



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

January 17, 2002

DON TABER
BEVERLY TABER
312 E 20 N
SHOSHONE ID 83352

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim No. 37-59B, 37-423, 37-424, 37-425, 37-7617
Decreed Water Right 37-10221, 37-10334, 37-10335, 37-10336
Change of Address Notification

Dear Claimant(s):

Thank you for notifying us of your change in address on the water right claim(s) referenced above. Our records have been updated accordingly.

If you have any questions, please feel free to contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

Snake River Basin Adjudication
Change in Address of Notice of Claim

RECEIVED
DEC 11 2001
Department of Water Resources
Southern Region

Claim Number(s):

Previous Mailing Address:

Don Taber CID 101034

Box 474 Hwy 93

Shoshone, ID 83352

Beverly =
CID 153924

New Mailing Address:

Don Taber

Donley Farms, Inc.

312 East 20 North

Shoshone, Idaho 83352

Telephone Number:

(208) 586-~~8427~~ 8427

Signature of Claimant(s):

Don Taber

Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

Farm Credit Services
Attn: Carolyn
P. O. Box 5059
Twin Falls, Idaho 83303

COMMONWEALTH LAND TITLE INSURANCE COMPANY

COMMITMENT FOR TITLE INSURANCE

SCHEDULE A

ORDER NUMBER: L-28294 (DT)

1. Effective Date: March 24, 1999 at 8:00 A.M.

2. Policy or Policies to be issued:

A. ☐ ALTA Owners Policy - Standard Coverage
(10/17/92)

Amount \$
Premium \$

Proposed Insured:

B. ☒ ALTA Loan Policy ☒ Standard ☐ Extended
(10/17/92)
☐ With Endorsements

Amount \$
Premium \$
Premium \$

Proposed Insured:

Northwest Farm Credit Services, ACA

C. ☐

Amount \$
Premium \$

Proposed Insured:

3. The Estate or Interest in the land described or referred to in this Commitment and covered herein is Fee Simple and is at the effective date vested in:

Parcel No. 1: Donald R. Taber and Beverly Taber, husband and wife

Parcel No. 2: Don Taber and Bev Taber, husband and wife

Parcel No. 3: Donald E. Taber and Beverly M. Taber, husband and wife

Parcel No. 4: Donald E. Taber and Beverly A. Taber, husband and wife

4. The land referred to in this Commitment is situated in the County of Lincoln, State of Idaho, and described as follows:

SEE ATTACHED SCHEDULE A, PAGE 2

Countersigned:



Authorized Officer or Agent

This Commitment is valid only if Schedule B is attached.

Issued by:
LAND TITLE AND ESCROW, INC.
237 North Lincoln
P. O. Box 349
Jerome, ID 83338
(208) 324-3357

37-10335

5-4-99 *leg*

COMMONWEALTH LAND TITLE INSURANCE COMPANY

ENDORSEMENT #3

File No. L-28294/Donald R. Taber

To be annexed to and form a part of Commitment No. L-28294 insuring

Northwest Farm Credit Services, ACA

as set forth in said Commitment.

The said Commitment is hereby amended in the following manner:

SCHEDULE A

The following legal description of Schedule A is hereby amended to read as follows:

SEE ATTACHED SCHEDULE A, PAGE 2

The total liability of the Company under said commitment and any endorsements attached thereto shall not exceed, in the aggregate, the face amount of said policy and costs which the Company is obligated under the provisions of said commitment to pay.

This endorsement is made a part of said commitment and is subject to the exclusions, schedules, endorsements, conditions, stipulations and terms thereof, except as modified by the provisions hereof.

Nothing herein contained shall be construed as extending or changing the effective date of said Commitment, unless otherwise expressly stated.

Dated: May 4, 1999

Countersigned

By *Dennis Thomas*
Authorized Officer or Agent

Form 1013-14

**Issued by:
LAND TITLE AND ESCROW, INC.
237 North Lincoln
P. O. Box 349
Jerome, ID 83338
(208) 324-3357**

CONTINUATION

SCHEDULE A

Order Number: L-28294

Parcel No. 1:

**TOWNSHIP 6 SOUTH, RANGE 18 EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO**

Section 3: Lots 3, 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$;

Section 4: Lots 2, 3, 4, S $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$;

**TOWNSHIP 5 SOUTH, RANGE 18 EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO**

Section 28: That part of the S $\frac{1}{2}$ SE $\frac{1}{4}$ described as follows:

Beginning at a point on the North line of Section 33, Township 5 South, Range 18, East Boise Meridian, 32.75 rods West of the Northeast corner;

Thence in a direction a little East of North 23 rods to a stone set in ground near the bank of Little Wood River marked H;

Thence in a Westerly and Southerly direction following the line of the river to a point where said river intersects the North line of Section 33;

Thence East along said North line 40 rods more or less to THE PLACE OF BEGINNING.

Section 32: NE $\frac{1}{4}$ SE $\frac{1}{4}$;

Section 33: NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$;

EXCEPT a strip of land 80 feet wide for Highway purposes as set forth in Deed to State of Idaho, across N $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 33 and part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28, Township 5 South, Range 18, East Boise Meridian, recorded January 9, 1936 in Book 37 Deeds Page 528.

AND EXCEPT that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33, Township 5 South, Range 18 East Boise Meridian, lying South of Little Wood River, and that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 33, lying South and Southwesterly of Little Wood River and of the Dry Creek which joins said Little Wood River approximately in the center of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section as described in Deed by Western Lands, Inc., a corporation, to The Village of Shoshone, Lincoln County, Idaho, dated June 3, 1935 and recorded July 6, 1937 in Book 38 Deeds Page 90, Lincoln County records.

ALSO EXCEPT a parcel of land located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

CONTINUATION

SCHEDULE A

Order Number: L-28294

Commencing at the South One Quarter corner of said Section 33, from which the North One Quarter corner of said Section 33 bears North 00°12'34" West, 5340.32 feet;

Thence North 00°12'34" West along the West boundary of the E½ of said Section 33 for a distance of 4403.17 feet;

Thence South 89°47'26" East for a distance of 777.15 feet to THE TRUE POINT OF BEGINNING;

Thence North 46°26'28" East for a distance of 411.85 feet;

Thence South 66°59'37" East for a distance of 35.61 feet;

Thence South 42°38'20" East for a distance of 391.15 feet to a point on the Northwestern right of way boundary of Highway U.S. 93;

Thence South 39°31'37" West along the Northwestern right of way boundary of Highway U.S. 93 for a distance of 54.04 feet;

Thence North 42°42'20" West for a distance of 322.12 feet;

Thence South 45°23'12" West for a distance of 371.25 feet;

Thence North 43°24'36" West for a distance of 115.03 feet to THE TRUE POINT OF BEGINNING.

SUBJECT TO a 50.0 foot wide farm access road easement on, over and across a 50.0 foot wide strip of land that is centered on the following described line:

Commencing at a point on the most Westerly boundary of the before described parcel that is located North 46°26'28" East, 397.43 feet from the most Southwesterly corner of the before described parcel and being THE TRUE POINT OF BEGINNING;

Thence South 42°48'44" East for a distance of 427.32 feet to a point on the Northwestern right of way boundary of Highway U.S. 93 and the Terminus point of said easement, the sideline boundaries of said easement shall be lengthened and/or shortened as necessary to intersect the highway right of way boundary and the Northwestern boundary of the before described parcel.

Section 34: W½NW¼;

Parcel No. 2:

TOWNSHIP 5 SOUTH, RANGE 18 EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section 32: A parcel of land located in the SE¼SE¼ of said Section, more particularly described as follows:

CONTINUATION

SCHEDULE A

Order Number: L-28294

Thence South 89°53'45" East along the North boundary of the S½SE¼ of Section 34 for a distance of 2656.20 feet to the Northeast corner of the S½SE¼ of Section 34;

Thence South 00°15'00" East along the East boundary of the SE¼ of Section 34 for a distance of 1338.66 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO a 25.0 foot wide County road easement along the East and South boundaries of the before described parcel.

Parcel No. 4:

TOWNSHIP 6 SOUTH, RANGE 18 EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section 3: Lots 1 and 2;

AJ5856NP

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

DATE: OCT-24-1997
PAGE: A-173

RIGHT NUMBER: 37-10335

NAME & ADDRESS: DONALD TABER
BOX 474 HWY 93
SHOSHONE ID 83352

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1965

POINT OF DIVERSION: T05S R18E S33

SESENE *OK*

Within LINCOLN County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
STOCKWATER
DOMESTIC 1 HOME

PERIOD OF USE

01-01 12-31

01-01 12-31

QUANTITY

0.04 CFS

0.04 CFS

PLACE OF USE:

STOCKWATER
T05S R18E S33
S34

Within LINCOLN County

SENE

SWNW *OK*

DOMESTIC
T05S R18E S33

Within LINCOLN County

SENE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NOS. RP05S18E330001A, RP05S18E343000A
STOCKWATER, 1000 RANGE

7-29-98

OK

Claim proofread by: _____
Date: _____
OCT 31 1997

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: A37-10335
Date Received: 6/29/1988
Receipt No: 5000 615
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONALD TABER 208-886-2427
Address: BOX 474 HWY 93
SHOSHONE, ID 83352

2. Date of Priority: DEC 31, 1965

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	18E	33	SE	SE	NE		LINCOLN

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSE & YARD, S/ 1000 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	18E	33	SE	NE		STOCK DOMEST	

A37-10335

Page 1

Date: 06/29/88

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	18E	34	SW	NW		STOCK	

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: 0

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): Donald Taber Date: 6/29/88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 29th day

of June 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding Id

My Commission Expires 10/16/1992

WATER RIGHT NUMBER - A37-10335

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
TABER

DONALD

1 - BOX 474 HWY 93

2 -

3 -

CITY- SHOSHONE

STATE- ID ZIP- 83352

PHONE - 208-886-2427

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
12/31/1965 ERROR IN REGION J - BENEFICIAL USE+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

05S 18E 33 SE SE NE (63) LINCOLN

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01

12/31

0.040

04 - STOCKWATER

01/01

12/31

0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 0.0+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

05S

18E

33

SE NE

04

STOCKWATER

(63) LINCOLN

05S

18E

34

SW NW

04

STOCKWATER

(63) LINCOLN

05S

18E

33

SE NE

43

DOMESTIC

(63) LINCOLN

+ - - DIVERSION MEANS - WELL & PUMP

+ - - NON-IRRIGATION USE - D/ 1 HOUSE & YARD, S/ 1000 RANGE

+ - - 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.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000MICROFILMED
OCT 25 1991

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

CERTIFIED
MAR 22 1992
WATER EXAMINER