

12/19/2003

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

RIGHT NUMBER: 23-76
NAME AND ADDRESS: TRAVIS WEEKS FARMS INC
PO BOX 118
SWAN VALLEY ID 83449
SOURCE: RAINEY CREEK TRIBUTARY: SOUTH FORK SNAKE RIVER
QUANTITY: 1.800 CFS
PRIORITY DATE: 06/02/1902
POINT OF DIVERSION:
T02N R44E S34 NWNWSW 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	1.800 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R44E S09	NENE	32.0	T01N R44E S09	SWNE	40.0
T01N R44E S09	SENE	32.0			

104 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

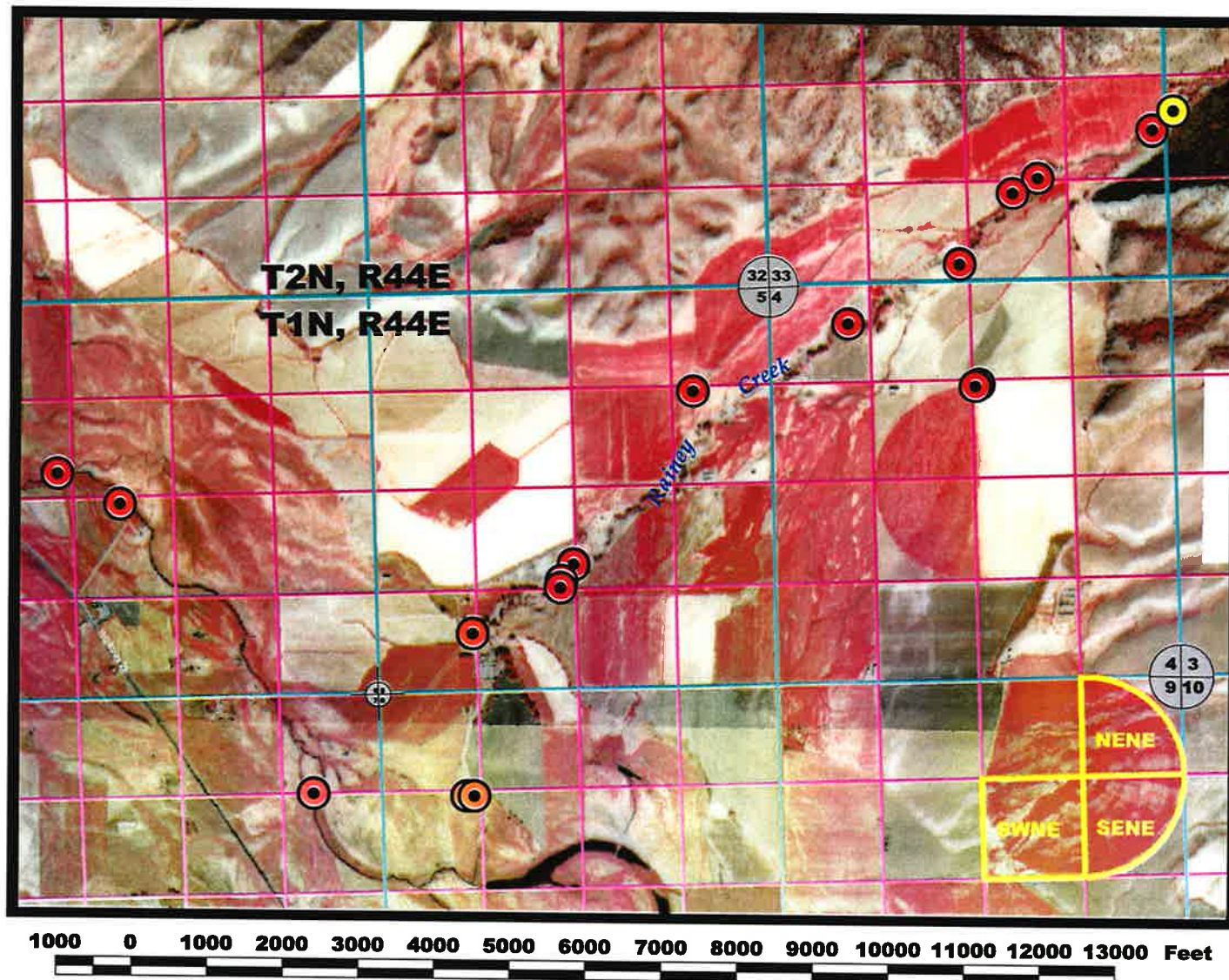


SCANNED
JUL 08 2004

State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
23-00076

Place of Use: (parts of)
T1N, R44E
Sec. 9 E2NE, SWNE

Point(s) of Diversion:
T2N, R44E
Sec. 34 NWNWSW



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: December 2003

RECEIVED

APR 29 2004

12/19/2003

Department of Water Resources
Eastern Region

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: 23-76

TRAVIS WEEKS FARMS INC
PO BOX 118
SWAN VALLEY ID 83449

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: 4-1-2004 SIGNATURE: Travis Weeks
Please print your name: TRAVIS WEEKS

IDWR Regional Office,

SCANNED
JUL 08 2004

Contacts Data Entry Form

Water Right No. 29-76

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	<u>TRAVIS WOODS</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 ROXBURG PRRIG VS TETON PRRIG, 1910,
AS: # 230, TO T.C. BREEDING, JUNE 2, 1902, RAINY CR, ID.

10/09/03 Nick Olson and A. Rucoray met w/ Travis Woods to
DISCUSS CLAIMS: POD's, POOL's, CONVEYANCES/SYSTEMS AND
OTHER RIGHTS

FB: POD's/POOL. System/CONVEYANCES

Reviewer: _____

Date: _____

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 6/02/1902 Claimed Basis: DisputedRecommended Priority Date: 6/02/1902 Recommended Basis: Disputed☐ 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:

Matches Disputed

Reviewer: _____

Date: _____

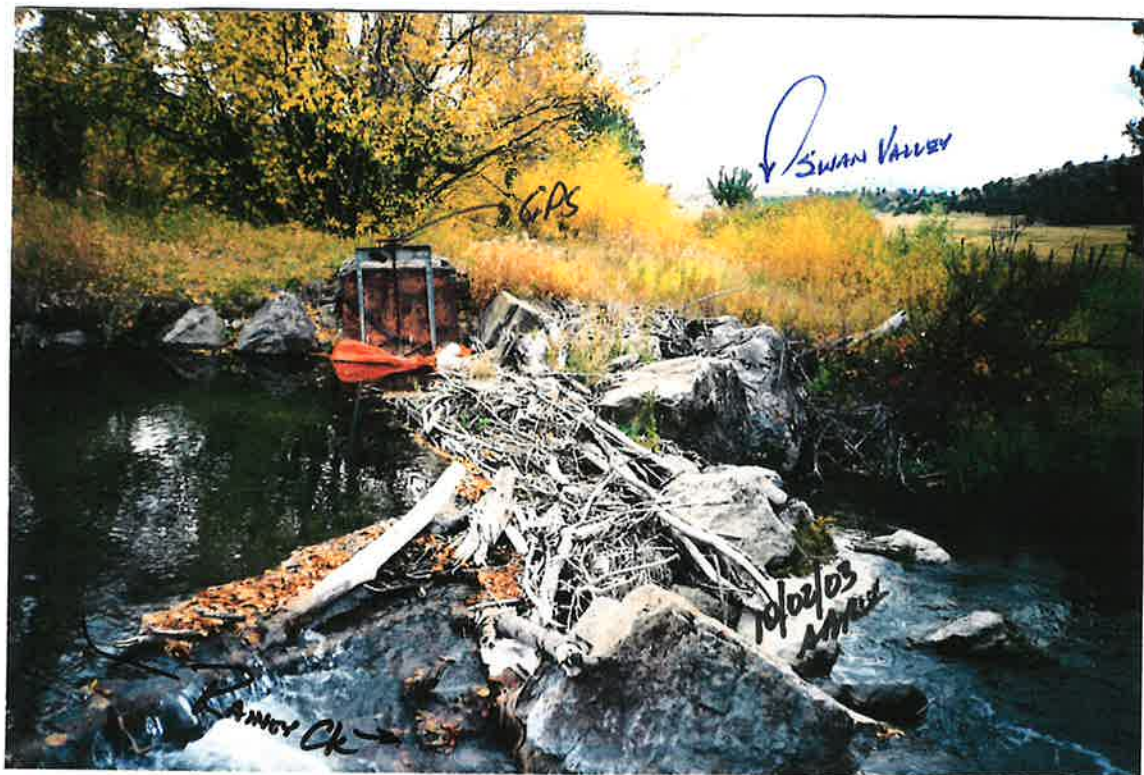


PHOTO SHOWS UPPER MOST POINT OF DIVERSION ORK
RAINY CREEK. THIS POD DIVERTS TO SOUTH SIDE OF
CREEK AND TRAVERSES AROUND THE HILL TO WEST
AND THEN ON TO SOUTH-

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 2N, R 44E, Sec. 34, NW, NW, SW. County: BONNSource: RAINIER CK Tributary: SOPK SNAKE RIVER

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
<u>2N</u>	<u>44E</u>	<u>34</u>		<u>NWNWSW</u>	<u>BONN</u>	<u>RAINIER CK</u>
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						

Other rights from this POD? GPS POD TAG # AOCF

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

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
IN	44E	9			Benn		108	Prng

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
IN	44E	9			Benn		104	Prng

Total Acres 104

Document how the POU was verified:

DEEDS RECORDS USED IN SEC 9. N/2N/2, S/2N/2 AND SEC. 10 N/2N/2. COND
 CLAIMS ONLY SEC 9 - SEC. 10 NO LONGER HAS INTG. (IF IT EVER DID) c/s
 BEST CASE: 400'S X 40 = 160 AC BY DEEDS - 104 AC 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
Pring	4/1	11/1	1.80	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Pring	4/15	10/31	1.80	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate 1.80

Overall Diversion Volume _____

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

SDR to DORT STD AS 4/15 TO 10/31.

APPROXIMATELY NO OTHER RIGHTS APPURTENANT TO THIS POW.

BY DECREE 1.80 cfs $\pm$ 160 AC[±] = 0.01[±] cfs/ac

@ 104 AC w/ 1.80 cfs = 0.0173 $\Rightarrow$ 0.017 cfs/ac $\rightarrow$ OK

Reviewer: _____

Date: _____

Log for claim 23-00076

Spatial Dynamics BTD

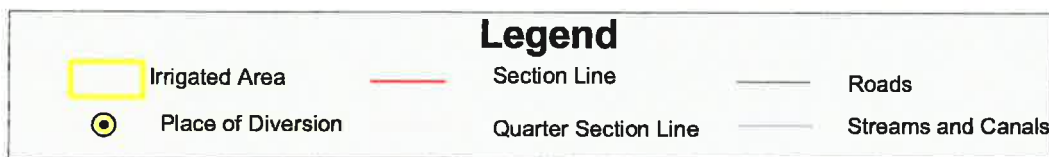
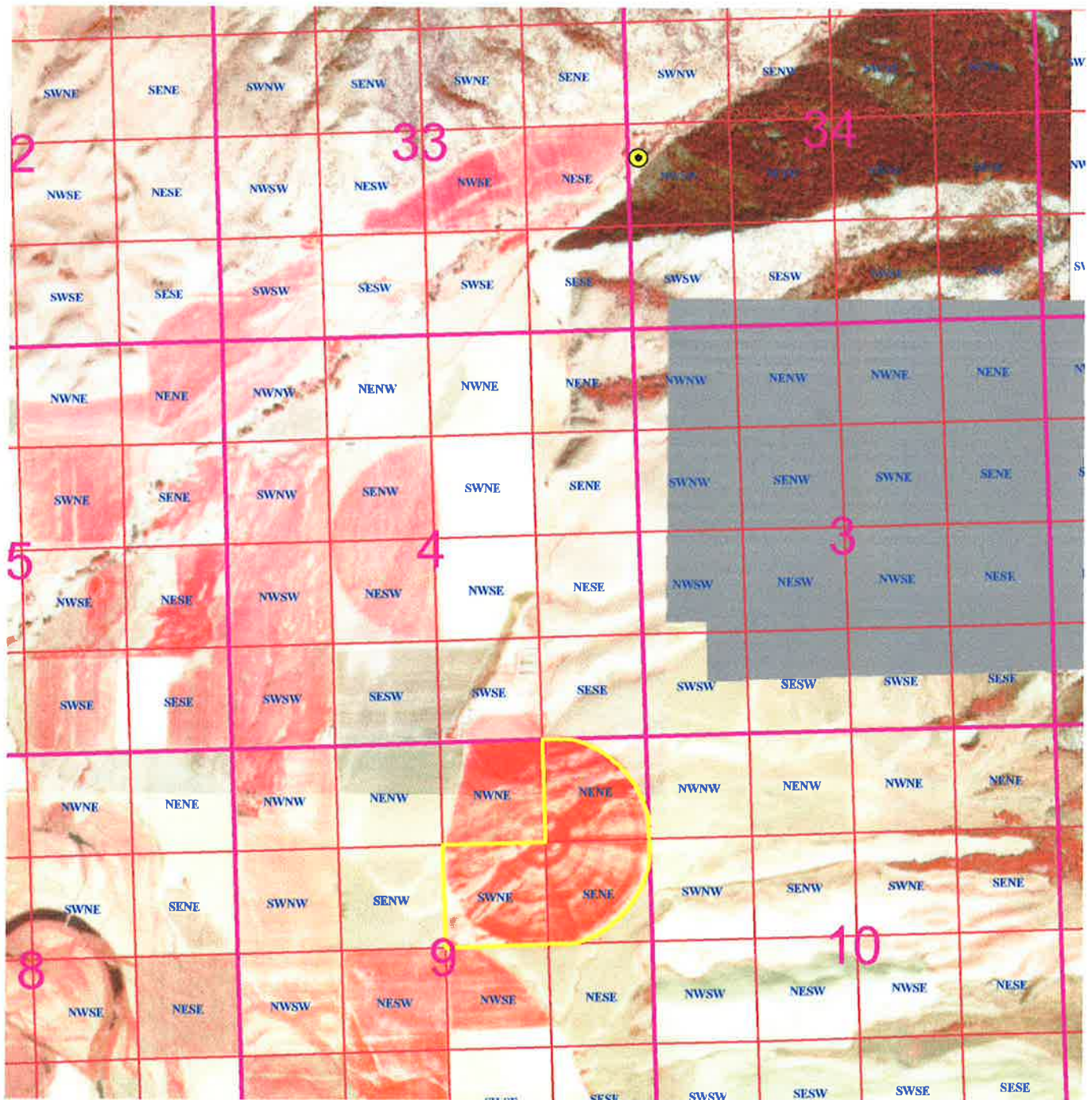
5/31/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n44e	9	NENE	34	33	
01n44e	9	SWNE	40	40	
01n44e	9	SENE	34	33	
Totals:			108	106	

This Rt belongs to Travis Woods - 1000 %
10/9/03 Travis will send % - Rec'd 12/15/03

Water Right Claim Number 23-00076
Township , 1N44E

05/31/2001

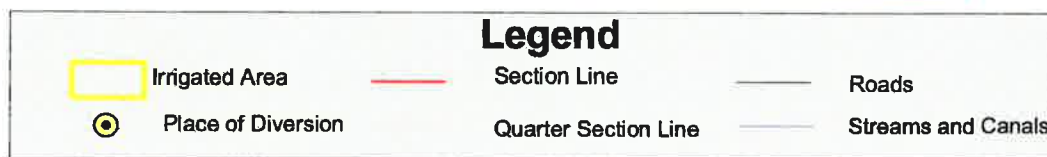
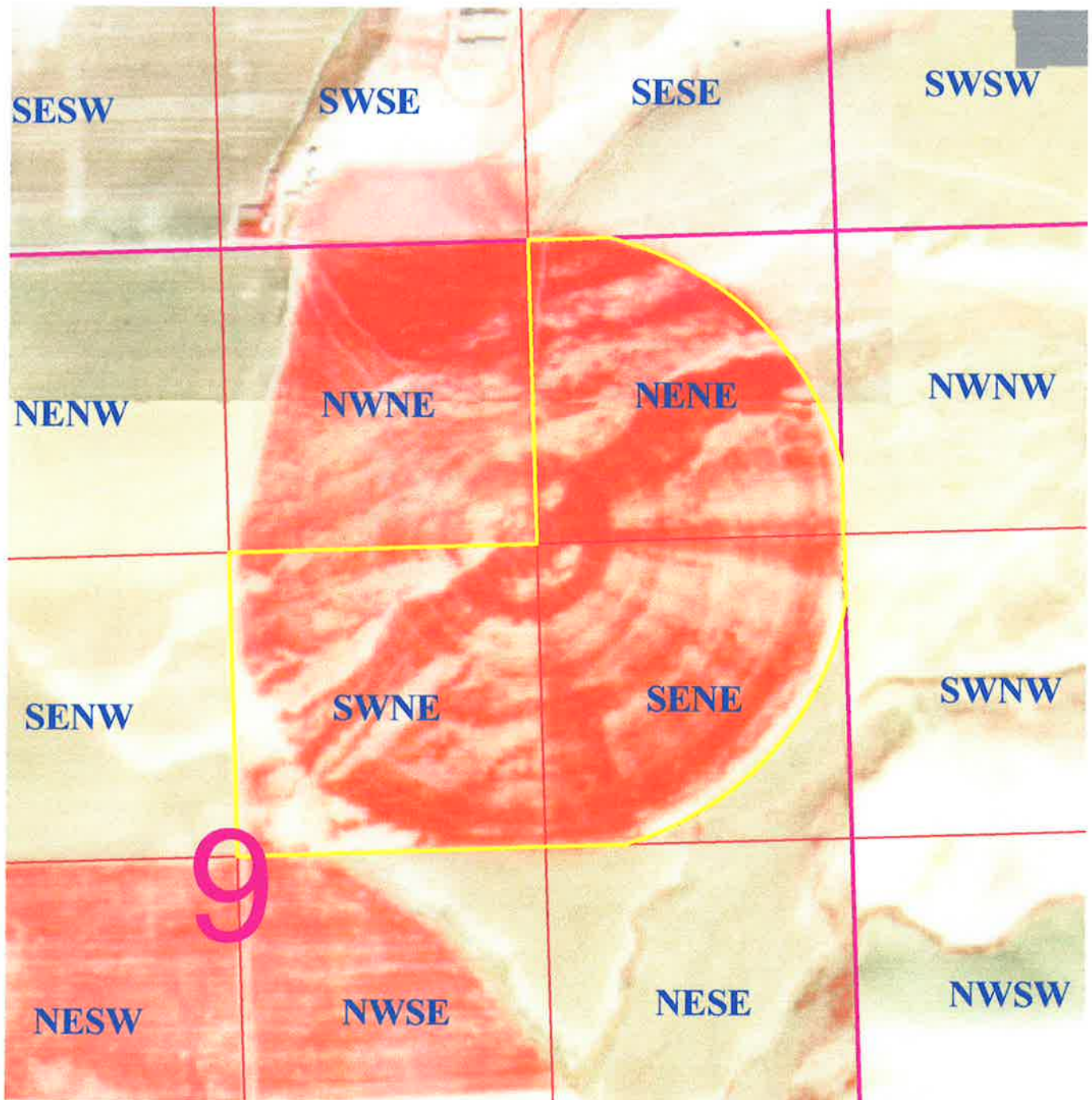


1200 0 1200 2400 Feet



Water Right Claim Number 23-00076
Township , 1N44E

05/31/2001



Att'n: AL RUBENRY

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

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

1. 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
	23-00076				

2. 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)

WEEKS Bros.

4. New Owner/Claimant(s)

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

TRAVIS WEEKS FARMS, INC.

City, State and ZIP Code

PO Box 118 SWAN VALLEY ID 83449

New Telephone Number

() _____

5. Date you acquired the property

18 May 1992

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) BY [Signature] PRES.

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

828173

QUITCLAIM DEED

5-19-92 PM 4:10

FOR VALUABLE CONSIDERATION RECEIVED, Weeks Bros., Inc., an Idaho corporation, the Grantor, does hereby remise, release and forever quitclaim, unto Travis Weeks Farms, Inc., an Idaho corporation, whose address is: P. O. Box 118, Swan Valley, ID 83449 the following described real estate situated in Bonneville County, State of Idaho, to-wit:

Township 1N., Range 44, E., B.M.

Section 3, SW1/4 NW1/4, N1/2 SW1/4, S1/2 SW1/4, SW1/4 SE1/4.

Section 4, SE1/4 SE1/4, 1.19 acres S.E. corner, W1/2 SW1/4, NE1/4 SE 1/4.

Section 9, S1/2 NE1/4, NE1/4 NE1/4.

Section 10, N1/2 N1/2.

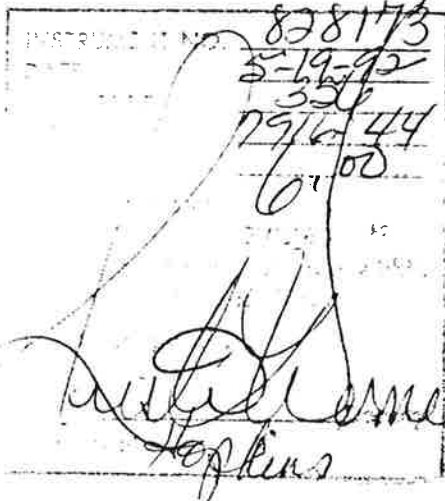
TOGETHER, with all tenements, hereditaments and appurtenances thereunto belonging.

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

Dated this 18th day of May, 1992.

WEEKS BROS., INC.

By Steve Weeks
Steve Weeks, President



STATE OF IDAHO

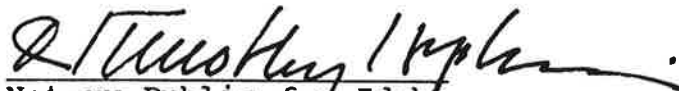
County of Bonneville

)
) ss.
)

On this 18th day of May, 1992, before me, C. Timothy Hopkins, a Notary Public in and for said State, personally appeared Steve Weeks, known or identified to me to be the President of Weeks Bros., Inc., the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)


Notary Public for Idaho
Residing at: Idaho Falls
My Commission Expires: 4/1/97

158 X

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: A23-00076
Date Received: 8/16/1989
Receipt No: 6009979
Received By: SN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: JUN 02, 1902

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:
HEADGATE IN STREAM TO DITCHES. REDIVERSION INTO PIPELINE/SPINKLE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.800		

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

8. Total consumptive use is 168.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	44E	9	NE	NE		IRR IRR	34.0

A23-00076

Page 1

Date: 08/16/89

A2300076
MICROFILMED
NOV 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	44E	9	SW	NE		IRR	40.0
			SE	NE		IRR	34.0

Section Acres 108.0

Total Acres 108.0

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:
NONE

14. Remarks:
WATER SUPPLIES CENTER PIVOT. CORNERS ON W1/2 IRR. W/ HAND LINES.

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

REXBURG IRRIG. CO. ET AL
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO ET A
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 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 of
Weeks Brothers Organization, that I have signed the foregoing
document in the space below as President 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)
County of Bonneville) SS.

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

[Signature]
Notary Public

Seal

Residing at _____
My Commission Expires _____

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

