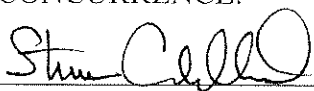


DEPARTMENT OF
WATER RESOURCES

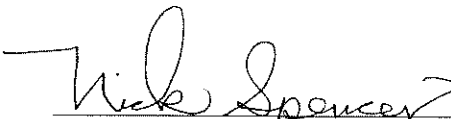
STANDARD FORM 5

IDWR CONCURRENCE:



Steve Clelland
Sr. Water Resource Agent

10/2/06
Date

 10-2-06

Nicholas B. Spencer
Deputy Attorney General
Attorney for IDWR
Approved as to form

Date

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

RIGHT NUMBER: 37-425

NAME AND ADDRESS:

DONALD TABER
312 E 20 N
SHOSHONE ID 83352

SOURCE:

Source:

LITTLE WOOD RIVER

Tributary:

MALAD RIVER

QUANTITY:

2.200 CFS

PRIORITY DATE:

04/01/1887

POINT OF DIVERSION:

T05S R18E S32 SENESE
Within LINCOLN County

T05S R18E S33 NENWNE
Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

03/15 11/15

2.200 CFS

PLACE OF USE:

IRRIGATION within LINCOLN County

T05S R18E S28 SWSE 1.1

T05S R18E S28 SESE 4.8

T05S R18E S32 SENE 9.1

~~T05S R18E S32 SENE 9.5~~

T05S R18E S32 NESE 35.0

T05S R18E S33 NENE 38.0

T05S R18E S33 NWNE 18.0

~~T05S R18E S33 NWNE 17.0~~

T05S R18E S33 SWNE 35.0

T05S R18E S33 SENE 40.0

T05S R18E S33 NENW 6.6

~~T05S R18E S33 NENW 7.8~~

T05S R18E S33 SWNW 7.4

~~T05S R18E S33 SWNW 7.8~~

T05S R18E S33 SENW 31.0

~~T05S R18E S33 SENW 30.0~~

T05S R18E S33 NESW 9.2

T05S R18E S33 NWSW 25.0

~~T05S R18E S33 NESE 3.2~~

~~T05S R18E S33 NWSE 3.3~~

T05S R18E S34 NWNW 40.0

T05S R18E S34 SWNW 27.0

327.2 ACRES TOTAL

~~333.7 ACRES TOTAL~~

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 327.2 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 37-59B, 37-423 & 37-424.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 ACRES WITHIN THE PLACE
OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Place of use does not include federal public lands

~~USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 333.7 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 37-59B, 37-423 & 37-424.~~

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

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.

D.T.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL CO.

*SCC
NBS*

Fwp

JAB

CERTIFICATE OF SERVICE

I certify that on Oct. 30, 2006, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated 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, ID 83303-2707

☒ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

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

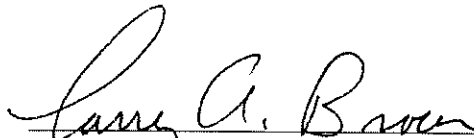
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Donald Taber
312 E. 20 N.
Shoshone, ID 83352

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

U.S. Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile


Signature of person or attorney mailing the form