

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: **A36-07266**
Date Received: 10/18/1988
Receipt No: S003019
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: SOLAR FARMS
Address: RT 1 BOX 303
RUPERT ID

83350

2. Date of Priority: NOV 13, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	24E	2	NW	SE	NW		MINIDOKA

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.660		532.00

7. Total Quantity Appropriated is:
1.660 C.F.S. (and/or) 532.00 A.F.A.

8. Total consumptive use is 250.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	24E	2	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	33.0
			SE	NW		IRR	20.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	133.0
					Total Acres	133.0

11. Place of use in counties: MINIDOKA

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: LICENSE

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): _____ Date: _____
_____ Date: _____

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State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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Water Right Number - 36-07266 Prefix Translation: WATER RIGHT Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SOLAR FARMS

1 - C/O DAN WALTON
2 - RT 1 BOX 302
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-000-0000

*** O - ORIGINAL OWNER ***
ORTON

ETHEL M

1 - RT 2
2 -
3 -
City- HEYBURN State- ID Zip- 83336
Phone - 208-678-5812

ORTON

J BERKELEY

1 - RT 2
2 -
3 -
City- HEYBURN State- ID Zip- 83336
Phone - 208-000-0000

ORTON

ROSCOE O

1 - RT 2
2 -
3 -
City- HEYBURN State- ID Zip- 83336
Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
11/13/1972 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09S 24E 2 NW SE NW (67) MINIDOKA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 1.660 532.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.660 532.00 399.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 24E 2 NE NW 35.0 01 IRRIGATION (67) MINIDOKA
09S 24E 2 NW NW 36.0 01 IRRIGATION (67) MINIDOKA
09S 24E 2 SW NW 33.0 01 IRRIGATION (67) MINIDOKA
09S 24E 2 SE NW 29.0 01 IRRIGATION (67) MINIDOKA

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Water right number - 36-07266

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres: 133.0

- - - Diversion Means - WELL, PUMP, PIPELINE & SPRINKLERS.

- - - Non-Irrigation Use -

- - - 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
		00/00/0000

- - - Comments -
No Comments Found

- - - Audit Fields - - +
03/25/93 GIVENS

- - - Adjudication Rights Dates and Flags Area -

Court Report Filing	- 11/02/1992	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/18/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S003019	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	- C

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MAR 08 1993

Department of Water Resources
Southern Region Office

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 9 S Range 24 ESection 2, 1/4 of SE 1/4 1/4 of NW 1/4 1/4 Govt. Lot _____, BM. Minidoka County SD

Lot _____, Block _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) _____
Assigned by IDWR: Permit No. 36-7266

☐ Name and Address of Former Owner/Claimant(s)(Seller): Ethel M. Orton
OTIS L. ORTON, Roscoe ORTON, Berkeley ORTON

Route 2 Box 2327Heyburn, Idaho 83336

☐ New Owner/Claimant (Purchaser):

Solar Farms, DAN Walton

☐ New Mailing Address:

Rt 1, Box 302Rupert, Idaho 83350

☐ New Telephone Number: (208) 436-4944

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Solar Farms

Date _____

Daniel C. WaltonDate Sept 28, 1992

☐ Signature of Former Owner/Claimant(s):

Ethel M. OrtonDate Sept 23, 1992

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

Ownership Change 10/5/92

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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MAR 08 1993

Department of Water Resources
Southern Region Office

MORTGAGE

MORTGAGE, made this 2nd day of November, 1988, by SOLAR FARMS, a partnership, consisting of Daniel C. Walton, Kenneth A. Barrus, and Grant H. Walton, Route 1, Box 369B, Rupert, Idaho 83350 ("Mortgagor"), and ROSCOE O. ORTON and KATHLEEN C. ORTON, husband and wife, and J. BERKELEY ORTON and KELLY ORTON, husband and wife, of 635 Chad Drive, Rexburg, Idaho, 83440 ("Mortgagee").

W I T N E S S E T H:

The Mortgagor, for and in consideration of the sum of Sixty-Five Thousand Dollars (\$65,000.00) as the purchase price of the real estate hereinafter described, together with irrigation equipment thereon, and as a purchase money Mortgage, has granted, bargained, sold, conveyed, assigned, transferred, set over and mortgaged, and by these presents does grant, bargain, sell, convey, assign, transfer, set over and mortgage unto the Mortgagee and the successors and assigns of the Mortgagee the following described property in Minidoka County, Idaho:

TOWNSHIP 9 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN, MINIDOKA COUNTY, IDAHO

Section 2: Lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, EXCEPT the following described tracts:

TRACT NO. 1:

All that land lying South and West of Canal #113 of the Minidoka Irrigation District in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 2.

TRACT NO. 2:

S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 2.

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SD-0604-2 Township: 09S Range: 24E Section: 2			Tract:		Lot:		
S	L	STATE	O	S	Max # Records	64	
E	O	Water	W	T	Priority	Use	
L	Tract T	Right No.	N	AC	G	Date	Code Desc
-	-	-	-	-	-	-	-
-	NWNW	R45-11790	C		J	11/15/1982	43 DOMEST
-	NWNW	36-07266	O	36	L	11/13/1972	04 STOCK
-		ORTON, ETHEL M	O				01 IRR
-		ORTON, J BERKELEY	O				
-		ORTON, ROSCOE O	O				
-		SOLAR FARMS	C				
-	NWNW	A36-07266	O	40	L	11/13/1972	01 IRR
-		ORTON, ETHEL M	O				
-		ORTON, J BERKELEY	O				
-		ORTON, ROSCOE O	O				
-		SOLAR FARMS	C				
-	SWNW	A36-13338	C		J	03/01/1969	43 DOMEST
-		HOWARD, S R	C				
-		HOWARD, FAYE	C				
-	SWNW	A01-10187Z0	C	6	D	03/26/1903	01 IRR
-		MINIDOKA IRRIGATION DI	A				
-		FLETCHER, KENT	O				
-	SWNW	36-07266	O	33	L	11/13/1972	01 IRR
-		ORTON, ETHEL M	O				
-		ORTON, J BERKELEY	O				

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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OCT 19 1994

SD-0604-2 Township: 09S			Range: 24E		Section: 2		Tract:		Lot:	
S	L		STATE		O	S	Max # Records	64		
E	O	Water	Name		W	T	Priority	Use		
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code	Desc
---	---	---	---	---	---	---	---	---	---	---
---	SE	---	36-13571	MAXEY, WINT A	C		J	10/01/1974	43	DOMEST
---	SE	---	36-07266	ORTON, ETHEL M	O	29	L	11/13/1972	01	IRR
---				ORTON, J BERKELEY	O					
---				ORTON, ROSCOE O	O					
---	SE	---	A36-07266	SOLAR FARMS	C					
---				ORTON, ETHEL M	O	20	L	11/13/1972	01	IRR
---				ORTON, J BERKELEY	O					
---				ORTON, ROSCOE O	O					
---				SOLAR FARMS	C					
---	NE	---	A36-12972	MORTENSEN, JON	C		J	08/31/1954	04	STOCK
---				MORTENSEN, MARILYN	C				43	DOMEST
---	NE	---	A36-12972	MORTENSEN, JON	C		J	08/31/1954	04	STOCK
---				MORTENSEN, MARILYN	C				43	DOMEST
---	NE	---	A01-10187Z0	MINIDOKA IRRIGATION DI	C	39	D	03/26/1903	01	IRR
---				FLETCHER, KENT	A					

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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OCT 19 1994

SD-0604-2 Township: 09S			Range: 24E		Section: 2		Tract:		Lot:	
S	L		STATE		O		S	Max #	Records	64
E	O	Water	Name		W		T	Priority	Use	
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code	Desc
---	---	---	---	---	---	---	---	---	---	---
---	SWNE		36-12873	ZIMMERMAN, TAMMY L	C		J	03/25/1975	43	DOMEST
---				ZIMMERMAN, RICK	C					
---	SWNE		36-13632	WEST, CHARLES C	C		J	01/01/1940	43	DOMEST
---	SWNE		A36-13632	WEST, CHARLES C	C		J	01/01/1940	43	DOMEST
---	SENE		A01-10187Z0	MINIDOKA IRRIGATION DI	C	40	D	03/26/1903	01	IRR
---				FLETCHER, KENT	A					
---	NENW		A36-07266	ORTON, ETHEL M	O	40	L	11/13/1972	01	IRR
---				ORTON, J BERKELEY	O					
---				ORTON, ROSCOE O	O					
---				SOLAR FARMS	C					
---	NENW		36-07266	ORTON, ETHEL M	O	35	L	11/13/1972	01	IRR
---				ORTON, J BERKELEY	O					
---				ORTON, ROSCOE O	O					
---				SOLAR FARMS	C					
---	NWNW		A45-11790	TURNER, RONALD J.	C		J	11/15/1982	43	DOMEST
---									04	STOCK

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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OCT 19 1994

SD-0604-2 Township: 09S			Range: 24E		Section: 2		Tract:		Lot:	
S	L	STATE	Name		O	S	Max #	Records	64	
E	O	Water	Name		W	T	Priority	Use		
L	Tract T	Right No.	Last, First		N	AC	G	Date	Code	Desc
-	-	-	-	-	-	-	-	-	-	-
-	SWNW	36-07266	ORTON, ROSCOE O		O	33	L	11/13/1972		
-			SOLAR FARMS		C					
-	SWNW	A36-07266	ORTON, ETHEL M		O	33	L	11/13/1972	01	IRR
-			ORTON, J BERKELEY		O					
-			ORTON, ROSCOE O		O					
-			SOLAR FARMS		C					
-	SWNW	36-13338	HOWARD, FAYE		C		J	03/01/1969	43	DOMEST
-			HOWARD, S R		C					
-	SENW	A36-13571	MAXEY, WINT A		C		J	10/01/1974	43	DOMEST
-									04	STOCK
-	SENW	A36-13571	MAXEY, WINT A		C		J	10/01/1974	43	DOMEST
-									04	STOCK
-	SENW	A01-1018720	MINIDOKA IRRIGATION DI		C	21	D	03/26/1903	01	IRR
-			FLETCHER, KENT		A					
-	SENW	36-13571	MAXEY, WINT A		C		J	10/01/1974	43	DOMEST
-									04	STOCK

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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OCT 19 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

25-Mar-1993 11:16

SOLAR FARMS
DAN WOLTON
RT 1 BOX 302
RUPERT ID 83350

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM NO. 36-7266

Dear CLaimant(s):

I checked our computer records concerning your name being on the above-referenced Adjudication Claim. Your name was put on the Claim October 15, 1992. We did not have a Change of Ownership form, so I will keep the form you sent and add it to your record. However, the address in our records was listed as Rt 1 Box 303 instead of Rt 1 Box 302. I have corrected that error.

Thank you for submitting the Change form. Should you have any questions, please feel free to contact me at this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures

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OCT 19 1994

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: A36-07266
Date Received: 10/18/1988
Receipt No: S003019
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ETHEL M. ORTON 208-678-5812
Address: RT. 2
HEYBURN, ID 83336

OR

Name: J. BERKELEY ORTON
Address: RT. 2
HEYBURN, ID 83336

OR

Name: ROSCOE O. ORTON
Address: RT. 2
HEYBURN, ID 83336

2. Date of Priority: NOV 13, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	24E	2	NW	SE	NW		MINIDOKA

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.660		532.00

7. Total Quantity Appropriated is:
1.660 C.F.S. (and/or) 532.00 A.F.A.

8. Total consumptive use is 250.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A36-07266

Page 1

Date: 10/18/88

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09S	24E	2	NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	33.0
			SE		NW		IRR	20.0
							Section Acres	133.0
							Total Acres	133.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
NONE

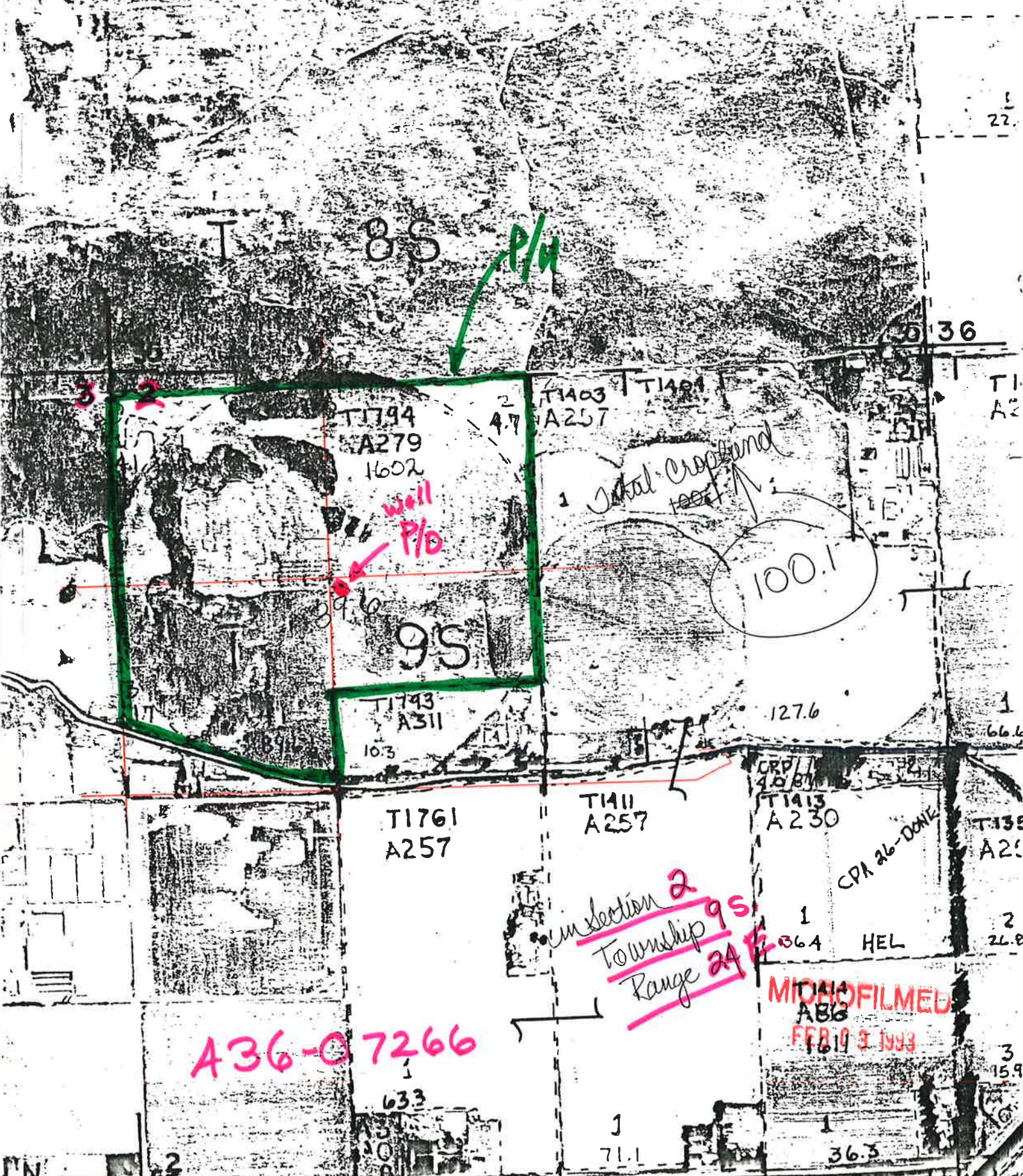
14. Remarks:

15. Basis of Claim: LICENSE

(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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

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Berkley & Roscoe



8S

P/O

T1794
A279
1602

well
P/O

9S

T1743
A311
103

T1761
A257

T1411
A257

T1413
A230

CPR 26-DONE

Section 2
Township 9S
Range 24E

MICROFILMED
FEB 13 1983

A36-C 7266

63.3

71.1

36.3

15.9

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE
November 10, 1998 1:58pm

CUSTOMER
CIRCLE D FARMS

SUBJECT: 36-07266, A45-07299
phone call (X) walk-in (.)

KATHY WALL from **CIRCLE D FARMS** requested the above rights. I
printed and fax to: 436-1204

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

11/10 15:02
912084361204-244305
00:01:22
05
OK
STANDARD
ECM

TIME : 11/10/1998 15:03
NAME : IDWR SOUTHERN REGION
FAX : 2087363037
TEL : 2087363033

TRANSMISSION VERIFICATION REPORT

Water Right Number - 36-07266

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SOLAR FARMS

1 - C/O DAN WALTON
2 - RT 1 BOX 302
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-000-0000

*** O - ORIGINAL OWNER ***
ORTON

ETHEL M

1 - RT 2
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3 -
City- HEYBURN State- ID Zip- 83336
Phone - 208-678-5812

ORTON

J BERKELEY

1 - RT 2
2 -
3 -
City- HEYBURN State- ID Zip- 83336
Phone - 208-000-0000

ORTON

ROSCOE O

1 - RT 2
2 -
3 -
City- HEYBURN State- ID Zip- 83336
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
11/13/1972 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name
09S 24E 2 NW SE NW (67) MINIDOKA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 1.660 532.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.660 532.00 399.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 24E 2 NE NW 35.0 01 IRRIGATION (67) MINIDOKA
09S 24E 2 NW NW 36.0 01 IRRIGATION (67) MINIDOKA
09S 24E 2 SW NW 33.0 01 IRRIGATION (67) MINIDOKA
09S 24E 2 SE NW 29.0 01 IRRIGATION (67) MINIDOKA
Total Acres: 133.0

*updated
12-4-97
KKC*

Water right number - 36-07266

Prefix Translation: WATER RIGHT

+ - - Diversion Means - WELL, PUMP, PIPELINE & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - 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 - +
00/00/0000

+ - - Audit Fields - 03/28/91 BEDKE 10/30/91 MERRITT 07/10/92 CWU-PROD 07/18/92 POST-STD 08/28/92 PR-PROD
08/28/92 PR-PROD 09/22/92 SCHULTZ 10/01/92 KEEN 10/14/92 CHRISTEN 11/02/92 CPSHAW
12/05/92 ADT-SHAW 03/25/93 GIVENS 03/29/95 POST-STD

+ - - Certified Numbers & Date Mailed - 257411 08/24/92 257412 08/24/92

+ - - - - - Comments - - - - - +

Date: 09/22/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)

RECEIVED NOE 9/21/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 10/30/91. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 10/01/1992 User Id: KEEN Subject: RESPONSE TO NOTICE OF ERROR

CLAIMANT INDICATED THIS PROPERTY WAS SOLD TO SOLAR FARMS OF RUPERT, ID, IN 1988. BECAUSE THE CLAIMANT PROVIDED AN ADDRESS AND SIGNED THE ERROR CARD, I AM TREATING IT LIKE AN OWNERSHIP CHANGE FORM SUBMITTED BY THE SELLER. AS A CROSS CHECK, I CALLED THE MINIDOKA COUNTY ASSESSOR'S OFFICE ON 10-1-1992. I WAS TOLD THAT SOLAR FARMS OWNS TWO PARCELS IN THE NW1/4 OF S02, T09S, R24E THAT FIT THE POU LEGAL DESCRIPTION FOR 36-07266. THE PARCEL NUMBERS ARE: RP09S24E023000 AND RP09S24E022400. SOLAR FARMS ENTERED AS OWNER AND NOE FLAG CHANGED TO "C" ON 10-1-1992. SOLAR FARMS WILL BE NOTIFIED BY MAIL. S.W. KEEN

Date: 10/14/1992 User Id: CHRISTEN Subject: RESPONSE TO SECOND NOE

MR WALTON SUBMITTED A SECOND NOE AS THE SYSTEM IS AND HAS BEEN A CENTER PIVOT FOR SOME TIME AND IRRIGATES ACRES DIFFERENT THAN LICENSED. HE STATED THAT THE FIELD HAS BEEN CLEARED OF ROCKS AND THAT THE ROCKS ARE NOW PILED ON THE CORNERS (NOW DRY). I ACCEPT HIS REQUEST AS VALID AND HAVE SHIFTED THE ACRES WITHIN THE P/U. NO OTHER CHANGES MADE. KKC 10-14-92.

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 11/02/1992	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/18/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- S003019	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- OR	Notice of Error Flag	- C



T9S R24E
S 2

POU



OUT

OUT

POD



8/19/97
SW

36-07266

NO. OF CLAIMS IN POLYGON

TRANSFER NUMBER

CLAIM NUMBERS 36-07266

DATE 8-7-97

OBJECTION FILED No

AGENT Su

TOTAL ACRES FROM RECOMMENDATION 133

GEOGRAPHIC INFO SYSTEM 118

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	<u>9s</u>	<u>24E</u>	<u>2</u>					<u>35</u>	<u>36</u>	<u>33</u>	<u>29</u>								<u>133</u>
GIS								<u>28</u>	<u>31</u>	<u>28</u>	<u>32</u>								<u>119</u>
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF

ATTRIBUTES OF B36-POU.SHP (373) 8/19/97 Su

B36-DBPOD.DBF

ATTRIBUTES OF B36-POD.SHP (340)

North 80 was not irrigated in the NAPP photo; very little
land look irrigated or cultivated. 8/7/97 sec

P/U CONFLICT yes (X) no ()

P/D CONFLICT yes () no (X)

SENT FOR DECREE yes (X) no ()

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF



MICROFILMED

FEB 03 1993

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-07266

2. Name: Solar Farms

Address: Rt #1 Box 302

Weekday Telephone Number: 436-4911

MICROFILMED

FEB 03 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

Place of use incorrect

4. Describe the changes you wish to have made in the proposed recommendation:

NENW = 35 NWNW = 36
SWNW = 33 SE NW = 29

5. Describe why you disagree with the proposed recommendation:

place of use is now center pivot

6. Date: October 14, 1992

SIGNATURE

Samuel C. Walton

RESPONSE TO NOTICE OF ERROR
IN THE SNAKE RIVER BASIN ADJUDICATION

Water Right No: 36-7266 Contact Date: 10-14-92

IDWR Contact Person: (print and initial) Kelly K. Christensen

Claimant Contact Person Daniel Walton

Others Present _____

Contact By (give date) 10-14-92

Meeting (location): office visit

Phone Call (no.) _____

Letter (attach letter): _____

IDWR USE ONLY	
Date	Initials
Date Entered	_____
Verified	_____

I. Issues Identified by claimant: P/U incorrect

II. Reasons provided claimant for original recommendation: Mr Walton wished the P/U recommendation to reflect the center pivot that is and has been there for some time. The ~~old~~ ASCS photo attached to the orig claim shows the center pivot therefore I have shifted the acres as requested. No additional acres are claimed.

III. Additional information provided by claimant: _____

IV. Changes to be made in final recommendation (if any): change P/U as requested

V. Action taken (date): 10-14-92 changed P/U.

KKC

MICROFILMED

FEB 03 1993

Water Right Number - R36-07266

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

SOLAR FARMS

1 - RT 1 BOX 303

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***

ORTON

ETHEL M

1 - RT 2

2 -

3 -

City- HEYBURN

State- ID Zip- 83336

Phone - 208-678-5812

ORTON

J BERKELEY

1 - RT 2

2 -

3 -

City- HEYBURN

State- ID Zip- 83336

Phone - 208-000-0000

ORTON

ROSCOE O

1 - RT 2

2 -

3 -

City- HEYBURN

State- ID Zip- 83336

Phone - 208-000-0000

+ - - Priority Date - - +

11/13/1972

+ - - - Region - - - +

17 SOUTHERN

+ - - - Stage - - - +

L - LICENSE

+ - - - Status - - - - +

+ - - - - Source - - - - - +

GROUNDWATER

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +

TwN Rng Sec Tract Lot RFlg County

09S 24E 2 NW SE NW (67) MINIDOKA

+ - - - - Water Use - - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

04/01

10/31

1.660

532.00

+ - Total Div. Rate - + + - Total Div. Volume - +

1.660

532.00

+ - Total Consumptive Use - + + - KW Usage - +

399.0

+ - - - - Place of Use - - - - - +

TwN Rng Sec Tract Lot Acres Code Description County

09S 24E 2 NE NW 35.0 01 IRRIGATION (67) MINIDOKA

09S 24E 2 NW NW 36.0 01 IRRIGATION (67) MINIDOKA

09S 24E 2 SW NW 33.0 01 IRRIGATION (67) MINIDOKA

09S 24E 2 SE NW 29.0 01 IRRIGATION (67) MINIDOKA

MICROFILMED
FEB 03 1993

Prefix Translation: RESEARCH

Total Acres: 133.0

+ - - Other Rights for Same Use - NONE

```
+----- Conditions of Approval -----+
No Conditions of Approval found.
```

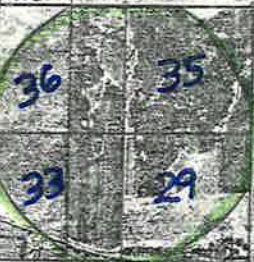
+ - - - - - Comments - - - - - +

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/14/1992	Old Judicial District	-
Claim Received Date	- 10/18/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S003019	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	- C

FEB 03 1993

36-7266



MICROFILMED
FEB 03 1993

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

RECEIVED

SEP 21 1992

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

P-24-1992

1. Water right number:

A36-07266

OCT 03 1992

2.

Name:

Ethel M. Orton

Department of Water Resources
Southern Region Office

Address:

Route 2 Box 2327, Heyburn ID 83336

MICROFILMED

FEB 03 1993

Weekday Telephone Number:

648-5812

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

*He sold this property to Dan Walton
in 1988*

4. Describe the changes you wish to have made in the proposed recommendation:

5. Describe why you disagree with the proposed recommendation:

6. Date: *Sept 18, 1992*

SIGNATURE *Ethel M. Orton*

AUG-24-1992

THIS IS A COPY OF YOUR WATER RIGHT AS IDWR PROPOSES TO RECOMMEND IT TO THE DISTRICT COURT*

***THIS IS NOT A FINAL DETERMINATION OF YOUR CLAIM. YOU MUST FILE A NOTICE OF ERROR WITH IDWR IF YOU DISAGREE WITH THE PROPOSED RECOMMENDATION.**

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
55-07265	ETHEL M ORTON J BERKELEY ORTON ROSCOE D ORTON RT 2 HEYBURN ID 83336	11/13/1972	IRRIGATION	04-01 10-31 ~~03-18 11-18~~	1.66 CFS 532.00 AFY	LICENSE
<i>We have not owned this property since 1988 it belongs to Dan Walton Solar Farms Pt 1 - Box 302 Rupert, Id. 83350</i>						
SOURCE: GROUNDWATER		TRIBUTARY:				
POINT OF DIVERSION: T09S R24E S02		NWSNW MICROFILMED				
PLACE OF USE: IRRIGATION T09S R24E S02 133.0 ACRES TOTAL		NENW 40.0 FEB 03 1993 WNW 40.0		SWNW 33.0		SENW 20.0
TOTAL QUANTITY:					1.66 CFS	
TOTAL VOLUME:					532.00 AFY	
CONSUMPTIVE USE:					333.0 AEY ~~220.0 AEY~~	

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

We sold this property to Dan Walton in 1988

4. Describe the changes you wish to have made in the proposed recommendation:

5. Describe why you disagree with the proposed recommendation:

ERROR REQUIRED?

The court has ordered that IDWR adopt this procedure to provide a simple and inexpensive means to try to resolve potential disputes informally before the Director's Report is filed with the court. Disputes that are not resolved through this procedure will be resolved by the court through the objection procedure described below.

If a dispute can be resolved informally before the Director's Report is filed, it will save time and money for everyone, since you and IDWR will not have to appear before the judge to resolve the matter. Many disagreements can be resolved informally through this procedure.

WHAT HAPPENS AFTER THE DIRECTOR'S REPORT IS FILED WITH THE COURT?

When the Director's Report is filed with the court, you will be mailed a notice of filing the Director's Report, along with a copy of your claim as it is recommended in the report. The notice will state the locations where a complete copy of the report is available.

If you disagree with any portion of the Director's Report, then you will have an opportunity

DIRECTOR'S REPORT?

The Director's Report will also include "general provisions." These provisions apply to all water rights in the area where your claim is located or to certain types of water rights in your area. Some of the general provisions further describe or limit certain types of water rights. Some of the general provisions will affect the way in which water rights in your area will be administered.

Proposed general provisions for the Director's Report are available for your review and comment at this time. Copies are available for inspection at all IDWR offices (listed below), and at the additional locations printed with your proposed recommendation. Copies can be obtained from IDWR (subject to a small charge for mailing and/or copying).

WHAT IF YOU DISAGREE WITH THE PROPOSED GENERAL PROVISIONS?

If you disagree with the proposed general provisions, please complete the "Notice of Error" form below, and return it to IDWR by the deadline shown on your proposed recommendation. You are not required to file a notice of error if you disagree with the proposed general provisions, but filing a notice of error will provide an opportunity for resolving disputes as to this portion of the Director's Report

A WATER RIGHT

This explanation is provided to assist you in reviewing the proposed recommendation of your claim.

Water right number: This number is assigned by IDWR to identify your claim. The first two digits indicate the sub-basin of the Snake River Basin where your claim is located.

Name and address of claimant: This is the name and address shown on the notice of claim form, or on the most recent notice of change in address or change in ownership that was filed with IDWR as required by statute.

Source: The source is the natural water body to which the claimant has a right. For surface water sources, the natural water body to which the source is tributary is also shown.

Priority date: This is the calendar date which is used to determine the relative priority of the right in relation to other rights from the same source, and is determined based on the method of appropriation (see basis of right, below). When there is insufficient water available to satisfy all existing rights, the water right holders with the oldest priorities are entitled to have their water rights satisfied before right holders

at which water is diverted from the source, and is generally described by a legal description of the 40 acre tract (1/4 1/4 section or 1/16 section) or government lot within which the point of diversion is located. In some instances the point of diversion is described by a legal description of the 10 acre tract (1/4 1/4 1/4 section or 1/64 section) within which the point of diversion is located.

"B" and "E" suffixes indicate the beginning and ending points of an instream flow right. "I" and "R" suffixes indicate points of injection and rediversion. Points of injection and rediversion are indicated where water is diverted from one source, injected into another source, and then rediverted, or where water from one source is exchanged with water from another source.

Place of use: The place of use is the location where water is used, which is indicated by a legal description of the 40 acre tract (1/4 1/4 section or 1/16 section) or government lot where the water is used. For irrigation rights, the number of irrigated acres in each 40 acre tract or government lot is listed.

Consumptive use: Consumptive use is the amount of water that does not remain in the water system after use or is not returned to the water system through return flows or seepage. Consumptive use is



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 1, 1992

Ethel M. Orton
Rt 2
Heyburn, ID 83336

RECEIVED

OCT 05 1992

Department of Water Resources
Southern Region Office

RE: Snake River Basin Adjudication (SRBA)
Minidoka County - #36-10873 and #36-07266

Dear Mrs. Orton:

IDWR has received the notices of error you submitted for the two SRBA notices of claim referenced above. As you requested, the stockwater use has been removed from #36-10873. A computer printout showing this right with the changes is enclosed.

In addition, the ownership of #36-07266 has been changed to Solar Farms of Rupert, as you indicated.

If you have any questions, please contact me at 327-7934 in Boise.

Sincerely,

Shelley Walter Keen
Senior Water Resource Agent

SWK:region

Enclosures:

Response to Notice of Error
Profile Report of R36-10873

MICROFILMED

FEB 03 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Solar Farms
Rt. 1 Box 303
Rupert, ID 83350

CLAIM NO.: A36-07266

MAILING DATE: October 1, 1992

RESPONSE DATE: October 12, 1992

RE: Snake River Basin Adjudication (SRBA)
Minidoka County

Dear Water User:

IDWR has received a notice of error filed by Ethel Orton in response to our proposed recommendations for SRBA notice of claim #A36-07266. The notice of error indicates that you are the new owner of this water right claim.

IDWR has entered Solar Farms as the new owner of this water right claim. The enclosed profile report shows this water right as IDWR proposes to recommend it to the SRBA court for decree. Please review the profile report, keeping in mind that the SRBA is recommending established water rights as they existed on November 19, 1987.

If changes are necessary, you must amend the original notice of claim before IDWR can consider making the changes. In addition, you will need to submit clear evidence to show that the changes you request reflect historic beneficial use, not recent development, of the water you claim. This evidence may be affidavits from individuals, tax records, or any other information that supports the historic nature of the changes you are claiming.

I have enclosed a computer-generated copy of your notice of claim as IDWR proposes to recommend it. In order to amend it, strike out the incorrect information, insert the correct information, and initial the changes. Then, sign the notice of claim before a notary public and return it to IDWR along with your supporting documentation by October 12, 1992. Your prompt response is necessary to ensure that the documents can be reviewed and processed in time for the filing of the Basin 36 Director's Report.

MICROFILMED

FEB 03 1993

Solar Farms
October 1, 1992
Page 2

Please mail your notices to:

Idaho Department of Water Resources
Southern Region Office
222 Shoshone Street East
Twin Falls, ID 83301

If you have any questions, please contact me at 327-7934 in
Boise or our Southern Region staff at 736-3033 in Twin Falls.

Sincerely,



Shelley Walter Keen
Senior Water Resource Agent

SWK:region

Enclosures:

Computer-generated Notice of Claim
Profile Report of R36-07266

MICROFILMED
FEB 03 1993

RESPONSE TO NOTICE OF ERROR
IN THE SNAKE RIVER BASIN ADJUDICATION

Water Right No: 36-10873 and 36-07266 Contact Date: 10-1-92

IDWR Contact Person: (print and initial) S.W. Keen SWK

Claimant Contact Person Ethel M. Orton

Others Present _____

Contact By (give date) _____

Meeting (location): _____

Phone Call (no.) _____

Letter (attach letter): ☒ _____

IDWR USE ONLY	
Date	Initials
Date Entered <u>10/1/92</u>	<u>SWK</u>
Verified <u>10/1/92</u>	<u>SWK</u>

I. Issues identified by claimant: 36-07266 sold to Dan Walton
36-10873 no stock use since 1986.

II. Reasons provided claimant for original recommendation: _____

III. Additional information provided by claimant: _____

Dan Walton
Solar Farms
Rt 1 Box 302
Rupert, ID 83350

IV. Changes to be made in final recommendation (if any): Removing stockwater use from
36-10873.

Changing ~~36-07266~~ to Dan Walton's name and forwarding
a copy of the claim to him.

V. Action taken (date): Removed stock use from 36-10873 and changed the NOE
flag to "c". Changed 36-07266 into Solar Farms' name and
changed NOE flag to "c". 10-1-92.

MICROFILMED

FEB 03 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SOLAR FARMS RT 1 BOX 303 RUPERT ID 83350	11/13/1972	IRRIGATION	04-01 10-31	1.66 CFS	532.0 AFA
					TOTAL DIVERSION:	1.66 CFS
					CONSUMPTIVE USE:	532.0 AFA 399.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T09S R24E S02

NWSENW

MINIDOKA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
09S	24E	2	:					:	40		40		33		20			:					:	133.0
																							TOTAL ACRES	133.0

POU County: MINIDOKA

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 09/22/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/21/92. CHANGED NOE FLAG FROM BLANK TO A.
CLAIM VERIFIED 10/30/91. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 10/01/1992 User-ID: KEEN Subject: RESPONSE TO NOTICE OF ERROR
CLAIMANT INDICATED THIS PROPERTY WAS SOLD TO SOLAR FARMS OF
RUPERT, ID, IN 1988. BECAUSE THE CLAIMANT PROVIDED AN ADDRESS
AND SIGNED THE ERROR CARD, I AM TREATING IT LIKE AN OWNERSHIP
CHANGE FORM SUBMITTED BY THE SELLER. AS A CROSS CHECK, I CALLED
THE MINIDOKA COUNTY ASSESSOR'S OFFICE ON 10-1-1992. I WAS TOLD
THAT SOLAR FARMS OWNS TWO PARCELS IN THE NW1/4 OF S02, T09S, R24E
THAT FIT THE POU LEGAL DESCRIPTION FOR 36-07266. THE PARCEL
NUMBERS ARE: RP09S24E023000 AND RP09S24E022400. SOLAR FARMS
ENTERED AS OWNER AND NOE FLAG CHANGED TO "C" ON 10-1-1992. SOLAR
FARMS WILL BE NOTIFIED BY MAIL. S.W. KEEN

Audit: 10/01/92 KEEN

MICROFILMED
FEB 10 1993

Phone
^
DIRECTOR'S REPORT CONVERSATION MEMO

678-5812

1. PERSON(S) MAKING THE ENQUIRY:

Include address and phone no.
in case follow-up is needed.

Ethel M. ORTON

RT 2.

Heyburn, ID 83336

2. SUBJECT OF INQUIRY: Mrs Orton wanted to inquire generally about her notice of error. She said to remove the "100 Beef" from her claimed water uses as they have no cattle. She was indefinite about one claim as they have sold some property.

3. RESPONSE TO INQUIRY: I recommended that she send in her notice of error cards so we could review her claims. Her son, Roscoe Orton, will probably come in.

4. IDWR STAFF AND DATE:

ROBERT WORSTELL 9/17 + 9/18/92

Print name and Initial

ROBERT WORSTELL R.W.

WATER RIGHT CLAIM (Nos.):

36-07266, 36-02565, 36-10873, 36-10874

MICROFILMED
36-07266
FEB 03 1993

R PROOF

CVR

MAPS

PHOTOS

MISC



MICROFILMED
FEB 03 1993

VERIFIED ADM

Water Right Number - R36-07266

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

ORTON

ETHEL M.

1 - RT 2

2 -

3 -

City- HEYBURN

State- ID Zip- 83336

Phone - 208-678-5812

ORTON

J. BERKELEY

1 - RT 2

2 -

3 -

City- HEYBURN

State- ID Zip- 83336

Phone - 208-000-0000

ORTON

ROSCOE O.

1 - RT 2

2 -

3 -

City- HEYBURN

State- ID Zip- 83336

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
11/13/1972 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County

09S 24E 2 NW SE NW (67) MINIDOKA

+ - - - - - - - - - - - - - - - Water Use - - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 03/15 11/15 1.660 532.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.660 532.00 399.0

+ - - - - - - - - - - - - - - - Place of Use - - - - - +

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|---------|------|-------------|---------------|
| 09S | 24E | 2 | NE NW | | 40.0 35 | 01 | IRRIGATION | (67) MINIDOKA |
| 09S | 24E | 2 | NW NW | | 40.0 36 | 01 | IRRIGATION | (67) MINIDOKA |
| 09S | 24E | 2 | SW NW | | 33.0 | 01 | IRRIGATION | (67) MINIDOKA |
| 09S | 24E | 2 | SE NW | | 20.0 29 | 01 | IRRIGATION | (67) MINIDOKA |

Total Acres: 133.0

+ - - Diversion Means - WELL, PUMP, PIPELINE & SPRINKLERS.

+ - - Non-Irrigation Use -

MICROFILMED
FEB 03 1993

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 10/30/1991 | Old Judicial District | - |
| Claim Received Date | - 10/18/1988 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - S003019 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - OR | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

MICROFILMED
FEB 03 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:45
12/19/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-07266

| WR ELEMENT | FIELD EXAM
Y/N | CORRESPONDENCE
SENT/RECEIVED
BY WHOM/DATE | FIELD EXAM
BY WHOM/DATE | CHANGE
CLAIM
Y/N | VERIFIED BY
CODE | COMPLETED
REVIEW
WHOM/DATE | COMPLETED
DATA ENTRY
WHOM/DATE | VERIFIED
DATE
WHOM/DATE |
|---------------------------|-------------------|---|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE | | | Adm | N | | | OB | |
| POINT OF DIV | Y | | | N | 6, 1 | | | |
| SOURCE | | | | N | | | | |
| PLACE OF USE | Y | | | N | | | | |
| DIV. AMOUNT
CFS/VOLUME | | | | N | | | | |
| CONSUMPTIVE USE | - | | | Y | | | | |
| PURPOSES | | | | N | | | | |
| PERIOD OF USE | | | | N | | | | |
| BASIS OF CLAIM | | | | N | | | | |
| REMARKS | | | | | | | | |

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"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:45
12/19/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-07266

LAST: ORTON
ADDRESS: RT. 2
CITY: HEYBURN
PHONE NUMBER: 208-678-5812

FIRST: ETHEL M.

STATE: ID ZIP: 83336

OWNER CODE: C

LAST: ORTON
ADDRESS: RT. 2
CITY: HEYBURN
PHONE NUMBER: 208-000-0000

FIRST: J. BERKELEY

STATE: ID ZIP: 83336

OWNER CODE: C

LAST: ORTON
ADDRESS: RT. 2
CITY: HEYBURN
PHONE NUMBER: 208-000-0000

FIRST: ROSCOE O.

STATE: ID ZIP: 83336

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

MICROFILMED
FEB 03 1993

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 3/24/91

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

In office Review

MICROFILMED
FEB 03 1993

A. AJ CLAIM: # A36-07266 PRIORITY DATE: 11-13-1972 STAGE: L

B. WR RECORD: # 36-07266 PRIORITY DATE: 11-13-1972 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

REMARKS:

MICROFILMED
FEB 03 1993

=====

RECOMMENDED PRIORITY DATE:
11-13-1972

REVIEWED BY AD

DATE 3/26/91

=====

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|----------|
| A36-07266 | 09S | 24E | 2 | NW | SE | NW | | MINIDOKA |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|----------|------|------|------|-----|-----|-----|-----|----------|
| 36-07266 | 09S | 24E | 2 | | SE | NW | | MINIDOKA |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

A36-13571 NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

| | DUE TO POD DISCREPANCY? (Y/N) | DUE TO SOURCE DISCREPANCY? (Y/N) | DATABASE | FIELD EXAMINER |
|--|-------------------------------|----------------------------------|----------|----------------|
| | | | Y | |
| | | | N | |

REMARKS:

Confirmed in license extension file.

MICROFILMED
FEB 03 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | COUNTY |
|------|------|------|-----|-----|-----|-----|--------|
|------|------|------|-----|-----|-----|-----|--------|

| | | | | | | | |
|-------|-------|-------|-------|-------|-------|-------|-------|
| _____ | _____ | _____ | _____ | _____ | OK | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ | _____ | _____ | _____ |

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

DATE:

AD

3/26/91

MICROFILMED
FEB 13 1993

A. ROOT WATER RIGHT NUMBERS: A36-07266

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|---|--|--------------------------|-----------------|----------------|------------------|
| 09S | 24E | 2 | NE | NW | | ORTON , ETHEL M. | A36-07266 /40.0 | 36-07266 /40.0 | | 40 | |
| 09S | 24E | 2 | NW | NW | | ORTON , ETHEL M.
TURNER , RONALD J. | A36-07266 /40.0
A45-11790 / | 36-07266 /40.0
- | | 40 | |
| 09S | 24E | 2 | SW | NW | | ORTON , ETHEL M.
HOWARD , S. R.
MINIDOKA IRRIGATION DISTRICT | A36-07266 /33.0
A36-13338 /
A01-10187Z0/ 6.0 | 36-07266 /33.0
-
- | 40.0 | 33 | |
| 09S | 24E | 2 | SE | NW | | ORTON , ETHEL M.
MAXEY , WINT A.
MINIDOKA IRRIGATION DISTRICT | A36-07266 /20.0
A36-13571 /
A01-10187Z0/21.0 | 36-07266 /20.0
-
- | 39.0 | 20 | |
| TOTAL ACRES | | | | | | A36-07266 | 133.00 | 133.00 | 79.00 | | |

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(☒)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 133

REVIEWED BY: AD

DATE: 3/26/91

MICROFILMED
FEB 03 1993

133

A. AJ CLAIMED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|-------------------------------------|---------------------|-----------------------|
| A36-07266 IRRIGATION | FROM 03-15 TO 11-15 | 1.660 CFS 532.00 AF/A |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | 1.660 CFS 532.00 AF/A |

B. WR RECORDED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|-------------------------------------|---------------------|-----------------------|
| 36-07266 IRRIGATION | FROM 03-15 TO 11-15 | 1.660 CFS 532.00 AF/A |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | 1.660 CFS 532.00 AF/A |

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

| | DATABASE | FIELD EXAMINER |
|--|----------|----------------|
| DUE TO WATER-USE DISCREPANCY? (Y/N) | N | |
| DUE TO DIVERSION RATE DISCREPANCY? (Y/N) | N | <u>N</u> |
| DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N) | N | |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in remarks, below.

REMARKS:

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FEB 03 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 1.660 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.660 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***

** If an amount smaller than the original diversion rate is **

** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

☒

B.

FLOW MEASUREMENT

MEASUREMENT METHOD N/A, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-------------|-------------|------------------------------|-----------|----------------|-----------|----------------|
| A36-07266 | GROUNDWATER | ORTON , ETHEL M. | 1.660 | 0.012 | 532.00 | 4.00 |
| A01-1018720 | SNAKE RIVER | MINIDOKA IRRIGATION DISTRICT | 1070.120 | 0.032 | | |

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|------------|--------------------|---------------------|----------|--------|
| A45-11790 | DOMESTIC | TURNER , RONALD J. | FROM 01-01 TO 12-31 | .040 CFS | |
| A45-11790 | STOCKWATER | TURNER , RONALD J. | FROM 01-01 TO 12-31 | .020 CFS | |
| A36-13338 | DOMESTIC | HOWARD , S. R. | FROM 01-01 TO 12-31 | .040 CFS | |
| A36-13571 | DOMESTIC | MAXEY , WINT A. | FROM 01-01 TO 12-31 | .040 CFS | |
| A36-13571 | STOCKWATER | MAXEY , WINT A. | FROM 01-01 TO 12-31 | .020 CFS | |

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 133 x 0.02 CFS/ACRE = 2.66 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(☒)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

1b. CALCULATIONS

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 250.0 AF/A

ACRES 133 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 399 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 532.00 AF/A

ACRES 133 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 532 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

No overlap.

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RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|----------------------|------------------------|------------------------------|-------------------------------|---|
| IRRIGATION | 03-15 11-15 | DATABASE EXAMINER
1.660 ✓ | DATABASE EXAMINER
532.00 ✓ | DATABASE EXAMINER
~~250.0~~ 399 |
| TOTAL FOR THIS RIGHT | | 1.660 | 532.00 | ~~250.0~~ |

REVIEWED BY:

DATE:

MICROFILMED

FEB 03 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

| | ACCEPTED
AS CLAIMED | NEEDS
REVIEW |
|------------------------------|------------------------|-----------------|
| OWNERSHIP _____ | () | () |
| FORFEIT/ABANDON _____ | () | () |
| ADDITIONAL DIV. AMOUNT _____ | () | () |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-07266

| TOTAL DIVERSION RATE OF WR SPLITS | DATABASE
1.660 | EXAMINER
_____ | CFS |
|-----------------------------------|-------------------|-------------------|-----|
| SPLITS: | | | |

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| - | A36-07266 | 1.660 | - | | 36-07266 | 1.660 |
| TOTAL CFS | | 1.660 | | | | 1.660 |

DIVERSION RATE REVIEW

| DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N) | DATABASE
Y | FIELD
EXAMINER
_____ |
|--|---------------|----------------------------|
| IF NO, is the written review sheet attached? (Y/N) | | _____ |

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

DATE: 3/26/91

NAME OF FIELD EXAMINER: _____ TITLE: _____

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