

RIGHT NUMBER: 35-11854

NAME AND ADDRESS: FRED SCHNEIDER  
ARLYNN SCHNEIDER  
PO BOX 125  
SPRINGFIELD ID 82277

SOURCE: SPRINGFIELD LAKE TRIBUTARY: DANIELSON CREEK

QUANTITY: 0.08 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-11853 IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 0.08 CFS.

PRIORITY-DATE: 12/31/1934

POINT OF DIVERSION T04S R32E S15 NWNENE Within BINGHAM County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|-------------------------------|----------------|---------------|----------|
|                               | IRRIGATION     | 04-01 10-31   | 0.08 CFS |

PLACE OF USE: IRRIGATION Within BINGHAM County  
T04S R32E S15 NENE 2 NWNE 2  
4 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 35-11853 IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 4 ACRES IN A SINGLE  
IRRIGATION SEASON.

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER  
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER  
RIGHTS IN BASIN 35:

| WATER RIGHT NO. | SOURCE |
|-----------------|--------|
| NONE            | NONE   |

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER  
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER  
RIGHTS IN THE SNAKE RIVER BASIN:

| WATER RIGHT NO. | SOURCE |
|-----------------|--------|
| NONE            | NONE   |

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES  
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED  
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

PROFILED

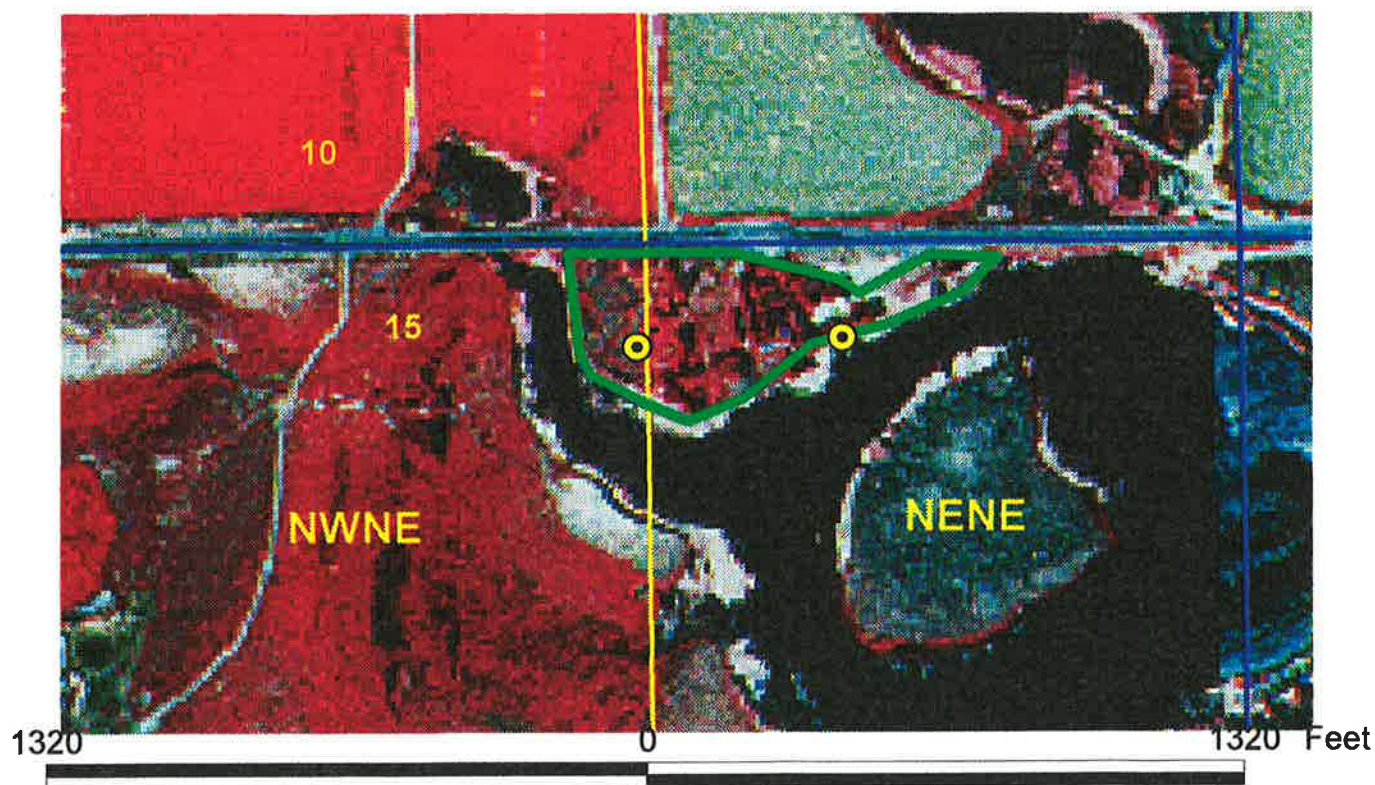
SCANNED  
SEP 28 2005

# IDAHO DEPARTMENT OF WATER RESOURCES

## LUKES ISLAND INC

35-11853, 35-11854

TOWNSHIP 04S, RANGE 32E, SECTION 15



POINT OF DIVERSION



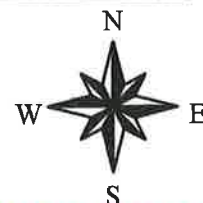
PLACE OF USE



SECTION LINE



QUARTER/QUARTER



**ACRES IRRIGATED- 4**

GIS PLACE OF USE ILLUSTRATION  
1987/1988 NAPP PHOTOGRAPHY  
PREPARED BY DAVE CARLSON  
09/15/1998

PROFILED

SCANNED

SEP 28 2005

AJ0749NP  
No. R35-11854

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)

DATE: 08/26/98  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                                                    | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | LUKES ISLAND INC<br>C/O GEORGE READER PRES<br>PO BOX 61<br>2015 W 800 S<br>SPRINGFIELD ID 83277<br>(208) 328-2394 | 12/31/1934       | IRRIGATION | 04-01 10-31           | 0.08 CFS          |                     |
| TOTAL DIVERSION: |                                                                                                                   |                  |            |                       | 0.08 CFS          |                     |

Water Source: SPRINGFIELD LAKE

Tributary to: DANIELSON CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04S R32E S15

NWNENE

BINGHAM County

Place of use Legal Description for: IRRIGATION

|             |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |     |     |
|-------------|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|-----|
| T           | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | :   | SUM |
| 04S         | 32E | 15 | : | 02 |    | 02 |    |    |    |    |    |    |    |    |    |    |    |    |    | :   | 4.0 |
| TOTAL ACRES |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 4.0 |     |

POU County: BINGHAM

Other Rights: 35-11853

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 35-11853 IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 0.08 CFS.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 35-11853 IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 4 ACRES IN A SINGLE  
IRRIGATION SEASON.

Dates: Exam Made Date: 10/15/1992

Verified Date:

Objection Filed Date:

Misc: Water District Number: 01

Field Inspection Flag:  
Presumption Flag:

SCANNED  
SEP 28 2005

PROVIDED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

18:29:35  
05/29/91

PAGE: 1  
GENERAL INFORMATION

CLAIM NUMBER: A35-11854

LAST: LUKES ISLAND, INC.  
ADDRESS: C/O GEORGE READER, PRES.  
P.O. BOX 61  
2015 W. 800 S.  
CITY: SPRINGFIELD  
PHONE NUMBER: 208-328-2394

FIRST:

STATE: ID ZIP: 83277

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE  
Y

FIELD  
EXAMINER

CLAIM REMARKS: THE OWNER USES A PORTABLE PUMP WITH WATER LINES TO IRRIGATE  
PORTION OF LUKES ISLAND (2 ACRES) AND YARDS AROUND LUKES ISLAND  
BAR/CAFE. PUMP IS PLACED IN LAKE AT VARIOUS POINTS ALONG THE  
SHORE ON THE OWNERS PROPERTY.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: \_\_\_\_\_

DATE OF FIELD EXAM: 10.15.92

APPOINTMENT MADE: Y( ) N(X)

PHONE NUMBER: ( ) -

TIME: : A( ) P( )

ACCOMPANIED BY: \_\_\_\_\_

PHONE NUMBER: ( ) -

RELATIONSHIP TO CLAIMANT: \_\_\_\_\_

DIRECTIONS TO PROPERTY / REMARKS:

Office Review - field Exam June 1992

A. AJ CLAIM: # A35-11854 PRIORITY DATE: 04-01-1930 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DATABASE FIELD  
Y EXAMINER

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y(☒) N(☐)  
IF YES EXPLAIN.

REMARKS:

# 12-31-1934

RECOMMENDED PRIORITY DATE:

12-31-1934

REVIEWED BY

DC

DATE

10/15/92

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY    |
|-----------|------|------|------|-----|-----|-----|-----|---------|
| A35-11854 | 04S  | 32E  | 15   | NW  | NE  | NE  |     | BINGHAM |

OTHER AJ CLAIMS WITH SAME AJ POD  
A PREFIX R PREFIX  
A35-11852 NONE

WR RECORDS IN SAME 40 ACRE TRACT  
NONE

SOURCE: SPRINGFIELD LAKE

TRIB: DANIELSON CREEK

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

|                                  | DATABASE | FIELD EXAMINER |
|----------------------------------|----------|----------------|
| DUE TO POD DISCREPANCY? (Y/N)    | Y        | ---            |
| DUE TO SOURCE DISCREPANCY? (Y/N) | Y        | ---            |

REMARKS:

Pod is ok

Source is ok

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | COUNTY |
|------|------|------|-----|-----|-----|-----|--------|
|------|------|------|-----|-----|-----|-----|--------|

|     |     |     |     |     |     |     |     |
|-----|-----|-----|-----|-----|-----|-----|-----|
| --- | --- | --- | --- | --- | --- | --- | --- |
| --- | --- | --- | --- | --- | --- | --- | --- |

SOURCE: DC TRIB: DC DATE: 10/15/92

REVIEWED BY: DC

A. ROOT WATER RIGHT NUMBERS: A35-11854  
A35-04222

B. POU LISTING

| TRP         | RNG | SEC | 1/4 | 1/4 | LOT | NAME                           | AJ<br>#/ACRES    | WR<br>#/ACRES | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-------------|-----|-----|-----|-----|-----|--------------------------------|------------------|---------------|-----------------|----------------|------------------|
| 04S         | 32E | 15  | NE  | NE  |     | LUKES ISLAND, INC.             | A35-11854 / 4.0  | - /           | 13.0            |                |                  |
|             |     |     | NE  | NE  |     | LUKES ISLAND, INC.             | A35-11952 /      | - /           |                 |                |                  |
| 04S         | 32E | 15  | NW  | NE  |     | LUKES ISLAND, INC.             | A35-11854 / 3.0  | - /           | 42.0            |                |                  |
|             |     |     | NW  | NE  |     | LUKES ISLAND, INC.             | A35-11853 / 3.0  | - /           |                 |                |                  |
|             |     |     | NW  | NE  |     | PIERCE, ISAAC D.               | A35-11740 /      | - /           |                 |                |                  |
|             |     |     | NW  | NE  |     | LING, ROGER D.                 | A01-0002320/37.0 | - /           |                 |                |                  |
|             |     |     | NW  | NE  |     | LING, ROGER D.                 | A01-0029720/37.0 | - /           |                 |                |                  |
|             |     |     | NW  | NE  |     | LING, ROGER D.                 | A35-0254320/37.0 | - /           |                 |                |                  |
|             |     |     | NW  | NE  |     | ABERDEEN SPRINGFIELD CANAL CO. | A35-0424620/37.0 | - /           |                 |                |                  |
|             |     |     | NW  | NE  |     | LING, ROGER D.                 | A01-0206460/37.0 | - /           |                 |                |                  |
|             |     |     | NW  | NE  |     | LING, ROGER D.                 | A01-0206860/37.0 | - /           |                 |                |                  |
|             |     |     | NW  | NE  |     | LING, ROGER D.                 | A01-0206880/37.0 | - /           |                 |                |                  |
| TOTAL ACRES |     |     |     |     |     | A35-11854                      | 7.00             |               | 55.00           |                |                  |

2.00 LAWS ~~1.00 ACRES~~  
~~LAWS 5.0 AC~~

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y( ) N(X)  
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE  
Y

FIELD  
EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 4

REVIEWED BY: DC

DATE: 10/15/92

A. AJ CLAIMED USES:

PURPOSES  
A35-11854 IRRIGATION

MONTH/DAY  
FROM 04-10 TO 11-01 10/31

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY  
.140 CFS  
.140 CFS

B. WR RECORDED USES:

PURPOSES

MONTH/DAY

DIVERSION QUANTITY

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)  
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)  
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATABASE FIELD  
EXAMINER  
Y  
Y  
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y( ) N(X)  
Y(X) N( )

RECOMMEND TO WR STANDARDS OR OTHER?

EXPLAIN IN REMARKS, BELOW.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(~~X~~) N( )

AJ TOTAL CLAIMED DIVERSION RATE:  
WR ROOT RIGHT TOTAL DIVERSION RATE:

0.140 CFS  
CFS

.08

5hp pump/motor in lake

1 foot lift = 3.5 psi

\*\*\* IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. \*\*\*

\*\*\* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS \*\*

\*\* CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. \*\*

FLOW MEASUREMENT REQUIRED?

FIELD

DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

Y

0.37 cfs

B.

FLOW MEASUREMENT

MEASUREMENT METHOD \_\_\_\_\_, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y( ) N( ) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: WELL IRRIGATES PORTION. SEE A35-11853

35-11853

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM       | SOURCE           | NAME                           | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-------------|------------------|--------------------------------|-----------|----------------|-----------|----------------|
| A35-11854   | SPRINGFIELD LAKE | LUKES ISLAND, INC.             | 0.140     | 0.020          |           |                |
| A35-11853   | GROUNDWATER      | LUKES ISLAND, INC.             | 0.060     | 0.020          |           |                |
| A01-0029720 | SWAKE RIVER      | LING, ROGER D.                 | 230.000   | 0.006          |           |                |
| A35-0254320 | GROUNDWATER      | LING, ROGER D.                 | 6.000     |                |           |                |
| A35-0424620 | GROUNDWATER      | ABERDEEN SPRINGFIELD CANAL CO. | 2.440     |                |           |                |
| A01-0206460 | SWAKE RIVER      | LING, ROGER D.                 |           |                | 57133.00  | 1.61           |
| A01-0205860 | SWAKE RIVER      | LING, ROGER D.                 |           |                | 129940.00 | 3.66           |
| A01-0206800 | SWAKE RIVER      | LING, ROGER D.                 |           |                | 22860.00  | 0.64           |

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

| CLAIM NO. | PURPOSES   | NAME               | MONTH/DAY           | RATE     | VOLUME |
|-----------|------------|--------------------|---------------------|----------|--------|
| A35-11852 | COMMERCIAL | LUKES ISLAND, INC. | FROM 01-01 TO 12-31 | .040 CFS |        |
| A35-11852 | DOMESTIC   | LUKES ISLAND, INC. | FROM 01-01 TO 12-31 | .040 CFS |        |
| A35-11740 | STOCKWATER | PIERCE, ISAAC D.   | FROM 01-01 TO 12-31 | .230 CFS |        |
| A35-11740 | DOMESTIC   | PIERCE, ISAAC D.   | FROM 01-01 TO 12-31 | .040 CFS |        |

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES \_\_\_\_\_ X 0.02 CFS/ACRE = \_\_\_\_\_ CFS  
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y( ) N( )

\*\*\* IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y( ) N( ) \*\*\*

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 21.0 AF/A  
ACRES 4 X CONSUMPTIVE VOL. AF/A FOR AREA B =  
TOTAL CONSUMPTIVE USE 84 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = \_\_\_\_\_ AF/A  
ACRES \_\_\_\_\_ X DIVERSION VOL. AF/A FOR AREA \_\_\_\_\_ =  
TOTAL DIVERSION VOLUME \_\_\_\_\_ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y( ) N( )

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

E09

RECOMMENDATIONS:

| REC.<br>PURPOSES       | REC. PERIOD<br>FROM TO | REC. DIV<br>RATE CFS  | REC. DIV<br>VOL. AF/A | REC. CONS.<br>USE |
|------------------------|------------------------|-----------------------|-----------------------|-------------------|
|                        |                        | DATABASE EXAMINER     | DATABASE EXAMINER     | DATABASE EXAMINER |
| <u>IPR</u>             | <u>4/1 10/31</u>       | <u>QWNA 0.08</u>      |                       |                   |
|                        |                        | <u>QWNA 0.08</u>      |                       |                   |
| TOTAL FOR THIS RIGHT   |                        |                       |                       |                   |
| REVIEWED BY: <u>DC</u> |                        | DATE: <u>10/15/92</u> |                       |                   |

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP \_\_\_\_\_  
FORFEIT/ABANDON \_\_\_\_\_  
ADDITIONAL DIV. AMOUNT \_\_\_\_\_

| ACCEPTED<br>AS CLAIMED | NEEDS<br>REVIEW |
|------------------------|-----------------|
| (X)                    | ( )             |
| ( )                    | ( )             |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-11854

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

| OLD RIGHT<br>NUMBERS | CURRENT<br>CLAIM NUMBERS | DIVERSION<br>RATE | CURRENT "R"<br>CLAIM NUM. | "R" DIV.<br>RATE | WR RIGHT<br>NUMBERS | DIVERSION<br>RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| -                    | A35-11854                | 0.140             | -                         | -                | -                   | -                 |
| TOTAL CFS            |                          | 0.140             |                           |                  |                     |                   |

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)  
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE  
N

FIELD  
EXAMINER  
\_\_\_\_\_  
\_\_\_\_\_

REMARKS:

AUTHENTICATION:

SIGNATURE: DAVE CARLSON

DATE: 10/15/92

NAME OF FIELD EXAMINER: DAVE CARLSON

TITLE: WA

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

18:29:35  
05/29/91

PAGE: 10  
QUICKLOOK INFORMATION

CLAIM NUMBER: A35-11854

| WR ELEMENT                | FIELD EXAM<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | VERIFIED BY<br>CODE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|-------------------|-------------------------------------------------|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             | Y                 |                                                 | DC 10/92                   | Y                      |                     |                                  |                                      |                               |
| POINT OF DIV              | Y                 |                                                 |                            | N                      |                     |                                  |                                      |                               |
| SOURCE                    | Y                 |                                                 |                            | N                      |                     |                                  |                                      |                               |
| PLACE OF USE              | Y                 |                                                 |                            | Y                      |                     |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME | Y                 |                                                 |                            | N                      |                     |                                  |                                      |                               |
| CONSUMPTIVE USE           | -                 |                                                 |                            |                        |                     |                                  |                                      |                               |
| PURPOSES                  | Y                 |                                                 |                            | N                      |                     |                                  |                                      |                               |
| PERIOD OF USE             | Y                 |                                                 |                            | Y                      |                     |                                  |                                      |                               |
| BASIS OF CLAIM            | Y                 |                                                 |                            | N                      |                     |                                  |                                      |                               |
| REMARKS                   | Y                 |                                                 |                            | N                      |                     |                                  |                                      |                               |

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1  
ASCS MAP = 2  
WATERMASTER RECORDS = 3  
NAEP PHOTOS = 4  
FIELD EXAM = 5  
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION  
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

1874 LAKE

pull 198

(Ship)

lake

Ship 1 head 35psi

PROVED

SCANNED

SEP 28 2005

November 20, 1998

NOTICE OF ERROR  
REPLY

RECEIVED  
JAN 14 1999  
Department of Water Resources  
Eastern Region

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:** December 18, 1998

Water right number: 35-11854

LUKES ISLAND INC  
C/O GEORGE READER PRES  
PO BOX 61  
SPRINGFIELD ID 83277

*changed  
ownership  
filed  
11-14-99 JH*

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
  
  
  
  
  
  
  
  
  
  
2. Describe the changes you wish to make in the proposed recommendation:
  
  
  
  
  
  
  
  
  
  
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 1-2-99 SIGNATURE: Fred Schneider  
Please print your name: FRED SCHNEIDER

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

PROFILED

SCANNEL  
SEP 28 2005

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

DC OK  
**RECEIVED**

**JAN 14 1999**

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

1. Water Right or Adjudication Claim No(s): 35-11852, 35-11853, 35-11854
2. The following **REQUIRED** information must be submitted with this form:
- A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**  
**AND**  
 B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)  
**OR**  
 C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant WICK ISLAND  
GEORGE READER PO BOX 61  
SPRINGFIELD ID 83277
4. New Owner/Claimant(s) FRED & ARLYNN SCHNEIDER  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or  
 New Mailing Address PO BOX 125  
 City, State and ZIP Code SPRINGFIELD ID 82277  
 New Telephone Number (360) 668-4882
5. Date you acquired the property 1 APR 97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres you irrigate 4 Number and type of stock IRRIGATION
- Diversion rate in CFS \_\_\_\_\_ Number of homes 1 Other uses \_\_\_\_\_
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Fred Schneider  
Arlynn Schneider
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

SCANNED

SEP 28 2005

PROFESSIONAL

# Warranty Deed

## 453084

For Value Received **ROBERT FELTON**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **FRED A. SCHNIEDER and ARLYNN H. SCHNIEDER**, husband and wife whose address is: 8003 156 STREET SE, SNOHOMISH, WA, 98290

Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

### TRACT A:

Township 4 South, Range 32 E.B.M., Bingham County, Idaho

Section 15: NW $\frac{1}{4}$ NE $\frac{1}{4}$  lying Northeasterly of the Springfield Lake and South of the State Highway.

### TRACT B:

Township 4 South, Range 32 E.B.M., Bingham County, Idaho

Section 15: NE $\frac{1}{4}$ NE $\frac{1}{4}$

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including all water, water rights, ditch and ditch rights.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever, EXCEPT PROPERTY IS SOLD "AS IS" WITHOUT ANY WARRANTY.

Dated: APR 1 1997

Robert Felton  
ROBERT FELTON

STATE OF UTAH  
COUNTY OF Salt Lake : ss.

On this 3 day of Apr. 1, 1997, before me the undersigned, a Notary Public in and for the said county and state, personally appeared **ROBERT FELTON**, known or proved to me to be the persons who executed the foregoing instrument, and acknowledged to me that they executed the same.

Sandra S. Olson  
Notary Public for  
Residing at: SL County  
My Commission Expires: 12-1-98

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_ : ss.

On this \_\_\_\_\_ day of \_\_\_\_\_, 1997, before me the undersigned, a Notary Public in and for the said county and state, personally appeared \_\_\_\_\_, known or proved to me to be the persons who executed the foregoing instrument, and acknowledged to me that they executed the same.

Notary Public for \_\_\_\_\_  
Residing at: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

FIRST AMERICAN TITLE

BINGHAM COUNTY RECORDER  
BLACKFOOT, IDAHO

FEE 3.00 DEP DC

RECORDED AT THE REQUEST OF

97 APR 11 PM 3:01

NOTARY PUBLIC  
**SANDRA S. OLSON**  
39 Exchange Pl. #200  
Salt Lake City, UT 84111  
My Commission Expires  
December 1st, 1998  
STATE OF UTAH

## 453084

TOTAL P.08

PROFILED

SCANNED  
SEP 28 2005

36734

453085

# Warranty Deed

For Value Received **ROBERT SACKS**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **FRED A. SCHNIEDER and ARLYNN H. SCHNIEDER., husband and wife** whose address is: 8003 156 STREET SE, SNOHOMISH, WA, 98290

Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

**TRACT A:**

Township 4 South, Range 32 E.B.M., Bingham County, Idaho

Section 15: NW $\frac{1}{4}$ NE $\frac{1}{4}$  lying Northeasterly of the Springfield Lake and South of the State Highway.

**TRACT B:**

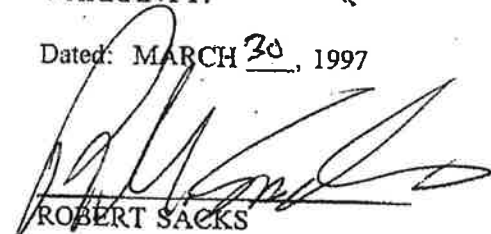
Township 4 South, Range 32 E.B.M., Bingham County, Idaho

Section 15: NE $\frac{1}{4}$ NE $\frac{1}{4}$

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including all water, water rights, ditch and ditch rights.

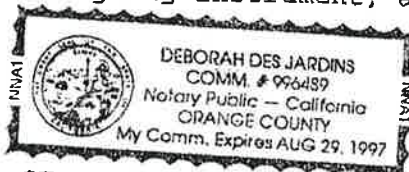
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever, EXCEPT PROPERTY IS SOLD "AS IS" WITHOUT ANY WARRANTY.

Dated: MARCH 30, 1997

  
ROBERT SACKS

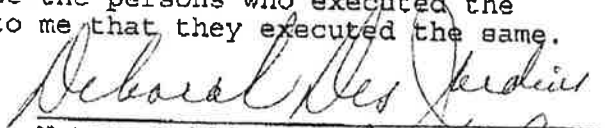
STATE OF California  
COUNTY OF Orange : ss.

On this 1<sup>st</sup> day of April, 1997, before me the undersigned, a Notary Public in and for the said county and state, personally appeared ROBERT SACKS, known or proved to me to be the persons who executed the foregoing instrument, and acknowledged to me that they executed the same.



STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ : ss.

**PROFILED**

  
Notary Public for Orange County  
Residing at: Newport Beach CA  
My Commission Expires: 8-29-97

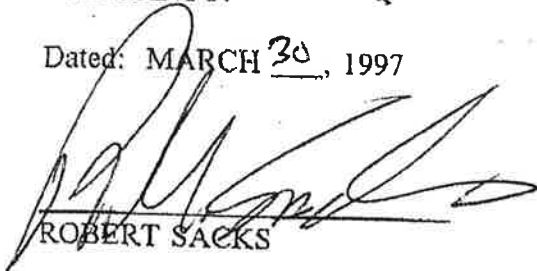
BINGHAM COUNTY RECORDER  
BLACKFOOT, IDAHO  
FEE 3.00 DEP 02  
97 APR 11 PM 3:02  
RECORDED AT THE REQUEST OF  
FIRST AMERICAN TITLE

SEP 28 2005

interests belonging or in anywise appertaining, including all water, water rights, ditch and ditch rights.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever, EXCEPT PROPERTY IS SOLD "AS IS" WITHOUT ANY WARRANTY.

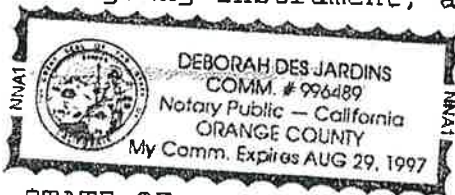
Dated: MARCH 30, 1997

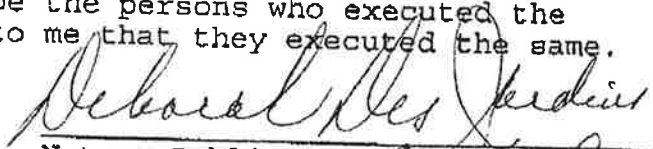
  
ROBERT SACKS

BINGHAM COUNTY RECORDER  
BLACKFOOT, IDAHO  
FEE 3.00 DEP 0.00  
97 APR 11 PM 3:02  
RECORDED AT THE REQUEST OF  
FIRST AMERICAN TITLE

STATE OF California  
COUNTY OF Orange : ss.

On this 1<sup>st</sup> day of April, 1997, before me the undersigned, a Notary Public in and for the said county and state, personally appeared ROBERT SACKS, known or proved to me to be the persons who executed the foregoing instrument, and acknowledged to me that they executed the same.



  
Notary Public for Orange County  
Residing at: Newport Beach, CA  
My Commission Expires: 8-29-97

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_ : ss.

On this \_\_\_\_\_ day of \_\_\_\_\_, 1997, before me the undersigned, a Notary Public in and for the said county and state, personally appeared \_\_\_\_\_ persons who executed the foregoing instrument, and acknowledged to me that they executed the same.

453085

Notary Public for \_\_\_\_\_  
Residing at: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

TOTAL 0.00

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SEP 28 2005

OCT 18 1991

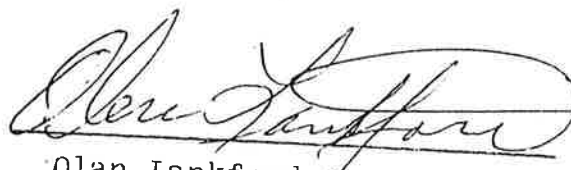
Department of Water Resources  
Eastern District Office

August 1, 1991

TO WHOM IT MAY CONCERN:

RE: A35-11854  
A35-11852

The Domestic well located at 2015 W. 800 S. in Springfield, Idaho was in operation in 1934 when I moved to this area. Mr. Art Nelson, the owner in the 1930"s, was also using water from Springfield Lake to water some property.



Olan Lankford  
Sterling, Idaho

SUBSCRIBED AND SWORN to before me this 22 day of August, 1991.



Notary Public for Idaho  
Residing at Clenden, Idaho  
EXPIRATION DATE 11-4-1994

PROFILED

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SEP 28 2005

MICROFILMED  
DEC 11 1992

SCANNED

SEP 28 2005

35-11854  
**RECEIVED**

JUN 29 1993

Department of Water Resources  
Eastern District Office

TO WHOM IT MAY CONCERN:

I, THE UNDERSIGNED, BYRON D. THURSTON OF 772 S. 2100 W.,  
(LAKEVIEW ROAD), SPRINGFIELD, IDAHO, 83271 MAKE THE FOLLOWING  
STATEMENT CONCERNING THE WATER RIGHT FOR LUKE'S ISLAND.

IN 1934 AND 1935, I DROVE MY CAR ALL OVER THE ISLAND AND THERE  
WERE NO BUILDINGS, NO TREES, NOTHING BUT GREASEWOODS AND  
SALT GRASS. I AM 81 YEARS OLD AND HAVE LIVED IN THE SPRINGFIELD  
AREA ALL THE TIME WITH THE EXCEPTION OF ONE YEAR.

Byron D. Thurston  
BYRON D. THURSTON

STATE OF IDAHO  
COUNTY OF BINGHAM

ON THIS 14TH DAY OF JUNE 1993, BEFORE ME LAVON L. WARNER,  
PERSONALLY APPEARED BYRON D. THURSTON, KNOWN TO ME TO BE  
THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING STATEMENT,  
AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

Lavon L. Warner  
NOTARY PUBLIC  
FOR THE STATE OF IDAHO  
RESIDING IN ABERDEEN  
MY COMMISSION EXPIRES: 7-7-98

**MICROFILMED**  
APR 18 1994

A35-11854

**FILED**

SCANNED  
SEP 28 2005

SEP 28 2005

June 28, 1991

LUKES ISLAND INC  
PO BOX 61  
SPRINGFIELD ID 83277

RE: **Evidence of Priority** A35-11854, A35-11853 & A35-11852

Dear Claimant:

The Notices of Claim identified with the numbers shown at the end of this letter have been filed in the Snake River Basin Adjudication (SRBA). The Notices indicate the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. **But, the Department will not recommend the Notices be decreed by the court if no evidence of a priority date is submitted.**

Please submit the required evidence supporting the priority dates by **July 29, 1991**, referencing all documents with the corresponding Notice numbers. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

PROFILL

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SEP 28 2005

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DEC 11 1992

Page 2

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Eric Verner  
Senior Water Agent

EV:sc

Enclosure: Brochure on "Evidence of Priority"  
Proof Report

PROFILE

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SEP 28 2005

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DEC 11 1992

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

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A35-11854  
Date Received: 6/01/1989  
Receipt No: 6008594  
Received By: SGW

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: LUKES ISLAND, INC.  
Address: C/O GEORGE READER, PRES.  
P.O. BOX 61  
2015 W. 800 S.  
SPRINGFIELD, ID

208-328-2394

83277

2. Date of Priority: APR 01, 1930

3. Source: SPRINGFIELD LAKE Trib. to: DANIELSON CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 04S      | 32E   | 15      | NW     | NE     | NE  |     | BINGHAM |

5. Description of diverting works:  
5HP GAS POWERED ENGINE W/ PUMP INTO SPRINKLER LINES. PORTABLE

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/10 | 11/01 | 0.140  |      |        |

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

8. Total consumptive use is 21.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 04S      | 32E   | 15      | NE     | NE  |     | IRR | 4.0   |

A35-11854

Page 1

Date: 06/01/89

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DEC 11 1992

A3511854



10. Place of Use: Continued

| Township      | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|---------------|-------|---------|------------|-----|-----|-------|
| 04S           | 32E   | 15      | NW NE      |     | IRR | 3.0   |
| Section Acres |       |         |            |     |     | 7.0   |
| Total Acres   |       |         |            |     |     | 7.0   |

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:  
WELL IRRIGATES PORTION. SEE A35-11853

14. Remarks:  
THE OWNER USES A PORTABLE PUMP WITH WATER LINES TO IRRIGATE  
PORTION OF LUKES ISLAND (2 ACRES) AND YARDS AROUND LUKES ISLAND  
BAR/CAFE. PUMP IS PLACED IN LAKE AT VARIOUS POINTS ALONG THE  
SHORE ON THE OWNERS PROPERTY.

15. Basis of Claim: BENEFICIAL USE

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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:       1      

**For Organizations:**

I do solemnly swear or affirm that I am Sec. Treasurer of Leeke's Island, Inc., that I have signed the foregoing document in the space below as Sec. Treasurer of Leeke's Island, Inc. and that the statements contained in the foregoing document are true and correct.

Martha Keiser  
Signature of Authorized Agent  
Sec. Treasurer  
Title and Organization  
6-1-89  
Date

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 1 day  
of June 19 89  
E. J. [Signature]  
Notary Public

Seal

Residing at Idaho Falls, ID  
My Commission Expires 22 Aug 1994

PROFILE

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MICROFILMED  
DEC 11 1992

**MICROFILMED**

DEC 11 1992  
4379  
NEW YORK

SCANVIL

SEP 28 2005

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