

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: A36-07508B
Date Received: 8/25/1988
Receipt No: X777777
Received By: _____

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

1. Name: MICHAEL G SABALA 208-934-5532
Address: 1670 S 1800 E
GOODING ID 83330

2. Date of Priority: NOV 5, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	15E	17	NE	NE	NE		GOODING

5. Description of diverting works:
150HP DEEP WELL TURBIN, CENTER PIVOT, HAND LINES, WHEEL LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.420		552.00

7. Total Quantity Appropriated is:
2.420 C.F.S. (and/or) 552.00 A.F.A.

8. Total consumptive use is 414.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	15E	17	NE	NE		IRR	39.0
			NW	NE		IRR	33.0
			SW	NE		IRR	33.0
			SE	NE		IRR	33.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	138.0
					Total Acres	138.0

11. Place of use in counties: GOODING

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 _____

RECEIVED

1992

Department of Fish & Wildlife
Southern Region Office

LEGAL DESCRIPTION OF PROPERTY: Township _____ 8 South Range _____ 15 EBM
Section _____ 17 NE 1/4 of // / / / / / / / / / / / / / / / / / / 1/4 Govt. Lot _____ BM.
Lot _____ Block _____ Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

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

MICROFILMED

FEB 14 1969

RECEIVED
JUL 1 1992
DEPARTMENT OF LAND

AGREEMENT

THIS AGREEMENT MADE AND ENTERED INTO THIS 26 DAY OF MARCH, 1992, BY AND BETWEEN HAROLD J. RUBY AND LINDA L. RUBY, HUSBAND AND WIFE, HEREINAFTER CALLED "SELLERS-LESSORS", AND MICHAEL G. SABALA, HEREINAFTER CALLED "BUYER-LESSEE".

PROVISIONS FOR THE WELL ON THE FOLLOWING DESCRIBED REAL PROPERTY SITUATED IN GOODING COUNTY, STATE OF IDAHO, TO-WIT:

THE NORTHEAST QUARTER (NE 1/4) OF SECTION SEVENTEEN (17), TOWNSHIP EIGHT (8) SOUTH, RANGE FIFTEEN (15) E., B.M., A PARCEL OF PROPERTY CONSISTING OF 160 ACRES MORE OR LESS.

THERE IS IN PLACE UPON THE SUBJECT REAL PROPERTY AN IRRIGATION WELL AND PUMP AND IT IS HEREIN AGREED THAT SELLERS WILL HAVE A TWENTY PERCENT (20%) OWNERSHIP IN SAID WELL AND THE WATER RIGHTS APPURTENANT THERETO AND SHALL PAY THEIR SHARE FOR THE COSTS OF PUMPING AND MAINTENANCE ACCORDING TO USAGE. THERE SHALL BE RESERVED TO THE SELLERS A RIGHT OF ACCESS TO THE PUMP AND THE RIGHT TO AN IRRIGATION LATERAL FOR THE PURPOSE OF DELIVERING IRRIGATION WATER FROM THE WELL TO ADJACENT REAL ESTATE PRESENTLY OWNED BY THE SELLERS HEREIN.

IN WITNESS WHEREOF, THIS AGREEMENT HAS BEEN SIGNED, SEALED AND DELIVERED THE DAY AND YEAR FIRST ABOVE WRITTEN.


HAROLD J. RUBY


LINDA L. RUBY


MICHAEL G. SABALA



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

09-Jun-1992 09:01

HAROLD &/OR LINDA L. RUBY
1888 E. 3200 S.
WENDELL ID 83355

MICHAEL G SABALA
1670 S 1800 E
GOODING ID 83330

Re: Ownership Change for Adjudication Claim NO. A36-07508A
- HAROLD &/OR LINDA L. RUBY & A36-07508B - MICHAEL G SABALA

Dear Claimant(s):

Pursuant to the notification that you presently own the property in which the above-referenced Adjudication Claim(s) is appurtenant, the Department has changed the record of the current owners as you requested. Please find enclosed a copy of the computer record of the claim(s) noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED

FEB 11 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
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Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED
FEB 04 1993

CLAIM NUMBERS 36-7508BDATE 10-23-97

TRANSFER NUMBER _____

OBJECTION FILED _____

AGENT KKCTOTAL ACRES FROM RECOMMENDATION 132GEOGRAPHIC INFO SYSTEM 138

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	8S	15E	17	39	33	27	33													132
GIS				35.2	32.6	32.4	34.7													138
RECOM																				
GIS																				
RECOM																				
GIS																				
RECOM																				
GIS																				

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF

10/23

POLYGON CREATED ON 604

(X) 9-30

ATTRIBUTES OF B36-POU.SHP

650 10

B36-DBPOD.DBF

ATTRIBUTES OF B36-POD.SHP

623 23

Shares P/D with
36-07508A.

P/U within Polygon appears to
include Rock Blowouts that
are not irrigated.

P/D location not clear on
NAPP & Claim file maps do
not identify location, GIS
point selected based upon
Recom. legal desc. KKC

P/U CONFLICT yes () no (X)

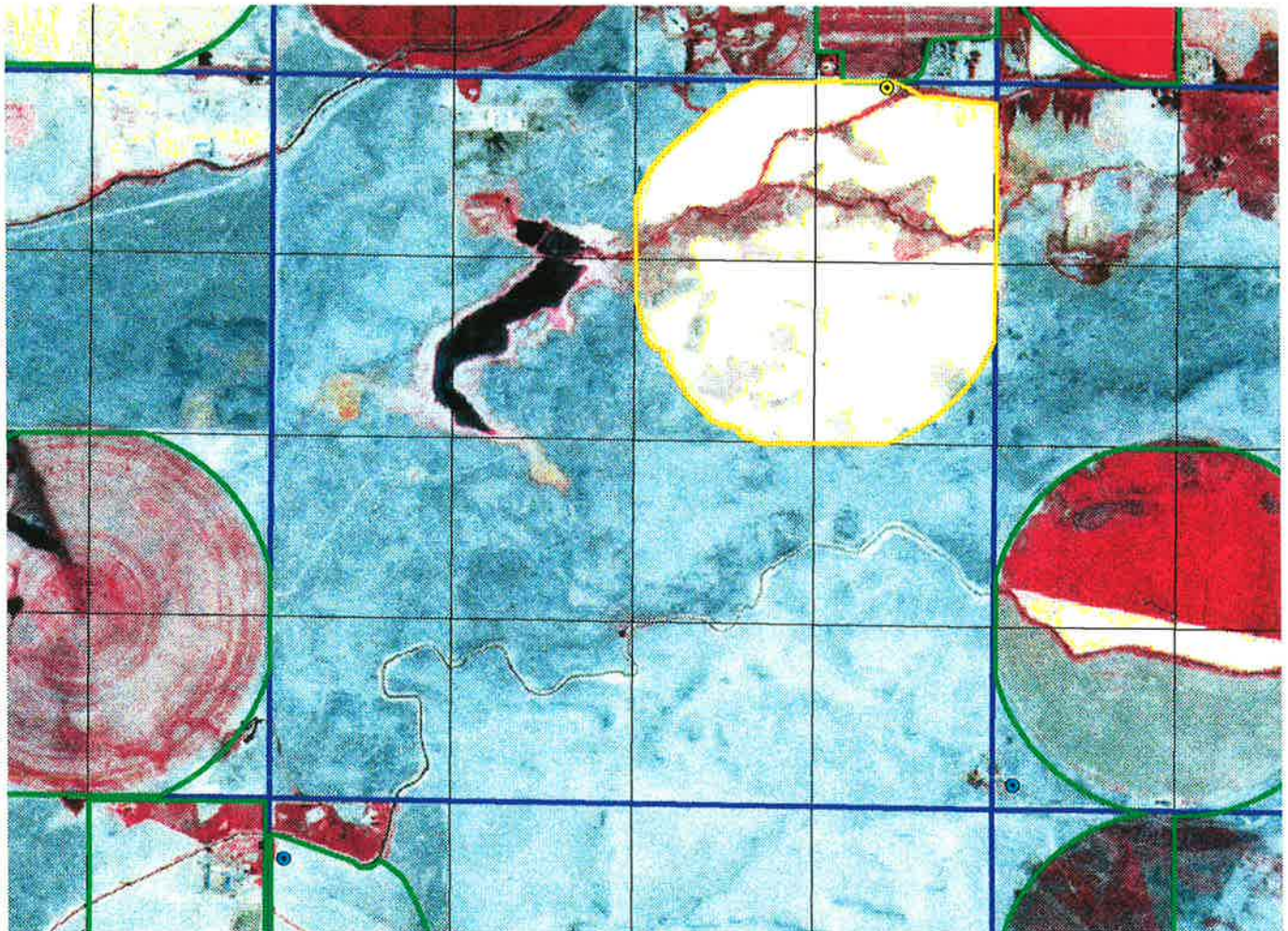
P/D CONFLICT yes () no (X)

READY FOR DECREE yes (X) no ()

SENT FOR DECREE yes () no ()

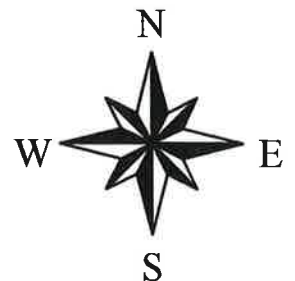
IDAHO DEPARTMENT OF WATER RESOURCES

36-07508B
MICHAEL SABALA



660 0 660 1320 1980 2640 Feet

TNS 8S, RNG 15E,
SEC 17, NE1/4



⊙ Recommended Point of Diversion

☐ Recommended Place of use

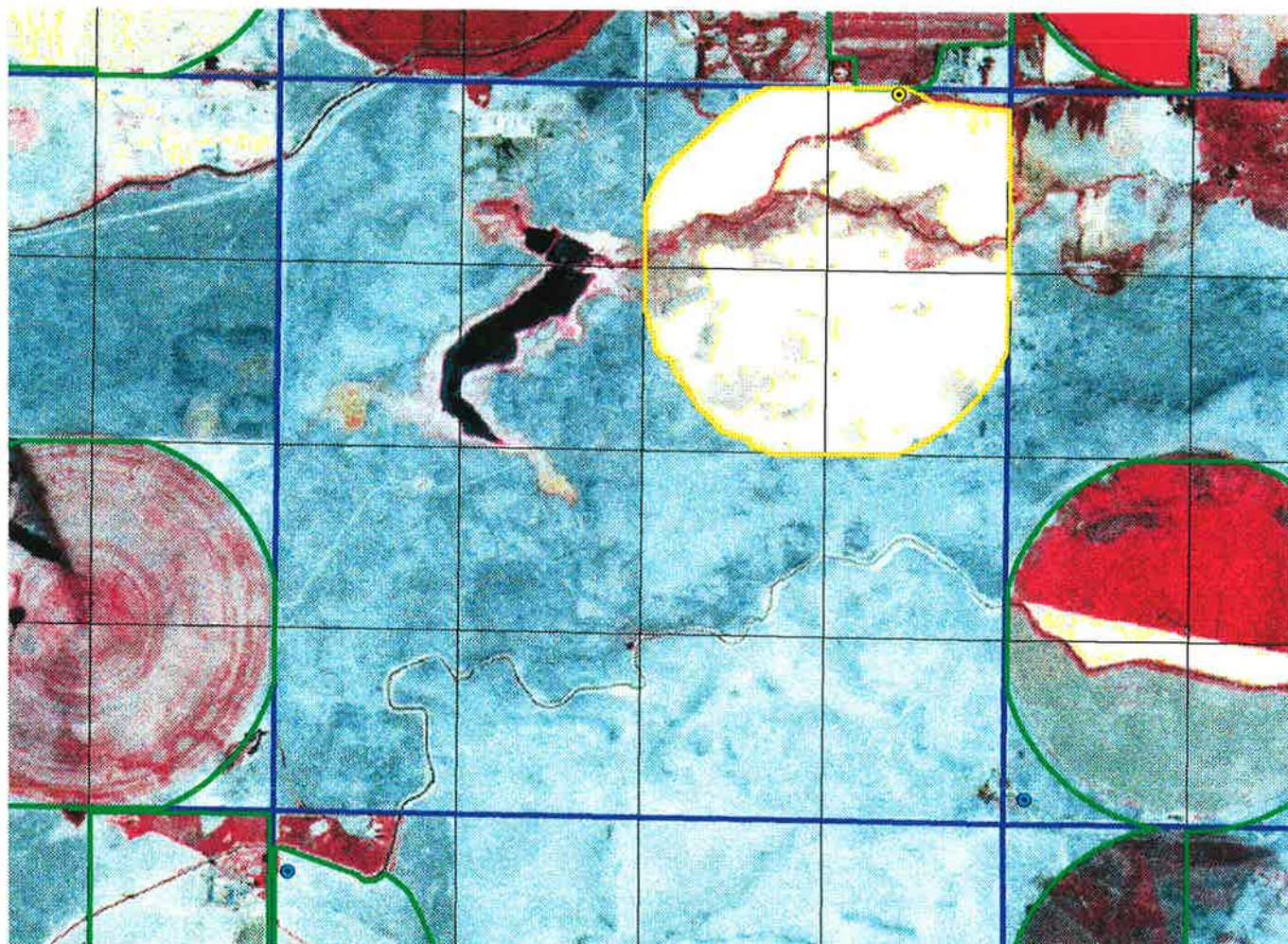
— Section lines

□ Quarter/Quarter Lines

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY OCTOBER 23, 1997
BY KELLY K CHRISTENSEN

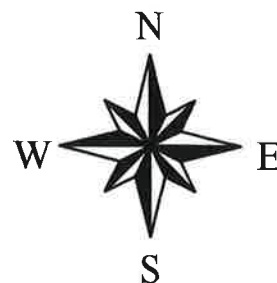
IDAHO DEPARTMENT OF WATER RESOURCES

36-07508B
MICHAEL SABALA



660 0 660 1320 1980 2640 Feet

TNS 8S, RNG 15E,
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⊙ Recommended Point of Diversion

☐ Recommended Place of use

— Section lines

— Quarter/Quarter Lines

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY OCTOBER 23, 1997
BY KELLY K CHRISTENSEN

"DO NOT FILM"

QUITCLAIM DEED

For value received, MICHAEL G. SABALA, a single man, does hereby convey, release, remise and
^{M & S}
 forever quit claim unto M & M FARMS, INC., a general partnership consisting of Michael G.
 75 North 400 West, Jerome, Idaho 83338
 Sabala and Mark A. Sabala, the following described premises located in Gooding County, Idaho,
 to wit:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN
 GOODING COUNTY, STATE OF IDAHO

Section 17: NE¼

Together with appurtenances.

DATED: October 31, 1994

Michael G. Sabala
 Michael G. Sabala

STATE OF IDAHO)
)ss.
 County of Gooding)

On ^{November 1,} ~~October 31,~~ 1994, before me the undersigned, a notary public in and for said State,
 personally appeared MICHAEL G. SABALA, known to me to be the person whose name is
 subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have set my hand and affixed my official seal the day and year
 written.



Susan M. Dolton

Notary Public of Idaho
 Residing at Gooding ID
 Commission expires 10-16-98

159191
 STATE OF IDAHO COUNTY OF GOODING
 Filed for record at the request of FIRST AMERICAN TITLE
45 min. past 2 o'clock PM this 2
 of Nov 1994 3:00
 JOHN A. MYERS Recorder
 By Christa Sells Deputy

NOV 16 1994

Department of Water Resources
 Southern Region Office

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: **A36-07508B**
Date Received: 8/25/1988
Receipt No: X777777
Received By: _____

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

1. Name: JOHN REITSMA
Address: 75 N 400 W
JEROME ID 83338
208-324-3366

2. Date of Priority: NOV 5, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	15E	17	NE	NE			GOODING

5. Description of diverting works:
150HP DEEP WELL TURBIN, CENTER PIVOT, HAND LINES, WHEEL LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.420		552.00

7. Total Quantity Appropriated is:
2.420 C.F.S. (and/or) 552.00 A.F.A.

8. Total consumptive use is 414.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	15E	17	NE	NE		IRR	39.0
			NW	NE		IRR	33.0
			SW	NE		IRR	33.0
			SE	NE		IRR	33.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	138.0
					Total Acres	138.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:

OWNERSHIP CHANGE 11/18/94 BY JG FORMER OWNER MICHAEL G. SABALA
NEW OWNER JOHN REITSMA.

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: _____

SD-0604-2 Township: 08S Range: 15E Section: 17 Tract: Lot:

S	L	Water	Name	O	S	Max # Records	22
E	O			W	T	Priority	Use
L	Tract	Right No.	Last, First	N	AC	Date	Code Desc
SENE	36-07508B	RUBY, LINDA L	O	33	L	11/05/1974	
SENE	A36-07508	RUBY, HAROLD	O	33		11/05/1974	01 IRR
		RUBY, LINDA L	O				
		SPLIT RIGHT	C				
SESE	A36-10582	ORTH, ROBERT C	C		J	03/23/1974	43 DOMEST
		ORTH, FRANK L	C				04 STOCK
SESE	A36-10582	ORTH, ROBERT C	C		J	03/23/1974	43 DOMEST
		ORTH, FRANK L	C				04 STOCK
SESE	36-10582	ORTH, ROBERT C	C		J	03/23/1974	43 DOMEST
		ORTH, FRANK L	C				04 STOCK
SESE	36-10582	ORTH, ROBERT C	C		J	03/23/1974	43 DOMEST
		ORTH, FRANK L	C				04 STOCK

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
 (Enter=Continue) (GOLD7=This Query)

(Menu _____)

SD-0604-2 Township: 08S Range: 15E Section: 17 Tract: Lot:

S	L	Water	Name	O	S	Max # Records	22
E	O			W	T	Priority	Use
L	Tract	Right No.	Last, First	N	AC	Date	Code Desc
SWNE	36-07508	RUBY, LINDA L	O	33		11/05/1974	
		SPLIT RIGHT	C				
SWNE	36-07508B	RUBY, HAROLD	O	27	L	11/05/1974	01 IRR
		SABALA, MICHAEL G	C				
SWNE	A36-07508	RUBY, LINDA L	O				
		RUBY, HAROLD	O	33		11/05/1974	01 IRR
		RUBY, LINDA L	O				
		SPLIT RIGHT	C				
SENE	A36-07508B	RUBY, HAROLD	O	33	L	11/05/1974	01 IRR
		SABALA, MICHAEL G	C				
SENE	36-07508	RUBY, LINDA L	O				
		RUBY, HAROLD	O	33		11/05/1974	01 IRR
		RUBY, LINDA L	O				
		SPLIT RIGHT	C				
SENE	36-07508B	RUBY, HAROLD	O	33	L	11/05/1974	01 IRR
		SABALA, MICHAEL G	C				

MICROFILMED
DEC 5 1996

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
DEC 5 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 11/1/94

LEGAL DESCRIPTION OF PROPERTY: Township 8 South Range 15 EBM
Section 17, NE 1/4 of 1/4 of 1/4, Govt. Lot , BM.
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) YES

☐ Water Right Number(s)
Assigned by IDWR: A36-07508B **NOV 16 1994**

☐ Name and Address of Former Owner/Claimant(s)(Seller): Michael G. Sabala
1819 East 1550 South
Gooding, ID 83330

☐ New Owner/Claimant (Purchaser): John Reitsma

☐ New Mailing Address: 75 North 400 West
Jerome, ID 83338

☐ New Telephone Number: (208) 324 - 3366

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: Warranty Deed

(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) [Signature] Date 11-2-94

☐ Signature of Former Owner/Claimant(s) Michael G. Sabala Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 11/13/94 By: SE

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 11 By: 11

Claim Numbers of Split, if any:

MICROFILMED
DEC 5 1996

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



WARRANTY DEED

LEGED

NOV 16 1994

Department of Water Resources
Southern Region Office

For Value Received

M & M Farms, a general partnership
consisting of Michael G. Sabala and Mark A. Sabala
hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

John Reitsma and Susan Reitsma, husband and wife,
hereinafter referred to as Grantee, whose current address is
75 North 400 West, Jerome, ID 83338

the following described premises, to-wit:

Township 8 South, Range 15 East of the Boise Meridian, Gooding
County, Idaho

Section 17: NE1/4

159192

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of FIRST AMERICAN TITLE

46 min. past 2 o'clock P m. this 16
of Nov, 1994 6.00

JOHN A. MYERS Recorder

By Susan M. Dolton Deputy

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: November 1, 1994.

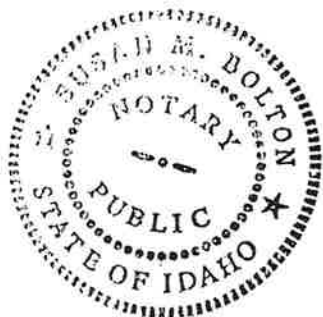
M & M FARMS

Michael G. Sabala
Michael G. Sabala Partner
Susan Sabala
Kathleen Sabala

Mark A. Sabala
Mark A. Sabala Partner
Holly Sabala
Holly Sabala

STATE OF IDAHO)
: ss
COUNTY OF GOODING)

On This 15th day of November, in the year 1994, before me, a Notary Public in and for said State, personally appeared Michael G. Sabala and Mark A. Sabala, known or identified to me to be the partners in the partnership of M & M Farm, and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

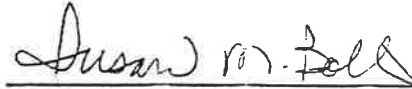


Susan M. Dolton
Notary Public of Idaho
Residing at Gooding, ID
Commission Expires: 10-16-98



STATE OF IDAHO)
 : ss
COUNTY OF GOODING)

On This 1st day of November, in the year 1994, before me, a Notary Public in and for said State, personally appeared Holly Sabala and Korinne Sabala, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument, and acknowledged to me that they executed the same.



Notary Public of Idaho
Residing at Gooding, ID
Commission Expires: 10-16-98



NOV 16 1994
Department of Water Resources
Southern Region Office

1561511W

Water Right Number - 36-07508B Prefix Translation: WATER RIGHT Old (D) Number -

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

*** C - CURRENT OWNER ***
REITSMA JOHN 1 - 75 N 400 W
2 -
3 -
City- JEROME State- ID Zip- 83338
Phone - 208-324-3366

*** D - DIR RPT OWNER ***
SABALA MICHAEL G 1 - 1670 S 1800 E
2 -
3 -
City- GOODING State- ID Zip- 83330
Phone - 208-934-5532

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
11/05/1974 17 SOUTHERN L - LICENSE

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

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

08S 15E 17 NW NE NE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 10/31 2.420 528.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.420 528.00 396.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

08S 15E 17 NE NE 39.0 01 IRRIGATION (47) GOODING
08S 15E 17 NW NE 33.0 01 IRRIGATION (47) GOODING
08S 15E 17 SW NE 27.0 01 IRRIGATION (47) GOODING
08S 15E 17 SE NE 33.0 01 IRRIGATION (47) GOODING

Total Acres: 132.0

+ - - Diversion Means - 150HP DEEP WELL TURBIN, CENTER PIVOT, HAND LINES, WHEEL LINES
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use - NONE

MICROFILMED
DEC 5 1995

Water right number - 36-07508B Prefix Translation: WATER RIGHT

+ - - - - - Remarks - - - - - +
RIGHT NO. 36-07508A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

+ - - - - - 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 - - - - - +
Date: 11/18/1994 User Id: JGIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 11/16/94 FORMER OWNER MICHAEL G. SABALA NEW OWNER JOHN REITSMA. SIGNATURE OF FORMER OWNER ON
FORM AND COPY OF WARRANTY DEED ATTACHED TO FORM.

+ - - Audit Fields - - +
11/18/94 JGIVENS

+ - - - - - 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	- 08/25/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
DEC 5 1996

AJ0749NP
No. 36-07508B

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

DATE: 11/18/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN REITSMA 75 N 400 W JEROME ID 83338 (208) 324-3366	11/05/1974	IRRIGATION	04-01 10-31	2.42 CFS	528.00 AFA
					TOTAL DIVERSION:	2.42 CFS
					CONSUMPTIVE USE:	528.00 AFA
						396.00 AFA

D MICHAEL G SABALA
1670 S 1800 E
GOODING ID 83330
(208) 934-5532

Water Source: GROUNDWATER Tributary to: Stage: LICENSE
Point(s) of Diversion: T08S R15E S17 NWNENE GOODING 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	:	---
08S	15E	17	:	39		33		:					:					:					:	132.0
																							TOTAL ACRES	132.0

POU County: GOODING

Other Rights: NONE

Remarks: RIGHT NO. 36-07508A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

MICHO FILMED
DEC 5 1996



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

November 18, 1994

JOHN REITSMA
75 N 400 W
JEROME ID 83338

RE: Snake River Basin Adjudication (SRBA) Change of Ownership
No. 36-07508B - MICHAEL G SABALA

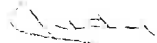
Dear Claimant(s):

Thank you for notifying us of your change in Ownership on the water right claim(s) referenced above. I have changed the records in our computer system, please find enclosed a copy.

If you have not filed the Standard Form #No 3 (enclosed) with the Adjudication Court here in Twin Falls, you will need to do so, since this is part of the process now in the Change of Ownership(s) in Basin 36.

Should you have any questions, you can contact this office, or the SRBA District Court at 736-3011.

Sincerely,


Judy Givens
Technical Records Specialist

/Jg
Enclosures - Proof Report

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DEC 5 1996

1 2 3 4 5

NOV 28 1994

Department of Water Resources
Southern Region Office

RECEIVED

NOV 23 1994

Department of Water Resources
Adjudication Bureau

RECEIVED

NOV 17 1994

OFFICE OF THE
ATTORNEY GENERAL

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.

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department
of Water Resources,

Petitioner,

vs.

The United States; the State of Idaho; and
all Claimants to the Use of Water From
the Snake River Basin Water System,

Respondents.

Case No. 39576

STANDARD FORM 3

STANDARD FORM FOR NOTICE
OF CHANGE IN ADDRESS

A+ blank OR 36-07508B

CONSENT TO SUBSTITUTION OF
PARTY

Already changed by
Judy G. 11-18-94

INSTRUCTIONS FOR USE

This form must be used to provide notice of change in address or to substitute a party whose water right recommendation is in a director's report which has been filed with the court. The filing of Standard Form 3 cannot result in a contested matter. A hearing will not be scheduled.

This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4A, which may be consulted for further information.

Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) where a water right recommendation is not before the court.

As used in this form, the term "prior claimant/seller" means any person who, pursuant to I.C. § 42-1409(2), (3) and (6), filed a notice of claim asserting the right to the use of water or on whose behalf the right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of a "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The *Substitution* shall be filed by the new claimant/purchaser.

Check either the *Change in Address* or *Consent to Substitution of Party* box and fill in the requested information. A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here.

Follow the instructions on the form or the court will not accept it for filing. The Verification and the Certificate of Mailing must be completed.

The standard form may be obtained from the Idaho Department of Water Resources and the court. You must provide a copy of this form to each party, or to their legal counsel, in any subcase in which you are a party.

☐ CHANGE IN ADDRESS

My name is _____

I am the claimant of _____

(Insert each water right number)

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is _____

My phone number is: Work _____ Home _____

☒ CONSENT TO SUBSTITUTION OF PARTY

My name is John Reitsma and Susan Reitsma

My address is 75 North 400 West, Jerome, ID 83338

My phone number is: Work 324-4536 Home 324-3366

The name and address of the party who I wish to be substituted for are:

Michael G. Sabala

1819 East 1550 South

Gooding, ID 83330

I am the new claimant/purchaser of A36-07508B and

(Insert each water right number)

I am submitting proof of acquisition of the interest of the prior claimant/seller, *which is required by the court* to support my *Substitution*. Proof must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting.

Copy of Warranty Deed

Michael G. Sabala

(Signature of prior claimant/seller)

Michael G. Sabala

John Reitsma

(Signature of new claimant/purchaser)

John Reitsma

☐ ATTORNEY OF RECORD COMPLETING FORM

My name is _____

I am the attorney of record for _____

(Identify party/claimant)

My address and phone number are _____

VERIFICATION

(Must be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of IDAHO

County of GOODING

John Reitsma, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.


Signature of person filing form

By: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on October 31, 1994
(Insert Date)




Notary Public for Idaho
Residing at: Gooding
My Commission expires: 10-16-98

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on _____, 199____, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

✓ Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

✓ 2. A *Change of Address* must be served on each party, or their attorney, in each subcase in which you are a party at the following address(es): _____

3. A *Consent to Substitution of Party* must be served on the prior claimant/seller or their attorney at the following address:

Michael G. Sabala

1819 East 1550 South

Gooding, ID 83330

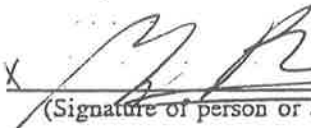
4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

- ✓ 4. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

- ✓ 5. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734

X 
(Signature of person or attorney mailing the form)

Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 11/1/94

LEGAL DESCRIPTION OF PROPERTY: Township 8 South Range 15 EBM
Section 17, NE 1/4 of 1/4 of 1/4 Govt. Lot , BM.
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: A36-075088

☐ Name and Address of Former Owner/Claimant(s)(Seller): Michael G. Sabala
1819 East 1550 South
Gooding, ID 83330

☐ New Owner/Claimant (Purchaser): John Reitsma

☐ New Mailing Address: 75 North 400 West
Jerome, ID 83338

☐ New Telephone Number: (208) 324 - 3366

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: Warranty Deed

(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) [Signature] Date 11-2-94

☐ Signature of Former Owner/Claimant(s) Michael G. Sabala Date

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

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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DEC 5 1996



WARRANTY DEED

For Value Received

M & M Farms, a general partnership
consisting of Michael G. Sabala and Mark A. Sabala
hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

John Reitsma and Susan Reitsma, husband and wife,

hereinafter referred to as Grantee, whose current address is

75 North 400 West, Jerome, ID 83338

the following described premises, to-wit:

Township 8 South, Range 15 East of the Boise Meridian, Gooding
County, Idaho

Section 17: NE1/4

159192

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of FIRST AMERICAN TITLE

46 min. past 2 o'clock p.m. this 6
of Nov 1994 6.00

JOHN A. MYERS Recorder

By Adriana Solis Deputy

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said
Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant
to and with the said Grantee, that Grantor is the owner in fee simple of said
premises; that said premises are free from all encumbrances except current years
taxes, levies, and assessments, and except U. S. Patent reservations, restrictions,
easements of record, and easements visible upon the premises, and that Grantor will
warrant and defend the same from all claims whatsoever.

Dated: November 1, 1994.

M & M FARMS

Michael G. Sabala
Michael G. Sabala Partner
Katherine Sabala
Katherine Sabala

Mark A. Sabala
Mark A. Sabala Partner
Holly Sabala
Holly Sabala

STATE OF IDAHO)
: ss
COUNTY OF GOODING)

On this 31st day of ^{Nov 1st} ~~October~~ November, in the year 1994, before me, a Notary Public in
and for said State, personally appeared Michael G. Sabala and Mark A. Sabala, known
or identified to me to be the partners in the partnership of M & M Farm, and the
partners who subscribed said partnership name to the foregoing instrument, and
acknowledged to me that they executed the same in said partnership name.



Susan M. Bolton
Notary Public of Idaho
Residing at Gooding, ID
Commission Expires: 10-16-98

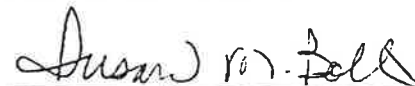
MICROFILMED

DEC 5 1996

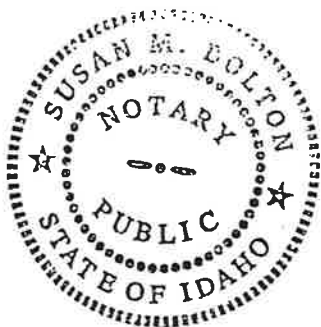


STATE OF IDAHO)
 : ss
COUNTY OF GOODING)

On This 1st day of November, in the year 1994, before me, a Notary Public in and for said State, personally appeared Holly Sabala and Korinne Sabala, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument, and acknowledged to me that they executed the same.



Notary Public of Idaho
Residing at Gooding, ID
Commission Expires: 10-16-98



MICROFILMED
DEC 5 1996

QUITCLAIM DEED

For value received, MICHAEL G. SABALA, a single man, does hereby convey, release, remise and
 forever quit claim unto M & M FARMS, ^{INC.} ~~INC.~~, a general partnership consisting of Michael G.
 75 North 400 West, Jerome, Idaho 83338
 Sabala and Mark A. Sabala, the following described premises located in Gooding County, Idaho,
 to wit:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN
 GOODING COUNTY, STATE OF IDAHO

Section 17: NE $\frac{1}{4}$

Together with appurtenances.

DATED: October 31, 1994

Michael G. Sabala
 Michael G. Sabala

STATE OF IDAHO)
)ss.
 County of Gooding)

On ^{November 1,} ~~October 31,~~ 1994, before me the undersigned, a notary public in and for said State,
 personally appeared MICHAEL G. SABALA, known to me to be the person whose name is
 subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have set my hand and affixed my official seal the day and year
 written.



Susan M. Bolton
 Notary Public of Idaho
 Residing at Gooding ID
 Commission expires 10-11-98

159191
 STATE OF IDAHO COUNTY OF GOODING
 Filed for record at the request of FIRST AMERICAN TITLE
45 min. past 2 o'clock P.m. this 2
 of Nov 1994 3.00
 JOHN A. MYERS Recorder
 By Christa Sils Deputy

MICROFILMED
 DEC 5 1996