

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: **A22-07046**
Date Received: 7/13/1988
Receipt No: E000715
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: R MAX SNEDAKER
Address: 5532 S 3100 W
REXBURG ID

83440

2. Date of Priority: JUN 7, 1971

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	39E	26	SW	SW			MADISON

5. Description of diverting works:

WELL/PUMP - 12" OUTLET FROM BERKLEY PUMP 20 H.P. TO FLOOD DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	0.720		126.00

7. Total Quantity Appropriated is:

0.720 C.F.S. (and/or) 126.00 A.F.A.

8. Total consumptive use is

90.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	39E	26	SW	SW		IRR	36.0

MICROFILMED
NOV 06 1988

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	36.0
					Total Acres	36.0

11. Place of use in counties: MADISON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
ADDRESS CHANGE REC'D 09/22/94 SS.

15. Basis of Claim: LICENSE

Water Right Number: 7046

MICROFILMED
NOV 26 1994

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Ident. Number: A22-07046
Date Received: 7/13/1988
Receipt No: E000715
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: R. MAX SNEDAKER
Address: RT. 1
THORNTON, ID

83453

2. Date of Priority: JUN 07, 1971

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	39E	26	SW	SW			MADISON

5. Description of diverting works:

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8. Total consumptive use is

90.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	39E	26	SW	SW		IRR	36.0

Section Acres 36.0

A2207046



10. Place of Use: Continued

Total Acres 36.0

11. Place of use in counties: MADISON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 7046

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): R. Max Anderson Date: 7-13-1988

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of July 19 88

Diana Green
Notary Public

Residing at Lidgy
My Commission Expires 4-22-1994

A22-07046

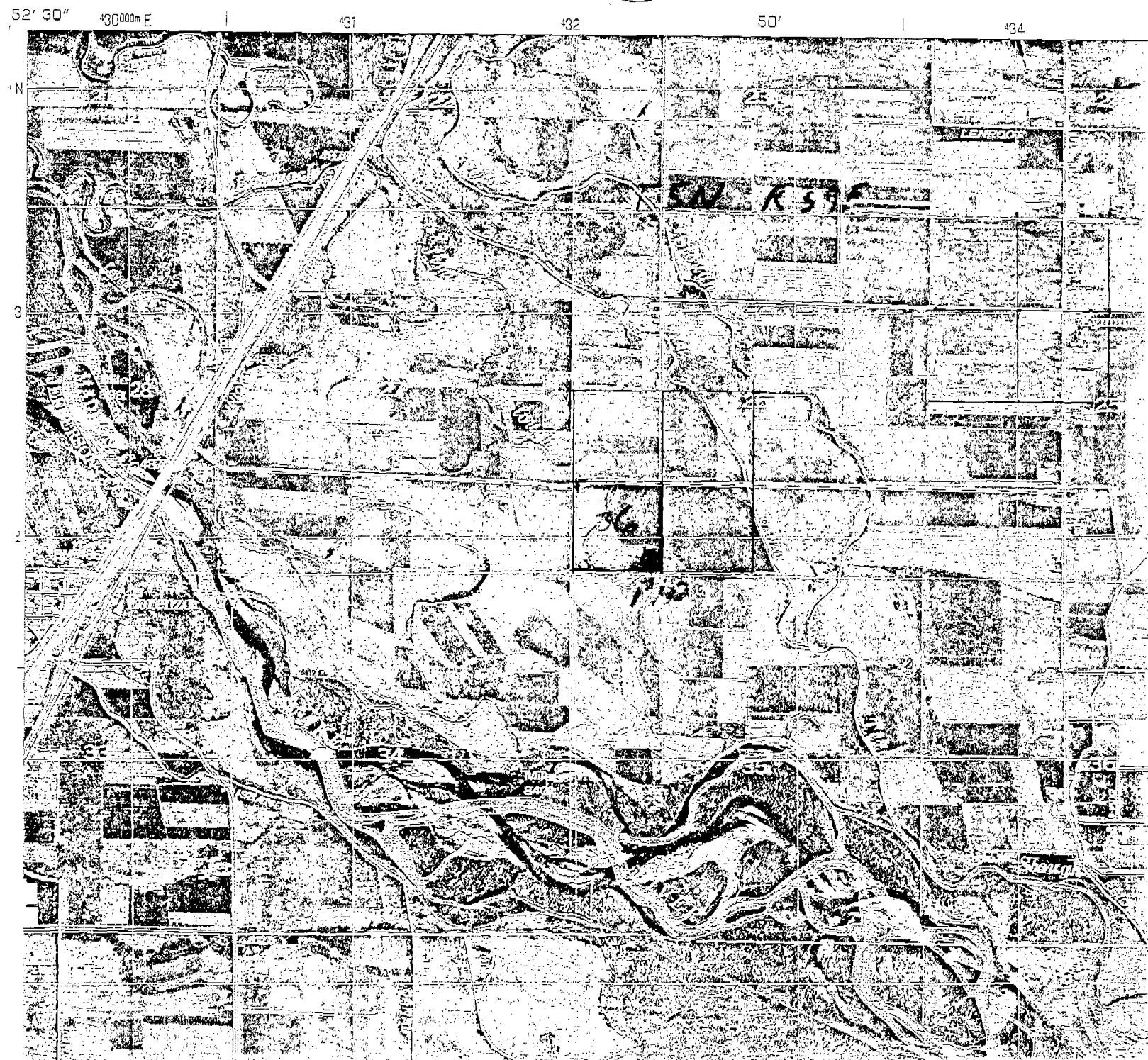
Page 2

Date: 07/13/88

OCT 29 1992

ORIGINAL PRODUCED FOR
IDAHO DEPARTMENT OF LANDS
BY

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 21, 2001

KARL SNEDAKER
5347 S 2785 W
REXBURG ID 83440

RE: CHANGE IN OWNERSHIP FOR A22-07046

Dear Mr. Snedaker:

It has come to our attention that you may have recently purchased a tract of land in Madison County. The property to which I am referring was most recently owned by Max Snedaker. The legal description is as follows:

T05N R39E S26 SW1/4 SW1/4

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure(s)

Max

Pls. Sir,
Water District no 1

9 Feb-2001

RECEIVED

FEB 12 2001

Department of Water Resources
Eastern Region

Please send mail to my
son Karl Snedaker - I sold
my farm to him + the well
and pump. I retired farming

A22-07046 - KARL SNEDAKER
5347 So 27 85th W
Reynolds, Id 83440

East WIND
#380

Handwritten note with arrow pointing to Karl Snedaker address:
Please send
mail to
Karl
9/2/01

Madison County
5N 39E 26 SWSW

Log for claim 22-07046

Spatial Dynamics LTD

7/3/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
05n39e	26	SWSW	36	36	
Totals:			36	36	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7046 Priority June 7, 1971 Amount 0.72 cfs

THIS IS TO CERTIFY, that R. MAX SNEDAKER
of Thornton, Idaho, has complied with the terms and conditions of Permit
No. 22-7046 issued pursuant to Application for Permit dated June 7, 1971
and has submitted proof to the Department of Water Resources on May 5, 1976
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 6.22 cfs of water from a groundwater source
tributary to _____, 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
<u>Irrigation</u>	from <u>April 1</u> to <u>October 15</u>	at <u>0.72</u> cfs and	<u>126</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 0.72 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
126 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Twp. 5N,
Rge. 39E, B. M. in the County of Madison

Description and location of 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 $\frac{1}{4}$	
5N	39E	26											36						36

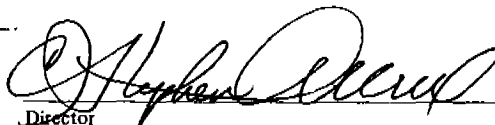
Total number of acres irrigated 36

A measuring device of a type approved by this Department shall be maintained
as part of the diverting works.

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 10 day of
April, 19 78.


Director

Identification No. 22-7046

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 R. Max Snedaker
post office address Route # 1 Thornton, Idaho 83453
2. Source of water supply ground water from well which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of S W $\frac{1}{4}$ of Section 26 Township 5 N
Range 39 E B.M. Madison County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into Barnock Jim Slough at a point in S W $\frac{1}{4}$ of S W $\frac{1}{4}$ of Section 26 Township 5 N Range 39 E B.M. Madison Co.
4. Water will be used for the following purposes:
Amount 40 in. for irrigation purpose from 1st April to 15 October (both dates inclusive)
Amount _____ purpose from _____ to _____ (both dates inclusive)
Amount _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 18 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 12 inch outlet from Berkley Pump
20 H. P. Electric Motor. Water carried by ditch across farm
for flood irrigation.
- 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 20 inches; proposed depth of well is 47 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years. Has been in continuous use since May 1965.
b. Estimated construction cost is \$ 2700.
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: _____

22 7046

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5 N	39 E	26											40						40

Total number of acres to be irrigated 40

c. Describe any other water rights used for the same purposes as described above. none

9. a. Who owns the property at the point of diversion R. Max Snedaker

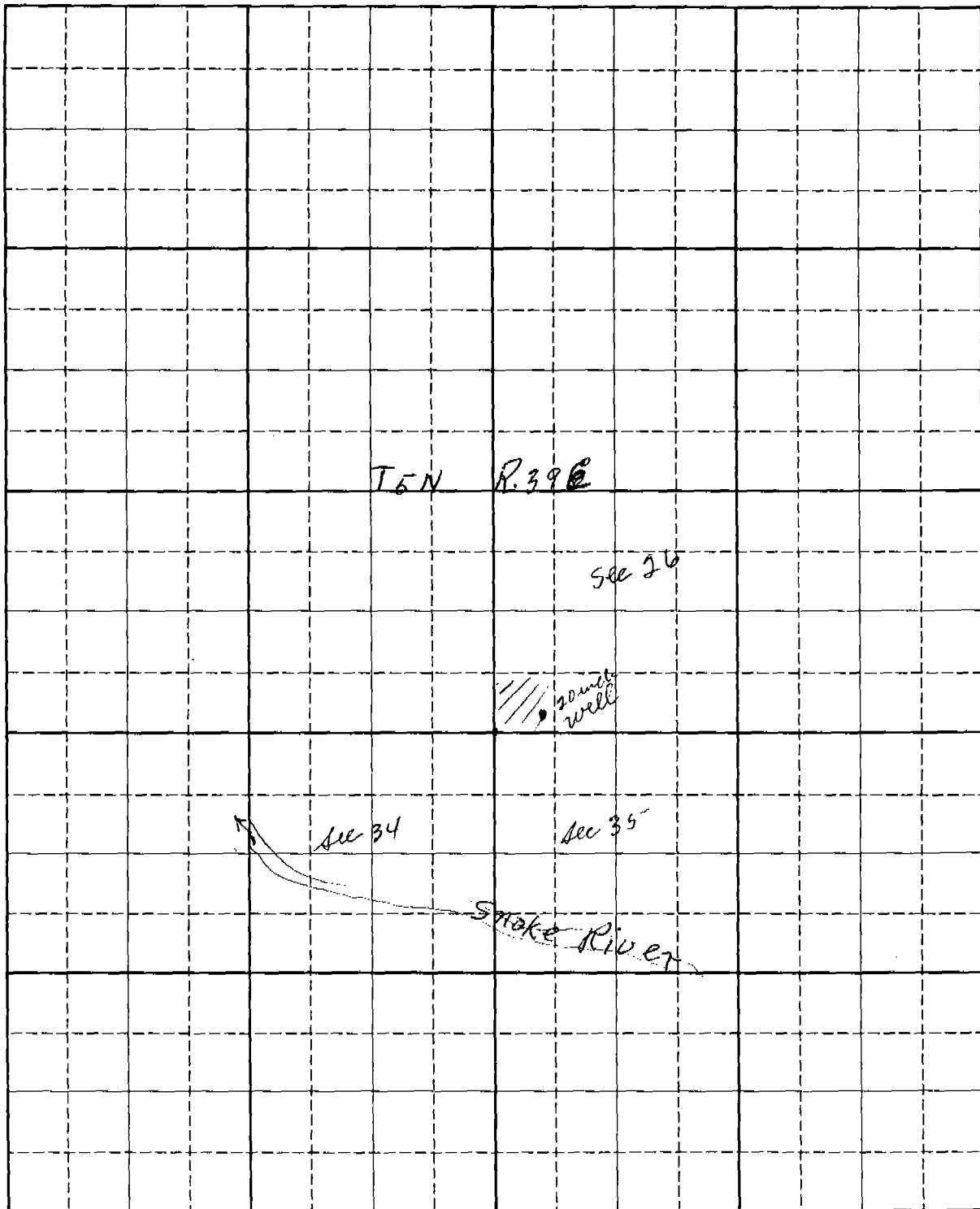
b. Who owns the land to be irrigated or place of use R. Max Snedaker

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

10. Remarks This place has been irrigated continually since 1951 with this pump, driven by a tractor. I am installing a 20 H.P. electric motor. There is no problem with water running to waste.

G. L. Hopkins Thornton Idaho drilled the well in April 1965. Prior to this, water was pumped a deep hole.

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



Scale: 2 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.

R. Max Sredaker
(Applicant)

22-7046

Received by Date 6-7-71 Time 11:41 AM Dues
Preliminary check by Fee \$ 25
Receipted by Date 6/2/71
Publication prepared by CR Date 6-15-71
Published in Rexburg Journal
Publication dates 6-24 & 7-1-71
Publication approved Date 7-14-71
Priority reduced to Reason

Protests filed by:

Copies of protests forwarded by
Hearing held by Date
Recommended for approval denial by

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. 22-7046, 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 July 1, 1976.
- c. Other: The permit holder shall permanently install and maintain as part of the diverting works a measuring device at the point of diversion of a type approved by this Department.

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

Witness my hand this 19 day of July, 1971.

L. Keith Higin
Director

RECEIVED

PhoMeA

Department of Water Resources
Phone _____
Eastern District Office

Permit No. 22-7046
Examination for b/u

[illegible]

TOTAL ACREAGE, _____ **40**

Rge. 39E

T
5N

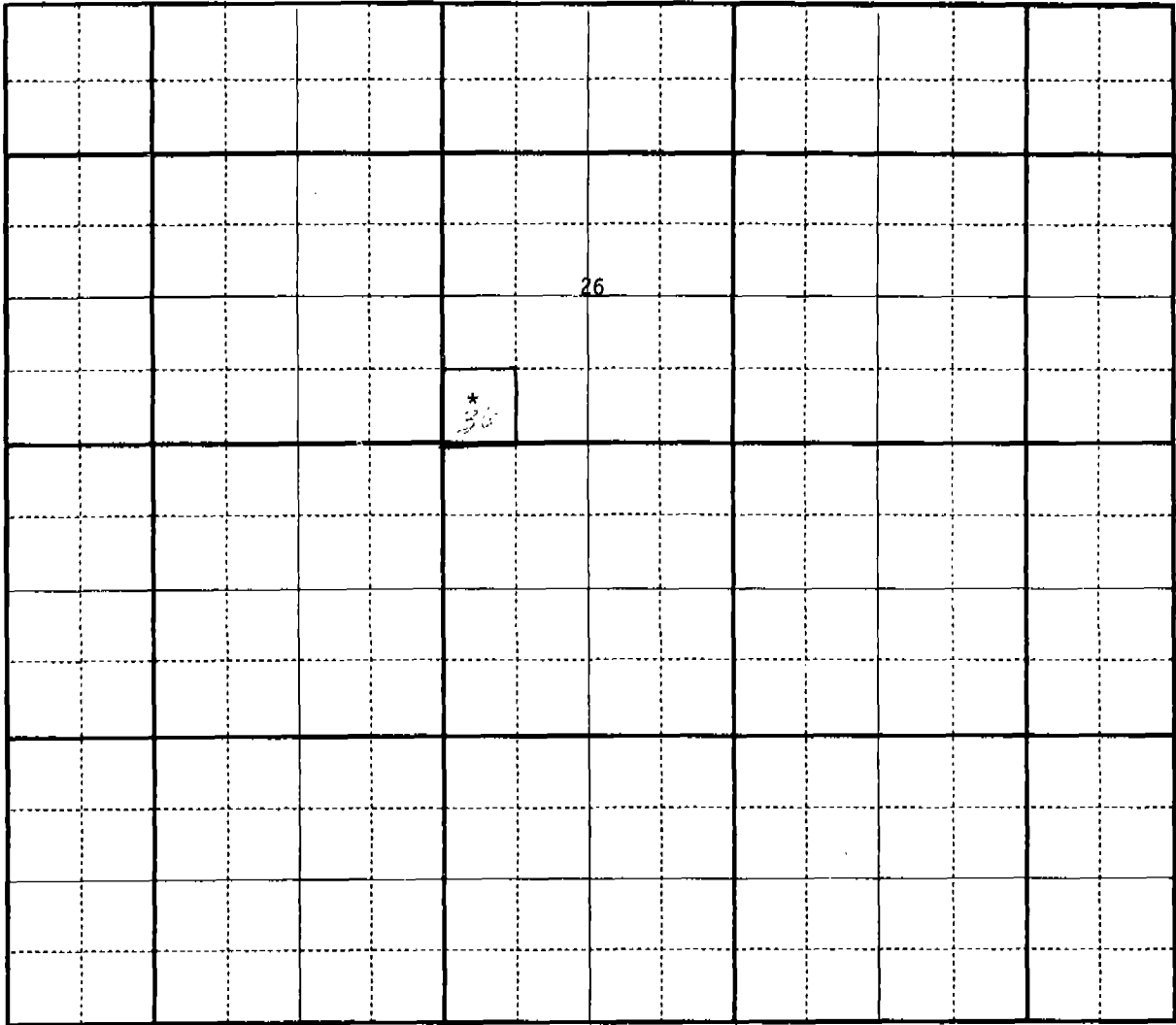
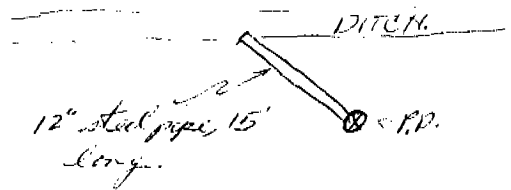


Diagram of System





DATE OF EXAM 25 July 76

ACREAGE

Found 36

Recommended 36

Irrigation Requirement 2.5 Ac Ft/Ac

USE

Irrigation Q = 2.2 c.f.s. V = 12.5 AF/Ann. from April 1 to Oct. 15
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 ✓

Name source:
twp. N/S, Rge. E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes no ✓

Name source exchanged with:
twp. N/S, Rge. E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of injection:
twp. N/S, Rge. E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of exchange:
twp. N/S, Rge. E/W, B.M., Sec. , Sub. 1/4 1/4 County

Total Q measured 2.22 cfs Method of measurement in line meter

Total Q recommended 2.2 Meter No 76 12 156 Type Mcrometer Condition good condition

Total V recommended 1.22 AF/ann.

Recommended Amendments:

P.D.
Place of Use
Other
None ✓

MEASUREMENT CALCULATION:

Direct Reading 2700 gpm
Time Reading 61.17 sec. 6.33 cfs
 $Q = 2.700 \times 2.31 = 6.21 \text{ cfs}$

SYSTEM DESCRIPTION:

Motor - GE 20 HP single phase, Ser # LF 6453032 "Berkley" pump
model 1204HA ser # 5315262 12 in. discharge pipe extended 15 ft
N.N.W. 1/4 ditch, three sections of ditch used to irrigate land. Total
length of ditch system 1/8 mi

REMARKS:

System described by Max Smedaker.

Examiner's Signature Ernest W. Paulson Date Aug 1976

Checked by Anthony R. Kozlowski Date 2/4/77

Approved by Date



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

SEP 27 1994

September 13, 1994

Department of Water Resources
Eastern District Office

R MAX SNEDAKER

5347 S 2785 W

REXBURG ID 83440

R MAX SNEDAKER

5347 S 2785 W

REXBURG, ID. 83440

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim No. A22-07046 & A22-10195
Change of Address

Dear Claimants,

SR; A changed A+R changed
as 7-23-94

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claim can be sent only to the address on your claim or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help to make sure you receive the future notices we intend to send to you that will keep you notified about SRBA matters.

If the ownership of the property to which this water right applies has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

Enclosure:

Eastern Snake Plain Aquifer Notice

#####

The address is correct as shown above or as otherwise changed.

R Max Snedaker

Claimant

RECEIVED
MICROFILMED
SEP 23 1994
Department of Water Resources

SEPTEMBER 13, 1994

RECEIVED
SEP 22 1994
Department of Water Resources

NOTICE ADDENDUM

This notice was originally mailed to you at the last known address in the Department records, but was undeliverable and returned. Through further research, the Department found your current address, and mailed the notice to you.

Please note that the deadline for filing an answer in response to the petition was September 16, 1994. Should you wish to participate as a party, you may petition the Director of the Department to intervene pursuant to IDAPA 37.01.01.350 et seq., and the Director will consider this late notice as a factor in determining whether intervention should be granted.

*The old address was in the
Thornton Post office which was
closed years ago. The address
is where I got the well approved
years ago.*
R. M. Smedaker

MICROFILMED
NOV 06 1996