

615 H Street
P.O. Box 396
Rupert, Idaho 83350

D. I am responding to the objections to the following elements. (Please check the appropriate box(es)).

1. ☐ **Name and Address:**
2. ☒ **Source:**
3. ☐ **Quantity:**
4. ☒ **Priority Date:**
5. ☐ **Point(s) of Diversion:**
6. ☐ **Instream Flow Description:**
7. ☐ **Purpose(s) of Use:**
8. ☐ **Period of Year:**
9. ☐ **Place of Use:**
10. ☒ **Other Matters**
11. **Recommendation:**

☐ This water right should not exist.

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

E. REASONS SUPPORTING RESPONSES: Please refer to pleadings previously filed by the Canal Company in the subcases that have since been consolidated and designated by the lead subcase 35-02315. Those pleadings and supporting material are hereby incorporated into this response.

VERIFICATION (Must be Completed)

State of IDAHO

)

)ss.

County of Twin Falls

)

John A. Rosholt, duly sworn, upon oath, deposes and says:

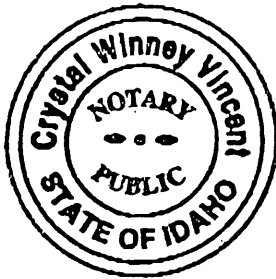
That I am the party/claimant filing this response as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)

John A. Rosenthal

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: November 28, 2001.



Augusta Kinney Vincent
NOTARY PUBLIC FOR IDAHO
Residing at: *Twain Halls, ID*
My commission expires: *April 8, 2007*

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, 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 hereby certify that on the 28th day of November, 2001, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original delivered to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
Twin Falls, Idaho 83303-2707
2. One copy to the claimant of the water right at the following address:
Name: James T. Lehman
Address: c/o Josephine P. Beeman
409 W. Jefferson St.
Boise, Idaho 83702
3. One copy to the party who filed the objection at the following address:
Name: Roger Ling
Address: Ling & Robinson
P.O. Box 396
Rupert, Idaho 83350
4. Copies to:
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Court's mailing list for Subcase 35-02315

Chief, Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

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



Your signature or signature of attorney
mailing on your behalf

EXHIBIT "A"

35-00038F	Thayne Driscoll 3140 Willow Street American Falls, ID 83211-5520	35-02172	Bowler Ranches Inc P. O. Box 760 American Falls, ID 83211
35-02049	Lehman Farms 2853 W 2000 S Aberdeen, ID 83210	35-02226	Leota Judge 688 S 1800 W Pingree, ID 83262
35-02066A	H. Alan Funk 2065 S 2800 W Aberdeen, ID 83210	35-02236	Judith Dvorak 1876 S 2900 W Aberdeen, ID 83210
35-02066B	H. Alan Funk; See 35-02066A	35-02271	Sherman L. Ruff 3005 W 2100 S Aberdeen, ID 83210
35-02072	Raymond Funk 2066 S 2950 W Aberdeen, ID 83210	35-02298	Everett K. Wood 2681 W 1100 S Aberdeen, ID 83210
35-02073	Charles J. Shackelford P. O. Box 212 Aberdeen, ID 83210	35-02308A	Charles A. Rossi 482 S 1600 W Pingree, ID 83262
35-02100	Arthur J. Jones 1697 W 700 S Pingree, ID 83262	35-02339	Paul T. Woods 771 S 1800 W Pingree, ID 83262
35-02116	Behrend Farms 2807 W 1900 S Aberdeen, ID 83210	35-02347	Otto R. Klassen 281 W. Boise Street Aberdeen, ID 83210
35-02127	Julia Wada Valentine 334 S 1300 W Pingree, ID 83262	35-02370	Lynn E. Hansen 2745 W 1800 S Aberdeen, ID 83210
35-02154	Bill Funk 3252 N. Pleasant Valley Rd. American Falls, ID 83211	35-02387A	Charles J. Shackelford; See 35-02073
35-02167B	Sylvia and Clarence Schroeder 2308 S Moser Road American Falls, ID 83211	35-02406	Line View Farms, Inc. 2269 W 800 S Aberdeen, ID 83210
35-02167D	William R. Schroeder 2388 S Moser Rd American Falls, ID 83211	35-02470	Raymond and Betty Funk; See 35-02072
35-02167E	Katherine Schroeder Estate P. O. Box 17 Aberdeen, ID 83210	35-02498	Juan Burusco 2514 W 1700 S Aberdeen, ID 83210
35-02167F	Katherine Schroeder Estate; See 35-02167E	35-02504A	Isaac D. Pierce 2592 W 1300 S Sterling, ID 83210

35-02525	Earl H. Barclay 1096 S. 2500 W. Aberdeen, ID 83210	35-04183	Don Kramer 1003 Falls Ave. American Falls, ID 83211
35-02647A	Val F. Wahlan P. O. Box 442 Aberdeen, ID 83210	35-04221	University of Idaho Regents P. O. Box AA Aberdeen, ID 83210
35-02670B	Steven Murdock 1050 W Hwy. 39 Blackfoot, ID 83221	35-07012B	Larry E. Watt 462 S 1200 W Pingree, ID 83262
35-02670C	Steven/Ronald Murdock; See 35-02670B 1065 W 125 N Blackfoot, ID 83221	35-07022	LDS Real Est Div Twelfth Floor 50 East North Temple Street Salt Lake City, UT 84150
35-02670D	Dale C. Murdock 1048 W Hwy 39 Blackfoot, ID 83221	35-07061	Otto R. Klassen; See 35-02347
35-02712	Paul W. Behrend 2706 W 1800 S Aberdeen, ID 83210	35-07102	O. E. Feld 1470 S 2750 W Aberdeen, ID 83210
35-02824	Frank & Shirley Droghei Living Trust 467 S 1600 W Pingree, ID 83262	35-07145	Clarence Schroeder; See 35-02167B
35-02917A	Neil J. Poulson 2849 N. Pleasant Valley Rd. American Falls, ID 83211	35-07146	Herbert A. Bohrer P. O. Box 82 Springfield, ID 83277
35-02917B	Neil Poulson; See 35-02917A	35-07164A	John R. Duffin 1436 S 2750 W Aberdeen, ID 83210
35-04032	Layne J. Harker 1733 W 600 S Pingree, ID 83262	35-07191	Albert J. Horsch 2711 W 1900 S Aberdeen, ID 83210
35-04034A	Bill Funk; See 35-02154	35-07231	LDS Real Est Div; See 35-07022
35-04034B	Bill Funk; See 35-02154	35-07267A	David Bethke 3149 W Rast Road American Falls, ID 83211
35-04039	Val F. Wahlan; See 35-02647A	35-07267B	David Bethke; See 35-07267A
35-04093	Bowler Ranches Inc; See 35-02172	35-07286	Ted T. Edwards P. O. Box 104 Spencer, ID 83446
35-04095	Juan Burusco; See 35-02498	*35-07353	Raymond K. Duffin 3182 W 2000 S Aberdeen, ID 83210
35-04113	Marjorie Sainz Ltd. Partnership P. O. Box 127 Springfield, ID 83277	35-07393	Kenneth Horsch 1990 S 2600 W Aberdeen, ID 83210
35-04164	George Vollmer 3003 Vollmer Loop American Falls, ID 83211		

35-07422	David P. Dance 471 S 1200 W Pingree, ID 83262	35-07722	DeGiulio Ranch Inc. 2340 W 900 S Sterling, ID 83210
35-07450	H. Homer Anderson 2632 S 1470 W St. George, UT 84770	35-07728	John R. Duffin; See 35-07164A
35-07453A	George R. Jackson 1762 W 800 S Pingree, ID 83262	35-07729	John R. Duffin; See 35-07164A
35-07453B	George Jackson; See 35-07453A	35-07732	Todd Feld P. O. Box B Aberdeen, ID 83210
35-07494	Leonard E. Phillips 1522 S 2600 W Aberdeen, ID 83210	35-07737	Sherman N. Smith; See 35-07507
35-07507	Sherman N. Smith 2321 W 1400 S Sterling, ID 83279	35-07756	Juan Burusco; See 35-02498
35-07519	Stroschein Ranches Inc. 1464 Alpowa Ave. Moscow, ID 83843	35-07760	Raymond Funk; See 35-02072
35-07530	Dwight W. Horsch 1911 S 2700 W Aberdeen, ID 83210	35-07762	Bill Funk; See 35-02154
35-07592	George Jackson; See 35-07453	35-07790	Marjorie Sainz Ltd. Partnership; See 35-04113
35-07599	Larry E. Watt; See 35-07012B	35-07820	Thayne Driscoll; See 35-00038F
35-07618	Juan A. Irigoyen 1751 S 2600 W Aberdeen, ID 83210	*35-07865	Diane J. Deeg 2957 Deeg Road American Falls, ID 83211
35-07621	Juan Irigoyen; See 35-07618	35-07890	Knudsen Poor Farms Inc. 2700 W 2100 S Aberdeen, ID 83210
35-07627	Robert E. Mann 2556 W 1400 S Aberdeen, ID 83210	35-07894	H. Alan Funk; See 35-02066A
35-07643A	University of Idaho; See 35-04221	35-07903A	LDS Real Est Div; See 35-07022
35-07647	Bill Funk; See 35-02154	35-07903B	Albert Babneau 384 S 1200 W Pingree, ID 83262
35-07680	David L. Wahlen 2481 W 1000 S Sterling, ID 83210	35-07945	Jack Poulson 2700 W Hwy. 39 Aberdeen, ID 83210
35-07696	Charles J. Shackelford; See 35-02073	35-07948	Scott E. Poulson 2831 W 1500 S Aberdeen, ID 83210
35-07721	Theron T. Edwards; See 35-07286	35-07957	David P. Dance; See 35-07422
		35-08054	Ronald W. Stroschein 1292 S 2600 W Aberdeen, ID 83210

35-08602 Gary Judge
692 S 1800 W
Pingree, ID 83626

35-08805 Judith Dvorak; See 35-02236

35-08878 Dorothy Corbridge
265 Van Buren
American Falls, ID 83211

35-08952 Regina Line
489 E Central
Box 579
Aberdeen, ID 83210

35-10318 Ralph Klassen Farms Partnership
2837 W 1700 S
Aberdeen, ID 83210

35-10653 Paul T. Woods; See 35-02339

35-10843 Lehman Farms; See 35-02049

*35-10859 James T. Lehman
2912 W 2000 S
Aberdeen, ID 83210

*35-10860 Karen/James Lehman; See 35-10859

35-12088 O. E. Feld; See 35-07102

35-12248 Earl H. Barclay; See 35-02525

35-13018 Julia Valentine; See 35-02127

35-13073 Harold E. Isaak
2854 W 1800 S
Aberdeen, ID 83210

35-13264 Charles O. Klassen
1948 S 2900 W
Aberdeen, ID 83210

*Represented by attorney Josephine P. Beeman

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NOV 30 2001

Department of Water Resources

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DEC 06 2001

Department of Water Resources
Eastern Region

2001 NOV 23 PM 2:55

DISTRICT COURT - SRBA
TWIN FALLS, 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

Case No. 35976

A. Subcase No. 35-02315
and each subcase listed in Exhibit
A attached hereto

STANDARD FORM 2
RESPONSE TO OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: North Side Canal Company
Address: 921 North Lincoln
Jerome, ID 83338
Daytime Phone: (208) 324-2319

Name & Address of Attorney, if any:

John K. Simpson
John A. Rosholt
BARKER ROSHOLT & SIMPSON, LLP
P.O. Box 2139
Boise, ID 83701-2139

**C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO
WHICH YOU ARE RESPONDING**

Name: Aberdeen-Springfield Canal Company
c/o Roger Ling

Address: Ling & Robinson

615 H Street
P.O. Box 396
Rupert, Idaho 83350

D. I am responding to the objections to the following elements. (Please check the appropriate box(es)).

1. ☐ **Name and Address:**
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3. ☐ **Quantity:**
4. ☒ **Priority Date:**
5. ☐ **Point(s) of Diversion:**
6. ☐ **Instream Flow Description:**
7. ☐ **Purpose(s) of Use:**
8. ☐ **Period of Year:**
9. ☐ **Place of Use:**
10. ☒ **Other Matters**
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☐ This water right not being recommended, but should be recommended with the elements described above.

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VERIFICATION (Must be Completed)

State of IDAHO)
)ss.
County of Twin Falls)

John A. Rosholt, duly sworn, upon oath, deposes and says:

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

(Signature of person filing response)

John A. Rosholt

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: November 28, 2001.



Crystal Winney Vincent
NOTARY PUBLIC FOR IDAHO
Residing at *Twin Falls, ID*
My commission expires: *April 8, 2004*

INSTRUCTIONS FOR MAILING

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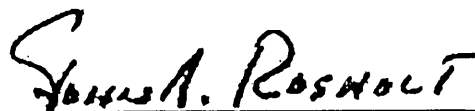
1. Original delivered to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
Twin Falls, Idaho 83303-2707
2. One copy to the claimant of the water right at the following address:
Name: James T. Lehman
Address: c/o Josephine P. Becman
409 W. Jefferson St.
Boise, Idaho 83702
3. One copy to the party who filed the objection at the following address:
Name: Roger Ling
Address: Ling & Robinson
P.O. Box 396
Rupert, Idaho 83350

4. Copies to:
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Court's mailing list for Subcase 35-02315

Chief, Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

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



Your signature or signature of attorney
mailing on your behalf

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35-08878 Dorothy Corbridge
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35-10653 Paul T. Woods; See 35-02339

35-10843 Lehman Farms; See 35-02049

*35-10859 James T. Lehman
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*35-10860 Karen/James Lehman; See 35-10859

35-12088 O. E. Feld; See 35-07102

35-12248 Earl H. Barclay; See 35-02525

35-13018 Julia Valentine; See 35-02127

35-13073 Harold E. Isaak
2854 W 1800 S
Aberdeen, ID 83210

35-13264 Charles O. Klassen
1948 S 2900 W
Aberdeen, ID 83210

*Represented by attorney Josephine P. Beeman

RECEIVED

NOV 21 2001

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

RECEIVED

NOV 28 2001

Department of Water Resources
Eastern Region

In Re SRBA

Case No. 39576

A. Subcase 35-02315 and each Subcase listed in Exhibit “A”

(Insert the Subcase number from the

Objection to which you are responding)

STANDARD FORM 2 RESPONSE TO OBJECTION

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: State of Idaho
Address: 700 W. Jefferson, Room 210
P.O. Box 44449
Boise, Idaho 83711-4449
Phone: Work: (208) 334-2400 Home: N/A

Name & Address of Attorney if any

Attorney Name: ALAN G. LANCE
Attorney General
David J. Barber
Deputy Attorney General
Natural Resources Division

Attorney Address: Office of the Attorney General
700 W. Jefferson, Room 210
P.O. Box 44449
Boise, ID 83711-4449

Attorney Phone No. (208) 334-2400

C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO WHICH YOU ARE RESPONDING

Name: Aberdeen-Springfield Canal Company

Address: P.O. Box 857

Aberdeen, Idaho 83210

D. I am responding to the objections to the following elements. (Please check the appropriate box(es))

1. ☐ **Name and Address**
2. ☒ **Source**
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4. ☒ **Priority Date**
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6. ☐ **Instream Flow**
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9. ☐ **Place of Use**
10. ☒ **Other Matters**
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 - ☐ This water right should not exist
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

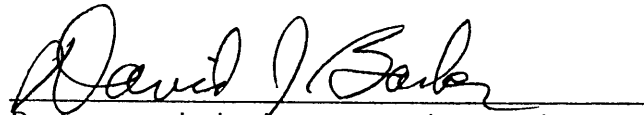
VERIFICATION (Must be Completed)

STATE OF IDAHO)
)ss.
County of Ada)

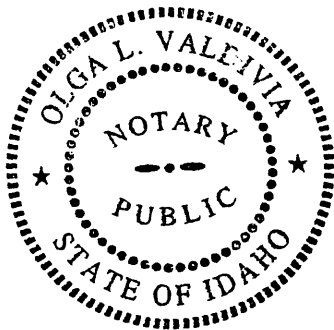
David J. Barber, Deputy Attorney General, being first duly sworn, upon oath, deposes and says:

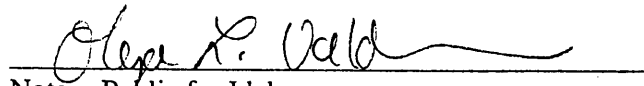
That the State of Idaho in both its sovereign and proprietary capacity is filing this response and that I am a Deputy Attorney General authorized to represent the State of Idaho, which is a party/claimant in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and I have read this response, know its contents and that the statements are true to the best of my knowledge and belief.

ALAN G. LANCE
Attorney General
David J. Barber
Deputy Attorney General
Natural Resources Division


By Attorney signing in representative capacity

Subscribed and sworn to before me on: Nov. 21, 2007
(Insert Date)




Notary Public for Idaho
Residing at: BOISE, ID
My commission expires: 2-8-06

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, 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.

F. CERTIFICATE OF MAILING

I certify that on November 21 2001, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

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

James T. Lehman
C/O Josephine P. Beeman
409 West Jefferson Street
Boise, Idaho 83702

3. Copies to:

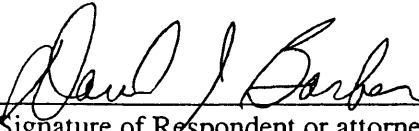
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Aberdeen-Springfield Canal
P.O. Box 857
Aberdeen, Idaho 83210

Chief of Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

John K. Simpson
Barker, Rosholt & Simpson
P.O. Box 2139
Boise, Idaho 83701-2139

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



Signature of Respondent or attorney
mailing on Respondent's behalf

EXHIBIT "A"
LIST OF SUBCASES IN WHICH THE FOREGOING OBJECTION IS FILED

35-00038F	Thayne Driscoll 3140 Willow Street American Falls, ID 83211-5520	<i>view</i> 35-02172	Bowler Ranches Inc P. O. Box 760 American Falls, ID 83211
<i>view</i> 35-02049	Lehman Farms 2853 W 2000 S Aberdeen, ID 83210	<i>view</i> 35-02226	Leota Judge 688 S 1800 W Pingree, ID 83262
~~35-02066A~~	H. Alan Funk 2065 S 2800 W Aberdeen, ID 83210	<i>view</i> 35-02236	Judith Dvorak 1876 S 2900 W Aberdeen, ID 83210
35-02066B	H. Alan Funk; See 35-02066A	<i>view</i> 35-02271	Sherman L. Ruff 3005 W 2100 S Aberdeen, ID 83210
<i>view</i> 35-02072	Raymond Funk 2066 S 2950 W Aberdeen, ID 83210	<i>view</i> 35-02298	Everett K. Wood 2681 W 1100 S Aberdeen, ID 83210
<i>view</i> 35-02073	Charles J. Shackelford P. O. Box 212 Aberdeen, ID 83210	<i>view</i> 35-02308A	Charles A. Rossi 482 S 1600 W Pingree, ID 83262
<i>view</i> 35-02100	Arthur J. Jones 1697 W 700 S Pingree, ID 83262	<i>view</i> 35-02339	Paul T. Woods 771 S 1800 W Pingree, ID 83262
<i>view</i> 35-02116	Behrend Farms 2807 W 1900 S Aberdeen, ID 83210	<i>view</i> 35-02347	Otto R. Klassen 281 W. Boise Street Aberdeen, ID 83210
<i>view</i> 35-02127	Julia Wada Valentine 334 S 1300 W Pingree, ID 83262	<i>view</i> 35-02370	Lynn E. Hansen 2745 W 1800 S Aberdeen, ID 83210
<i>view</i> 35-02154	Bill Funk 3252 N. Pleasant Valley Rd. American Falls, ID 83211	<i>view</i> 35-02387A	Charles J. Shackelford; See 35-02073
<i>view</i> 35-02167B 35-12805	Sylvia and Clarence Schroeder 2308 S Moser Road American Falls, ID 83211	<i>view</i> 35-02406	Line View Farms, Inc. 2269 W 800 S Aberdeen, ID 83210
<i>view</i> 35-02167D	William R. Schroeder 2388 S Moser Rd American Falls, ID 83211	<i>view</i> 35-02470	Raymond and Betty Funk; See 35-02072
<i>view</i> 35-02167E	Katherine Schroeder Estate P. O. Box 17 Aberdeen, ID 83210	<i>view</i> 35-02498	Juan Burusco 2514 W 1700 S Aberdeen, ID 83210
<i>view</i> 35-02167F	Katherine Schroeder Estate; See 35-02167E	<i>view</i> 35-02504A	Isaac D. Pierce 2592 W 1300 S Sterling, ID 83210

Vicki
35-02525 Earl H. Barclay
1096 S. 2500 W.
Aberdeen, ID 83210

Vicki
35-02647A Val F. Wahlan
P. O. Box 442
Aberdeen, ID 83210

Comp
35-02670B Steven Murdock
1050 W Hwy. 39
Blackfoot, ID 83221

Comp
35-02670C Steven/Ronald Murdock; See 35-02670B
1065 W 125 N
Blackfoot, ID 83221

Comp
35-02670D Dale C. Murdock
1048 W Hwy 39
Blackfoot, ID 83221

Vicki
35-02712 Paul W. Behrend
2706 W 1800 S
Aberdeen, ID 83210

Vicki
35-02824 Frank & Shirley Droghei Living Trust
467 S 1600 W
Pingree, ID 83262

Vicki
35-02917A Neil J. Poulson
2849 N. Pleasant Valley Rd.
American Falls, ID 83211

Vicki
35-02917B Neil Poulson; See 35-02917A

Vicki
35-04032 Layne J. Harker
1733 W 600 S
Pingree, ID 83262

Vicki
35-04034A Bill Funk; See 35-02154

Vicki
35-04034B Bill Funk; See 35-02154

Vicki
35-04039 Val F. Wahlan; See 35-02647A

Vicki
35-04093 Bowler Ranches Inc; See 35-02172

Vicki
35-04095 Juan Burusco; See 35-02498

Vicki
35-04113 Marjorie Sainz Ltd. Partnership
P. O. Box 127
Springfield, ID 83277

Vicki
35-04164 George Vollmer
3003 Vollmer Loop
American Falls, ID 83211

Vicki
35-04183 Don Kramer
1003 Falls Ave.
American Falls, ID 83211

V
35-04221 University of Idaho Regents
P. O. Box AA
Aberdeen, ID 83210

CD
35-07012B Larry E. Watt
462 S 1200 W
Pingree, ID 83262

Vicki
35-07022 LDS Real Est Div
Twelfth Floor
50 East North Temple Street
Salt Lake City, UT 84150

Vicki
35-07061 Otto R. Klassen; See 35-02347

Vicki
35-07102 O. E. Feld
1470 S 2750 W
Aberdeen, ID 83210

Vicki
35-07145 Clarence Schroeder; See 35-02167B

Vicki
35-07146 Herbert A. Bohrer
P. O. Box 82
Springfield, ID 83277

V
35-07164A John R. Duffin
1436 S 2750 W
Aberdeen, ID 83210

Vicki
35-07191 Albert J. Horsch
2711 W 1900 S
Aberdeen, ID 83210

Vicki
35-07231 LDS Real Est Div; See 35-07022

Vicki
35-07267A David Bethke
3149 W Rast Road
American Falls, ID 83211

Vicki
35-07267B David Bethke; See 35-07267A

Vicki
35-07286 Ted T. Edwards
P. O. Box 104
Spencer, ID 83446

Vicki
*35-07353 Raymond K. Duffin
3182 W 2000 S
Aberdeen, ID 83210

Vicki
35-07393 Kenneth Horsch
1990 S 2600 W
Aberdeen, ID 83210

35-07422 David P. Dance
471 S 1200 W
Pingree, ID 83262

35-07450 H. Homer Anderson
2632 S 1470 W
St. George, UT 84770

35-07453A George R. Jackson
1762 W 800 S
Pingree, ID 83262

35-07453B George Jackson; See 35-07453A

35-07494 Leonard E. Phillips
1522 S 2600 W
Aberdeen, ID 83210

35-07507 Sherman N. Smith
2321 W 1400 S
Sterling, ID 83279

35-07519 Stroschein Ranches Inc.
1464 Alpowa Ave.
Moscow, ID 83843

35-07530 Dwight W. Horsch
1911 S 2700 W
Aberdeen, ID 83210

35-07592 George Jackson; See 35-07453

35-07599 Larry E. Watt; See 35-07012B

35-07618 Juan A. Irigoyen
1751 S 2600 W
Aberdeen, ID 83210

35-07621 Juan Irigoyen; See 35-07618

35-07627 Robert E. Mann
2556 W 1400 S
Aberdeen, ID 83210

35-07643A University of Idaho; See 35-04221

35-07647 Bill Funk; See 35-02154

35-07680 David L. Wahlen
2481 W 1000 S
Sterling, ID 83210

35-07696 Charles J. Shackelford; See 35-02073

35-07721 Theron T. Edwards; See 35-07286

35-07722 DeGiulio Ranch Inc.
2340 W 900 S
Sterling, ID 83210

35-07728 John R. Duffin; See 35-07164A

35-07729 John R. Duffin; See 35-07164A

35-07732 Todd Feld
P. O. Box B
Aberdeen, ID 83210

35-07737 Sherman N. Smith; See 35-07507

35-07756 Juan Burusco; See 35-02498

35-07760 Raymond Funk; See 35-02072

35-07762 Bill Funk; See 35-02154

35-07790 Marjorie Sainz Ltd. Partnership;
See 35-04113

35-07820 Thayne Driscoll; See 35-00038F

*35-07865 Diane J. Deeg
2957 Deeg Road
American Falls, ID 83211

35-07890 Knudsen Poor Farms Inc.
2700 W 2100 S
Aberdeen, ID 83210

35-07894 H. Alan Funk; See 35-02066A

35-07903A LDS Real Est Div; See 35-07022

35-07903B Albert Babneau
384 S 1200 W
Pingree, ID 83262

35-07945 Jack Poulson
2700 W Hwy. 39
Aberdeen, ID 83210

35-07948 Scott E. Poulson
2831 W 1500 S
Aberdeen, ID 83210

35-07957 David P. Dance; See 35-07422

35-08054 Ronald W. Stroschein
1292 S 2600 W
Aberdeen, ID 83210

<i>with</i>	35-08602	Gary Judge 692 S 1800 W Pingree, ID 83626
<i>not found</i>	35-08805	Judith Dvorak; See 35-02236
<i>not found</i>	35-08878	Dorothy Corbridge 265 Van Buren American Falls, ID 83211
<i>not found</i>	35-08952	Regina Line 489 E Central Box 579 Aberdeen, ID 83210
<i>with</i>	35-10318	Ralph Klassen Farms Partnership 2837 W 1700 S Aberdeen, ID 83210
<i>with</i>	35-10653	Paul T. Woods; See 35-02339
<i>with</i>	35-10843	Lehman Farms; See 35-02049
<i>with</i>	*35-10859	James T. Lehman 2912 W 2000 S Aberdeen, ID 83210
<i>with</i>	*35-10860	Karen/James Lehman; See 35-10859
<i>with</i>	35-12088	O. E. Feld; See 35-07102
<i>with</i>	35-12248	Earl H. Barclay; See 35-02525
<i>with</i>	35-13018	Julia Valentine; See 35-02127
<i>with</i>	35-13073	Harold E. Isaak 2854 W 1800 S Aberdeen, ID 83210
<i>with</i>	35-13264	Charles O. Klassen 1948 S 2900 W Aberdeen, ID 83210

*Represented by attorney Josephine P. Beeman

NOV 07 2001

Department of Water Resources
Eastern Region

RECEIVED

OCT 31 2001

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 No. 35-02315 and each subcase listed in Exhibit "A" attached hereto and made a part hereof

STANDARD FORM 1 OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Aberdeen-Springfield Canal Company

Address: P. O. Box 857
Aberdeen, Idaho 83210

Daytime Phone (208) 397-4193

Name & Address of Attorney, if any:
 ROGER D. LING
 LING & ROBINSON
 615 H Street, P. O. Box 396
 Rupert, Idaho 83350

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

Name: James T. Lehman

Address: 2912 W 2000 S
Aberdeen, Idaho 83210

SEE ADDITIONAL NAMES AND ADDRESSES SHOWN IN EXHIBIT "A" ATTACHED
HERETO

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: Add: also water resulting from irrigation under irrigation works of Aberdeen-Springfield Canal Company and being recovered for the use on lands to which shares of Aberdeen-Springfield Canal Company are appurtenant.

3. ☐ **Quantity**

Should be: _____

4. ☒ **Priority Date**

Should be: Add: an explanatory note that the priority date applies only to ground water diverted for use on lands for which recaptured project water is not available.

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: _____

10. ☒ **Other Matters**

Should be: Add: Water diverted from this point of diversion is also ground water resulting from irrigation under the irrigation works of Aberdeen-Springfield Canal Company and is recovered by Aberdeen-Springfield Canal Company through claimant for further use on lands to which claimant's shares of Aberdeen-Springfield Canal Company are appurtenant. This recaptured project water shall be administered separately from all other water rights in Basin 35 in the Snake River Basin. As to the diversion of ground water under this right that is not recaptured project water, the other matters set forth in the Recommendation are appropriate.

11. **I object because:**

☐ 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):** See Attachment "A"

VERIFICATION (Must be Completed)

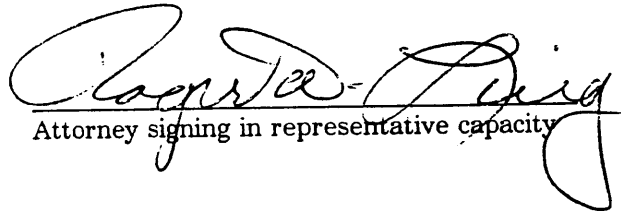
State of Idaho)

County of Minidoka)

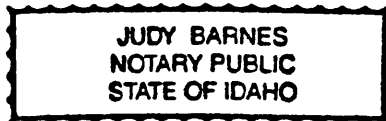
Roger D. Ling, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

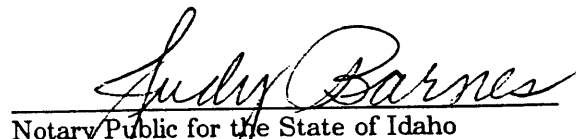
That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Signature of person filing objection


Attorney signing in representative capacity

Subscribed and sworn to before me on: October 30, 2001




Notary Public for the State of Idaho
Residing at: Rupert, Idaho
My Commission Expires: 02/12/2005

INSTRUCTION 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.

CERTIFICATE OF MAILING

I certify that on October 30, 2001, 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
P.O. Box 2707
Twin Falls, Idaho 83303-2707

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

Name: James F. Lehman
Address: c/o Josephine P. Beeman
BEEMAN & ASSOCIATES, P.C.
409 West Jefferson Street
Boise, ID 83702

3. Copies to:

IDWR Document Depository
P. O. Box 83720
Boise, ID 83720-0098

Claimants in subcases identified in Exhibit "A"
attached hereto and made a part hereof

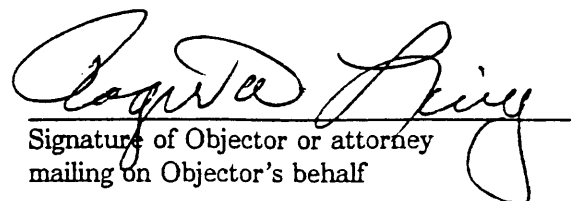
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

Josephine P. Beeman, Esq.
Beeman and Associates, P.C.
409 West Jefferson Street
Boise, ID 83702
Attorney for claimants in Subcase Nos. 35-02315,
35-07353, 35-07865, 35-10859, and 35-10860

David Barber, Deputy Attorney General
Office of the Attorney General
Natural Resources Division
P. O. Box 83720
Boise, ID 83720-0010

John K. Simpson, Esq.
Barker, Rosholt & Simpson
P. O. Box 2139
Boise, ID 83701-2139

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 033
Boise, Idaho 83734


Signature of Objector or attorney
mailing on Objector's behalf

ATTACHMENT "A"

E. REASONS SUPPORTING OBJECTIONS

Source. The excavation and opening of this well and withdrawal of water therefrom by the claimant, a shareholder of Aberdeen-Springfield Canal Company, was made as the agent of Aberdeen-Springfield Canal Company, the owner of the irrigation works of this Carey Act project. The irrigation project operated by Aberdeen-Springfield Canal Company recaptures project water through wells to provide a supplemental diversion point for project water for the irrigation of the lands of shareholders of Aberdeen-Springfield Canal Company, for the further purpose of improving and preserving the utility of lands by draining them and for the withdrawal of water for the purpose of recovering ground water resulting from irrigation under the irrigation works of Aberdeen-Springfield Canal Company. There are therefore two sources of water, the ground water source under the license should be acknowledged, as well as the ground water resulting from irrigation by Aberdeen-Springfield Canal Company, which is separate and distinct from the water diverted under this water right, but it is diverted from this well and requires no water right. It is necessary to identify both sources to and in the administration of this water right. It will be recognized that the water diverted from this well is ground water to which claimant is entitled to divert under its water right and is also a diversion of ground water resulting from irrigation under the irrigation works of Aberdeen-Springfield Canal Company, for the benefit of claimant as a shareholder, for which no license is necessary.

Priority Date. As for the ground water being recovered under this well which resulted from irrigation under the irrigation works of Aberdeen-Springfield Canal Company, and is used on lands to which shares of Aberdeen-Springfield Canal Company are appurtenant, there is no priority date, as the recovery of water resulting from irrigation within the project is a part of the original water supply diverted by Aberdeen-Springfield Canal Company. This recovered project ground water is part of the project water of Aberdeen-Springfield Canal Company, and is owned by Aberdeen-Springfield Canal Company after it has been diverted under its surface water rights until it leaves the project.

Other Matters Necessary for Definition of Administration of this Water Right

Add the following: Water diverted from this point of diversion is also groundwater resulting from irrigation under the irrigation works of Aberdeen-Springfield Canal Company and is recovered by Aberdeen-Springfield Canal Company for further use on lands of claimant to which shares of Aberdeen-Springfield Canal Company are appurtenant. This recaptured project water shall be administered as a part of the water rights of Aberdeen-Springfield Canal Company by which water is diverted from the Snake River for use by its shareholders. As to this water right with a source being ground water and not recaptured project water, the other matters set forth in the recommendation are appropriate.

EXHIBIT "A"
LIST OF SUBCASES IN WHICH THE FOREGOING OBJECTION IS FILED

35-00038F	Thayne Driscoll 3140 Willow Street American Falls, ID 83211-5520	35-02172	Bowler Ranches Inc P. O. Box 760 American Falls, ID 83211
35-02049	Lehman Farms 2853 W 2000 S Aberdeen, ID 83210	35-02226	Leota Judge 688 S 1800 W Pingree, ID 83262
35-02066A	H. Alan Funk 2065 S 2800 W Aberdeen, ID 83210	35-02236	Judith Dvorak 1876 S 2900 W Aberdeen, ID 83210
35-02066B	H. Alan Funk; See 35-02066A	35-02271	Sherman L. Ruff 3005 W 2100 S Aberdeen, ID 83210
35-02072	Raymond Funk 2066 S 2950 W Aberdeen, ID 83210	35-02298	Everett K. Wood 2681 W 1100 S Aberdeen, ID 83210
35-02073	Charles J. Shackelford P. O. Box 212 Aberdeen, ID 83210	35-02308A	Charles A. Rossi 482 S 1600 W Pingree, ID 83262
35-02100	Arthur J. Jones 1697 W 700 S Pingree, ID 83262	35-02339	Paul T. Woods 771 S 1800 W Pingree, ID 83262
35-02116	Behrend Farms 2807 W 1900 S Aberdeen, ID 83210	35-02347	Otto R. Klassen 281 W. Boise Street Aberdeen, ID 83210
35-02127	Julia Wada Valentine 334 S 1300 W Pingree, ID 83262	35-02370	Lynn E. Hansen 2745 W 1800 S Aberdeen, ID 83210
35-02154	Bill Funk 3252 N. Pleasant Valley Rd. American Falls, ID 83211	35-02387A	Charles J. Shackelford; See 35-02073
35-02167B	Sylvia and Clarence Schroeder 2308 S Moser Road American Falls, ID 83211	35-02406	Line View Farms, Inc. 2269 W 800 S Aberdeen, ID 83210
35-02167D	William R. Schroeder 2388 S Moser Rd American Falls, ID 83211	35-02470	Raymond and Betty Funk; See 35-02072
35-02167E	Katherine Schroeder Estate P. O. Box 17 Aberdeen, ID 83210	35-02498	Juan Burusco 2514 W 1700 S Aberdeen, ID 83210
35-02167F	Katherine Schroeder Estate; See 35-02167E	35-02504A	Isaac D. Pierce 2592 W 1300 S Sterling, ID 83210

35-02525	Earl H. Barclay 1096 S. 2500 W. Aberdeen, ID 83210	35-04183	Don Kramer 1003 Falls Ave. American Falls, ID 83211
35-02647A	Val F. Wahlan P. O. Box 442 Aberdeen, ID 83210	35-04221	University of Idaho Regents P. O. Box AA Aberdeen, ID 83210
35-02670B	Steven Murdock 1050 W Hwy. 39 Blackfoot, ID 83221	35-07012B	Larry E. Watt 462 S 1200 W Pingree, ID 83262
35-02670C	Steven/Ronald Murdock; See 35-02670B 1065 W 125 N Blackfoot, ID 83221	35-07022	LDS Real Est Div Twelfth Floor 50 East North Temple Street Salt Lake City, UT 84150
35-02670D	Dale C. Murdock 1048 W Hwy 39 Blackfoot, ID 83221	35-07061	Otto R. Klassen; See 35-02347
35-02712	Paul W. Behrend 2706 W 1800 S Aberdeen, ID 83210	35-07102	O. E. Feld 1470 S 2750 W Aberdeen, ID 83210
35-02824	Frank & Shirley Droghei Living Trust 467 S 1600 W Pingree, ID 83262	35-07145	Clarence Schroeder; See 35-02167B
35-02917A	Neil J. Poulson 2849 N. Pleasant Valley Rd. American Falls, ID 83211	35-07146	Herbert A. Bohrer P. O. Box 82 Springfield, ID 83277
35-02917B	Neil Poulson; See 35-02917A	35-07164A	John R. Duffin 1436 S 2750 W Aberdeen, ID 83210
35-04032	Layne J. Harker 1733 W 600 S Pingree, ID 83262	35-07191	Albert J. Horsch 2711 W 1900 S Aberdeen, ID 83210
35-04034A	Bill Funk; See 35-02154	35-07231	LDS Real Est Div; See 35-07022
35-04034B	Bill Funk; See 35-02154	35-07267A	David Bethke 3149 W Rast Road American Falls, ID 83211
35-04039	Val F. Wahlan; See 35-02647A	35-07267B	David Bethke; See 35-07267A
35-04093	Bowler Ranches Inc; See 35-02172	35-07286	Ted T. Edwards P. O. Box 104 Spencer, ID 83446
35-04095	Juan Burusco; See 35-02498	*35-07353	Raymond K. Duffin 3182 W 2000 S Aberdeen, ID 83210
35-04113	Marjorie Sainz Ltd. Partnership P. O. Box 127 Springfield, ID 83277	35-07393	Kenneth Horsch 1990 S 2600 W Aberdeen, ID 83210
35-04164	George Vollmer 3003 Vollmer Loop American Falls, ID 83211		

35-07422	David P. Dance 471 S 1200 W Pingree, ID 83262	35-07722	DeGiulio Ranch Inc. 2340 W 900 S Sterling, ID 83210
35-07450	H. Homer Anderson 2632 S 1470 W St. George, UT 84770	35-07728	John R. Duffin; See 35-07164A
35-07453A	George R. Jackson 1762 W 800 S Pingree, ID 83262	35-07729	John R. Duffin; See 35-07164A
35-07453B	George Jackson; See 35-07453A	35-07732	Todd Feld P. O. Box B Aberdeen, ID 83210
35-07494	Leonard E. Phillips 1522 S 2600 W Aberdeen, ID 83210	35-07737	Sherman N. Smith; See 35-07507
35-07507	Sherman N. Smith 2321 W 1400 S Sterling, ID 83279	35-07756	Juan Burusco; See 35-02498
35-07519	Stroschein Ranches Inc. 1464 Alpowa Ave. Moscow, ID 83843	35-07760	Raymond Funk; See 35-02072
35-07530	Dwight W. Horsch 1911 S 2700 W Aberdeen, ID 83210	35-07762	Bill Funk; See 35-02154
35-07592	George Jackson; See 35-07453	35-07790	Marjorie Sainz Ltd. Partnership; See 35-04113
35-07599	Larry E. Watt; See 35-07012B	35-07820	Thayne Driscoll; See 35-00038F
35-07618	Juan A. Irigoyen 1751 S 2600 W Aberdeen, ID 83210	*35-07865	Diane J. Deeg 2957 Deeg Road American Falls, ID 83211
35-07621	Juan Irigoyen; See 35-07618	35-07890	Knudsen Poor Farms Inc. 2700 W 2100 S Aberdeen, ID 83210
35-07627	Robert E. Mann 2556 W 1400 S Aberdeen, ID 83210	35-07894	H. Alan Funk; See 35-02066A
35-07643A	University of Idaho; See 35-04221	35-07903A	LDS Real Est Div; See 35-07022
35-07647	Bill Funk; See 35-02154	35-07903B	Albert Babneau 384 S 1200 W Pingree, ID 83262
35-07680	David L. Wahlen 2481 W 1000 S Sterling, ID 83210	35-07945	Jack Poulson 2700 W Hwy. 39 Aberdeen, ID 83210
35-07696	Charles J. Shackelford; See 35-02073	35-07948	Scott E. Poulson 2831 W 1500 S Aberdeen, ID 83210
35-07721	Theron T. Edwards; See 35-07286	35-07957	David P. Dance; See 35-07422
		35-08054	Ronald W. Stroschein 1292 S 2600 W Aberdeen, ID 83210

35-08602 Gary Judge
692 S 1800 W
Pingree, ID 83626

35-08805 Judith Dvorak; See 35-02236

35-08878 Dorothy Corbridge
265 Van Buren
American Falls, ID 83211

35-08952 Regina Line
489 E Central
Box 579
Aberdeen, ID 83210

35-10318 Ralph Klassen Farms Partnership
2837 W 1700 S
Aberdeen, ID 83210

35-10653 Paul T. Woods; See 35-02339

35-10843 Lehman Farms; See 35-02049

*35-10859 James T. Lehman
2912 W 2000 S
Aberdeen, ID 83210

*35-10860 Karen/James Lehman; See 35-10859

35-12088 O. E. Feld; See 35-07102

35-12248 Earl H. Barclay; See 35-02525

35-13018 Julia Valentine; See 35-02127

35-13073 Harold E. Isaak
2854 W 1800 S
Aberdeen, ID 83210

35-13264 Charles O. Klassen
1948 S 2900 W
Aberdeen, ID 83210

*Represented by attorney Josephine P. Beeman



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

H ALAN FUNK
2065 S 2800 W
ABERDEEN ID 83210

RE: Notice of Change of Water Right Ownership (NCO) for 35-02066A, and
Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. Funk:

On June 19, 2000, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

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

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

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

-
**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: 35-02066, 35-02066A,
35-02066B & 35-07221**

Case No. 39576

)

)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party -- **Split 35-02066 FUNK – FUNK & KNUDSEN**
- ☒ Substitution of Party -- **35-07221 FUNK - KNUDSEN**
- ☐ 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

Aug 30, 2000

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Sept 1, 2000, I mailed the original and copies of this form to the following persons, postage prepaid 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:
H ALAN FUNK
2065 S 2800 W
ABERDEEN ID 83210

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
KNUDSEN POOR FARMS INC
2700 W 2100 S
ABERDEEN ID 83210

4. One copy to:

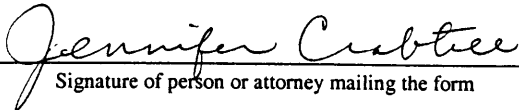
Each party in the subcase, or attorney of record
JOHN ROSHOLT
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

5. One copy each to:

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

6. One Copy to:

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



Signature of person or attorney mailing the form

DELOG EC 6/22/00
RECEIVED

JUN 19 2000

Department of Water Resources
Eastern RegionSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIPPlease print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) 35-07221, 35-02066 and 35-08067 - permit.
Adjudication Claim Number(s) _____
 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 on file with the county).
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
 3. Name and Address of Former H. Alan Funk
Owner/Claimant(s) _____
2065 South 2800 West
Aberdeen, ID 83210
 4. New Owner/Claimant(s) Knudsen Poor Farms, Inc.
Name connector (check one): ☐ AND ☐ OR, ☐ AND/OR
- New Mailing Address: 2700 West 2100 South
City, State and ZIP Code: Aberdeen, ID 83210
New Telephone Number: (208) 226-397-4300
5. Date you acquired the property January 7, 2000
 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 actually irrigated 345. See Attachment
Diversion rate in CFS _____ Number of homes 3 Other uses _____
Cubic Feet per second
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 [Signature] Date 8 Jan 2000
Owner/Claimant(s) _____ Date _____
(Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
 8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attached a Notice of Appearance completed by your attorney.

WARRANTY DEED

Order No.: 3029900303-L

FOR VALUE RECEIVED

Herman Alan Funk and Connie Geneice Funk, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Knudsen Poor Farms, Inc., an Idaho Corporation

whose current address is

2700 West 2100 South Aberdeen, ID 83210

the grantee(s), the following described premises, in County, Idaho, TO WIT:

PARCEL 1

⁷²²¹
The NW¼ of Section 21, Township 6 South, Range 31 East of the Boise Meridian, Bingham County, Idaho, less the right-of-way of State Highway 39, and less the right-of-way of Homestead Road.

ALSO the SW¼ of Section 21, Township 6 South, Range 31 East of the Boise Meridian, Bingham County, Idaho, less the right-of-way of State Highway 39, and less the right-of-ways of County Road 2800 West and Gambell Road.

ALSO part of the N¼NW¼ of Section 28, Township 6 South, Range 31 East of the Boise Meridian, Bingham County, Idaho, described as follows:

Beginning at the NW corner of said Section 28; thence South 89°29'07" East along the North line of said Section 28, a distance of 1298.29 feet; thence South 00°15'10" West a distance of 1364.19 feet, to the South line of said N¼NW¼; thence North 89°41'38" West along said South line, a distance of 1292.44 feet to the SW corner of said N¼NW¼; thence North 00°00'32" East along the West line of said Section 28, a distance of 1368.93 feet to the Point of Beginning, subject to the right-of-way of Gambell Road.

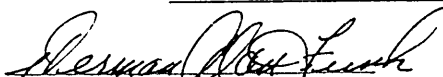
PARCEL 2

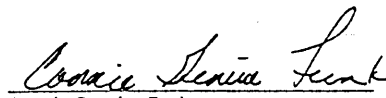
An easement, 15 feet wide, for ingress and egress, the West line of which is the East line of the above described property in Section 28, Township 6 South, Range 31 East of the Boise Meridian, Bingham County, Idaho, and running from the North line of Section 28 to the South line of the said N¼NW¼.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 1/07/2000


Herman Alan Funk


Connie Geneice Funk

State of Idaho }
 } ss.
County of Bingham }

On this 7 day of January, in the year 2000, before me, a Notary Public in and for said state, personally appeared Herman Alan Funk and Connie Geneice Funk

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

ATTACHMENT

Knudsen Poor Farms, Inc. is acquiring from Funk the W½ Section 21, T.6S., R. 31E. and the NW¼NW¼ Section 28, T.6S., R. 31E., with all appurtenant water rights.

This includes all of right no. 35-07221, 21% or 2.18 cfs of right no. 35-02066 (because Knudsen is acquiring 109 of the 510 irrigable acres under this right), and 81% or 1.58 cfs of right no. 35-08067 (because Knudsen is acquiring 79 of the 97 irrigable acres under this right). Nos. 35-02066 and 35-08067 have the same three wells as the points of diversion. Two of the wells are located on the land acquired by Knudsen and one is on the land retained by Funk.