

09/28/2006

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

RIGHT NUMBER: 1-116BC

NAME AND ADDRESS: BRADLEY A SNARR
3977 N 35TH W
IDAHO FALLS ID 83402

RUBY SNARR
3977 N 35 W
IDAHO FALLS ID 83402

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.065 CFS

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION:

T04N R37E S35 NENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.065 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03N R37E S11	SWSE	23.00	T03N R37E S13 Lot 8 NWNW	5.80
T03N R37E S13 Lot 7 SWNW		16.00	T03N R37E S14 NENE	39.00
T03N R37E S14	NWNE	26.00	T03N R37E S14 SWNE	28.00
T03N R37E S14	SENE	40.00	T03N R37E S14 NENW	16.00
T03N R37E S14	SENW	18.00	T03N R37E S14 NESW	11.00
T03N R37E S14	NWSE	40.00		

262.8 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 262.8 acres in a single irrigation season. Combined Right Nos.: 1-10000B, 1-10001B, 1-10002B, 1-10003B, 1-10004B, 1-10005B, 1-10006B, 1-10007B, 1-10009B, 1-116BC, 1-116BD, 1-128C, 1-128D, 1-117BB, 1-117BC, 1-124C, 1-124D, 1-47L, 1-47N, 1-118AW, 1-118AX, 1-1U, 1-1V, 1-2E, 1-2F, 1-327C, and 1-327D.

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: BASIS OF CLAIM - Decreed

Water is delivered from Great Western Canal through Kennedy Ditch.

This right combines portions of old Right Nos. 1-116AW and 1-116AY.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-116BC

WATER RIGHT NUMBER: 1-116BC

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	FARM CREDIT BANK OF SPOKANE 2225 W BROADWAY STE A IDAHO FALLS, ID 83402 (208)552-2300
Current Owner	BRADLEY A SNARR 3977 N 35TH W IDAHO FALLS, ID 83402 (208)524-1393

Priority Date: 06/01/1887

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.065 CFS	
	<u>Total Diversion:</u>	0.065 CFS	

Location of Point(s) of Diversion

SNAKE RIVER	L1 (NE1/4NE1/4NE1/4)	Sec. 35, Twp 04N, Rge 37E, 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	
03N	37E	11															25.0		25.0
03N	37E	13					5.3	15.0											20.3
							L 8	L 7											
03N	37E	14	39.0	27.0	28.0	40.0	17.0			19.0	11.0			.2	.2	38.0	.7		220.1

Total Acres: 265.4

SCANNED

NOV 19 2004

Conditions of Approval:Remarks:

1. General OTHER RIGHTS A01-00001U, A01-00002E, A01-00047L, A01-00117BB, A01-00118AW, A01-00124C, A01-00128C & A01-00327C CHANGED OWNERSHIP 4/18/95 JTG/T

FILED

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-116BC

2. Explanatory WATER IS DELIVERED THROUGH KENNEDY DITCH

Comments:

SCANNED

NOV 19 2004

PROFILED

10/02/2006

**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: 1-116BC

BRADLEY A SNARR
3977 N 35TH W
IDAHO FALLS ID 83402
Telephone Number: (208)524-1393

RUBY SNARR
3977 N 35 W
IDAHO FALLS ID 83402
Telephone Number: (208)524-1393

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:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11/17/2006 SIGNATURE: Bradley Snarr
Please print your name: Bradley Snarr

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

RECEIVED
NOV 17 2006
Department of Water Resources
Eastern Region

KMO
11/17



Idaho Department of Water Resources

Right Nos.

1-1U, 1-1V, 1-2E, 1-2F,
1-47L, 1-47N, 1-116BC,
1-116BD, 1-117BB,
1-117BC, 1-118AW,
1-118AX, 1-124C,
1-124D, 1-128C, 1-128D,
1-327C, 1-327D,
1-10000B, 1-10001B,
1-10002B, 1-10003B,
1-10004B, 1-10005B,
1-10006B, 1-10007B,
and 1-10009B

Legend

- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Prepared by M. Holliday
On Monday, October 2, 2006
1987/88 Aerial Photography



MEMORANDUM

DATE: January 23, 2004

FROM: Ernie Carlsen

TO: Claims for Brad Snarr

RE: Amending claims to reflect permissible place of use

Brad Snarr came in to amend his claims that are appurtenant to the "Stoddard Place". Two parties originally filed the 27 claims. Though historically the property was one farm with one irrigation system owned by Ray Stoddard. In 1973, Ray sold part of the farm to Clarence Love and divided the water rights. However, the two properties continued to be irrigated through the same irrigation system. In 1985, Brad purchased the Love property after it had been repossessed by Farm Home. Then in 1990 Brad purchased the remainder of the farm from Ray Stoddard. With the "Stoddard Place" back under single ownership Brad Snarr amended the claims for the farm to reflect a single place of use.

SCANNED

NOV 19 2004

PROFILED

<u>Basin Nun</u>	<u>Sequence</u>	<u>Split Suffi</u>	<u>Basis</u>	<u>Status</u>	<u>Right ID</u>	<u>Priority D</u>	<u>Diversion</u>	<u>Source Lis</u>
✓	1	U	Decreed	Active	282945	1889-07-10	0.18	SNAKE RI
✓	1	V	Decreed	Active	345663	1889-07-10	0.36	SNAKE RI
✓	2	E	Decreed	Active	282946	1890-06-01	0.11	SNAKE RI
✓	2	F	Decreed	Active	345664	1890-06-01	0.23	SNAKE RI
✓	47	L	Decreed	Active	282947	1889-05-01	0.11	SNAKE RI
✓	47	N	Decreed	Active	345665	1889-05-01	0.22	SNAKE RI
✓	116	BC	Decreed	Active	282916	1887-06-01	0.07	SNAKE RI
✓	116	BD	Decreed	Active	345666	1887-06-01	0.13	SNAKE RI
✓	117	BB	Decreed	Active	282917	1888-06-01	0.07	SNAKE RI
✓	117	BC	Decreed	Active	345667	1888-06-01	0.13	SNAKE RI
✓	118	AW	Decreed	Active	282918	1889-06-01	0.02	SNAKE RI
✓	118	AX	Decreed	Active	345668	1889-06-01	0.04	SNAKE RI
✓	124	C	Decreed	Active	282928	1888-06-01	0.05	SNAKE RI
✓	124	D	Decreed	Active	345669	1888-06-01	0.11	SNAKE RI
✓	128	C	Decreed	Active	282929	1888-06-01	0.07	SNAKE RI
✓	128	D	Decreed	Active	348874	1888-05-01	0.14	SNAKE RI
✓	327	C	Decreed	Active	282948	4/1/1939	0.54	SNAKE RI
✓	327	D	Decreed	Active	345670	4/1/1939	1.09	SNAKE RI
1	10000	B	Decreed	Active	345678	1880-06-11	0.04	SNAKE RI
1	10001	B	Decreed	Active	345680	1881-06-01	0.06	SNAKE RI
1	10002	B	Decreed	Active	345682	1882-06-01	0.06	SNAKE RI
1	10003	B	Decreed	Active	345684	1883-06-01	0.06	SNAKE RI
1	10004	B	Decreed	Active	345686	1884-06-01	0.06	SNAKE RI
1	10005	B	Decreed	Active	345688	1885-06-01	0.19	SNAKE RI
1	10006	B	Decreed	Active	345690	1886-06-01	1.17	SNAKE RI
1	10007	B	Decreed	Active	345699	1890-06-01	0.43	SNAKE RI
1	10009	B	Decreed	Active	345701	4/1/1939	1.17	SNAKE RI

Please check remarks + add :

"water is delivered Through The Kennedy Ditch"

Thanks!

Jan

SCANNED

NOV 19 2004

PROFILE



RONALD CARLSON
WATERMASTER

(208) 525-7172
Fax (208) 525-7177

State of Idaho

Water District 1

900 N. Skyline Dr., Suite A

Idaho Falls, Idaho 83402-1718

IDWR DIRECTOR
KARL J. DREHER

April 11, 2002

COMMITTEE OF NINE

CHAIRMAN
Leonard Beck
Burley

Brad Snarr
3977 N 35 W
Idaho Falls, ID 83402

VICE CHAIRMAN
Don Hale
Blackfoot

RE: Kennedy Ditch Water Rights

Larry Kerbs
St. Anthony

Dear Brad:

Paul Berggren
Blackfoot

I've reviewed your 27 adjudication claims currently in the Dept. of Water Resource database. Claims 1-10000B thru 1-10009B are for water rights previously owned by Ray Stoddard delivered to the Kennedy Ditch. Your adjudication claims also describe the Kennedy Ditch as the point of diversion in the claims. Water District #1 is also currently delivering these rights to the Kennedy Ditch.

Dale Rockwood
Idaho Falls

Claude Storer
Idaho Falls

You've also claimed portions of water rights 1-124, 1-128, and 1-124. All of these water rights are currently being delivered to the Kennedy Ditch except for the portions transferred to Yamasaki, Reed, and Barkdull. The adjudication claims do not specifically identify the Kennedy Ditch. You may want to make an appointment with an adjudication agent at the IDWR office to add the Kennedy Ditch to the "Remarks" section of your claims.

Wayne Lincoln
Filer

Albert Lockwood
Eden

Ed Clark
Ashton

Finally, you claimed portions of water rights 1-1, 1-2, 1-47, 1-116, 1-117, and 1-118. Water District #1 delivers portions of these rights to the Kennedy Ditch and I can only assume that your portions are included in these deliveries. Again, you may want to add the Kennedy Ditch to the "Remarks" section of your claims.

Sincerely,

Tony Olenichak
Deputy Watermaster

"water is delivered
through the Kennedy
Ditch."

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NOV 19 2004

PROFILED



AUG 20 2001

State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

APRIL 17, 1995

BRAD SNARR
3977 N 35 W
IDAHO FALLS ID 83402

RE: CHANGE IN OWNERSHIP FOR A01-00001U, -00002E, -00047L,
-00116BC, -00117BB, -00118AW, -00124C, -00128C,
-00327C

Dear Mr. Snarr:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

MICROFILMED
NOV 05 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) 00116BC, 00117BB, 00118AW, 00124C
Assigned by IDWR: 00128C, 00327C
A01-00002E ETC. - 00001U, 00047L
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): FARM CREDIT BANK OF SPOKANE
- ☐ New Owner/Claimant (Purchaser): Brad Snarr or Ruby Snarr
- ☐ New Mailing Address: 3977N 35W
ID. Falls ID 83402
- ☐ New Telephone Number: (208) 524-1393
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Brad Snarr Date 3/15/95
Date _____
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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NOV 15 1995

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 1-116BC
Date Received: 9/14/1989
Receipt No: N003328
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BRAD SNARR Phone: (208)524-1393
3977 N 35 W
IDAHO FALLS ID USA 83402

2. Date of Priority: 06/01/1887

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	37E	35	NE NE NE 1	BONNEVILLE	

5. Description of diverting works:

CANAL HEADWORKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.065	

7. Total Quantity Appropriated is:
0.065 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
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PROFILED

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NOV 19 2004

03N

37E 14

NW NE
SW NE
SE NW
NW SE

IRRIGATION 1
IRRIGATION 24
IRRIGATION 2
IRRIGATION 40

Section Acres 67

Total Acres 67

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:

14. Remarks:

WATER IS DELIVERED THROUGH KENNEDY DITCH

OTHER RIGHTS A01-00001U, A01-00002E, A01-00047L, A01-00117BB, A01-00118AW, A01-00124C, A01-00128C & A01-00327C CHANGED OWNERSHIP 4/18/95/JT/GT

15. Basis of Claim: Decreed

SCANNED
NOV 19 2004
PROFILED

SCANNED

AUG 28 2001

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: A01-00116BC
Date Received: 9/14/1989
Receipt No: N003328
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: BRAD SNARR
Address: 3977 N 35 W
IDAHO FALLS ID

208-524-1393

83402

2. Date of Priority: JUN 1, 1887

3. Source: SNAKE RIVER

Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	37E	35	NE	NE	NE	1	BONNEVILLE

5. Description of diverting works:
CANAL HEADWORKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.065		

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

A.F.A.

8. Total consumptive use is 167.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	37E	14	NW	NE		IRR	1.0
			SW	NE		IRR	24.0
			SE	NW		IRR	2.0
			NW	SE		IRR	40.0

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NOV 05 1996

10. Place of Use: Continued

Section Acres 67.0

Total Acres 67.0

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:
SEE REMARKS

14. Remarks:
OTHER RIGHTS A01-00001U, A01-00002E, A01-00047L, A01-00117BB,
A01-00118AW, A01-00124C, A01-00128C & A01-00327C
CHANGED OWNERSHIP 4/18/95/JT/GT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

MICROFILMED
NOV 05 1996

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.

RECEIVED

SEP 21 1989

CIVIL CASE NUMBER: 39576

Ident. Number: A01-00116BC

Date Received: 9/13/1989

Receipt No: NOV 3328

Received By: SL

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FARM CREDIT BANK OF SPOKANE 208-523-1785
Address: P.O. BOX 50030
IDAHO FALLS, ID 83405

2. Date of Priority: JUN 01, 1887

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	37E	35	NE	NE	NE	1	BONNEVILLE

5. Description of diverting works:
CANAL HEADWORKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.065		

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

8. Total consumptive use is 167.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	37E	14	NW	NE		IRR	1.0
			SW	NE		IRR	24.0
			SE	NW		IRR	2.0
			NW	SE		IRR	40.0

Section Acres 67.0

A01-00116BC

Page 1

Date: 09/13/89

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OCT 19 1992

10. Place of Use: Continued

Total Acres 67.0

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:
SEE REMARKS

14. Remarks:
OTHER RIGHTS A01-00001U, A01-00002E, A01-00047L, A01-00117BB,
A01-00118AW, A01-00124C, A01-00128C & A01-00327C *Also see attached*

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

Decree Plaintiff

vs

Decree Defendant

16. Signatures(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: 6 pages

For Organizations

I do solemnly swear or affirm that I am the Senior Engineer-Appraiser of Farm Credit Bank of Spokane, that I have signed the foregoing document in the space below as Senior Engineer-Appraiser of Farm Credit Bank of Spokane and that the statements contained in the foregoing document are true and correct.

Herbert J. Sanders
(Signature of authorized Agent)

Senior Engineer-Appraiser
Farm Credit Bank of Spokane
(Title and Organization)

9/14/89
(Date)

State of Idaho)
County of Kootenai) SS.

Subscribed and sworn (or affirmed) before me this 9/14/89

Patricia M. Stypa
Patricia M. Stypa
Notary Public

SEAL

Residing at Rathdrum, Idaho
My Commission Expires: Sept. 10, 1993
Dec.

MICROFILMED

OCT 19 1992

Remarks:

This notice of claim is a filing on decreed water rights which are a result of a voluntary dissolution of the Shattuck Irrigation Co. The lands noted in the place of use were aquired by the Farm Credit Bank of Spokane on August 30, 1988, from Clarence Love. The lands aquired by Farm Credit are one-third of the lands which Clarence Love purchased from Ray Stoddard on December 4, 1980. The lands noted as the place of use are also irrigated with storage waters from the Palisades Reservoir.

The following attachments are included with this filing:

1. Plat map of the place of use and point of diversion.
1 page.
2. List of water rights included in the Shattuck Irrigation Co. Dissolution Decree. This filing includes one-third of the water rights listed under the name of Clarence Love.
1 page.
3. The first three pages of a Real Estate Sale Contract which lists the water rights transferred in a sale from Stoddard to Love on December 4, 1980. 3 pages.

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T4N



T3N

R37E

1" = 2000'

Section 14

MICROFILMED

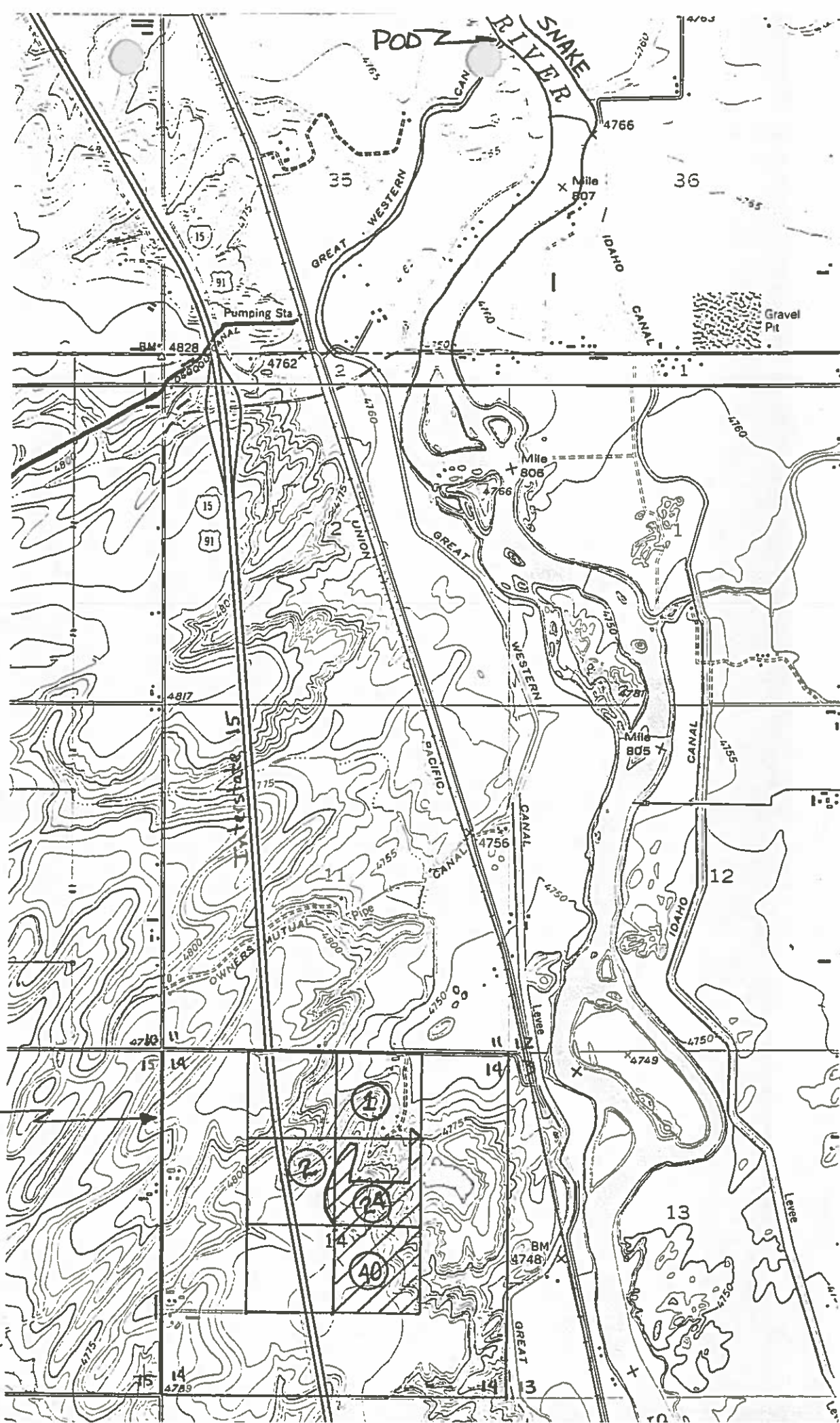
OCT 19 1992



Place of
use

(40)

Acres Irrigated
in Quarter/Quarter



SHATTUCK

IRRIGATION

CO.

DISSOLUTION

DECREE by

S.M. 4/14/88

WR NO. TRANS # Priority Amount

RAY CLARENCE TAKENO PHILLIP SAM KATSUKI WAYNE R. LEE GEORGE
STODDARD LOVE SAKAGUCHI HOEHN YAMASAKI YAMASAKI LANDON SHELTON KOBAYASHI

01-0109 292 6/11/80 0.260 0.053 0.000 0.025 0.001 0.019 0.036 0.035 0.028 0.025

01-0110 292 6/1/81 0.380 0.077 0.000 0.043 0.002 0.027 0.052 0.052 0.052 0.039 0.036

01-0111 292 6/1/82 0.390 0.079 0.000 0.044 0.002 0.028 0.053 0.053 0.053 0.040 0.037

01-0112 292 6/1/83 0.380 0.077 0.000 0.040 0.002 0.027 0.052 0.052 0.052 0.039 0.037

01-0113 292 6/1/84 0.390 0.079 0.000 0.044 0.002 0.028 0.053 0.053 0.053 0.040 0.037

01-0114 292 6/1/85 0.380 0.079 0 0.045 0.003 0.03 0.053 0.056 0.039 0.039 0.039

01-0035 324 6/1/85 0.570 0.116 0.000 0.065 0.003 0.041 0.078 0.077 0.059 0.059 0.053

01-0115 292 6/1/86 0.390 0.079 0.000 0.044 0.002 0.028 0.053 0.053 0.040 0.040 0.037

01-0123 316 6/1/86 0.800 0.163 0.000 0.091 0.004 0.057 0.109 0.109 0.083 0.083 0.075

01-0122 317 6/1/86 2.160 0.440 0.000 0.245 0.010 0.155 0.295 0.293 0.223 0.223 0.202

01-0122 317 6/1/86 2.640 0.539 0.000 0.246 0.021 0.191 0.363 0.365 0.280 0.280 0.255

01-0116 332 6/1/87 0.580 0.000 0.118 0.066 0.003 0.042 0.079 0.079 0.060 0.060 0.054

01-0116 292 6/1/87 0.380 0.000 0.077 0.043 0.002 0.027 0.052 0.052 0.039 0.039 0.036

01-0128 315 5/1/88 1.000 0.000 0.204 0.113 0.005 0.072 0.137 0.136 0.103 0.103 0.094

01-0117 292 6/1/88 0.390 0.000 0.079 0.044 0.002 0.028 0.053 0.053 0.040 0.040 0.037

01-0124 316 6/1/88 0.800 0.000 0.163 0.091 0.004 0.057 0.109 0.109 0.083 0.083 0.075

01-0117 332 6/1/88 0.580 0.000 0.118 0.066 0.003 0.042 0.079 0.079 0.060 0.060 0.054

01-0047 283 5/1/89 1.650 0.000 0.336 0.187 0.008 0.118 0.225 0.224 0.171 0.171 0.155

01-0118 292 6/1/89 0.260 0.000 0.053 0.029 0.001 0.019 0.036 0.035 0.027 0.027 0.024

01-0001 283 7/10/89 2.670 0.000 0.544 0.313 0.000 0.191 0.365 0.362 0.276 0.276 0.251

01-0002 283 6/1/90 4.590 0.588 0.342 0.517 0.022 0.326 0.625 0.621 0.472 0.472 0.430

01-0035 324 6/1/85 0.360 0.073 0.000 0.041 0.002 0.026 0.049 0.049 0.037 0.037 0.034

01-0127 315 5/1/86 2.000 0.407 0.000 0.227 0.010 0.143 0.273 0.271 0.207 0.207 0.187

01-0327 4/1/39 16.000 1.629 1.629 1.814 0.077 1.146 2.186 2.171 1.655 1.655 1.499

TOTAL 40.000 4.480 3.663 4.483 0.188 2.867 5.466 5.436 4.143 4.143 3.761

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SHATTUCK IRRIGATION CO. ARRANGED BY PRIORITY DATE AND OWNER

6-1-18.137

#8

597645

REAL ESTATE SALE CONTRACT

THIS AGREEMENT, made and entered into in triplicate this 4 day of December, 1980, by and between RAY W. STODDARD and EDITH A. STODDARD, husband and wife, of Bonneville County, Idaho, party of the first part, hereinafter designated "Seller", and CLARENCE LOVE and LILA LOVE, husband and wife, of Bonneville County, Idaho, party of the second part, hereinafter designated "Buyer",

WITNESSETH:

Seller agrees to sell to Buyer on performance of the agreements of Buyer as hereinafter set forth, and to convey or cause to be conveyed by the legal owner or owners thereof, by good and sufficient Warranty Deed and Bill of Sale, free and clear of all liens and encumbrances, excepting any lien or encumbrance that may have attached by reason of any act, deed or omission of the said Buyer, and excepting any lien or encumbrance to which this agreement is expressly made subject, the following described property, to-wit:

I. REAL PROPERTY

Beginning at a point that is East along the section line 3764.57 feet from the Northwest Corner of Section 14, Township 3 North, Range 37 East of the Boise Meridian; running thence East 1590.64 feet to the Northeast Corner of said section; thence East 112.5 feet more or less to the West right of way line of a railroad; thence S. 12°20'44" E. along said right of way line 2750.86 feet; thence N. 89°40'38" W. 2042.90 feet; thence S. 0°21'38" E. 1325.50 feet; thence N. 89°40'21" W. 1522.48 feet more or less to the East right of way line of Interstate Highway No. 15; thence N. 11°06'25" W. along said right of way line 2188.43 feet; thence N. 9°54'46" W. along said right of way line 464.43 feet; thence N. 89°51'119" E. 1023.73 feet; thence S. 12°47'25" W. 614.91 feet; thence East 894.94 feet; thence N. 0°26'34" W. 1984.70 feet to the point of beginning.

IDAHO TITLE AND TRUST CO
IDAHO FALLS, IDAHO 83401

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A. LESS AND EXCEPTING THE FOLLOWING:

(1) Reserving and excepting unto the Grantors and their heirs, executors and assigns, one-half of all of the oil, gas, coal and other minerals now, or at any time hereafter lying in, under or upon the above described premises.

(2) A tract of land lying in Section 13 and 14, Township 3 North, Range 37 East of the Boise Meridian described as follows:

Beginning at the Northeast corner of Section 14, Township 3 North, Range 37 East of the Boise Meridian being also the Northwest corner of Section 13; running thence West along the section line 98.2 feet; thence S. 12°20'44" E. 371.60 feet; thence East 180 feet crossing into said Section 13; thence No. 12°20'44" W. 371.6 feet to the North line of said Section 13; thence West along the section line 81.8 feet to the point of beginning.

B. TOGETHER WITH THE FOLLOWING:

(1) An easement to continue to use, maintain, repair or replace buried mainline and to use a pump site, which buried mainline runs from the Northwest corner of the premises described herein West along the South side of the county road and parallel to the county road to a point that is immediately south of the intersection between the county road and an irrigation canal (commonly known as the Shattuck Irrigation Company Canal) and thence North under said county road to the present pump site which is located North of the county road on the South bank of said irrigation canal.

(2) 239 shares of stock of Palisades Water Users, Inc.

(3) The following natural flow water rights of the waters of the Snake River:

<u>PRIORITY DATE</u>	<u>CUBIC FEET PER SECOND</u>
June 1, 1887	.1954
May 1, 1888	.2036
June 1, 1888	.3603
May 1, 1889	.3391
June 1, 1889	.05239
July 10, 1889	.5436
June 1, 1890	.3444
April 1, 1939	1.6285

C. SUBJECT TO THE FOLLOWING:

(1) SUBJECT to all existing patent reservations, easements, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations.

(2) SUBJECT to reservations in Warranty Deed dated November 13, 1972, by and between WARREN N. SHELTON and LORNA SHELTON, parties of the first part, and RAY W. STODDARD and EDITH A. STODDARD, husband and wife, party of the second part; recorded December 5, 1972, under Instrument No. 440814, records of Bonneville County, Idaho, as follows:

Reserving therefor such water and water rights as are adequate for Irrigation and Domestic purposes thereof and thereon.

(3) SUBJECT to easement dated November 13, 1972, by and between THE COUNTY OF BONNEVILLE and RAY STODDARD, for the purpose of the right to erect, construct, install and thereafter use and operate, inspect, repair, maintain, replace and remove a pipe line from the conveyance of water or sewage; recorded July 17, 1973, under Instrument No. 450170, records of Bonneville County, Idaho.

(4) SUBJECT to mortgage dated September 10, 1976, executed by RAY W. STODDARD and EDITH A. STODDARD, husband and wife, to THE FEDERAL LAND BANK OF SPOKANE, to secure payment of \$24,000.00 and interest; recorded September 15, 1976, under Instrument No. 503557, records of Bonneville County, Idaho. Buyer has assumed said mortgage and agrees to pay the mortgage and the loan secured thereby in full according to the terms thereof.

(5) SUBJECT to a mortgage dated November 7, 1972, executed by RAY W. STODDARD and EDITH A. STODDARD, husband and wife, to THE UNITED STATES OF AMERICA, acting through the FARMERS HOME ADMINISTRATION, to secure payment of \$71,400.00 and interest; recorded December 5, 1972, under Instrument No. 440815, records of Bonneville County, Idaho. Buyer has assumed said mortgage and agrees to pay the mortgage and the loan secured thereby in full according to the terms thereof.

(6) SUBJECT to Agreement dated September 10, 1973, by and between NEW SWEDEN IRRIGATION DISTRICT, a quasi-municipal corporation, called "District", TAKENO SAKAGUCHI, called "Second Party", and RAY STODDARD, called "Third Party", for transportation of water; recorded September 25, 1973, under Instrument No. 452960, records of Bonneville County, Idaho.

II. PERSONAL PROPERTY:

6400 feet of mainline pipe
General Electric motor, Serial # JJ314173
Byron Jackson Pump, Serial # 73150175
9 one-quarter mile Lateral Hand Lines
9 Valves
18 Swing Lines
9 End Plugs
9 Elbows

3 - REAL ESTATE SALE CONTRACT

INSTRUMENT NO.	597145
DATE	12-8-80
INST. CODE	318
FILE NO.	984-03
Request of	<i>[Signature]</i>

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OCT 19 1992