

Water Right Report 37-10183

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	KISLING FARMS 432 S 550 E DIETRICH, ID 83324 (208)544-7768
Current Owner	DONALD C TABER 732 W 5TH ST PO BOX 164 SHOSHONE, ID 83352 (208)886-2975
Current Owner	LYNDA L TABER 732 W 5TH ST PO BOX 164 SHOSHONE, ID 83352 (208)886-2975

Status: Active

Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.070 CFS	
DOMESTIC	1/01 to 12/31	0.080 CFS	
	Total Diversion:	0.150 CFS	

GROUND WATER NW1/4SW1/4NW1/4 Sec. 26, Twp 06S, Rge 18E, B.M.
LINCOLN County

STOCKWATER

[illegible][illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 37-10183

Conditions of Approval:

1. C18 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.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory PARCEL NO. 06S18E260602 STOCKWATER, 240 COWS

Dates and Other Information:

Licensed Date:
Decreed Date: 1/10/2001
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Formal Action Date:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 23, 2002

DONALD C TABER
LYNDA L TABER
PO BOX 164
SHOSHONE ID 83352

Re: SRBA Claim(s) 37-2654
Decreed Water Right 37-10183

Dear Mr. and Mrs. Taber:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

Form 11-100-01-1 (09/90) July, 2000

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

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

RECEIVED
JUL 22 2002
 Department of Water Resources
 Southern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-2654					
37-10183					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Floyd O. Kisting and Arlyne B. Kisting
432 South 550 East, Dietrich, ID 83352
4. New Owner/Claimant(s) Donald Christopher Taber and Lynda Lezamiz Taber
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 732 West 5th Street, P. O. Box 164
- City, State and ZIP Code Shoshone, ID 83352
- New Telephone Number () 886-2975
- Date you acquired the property August 23, 2000

Form 13 (Rev. 12/1/99) July, 2000

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

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

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

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

✓ Donald Christopher Taber
Donald Christopher Taber

✓ Lynda Lezama Taber
Lynda Lezama Taber

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

For Office Use Only

Received by HOWARD Date 7/23/02 Fee 25.00
 Received by HOWARD Date 7/23/02 Receipt No. 5025099
 Processed by HOWARD AJ Date 7/23/02 WR _____ Date _____

Recorded at the request of
Benoit, Alexander, Sinclair,
Harwood & High, L.L.P.
126 2nd Avenue North, P.O. Box 366
Twin Falls, Idaho 83303-0366

Mail original to Benoit, Alexander,
Sinclair, Harwood & High, L.L.P.

Mail tax notices to:

STATE OF IDAHO COUNTY OF LINCOLN Recorded at the request of LAND TITLE & ESCROW	169133
AUG 23 2000	
at 34 minutes past 3 P.M. recorded by Helen Jackson, Exp. Fee: 6.00 Return to: Above	

By hand.

SPACE ABOVE THIS LINE FOR RECORDER'S USE

WARRANTY DEED

FOR VALUE RECEIVED, FLOYD O. KISLING and ARLYNE B. KISLING, Husband and Wife, hereinafter called "Grantor," hereby grants, bargains, sells and conveys unto DONALD CHRISTOPHER TABER and LYNDAL LEZAMIZ TABER, whose mailing address is 732 West 5th St., Box 164, Shoshone, Idaho 83352, hereinafter called "Grantee," the following described premises, in Lincoln County, Idaho, to wit:

Township 6 South, Range 18 East of the Boise Meridian

Section 26: The South Half of the Northwest Quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$);
The North Half of the Southwest Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$);
The Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$);
The Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$);
The Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$);

Section 27: The Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$);
The Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$);

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 they are free from

encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 23rd day of August, 2000.

Floyd O. Kislring
FLOYD O. KISLING

Arlyne B. Kislring
ARLYNE B. KISLING

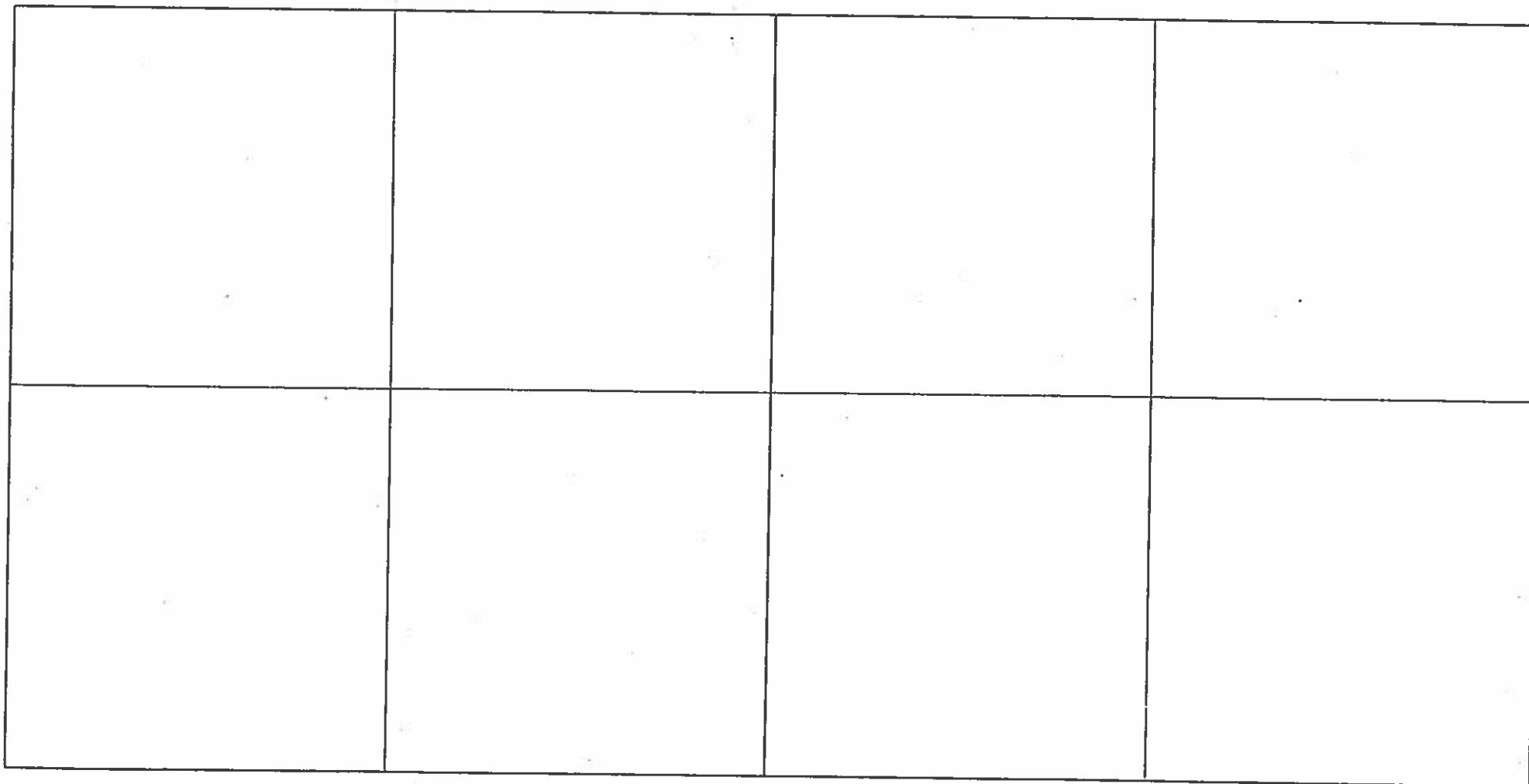
STATE OF IDAHO)
County of Gooding) ss.
)

On this 23rd day of August, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared FLOYD O. KISLING and ARLYNE B. KISLING, Husband and Wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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

Becky Shubert
NOTARY PUBLIC
Becky Shubert Residing at: Wendell, ID
Notary Public My Commission Expires: 02-23-03
State of Idaho

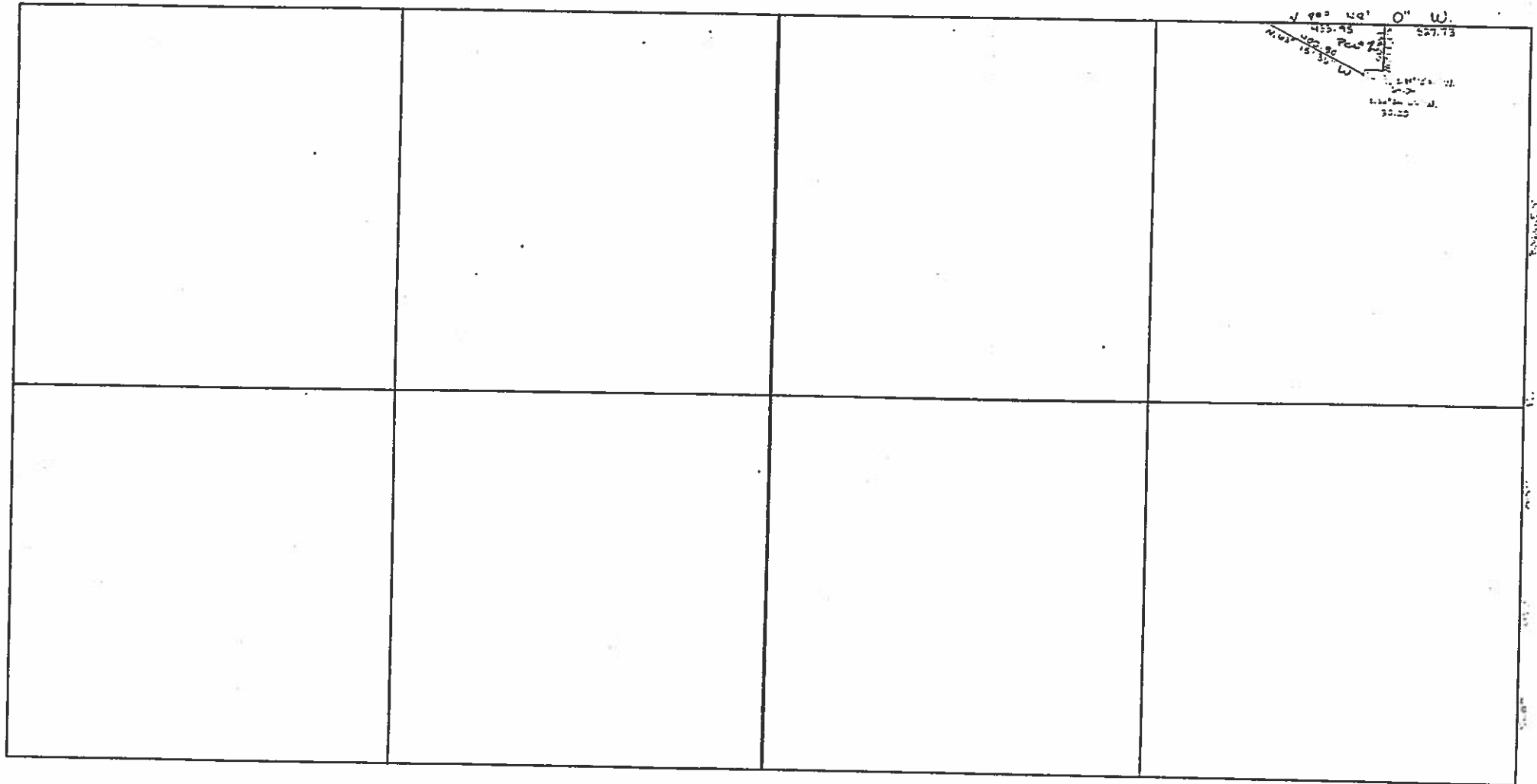
South
Half



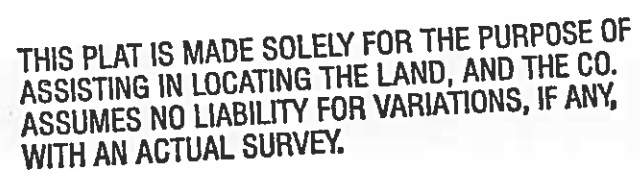
THIS PLAT IS MADE SOLELY FOR THE PURPOSE OF
ASSISTING IN LOCATING THE LAND, AND THE CO.
ASSUMES NO LIABILITY FOR VARIATIONS, IF ANY,
WITH AN ACTUAL SURVEY.

Parcel #2

NORTH HALF

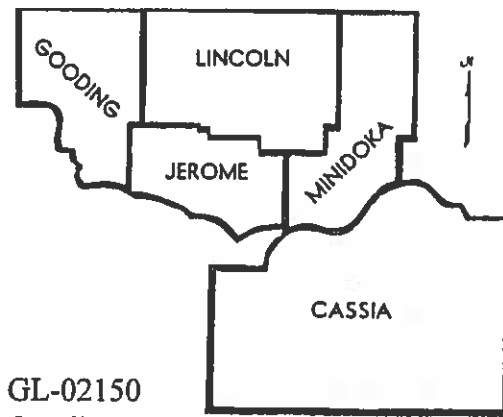


THIS PLAT IS MADE SOLELY FOR THE PURPOSE OF ASSISTING IN LOCATING THE LAND, AND THE CO. ASSUMES NO LIABILITY FOR VARIATIONS, IF ANY, WITH AN ACTUAL SURVEY.



Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



July 19, 2002

REFER TO:
OFFICE:

GL-02150
Gooding

Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

RECEIVED

JUL 22 2002

Department of Water Resources
Southern Region

RE: Change of Ownership

Dear Sir/Madam:

Please find enclosed our check # 10201 in the amount of \$25.00 representing fees on the above referenced. I have also enclosed the change of ownership form, a copy of the recorded Warranty Deed and a plat. Please let me know if you need anything else.

If you have any questions, please do not hesitate to call.

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

A handwritten signature in cursive script, appearing to read "Becky Shubert".

Becky Shubert
(208)934-8477
P.O. Box 473, 706 Main Street
Gooding, Idaho 83330

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 834-8477 - FAX 834-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0806 - FAX 436-1188

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: A37-10183
Date Received: 6/21/1988
Receipt No: M000145
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KISLING FARMS 208-544-7768
Address: 432 SO 550 E
DIETRICH, ID 83324

2. Date of Priority: APR 15, 1946

3. Source: WELL Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	18E	26	NW	SW	NW		LINCOLN

5. Description of diverting works:
WELL, 1 1/2 HP PUMP 14-16 GPM, 1 1/2" PIPE, 140 FEET DEPTH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		
STOCKWATER	01/01	12/31	0.070		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
TWO DOMESTIC HOUSEHOLDS, 240 HEAD STOCK COWS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	18E	26	SW	NW		DOMEST	0.5
			SW	NW		STOCK	

Section Acres 0.5

A37-10183

Page 1

Date: 06/21/88

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Total Acres 0.5

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Lloyd O. Keeling Date: 6-21-88

Date: _____

State of Idaho)
County of Lincoln) SS.

Subscribed and sworn (or affirmed) before me this 21 day

of June 19 88

John Dale Parker
Notary Public

Seal

Residing at Bon Id.

My Commission Expires 6/2/94

A37-10183

Page 2

Date: 06/21/88

MICROFILMED

FEB 24 1993





State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

July 5, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

KISLING FARMS
1951 GALENA DR
TWIN FALLS ID 83301-8308

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #37-2654 and
Water Rights #37-8078 and **37-10183**
Change of Address

8-1-02
8 response.
no

Dear Claimants:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your water right(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by July 23, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,
Sally Sherman

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

The address is correct as shown above or as otherwise changed.

Claimant Signature

Telephone No.

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

U.S.P.S. Form: 3547

fee due 70¢

U.S. POSTAL SERVICE

PS FORM 3547

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

U.S.P.S. Form: 3547

fee due 70¢

U.S. POSTAL SERVICE

PS FORM 3547

Dept. of Wildlife Resources
Adjudication Bureau
P.O. Box 83720
Bozeman, ID 83720-0088

KISL432 833242010 1502 07 06/28/02
FORM 3547

KISLING
1951 GALENA DR
TWIN FALLS ID 83301-8308



KISLING FARMS
432 S 660 E
DIETRICH ID 83324

37-2654 aj
37-10183
Lpd. 1-10-01

37-8078 WR

CLOS:
56202, 3, 4
All Dietrich

Floyd O.
Kisling CLK
259869-
Dietrich

WATER RIGHT NUMBER - A37-10183

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - - LAST NAME - - - - - +

+ - FIRST NAME - - +

+ - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
KISLING FARMS

1 - 432 SD 550 E

2 -

3 -

CITY- DIETRICH

STATE- ID ZIP- 83324

PHONE - 208-544-7768

+ - - PRIORITY DATE - - +
04/15/1946+ - - - REGION - - - +
ERROR IN REGION+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - - SOURCE - - - - - +
WELL

+ - - - - - TRIBUTARY - - - - - +

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

06S 18E 26 NW SW NW (63) LINCOLN

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME43 - DOMESTIC
04 - STOCKWATER01/01 12/31
01/01 12/310.080
0.070+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.150 0.0+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY06S 18E 26 SW NW ~~SW NW~~ ^{SW NW}
06S 18E 26 SW NW ~~SW NW~~ ^{SW NW}0.5 04 STOCKWATER
43 DOMESTIC(63) LINCOLN
(63) LINCOLN

TOTAL ACRES: 0.5

+ - - DIVERSION MEANS - WELL, 1 1/2 HP PUMP 14-16 GPM, 1 1/2" PIPE, 140 FEET DEPTH

+ - - NON-IRRIGATION USE - TWO DOMESTIC HOUSEHOLDS, 240 HEAD STOCK COWS

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - - +
NO REMARKS FOUND.+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.+ - - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

MICROFILMED

441 25 1994

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

PREFIX TRANSLATION: ADJUDICATION CLAIM

"Verified By"
 Topo Map/Ortho-PQ
 ASCS Map
 Watermaster Records
 NAPP Photos
 Field Exam
 Other (See Remarks)
County Records
 Witness Statement
 Project Records
 IDWR Records

CERTIFIED
MAY 22 1992
WATER EXAMINER