

05/02/2006

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

RIGHT NUMBER: 1-162L

NAME AND ADDRESS: NEW SWEDEN IRRIGATION DIST
2350 W 1700 S
IDAHO FALLS ID 83402

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.520 CFS

PRIORITY DATE: 08/13/1888

POINT OF DIVERSION:

T02N R37E S12 NWNE Within BONNEVILLE County

T04N R37E S35 NENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.520 CFS

PLACE OF USE:

27920 ACRES TOTAL

This right is limited to the irrigation of 26 acres within the place of use described above in a single irrigation season.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

Place of use is within the boundary of New Sweden Irrigation District pursuant to Section 43-323, Idaho Code.

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 through Great Western Canal and Porter Canal.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 1-162H.

08/23/2006

**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: 1-162L

NEW SWEDEN IRRIGATION DIST
2350 W 1700 S
IDAHO FALLS ID 83402
Telephone Number: (208)523-0175

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:

PROFILED

SCANNED

MAY 01 2007

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

DATE: Sept 11, 2006 SIGNATURE: Louis Thiel
Please print your name: Louis Thiel

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

RECEIVED

SEP 11 2006

Department of Water Resources
Eastern Region

*YMT
02*



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

April 19, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT

Dear Claimant:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

Katy Jackson
Office Specialist 1

Enclosure

PROFILED

SCANNED

APR 26 2005

change owner
note access
note claim
scan & profile
put in file and barcode

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DELOG
MH 3/10/05

RECEIVED

MAR 10 2005

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
01-00035AL					
01-00162L					
01-00163L					
01-00083AF					
01-10104					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Brad Snarr
3977 N 35th W Idaho Falls ID 83402
4. New Owner/Claimant(s) New Sweden Irrigation District
Name Connector (Check one): [] and, [] or, [] and/or
2350 W 1700 S
New Mailing Address
Idaho Falls ID 83402
City, State and ZIP Code
New Telephone Number (208) 523-0175
5. Date you acquired the property 9-14-2004

PROFILED

SCANNED
APR 26 2005

CHANGE COMPLETED
DATE: 4/19/05
KMU



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 29, 2004

BRADLEY A SNARR
3977 N 35 W
IDAHO FALLS ID 83402

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 01-35AL, 01-83AF,
01-162L, 01-163L, 01-10104

Dear Mr. Snarr:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

Jennifer Crabtree
Technical Records Specialist

Enclosure

SCANNED

APR 26 2005

PROFILED

DELOG SKN
1-23-04

OK JC

1-29-04

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
JAN 23 2004

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Department of Water Resources
 Incomplete forms will be returned. Eastern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
01-35 AL					
01-83 AF					
01-162 L					
01-163 L					
01-10104					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former
Owner/Claimant(s)

Wayne C. Smerr

4. New Owner/Claimant(s)

Bradley A. Smerr

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

3977 N 35 W

City, State and ZIP Code

Idaho Falls ID 83402

New Telephone Number

(208) 524-1393

5. Date you acquired the property

SCANNED 2002

APR 26 2005

PROFILED

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-162L

WATER RIGHT NUMBER: 1-162L

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	WAYNE C SNARR 3400 W 33RD N IDAHO FALLS, ID 83402 (208)522-8929
Current Owner	NEW SWEDEN IRRIGATION DIST 2350 W 1700 S IDAHO FALLS, ID 83402 (208)523-0175
Original Owner	BRADLEY A SNARR 3977 N 35TH W IDAHO FALLS, ID 83402 (208)524-1393

Priority Date: 08/13/1888

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	0.520 CFS	
	<u>Total Diversion:</u>	0.520 CFS	

Location of Point(s) of Diversion

SNAKE RIVER	NE1/4NW1/4	Sec. 10, Twp 03N, Rge 37E, B.M.
BONNEVILLE County	(Rediversion)	
SNAKE RIVER	L1 (NE1/4NE1/4)	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	NE	NW	SW	SE	
02N	37E	3									39.0		35.0						74.0
02N	37E	4													20.0	20.0			40.0

Total Acres: 114

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 1-162L

Remarks:

1. General CARRIED TO THE WESTSIDE MUTURAL CANAL HEADING IN THE NE1/4NW1/4 SECTION 10, TWP 03N, RGE 37E. THE WATER IS THEN CONVEYED TO A PUMPING PLANT WHICH DIVERTS IT INTO A SPRINKLER IRRIGATION SYSTEM.
THIS NOTICE IDENTIFIES THAT PORTION OF RIGHT A01-00162H WHICH BECAME APPURTENANT TO MY FARM AS A RESULT OF TRANSFER #659.

Comments: CHANGE OF OWNERSHIP COMPLETE 04/19/2004.KMJ

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 1-162L

WATER RIGHT NUMBER: 1-162L

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	WAYNE C SNARR 3400 W 33RD N IDAHO FALLS, ID 83402 (208)522-8929
Current Owner	BRADLEY A SNARR 3977 N 35TH W IDAHO FALLS, ID 83402 (208)524-1393

Priority Date: 08/13/1888

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	0.520 CFS	
	<u>Total Diversion:</u>	0.520 CFS	

Location of Point(s) of Diversion

SNAKE RIVER	NE1/4NW1/4	Sec. 10, Twp 03N, Rge 37E, B.M.
BONNEVILLE County	(Rediversion)	
SNAKE RIVER	L1 (NE1/4NE1/4)	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	NE	NW	SW	SE	
02N	37E	3									39.0		35.0						74.0
02N	37E	4													20.0	20.0			40.0

Total Acres: 114

Conditions of Approval:Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-162L

1. General CARRIED TO THE WESTSIDE MUTURAL CANAL HEADING IN THE NE1/4NW1/4 SECTION 10, TWP 03N, RGE 37E. THE WATER IS THEN CONVEYED TO A PUMPING PLANT WHICH DIVERTS IT INTO A SPRINKLER IRRIGATION SYSTEM. THIS NOTICE IDENTIFIES THAT PORTION OF RIGHT A01-00162H WHICH BECAME APPURTENANT TO MY FARM AS A RESULT OF TRANSFER #659.

Comments:Dates and Other Information:

Claim Received Date: 7/21/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

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: A01-00162L
Date Received: 7/21/1989
Receipt No: E009547
Received By:

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

1. Name: WAYNE C. SNARR 208-522-8929
Address: 3400 W. 33 N.
IDAHO FALLS, ID 83402

2. Date of Priority: AUG 13, 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
03N	37E	10	NE	NW		R	BONNEVILLE
04N	37E	35	NE	NE	1		JEFFERSON

5. Description of diverting works:
WATER IS DIVERTED INTO GREAT WESTERN CANAL AND (SEE REMARKS)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.520		

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

8. Total consumptive use is 285.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	37E	3	NW	SW		IRR	39.0
			SW	SW		IRR	35.0

COPY

MICROFILMED

OCT 19 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	74.0
		4	NE	SE	IRR	20.0
			NW	SE	IRR	20.0
					Section Acres	40.0
					Total Acres	114.0

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:

A01-10104/00163L/00083AF/00035AL/261 AF OR PALISADES STORAGE

14. Remarks:

CARRIED TO THE WESTSIDE MUTURAL CANAL HEADING IN THE NE1/4NW1/4 SECTION 10, TWP 03N, RGE 37E. THE WATER IS THEN CONVEYED TO A PUMPING PLANT WHICH DIVERTS IT INTO A SPRINKLER IRRIGATION SYSTEM.

THIS NOTICE IDENTIFIES THAT PORTION OF RIGHT A01-00162H WHICH BECAME APPURTENANT TO MY FARM AS A RESULT OF TRANSFER #659.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CO.

Decree Plaintiff

TETON IRR. CANAL CO.

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: _____

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OCT 19 1992

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): Harne C. Shary Date: 4/29/91

Date: _____

State of Idaho)
County of Donneville) SS.

Subscribed and sworn (or affirmed) before me this 29th day
of April 19 91 Betty J. Chapman
Notary Public

Seal

Residing at RESIDING AT 222 W. 1000 N. IDAHO
My Commission Expires MY COMMISSION EXPIRES: 6-30-94

MICROFILMED
OCT 19 1992

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: A01-00162L
Date Received: 7/21/1989
Receipt No: E009547
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WAYNE C. SNARR
Address: 3400 W. 33 N.
IDAHO FALLS, ID 83402 208-522-8929

2. Date of Priority: AUG 13, 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
03N	37E	10	NE	NW		R	BONNEVILLE
04N	37E	35	NE	NE	1		JEFFERSON

5. Description of diverting works:
WATER IS DIVERTED INTO GREAT WESTERN CANAL AND (SEE REMARKS)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.520		

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

8. Total consumptive use is 285.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	37E	3	NW	SW		IRR	39.0
			SW	SW		IRR	35.0

Section Acres 74.0

A01-00162L

Page 1

Date: 07/21/89

MICROFILMED

OCT 19 1992

A0100162L



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	37E	4	NE	SE	IRR	20.0
			NW	SE	IRR	20.0
Section Acres						40.0
Total Acres						114.0

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:

A01-10104/00163L/00083AF/00035AL/261 AF OR PALISADES STORAGE

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15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CO.

Decree Plaintiff

vs

TETON IRR. CANAL CO.

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 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): Wayne C. Snary Date: 7/21/89
Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 21 day

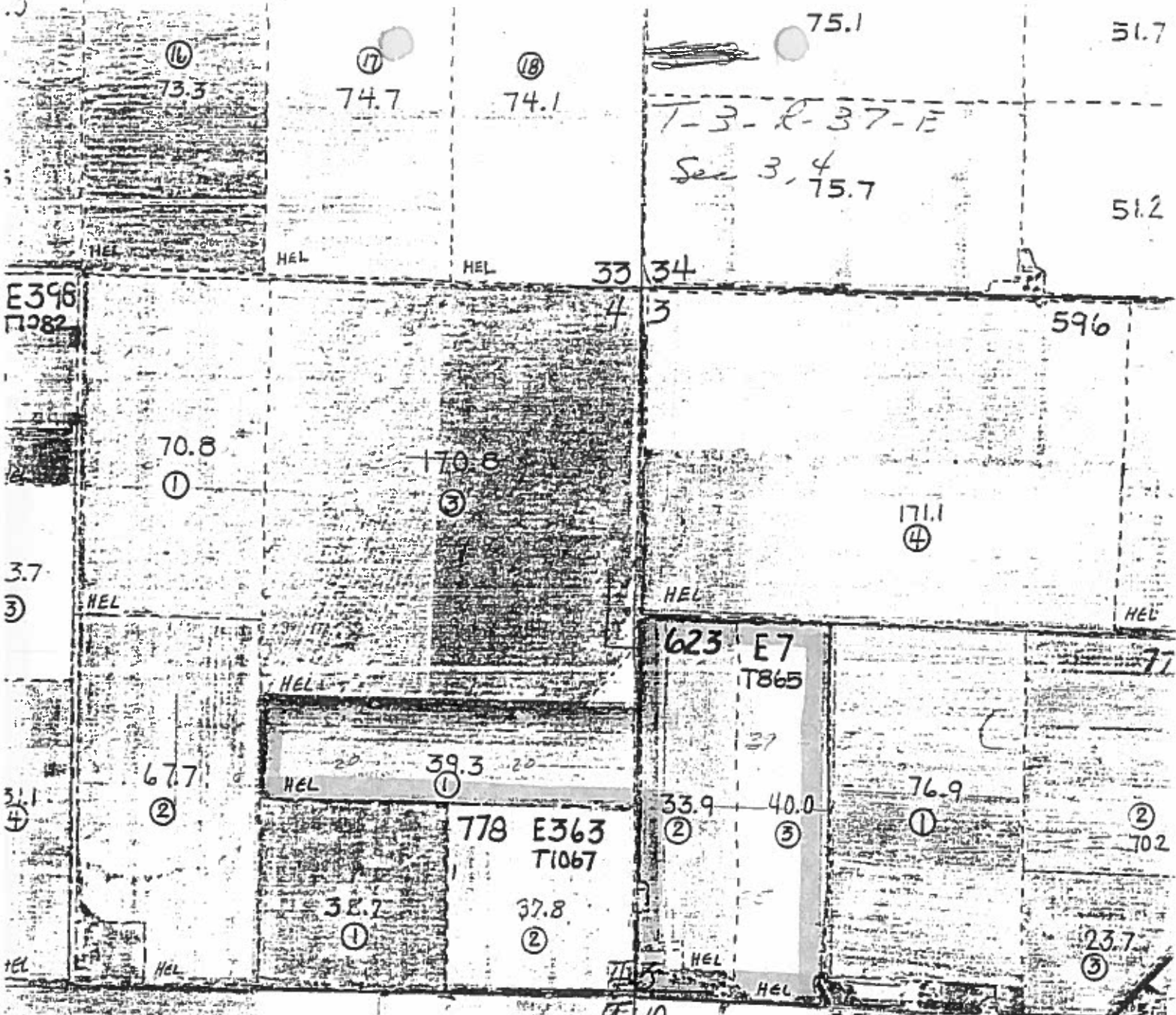
of July 19 89

Seal

Ernest F. Carlson
Notary Public

Residing at State Falls, ID

My Commission Expires 6/14/1994



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OCT 19 1992