

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: **A36-12875**

Date Received: 10/ 2/1989

Receipt No: S009540

Received By: asbren change

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: KEVIN P SANDERS
Address: RT 4 BOX 49
RUPERT ID

208-436-4551

83350

AND/OR

Name: MARIA A SANDERS
Address: RT 4 BOX 49
RUPERT ID

208-436-4551

83350

2. Date of Priority: DEC 31, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	24E	3	SW	SW	NW		MINIDOKA

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		

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 HOUSEHOLD

MICROFILMED
DEC 09 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	24E	3	SW	NW		DOMEST	

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:
ADDRESS CHANGE REC'D 03/24/1994 SF.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
DEC 09 1996

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): 36-07704
36-12875

[] Old Mailing Address: Kevin P #/or Maria A Sanders
22233 Moyers St
Castro Valley CA 94546

[] New Mailing Address: Rt4 Box 49
Rupert ID 83350

New Telephone Number: (208) 436-4351

[] Signature of Claimant: Kevin Sanders
Date: 1-30-95

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: _____

KEVIN P. SANDERS
ROUT 4 BOX 49
RUPERT IDAHO
83350

RECEIVED

FEB 03 1995

Department of Water Resources
Southern Region



RECEIVED

FEB 03 1995

Department of Water Resources
Southern Region

CHANGE OF ADDRESS

MICROFILMED
DEC 09 1996

I.D.W.R.
SOUTHERN REGIONAL OFFICE
222 SHOSHONE STREET E.
TWIN FALLS, IDAHO 83301

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: **A36-12875**
Date Received: 10/ 2/1989
Receipt No: S009540
Received By: _____

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

1. Name: KEVIN P. SANDERS 415-581-9785
Address: 22233 MOYERS ST.
CASTRO VALLEY CA 94546

AND ~~OR~~

Name: MARIA A. SANDERS 415-581-9785
Address: 22233 MOYERS ST.
CASTRO VALLEY CA 94546

2. Date of Priority: DEC 31, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	24E	3	SW	SW	NW		MINIDOKA

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		

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 HOUSEHOLD

MICROFILMED
FEB 15 1994

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	24E	3	SW NW		DOMEST	

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: BENEFICIAL USE

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: _____

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 _____

MICROFILMED
FEB 15 1991

RECEIVED

CHANGE IN OWNERSHIP

JUL 24 1991
Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.
Department of Water Resources
Southern Region Office

[X] Water Right Number(s): A 36-07704 and A 36-12875
[X] Name and Address of
Former Claimant(s): Solar Farms & Daniel C. Walton & Mary H. Walto

[X] New Claimant(s): Kevin P. Sanders and Maria A. Sanders

[X] New Mailing Address: 22233 Moyers Street
Castro Valley, California 94546

New Telephone Number: (415) 581 - 9785

[] Does the change in ownership result in a splitting of the water right claimed? yes X no
If yes, then describe the portion of the water right that is now claimed by the new owner:

[X] 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 claimant.)

[X] Signature of New Claimant(s): Kevin P. Sanders
Maria A. Sanders

Date: April , 1991

RECEIVED

APR 12 1991

Department of Water Resources
Southern Region Office

MICROFILMED
FEB 15 1993

RECEIVED

Taxes for 1991 and subsequent years.

JUL 24 1991

Assessments of the Minidoka Irrigation District and the rights and powers of said District as by law provided.

Department of Water Resources
Southern Region Office

Easement executed by V. H. Eldridge and Ruth Eldridge, husband and wife, to East End Mutual Electric Company, Limited, dated January 17, 1969 and recorded February 20, 1969 as Instrument No. 202259, records of Minidoka County, Idaho.

Agreement by and between Minidoka Irrigation District and Clarence Hayden, dated April 14, 1969 and recorded October 13, 1969 as Instrument No. 206183, records of Minidoka County, Idaho.

ASSIGNMENT OF SUPPLEMENTAL, WATER AGREEMENT, between Clarence Hayden, as Assignor, and Kenneth D. Hayden and Rose J. Hayden, husband and wife, as Assignees, dated July 10, 1969 and recorded October 13, 1969 as Instrument No. 206184, records of Minidoka County, Idaho.

Deed of Interest in Well, between John Hayden and Betty A. Hayden, husband and wife, and Kenneth D. Hayden and Rose J. Hayden, husband and wife, dated August 17, 1977 and recorded August 17, 1977 as Instrument No. 273642, records of Minidoka County, Idaho.

Terms and Restrictions contained in Warranty Deed from Jewell E. Lawson and Betty L. Lawson, husband and wife, to Van C. Sorensen and Isabell Sorensen, husband and wife, dated September 16, 1981 and recorded September 21, 1981 as Instrument No. 317845, records of Minidoka County, Idaho, which reads as follows: "The Grantors are not conveying by this Deed any irrigation water or right of way for irrigation water to the premises over and across any remaining real property of the Grantors, although the premises conveyed hereunder are subject to the rules, regulations and assessments of the Minidoka Irrigation district and are within the boundaries thereof. The Grantors further are not conveying hereby any access to a public road nor is there a grant hereby described, the same being situated without access through premises of the Grantors or otherwise. The Grantees by acceptance and recording this Deed do so with the foregoing restrictions and under the foregoing terms." (Parcel No. 2)

Terms and Conditions Contained in Easement by and between Donald R. Bennett and Leta Bennett, husband and wife, and John E. Hayden and Betty A. Hayden, husband and wife, dated December 19, 1985 and recorded December 19, 1985 as Instrument No. 359647, records of Minidoka County, Idaho.

Financing Statements, Seed and Farm Laborer's liens against crops which are filed in the office of the Secretary of State.

RECEIVED

APR 12 1991

Department of Water Resources
Southern Region OfficeMICROFILMED
FEB 15 1993

PARCEL 6:

A 20-foot wide access road right-of-way along the North side of the following described tract:

Beginning at the West quarter Section corner of Section 3, Township 9 South, Range 24 East, Boise Meridian, Minidoka County, said corner marked by a 5/8 inch rebar; thence South 89°56'28" East along the quarter section line for 979.23 feet to a point which shall be known as the Point of Beginning;

Thence North 1°56'19" East for 0.55 feet to a 1/4 inch rebar;

Thence North 1°56'19" East (N 1°36'42" E rec.) for 1318.43 feet (1316.87' rec.) to a 1/4 inch rebar on the 1/16th section line;

Thence South 0°11'00" West for 1318.28 feet to a 1/4 inch rebar on the quarter section line;

Thence South 89°56'28" West (S 89°50'42" W rec.) along the quarter section line for 40.40 feet to the Point of Beginning.

PARCEL NO. 7:

An Easement for ingress and egress as granted by Easement recorded December 19, 1985 as Instrument No. 359647, records of Minidoka County, Idaho.

RECEIVED

JUL 24 1991

Department of Water Resources
Southern Region Office

RECEIVED

APR 12 1991

Department of Water Resources
Southern Region Office

MICROFILMED
FEB 15 1993

PARCEL 4:

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

SECTION 3: Lots 2, 3 and 4, SAVE AND EXCEPT the following described parcels:

Beginning at the Northwest corner of said Section 3, which point shall be known as the True Point of Beginning;
Thence East along the North section line of said Section 3 for 962.40 feet;
Thence South for 226.20 feet;
Thence West for 962.40 feet to a point on the West section line of said Section 3;
Thence North along said West section line for 226.20 feet to the True Point of Beginning, and ALSO SAVE AND EXCEPT the following described parcel:

Beginning at the Southwest corner of said Lot 4;
Thence North 0°11' East along the West section line of said Section 3 for 11.75 feet to a point, which point shall be known as the True Point of Beginning;
Thence North 0°11' East along said West section line for 208.72 feet;
Thence North 89°39' East for 208.72 feet;
Thence South 0°11' West for 208.72 feet;
Thence South 89°39' West for 208.72 feet to the True Point of Beginning.

RECEIVED

PARCEL NO. 5:

JUL 24 1991

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

Department of Water Resources
Southern Region Office

Section 3: That part of the S½NW¼, more particularly described as follows:

Beginning at the Southeast corner of said S½NW¼, which point shall be known as the True Point of Beginning;
Thence South 89°50'42" West along the South boundary line of said S½NW¼ for 1620.00 feet, more or less;
Thence North 1°36'42" East for 1316.87 feet;
Thence North 89°50'42" East for 1620.00 feet, more or less, to the Northeast corner of the SE¼NW¼ of said Section 3;
Thence South 1°36'42" West for 1316.87 feet to the True Point of Beginning.

SUBJECT TO a 20.00 foot access road right of way along the North boundary of said tract.

EXCEPTING THEREFROM, the following described parcel, to-wit:

Beginning at the West quarter Section corner of said Section 3, said corner marked by a 5/8 inch rebar; thence South 89°56'28" East along the quarter section line for 979.23 feet to a point which shall be known as the Point of Beginning;
Thence North 1°56'19" East for 0.55 feet to a ½ inch rebar;
Thence North 1°56'19" East (N 1°36'42" E rec.) for 1318.43 feet (1316.87' rec.) to a ½ inch rebar on the 1/16th section line;
Thence South 0°11'00" West for 1318.28 feet to a ½ inch rebar on the quarter section line;
Thence South 89°56'28" West (S 89°50'42" W rec.) along the quarter section line for 40.40 feet to the Point of Beginning.

RECEIVED

APR 12 1991

Department of Water Resources
Southern Region Office

MICROFILMED
FEB 15 1993

PARCEL NO. 1:

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

Section 3: That part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and W $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

Beginning at the Northwest corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$, which Point shall be known as the TRUE POINT OF BEGINNING;

Thence South 89°56'28" East (Rec. South 89°50' East) along the North boundary line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ and W $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ for 1990.53 feet, more or less, to the East line of the W $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence South 0°09'29" West (Rec. South 0°32' West) along said East line of the W $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ for 550.45 feet;

Thence North 89°50' West for 1986.83 feet, more or less, to a point on the West section line of said Section 3;

Thence North 0°11' East along said West section line for 550.45 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO a 25.0 foot county road right of way along the West boundary of said tract.

PARCEL NO. 2:

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

Section 3: Part of the W $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 3, more particularly described as follows:

Beginning at the West quarter section corner of said Section 3, said point marked by a 5/8 inch rebar; thence South 0°11' West (Basis of Bearing) along section line for 550.45 feet to a P.K. Nail; thence South 89°50' East for 1334.44 feet to a $\frac{1}{4}$ inch rebar which shall be the POINT OF BEGINNING;

Thence South 89°50' East for 644.99 feet to the East line of the W $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ marked by a $\frac{1}{4}$ inch rebar;

Thence South 0°09'29" West along said East line of the W $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ for 67.54 feet to a $\frac{1}{4}$ inch rebar;

Thence North 89°50' West for 644.99 feet to a $\frac{1}{4}$ inch rebar;

Thence North 0°09'28" East for 67.54 feet to the POINT OF BEGINNING.

PARCEL NO. 3:

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

Section 3: That part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, more particularly described as follows:

Beginning at the Southwest corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$, which point shall be known as the True Point of Beginning;

Thence East along the South boundary line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ for 200.00 feet;

Thence North for 200.00 feet;

Thence West for 200.00 feet to a point on the West section line of said Section 3;

Thence South along said West section line for 200.00 feet to the True Point of Beginning.

SUBJECT TO a 25.00 foot county road right of way along the West boundary of said tract.

-CONTINUED-

RECEIVED

JUL 24 1991

Department of Water Resources
Southern Region Office

RECEIVED

APR 12 1991

Department of Water Resources
Southern Region Office

MICROFILMED
FEB 15 1993

WARRANTY DEED

COPY

For Value Received SOLAR FARMS, a partnership consisting of Daniel D. Walton, Kenneth A. Barras and Grant H. Walton and DANIEL C. WALTON and MARY H. WALTON, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto KEVIN P. SANDERS and MARIA A. SANDERS, husband and wife
Address: 22233 Moyers Street
Castro Valley, California 94546

Hereinafter called the Grantee, the following described premises situated in Minidoka County, Idaho, to-wit:

See attached Exhibit "A" for legal description

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Water License No. 36-07704.

SUBJECT TO:

All reservations in Patents or Deeds in the chain of title.

See attached Exhibit "B" for exceptions.

RECEIVED

JUL 24 1991

Department of Water Resources
Southern Region Office

RECEIVED

APR 12 1991

Department of Water Resources
Southern Region Office

APR 10 3 25 PM '91
Land Title-Burley
396474

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 5, 1991

SOLAR FARMS

By: Daniel C. Walton
Daniel D. Walton, partner

By: Kenneth A. Barras
Kenneth A. Barras, partner

By: Grant H. Walton
Grant H. Walton, partner

Daniel C. Walton
Daniel C. Walton

Mary H. Walton
Mary H. Walton

STATE OF IDAHO, COUNTY OF Cassia
On this 8th day of April, 1991
before me, a notary public in and for said State, personally appeared

Daniel C. Walton and
Mary H. Walton

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged
to me that they executed the same.

Notary Public
Residing at Burley, Idaho.
Commission expires: 6-30-91

STATE OF IDAHO, COUNTY OF CASSIA

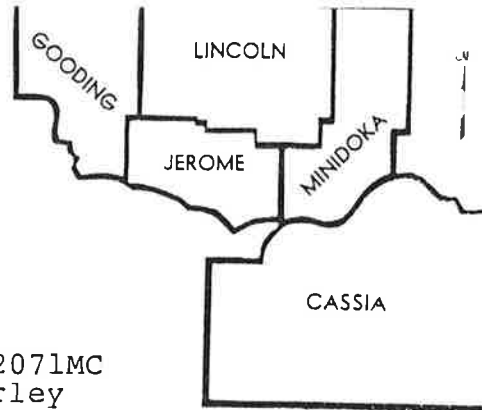
On this 8th day of April, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared DANIEL D. WALTON, KENNETH A. BARRAS & GRANT H. WALTON known or identified to me to be the partners in the Partnership of Solar Farms, and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said Partnership name.

Notary Public...
Residing at: Burley, Idaho
My Commission expires: 6-30-91

MICROFILMED FEB 15 1993

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #22071MC
OFFICE: Burley

July 23, 1991

Ms. Judy Givens
Dept. of Water Resources
222 Shoshone St. East
Twin Falls, Idaho 83301

RECEIVED

JUL 24 1991

Department of Water Resources
Southern Region Office

RE: Change of Ownership

Dear Ms. Givens:

Enclosed is the Change In Ownership form along with a copy for the Solar Farms/Kevin P. Sanders transaction. Please receipt for a copy of the Change In Ownership and return to Land Title in the enclosed self-addressed stamped envelope.

Should you have any questions concerning this letter, please do not hesitate to contact this office.

Very truly yours,
LAND TITLE AND ESCROW, INC.


Larry Roberts
Manager

LR/nrg
enc.

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

BOX 349, JEROME, IDAHO 83338
PHONE 324-4842 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1199

MICROFILMED
FEB 15 1993



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

19-Sep-1991 11:48

LARRY ROBERTS
MANAGER
BOX 177
BURLEY ID 83318

Re: Change of Ownership Adjudication Claim(s) A36-07704 and A36-12875 -
- Walton -

Dear Mr. Roberts:

Pursuant to the notification that you are representing the new claimants on the above-referenced Adjudication Claim(s), the Department has changed the record(s) of the current owner as you requested. I am enclosing a copy of the computerized claim(s).

Please review the record(s) and should you have any questions, please feel free to call this office.

Sincerely,

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

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED
FEB 15 1993

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: A36-12875
Date Received: 10/02/1989
Receipt No: 5009540
Received By: FOR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DANIEL C. WALTON 208-436-6692
Address: RT. 3 BOX 325
RUPERT, ID 83350

AND/OR

Name: MARY H. WALTON 208-436-6692
Address: RT. 3 BOX 325
RUPERT, ID 83350

2. Date of Priority: DEC 31, 1977

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	3	SW	SW	NW		MINIDOKA

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		

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 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	24E	3	SW NW		DOMEST	

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: BENEFICIAL USE

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): Daniel C. Walton Date: 10/2/89

Date: _____

State of Idaho)
County of Therrell Falls) SS.

Subscribed and sworn (or affirmed) before me this 2nd day

of Oct. 19 89

[Signature]
Notary Public

Seal

Residing at Kimberly, ID
My Commission Expires 6/30/91