

04/10/2007

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 1-10090

NAME AND ADDRESS: BRAD REED  
2050 W 81 N  
IDAHO FALLS ID 83402

ANITA T REED  
2050 W 81 N  
IDAHO FALLS ID 83402

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.814 CFS

PRIORITY DATE: 04/01/1939

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          | 1.814 CFS       |

PLACE OF USE: IRRIGATION in BONNEVILLE County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T03N R37E S14 | NENW | 5.30  | T03N R37E S14 | NWNW | 39.00 |
| T03N R37E S14 | SWNW | 39.00 | T03N R37E S14 | SENW | 11.00 |
| T03N R37E S14 | NESW | 19.00 | T03N R37E S14 | NWSW | 38.00 |

151.3 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 151.3 acres in a single irrigation season. Combined Right Nos.: 1-10078, 1-10079, 1-10080, 1-10081, 1-10082, 1-10083, 1-10084, 1-10085, 1-10086, 1-10087, 1-10088, and 1-10090.

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.

The delivery of water to this right may be subject to procedures described in the United States Bureau of Reclamation "space holder" contracts and the Burley Irrigation Dist. v. Eagle, Supplemental Decree (Idaho 5th Jud. Dist., July 10, 1968) and Aberdeen-Springfield Canal Co. v. Eagle, Supplemental Decree (Idaho 7th Jud. Dist., March 12, 1969) together with the natural-flow and storage deliveries as calculated by the Idaho Department of Water Resources.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 1-327A.

Water is delivered from Great Western Canal through Kennedy Ditch.

09/22/2006

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

RIGHT NUMBER: 1-10090

NAME AND ADDRESS: TAKENO SAKAGUCHI & SON  
10144 N 26 W  
IDAHO FALLS ID 83402

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.814 CFS

PRIORITY DATE: 04/01/1939

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          | 1.814 CFS       |

PLACE OF USE: IRRIGATION Within BONNEVILLE County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T03N R37E S14 | NENW | 5.30  | T03N R37E S14 | NWNW | 39.00 |
| T03N R37E S14 | SWNW | 39.00 | T03N R37E S14 | SENW | 11.00 |
| T03N R37E S14 | NESW | 19.00 | T03N R37E S14 | NWSW | 38.00 |

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 1-327A.

Water is delivered from Great Western Canal through Kennedy Ditch.



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

**EASTERN REGION**

**C. L. "BUTCH" OTTER**  
Governor

**DAVID R. TUTHILL, JR.**  
Interim Director

April 11, 2007

BRAD & ANITA REED  
2050 W 81 N  
IDAHO FALLS ID 83402

RE: Notice of Change of Water Right Ownership (NCO) for 01-10078, 01-10079, 01-10080, 01-10081, 01-10082, 01-10083, 01-10084, 01-10085, 01-10086, 01-10087, 01-10088, 01-10090 and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. and Mrs. Reed:

On January 22, 2007, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree  
Technical Records Specialist

Enclosure

cc: Takeno Sakaguchi and Son

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

)

Water Rights: 01-10078, 01-10079,  
01-10080, 01-10081, 01-10082, 01-  
10083, 01-10084, 01-10085, 01-  
10086, 01-10087, 01-10088, 01-10090

Case No. 39576

)

)

NOTICE OF COMPLETED  
ADMINISTRATIVE  
PROCEEDING

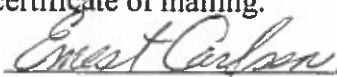
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party TAKENO SAKAGUCHI & SON - REED
- ☐ I.C. § 42-222 transfer
  - ☐ point of diversion      ☐ place of use
  - ☐ period of use              ☐ nature of use
  - ☐ split of water right      ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 4-11-07



Signature of IDWR Representative

### CERTIFICATE OF MAILING

I certify that on April 13, 2007, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
PO Box 2707  
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:  
TAKENO SAKAGUCHI & SON  
10144 N 26 W  
IDAHO FALLS ID 83402

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:  
BRAD & ANITA REED  
2050 W 81 N  
IDAHO FALLS ID 83402

4. One copy to:

Each party in the subcase, or attorney of record  
N/A

5. One copy each to:

Chief Natural Resources Division  
Office of the Attorney General  
PO Box 44449  
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice  
Environment & Natural Resource Div  
550 West Fort Street MSC 033  
Boise ID 83724

  
\_\_\_\_\_  
Signature of person or attorney mailing the form

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

**RECEIVED**

**JAN 22 2007**

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<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
|                       | 01-10078                     |       |                       | 01-10083                     |       |
|                       | 01-10079                     |       |                       | 01-10084                     |       |
|                       | 01-10080                     |       |                       | 01-10085                     |       |
|                       | 01-10081                     |       |                       | 01-10086                     |       |
|                       | 01-10082                     |       |                       | 01-10087                     |       |
|                       |                              |       |                       | 01-10088                     |       |
|                       |                              |       |                       | 01-10090                     |       |

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) Takeno Sakaguchi + Son

4. New Owner/Claimant(s) Brad & Anita Reed  
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2050 W 81N
- City, State and ZIP Code Idaho Falls Id. 83402
- New Telephone Number (208) 522-1390
5. Date you acquired the property 12-17-01

NCAPs



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](http://www.idwr.state.id.us)

EASTERN REGION

December 15, 2006

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

BRAD & ANITA REED  
2050 W 81<sup>ST</sup> N  
IDAHO FALLS ID 83402

RE: CHANGE IN WATER RIGHT OWNERSHIP FOR 01-10078,  
01-10079, 01-10080, 01-10081, 01-10082, 01-10083, 01-10084, 01-  
10085, 01-10086, 01-10087, 01-10088, 01-10090

Dear Mr. & Mrs. Reed:

It has come to our attention that you may have recently purchased a tract of land in Jefferson County. The property to which I am referring was most recently owned by the estate of Takeno Sakaguchi & Sons. The legal description is as follows:

TO3N, R37E, S14, 151.3 acres

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 questions regarding this matter, please call 525-7161.

Respectfully submitted,

Jennifer Crabtree



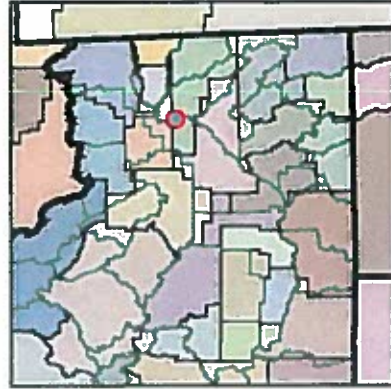
# Idaho Department of Water Resources

Right Nos.:

1-10078, 1-10079,  
1-10080, 1-10081,  
1-10082, 1-10083,  
1-10084, 1-10085,  
1-10086, 1-10087,  
1-10088, & 1-10090

## Legend

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



Bonneville County  
IDWR Basin 1

Prepared by M. Holliday  
On Friday, September 22, 2006  
1987/88 Aerial Photography

R37E



T03N

## Claims A01-10078 thru A01-10090

1/ P.O.U. confirmation exam done with new owner, Brad Reed. (522-1390). Mr. Reed was given a change of ownership form & instructions.

2/ P.O.U. map has been adjusted to reflect only property west of the Interstate.

3/ This exam was done on 1-12-2004 by Harold Jones of Water Right Contracting Services.

4/ See map in file A01-10090

SCANNED

NOV 08 2004

PROFILED



SCANNED

AUG 27 2001

Takeno Sakaguchi and Son  
 10144 North 26 West  
 Idaho Falls, Idaho 83402  
 (208)523-1882

| Adjudication<br>Number | Portion of<br>WR Number | Priority   | Portion<br>C.F.S. | Total<br>C.F.S. |
|------------------------|-------------------------|------------|-------------------|-----------------|
| A01-10078              | 01-00109J               | 06/11/1880 |                   | 0.025           |
| A01-10079              | 01-00110E/F             | 06/01/1881 |                   | 0.043           |
| A01-10080              | 01-00111G               | 06/01/1882 |                   | 0.044           |
| A01-10081              | 01-00112G               | 06/01/1883 |                   | 0.043           |
| A01-10082              | 01-00113E               | 06/01/1884 |                   | 0.044           |
| A01-10083              | 01-00114E               | 06/01/1885 | 0.043             |                 |
|                        | 01-00035AG              | 06/01/1885 | 0.041             |                 |
|                        | 01-00035AG              | 06/01/1885 | 0.065             | 0.149           |
| A01-10084              | 01-00115U               | 06/01/1886 | 0.044             |                 |
|                        | 01-00122A               | 06/01/1886 | 0.245             |                 |
|                        | 01-00122A               | 06/01/1886 | 0.246             |                 |
|                        | 01-00123A               | 06/01/1886 | 0.091             |                 |
|                        | 01-00127A               | 05/01/1886 | 0.227             | 0.853           |
| A01-10085              | 01-00116AW/AX           | 06/01/1887 | 0.043             |                 |
|                        | 01-00116AY/AZ           | 06/01/1887 | 0.066             | 0.109           |
| A01-10086              | 01-00117AV              | 06/01/1888 | 0.044             |                 |
|                        | 01-00117AX              | 06/01/1888 | 0.066             |                 |
|                        | 01-00124A               | 06/01/1888 | 0.091             |                 |
|                        | 01-00128A               | 05/01/1888 | 0.113             | 0.314           |
| A01-10087              | 01-00047G               | 05/01/1889 | 0.187             |                 |
|                        | 01-00118AS              | 06/01/1889 | 0.029             | 0.216           |
| A01-10088              | 01-00001L               | 07/10/1889 |                   | 0.313           |
| A01-10089              | 01-00002C               | 06/01/1890 |                   | 0.517           |
| A01-10090              | 01-00327A               | 04/01/1939 |                   | 1.814           |
| Total==>               |                         |            |                   | 4.484 C.F.S.    |

MICROFILMED

OCT 20 1992

AUG 27 2001

\$50<sup>00</sup>

X

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: A01-10090  
Date Received: 6/23/1989  
Receipt No: 5009738  
Received By: JDH

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: TAKENO SAKAGUCHI AND SON  
Address: 10144 N. 26 W.  
IDAHO FALLS, ID 83402  
208-523-1882

2. Date of Priority: APR 01, 1939

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  |     | JEFFERSON |

5. Description of diverting works:  
HEADWORKS OF GREAT WESTERN CANAL. 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 | 1.814  |      |        |

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

8. Total consumptive use is 387.5 Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

10. Place of Use:

|          |       |         |        |     |     |     |       |
|----------|-------|---------|--------|-----|-----|-----|-------|
| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
| 03N      | 37E   | 14      | NE     | NW  |     | IRR | 7.0   |
|          |       |         | NW     | NW  |     | IRR | 40.0  |
|          |       |         | SW     | NW  |     | IRR | 38.0  |

A01-10090

Page 1

Date: 06/27/89



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OCT 20 1992

10. Place of Use: Continued

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 03N           | 37E   | 14      | SE     | NW  |     | IRR | 13.0  |
|               |       |         | NE     | SW  |     | IRR | 20.0  |
|               |       |         | NW     | SW  |     | IRR | 37.0  |
| Section Acres |       |         |        |     |     |     | 155.0 |
| Total Acres   |       |         |        |     |     |     | 155.0 |

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:  
SEVERAL OTHERS LISTED IN REMARKS.

14. Remarks:  
THIS CLAIM IS BASED ON SHATTUCK IRRIGATION CO. DISSOLUTION. THIS CLAIM IS A PORTION OF DECREED WATER RIGHT 01-00327A. PORTIONS OF THE FOLLOWING WATER RIGHTS ARE ALSO USED ON THIS PLACE OF USE.

| ADJUDICATION<br>NUMBER | PORTION(S)<br>OF |      |
|------------------------|------------------|------|
| A01-10078              | 01-00109J        |      |
| A01-10079              | 01-00110E/F      |      |
| A01-10080              | 01-00111G        |      |
| A01-10081              | 01-00112G        |      |
| A01-10082              | 01-00113E        |      |
| A01-10083              | 01-00114E        |      |
|                        | 01-00035AG       |      |
| A01-10084              | 01-00115U        | MORE |
|                        | 01-00122A        |      |
|                        | 01-00123A        | V    |
|                        | 01-00127A        |      |
| A01-10085              | 01-00116AW/AX    |      |
|                        | 01-00116AY/AZ    |      |
| A01-10086              | 01-00117AV       |      |
|                        | 01-00117AX       |      |
|                        | 01-00124A        |      |
|                        | 01-00128A        |      |
| A01-10087              | 01-00047A        |      |
|                        | 01-00118AS       |      |
| A01-10088              | 01-00001L        |      |
| A01-10089              | 01-00002C        |      |
| A01-10090              | 01-00327A        |      |

14. Remarks: Continued

(#5 CONT.)

THE DIVERSION WORKS OF THIS SERIES OF ADJUDICATION CLAIMS IS THE HEADWORKS OF THE GREAT WESTERN CANAL. WATER IS THEN PUMPED FROM A TRIBUTARY CANAL OF THE GREAT WESTERN TO THE PLACE OF USE. THE LEGAL DESCRIPTION OF THIS PUMP IS SESWSE, SECTION 11, T3N, R37E.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

REXBURG IRRIGATION CO. ET AL  
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO. ET  
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 Organizations:

I do solemnly swear or affirm that I am \_\_\_\_\_ General Partner \_\_\_\_\_ of \_\_\_\_\_ Title \_\_\_\_\_ Takeno Sakaguchi and Son \_\_\_\_\_, that I have signed the foregoing Organization document in the space below as \_\_\_\_\_ General Partner \_\_\_\_\_ of \_\_\_\_\_ Title \_\_\_\_\_ Takeno Sakaguchi and Son \_\_\_\_\_ and that the statements contained in the Organization foregoing document are true and correct.

Victoria M. Sakaguchi  
Signature of Authorized Agent

Gen. Partner/Takeno Sakaguchi and Son  
Title and Organization

\_\_\_\_\_ 4 August 1989 \_\_\_\_\_  
Date

State of Idaho )  
County of Bonneville ) SS.

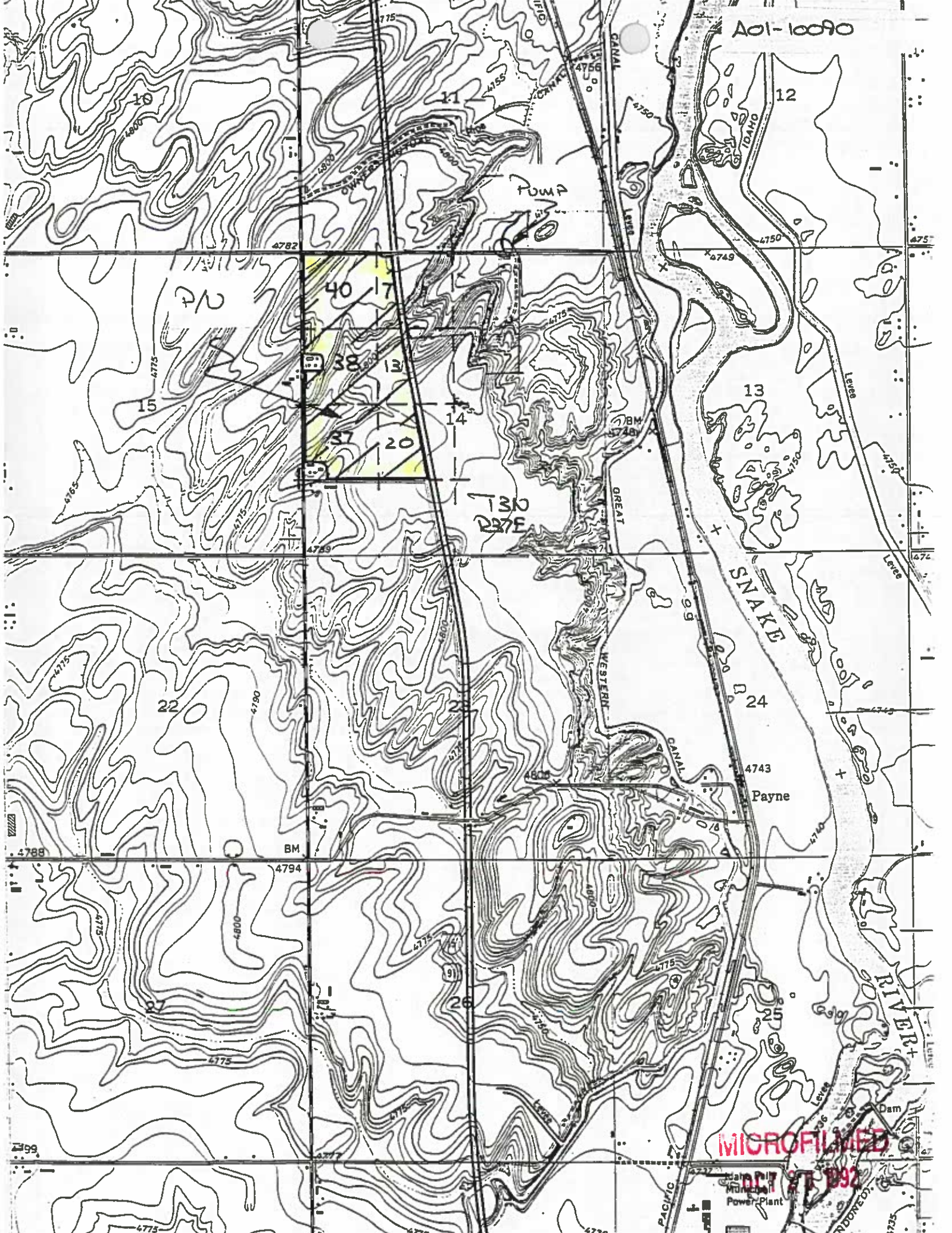
Subscribed and sworn (or affirmed) before me this 4th day  
of August, 1989

[Signature]  
Notary Public



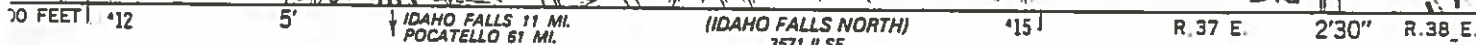
Residing at Idaho Falls  
My Commission Expires 12 September 1994

A01-10090



MICROFILMED

OCT 7 1992



SCALE 1:24,000

1 MILE

7000 6000 5000 4000 3000 2000 1000 0 FEET

1 .5 0 KILOMETER

**MICROFILMED**  
**OCT 20 1992**

Revision shown in  
aerial photographs  
This information n

**QUADRANT**