

09/28/2006

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

RIGHT NUMBER: 1-128D

NAME AND ADDRESS: RUBY SNARR
3977 N 35 W
IDAHO FALLS ID 83402

BRADLEY A SNARR
3977 N 35TH W
IDAHO FALLS ID 83402

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.136 CFS

PRIORITY DATE: 05/01/1888

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	4/01 10/31	0.136 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.

This right is limited to the irrigation of 13.6 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 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

This right is a split from former right 1-128A.

Water is delivered from Great Western Canal through Kennedy Ditch.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-128D

WATER RIGHT NUMBER: 1-128D

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JOSHUA B MORGAN
Original Owner	LORENZO, ID UNITED STATES OF AMERICA ACTING THROUGH USDA FARM SERVICE AGENCY 9173 W BARNES STE B BOISE, ID 83709-1555 (208)378-5650
Current Owner	UNITED STATES OF AMERICA ACTING THROUGH USDA FARM SERVICE AGENCY 9173 W BARNES STE B BOISE, ID 83709-1555 (208)378-5650
Current Owner	RUBY SNARR 3977 N 35 W IDAHO FALLS, ID 83402 (208)524-1393
Current Owner	BRADLEY A SNARR 3977 N 35TH W IDAHO FALLS, ID 83402 (208)524-1393

Priority Date: 05/01/1888

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.136 CFS	
	<u>Total Diversion:</u>	0.136 CFS	

Location of Point(s) of Diversion

SNAKE RIVER	L1 (NE1/4NE1/4NE1/4)	Sec. 35, Twp 04N, Rge 37E, B.M.
JEFFERSON 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					
03N	37E	11															25.0	25.0	
03N	37E	13							5.3	15.0								20.3	
									L 8	L 7									

PROFILED

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-128D

03N 37E 14	39.0	27.0	28.0	40.0	17.0	19.0	11.0	.2	.2	38.0	.7	220.1
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Total Acres: 265.4

Conditions of Approval:

Remarks:

1. General CHANGED OWNERSHIP 4/11/95/JT/GT THE PLACE OF USE FOR THIS CLAIM WAS AMENDED BY SNARR. THE INITIAL CLAIMED PLACE OF USE APPEARS TO HAVE BEEN A DATA ENTER ERROR. 4-12-95 GJT.
2. Explanatory WATER IS DELIVERED THROUGH KENNEDY DITCH

Comments:

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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: 1-128D

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

BRADLEY A SNARR
3977 N 35TH 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

1CWR
11/17

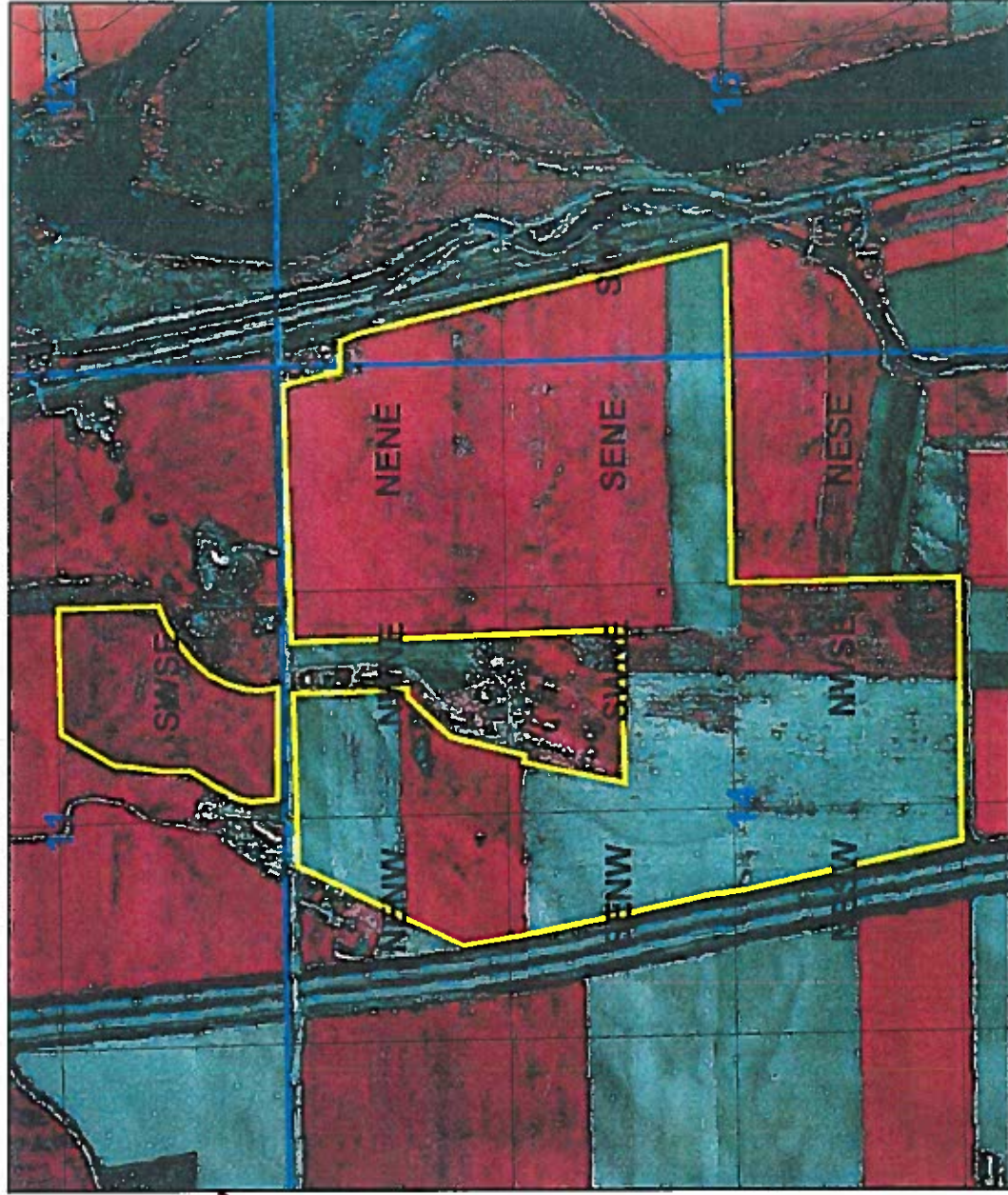


Idaho Department of Water Resources

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

R37E



T03N

Legend

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

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



0 0.5 1 Miles

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.

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Basin Nun	Sequence	Split Suffi	Basis	Status	Right ID	Priority D	Diversion	Source Lis
✓	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
✓	10000	B	Decreed	Active	345678	1880-06-11	0.04	SNAKE RI
✓	10001	B	Decreed	Active	345680	1881-06-01	0.06	SNAKE RI
✓	10002	B	Decreed	Active	345682	1882-06-01	0.06	SNAKE RI
✓	10003	B	Decreed	Active	345684	1883-06-01	0.06	SNAKE RI
✓	10004	B	Decreed	Active	345686	1884-06-01	0.06	SNAKE RI
✓	10005	B	Decreed	Active	345688	1885-06-01	0.19	SNAKE RI
✓	10006	B	Decreed	Active	345690	1886-06-01	1.17	SNAKE RI
✓	10007	B	Decreed	Active	345699	1890-06-01	0.43	SNAKE RI
✓	10009	B	Decreed	Active	345701	4/1/1939	1.17	SNAKE RI

Please check remarks + add :

"water is delivered Through The Kennedy Ditch"

Thanks!

Jim

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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

VICE CHAIRMAN
Don Hale
Blackfoot

Larry Kerbs
St. Anthony

Paul Berggren
Blackfoot

Dale Rockwood
Idaho Falls

Claude Storer
Idaho Falls

Wayne Lincoln
Filer

Albert Lockwood
Eden

Ed Clark
Ashton

Brad Snarr
3977 N 35 W
Idaho Falls, ID 83402

RE: Kennedy Ditch Water Rights

Dear Brad:

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.

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.

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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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 1-128D
Date Received: 4/11/1995
Receipt No: E020882
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

UNITED STATES OF AMERICA ACTING THROUGH Phone: (208)378-5650
USDA FARM SERVICE AGENCY
9173 W BARNES STE B
BOISE ID USA 837091555

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

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

2. Date of Priority: 05/01/1888

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	JEFFERSON	

5. Description of diverting works:

OWNERS MUTUAL CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.136	

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

8. Total consumptive use:

9. Non-irrigation uses:

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10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot		Use	Acres
03N	37E	13	NW	NW	IRRIGATION	8
			SW	NW	IRRIGATION	17
					Section Acres	25
03N	37E	14	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	9
			SE	NE	IRRIGATION	40
			SE	NW	IRRIGATION	18
			SW	NE	IRRIGATION	1
			NE	SW	IRRIGATION	7
				Section Acres	115	
				Total Acres	140	

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

CHANGED OWNERSHIP 4/11/95/JT/GT THE PLACE OF USE FOR THIS CLAIM WAS AMENDED BY SNARR. THE INITIAL CLAIMED PLACE OF USE APPEARS TO HAVE BEEN A DATA ENTER ERROR. 4-12-95 GJT.

15. Basis of Claim: Decreed

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NOV 19 2004

SCANNED

A01-00128D

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: A01-00128D
Date Received: 4/11/1995
Receipt No: E020882
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: BRAD SNARR 208-524-1393
Address: 3977 N 35 W
IDAHO FALLS ID 83402
OR
Name: RUBY SNARR 208-524-1393
Address: 3977 N 35 W
IDAHO FALLS ID 83402

2. Date of Priority: MAY 1, 1888
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	JEFFERSON

5. Description of diverting works:
OWNERS MUTUAL CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.136		

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

8. Total consumptive use is 420.0 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	13	NW	NW		IRR	8.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	37E	13	SW	NW		IRR	17.0
						Section Acres	25.0
		14	NE	NE		IRR	40.0
			NW	NE		IRR	9.0
			SW	NE		IRR	1.0
			SE	NE		IRR	40.0
			SE	NW		IRR	18.0
			NE	SW		IRR	7.0
						Section Acres	115.0
						Total Acres	140.0

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:

01-00116,-00117,-00124,-00047,-00118,-00001,-00002,-00327

14. Remarks:

CHANGED OWNERSHIP 4/11/95/JT/GT
THE PLACE OF USE FOR THIS CLAIM WAS AMENDED BY SNARR. THE
INITIAL CLAIMED PLACE OF USE APPEARS TO HAVE BEEN A DATA ENTER
ERROR. 4-12-95 GJT.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRRIGATION CO., ET. A
Decree Plaintiff

TETON IRRIGATION CANAL CO., E
vs Decree Defendant

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: _____

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): Brod Snow Date: 6/6/95

Date: _____

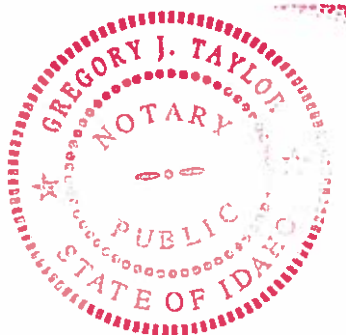
State of Idaho)
County of Bonnerville) SS.

Subscribed and sworn (or affirmed) before me this 6th day

of June 19 95

Gregory J. Taylor
Notary Public

Seal



Residing at Idaho Falls

My Commission Expires 3/3/98