

2004

Form 42-222A
12/99TC-23-01
Ident. No.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use or purpose of use)

Name of Applicant Richard I Clayton(208) 313-7664
Phone 483-5000Post Office Address PO Box 155, Swan Valley, Id 83449-0155**A. PURPOSE OF TRANSFER**

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change purpose of use ☐ Other

2. Describe the proposed change(s) and the reason(s) thereof Drought conditions; Applicant has purchased a portion of this right. Irrigation is time sensitive and applicant needs the water now. Applicant has filed a regular Transfer.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>23-16A</u>	<u>6/1/1891</u>	<u>0.04</u>	<u>IRRIGATION</u>	<u>4/15</u> to <u>10/31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 0.04 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Rainey Creek tributary to _____

4. Point(s) of Diversion:

Ident No.	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
			NW	NE	1	1N	43E	Bonneville	

5. Lands irrigated or place of use:

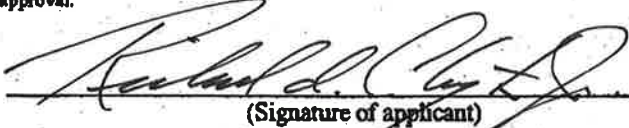
Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	43E	1		2															2

Total Acres 2

6. General Information:

- a. Who owns the water right to be changed? Renell Weeks
- b. Describe the arrangement allowing use of the right Purchase Agreement
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
will not be irrigated
- d. Has the water right sought to be transferred been used this year? NO If yes, explain. _____
- e. Absent the changes, how would the right be used for the remainder of the year? Not Used
- f. Describe other water rights used for the same purpose.
None
- g. Remarks: Applicant has purchased portion of water rights to irrigate lawn & trees around a commercial building

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.


(Signature of applicant)

FOR DEPARTMENT USE ONLY

Received by Kaw Date 6/21/04 Fee \$ 50.00

Receipted Kaw # E029994 Recommend: ☒ approve ☐ deny

Watermaster recommendation Approval

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. TC-23-01

And said application is hereby Approved, subject to the following limitations and conditions:

Witness my hand this 23rd day of June, 2004


For the Director

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION FOR)
TEMPORARY CHANGE OF A)
WATER RIGHT 23-16A)

**ORDER AUTHORIZING
TEMPORARY CHANGE**

TC-23-01

Richard I Clayton

WHEREAS, a drought emergency has been declared for Bonneville County to allow administrative actions to lessen the severe impacts of the drought conditions in the county; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a drought emergency, the director of the Department of Water Resources ("Department") is authorized to allow temporary changes in the point of diversion, the place of use, and the purpose of use for valid existing water rights or temporary exchanges of water authorized under water rights when the director determines that such changes can be accomplished in accordance with the provisions of section 42-222A, Idaho Code; and

WHEREAS, on June 21, 2004, Richard I Clayton submitted the attached Temporary Change Application TC-23-01 to the Department; and

WHEREAS, the Department has reviewed the application and has determined the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is **APPROVED** subject to the following conditions:

1. Diversion and use of right no(s): 23-16A is authorized only at the point of diversion and place of use described on the application.
2. This temporary Change approval does not authorize construction of a new well as a new point of diversion.
3. The applicant assumes all risk of curtailment or mitigation should the diversion and use of water under the temporary change approval cause injury to other water rights, constitute an enlargement in use of the original right, be inconsistent with the conservation of water resources within the state of Idaho, or not be in the local public interest.
4. This temporary change approval may only be used to provide a replacement water supply to lands or other uses that normally have a full water supply, except for the drought condition. This temporary change approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.

ORDER AUTHORIZING
TEMPORARY CHANGE

TC-23-01

5. Right(s) 23-16A are limited to the irrigation of a total of 2 acres in a single irrigation season
6. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the written consent of such corporation or irrigation district.
7. The applicants agree to hold the director and the state of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.
8. This temporary change approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.
9. The applicant shall measure the amount of water diverted and shall report the amount of water diverted under this approval.
10. The Water master of Water District No. 01 is authorized to administer the temporary change approval.
11. This Temporary change approval expires on November-01, 2004 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use, and nature of use existing prior to the temporary change approval..

DATED this 23 day of June, 2004.



Ronald D. Carlson
Eastern Regional Manager

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
CHARLES A. HOMER
GARY L. MEIKLE
DONALD L. HARRIS
DALE W. STOKER
MARIE T. TYLER
ROBERT M. FOLLETT
FREDERICK J. HAHN, III
KARL R. DECKER
THEL W. CASPER*
SHAN B. PERRY
AMELIA A. SHEETS
DEANNE CASPERSON**

* Also licensed in Arizona and Utah
** Also licensed in Missouri and Kansas

1000 RIVERWALK DRIVE, SUITE 200
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
FACSIMILE (208) 523-9518
E-MAIL KFOSTER@HOLDENLEGAL.COM

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

Of Counsel
Fred J. Hahn

TC-23-01

FACSIMILE TRANSMITTAL SHEET

DATE: June 21, 2004
TO: Keith Wilson
FAX #: 525-7177
FROM: Kent W. Foster
FAX #: (208) 523-9518

NO. OF PAGES INCLUDING TRANSMITTAL SHEET: 7

ITEMS SENT: Water Rights Sale Agreement - Dick Clayton

ORIGINALS: Sent in mail () Kept on File (✓)

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL BACK AS SOON AS POSSIBLE (208) 523-0620.

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination or distribution of this communication to other than the intended recipient is strictly prohibited. If you have received this communication in error, please notify us immediately by collect telephone at (208) 523-0620, and return the original message to us at the above address via the U.S. Postal Service. Thank you.

Telecopier Operator

Cheri Vanderneulen

Tc-23-01

WATER RIGHTS SALE AGREEMENT

THIS AGREEMENT is made and entered into this 17th day of May, 2004, by and between Renell Weeks Farms, Inc., an Idaho Corporation, of PO Box 98, Swan Valley, Idaho 83449, herein referred to as "WEEKS", and Richard I. Clayton and Diane R. Clayton, husband and wife, of PO Box 156, Swan Valley, Idaho 83449, herein referred to "CLAYTONS",

WITNESSETH:

THAT FOR AN IN CONSIDERATION of the payment by CLAYTONS to WEEKS of the sum of One Thousand Dollars (\$1,000.00) cash, lawful money of the United States of America, receipt whereof is hereby acknowledged by WEEKS, and the terms and provisions hereof, the parties hereto agree as follows:

1. WEEKS is the record title holder of the following described real property situate in Bonneville County, Idaho, to wit:

Township 1N., Range 43, E., B.M.

Section 1, SE1/4 less 6.45 acres.

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

Section 4, SW1/4 NE1/4, SE1/4, NW1/4, NE1/4 SW1/4, NW1/4 SE1/4

Section 5, 0.26 acres NE1/4 SE1/4

Section 6, Lots 6 and 7, less 6.31 acres

2. WEEKS is also the holder of water right number 23-16A, for 1.75 cfs of the waters of Rainey Creek, a tributary of the South Fork Snake River, with a priority of June 1, 1891, for the irrigation of 91 acres of land, a portion of which is appurtenant to some of the above described real property of WEEKS.

3. CLAYTONS are the record title holders of the following described real property situate in Bonneville County, Idaho, to wit:

Beginning at a point that is N89°40'00"W along the section line 1,980.25 feet and S00°04'35" W 319.11 feet from the northeast corner of Section 1, Township 1N., Range 43, east of the Boise Meridian, Bonneville County, Idaho, said point of beginning being the southeast corner of U.S. Government Lot 20 of said section; running thence N27°12'52"W 359.91 feet to the northeast corner of U.S.

TC-23-01

Government Lot 21 of said section; thence N89°40'00"W along said section line 330.04 feet to the northwest corner of U.S. Government Lot 22 of said section; thence S00°05'11"W along the west line of said Lot 22, a distance of 35.54 feet more or less to the northeasterly right-of-way line of U.S. Highway 26; thence southeasterly along said right-of-way line 405.79 feet more or less to a point that bears N89°5'25"W from the point of beginning, said point being on the south line of said Lot 21; thence S89°58'25"E 207.16 feet more or less to the point of beginning.

There is presently no water right appurtenant to said real property.

4. CLAYTONS have agreed to purchase from WEEKS and WEEKS have agreed to sell to CLAYTONS 0.04 cfs of the above described water right for the consideration set forth above. The conveyance of said water right shall be by Quitclaim Deed in the form attached hereto as Exhibit A, the original of which has been executed simultaneously with the execution hereof and delivered by WEEKS to CLAYTONS, but which shall not be recorded until the transfer proceeding described herein before the Idaho Department of Water Resources has been successfully completed and the transfer has been formally approved.
5. CLAYTONS shall, at their own proper costs and expense, initiate and prosecute to its conclusion the appropriate proceeding before the Idaho Department of Water Resources under Idaho Code §§ 42-108 and 42-222, to change the portion of the above described water right they have hereby purchased to become appurtenant to and available for use on CLAYTONS real property described above. WEEKS agree to assist and cooperate with CLAYTONS to successfully complete the transfer of such 0.04 cfs of right number 23-16A to the above described real property of CLAYTONS, and this agreement constitutes the formal consent of WEEKS to said transfer.
6. In the event the proposed transfer is denied by the Idaho Department of Water Resources, or for reasons satisfactory to CLAYTONS said transfer becomes infeasible or unacceptable, then, upon written notice of such from CLAYTONS to WEEKS, WEEKS shall refund the One Thousand Dollar (\$1,000.00) purchase price to CLAYTONS within thirty (30) days of such notice.
7. This agreement shall inure to the benefit of and be binding upon the heirs, successors in interest and assigns of the parties hereto.

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IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written.

Renell Weeks Farms, Inc.

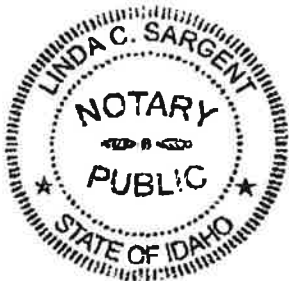
Renell Weeks Farms Inc.
By: Renell Weeks
Its: Pres.

STATE OF IDAHO)
)ss.
County of Bonneville)

On this 22nd day of May, 2004, before me a notary public in and for said State, personally appeared Renell Weeks known or identified to me (or proved to me on the oath of _____) to be the president, or vice-president, or secretary or assistant secretary, of 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)



Linda C. Sargent
Notary Public for Idaho
Residing at: Lewiston, Idaho
My commission expires: 11/3/06

TC-23-01

Richard I. Clayton Jr.
 Richard I. Clayton Jr.

Diane R. Clayton
 Diane R. Clayton

STATE OF IDAHO)
)ss.
 County of Bonneville)

On this 17th day of May, 2004, before me a notary public in and for said State, personally appeared Richard I. Clayton and Diane R. Clayton, husband and wife, known or identified to me (or proved to me on the oath of Richard I. Clayton and Diane R. Clayton, husband and wife,) to be the persons whose name are subscribed to the within instrument, and acknowledged to me that they 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)



Linda C. Sargent
 Notary Public for Idaho
 Residing at: *Sun Valley, Id.*
 My commission expires: 11/3/06

EXHIBIT A

TC-23-01

**QUITCLAIM DEED
FOR
WATER RIGHTS**

THIS INDENTURE is made this 17th day of May, 2004, between Renell Weeks Farms, Inc., referred to herein as the "GRANTOR" and Richard I. Clayton and Diane R. Clayton, husband and wife, whose mailing address is PO Box 156, Swan Valley, Idaho 83449, hereinafter referred to as the "GRANTEE",

WITNESSETH, that the GRANTOR, for an in consideration of the sum of Ten and No/100 Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration to GRANTOR, in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM unto the GRANTEE, and to GRANTEE's successors and assigns forever, all right, title and interest now owned or hereafter acquired by the Grantor in all the following described water rights or portions thereof in the County of Bonneville, State of Idaho, to-wit:

0.04 cfs of water right number 23-16A

TOGETHER, with the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and any reversions, remainders, or rents, issues and profits therefrom.

TO HAVE AND TO HOLD the said water rights unto the GRANTEE, and to GRANTEE's successors and assigns forever.

In construing this Quitclaim Deed and where the context so requires, the singular

includes the plural.

TC-23-01

IN WITNESS WHEREOF, the GRANTOR has executed the within instrument the day and year first above written.

Rencell Weeks Farms, Inc.

Rencell Weeks Farms Inc.
By: Rencell Weeks
Its: Pres.

STATE OF IDAHO)
)ss.
County of Bonneville)

On this 17th day of May, 2004, before me a notary public in and for said State, personally appeared Rencell Weeks known or identified to me (or proved to me on the oath of _____) to be the president, or vice-president, or secretary or assistant secretary, of 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)



Linda C. Sargent
Notary Public for Idaho
Residing at: Ronan Valley, Id
My commission expires: 11/3/06

G:\WPDATA\KWF\10667 CLAYTON, DICK\Weeks Agreement.wpd edv

INFO ONLY

06/23/2004

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 23-16A V1

WATER RIGHT NUMBER: 23-16A V1

Owner Type Name and Address

Original Owner HERBERT L BEAM

Original Owner WEEKS BROTHERS
C/O STEVE WEEKS

Current Owner RENELL WEEKS FARMS INC
PO BOX 98
SWAN VALLEY, ID 83449
(208)483-3344

TC-23-01

Priority Date: 06/01/1891

Basis: Decreed

Status: Active

Source

RAINEY CREEK

Tributary

SOUTH FORK SNAKE RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

1.750 CFS

Annual VolumeTotal Diversion:

1.750 CFS

Location of Point(s) of Diversion

RAINEY CREEK SW1/4NE1/4NE1/4 Sec. 7,Twp 01N,Rge 44E, B.M. BONNEVILLE County

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													25.0			29.0	54.0
01N	44E	6									19.0	38.0	.7						57.7
											L 6	L 7							

Total Acres: 111.7

Remarks:

- Quantity USE OF THIS RIGHT WITH RIGHT NO. 23-48D IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.23 CFS.
- Place of Use USE OF THIS RIGHT WITH RIGHT NOS. 23-16A, 23-48D, 23-98D IS LIMITED TO THE
- Irrigation IRRIGATION OF A COMBINED TOTAL OF 111.7 ACRES IN A SINGLE IRRSEASON.
- Quantity THIS RIGHT WHEN COMBINED WITH RIGHT NO.23-48D SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
- Explanatory RIGHTS. 23-16A, 23-48D, 23-98D ARE ALSO DIVERTED THROUGH POD DESCRIBED
- Place of Use THIS RIGHT IS LIMITED TO THE IRRIGATION OF 87.5 ACRES WITHIN THE PLACE OF USE
- Irrigation DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:Dates and Other Information:

Decreed Date:

State or Federal: S

Owner Name Connector: OR

Water District Number: 01

Combined Use Limits:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 23-16

WATER RIGHT NUMBER: 23-16

TC-23-01

Owner Type Name and Address
 Current Owner RENELL WEEKS FARMS INC
 PO BOX 98
 SWAN VALLEY, ID 83449
 (208)483-3344
 Original Owner HERBERT L BEAM

Priority Date: 06/01/1891

Basis: Decreed

Status: Active

Source Tributary
 RAINEY CREEK SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	3.000 CFS	546.00 AF
<u>Total Diversion:</u>		3.000 CFS	546.00 AF

Location of Point(s) of Diversion
 RAINEY CREEK NE1/4NE1/4 Sec. 7,Twp 01N,Rge 44E, B.M. BONNEVILLE County

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													27.0	23.0	27.0	26.0	103.0
01N	44E	6									25.0	28.0							53.0

Total Acres: 156

Remarks:

1. General A measuring device & lockable controlling works of a type approved by this Department shall be maintained on both the diverting works described under this right and the original point of diversion located in NWSW, S34, T02N, R44E, in a manner that will provide the watermaster suitable control of the diversion. Diversion of water under Right No. 23-00016 is authorized only when water is available at the original point of diversion and is limited to the quantity of water that flows uninterrupted from the upper channel into the lower channel of Rainey Creek.

Comments:

1. SKAGGS 7/5/1994 Transfer No. 4123 was filed to change the point of diversion and place of use under Right No. 23-00016. The change will move the diversion from the upper channel of Rainey Creek to the lower channel and moved to land where the right can be more beneficially used.

Dates and Other Information:

Decreed Date: 12/16/1910
 Water District Number: 01
 Decree Defendant: Teton Irrigation Canal Co, et al
 Decree Plaintiff: Rexburg Irrigation Co
 Judicial District: Sixth District

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 23-48D V1

WATER RIGHT NUMBER: 23-48D V1

Tc-23-01

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ROBERT OAKDEN
Original Owner	WEEKS BROTHERS C/O STEVE WEEKS
Current Owner	RENELL WEEKS FARMS INC PO BOX 98 SWAN VALLEY, ID 83449 (208)483-3344

Priority Date: 06/01/1893

Basis: Decreed

Status: Active

Source

RAINEY CREEK

Tributary

SOUTH FORK SNAKE RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

1.510 CFS

Annual VolumeTotal Diversion: 1.510 CFSLocation of Point(s) of Diversion

RAINEY CREEK

SW1/4NE1/4NE1/4

Sec. 7, Twp 01N, Rge 44E, B.M.

BONNEVILLE County

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													25.0			29.0	54.0
01N 44E 6									19.0	38.0	.7						57.7
									L 6	L 7							

Total Acres: 111.7

Remarks:

- Quantity USE OF THIS RIGHT WITH RIGHT NOS. 23-16A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.23 CFS.
- Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NOS. 23-16A, 23-48D, 23-98D IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 111.7 ACRES IN A SINGLE IRRIGATION SEASON.
- Quantity THIS RIGHT WHEN COMBINED WITH RIGHT NO. 23-00016A SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
- Explanatory RIGHT NOS. 23-16A, 23-48D, 23-98D ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
- Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 75.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:Dates and Other Information:

Decreed Date:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number: 01

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 23-48

Tc-23-01

WATER RIGHT NUMBER: 23-48Owner Type Name and Address

Current Owner ROBERT OAKDEN

Priority Date: 06/01/1893

Basis: Decreed

Status: Active

SourceTributary

RAINEY CREEK

SOUTH FORK SNAKE RIVER

Beneficial UseFrom ToDiversion RateAnnual Volume

IRRIGATION

/ to /

3.200 CFS

Total Diversion: 3.200 CFSLocation 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					
01N	44E	6									X	X	X	X					

Conditions of Approval:Remarks:

- General P/D AND P/U INCOMPLETE.

Comments:Dates and Other Information:

Licensed Date:

Decreed Date: 12/16/1910

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: Teton Irrigation Canal Co, et al

Decree Plaintiff: Rexburg Irrigation Co

Civil Case Number:

Judicial District: Sixth District

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

Adjudication Recommendation Report 23-98D V1

TC-23-01

Combined Use Limits:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 23-98

TC-23-01

WATER RIGHT NUMBER: 23-98

Owner Type Name and Address
 Current Owner WEEKS BROTHERS
 , ZZ

Priority Date: 01/22/1916

Basis: Decreed

Status: Active

Source Tributary
 RAINEY CREEK 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:

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

Comments:Dates and Other Information:

Decreed Date: 1/16/1951
 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

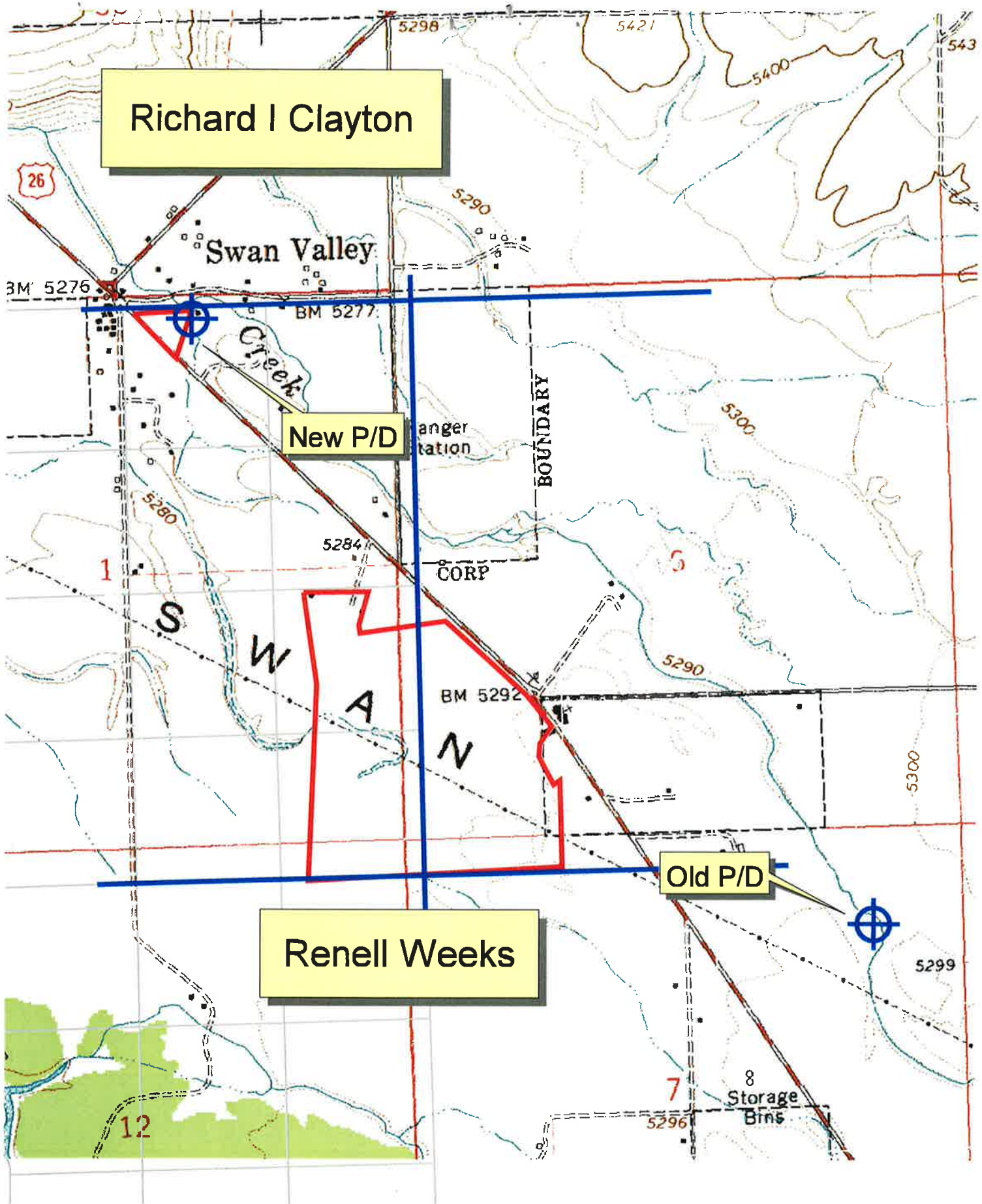
Combined Use Limits:

Richard I Clayton

New P/D

Renell Weeks

Old P/D



Richard I Clayton

New P/D

Renell Weeks

Old P/D

6

1



