01/30/2004

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

RIGHT NUMBER: 23-29

NAME AND ADDRESS: JO ANN WEEKS
45785 COUNRY RD #16
COPE ID 80812

SOURCE: RAINEY CREEK TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 0.600 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.0 CFS. COMBINED RIGHT NOS.: 23-00028 AND 23-00029.

PRIORITY DATE: 06/01/1900

POINT OF DIVERSION:
T02N R44E S34 NWNWSW Within BONNEVILLE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.600 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R44E S09	NWNW	38.0	T01N R44E S09	SWNW	39.0
T01N R44E S09	SENW	40.0	T01N R44E S09	NWSW	39.0

156 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 156.0 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 23-00028, 23-00029, 23-7017.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30.0 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: BASIS OF CLAIM - Decreed

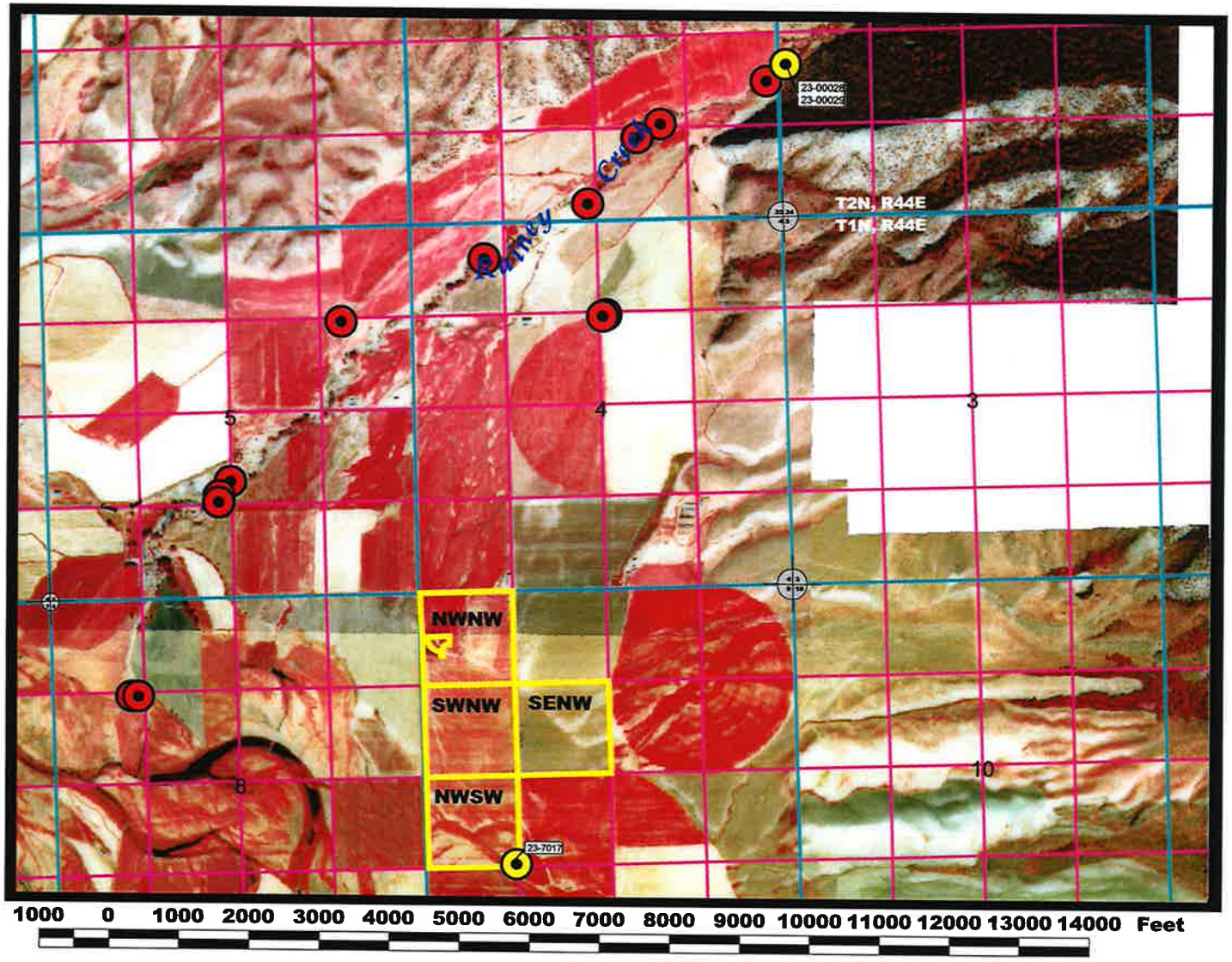
RIGHT NOS. 23-00028 AND 23-00029 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

SCANNED
JUL 0 6 2004

State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

23-00028,
23-00029,
23-07017

Place of Use: (parts of)
T1N, R44E Sec. 9
W2NW, SENW, NWSW

Point(s) of Diversion:
(surface) T2N, R44E
Sec. 34 NWNWSW
(well) T1N, R44E
Sec. 9 SENWSW

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: January 2004

Log for claim 23-00029 **Spatial Dynamics CAT** **2/13/01**

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n44e	9	NWNW	40	40	
01n44e	9	SWNW	40	40	
01n44e	9	SENW	40	40	
01n44e	9	NWSW	40	40	
Totals:			160	160	

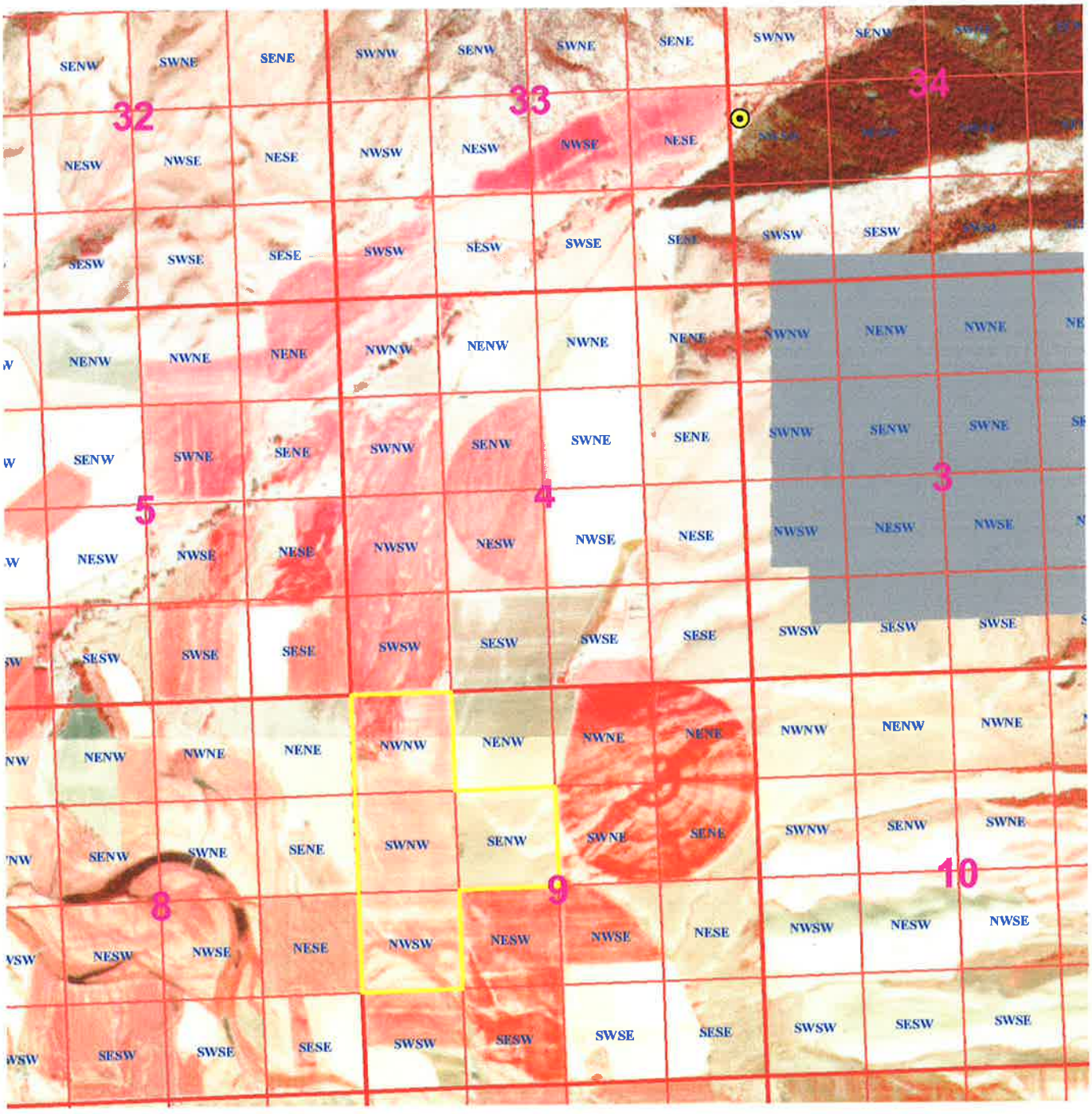
6/23/03 SEE 29-00028 FOR NOTES

SCANNED
JUL 06 2004

Water Right Claim Number 23-00029

02/13/2001

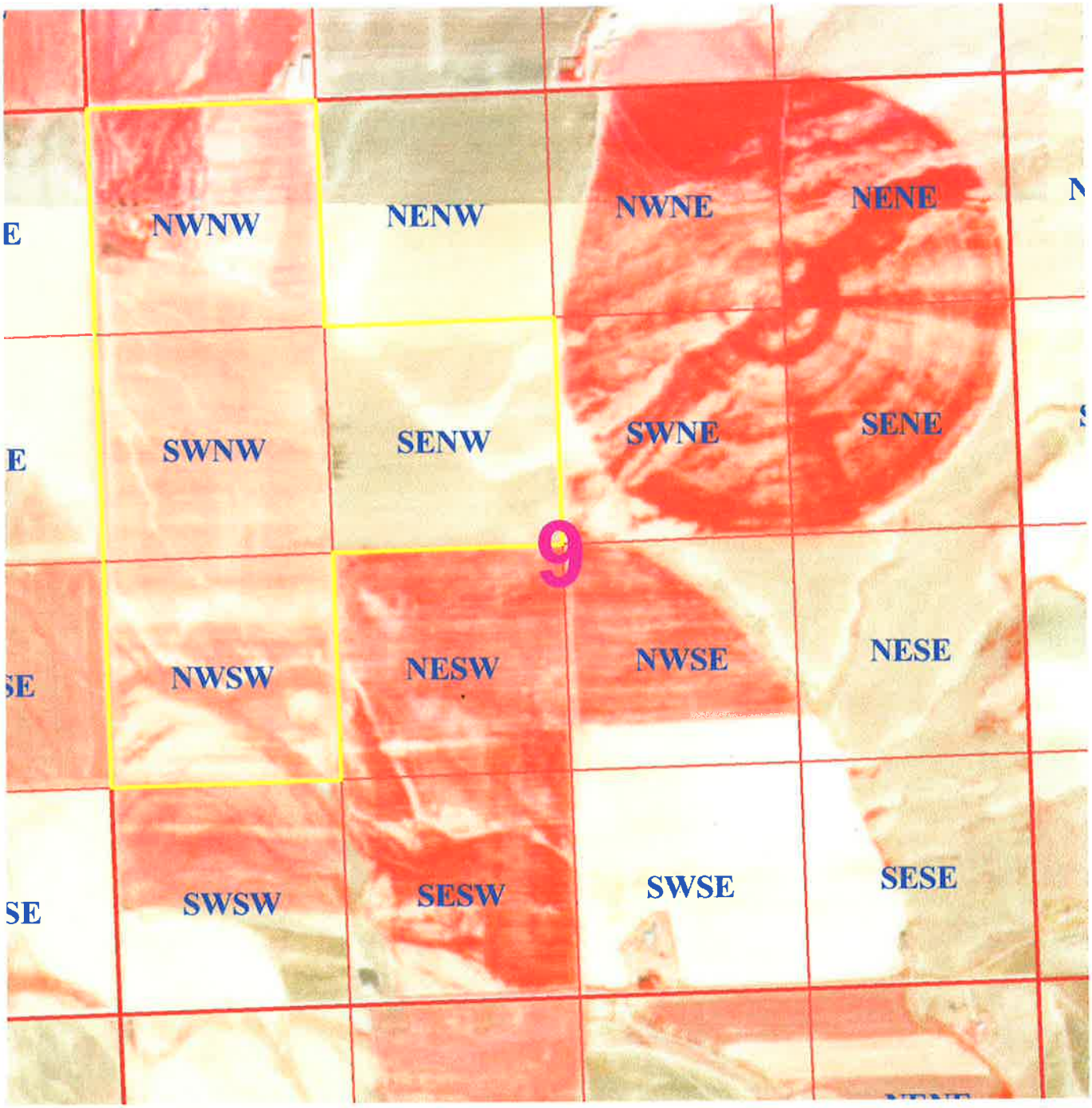
Township , 1N44E



Water Right Claim Number 23-00029

02/13/2001

Township , 1N44E



Legend

- Irrigated Area
- Place of Diversion
- Section Line
- Quarter Section Line
- Roads
- Streams and Canals

N

1000 0 1000 2000 3000 Feet

Spatial Dynamics

01/30/2004

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: 23-29

JO ANN WEEKS
45785 COUNRY 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 POA. Jo Ann Weeks

Please print your name: Steve WEEKS

IDWR Regional Office,

RECEIVED
APR 30 2004
Department of Water Resources
Eastern Region

DELOG AR 1-13-03

12-248/42-1409(6) July, 2000

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

RECEIVED
JAN 12 2001
Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	23-7017				
	23-00028	ORIGINAL DOCS			
	23-00029				

The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE.** See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION.**

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions): PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s): Airey A. Weeks
Box 47
Swan Valley Idaho 83449

4. New Owner/Claimant(s): JoAnn Weeks & Steve Weeks R.O.A.
Name Connector (Check one): [ ] and, [ ] or, [ ] and/or

New Mailing Address: 45785 CR16

City, State and ZIP Code: Cope Colorado 80812

New Telephone Number: (970) 357 4399

5. Date you acquired the property: 7-1-98

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: **A23-00029**
Date Received: 8/16/1989
Receipt No: E009979
Received By: ER

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name: ARVEY WEEKS 208-483-3361
   Address:
   SWAN VALLEY, ID 83449
   OR
   Name: WEEKS BROTHERS 208-483-3361
   Address: C/O STEVE WEEKS
   P.O. BOX 25
   SWAN VALLEY, ID 83449

A2300029

2. Date of Priority: JUN 01, 1900

3. Source: RAINEY CREEK, UPPER Trib. to: SNAKE RIVER, SOUTH

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
02N	44E	34	NW NW SW		BONNEVILLE

5. Description of diverting works:
   HEAD GATE IN STREAM TO DITCHES. REDIVERSION INTO MAINLINE/SPRINK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.600		

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

8. Total consumptive use is 400.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

MICROFILMED
NOV 07 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
01N	44E	9	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NW	SW		IRR	40.0
						Section Acres	160.0
						Total Acres	160.0

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:
23-00028,

14. Remarks:
P/D AND P/U INCOMPLETE IN DECREE.
WEEKS BROTHERS ARE LEASING FARM FROM ARVEY WEEKS WHO IS THE LAND OWNER.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 12/16/1910

REXBURG IRRIGATION CO. ET AL
Decree Plaintiff

vs

TETON IRR. CANAL CO. ET AL.
Decree Defendant

MICROFILMED
NOV 0 7 1992

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am President (Title) of Weeks Brothers (Organization), that I have signed the foregoing document in the space below as President (Title) of Weeks Brothers (Organization) and that the statements contained in the foregoing document are true and correct.

Steve Weeks
Signature of Authorized Agent

President Weeks Brothers
Title and Organization

8-25-89
Date

State of Idaho)
) SS.
County of Bonneville)

Subscribed and sworn (or affirmed) before me this 25 day of August 19 89

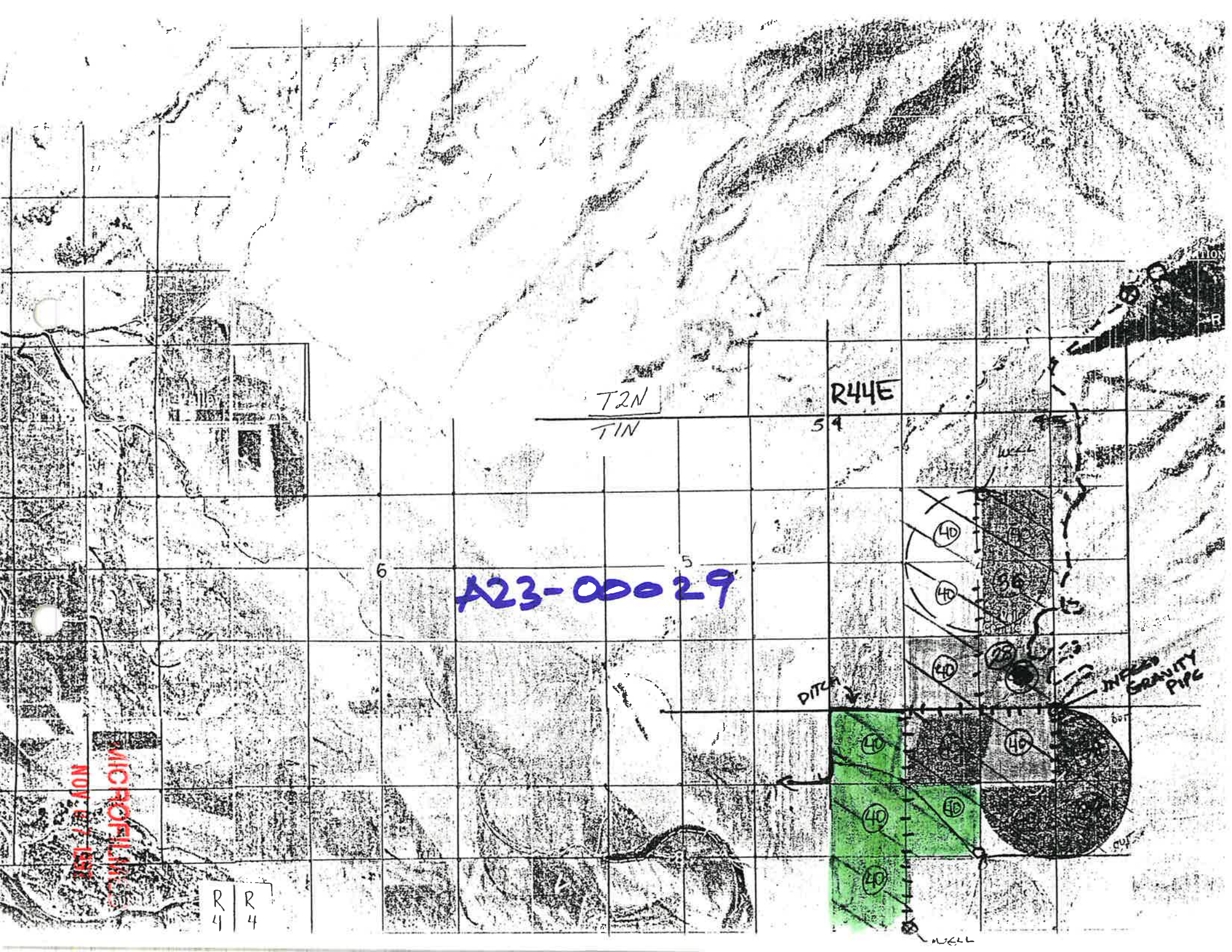
Notary Public
RESIDING AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES 8-22-1994

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
NOV 0 7 1992


T2N
T1N
R4E
5
4
6
5
A23-00029
WELL
40
40
36
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28
40
40
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40
40
INFILTRATION GRAVITY PIPE
DITCH
OUT
WELL
R 4
R 4
MICROFILMED
NOV 07 '23