your name: STEVE WEEKS

IDWR Regional Office,

RECEIVED

APR 30 2004

Department of Water Resources
Eastern Region

SCANNED

JUL 21 2004

Contacts Data Entry Form

23-11265

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	JO ANN WEEKS					
Name connector: and _____, or _____, and/or _____	STORY WEEKS (SON) REPRESENTATIVE by POA.					
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:

THIS CLAIM IS A SPLIT PORTION OF 23-11. DECEASED
UNDER REIDBURG TRAIL VS TETON TRAIL, 1910 AG,
AT-LEAST, PART OF #115, BAHOR & DIXON DITCH CO.

THIS WATER IS DELIVERED THROUGH THE KAUSADUS TRAIL
CANAL THEN TO THE OLD BAHOR & DIXON DITCH NOW,
TO VARIOUS USERS SEE SPLIT HISTORY

Reviewer: _____

Date: _____

Water Right Split History Analysis

(C. FLEMING) % TO 11/03/03
 R. BAU ANNUITY TRUST #1
 23-00011A claim

1.80 cfs B/15/1893

CLAIMED

POU: E²NW, SWNE, E²SW, SWSW, NWSE ≈ 239° AC

* DELIVERY THROUGH PALISADES IRRIG CANAL

Baker Dixon Ditch Co.
 23-00011

23.0 cfs B/15/1893
 PALISADES CK

POD: NOT SPECIFIED

claim
 23-11265 50 ANN WEEKS

2.66 ~~4.63~~ cfs B/15/1893

→ SEC. 9 TIN RMB

POU: S²NW, NWNW, NWSW ≈ 115° AC

* DELIVERY THROUGH PALISADES IRRIG CANAL

23-00011B JESS WEEKS & SONS

NO SRBA CLAIM

SPLIT OFF BY TX # 2559

2.45 cfs ON 105 AC = 0.0233 cfs/AC
 Δ'S POD AND SOURCE TO SNAKE RIVER

Thomas Weiss
 23-

0.48 cfs SNAKE RIV
 B/15/1893

POU: TIN RMB

SEC. 21

SESW (L2) 16°

SWSE (L1) 45°

205°

POD: SNAKE RIVER

SEC. 21

SESW (L3)

UNCLAIMED

SPLIT
 BY %

Place of Use

IRRIGATION Within BOONEVILLE County

T01N R44E S09	NWNW	T01N R44E S09	SWNW
T01N R44E S09	SESW	T01N R44E S09	NWSW
T01N R44E S10	NENE	T01N R44E S10	NWNE
T01N R44E S10	SWNE	T01N R44E S10	NESE
T01N R44E S20	SWNE	T01N R44E S20	SENE
T01N R44E S20 Lot 3	SESW	T01N R44E S20 Lot 4	NWSE
T01N R44E S21	SWNE	T01N R44E S21	SENE
T01N R44E S21	NESW	T01N R44E S21	SESW
T01N R44E S21	NESE	T01N R44E S21	NWSE
T01N R44E S21 Lot 3	SWSW	T01N R44E S21 Lot 2	SESW
T01N R44E S21	NESE	T01N R44E S21 Lot 1	SWSE
T01N R44E S22	SWNW	T01N R44E S22	NESE
T01N R44E S22	NWSW		

2500%

DELIVERY THROUGH THE
 PALISADES IRRIG. CANAL

UNCLAIMED

Reviewer: _____

Date: _____

$$2500' \times 40' / 40' = 1000 \text{ AC}$$

$$\frac{23.0 \text{ cfs}}{1000 \text{ AC}} = 0.0233 \text{ cfs/AC}$$

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 8/15/1893 Claimed Basis: Discovered

Recommended Priority Date: 8/15/1893 Recommended Basis DISCREP

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

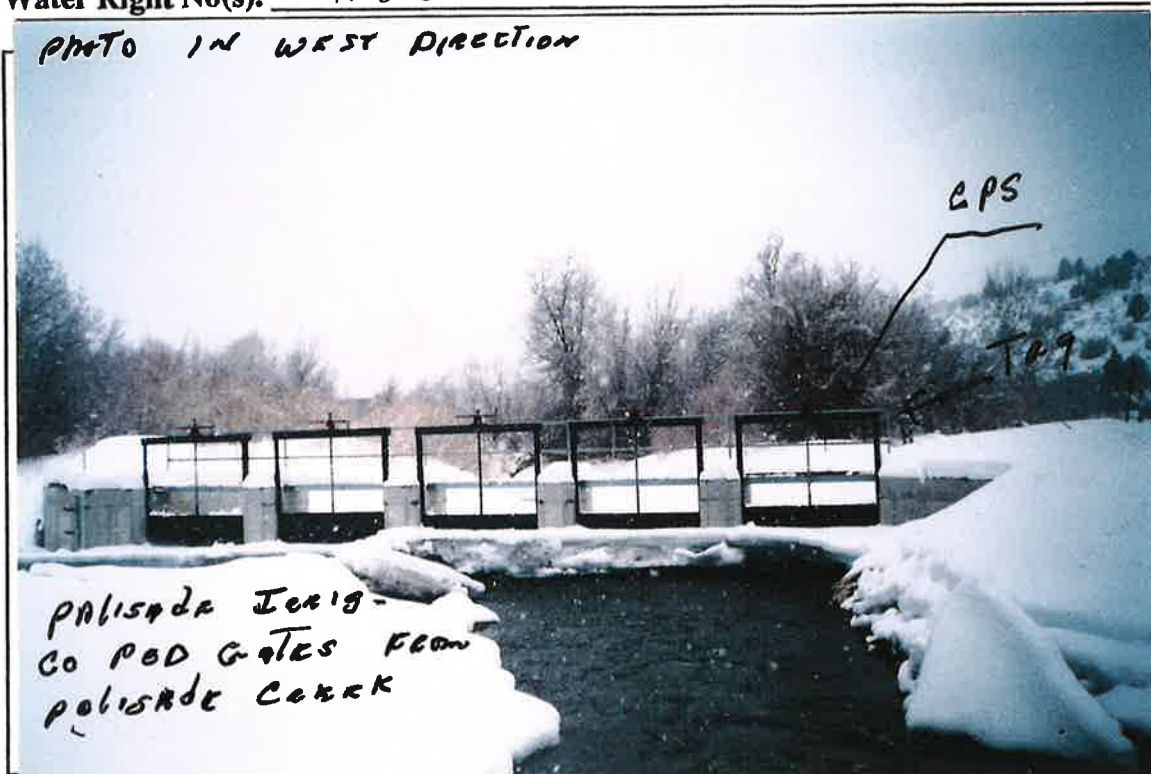
MATCHES DESCRIBE

Reviewer: _____

Date: _____

Water Right No(s). A 2300104

PHOTO IN WEST DIRECTION



GPS DATA:

Tag # 40009534 Location: ON END OF #1 GATE

Diversion Data:

Source: Palisade Creek Trib to: Sovate River

MOTOR

Make: N.A. Model: _____ Hp: _____
SN: _____

PUMP

Make: NA Model: _____ Disch: _____
SN: _____

NOTES:

GPS + TAG ARE ON #1 GATE AS
PHOTO SHOWS. NORTH CREEK

Field Exam Date: 28 JAN 2004 Agent: Nick Olson

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. 26, SW, SW, SE, County: BONNSource: PAISADO'S CK Tributary: SNAKE RIVER, SO FK

Recommended Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary: _____

☒ Use Claimed POD and Source as Recommended POD and Source

Twps	Rgs	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? GPS TAG # A0φφ9534 ON HANDMADE FRAME

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

SAME POD AS THE PAISADO'S TRAIL CANAL HEADING.

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
T1N	44S	9	NW	SW	BONN		39.3	
			S	NW			66.1	
			NW	NW			10.4	

Total Acres 115.8 BY GIS

Document how the POU was verified:

POU ADDRESSED BY 23-11 AS RECORDED IN NR DATA BASE.

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
_____	_____	_____	4.63	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Travis	4/15	10/31	2.66	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

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

Q TO BE DETERMINED BY DOCUMENTATION SUBMITTED BY CLAIMANT

Q BASED ON BEST CASE AC OF ORIGINAL POLL AS:

$$25000 \text{ @ } 40 \text{ AC} = 1000 \text{ AC}$$

$$23^{\circ} \text{ cfs} + 1000 \text{ AC} = 0.02333... \text{ cfs/AC} \times 115^{\circ} \text{ AC} = 2.663 \text{ cfs DWR RATE}$$

Reviewer: _____

Date: _____

DELIVERY BY PALISADES CANAL SYSTEM
CANAL SHARPS

WARRANTY DEED

THIS INDENTURE, Made this 14th day of November
 in the year of our Lord One Thousand Nine Hundred and Thirty-two, by and between
Charles S. Dixon, a single man
 of the County of Bonneville, State of Idaho
 the part Y of the first part, and
Samuel J. Weeks
 of the County of Bonneville, State of Idaho
 the part X of the second part.

WITNESSETH, That the said part Y of the first part, for and in consideration of the sum of
Twelve Thousand DOLLARS
 lawful money of the United States of America, to him in hand paid by the part Y of the sec-
 ond part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by
 these presents does grant, bargain, sell, convey and confirm unto the said part X of the second
 part Y and to his heirs and assigns forever all the following described real estate, situated
 in Bonneville County, State of Idaho, to-wit: West Half of the Northwest Quarter, the Southeast Quarter of the
Northwest Quarter and the Northwest Quarter of the Southwest
Quarter of Section Nine, in Township One North of Range Forty-four
East of Boise Meridian in Idaho, containing 160 acres.
Together with all ditch and water rights thereunto belonging,
particularly 200 shares of the Capital Stock of the Palisade
Irrigation Company, Inc.



TOGETHER, With all and singular, the tenements, hereditaments and appurtenances thereunto
 belonging or in any wise appertaining, and the reversion or reversions, remainder and remainders,
 rents, issues and profits thereof, and all estate, right, title and interest in and to the said property as
 well in law as in equity, of the said part Y of the first part.

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, to-
 gether with the appurtenances, unto the part Y of the second part, and to his heirs and assigns
 forever. And the said part Y of the first part, and his heirs, the said premises in the quiet
 and peaceable possession of the said part Y of the second part, and his heirs and assigns
 against the said part X of the first part and his heirs and against all and every person and
 persons, whomsoever, lawfully claiming or to claim the same, shall and will WARRANT and by these
 presents forever DEFEND.

IN WITNESS WHEREOF, The said part Y of the first part has hereunto set his hand
 and seal the day and year first above written.

Signed, Sealed and delivered in the presence of

Robert Edmunds

Charles S. Dixon, (SEAL)

(SEAL)

(SEAL)

(SEAL)

DEED OF GIFT

This indenture made the 14th day of October in the year One Thousand Nine Hundred and Forty-one, between Samuel J. Weeks and Minnie A. Weeks, husband and wife, of the County of Bonneville, State of Idaho, the parties of the first part, and Arvey A. Weeks, their son, of said county and state, the party of the second part, witnesseth:

That the said parties of the first part, for and in consideration of the love and affection which the said parties of the first part have and bear unto the said party of the second part, as also for the better maintenance, support, and livelihood of the said party of the second part, do by these presents give, grant, alien, and confirm unto the said party of the second part and to his heirs and assigns forever, the following described real property situated in Bonneville County, State of Idaho, to wit:

The West half of the Northwest Quarter, the Southeast Quarter of the Northwest Quarter, and the Northwest Quarter of the Southwest Quarter of Section 9, in Township 1 North of Range 44 East of the Boise Meridian, containing 160 acres, according to the official plat of the survey of the said land returned to the General Land Office by the Surveyor General.

Together with all ditch and water rights appurtenant thereto.

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in any wise appertaining, and the reversion or reversions, remainder and remainders, rents, issues, and profits thereof. To have and to hold, all and singular the said premises, tenements, hereditaments, and appurtenances, and the rents, issues and profits thereof, unto the said party of the second part, his heirs and assigns forever.

In Witness Whereof, the first parties have hereunto set their hands and seals the day and year first herein written.

Samuel J. Weeks
Minnie A. Weeks

T1N, R44E

43
9 10

NWNW
10.4

SWNW
39.3

SENW
26.8

NWSW
39.3

23-11265
Jo Ann Weeks
(part of 23-00011)

23-7017





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402 • Phone: (208) 525-7118 • Fax: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
43 Governor
KARL J. DRUEHLER
Director

T2N, R44

T1N, R44

W

4

SESW

SWSE

NENW

NWNE

4 3
9 10

tract #1

23-11265
Part of 23-11

Steno. Webb

2-2-04



EASTERN REGION

State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-2161 • Fax: (208) 525-7177

District 4 EMATHORNT

4 Governor T1N, R44

KARL J. DREIER

District

4.3
0.10

SESW

SWSE

NENW

NWNE

Tract #1

8

9

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 23-11265

Date Received: 2/2/2004

Receipt No:

Received By:

EO29505

2/2/04 ABR

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

1. Name of Claimant(s)

JO ANN WEEKS Phone: (970) 357-4399
45785 COUNRY RD #16
COPE ID USA 80812

2. Date of Priority: 08/15/1893

3. Source: PALISADES CREEK Trib. to: SNAKE RIVER SOUTH FORK

4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County Type
01N 44E 26 SW SW SE BONNEVILLE

5. Description of diverting works:
DIVERSION OFF PALISADES CREEK. SAME POD AS THE PALISADES IRRIGATION CO. CANAL
SYSTEM. PRIVATE RIGHT CARRIED BY THE CANAL.

6. Water is used for the following purposes:
Purpose From To C.F.S. (or) A.F.A
IRRIGATION 04/15 10/31 4.63

7. Total Quantity Appropriated is:
4.63 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:
Township Range Section 1/4 of 1/4 Lot Use Acres
01N 44E 9 NW SW IRRIGATION 39.3
SW NW IRRIGATION 39.3
SE NW IRRIGATION 26.8
NW NW IRRIGATION 10.4
Section Acres 115.8
Total Acres 115.8

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:

14. Remarks:
THIS CLAIM IS A SPLIT PORTION OF THE BAKER & DIXON DITCH CO. RIGHT 23-00011.

15. Basis of Claim: Decreed

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): Steve Weeks P.O.A. Date: 2-2-04

Date: _____

State of Idaho)
County of BONNOVILLE) SS.

Subscribed and sworn (or affirmed) before me this 2nd
of FEBRUARY 2004 ALLAN B RUBERRY

Notary Public

Residing at ADAMS FANS RD
My commission Expires 9/23/09

