

11/13/2006

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

RIGHT NUMBER: 22-13483
NAME AND ADDRESS: EVERGREEN INVESTMENT UTAH LLC
2834 ETIENNE WAY
SANDY UT 84093

BLAINE HUNTSMAN
2834 ETIENNE WAY
SANDY UT 84093

NANCY HUNTSMAN
2834 ETIENNE WAY
SANDY UT 84093

SOURCE: UNNAMED STREAM TRIBUTARY: FOX CREEK
QUANTITY: 0.250 CFS
Right Nos. 22-13481 and 22-13483 are limited to a total combined diversion rate of 0.70 cfs.

PRIORITY DATE: 01/24/1938
POINT OF DIVERSION: T04N R45E S33 SWNWNE Within TETON County
PURPOSE AND PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/15	0.250 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T04N R45E S28 SWSW 17.00	T04N R45E S28 SESW	18.00
	35 ACRES TOTAL		

Right Nos. 22-13481 and 22-13483 are limited to the irrigation of a combined total of 35 acres in a single irrigation season.

This right is limited to the irrigation of 12.28 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is subject to regulation by the watermaster of Water District 01.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 22-4183 .

Source is also known as Snake Creek.

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: A22-04183

Date Received: 9/22/1988

Receipt No: EW288

Received By: _____

SEP 28 1988

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES E. CRARY 602-749-1466
Address: 8401 E. WOODLAND RD.
TUSCON, AZ 85749
AND/OR
Name: MARGARET H. CRARY
Address: 8401 E. WOODLAND RD.
TUSCON, AZ 85749
AND/OR
Name: CHARLES E. CRARY 208-354-8309
Address: P.O. BOX 581
DRIGGS, ID 83422
AND/OR
Name: MARGARET H. CRARY 208-354-8309
Address: P.O. BOX 581
DRIGGS, ID 83422

A2204183



2. Date of Priority: JUN 01, 1908

3. Source: UNNAMED CREEK Trib. to: FOX CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04N	45E	33	NW NE		TETON

5. Description of diverting works:
HEADGATE TO DITCH FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.400		

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

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Date: 09/22/88

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OCT 29 1992

8. Total consumptive use is 40.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	45E	28	SE	SW		IRR	20.0
Section Acres							20.0
Total Acres							20.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
NONE

14. Remarks:
SOURCE KNOWN AS SNAKE CREEK.

15. Basis of Claim: STATUTORY CLAIM

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 _____ 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): Charles E. Cary Date: 9/22/88

Date: _____

State of Idaho)
County of Bonnerville) SS.

Subscribed and sworn (or affirmed) before me this 22nd day

of September 19 88

Anthony S. Olenichak
Notary Public

Seal

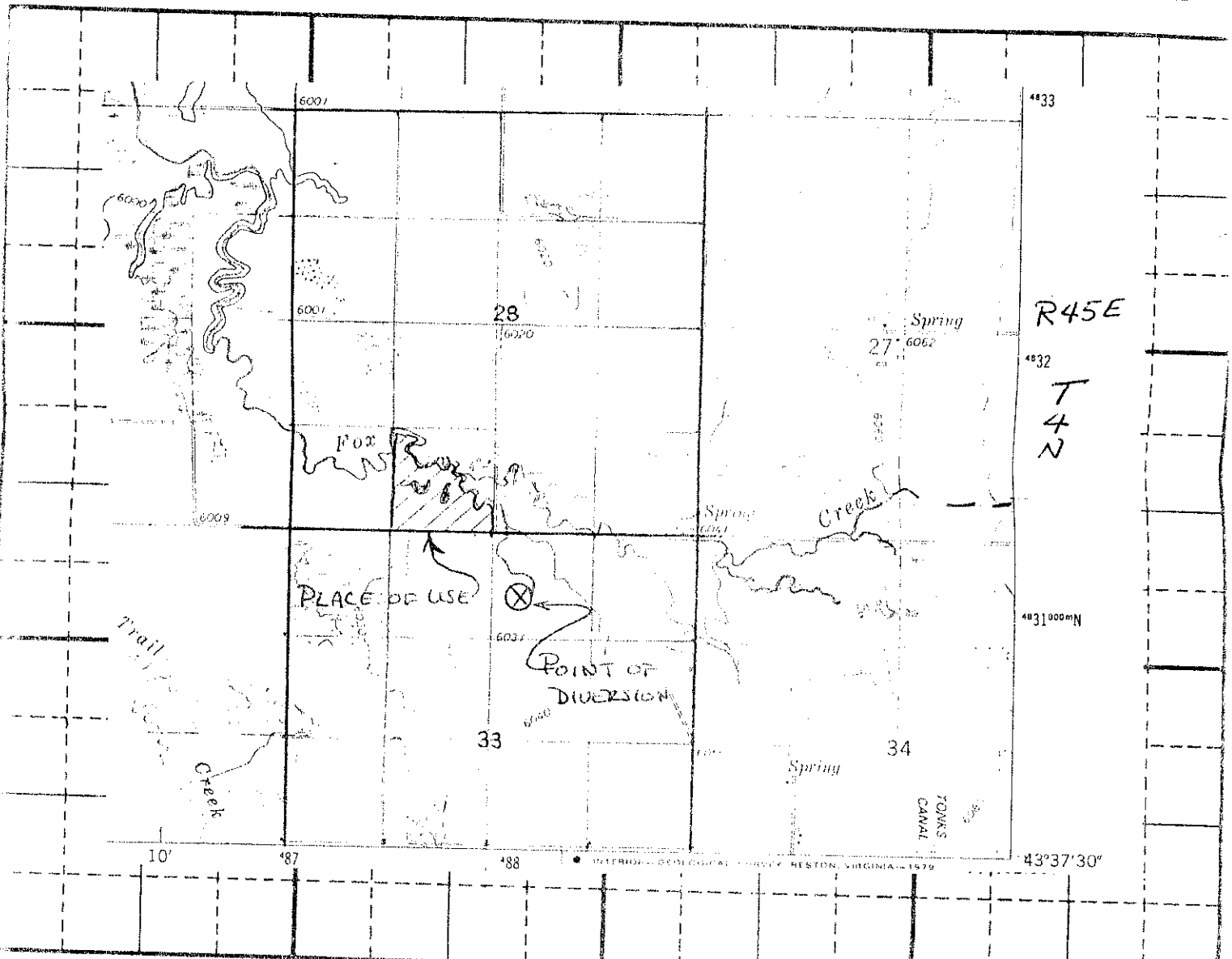
Residing at Idaho Falls

My Commission Expires 9/12/1994

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(8) Remarks Source also known as Snake Creek.

Other rights: Decree 22-0093 (1-22-1916) from Fox Creek



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