

10/09/2006

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

RIGHT NUMBER: 22-2149B
NAME AND ADDRESS: DELORES SKAAR
413 N 3200 E
ROBERTS ID 83444

LOUIS SKAAR
413 N 3200 E
ROBERTS ID 83444

KENT SKAAR
413 N 3200 E
ROBERTS ID 83444

SOURCE: GROUND WATER SPRING
TRIBUTARY: SINKS

QUANTITY: 0.450 CFS
94.500 AFY

The rights listed below are limited to a total combined diversion rate of 1.78 cfs. Combined Right Nos.: 22-303D, 22-304D, 22-613D, 22-2149B

PRIORITY DATE: 05/06/1953

POINT OF DIVERSION:

T06N R45E S34 SESENE Within TETON County
T06N R45E S34 NENESE Within TETON County
T06N R45E S34 NWNESE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.450 CFS 94.50 AFY

PLACE OF USE: IRRIGATION Within TETON County

T06N R45E S34 NESE 27.00

27 ACRES TOTAL

39

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 22-303D, 22-304D, 22-2149B and 22-613D.

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 - License

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

SCANNED
JUN 21 2007



Idaho Department of Water Resources

Adjudication Claim:

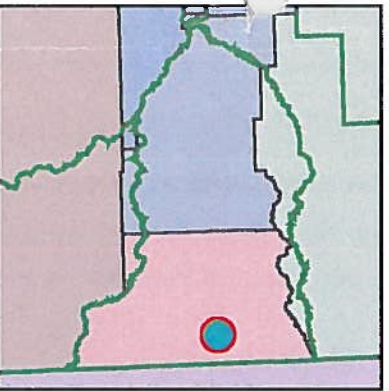
22-2149B

R45E

CANNED
JUN 21 2007

Legend

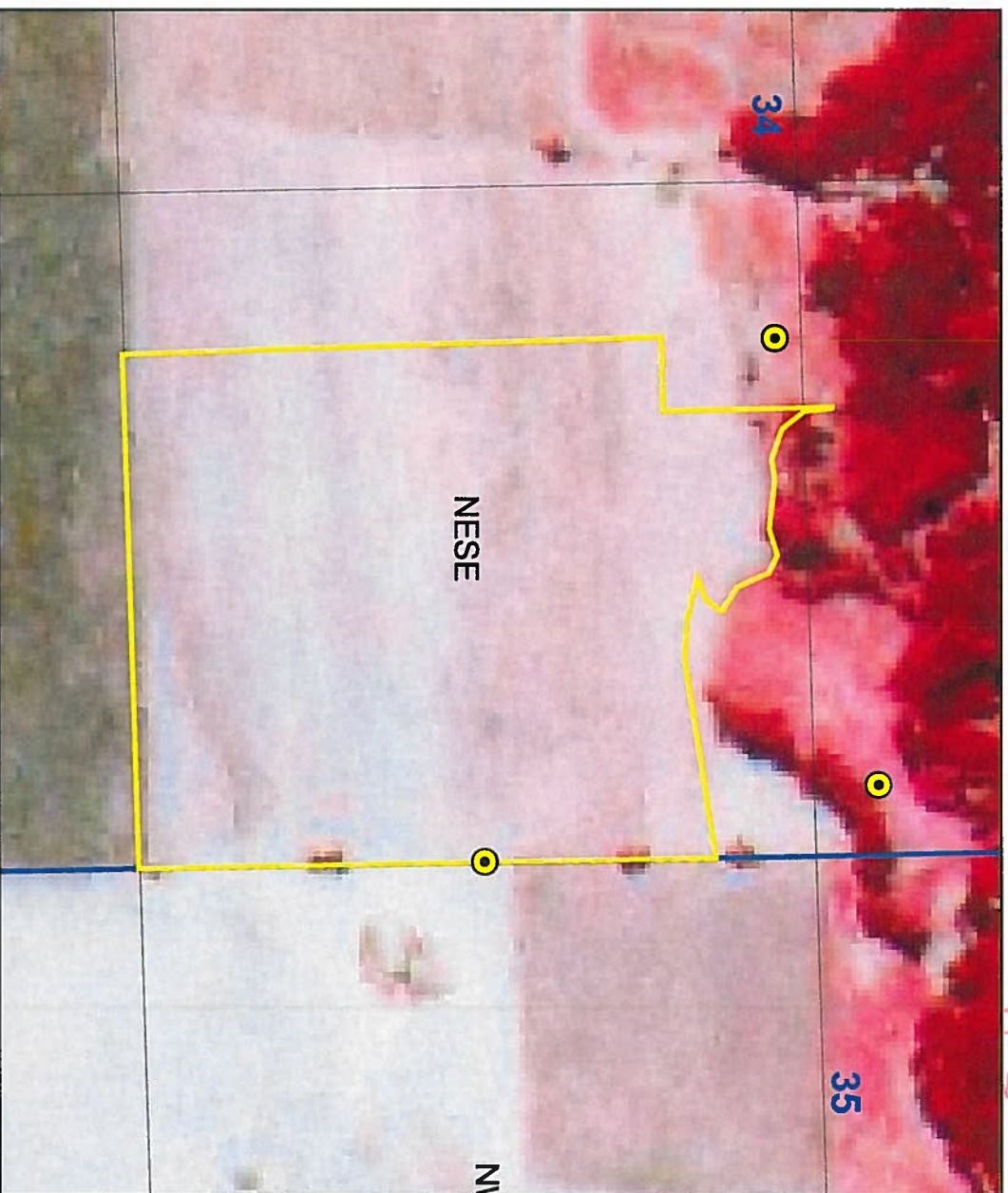
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Teton County
IDWR Basin 22



T06N



Prepared by K. Moore
On Wednesday, June 28, 2006
1987/88 Aerial Photography

*Bin Lee Beach - Joe Hawk
Two Pole Fences - in middle of field
Chick Creek*

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

Case No. 39576

A: Subcase 22-2149 B
(insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B: NAME AND ADDRESS OF PERSON OBJECTING

Name: Val Loffhouse
Address: 1618 S. Pioneer Rd
Twin Falls, Id, 83402
Daytime Phone: 522-5417 H 390-0260 C

Name & Address of Attorney, if any:

C: CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Delores Skaar
Address: 413 N 3200 E
Roberts, Id 83444

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ Name and Address

Should be: _____

2. ☒ Source

Should be: The legal description for the developed spring is correct but the GPS in note H stored next to the old seat swimming hole instead of the pump hole

3. ☐ Quantity

Should be: _____

4. ☐ Priority Date

Should be: _____

5. ☐ Point(s) of Diversion

Should be: _____

6. ☐ Instream Flow Description

Should be: _____

7. ☐ Purpose(s) of Use

Should be: _____

8. ☐ Period of Year

Should be: _____

9. ☒ Place of Use

Should be: The license is for 95 acres. The South 80 and 15 Acres along Hwy 33. 4 acres belongs which is in the SE of the NW of Sec. 34 under the name of Skaar

11. ~~I object because:~~ but the Tax notice is for David Head.

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): The land we are claiming

as a place of use is part of the ~~acc~~ original 1953
license. Because they had the GPS Source on the South
side of the creek instead of where it really is on the North
side of the creek, they didn't include this in the original +

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on June 11, ²⁰⁰⁷199, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name:	<u>Delores Skarr</u>	^d <u>Newowner</u>	<u>David Head</u>
Address:	<u>413 N 3200 E</u>		<u>PO Box 2042</u>
	<u>Roberts, ID 83440</u>		<u>Nome, Alaska</u>
			<u>99762</u>

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Val J. Fofthous
Signature of Objector or attorney
mailing on Objector's behalf

F:

VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Bonneville)

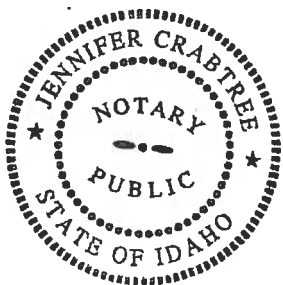
Val Lufthouse, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Val Lufthouse
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 11, 2007



Jennifer Crabtree
Notary Public for Idaho
Residing at: Idaho Falls
My Commission Expires: 9/23/09

RECEIVED

JUL 24 2007

DEPARTMENT OF
WATER RESOURCES

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

Case No. 39576

)
)
)
)
)

A. Subcase 22-7326, 22-7174, 22-11004,
22-11003, 22-2171

(Insert Water Right Number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Baker Farms Inc

Address: 6501 East 2000 North

Sugar City, ID 83448

Daytime Phone: 208-458-4265

Name and Address of Attorney, if any:

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Baker Farms Inc

Address: 6501 East 2000 North

Sugar City, ID 83448

E. REASONS SUPPORTING OBJECTION(S): See Attachment "A" Also the following: Water diverted from this point of diversion is also groundwater resulting from irrigation under the irrigation works of Claimant, the above described canal company and/or irrigation district and is recovered by Claimant on its own behalf or on said company/irrigation district's behalf for further use on Claimant's lands under the irrigation works of Claimant and/or the irrigation entities within which Claimant's lands are located and appurtenant. This recaptured project water shall be administered separately from all other water rights within its particular basin and the Snake River basin. As to this water right with a source being groundwater and not recaptured project water, the other matters set forth in the recommendation are appropriate.

F. VERIFICATION (must be completed)

STATE OF IDAHO,)
)
County of Fremont)

Paul Baker, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objections, know its contents and believe that the statements are true to the best of my knowledge.



Baker for me By Paul Baker
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn before me on: July 18, 2007

Ladonna Henman
Notary Public for Idaho
Residing at Rigby
My Commission Expires: 6-1-2011

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filing will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on July 20, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

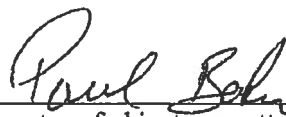
Baker Farms Inc
6501 East 2000 North
Sugar City, ID 83448

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Nat'l Resources Div
550 W. Fort Street, MSC 033
Boise, ID 83724

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



Signator of objector or attorney
mailing on Objector's behalf

ATTACHMENT "A"

REASONS SUPPORTING OBJECTIONS

2. Source: The excavation and opening of this well and withdrawal of water therefrom by Claimant was, among other things, to improve and preserve the utility of lands by draining them and for the withdrawal of water for the purpose of recovering groundwater resulting from irrigation under the irrigation works of the Claimant and/or the irrigation entity within which Claimant's lands are located. Therefore two sources of water exits for this well: (a) the groundwater source under the license, and (b) the source which is separate and distinct from the groundwater source diverted under the license but is diverted from this well and requires no license. It is necessary to identify both sources so that in the administration of this water right, it will be recognized that the water diverted from this well is groundwater to which Claimant is entitled to divert under its license and is also the diversion of groundwater resulting from irrigation under the irrigation works of Claimant and/or any and all irrigation entities within which Claimant's lands are located, and for which no license is required.
4. Priority Date: Under the license, the priority date should be the date as recommended by the Director, to the extent water is being diverted under the license, whether or not the groundwater resulted from irrigation under the irrigation works of Claimant and/or of the irrigation entity within which Claimant's lands are located. As for the groundwater being recovered under this well which resulted from irrigation under the irrigation works of Claimant and/or all irrigation entities within which Claimant's lands are located and appurtenant, there is no priority date, as the recovery of water resulting from irrigation within a project is a part of the original water supply diverted. This groundwater is part of the project water of the irrigation entities within which Claimant's lands are located and appurtenant, and said irrigation entity or entities are entitled to the use of said project water by itself or by its shareholders (electors) until the project water leaves the project.
9. Place of Use: As this is project water, as well as groundwater originally appropriated for all lands within the irrigation entities' projects, it is appurtenant to all irrigated acres to which shares of stock or storage water rights of the irrigation entities within which Claimant's lands are located and appurtenant. However, by agreement with the said irrigation entities, Claimant has been authorized to use the project water on the same lands as those described in Claimant's license and those recommended by the Director's report.
10. Other Matters Necessary for Definition of Administration of this Water Right:
It should be noted in the definition or administration of this water right, that to the extent water is being diverted and that said water is the recovery of groundwater resulting from irrigation under the irrigation works of Claimant and/or irrigation entities within which Claimant's lands are located and appurtenant, such recovery of groundwater shall be administered separately from all other water rights in the Snake River basin, as such rights are not a connected source of water in the Snake River basin. To the extent water is diverted under this right that is not recaptured project water, such water right may be administered conjunctively. There should also be no reference to remarks limiting the combined use of this right and Basin 01 rights, except as to the acres within the project to which these rights are appurtenant.

Kidman, Denise

From: Janet Connell [jconnell@srba.state.id.us]
Sent: Wednesday, August 06, 2008 10:47 AM
To: Kidman, Denise
Subject: RE: Subcase 22-2149B Intital Hearings

Denise,

The court is still showing that the Skaars' are the claimants on these. It would be helpful for Mr. Skaar to send a letter to the court informing that he no longer owns the rights and that they were sold to the Heads several years ago and that he therefore will not be attending the hearing. That would at least give the court some paperwork to proceed on. Assure him that he will not be in contempt of court and the letter would be most helpful. Please have him include the water rights numbers at issue in his letter. I hope that helps. Any further questions, please let me know. Also, please inform him that until a change of ownership is filed with the court he will continue to receive the Notices because at this point he is the claimant on record with the Court. He certainly is welcome to call me and discuss this matter. The SRBA phone number is (208)736-3011.

Thanks,

Janet

From: Kidman, Denise [mailto:Denise.Kidman@idwr.idaho.gov]
Sent: Tuesday, August 05, 2008 3:19 PM
To: Janet Connell
Cc: Williams, Ray
Subject: Subcase 22-2149B Intital Hearings

Janet,

Duwayne Skaar just came in with a notice from the court and wanted to know what it was about. The land that 22-2149B is appurtenant to was sold to Lori and David Head several years ago. Mr. Skaar no longer owns any property in that area and is concerned about being in contempt of court if he doesn't show up for the hearing.

I checked into the case and found that an attempt to contact Lori and David Head was made on December 15, 2006. The letter was sent to an address in Nome, Alaska. We have received no response to our letter requesting a change of ownership and warranty deed.

The following subcases are supposedly owned by the Heads: 22-303D, 22-304D, 22-613D, and 22-2149B

Mr. Skaar has requested a response regarding this matter and I told him I would let him know as soon as I find something out.

Could you please check on this for me and let me know?

Thanks for your time,

Denise Kidman

Water Resource Agent

8/6/2008

Janet Conn
SRBA

SUBCASE SUMMARY REPORT 22-02149B

[Return to SRBA Home Page](#)

SRBA
08-05-2008

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 22-02149B FILE#: 00511
CLAIMANT: SKAAR, LOUIS
 413 N 3200 E

```

      ROBERTS              ID      83444
STATUS: AT ISSUE          SPECIAL MASTER: BILYEU, BRIGETTE
WATER SOURCE: GROUND WATER
ISSUES: SOURCE OF WATER
      PLACE OF USE OR IRRIGATED ACRES IN EACH 40 A.
      0

```

***** PARTIES INVOLVED *****

LOUIS SKAAR	C PRO SE
VAL LOFTHOUSE	O PRO SE
DELORES SKAAR	C PRO SE
KENT SKAAR	C PRO SE

***** ROA ENTRIES *****

06-12-2007	OBJ 01 F/B LOFTHOUSE, VAL	RB	09-26-2007 0001
09-11-2007	ORIGINAL NOTICE OF CLAIM		
07-16-2008	NOTICE SETTING INITIAL HEARING	1S	08-20-2008 0145

[Return to SRBA Home Page](#)

754-4561

Duwayne Skaar

754-4534

Cell - 589-4343

2008 JUL 16 AM 11:55
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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	)	NOTICE SETTING SUBCASE(S)
	)	FOR INITIAL HEARING
Case No. 39576	)	
_____	)	SUBCASE NOS: 22-02149A 22-02149B

The Initial Hearing for this subcase will be held before
Special Master BRIGETTE BILYEU

WEDNESDAY, AUGUST 20, 2008 at 01:45 PM (M)
MADISON COUNTY COURTHOUSE
134 EAST MAIN
REXBURG, ID

ATTENDANCE IS MANDATORY. All parties are required to
attend and must have full settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) and/or the objector in an attempt
to reconcile any difference between the claim and the
Director's Report. Bring any and all information you
believe is relevant to your claim and/or objection. If
the claim cannot be reconciled at the Initial Hearing,
the court will set the subcase(s) for trial within 45
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Settlement documents must be filed with the court by
AUGUST 15, 2008 or hearing will not be vacated.

DELORES SKAAR
KENT SKAAR
LOUIS SKAAR
413 N 3200 E
ROBERTS, ID 83444

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the NOTICE SETTING
SUBCASE(S) FOR INITIAL HEARING was mailed on JULY 16, 2008 _____,
with sufficient first-class postage to the following:

C M FULLMER IRRIGATION
SYSTEMS INC
C/O VAL LOFTHOUSE
1618 S PIONEER RD
IDAHO FALLS, ID 83402
Phone: 208-522-5417

CM FULLMER IRR SYSTEMS INC
C/O VAL LOFTHOUSE
1618 S PIONEER RD
IDAHO FALLS, ID 83402
Phone: 208-522-5417

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

VAL LOFTHOUSE
1618 S PIONEER RD
IDAHO FALLS, ID 83402

DELORES SKAAR
KENT SKAAR
LOUIS SKAAR
413 N 3200 E
ROBERTS, ID 83444
Phone: 208-754-4366

LOUIS SKAAR & SONS, INC.

Livestock and Farming

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

SRBA

Fax

To: Madison City Courthouse From: Skaar
Fax: 356-5425 Pages: 3 (INCLUDING COVER PAGE)
Phone: Attn Gwen Date: 8-14-08
Re: SRBA CC:

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

If you do not receive the correct number of pages please call 208-754-4534

☐ ~~CONFIDENTIAL~~

• Comments:



August 11, 2008

Subject: RE: Subcase 22-2149B

This letter is in regards to the letter received from the

District Court of the Fifth District of the State of Idaho.

The water and property in Teton County, sold October 30, 1992, to David M. Head and his wife Lori A. Head.

State of Idaho District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID. 83303-2707

Madison County Courthouse
134 East Main
Rexburg, ID. 83440

Idaho Department of Water Resources
Attn: Denise Kidman
900 N. Skyline Drive Suite A
Idaho Falls, ID. 83402-1718

Enclosed Warranty Deed

Louis Skar (deceased)
Delores E. Skar

Kent Skar

2008 JUL 16 AM 11:55
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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	)	NOTICE SETTING SUBCASE(S)
	)	FOR INITIAL HEARING
Case No. 39576	)	
_____	)	SUBCASE NOS: 22-02149A 22-02149B

The Initial Hearing for this subcase will be held before
Special Master BRIGETTE BILYEU

WEDNESDAY, AUGUST 20, 2008 at 01:45 PM (M)
MADISON COUNTY COURTHOUSE
134 EAST MAIN
REXBURG, ID

ATTENDANCE IS MANDATORY. All parties are required to
attend and must have full settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) and/or the objector in an attempt
to reconcile any difference between the claim and the
Director's Report. Bring any and all information you
believe is relevant to your claim and/or objection. If
the claim cannot be reconciled at the Initial Hearing,
the court will set the subcase(s) for trial within 45
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Settlement documents must be filed with the court by
AUGUST 15, 2008 or hearing will not be vacated.

DELORES SKAAR
KENT SKAAR
LOUIS SKAAR
413 N 3200 E
ROBERTS, ID 83444

August 11, 2008

Subject: RE: Subcase 22-2149B

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Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID. 83303-2707

Madison County Courthouse
134 East Main
Rexburg, ID. 83440

Idaho Department of Water Resources
Attn: Denise Kidman
900 N. Skyline Drive Suite A
Idaho Falls, ID. 83402-1718

Enclosed Warranty Deed

*Louis Skoar (deceased)
Delores E. Skoar*

Kent Skoar

NOV 10 1992

35-195-9
American Land Title Co.
P.O. Box 644
Driggs, ID 83422

TETON Co. Id.
Clerk Recorder
For Value Received

WARRANTY DEED

Louis S. Skaar and Delores Skaar and Kent L. Skaar
the grantor s, do hereby grant, bargain, sell and convey unto
David M. Head and Lori A. Head, HUSBAND AND WIFE.

whose current address is

P.O. Box 2042, Nome, Ak 99762

COPY

the grantee s, the following described premises, in Teton County Idaho, to wit:

SEE EXHIBIT "A"
ATTACHED HERETO AND BY THIS REFERENCE
MADE A PART HEREOF

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantor s do hereby covenant to and
with the said Grantee s, that they the owner s in fee simple of said premises; that they are free
from all incumbrances except: Subject to all existing patent reservations, easements, rights of way, protective
covenants, zoning ordinances, and applicable building codes, laws and regulations.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: October 30, 1992

Louis S. Skaar
Louis S. Skaar
Kent L. Skaar
Kent L. Skaar

Delores Skaar
Delores Skaar

STATE OF IDAHO, COUNTY OF Teton
On this 30 day of October, 19 92,
before me, a notary public in and for said State, personally
appeared

Louis S. Skaar
Delores Skaar
Kent L. Skaar

known to me to be the person s whose name s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Notary Public
, Idaho

W. Tibbitts
W. Tibbitts, Notary Public
Residing at Rigby, Idaho
Commission Expires 8-29-97

111484

FILED

AT THE REQUEST OF

American Land

AT 15 MINUTES PAST 1 P M

DATE Nov. 10, 1992

Asa J. Drake
CLERK OF RECORDER

BY Nora Rigby
DEPUTY

RECORDED
INDEXED
SERIALIZED

Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho



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

EASTERN REGION

September 24, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

DAVID M AND LORI A HEAD
PO BOX 2042
NOME AK 99762

RE: Notice of Change of Water Right Ownership (NCO) for **22-2149B**, 22-303D,
22-304D & 22-613D and Notice of Completed Administrative Proceeding
(NCAP)

Dear Sir/Madam:

The Idaho Department of Water Resources (IDWR) acknowledges receipt of 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,

Bobby Kern
Office Specialist II

Enclosure

SCANNED

OCT 24 2008

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: 22-303D, 22-304D,
22-613D & 22-2149B

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party **SKAAR - HEAD**
- ☐ 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: Sept. 25, 2008

Ernest Carlson

Signature of IDWR Representative

SCANNED

OCT 24 2008

CERTIFICATE OF MAILING

I certify that on September 30, 2008, 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:
DELORES SKAAR
KENT SKAAR
LOUIS SKAAR
413 N 3200 E
ROBERTS ID 83444

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
DAVID M HEAD
PO BOX 2042
NOME AK 99762
LISA A HEAD
PO BOX 2042
NOME AK 99762

4. One copy to:

Each party in the subcase, or attorney of record

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

Bobby Kern

Signature of person or attorney mailing the form

SCANNED

OCT 24 2008

09/24/2008

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

RIGHT NUMBER: 22-2149B
NAME AND ADDRESS: DAVID M HEAD
PO BOX 2042
NOME AL 99762

LISA A HEAD
PO BOX 2042
NOME AL 99762

SOURCE: GROUND WATER
SPRING
TRIBUTARY:
TRIBUTARY: SINKS

QUANTITY: 0.450 CFS
94.50 AFY

1.78 The rights listed below are limited to a total combined diversion rate of
cfs. Combined Right Nos.: 22-303D, 22-304D, 22-613D, 22-2149B

PRIORITY DATE: 05/06/1953

POINT OF
DIVERSION:

T06N R45E S34 SESENE Within TETON County
T06N R45E S34 NENESE Within TETON County
T06N R45E S34 NWNENE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.450 CFS 94.50 AFY

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S34 NESE 27.00

27 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 39
acres in a single irrigation season. Combined Right Nos.: 22-303D, 22-304D,
22-2149B and 22-613D.

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.

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EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

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

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
22-2149B	} Combined Rights				
22-303D					
22-304D					
22-613D					

RECEIVED

SEP 23 2008

2. The following **REQUIRED** information must be submitted with this form:
- Department of Water Resources
Eastern Region
- 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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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)	DELORES SKARR, KENT SKARR, LOUIS SKARR
	413 NORTH 3200 EAST, ROBERTS, ID 83444
4. New Owner/Claimant(s)	DAVID M. HEAD LORI A. HEAD
	Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
New Mailing Address	P.O. BOX 2042
City, State and ZIP Code	NOME, ALASKA 99762
New Telephone Number	(907) 443-5261
	Email: _____

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5. Date you acquired the property OCTOBER 30, 1992

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)

David Head
Rori Head

9-15-08

(title if applicable)

9/15/08

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____ Date _____
 Receipted by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____ Date _____

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OCT 24 2008

NOV 10 1992

53-1559
American Land Title Co.
P.O. Box 644
Driggs, ID 83422

TETON Co. Id.
Clerk Recorder
For Value Received

WARRANTY DEED

Louis S. Skaar and Delores Skaar and Kent L. Skaar
the grantor s, do hereby grant, bargain, sell and convey unto
David M. Head and Lori A. Head, HUSBAND AND WIFE.

whose current address is

P.O. Box 2042, Nome, Ak 99762

COPY

~~the grantee s, the following described premises, in~~ Teton ~~County Idaho, to wit:~~

SEE EXHIBIT "A"
ATTACHED HERETO AND BY THIS REFERENCE
MADE A PART HEREOF

SCANNED
OCT 24 2008

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s, that t he y the owner s in fee simple of said premises; that they are free from all incumbrances except: Subject to all existing patent reservations, easements, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations.

and that t he y will warrant and defend the same from all lawful claims whatsoever.

Dated: October 30, 1992

Louis S. Skaar
Louis S. Skaar
Kent L. Skaar
Kent L. Skaar

Delores Skaar
Delores Skaar

STATE OF IDAHO, COUNTY OF Tetson
On this 3rd day of Nov, 19 92,
before me, a notary public in and for said State, personally
appeared

Delores Skaar
Delores Skaar
Kent L. Skaar
Kent L. Skaar

known to me to be the person s whose name s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Errol W. Tibbitts
Notary Public
, Idaho

ERROL W. TIBBITTS, NOTARY PUBLIC
RESIDING AT RIGBY, IDAHO
COMMISSION EXPIRES 8-29-97

111484

FILED

AT THE REQUEST OF

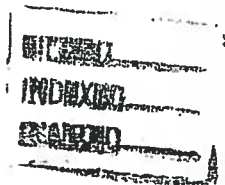
American Land

AT 15 MINUTES PAST 1 P. M.

DATE Nov. 10, 1992

Asa J. Drake
CLERK OF RECORDER

BY Nora Rigby
DEPUTY



Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho

SCANNED

OCT 24 2008

DATED: _____

Purchase

TIME: _____

Purchase

© 1987 Wyoming Association of Realtors

The Official Form of the Wyoming Association of Realtors, 315 East 10th Street, Casper, WY 82401 (407) 235-0101

AR-700-01

ROCKEFELLER & ASSOCIATES TEL No.

208 354 8588 Jun 27.92 12:48 P.02/02

and other good and valuable consideration, the receipt whereof is hereby acknowledged, have granted, bargained, and ~~(sold)~~ and do hereby grant, **LEGAL DESCRIPTION** convey, and confirm unto grantees and their heirs and assigns forever, all the following described real estate situated in Teton County, Idaho:

Beginning at the northeast corner of Section 34, Township 6 North, Range 45 East, E.M., Teton county, Idaho, an running thence south 00°09'22" west for a distance of 1381.59 feet to the true point of beginning; thence south 00°09'22" west for a distance of 930.76 feet; thence north 88°39'54" west for a distance of 262.83 feet; thence south 01°20'06" west for a distance of 181.50 feet; thence south 36°17'16" west for a distance of 433.48 feet; thence south 68°30'32" east for a distance of 54.26 feet; thence south 75°30'00" east for a distance of 79.98 feet; thence north 4°42" east for a distance of 54.65 feet; thence north 78°33'37" east for distance of 70.96 feet; thence north 85°06'01" east for a distance of 247.69 feet; thence south 8°33'19" east for a distance of 23.08 feet; thence south 00°11'45" west for a distance of 1122.57 feet; thence south 89°58'49" west for a

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OCT 24 2008

distance of 989.18 feet; thence north 00°11'11" east for a distance of 1064.0 feet; thence north 89°55'00" east for a distance of 140.11 feet; thence north 00°11'31" east for a distance of 892.10 feet; thence north 89°52'31" east for a distance of 24.96 feet; thence north 00°10'51" east for a distance of 625.21 feet; thence north 89°51'31" east for a distance of 823.64 feet to the true point of beginning.

SUBJECT to all easements, rights of way, covenants and restrictions of record.

TOGETHER with all water rights appurtenant thereto, including, but not limited to the following:

(1) Swan Falls Adjudication No. A22-00303A - 24.94 miners inches (.50 cfs) of the waters of South Leigh Creek decreed to Alvira E. Hendrickson, with a priority date of June 1, 1896, to be taken from the headgate Fullmer No. 1, for use on that part of the above described premises located south of South Leigh Creek, and also from the Hansen ditch, for use on that part of the above described

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OCT 24 2008



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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

LORI & DAVID HEAD
PO BOX 2042
NOME AK 99762

RE: CHANGE IN WATER RIGHT OWNERSHIP FOR 22-303D, 22-304D, 22-613D, 22-2149B

Dear Mr. & Mrs. Head:

It has come to our attention that you may have recently purchased a tract of land in Teton County, Idaho. The property to which I am referring was most recently owned by the Skaar family. The legal description is as follows:

T06N, R45E, S34, NESE

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
Technical Records Specialist
Enclosure(s)

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JUN 21 2007

WATER RESOURCES
DISTRICT OFFICE
KYLE DR.
IDAHO 83402

COPIES SERVICE
REQUESTED



U.S. POSTAGE
1421 PB3523907
8962 \$00-870 JAN 05 2007
8584 MAILED FROM ZIP CODE 83402

RETURNED
TO
SENDER
UNDELIVERABLE AS ADDRESSED.
FURNISHING ORDER RETURNED

RECEIVED
JAN 08 2007
Department of Water Resources
Eastern Region

KENT SKAAR

LOUIS SKAAR

DELORES SKAAR
413 N 3200 E
ROBERTS ID 83444

DR
22-2149B
22-3037
22-3047
22-120383
22-6137

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DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

ADDRESS SERVICE
REQUESTED

LOKI A Head
David M Head
P.O. Box 2042
NOME AK 99762

POF

Change of
Address



LOUIS SKAAR
DELORES SKAAR
KENT SKAAR
413 N 3200 E
ROBERTS ID 83444

TRY Lewisville ID
83431

22-303D
304P
613D
2149B

U.S. POSTAGE
1431
8942\$01.110 NOV 28
6146 MAILED FROM ZIP CODE 81

Claim No. 22-2149B

Document Checklist

☒ Copy License/Decree

☐ Copy Transfer

☒ Copy Licensing Field Exam

☐ Check if Ownership/Address Change is Required

☐ Generate, mail and file "Evidence of Priority" letter

☒ Generate Arcview Map

Refer to claim 192200.3030 for map of PDR's
and PDR and GPS info as well,
GPS info is also included in this claim
but they sent a map in this claim
for field exam.

22-2149
95 ac
0.845

A
51 ac 0.35 ds

B
27 ac ~~0.25 ds~~ 0.45 ds according to warranty deed
~~unclaimed~~
~~11 ac 0.22 ds~~

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Water Right No(s). _____

GPS DATA: *EAST A0013867 on tree by spring* *well spring A0013872*
Tag # *A0013871* *well* Location: *Fence post by well*

Diversion Data: *spring. sinks*
Source: *Groundwater* Trib to: _____

MOTOR
Make: _____ Model: _____ Hp: _____
SN: _____

PUMP
Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:
There are 3 PODs for this claim -

Field Exam Date: *8/21/04* Agent: *DD*

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JUN 21 2007

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

- [] Water Right Number(s): A22-00303A, A22-00304A, A22-00131
A22-02149 - well, A22-12938
- [] Name and Address of
Former Claimant: Martha J Bradley, Sarah Haugh and
Leon Haugh, Veda Strikeerla and K.A.
Strikeerla
- [] New Claimant(s): Louis Skaar, Delores Skaar, and
Kent Skaar
- [] New Mailing Address: 413 N 3200 E Roberts Ida
83444

New Telephone Number: (208) 254-4366

- [] Does the change in ownership result in a splitting of the
water right claimed? yes no ☒

If yes, then describe the portion of the water right that is
now claimed by the new owner:

100%

- [] Attach proof of ownership
Describe proof attached: Warranty Deed
- [] Signature of New Claimant(s): _____

Date: _____

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:

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SCALE 1" = 200'

EXISTING REBAR

SET REBAR

FENCE

SCALE 1" = 200'

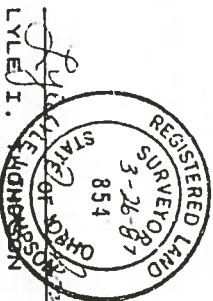
EXISTING REBAR

SET REBAR

—X—
FENCE

CERTIFICATE OF SURVEY

LYLE I. THOMPSON DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF IDAHO. THAT THE ATTACHED PL FROM AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY DIRECT THAT THIS MAP IS AN ACCURATE REPRESENTATION OF SAID SURVE



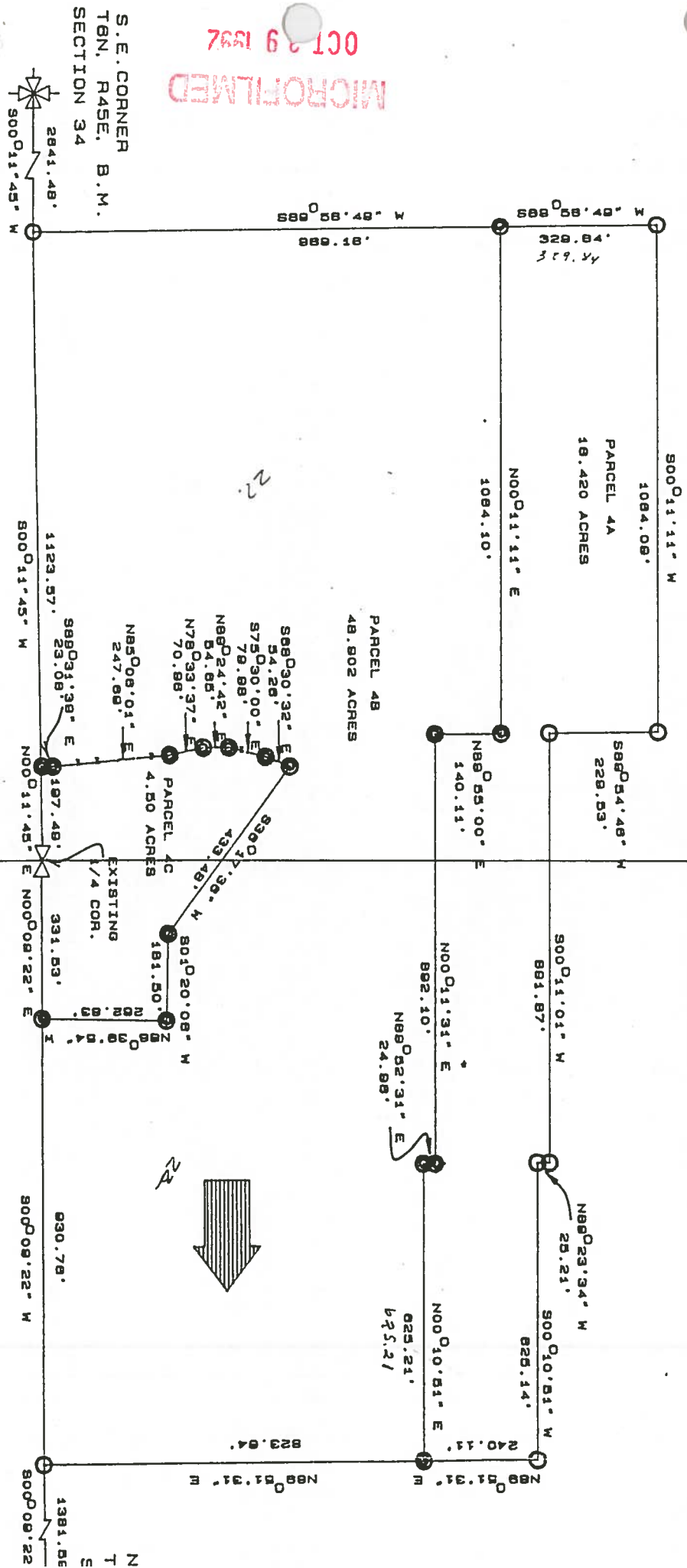
J. H. Lyle
J. H. LYLE
LYLE I.

MARCH 28, 1967

DATE:

054

LICENSE NO.



7621 6 100
MICHIGAN

COPY *Kaart*

WARRANTY DEED

Warranty deed made this _____ day of _____, 1990, between MARTHA J. BRADLEY, a widow, of 1475 Jefferson, Idaho Falls, Idaho; SARAH HAUGH and LEON HAUGH, husband and wife, of 254 N. 3900 E., Rigby, Idaho; and VEDA M. STRIKWERDA and K. A. STRIKWERDA, husband and wife, of 1915 Pike, Richland, Washington, referred to as Grantors, and LOUIS S. SKAAR and DELORES SKAAR, husband and wife, of 415 N. 3200 E, Roberts, Idaho, and KENT L. SKAAR, a single man, of 413 N 3200 E, Roberts, Idaho, as tenants-in-common, referred to as Grantees.

Grantors in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, have granted, bargained, and sold, and do hereby grant, bargain, sell, convey, and confirm unto Grantees and their heirs and assigns forever, all the following described real estate situated in Teton County, Idaho:

Beginning at the northeast corner of Section 34, Township 6 North, Range 45 East, B.M., Teton county, Idaho, an running thence south 00°09'22" west for a distance of 1381.59 feet to the true point of beginning; thence south 00°09'22" west for a distance of 930.76 feet; thence north 88°39'54" west for a distance of 262.83 feet; thence south 01°20'06" west for a distance of 181.50 feet; thence south 36°17'36" west for a distance of 433.48 feet; thence south 68°30'32" east for a distance of 54.26 feet; thence south 75°30'00" east for a distance of 79.98 feet; thence north 89°24'42" east for a distance of 54.65 feet; thence north 78°33'37" east for distance of 70.96 feet; thence north 85°06'01" east for a distance of 247.69 feet; thence south 89°31'39" east for a distance of 23.08 feet; thence south 00°11'45" west for a distance of 1123.57 feet; thence south 89°58'49" west for a

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MICROFILMED

OCT 29 1992

distance of 989.18 feet; thence north 00°11'11" east for a distance of 1064.10 feet; thence north 89°55'00" east for a distance of 140.11 feet; thence north 00°11'31" east for a distance of 892.10 feet; thence north 89°52'31" east for a distance of 24.96 feet; thence north 00°10'51" east for a distance of 625.21 feet; thence north 89°51'31" east for a distance of 823.64 feet to the true point of beginning.

SUBJECT to all easements, rights of way, covenants and restrictions of record.

TOGETHER with all water rights appurtenant thereto, including, but not limited to the following:

(1) Swan Falls Adjudication No. A22-00303A - 24.94 miners inches (.50 cfs) of the waters of South Leigh Creek decreed to Alvira E. Hendrickson, with a priority date of June 1, 1896, to be taken from the headgate Fullmer No. 1, for use on that part of the above described premises located south of South Leigh Creek, and also from the Hansen ditch, for use on that part of the above described premises located north of South Leigh Creek.

(2) Swan Falls Adjudication No. A22-00304A - 24.94 miners inches (.50 cfs) of the waters of South Leigh Creek decreed to Alvira E. Hendrickson, with a priority date of June 1, 1898, to be taken from headgate Fullmer No. 1, for use on that part of the above described premises located south of South Leigh Creek, and also from the Hansen ditch, for use on that part of the above described premises located north of South Leigh Creek.

(3) Swan Falls Adjudication No. A22-00613-B - 49.88 miners inches (.9976 cfs) of the waters of Wouth Leigh Creek decreed to Charles M. Fullmer, with a priority date of January 22, 1916, to be taken from headgate Fuller No. 1 for use on that part of the above described premises located south of South Leigh Creek, and also from the Hansen ditch, for use on that part of the above described premises located north of South Leigh Creek.

(4) Swan Falls Adjudication No. A22-02149 - 22.5 miners inches (.45 cfs) of underground water by virtue of a well, pursuant to Idaho

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OCT 29 1994

Department of Water Resources, license number G-24154, with a priority date of May 6, 1953.

(5) Swan Falls Adjudication No. A22-12038 - 64.22 miners inches (1.28 cfs) of waters of South Leigh Creek with a priority date of June 1, 1897, and claimed by the users of the water of 1988, to be taken from headgate Fullmer No. 1 for use on that part of the above described premises located south of South Leigh Creek.

(6) Also 22.44 miners inches (.45 cfs) from the Hansen Ditch for use on that part of the above described premises located north of the South Leigh Creek.

Grantors warrant that there are no existing leases on the subject property.

To have and to hold, all and singular the above-described premises together with the appurtenances unto Grantees and their heirs and assigns forever.

And Grantors and their heirs, successors and assigns shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantees, their heirs, and assigns against Grantors and their heirs and assigns and against all and every person and persons whomsoever, lawfully claiming the same.

Grantors have hereunto set their hands on the day and year first above written.

MARTHA F. BRADLEY

SARAH HAUGH

LEON HAUGH

WARRANTY DEED - 3

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JUN 21 2007

MICROFILMED

OCT 29 1992

State of Idaho
License and Certificate of Water Right

Water License No. G-24154

Amount .8 c.f.s.

Water District No. _____

Priority May 6, 1953

THIS IS TO CERTIFY that **CHARLES M. FULLMER**

of **Tetonia, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **May 6**, 19 **53**; that Permit No. **G-24154** was issued under said application; that Certificate of Completion of works, with a carrying capacity of **.8** second feet, was issued thereunder on **November 15**, 19 **57**, showing that said works were completed on the **20th** day of **May**, 19 **57**; and that on the **20th** day of **May**, 19 **57**, **CHARLES M. FULLMER**

of **Tetonia**, State of **Idaho**, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of **a dug well** and developed **spring**, a tributary of **subterranean**, for the purpose of **Irrigation**, under Use Permit No. **G-24154** of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume **10** of Licenses at page **6207**, on the **15th** day of **November**, 19 **57**;

The right hereby confirmed dates from **May 6**, 19 **53**;

The Point of Diversion ^{SP} located from spring in the **SE 1/4 NE 1/4** and from the well in the **NE 1/4 SE 1/4**, Sec. **34**, Tp. **6 N.**, R. **45 E.**, B. M. **County Teton**

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed **.8** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N.	45 E.	34	SW 1/4 NE 1/4	40	15
			SW 1/4 SE 1/4	40	40
			NE 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	40
			Total number of acres irrigated - - - -		95

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this **15th** day of **November**, 19 **57**.

/s/ Mark E. Kulp

State Reclamation Engineer.

(SEAL)

22 2149

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-24154This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Charles M. Fuller2. Source of water supply: Subterranean flow from one well and two developed springs.
Springs - SE & NE3. Location of point of diversion: Is in the Well - NE & SE of Section 34T. 6 N. R. 45 E. B.M. County of Teton

4. Describe works as they exist, giving dimensions and capacities of same: Pumping unit: Rain Master, Portable ditch pump #111536, manufactured by Construction Machinery Co., consisting of a gas engine 2 1/2" horizontal centrifugal pump - sprinkler system consisting of 1/2 mi. 5" main, 1/4 mi. 4" lateral, 33 - 1 1/4" x 5/32 Rainbird #40 nozzles. - (will handle much more than 40" if adequate pressure is maintained)

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

160 acres in NE 1/4 and 80 acres in SE 1/4 all in Sec. 34, Twp. 6 N., Rge. 45 E., B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

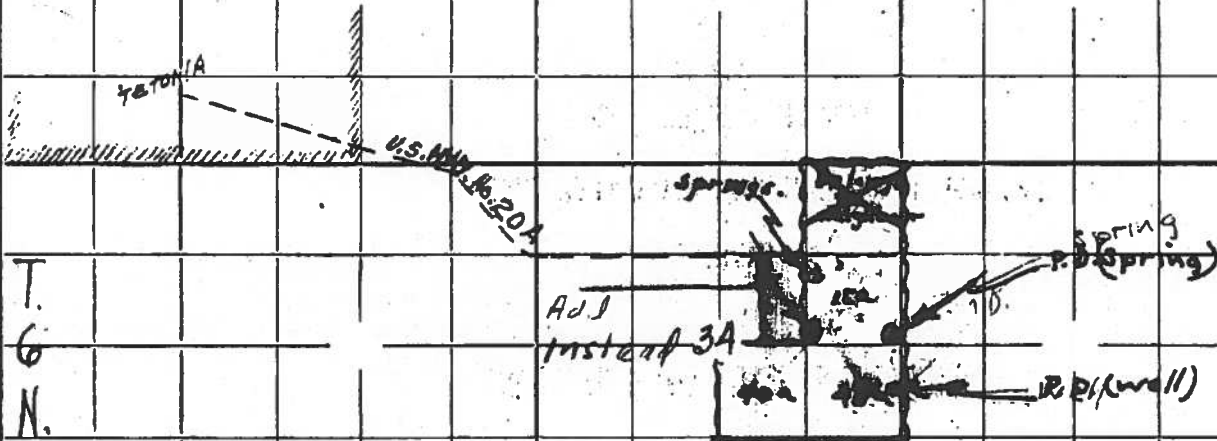
Remarks: The three springs lie above the bed of So Fork of Leigh Cr. and flow when the creek is dry. Only one of the four sources of water - 3 springs + 1 well - is used at one time, thus the capacities of the water sources much exceeds the use. A single irrigation usually suffices to make a crop.

This examination was made on the 25 day of June, 1957(Signed) James H. Hark

Examiner.

24154

R-45E.



Subdivisions 4

SE 1/4 SW 1/4 NE 1/4	Sec 24, T. 6 N., R. 45 E.	25 acres
SE 1/4 NW 1/4	" " " "	80 "
N 1/2 SE 1/4	" " " "	80 "

Total Land irrigated 95 Acres.

Quantity of water 40 miners inches
as determined by the reasonable
capacity of the sprinkler system.

24154

Earl Fullmer
Idaho
Armit 0-21154

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D. ENE
SSE. W. 34, T. R. 4

02 igation

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Ma, 19, 1957

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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: A22-02149B
Date Received: 6/05/1990
Receipt No: ~~E002902~~ X77777
Received By: guc

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KENT SKAAR 208-754-4366
Address: 413 N. 3200 E.
ROBERTS, ID 83444
OR
Name: LOUIS SKAAR 208-754-4366
Address: 413 N. 3200 E.
ROBERTS, ID 83444
OR
Name: DELORES SKAAR 208-754-4366
Address: 413 N. 3200 E.
ROBERTS, ID 83444

A2202149B



2. Date of Priority: MAY 06, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	45E	34	NE	NE	SE		TETON

5. Description of diverting works:
WELL AND PUMP WITH PORTABLE PUMP AT SPRING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.450		

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

8. Total consumptive use is 67.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A22-02149B

Page 1

Date: 06/05/90

SCANNED

JUN 21 2007

MICROFILMED

OCT 29 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	45E	34	NE SE		IRR	27.0
Section Acres						27.0
Total Acres						27.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

A22-00303D, A22-00304D, A22-00613D, A22-12038B.

14. Remarks:

P/D FOR GROUNDWATER: NESE, S34, 6N, 45E.

P/D FOR SPRING: SENE, S34, 6N, 45E.

15. Basis of Claim: LICENSE

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): Kerit Starn Date: 6-5-90

Date: _____

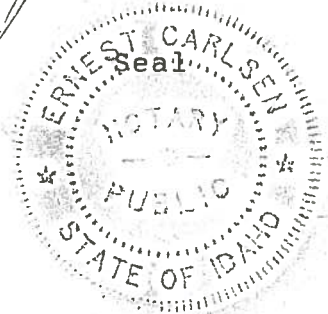
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 5 day

of June 19 90

Ernest Carlsen

Notary Public



Residing at Albino Falls, ID

My Commission Expires 6-14-1994

I-6

Top 60
Rye 45E

T-6

H-6

S 1/2 NE 1/4

N 1/2 SE 1/4

T-6

OCT 29 1962

34 35

34 35

A22-02149.

NOT TO SCALE