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IN THE DISTRICT COURT OF THE NINTH JUDICIAL DISTRICT
OF IDAHO, IN AND FOR THE COUNTY OF FREMONT

DANIEL S. SORENSON and
MAY SORENSON, husband and
wife,

Plaintiffs

VS.

LYNN GRANDALL, WATERMASTER,
District 36 Idaho

D E C R E E

This cause came on regularly to be heard before the Court, sitting without a jury, in Chambers in the courthouse at Driggs, Teton County, State of Idaho, on this 11th day of September, 1956; Plaintiffs appearing in person and by their attorney, H. S. Forbush; and the defendant appearing not, either in person or by counsel, and it appearing to the Court, from the records and files in this action, that the defendant was regularly served with process, and that a Notice of Pendency of this action, containing such matter as are required by law, having been published in the Fremont County Chronicle News, a weekly newspaper published at St. Anthony, Fremont County, Idaho; and the Teton Valley News, a weekly newspaper published at Driggs, Teton County, Idaho; in accordance with the order issued out of this Court on the 17th day of August, 1956, and as required by law, and the time allowed by law for answering or appearing having expired, and the defendant as anyone for or on behalf of said defendant, having failed to appear or answer plaintiffs' complaint on file herein, and the default of said defendant having been duly and regularly entered, and the Court, having heard the evidence introduced by and on behalf of plaintiffs, and having duly considered the same, and being fully advised in the premises; and it appearing that each and all of the allegations in plaintiffs's complaint contained are true and correct.

NOW, THEREFORE, in consideration of the premises, and on motion of H. S. Forbush, attorney for plaintiffs,

IT IS ORDERED, that the default of said defendant be, and it is hereby entered against said defendant; and

22 107 IT IS ORDERED, ADJUDGED AND DECREED, that the plaintiffs, Daniel S. Sorenson and May Sorenson, his wife, are entitled to, and are hereby awarded 55 miner's inches of the waters of Buffalo Flat Springs, which is a tributary of Teton River; with priority date of June 1st, 1908; for the irrigation of their real property, described in plaintiffs's complaint, and more particularly described as follows,

RECORDED

MAY 15 1956

to-wit:

Beginning at the Northwest Corner of the Southwest Quarter of
Section 35, Township Five North, Range forty-five, N. E. M.

running thence East 181 rods to Union Pacific Railroad right of way

thence 80 rods running in Southeasterly direction; thence West 50

rods, thence North 22 rods; thence West 72 rods, thence North 58 rods

to place of beginning; containing 55 acres more or less; and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the foregoing adjudication of
water be made subject only to the Decrees, in a certain action in the District

Court of the Ninth Judicial District of the State of Idaho, in and for the County
of Fremont, entitled "Reisburg Irrigation Company, et. al., ^{vs. Teton Canal Co. et al.} defendants," dated

and filed December 18th, 1910; in a certain action instituted in the District

Court of the Fourth Judicial District of the State of Idaho, in and for the
county of Twin Falls, entitled "Twin Falls Canal Company, Plaintiff, vs. Charles

E. Foster, et. al., Defendants," filed on the 20th day of June, 1915, and the

amended decree thereto, dated September 12th, 1916, and filed September 21st, 1916,

and in a certain action, instituted in the United States District Court of Idaho,

Eastern Division, entitled "Woodville Canal Company, a corporation, Plaintiff,

vs. Clark and Edwards Canal Company, a corporation, et. al., defendants," dated

the 25th day of June, 1929, and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, That the defendant and

and all persons claiming by, through or under him, or either or any of his

successors in office, and all persons claiming to have acquired any right or

interest in or to or upon the said waters, hereinbefore Decreed, by through, or

under any person whatsoever, except the Plaintiffs herein, be hereby enjoined

and restrained from obstructing, or in any way interfering with the flow of said

waters, through the ditches of the plaintiffs.

Done in Chambers, in the Court House at Briggs, Teton County, Idaho,

this 11th day of September, 1954

Henry S. Martin
District Judge

(SEAL)

STATE OF IDAHO)
County of Fremont)

I, JACK A. STONE, Clerk of the District Court, and ex-officio Auditor
and Recorder, do hereby certify the above and foregoing to be a true and correct
copy of that certain DECREE as the same appears on file and of record in my office
as Instrument No. 234535, in Case 5362

Witness my hand and seal of said office this 12 day of September, 1954

By JACK A. STONE
Maud Birdie
deputy

MAY 15 1996