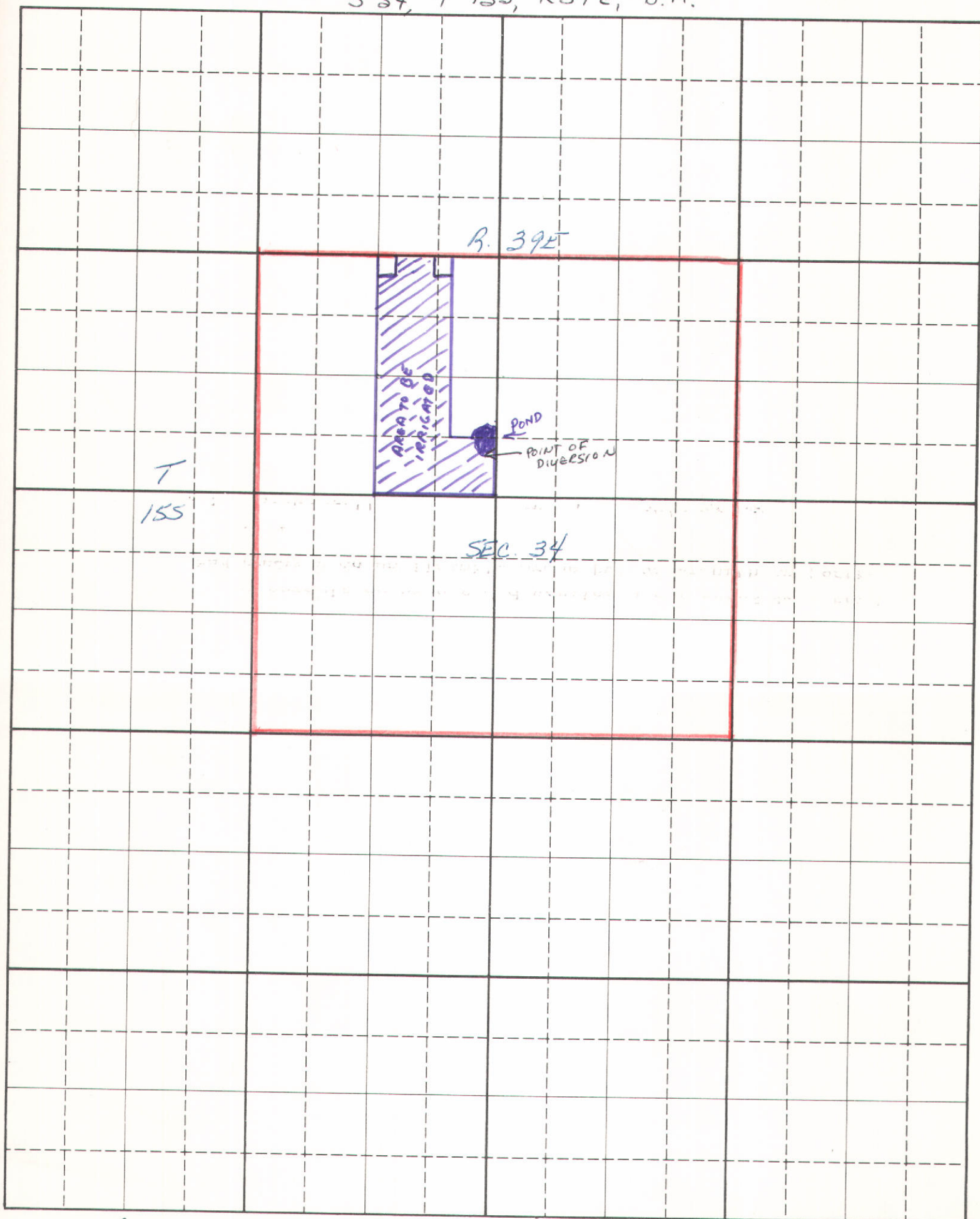


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

S 34, T 155, R 39 E, B.M.

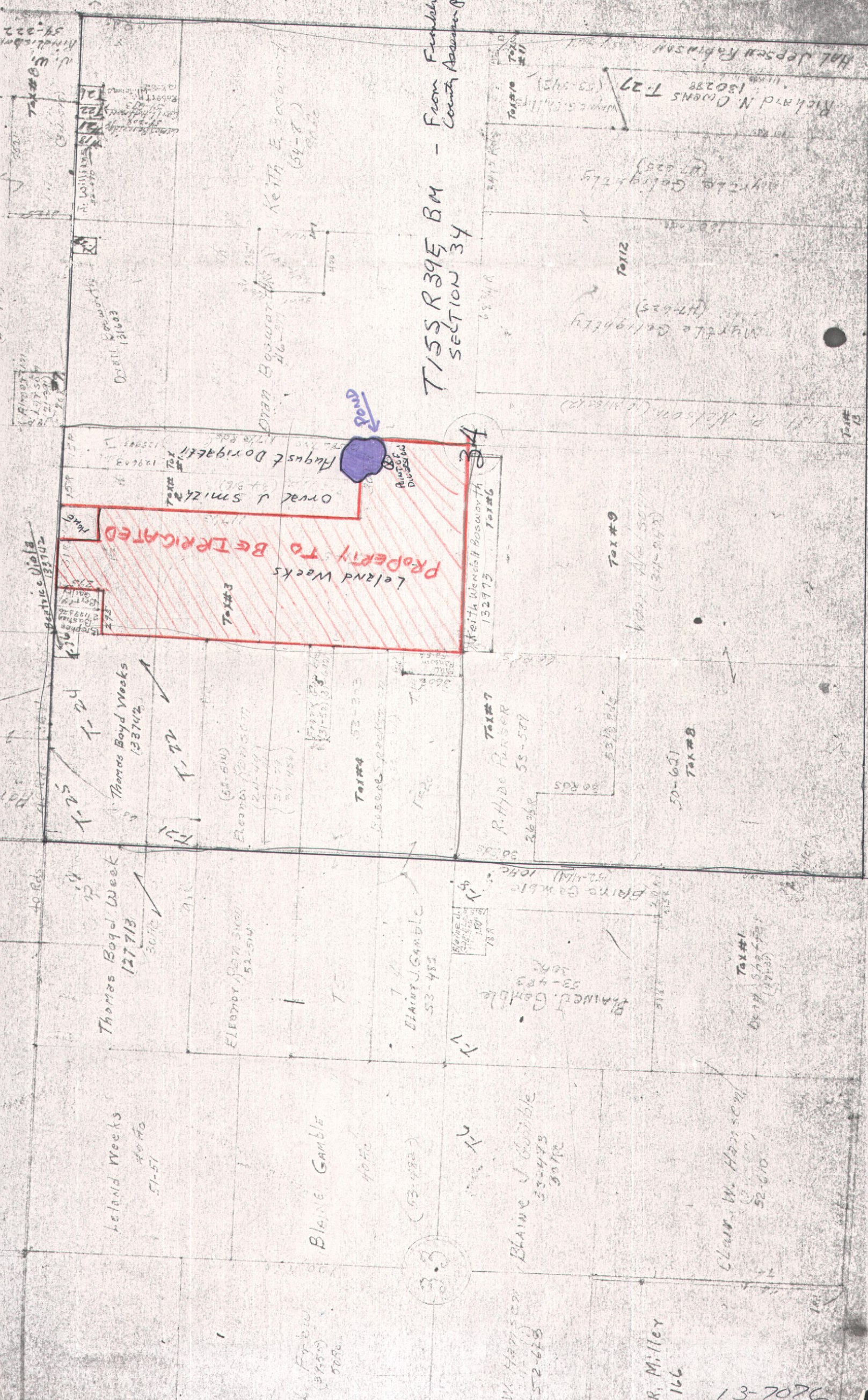


Scale: 4 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Lealand Weeks
(Applicant)

13-7076



T155 R39E BM - From Franklin County Assessor's plat
SECTION 34

PROPERTY TO BE IRRIGATED

Thomas Boyd Weeks
138742
30/12

Leiland Weeks
40 RD
51-57

ELMER RAYSON
52-514

Blaine Gamble
40 RD

Blaine J. Gamble
53-482

(53-482)

Blaine J. Gamble
53-483
30/12

R. Hyde Furrer
55-589
36 RD

Blaine J. Gamble
53-483
30/12

Blaine Gamble
52-414 10 RD

Clair W. Hanson
52-610

R. Miller
33166

13-7076

Leiland Weeks
TAX#3
Orval J. Smith
TAX#4
August Dorigatti
TAX#5
Keith Wencel Bosworth
132973 TAX#6

TAX#9

50-651
TAX#8

TAX#12

Richard N. Owens
130288
T-27
Wayne E. Smith
130288
T-27
Hal Jensen Robinson

Marble Gillingham
(47-625)
Marble Gillingham
(47-625)

W. P. Nelson (10-11842)

W. P. Nelson
(34-242)

Oran Bosworth
46-201
(54-8)

Rowe

Ed. Frick
(37-500)
50 RD

W. Hanson
(52-625)
52-625

W. Williams
131603
21-22
TAX#8
H. Jensen Robinson
54-222



TN 52
WILLIAMS

ELSON BECKSTADT

PRESTON CITY

Bruce Hinder

ORAN BOSWORTH

Wendell E. Bosworth

Elmo Beckstead

ELMO
TNI

(Circled area)
POND
SEY4 NW 1/4
S 34, T 15S, R 39E

LELAND WORKS

July 7
Raymond A. Sp...
July 9

July 13 July 12

VAN NELSON

HILL NELSON

Philip

Frank Foss
LELAND BECKSTADT

Fred Seins

MYRTLE GOLDBY

13-7070

Received 7/5/74-OB

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Franklin

ss.

J. Walter Ross

being duly sworn,

deposes and says:

That he is the *Co-publisher* of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for *two* consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

June 6, 19 *74*, and ending

with the issue of *June 13*, 19 *74*

Walter Ross

Fees, \$ *12.58*

Subscribed and sworn to before me this *First* day

of *July*, 19 *74*.

Debra R. Giddens

Notary Public, Residing at Preston, Idaho

My Commission Expires *March*, 19 *74*

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lealand Weeks, Rt. No. 2, Box 235, Preston, Idaho, has on 5-24-74 submitted Application No. 13-7076 for a permit to appropriate 1.2 cubic feet per second of water from an unnamed pond tributary of sinks by means of pump and pipeline within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, T. 15S, R. 39E, B.M., Franklin County; to be used from May 1 to Oct. 30 for the irrigation of 60 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 34, T. 15S, R. 39E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before June 24, 1974.

R. KEITH HIGGINSON
Director

Published in the Preston Citizen, Preston, Idaho on June 6 and June 13, 1974.

Legal No. 2665 — Pub.
June 6, 13, 1974. *Jag*

13-7076

T
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S

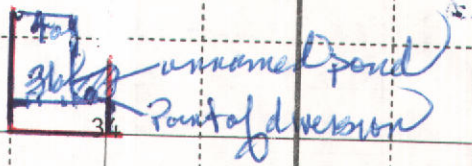
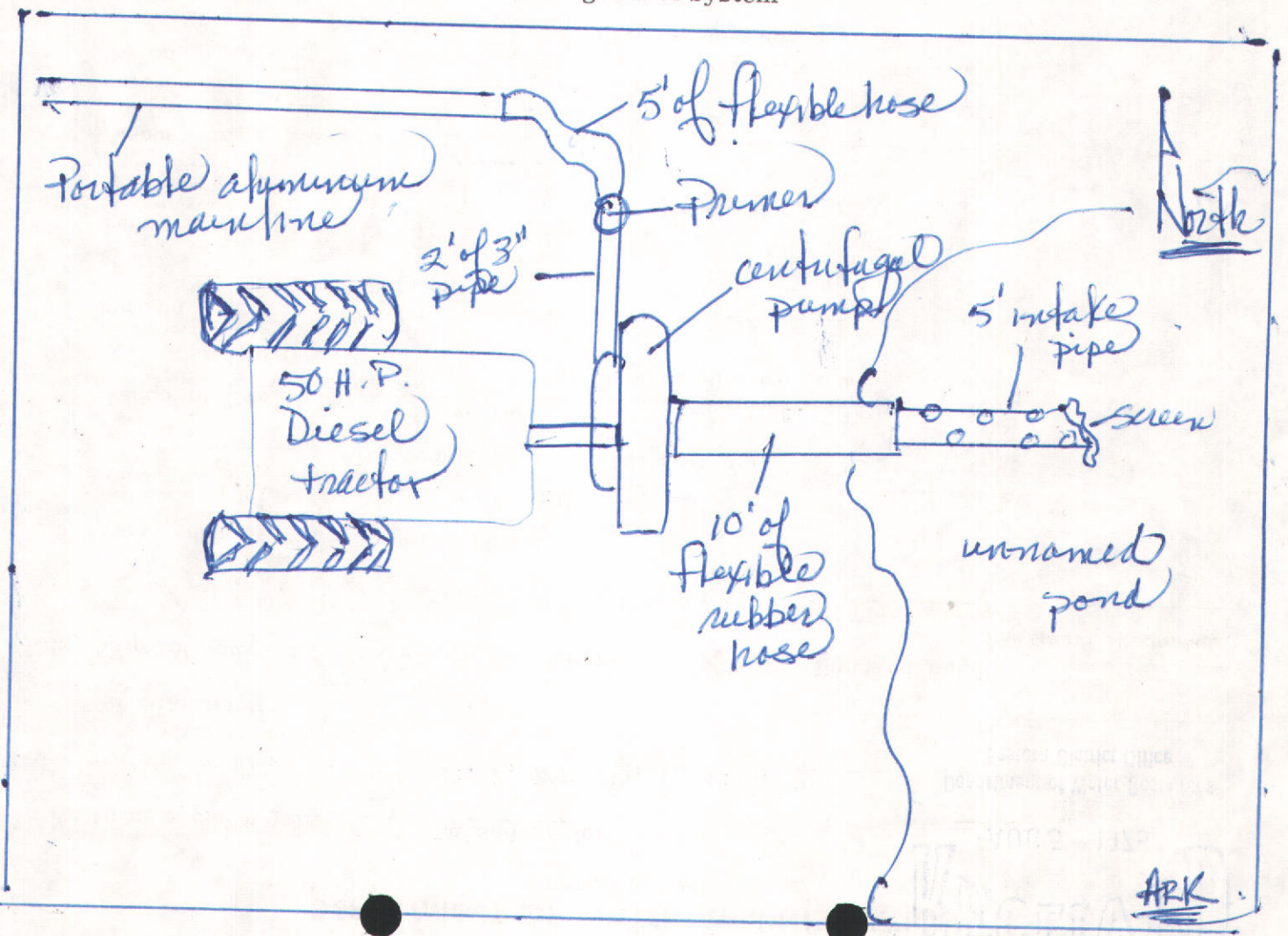


Diagram of System



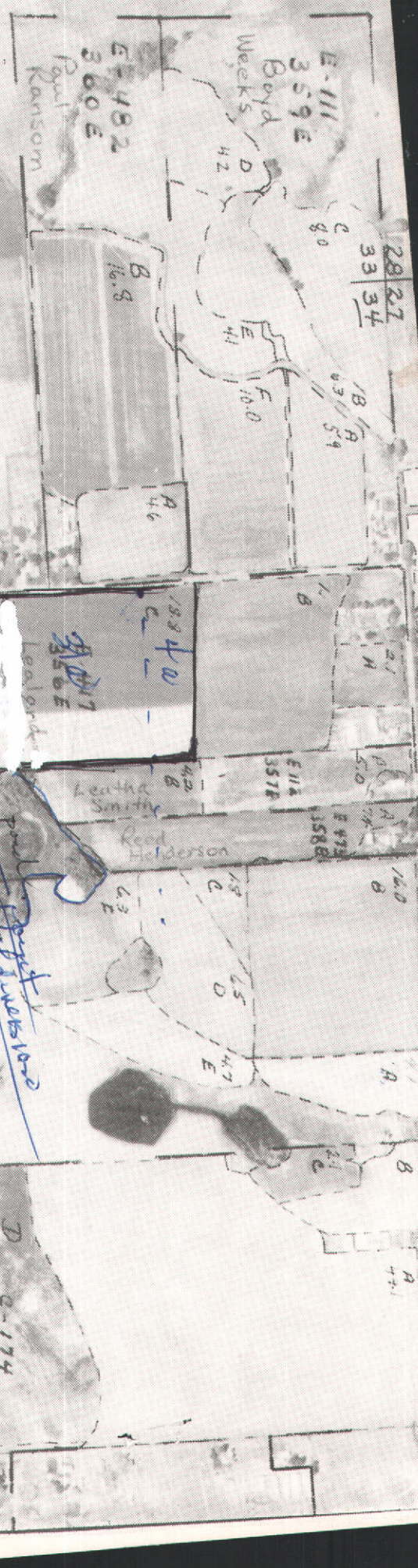
S

E-12

"NOT TO SCALE"

33
4 3

Leah Weeks 13-10-16



portable
mainline

Paul Ransom
13-10-16

34
3 2

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 13-7076 Priority May 24, 1974 Amount .53 cfs

THIS IS TO CERTIFY, that Lealand Weeks
of Preston, Idaho, has complied with the terms and conditions of Permit
No. 13-7076 issued pursuant to Application for Permit dated May 24, 1974,
and has submitted proof to the Department of Water Resources on July 28, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .53 cfs of water from an unnamed pond,
tributary to sinks, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>May 1</u> to <u>October 30</u>	at <u>.53</u> cfs and	<u>122.5</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than .53 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
122.5 acre feet per year, said waters to be diverted within the SENE Section 34, Twp 15S,
Rge 39E in the County of Franklin

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15S	39E	34					4			31									35

Total number of acres irrigated 35

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 3.5 afa per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 6th day of
April, 19 82.

Director

Identification No. 13 7076

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant LEALAND WEEKS
post office address Route # 2, Box 235, Preston, Idaho 83263
2. Source of water supply Unnamed Pond which is a tributary of Sinks
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 34 Township 15 S.
Range 39 E. B.M. Franklin County; additional points of diversion if any: none
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.2 for irrigation purpose from May 1 to October 30 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 1.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump into sprinkler irrigation system which would be movable to all portions of 60 acre tract.
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.
b. Estimated construction cost is \$ 2,000.00
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

13-7076

[illegible]

c. Describe any other water rights used for the same purposes as described above. 125 shares

9. a. Who owns the property at the point of diversion Applicant, (Leatha Smith and August Dorgetti)
b. Who owns the land to be irrigated or place of use Applicant

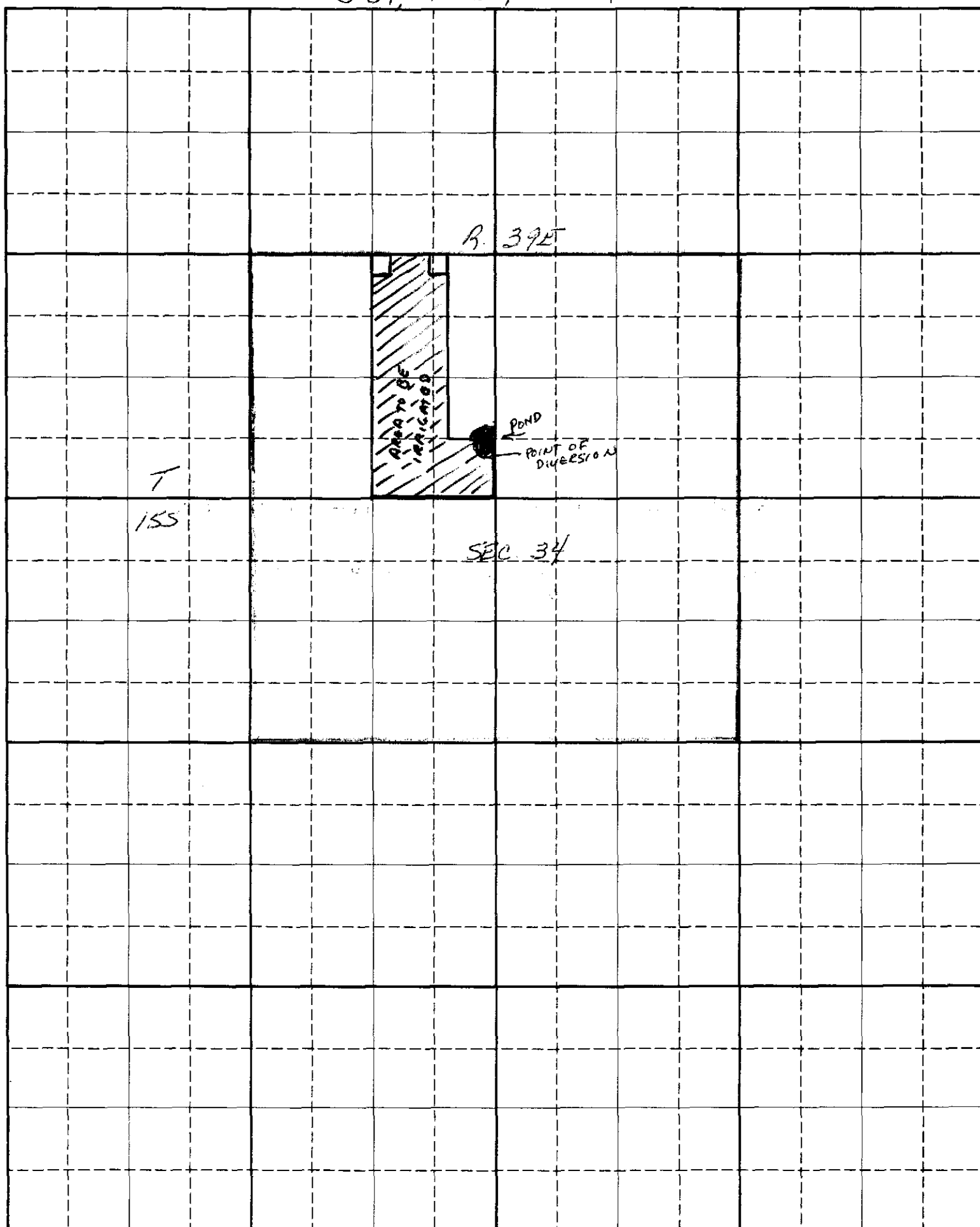
applicant to make this filing (See remarks below)

Spring's comprising proposed diversion are located in a pond located one-half on applicant's property, one-fourth on Leatha Smith's property and one-fourth on August Dorgetti's property. Pumping works will be located on applicant's property and water will be diverted from the pond at that point.

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

S 34, T 15S, R 39E, B.M.



Scale: 4 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Lealand Weeks
(Applicant)

13-7076

5-24-1974
Priority

Received by MB Date 5-24-74 Time 4:55 PM
Preliminary check by NY Fee \$ 35.
Receipted by MB Date 5-24-74 # 12892
Publication prepared by MB Date 5-31-74
Published in Idaho Statesman
Publication dates June 6 & 13, 1974
Publication approved MB Date 10/25/74
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by NY 30F

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 13-7076, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 1975.

c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons:

Witness my hand this 15 day of July 19 74.

[Signature]
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>BC</u>	<u>5/29/74</u>	Application No. <u>13-7076</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>"</u>	<u>"</u>	In form to receipt <u>YES</u>
	<u>"</u>	<u>"</u>	Send Copies to: Idaho State Health Department ☒ Idaho Fish and Game Department Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	☐ Request Special Use Permit from U.S. F.S. ☒ Request Easement from B. L. M. ☒ Request Information from Applicant
(5)	<u>"</u>	<u>"</u>	In form for advertising <u>YES</u>
(6)	<u>"</u>	<u>"</u>	Located within Water District No. _____
(7)	<u>"</u>	<u>"</u>	☒ Critical groundwater area: yes _____ no _____
(8)	<u>"</u>	<u>"</u>	Groundwater levels: ____ Decline (comment) _____ ☒ Stable (comment) _____ ____ Increasing (comment) _____
(9)	_____	_____	Comments: _____
(10)	<u>CB</u>	<u>7/5/74</u>	Affidavit of Publication received (date) <u>July 5, 1974</u>
(11)	<u>MB</u>	<u>6/24/74</u>	Final date for protests <u>June 24, 1974</u> Protests received: yes _____ no <u>X</u>
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>NA</u> Decision reached at hearing <u>NA</u>
(13)	<u>KCY</u>	<u>7/5/74</u>	All requested information received from agencies or applicant yes <u>✓</u> no _____
(14)	<u>"</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>5/24/74</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>E</u>	By <u>KCY</u>	Date <u>7/5/74</u>

RECEIVED
JUL 8 1974
Department of Water Resources

13-7076

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1900

PRESTON CITY

OPAN ROSWORTH

W. J. E. B. ROSWORTH

SEY4 NW
S34 T.15S R39E

HILLER NELSON

FOSS
BECKSTEAD

August 20, 1911

ORVAL

WORKS

W. J. E. B. ROSWORTH

784

Original 7/5/74 - CB

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

J. Walter Ross

being duly sworn,

deposes and says:

That he is the Co-publisher of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

June 6, 19 74, and ending

with the issue of June 13, 19 74

[Signature]

Fees, \$ 12.58

Subscribed and sworn to before me this First day

of July, 19 74.

Delmar R. Giddens

Notary Public, Residing at Preston, Idaho

My Commission Expires March, 19 74

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lealand Weeks, Rt. No. 2, Box 235, Preston, Idaho, has on 5-24-74 submitted Application No. 13-7076 for a permit to appropriate 1.2 cubic feet per second of water from an unnamed pond tributary of sinks by means of pump and pipeline within the SE 1/4, Sec. 34, T. 15S, R. 39E, B.M., Franklin County; to be used from May 1 to Oct. 15 for the irrigation of 60 acres within the E 1/2 NW 1/4, Sec. 34, T. 15S, R. 39E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 14515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before June 24, 1974.

R. KEITH HIGGINS
Director

Published in the Preston Citizen, Preston, Idaho on June 6 and June 13, 1974.

Legal No. 2007 Pub. June 6, 13, 1974. *Jag*

13-7076

April 21, 1982

RE: Permit No. 13-7076

Lealand Weeks
Route #22 Box 235
Preston, ID 83263

Dear Mr. Weeks:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

RECEIVED
MAY 1 1982
MAY 1 1982



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

March 18, 1982

Lealand Weeks
Rt 2, Box 235
Preston, ID 83263

Dear Mr. Weeks

A representative of this Department has made an examination of the works covered by your Permit No. 13-7076, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: ~~50~~ cfs Source: unnamed pond

The maximum quantity diverted shall not exceed 122.5 acre feet per year.

Point(s) of diversion: SENW Section 34, Twp 15S, Rge 39E

Beneficial use: Irrigation of 4 acres in the NENW and 31 acres in the
SENE Section 34, Twp 15S, Rge 39E

Priority date established: May 24, 1974

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

RECEIVED

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

RECEIVED

AUG 5 1975

1. Name of permit holder Leland Weeks

Post office address Rt. 2, Box 235, Preston, ID Department of Water Resources
Eastern District Office
Person to contact _____ Phone 852-0111

2. Source of water supply: Groundwater ☐ Surface water ☒ Unnamed pond
(name spring, stream, etc.)
Tributary to Sinks

3. Water will be used for the following purposes:

Amount 1.20 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from May 1 to Oct. 30
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 13-7076
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 1.20 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 15S N/S, Range 39E E/W, B.M., Section 34, Subdivision SE $\frac{1}{4}$ NW $\frac{1}{4}$, Franklin
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: 24 hp pump, 2 quarter mile sprinkler, 4" pipeline.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
15S	39E	34					30			30									60
NO overlapping Rights Found																			
SK 2-20-82																			

TOTAL ACREAGE 60

S

28 27
33 34

27 26
34 35

E-12

54452
360E

E-111
3-9E
Bogda
Wicks
42
41

80

18 19
53 54

1400

168

146

portable
mainline

E-582
364E
Hys
2-10-50

E-404 355E

E-287
354E

Van E. Nelson

portable
mainline
E-291
352E
2-10-50

E-290
353E
2-10-50

Maxim G. G. G.

E-174
353
351E
K. 1/41
H. 1/41



E-302
350E
Rising
Quens

E-115
344E

8.8

33 34
4 3

Legend: Maps 13-9010

34 35
3 2

"NOT TO SCALE"

DATE OF EXAM 8th day of June, 1979

ACREAGE
Found 350
Recommended 350

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = .53 c.f.s. V = 122.5 AF/Ann. from May 1 to Oct 30
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: not applicable
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no X

Name source exchanged with: not applicable
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: not applicable
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: not applicable
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured .53 cfs Method of measurement pitot tube
Total Q recommended .53 cfs Meter No. HR-111 Type Marshalltown Condition standard
Total V recommended 122.5 AF/yr

Recommended Amendments:

P.D. _____
Place of Use _____
Other None capacity

MEASUREMENT CALCULATION:
See reverse side for pitot tube measurement .53 cfs
$$\text{Volume} = 350 \times 3.5 \text{ AF/Ac} = 122.5 \text{ AF/yr}$$
$$1.9835 \text{ AF/day/cfs} \times 180 \text{ days} \times .53 \text{ cfs} = 189.2 \text{ AF/yr}$$

SYSTEM DESCRIPTION:
Surface water from an unnamed pond is diverted by a 50 H.P. diesel tractor coupled to a p.t.o. which drives a portable Berkeley centrifugal pump. No I.D. numbers. Hecage is irrigated by a portable aluminum mainline and 2-1/2" jet lateral handline sprinklers.

REMARKS:

System shown operated and described by
Leland Weeks
this is not a private water source as a portion of
the pond lies on lands owned by permit holder's
neighbor.

Examiner's Signature Anthony R. Kozlowski Date Nov 5, 1979

Checked by John D. Carson Date 11/19/79

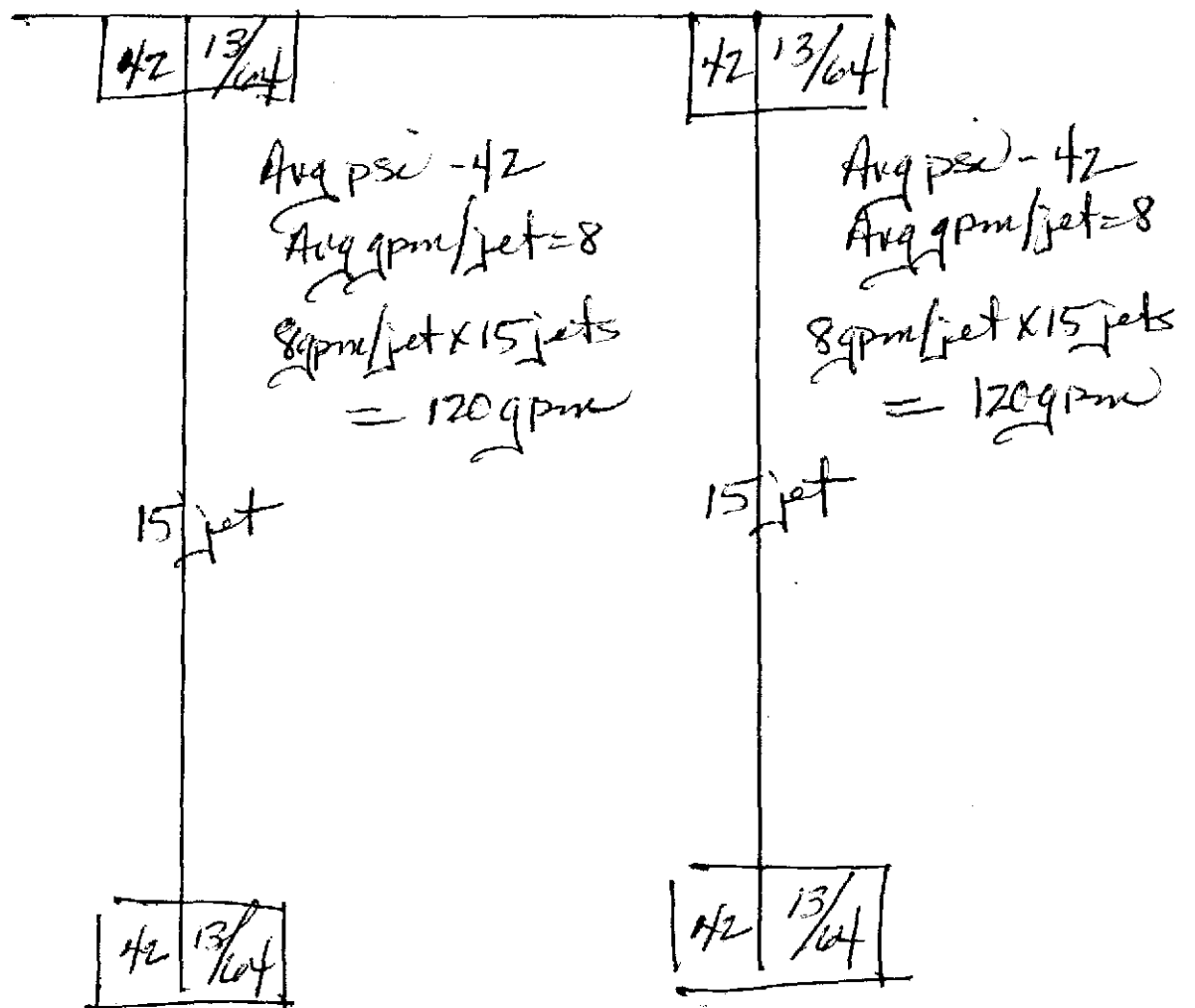
Approved by J. King Date 3/18/82

The pond collects area subwater.

RC 3/17/82

contacted Mr. Wick May 12, 1978
check back June 1,

Pilot tube measurement



$$Q_{total} = 240 \text{ gpm} \div 448 \text{ gpm/jet} \\ = .53 \text{ g/s}$$

August 1, 1975

Re: Permit No. 13-7076

Mr. Lealand Weeks
Route 2, Box 235
Preston, Idaho 83263

Dear Mr. Weeks:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in **Idaho Falls**.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

RECEIVED

Identification No. 13 7076

Permit No. _____

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Lealand Weeks
 b) Post Office Address R#2, Box 235 Preston Idaho 83263

2. Permit Number _____

3. Date of Priority that you are prepared to establish _____

4. a) Source from which water was appropriated _____

b) Location of the point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 34
 Township 15S, Range 39E Boise Meridian, Other points of diversion: Franklin County none

5. a) The amount of water and use to which the water has been applied:

Amount 1.2 for Irrigation purposes from May 1 to Oct 30 incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 1.2 cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Jimmy Carter, Water master for Preston-Whitney Irrigation Company

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works:

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 24 H.P. pump - 2 quarter mile sprinkler. 4 inch pipeline.

b) Describe the type and size of measuring device which you have installed at your point of diversion:

Flow Meter on pump

c) Give well driller's name and address and the date the well was completed:

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

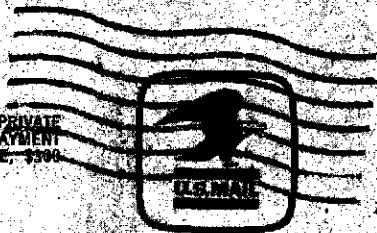
Exam typed 8-1-75 By J

MONITORING

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 on reverse side.
- Moistan gummed ends and attach to back of article.

**RETURN
TO**

**DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

● SENDER: Complete items 1 and 2.

Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered 15¢
- ☐ Show to whom, date, & address of delivery.. 35¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

REGISTERED MAIL

REGISTERED MAIL

3. ARTICLE DESCRIPTION:

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

26817

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

Donald Weeks

DATE OF DELIVERY

POSTMARK

6-4-75

6. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

June 2, 1975

CERTIFIED MAIL

26 317

Re: Permit No. 13-7076

Lealand Weeks
Route 2, Box 235
Preston, Idaho 83263

Dear Mr. Weeks:

One of the conditions of approval of your water Permit No. 13-7076 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before August 1, 1975. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

July 16, 1974

Re: Permit No. 13-7076

Lealand Weeks
Route 2, Box 235
Preston, Idaho 83263

Dear Ms. Weeks:

Enclosed is a copy of your approved Application for Permit No. 13-7076. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

13-7076

DATE July 5, 1974FILE 13-7076NAME OF PARTY Ben TurnbowEMPLOYEE Norm Young *NY*

RE: I called Mr. Turnbow on this date to inquire if he still
intended to protest this application. Mr. Turnbow indicated that
he was still concerned that the use would affect his sub-water
but that I had sufficiently discouraged him in the previous telephone
conversation concerning the value of a hearing and that he no
longer wished to protest. I assured him that even though his
protest would not be timely, the Department would set the matter
for a hearing. His final statement was "let it go, I do not want
to protest it."

I mentioned Ben Turnbow's concern to J. D. Williams, Attorney
for Lealand Weeks in a subsequent telephone conversation.

13-7076

June 24, 1974

Re: Application for Permit No. 13-7076 WEEKS

The Preston Citizen
Box 389
Preston, ID 83263

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on June 6 and June 13, 1974.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:MB

Called 7-1-74

13-7076

CONVERSATION MEMORANDUM

DATE June 24, 1974FILE 13-7076NAME OF PARTY Mr. Ben Turnbow747-3728EMPLOYEE Norm Young

RE: Mr. Turnbow called this date indicating he objects to the issuance of a
permit pursuant to the above application. He feels he has a prior water right
which is his sub-water. I told him we would accept his telephone call as an
intent to protest, but his written statement should be in today to be considered timely.
He indicated his wife would be in later today.

13-7076

May 31, 1974

Re: Application for Permit No. 13-7076 Weeks

The Preston Citizen
Box 389
Preston, ID 83263

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 7/05/74 by OB.

NCY:MB
Enc: Legal Notice (1)

13-7076

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given
that Lealand Weeks, Rt. No.
2, Box 235, Preston, Idaho,
has on 5-24-74 submitted
Application No. 13-7076 for a

permit to appropriate 1.2
cubic feet per second of
water from an unnamed
pond tributary of sinks by

means of pump and pipeline
within the SE 1/4 NW 1/4, Sec.
34, T. 15S, R. 39E, B.M.

Franklin County; to be used
from May 1 to Oct. 30 for the
irrigation of 60 acres within

the E 1/2 NW 1/4, Sec. 34, T. 15S,
R. 39E, B.M.

If issued, this permit will
be subject to all prior water
rights. Protests against the

granting of the permit must
be filed with the Idaho
Department of Water Ad-
ministration, 1515 Lincoln

Road, Idaho Falls, Idaho,
83401 on or before June 24,
1974.

R. KEITH HIGGINSON
Director

Published in the Preston
Citizen, Preston, Idaho on
June 6 and June 13, 1974.

Legal No. 2665 — Pub.
June 6, 13, 1974.

13-7076

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lealand Weeks,

Rt. #2, Box 235, Preston, Idaho

has on 5/24/74 submitted Application No. 13-7076
for a permit to appropriate 1.2 cubic feet per second ~~13.2 cubic feet per second~~
of water from an unnamed pond tributary of sinks
by means of pump and pipeline
within the SE 1/4, Sec. 34, T. 15S, R. 39E, B.M., Franklin County;

to be used from May 1 to Oct. 30
for the irrigation of 60 acres

within the SE 1/4, Sec. 34, T. 15S, R. 39E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before June 24, 1974.

R. KEITH HIGGINSON

Director

Published in the Preston Citizen, Preston, Idaho

on June 6 and June 13, 1974.

NCK-JF-5/31/74

CB-A.
CB-A.

13-7076