

11/02/2006

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

RIGHT NUMBER: 1-10465

NAME AND ADDRESS: DUWAYNE SKAAR  
421 N 3200 E  
LEWISVILLE ID 83431

JUSTIN SKAAR  
421 N 3200 E  
LEWISVILLE ID 83431

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 10.000 CFS

PRIORITY DATE: 06/01/1892

POINT OF DIVERSION:  
T05N R38E S20 SWNENW Lot 3 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          | 10.000 CFS                     |
| PLACE OF USE: | <u>IRRIGATION in JEFFERSON County</u> |                      |                                |
|               | T05N R37E S26 Lot 3 NESW              | 4.80                 | T05N R37E S26 Lot 5 NESW 14.00 |
|               | T05N R37E S26 Lot 4 SESW              | 2.90                 | T05N R37E S26 Lot 8 SESW 5.20  |
|               | T05N R37E S26 NESE                    | 39.00                | T05N R37E S26 Lot 3 NWSE 40.00 |
|               | T05N R37E S26 Lot 4 SWSE              | 40.00                | T05N R37E S26 SESE 37.00       |
|               | T05N R37E S35 NENE                    | 36.00                | T05N R37E S35 NWNE 40.00       |
|               | T05N R37E S35 SWNE                    | 37.00                | T05N R37E S35 SENE 35.00       |
|               | T05N R37E S35 Lot 1 NENW              | 26.00                | T05N R37E S35 SENW 18.00       |
|               | T05N R38E S18 Lot 4 SESW              | 32.00                | T05N R38E S19 NWNE 36.00       |
|               | T05N R38E S19 NENW                    | 37.00                | T05N R38E S19 Lot 1 NWNW 38.00 |
|               | T05N R38E S19 Lot 2 SWNW              | 36.00                | T05N R38E S19 SENW 38.00       |
|               | 591.9 ACRES TOTAL                     |                      |                                |

This right is limited to the irrigation of 519 acres within the place of use described above in a single irrigation season.

Use of the rights listed below is limited to the irrigation of a combined total of 591.9 acres in a single irrigation season. Combined Right Nos.: 25-234, 25-235, 25-236, 1-10463, and 1-10465.

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

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

This right is a combination of old right nos. 1-354 and 25-247.

Use of this right is combined with water from Long Island Irrigation Co.

Water is delivered through Bear Trap Canal.

11/02/2006

**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: 1-10465

DUWAYNE SKAAR  
421 N 3200 E  
LEWISVILLE ID 83431  
Telephone Number: (208)754-4534

JUSTIN SKAAR  
421 N 3200 E  
LEWISVILLE ID 83431  
Telephone Number: (208)754-4534

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:

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

DATE: 11-22-06 SIGNATURE: Justin Skaar  
Please print your name: JUSTIN SKAAR

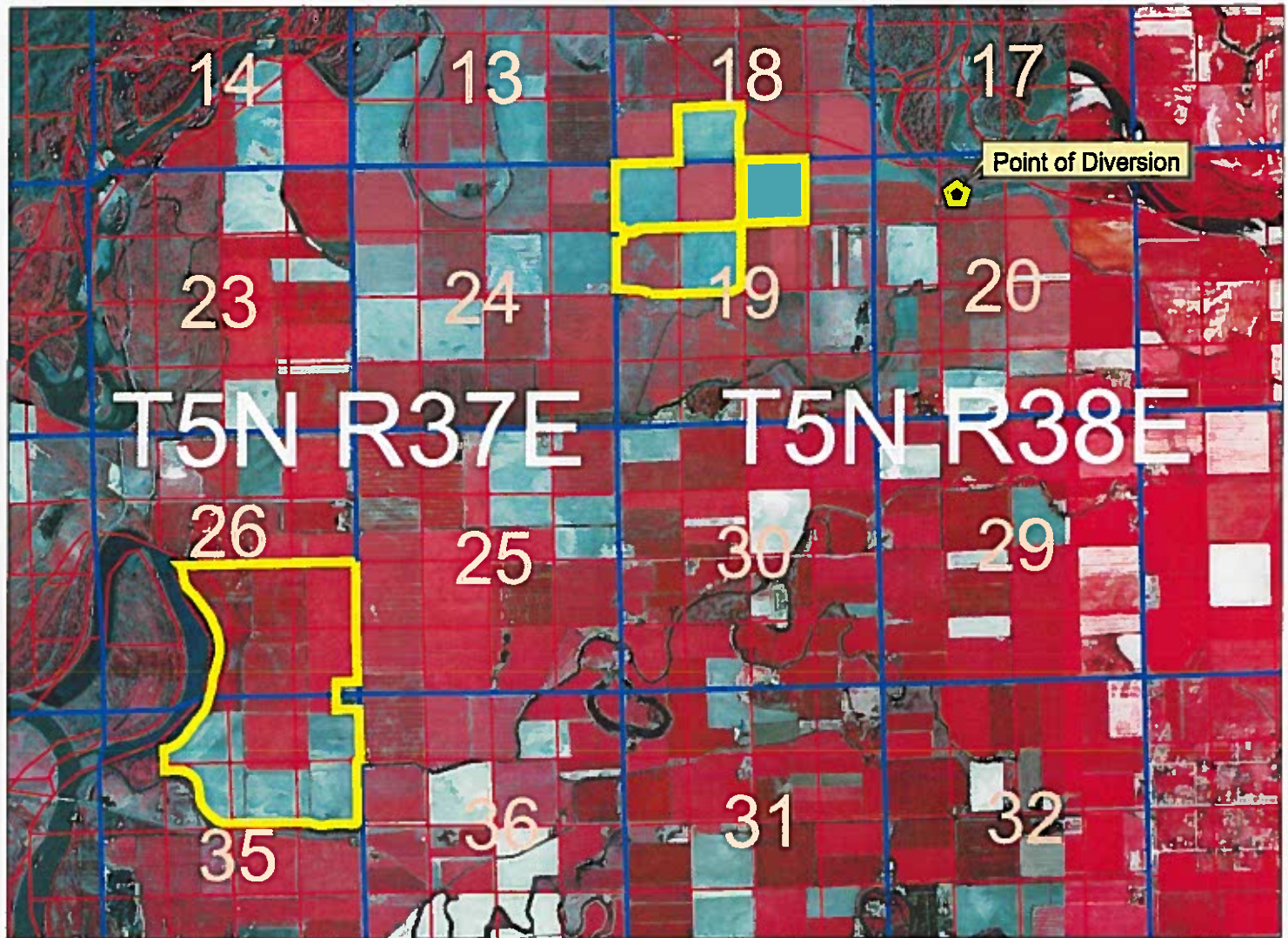
IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

KMO  
11/31

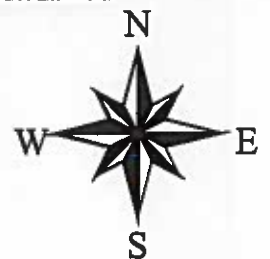


# Department of Water Resources

## Claim No.: 01-10465 and 01-10466



0 1 2 3 4 Miles



-  Point of Diversion
-  Place of Use
-  Sections
-  QQ

**PROFILED**

GIS Place of Use Illustration  
1987/88 NAPP Photography  
Prepared by M. Holliday  
Date: December 2004

bear trap 1892 rights

| <b>adjudication claims</b> |     | <b>Basin</b> | <b>Sequence</b> | <b>Suffix</b> | <b>Priority Date</b> | <b>Claim(cfs)</b> | <b>Rec (cfs)</b> | <b>Source</b> | <b>Water Use(s)</b> | <b>Owner(s)</b>               |
|----------------------------|-----|--------------|-----------------|---------------|----------------------|-------------------|------------------|---------------|---------------------|-------------------------------|
|                            | 1   |              | 10458           |               | 1892-06-01           | 0.5               | 0.5              | SNAKE RIVER   | IRRIGATION          | BECK, CLYDE R (Current)       |
|                            | 1   |              | 10459           |               | 1892-06-01           | 0.5               | 0.5              | SNAKE RIVER   | IRRIGATION          | BECK, CLYDE R (Current)       |
|                            | 1   |              | 10460           |               | 1892-06-01           | 12.02             | 12.02            | BEAR TRAP SLC | IRRIGATION          | POOLE, COREY; POOLE, ROGER    |
|                            | 1   |              | 10461           |               | 1892-06-01           | 2.98              | 2.98             | SNAKE RIVER   | IRRIGATION          | MUNNS, VERDA (Current)        |
|                            | 1   |              | 10465           |               | 1892-06-01           | 10                | 10               | SNAKE RIVER   | IRRIGATION          | SKAAR, DUWAYNE; SKAAR, JUSTIN |
|                            | 1   |              | 10467           |               | 1892-06-01           | 2.8               | 1.68             | SNAKE RIVER   | IRRIGATION          | SHIPPEN, EMMETT (Current)     |
|                            | 1   |              | 10466           |               | 1892-06-01           | 1.12              | 1.12             | SNAKE RIVER   | IRRIGATION          | SKAAR, DUWAYNE; SKAAR, JUSTIN |
|                            |     |              |                 |               |                      | 29.92             | 28.8             |               |                     |                               |
| <b>water rights</b>        |     |              |                 |               |                      |                   |                  |               |                     |                               |
| 25                         | 246 |              |                 |               | 1892-06-01           | 16                |                  | BEAR TRAP SLC | IRRIGATION          | GIBSON, ROBERT T (Current)    |
| 25                         | 247 |              |                 |               | 1892-06-01           | 8                 |                  | BEAR TRAP SLC | IRRIGATION          | GIBSON, WESLEY (Current)      |
| 1                          | 354 |              |                 |               | 1892-06-01           | 2                 |                  | SNAKE RIVER   | DOMESTIC, IRRIG     | JONES, WILFORD (Current)      |
| 1                          | 355 |              |                 |               | 1892-06-01           | 2.8               |                  | SNAKE RIVER   | DOMESTIC, IRRIG     | JONES, RULON H (Current)      |
|                            |     |              |                 |               |                      | 28.8              |                  |               |                     |                               |

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 1-354

WATER RIGHT NUMBER: 1-354

Owner Type                      Name and Address

Current Owner

WILFORD JONES

SKAPP BROS.

, ZZ

Priority Date: 06/01/1892

Basis: Decreed

Status: Active

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From      To

/ to /

Diversion Rate

2.000 CFS

Annual Volume

DOMESTIC

/ to /

Total Diversion:      2.000 CFSLocation of Point(s) of Diversion

SNAKE RIVER

L3 (NE1/4NW1/4)

Sec. 20, Twp 05N, Rge 38E, 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 |        |
| 05N | 38E | 19  |    |    |    |    | X  |    | X   | X  |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    | L 2 |    |    |    |    |    |    |    |    |    |        |

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:

1. General

P/D BEAR TRAP SLOUGH.  
P/D SOURCE USGS QUAD MAP.

119 ac

Comments:Dates and Other Information:

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 25-247

WATER RIGHT NUMBER: 25-247

Owner Type                      Name and Address  
 Current Owner                  WESLEY GIBSON  
                                          MENAN, ID 83434

Priority Date: 06/01/1892

Basis: Decreed

Status: Active

Source                                      Tributary  
 BEAR TRAP SLOUGH

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | / to /                  | 8.000 CFS             |                      |
|                       | <u>Total Diversion:</u> | 8.000 CFS             |                      |

Location of Point(s) of Diversion  
 BEAR TRAP SLOUGH

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 |        |
| 05N 37E 28  |    |    | X  | X  |    |    |    |    |    |    |    |    | X  | X  | X  | X  |        |
|             |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
| 05N 37E 35  | X  | X  | X  | X  | X  |    |    | X  |    |    |    |    |    |    |    |    |        |
|             |    |    |    |    | L1 |    |    |    |    |    |    |    |    |    |    |    |        |

Conditions of Approval:Remarks:

1. General      P/D NOT LISTED IN DECREE. P/U INCOMPLETE. AC. IRR. = 400.  
 BEAR TRAP SLOUGH NOT SHOWN ON USGS QUAD MAP.

Comments:Dates and Other Information:

0.02 cfs/ac

# LOUIS SKAAR & SONS, INC.

Livestock and Farming

421 NORTH 3200 EAST  
LEWISVILLE, IDAHO 83431  
(208) 754-4534 • FAX (208) 754-4561

RECEIVED

OCT 19 2004

DEPARTMENT OF  
WATER RESOURCES

MH

October 14, 2004

RECEIVED

OCT 25 2004

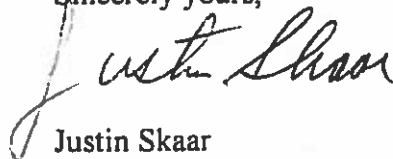
Department of Water Resources  
Eastern Region

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

Dear IDWR,

We would like to inform you that Kent Skaar, has been bought out of the partnership as of May 1997, and therefore he has no ownership to these water rights and we would like to have his name removed. If you have any questions please feel free to contact me at the office 754-4534.

Sincerely yours,



Justin Skaar  
Skaar Bros. Partnership

SCANNED

OCT 21 2004

333849

Instrument # 333849

RIGBY, JEFFERSON, IDAHO

2004-08-08 10:48:00 No. of Pages: 2

Recorded for : FIRST AMERICAN TITLE

CHRISTINE BOULTER

Ex-Officio Recorder Deputy

Index to: QUIT CLAIM DEED

Fee: 8.00

## QUITCLAIM DEED

THIS INDENTURE, made this 24th day of August, 2004, between KENT SKAAR and SARAH SKAAR, his wife, of 413 North 3200 East, Lewisville, Jefferson County, Idaho, the Grantor, and SKAAR BROTHERS FARMS, a partnership consisting of DuWAYNE SKAAR and JUSTIN SKAAR, of 421 North 3200 East, Lewisville, Jefferson County, Idaho, the Grantee,

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars, lawful money of the United States of America, and other good and valuable considerations, to Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM, unto the said Grantee, and to Grantee heirs and assigns, forever, all the following described real estate, situated in Jefferson County, Idaho, to-wit:

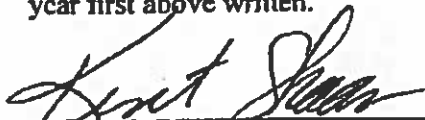
SEE ATTACHED EXHIBIT A

Together with all water rights appurtenant thereto.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof;

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said Grantee, and to Grantee heirs and assigns forever.

IN WITNESS WHEREOF, the said Grantor has hereunto set his hand and seal the day and year first above written.

  
KENT SKAAR

  
SARAH SKAAR

STATE OF IDAHO )  
County of ) ss

RECEIVED BY  
ASSESSOR

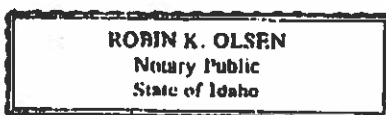
For PLATTING

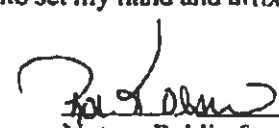
Date 9/8/04 Time 10:00

On this 30 day of August, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared KENT SKAAR and SARAH SKAAR, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that they/she/he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year in this certificate first above written.

(seal)



  
Notary Public for Idaho

Residing at: MOSCOW, IDAHO

Commission Expires: MY COMMISSION EXPIRES  
January 16, 2009

NOTARY PUBLIC FOR THE STATE OF IDAHO

NW1/4 NE1/4; Section 12  
Township 4 North Range 37 E.B.M.

E1/2 SE1/4 SW1/4  
W1/2 SE1/4 South of Drybed  
Less Tax 3 Section 1  
Township 4 North Range 37 E.B.M.

Lots 3,4,5,8, E1/2 SE1/4;  
Section 26 Township 5 North Range 37 E.B.M.

Lot 1; NE1/4;  
SE1/4 NW1/4 North and East of Spring Creek;  
Section 35 Township 5 North Range 37 E.B.M.

N1/2 NE1/4 SW1/4; N1/2 N1/2 SE1/4; Less Tax 8.  
Section 11, Township 4 North Range 37 E.B.M.

S1/2 NW1/4 Less 60 x 26 2/3 rods in the Northeast Corner  
& less 312 feet x 150 feet in the Southwest corner;  
Section 11 Township 4 North Range 38 E.B.M.

Township 5 North, Range 38 East of the Boise Meridian,  
Jefferson County, Idaho.

Section 19: The East Half of the Northwest Quarter  
(E1/2NW1/4); the Northwest Quarter of the  
Northeast Quarter (NW1/4NE1/4); and Lots 1  
and 2.  
EXCEPTING THEREFROM: Beginning at a point  
that is South 1338 feet from the Northwest  
Corner of Lot 1, Section 19, Township 5  
North, Range 38, East of the Boise Meridian,  
and running thence East 195 feet, thence  
South 220 feet, thence West 195 feet,  
thence North 220 feet to the point of  
beginning.

TOGETHER WITH all ditch and water rights appurtenant  
thereto, however evidenced, and more particularly,  
but not limited to, 150 shares of the capital stock  
of the Deer Park Canal Company, 100 minern inches in  
the Bear Trap Slough with date of priority as of  
June 1, 1892, and 238.10 shares of the capital stock  
of the Long Island Canal and Irrigating Co.

Township 5 North, Range 38 East of the Boise Meridian,  
Jefferson County, Idaho.

Section 18: Beginning at the SW Corner of said Section 18  
and running thence North 1054 feet, said  
point being on the North Bank of an existing  
irrigation ditch; thence Easterly following  
the North bank of said existing irrigation  
ditch to the point of intersection with the  
East line of Lot 4; thence South along the  
East line of Lot 4 a distance of 1100 feet,  
more or less, to the South line of said  
Section 18; thence West along the South line  
of said Section 18 a distance of 2500 feet,  
more or less, to the point of beginning.

SUBJECT TO patent reservations, easements and rights-of-way  
for highways, roads, ditches, canals, pole, power and  
transmission lines as they exist and all existing zoning  
ordinances and applicable building codes, laws and regulations.

TOGETHER WITH 63.3 inches of Independent Slough water  
appurtenant to the above described real estate.



Claim no. A01-00354

**Claimant Contact Log**

Date 8-5-2004 Remarks Agent initials

*Wuf*

1/ Exam was done on 8-4-2004 with Justin Skagr.  
Kent Skagr no longer has any ownership + should be  
removed from owners list.

2/ Photo # 1 shows Bear Trap Slough headgate on Snake River  
where water for this claim is diverted. It appears that  
the combination claim A01-354 should be split out  
to 01-00354 + 25-00247 + handled separately.

The Bear trap slough water on 25-00247 is apparently  
sub water that only enters system after the irrigation  
season is on for some time.

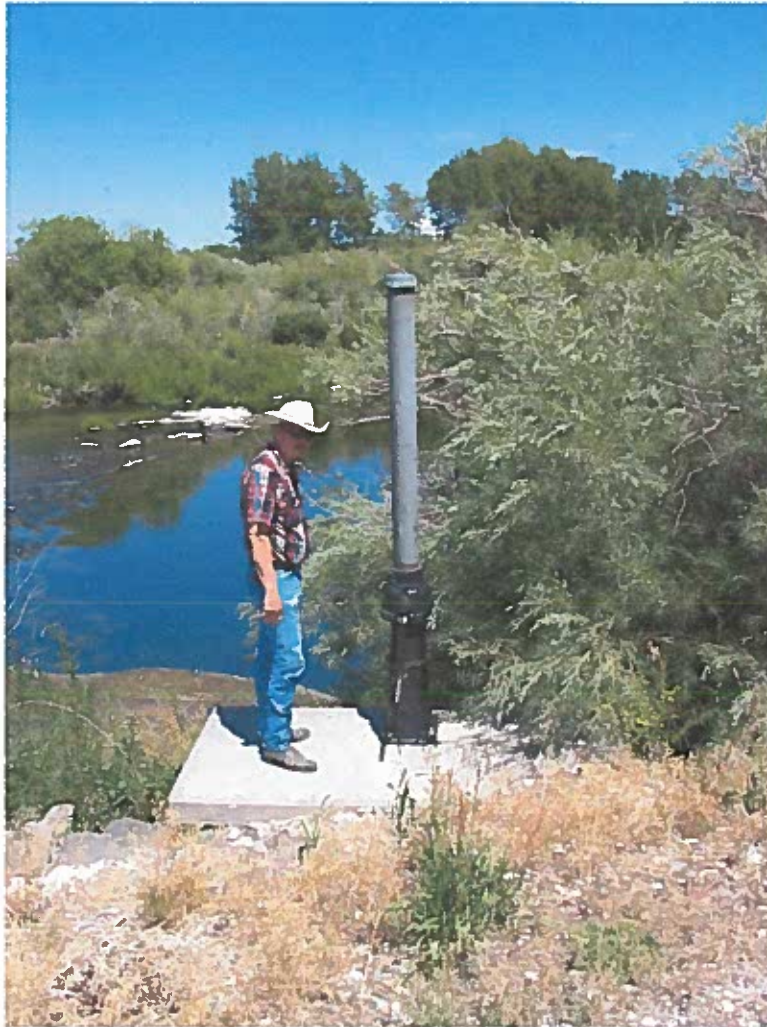
GPS data for the Snake River POD is: 2659717  
1396568

GPS File # - BEARTP      NO GPS Tag

3/ Map outlined to show where Bear trap slough can  
deliver Snake River water.

4/ Exam done by Harold Jensen of Water Rights Contracting Services.

Claim A01-00354



Headgate for Bear Trap Slough  
on Snake River

Derry Park  
Canal water  
entering  
Bear Trap  
Slough



Bear Trap  
Slough  
water

Flow

A01-00354 - Redirection for North acres



Claim A01-00354

Redversion point on Bear trap Slough for North acreage



From: DWR70::CARLSEN 9-FEB-1989 10:39  
To: DWR03::SHAFF, CARL  
Subj:

SCANNED

AUG 24 2001

SUBJECT: Notice of claim number A01-00354 is not listed correctly on Receipt #E003462.

PROBLEM: A01-00354 will not update to the Host Master because it is not listed on the receipt.

EXPLANATION: On 24 Oct. 1988, Louis Skaar & Sons filed 13 notices. When the agent prepared Receipt E003462, he inadvertently entered 010-0354 instead of A01-00354.

SOLUTION: Modify Receipt E003462 replacing 010-0354 with A01-00354.

FOLLOWUP: A copy of corrected receipt No. E003462 must be sent to:  
Louis Skaar & Sons, Inc.  
421 N. 3200 E.  
Roberts, ID 83444

MICROFILMED

OCT 19 1992

From: DWR70::CARLSEN 9-FEB-1989 10:37  
To: DWR03::SHAFF, CARL N  
Subj:

Corrected hlt  
6-26-89

SUBJECT: Notice of claim number A01-00354 is not listed correctly on Receipt #E003462.

PROBLEM: A01-00354 will not update to the Host Master because it is not listed on the receipt.

EXPLANATION: On 24 Oct. 1988, Louis Skaar & Sons filed 13 notices. When the agent prepared Receipt E003462, he inadvertently entered 010-0354 instead of A01-00354.

SOLUTION: Modify Receipt E003462 replacing 010-0354 with A01-00354.

FOLLOWUP: A copy of corrected receipt No. E003462 must be sent to:  
Louis Skaar & Sons, Inc.  
421 N. 3200 E.  
Roberts, ID 83444

done  
hlt

file

MICROFILMED  
NOV 03 1990

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 1-10465  
Date Received: 11/9/2004  
Receipt No: E003462  
Received By: MWH

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

1. Name of Claimant(s)

DUWAYNE SKAAR Phone: (208)754-4534  
421 N 3200 E  
LEWISVILLE ID USA 83431

KENT SKAAR Phone: (208)754-4534  
421 N 3200 E  
LEWISVILLE ID USA 83431

JUSTIN SKAAR Phone: (208)754-4534  
421 N 3200 E  
LEWISVILLE ID USA 83431

2. Date of Priority: 06/01/1892

3. Source: SNAKE RIVER SOUTH FORK Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County    | Type |
|----------|-------|---------|-----------------------|-----------|------|
| 05N      | 38E   | 20      | NE NW 3               | JEFFERSON |      |

5. Description of diverting works:

HEADGATE FROM RIVER TO DITCH

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/01 | 11/01 | 10     |            |

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

8. Total consumptive use:

9. Non-irrigation uses:  
STOCKWATER - 100 CATTLE

10. Place of use:

| Township      | Range | Section | 1/4 of 1/4 | Lot | Use        | Acres |
|---------------|-------|---------|------------|-----|------------|-------|
| 05N           | 37E   | 26      | SW         | NE  | IRRIGATION | 20    |
|               |       |         | SE         | NE  | IRRIGATION | 20    |
|               |       |         | NE         | SW  | IRRIGATION | 15    |
|               |       |         | SE         | SW  | IRRIGATION | 5     |
|               |       |         | NE         | SE  | IRRIGATION | 38    |
|               |       |         | NW         | SE  | IRRIGATION | 43    |
|               |       |         | SW         | SE  | IRRIGATION | 41    |
|               |       |         | SE         | SE  | IRRIGATION | 40    |
| Section Acres |       |         |            |     |            | 222   |
| 05N           | 37E   | 35      | NE         | NE  | IRRIGATION | 38    |
|               |       |         | NW         | NE  | IRRIGATION | 38    |
|               |       |         | SW         | NE  | IRRIGATION | 39    |
|               |       |         | SE         | NE  | IRRIGATION | 39    |
|               |       |         | NE         | NW  | IRRIGATION | 33    |
|               |       |         | SE         | NW  | IRRIGATION | 19    |
| Section Acres |       |         |            |     |            | 206   |
| 05N           | 38E   | 18      | SW         | SW  | IRRIGATION | 25    |
|               |       |         | SE         | SW  | IRRIGATION | 26    |
| Section Acres |       |         |            |     |            | 51    |
| 05N           | 38E   | 19      | NW         | NE  | IRRIGATION | 37    |
|               |       |         | NE         | NW  | IRRIGATION | 38    |
|               |       |         | NW         | NW  | IRRIGATION | 38    |
|               |       |         | SW         | NW  | IRRIGATION | 35    |
|               |       |         | SE         | NW  | IRRIGATION | 38    |
| Section Acres |       |         |            |     |            | 186   |
| Total Acres   |       |         |            |     |            | 665   |

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:  
LONG ISLAND CANAL SHARES

14. Remarks:

THIS CLAIM ORIGINALLY FILED AS CLAIM NO. 1-354.

P/D BEAR TRAP SLOUGH.

THIS CLAIM COMBINES 2 WATER RIGHTS 01-00354 AND 25-00247. 25-00247 DECREED TO WESLEY GIBSON IN THE REXBURG IRRIGATION CO VS TETON IRRIGATION CANAL CO, DATED 12-16-1910.

15. Basis of Claim: Decreed

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): \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this  
of \_\_\_\_\_ 20\_\_

\_\_\_\_\_  
Notary Public

Residing at \_\_\_\_\_

My commission Expires \_\_\_\_\_

AUG 24 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

RENUMBERED To: 1-10465

Ident. Number: ~~A01-00354~~

Date Received: 10/24/1988

Receipt No: E003462

Received By: Sm

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

|          |                             |              |
|----------|-----------------------------|--------------|
| 1. Name: | KENT SKAAR                  | 208-754-4534 |
| Address: | 421 N 3200 E<br>ROBERTS, ID | 83444        |
| AND/OR   |                             |              |
| Name:    | JUSTIN SKAAR                | 208-754-4534 |
| Address: | 421 N 3200 E<br>ROBERTS, ID | 83444        |
| AND/OR   |                             |              |
| Name:    | DUWAYNE SKAAR               | 208-754-4534 |
| Address: | 421 N 3200 E<br>ROBERTS, ID | 83444        |

A0100354



2. Date of Priority: JUN 01, 1892

3. Source: SNAKE RIVER, SOUTH FORK Trib. to: SNAKE RIVER

4. Point of Diversion:

|          |       |         |        |        |     |     |           |
|----------|-------|---------|--------|--------|-----|-----|-----------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County    |
| 05N      | 38E   | 20      | NE     | NW     |     | 3   | JEFFERSON |

5. Description of diverting works:  
HEADGATE FROM RIVER TO DITCH

6. Water is used for the following purposes:

|            |       |       |        |      |        |
|------------|-------|-------|--------|------|--------|
| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
| IRRIGATION | 04/01 | 11/01 | 10.000 |      |        |

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

A.F.A.

8. Total consumptive use is 593.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER - 100 CATTLE

A01-00354

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Date: 10/24/88

MICROFILMED

OCT 19 1992

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 05N      | 37E   | 26      | SW     | NE  |     | IRR           | 20.0  |
|          |       |         | SE     | NE  |     | IRR           | 20.0  |
|          |       |         | NE     | SW  |     | IRR           | 15.0  |
|          |       |         | SE     | SW  |     | IRR           | 5.0   |
|          |       |         | NE     | SE  |     | IRR           | 38.0  |
|          |       |         | NW     | SE  | 3   | IRR           | 43.0  |
|          |       |         | SW     | SE  | 4   | IRR           | 41.0  |
|          |       |         | SE     | SE  |     | IRR           | 40.0  |
|          |       |         |        |     |     | Section Acres | 222.0 |
|          |       | 35      | NE     | NE  |     | IRR           | 38.0  |
|          |       |         | NW     | NE  |     | IRR           | 38.0  |
|          |       |         | SW     | NE  |     | IRR           | 39.0  |
|          |       |         | SE     | NE  |     | IRR           | 39.0  |
|          |       |         | NE     | NW  |     | IRR           | 33.0  |
|          |       |         | SE     | NW  |     | IRR           | 19.0  |
|          |       |         |        |     |     | Section Acres | 206.0 |
|          | 38E   | 18      | SW     | SW  |     | IRR           | 25.0  |
|          |       |         | SE     | SW  |     | IRR           | 26.0  |
|          |       |         |        |     |     | Section Acres | 51.0  |
|          |       | 19      | NW     | NE  |     | IRR           | 37.0  |
|          |       |         | NE     | NW  |     | IRR           | 38.0  |
|          |       |         | NW     | NW  |     | IRR           | 38.0  |
|          |       |         | SW     | NW  |     | IRR           | 35.0  |
|          |       |         | SE     | NW  |     | IRR           | 38.0  |
|          |       |         |        |     |     | Section Acres | 186.0 |
|          |       |         |        |     |     | Total Acres   | 665.0 |

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:  
LONG ISLAND CANAL SHARES

14. Remarks:

P/D BEAR TRAP SLOUGH.

THIS CLAIM COMBINES 2 WATER RIGHTS 01-00354 AND 25-00247

25-00247 DECREED TO WESLEY GIBSON IN THE REXBURG IRRIGATION CO

VS TETON IRRIGATION CANAL CO, DATED 12-16-1910.

A01-00354

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Date: 10/24/88

MICROFILMED

OCT 19 1992

15. Basis of Claim: DECREED  
Case Number:  
Court :  
Decree date: 12/31/1935

WILFORD JONES

Decree Plaintiff

vs

LYNN CRANDALL.

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): Kent Shaver

Date: 10-24-88

Date:           

State of Idaho )

County of Bonneville )

SS.

Subscribed and sworn (or affirmed) before me this 24<sup>th</sup> day

of Oct 19 88

Betty J. Thompson  
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 6-94