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 37-7699
Date Received: 6/7/88
Receipt No: S000352
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

VIRGIL FIELDS Phone: (208)886-2863
660 N 350 E
SHOSHONE ID 83352

KAREN C FIELDS Phone: (208)886-2863
660 N 350 E
SHOSHONE ID 83352

2. Date of Priority: 02/23/1978

3. Source: GROUND WATER

4. Point of Diversion:

Township	Range	Section	1/4	1/4	1/4	Lot	County	Type
04S	18E	33	SW	SE	NW		LINCOLN	

5. Description of diverting works:

WELL, PUMP & PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	1/01	12/31	0.12	
DOMESTIC	1/01	12/31	0.08	

7. Total Quantity Appropriated is:
   0.2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
04S	18E	33	SE	NW		DOMESTIC STOCKWATER	

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

April 17, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

VIRGIL FIELDS
KAREN FIELDS
660 N 350 E
SHOSHONE ID 83352

RE: SRBA Claim(s) 37-7699

Dear Mr. and Mrs. Fields:

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

Sincerely,

Trish Fawcett
Technical Records Specialist

enc.

Form 42-248/42-1409(6) July, 2000

RECEIVED

APR 16 2001

Department of Water Resources
Southern Region

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-7699	37-7699	__			__
		__			__
		__			__
		__			__
		__			__

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former Owner/Claimant(s): Gilbert E. Kerner
Mary Kerner

4. New Owner/Claimant(s): Virgil Thorland Karen C. Field

Name Connector (Check one): [ ] and, [ ] or, [X] and/or

New Mailing Address: 660 N. 350 E

City, State and ZIP Code: Shoshone, Id 83352

New Telephone Number: 208 886-2863

5. Date you acquired the property: August 1, 1988

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other _____		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

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Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other _____		
Total		

7. Signature of New Owner(s) or Claimant(s) (include title if applicable) Karen L Fields or Virgil Fields

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

For Office Use Only

Received by _____ Date _____ Fee _____
Receipted by _____ Date _____ Receipt No. _____
Processed by _____AJ Date _____ WR _____ Date _____

FURNISHED BY Land Title and Escrow, Inc.

WARRANTY DEED

COPY

For Value Received Gilbert Kerner and Mary E. Kerner, husband and wife,

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
Virgil L. Fields and Karen C. Fields, husband and wife,

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

Township 4 South, Range 18 East, Boise Meridian

Section 31: SE¼SE¼
Section 33: S½NW¼;
NW¼SW¼;
N½NE¼SW¼; and that part of the N½NW¼ described as follows: Beginning at the corner common to Sections 28, 29, 32, and 33, Township 4 South, Range 18 East of the Boise Meridian; thence South 1320 feet; thence East 660 feet, which is the true point of beginning; thence East 1980 feet to the Southeast corner of the NE¼NW¼ of Section 33; thence North 660 feet; thence West 880 feet; thence South 60° West 1280 feet to the true point of beginning.

Together with irrigation pivot system, gated pipe and appurtenances; and together with 148.7 shares of stock of Big Wood Canal Company; and together with all milking equipment, including, but not limited to a Bomatic 6 unit milking machine; 1,500 gallon tank, DeLavell pump, 12 Vandenberg feeders and all appurtenances.

Subject to a mortgage in favor of the Federal Land Bank of Spokane, predecessor in merger to Farm Credit Bank of Spokane which Grantees hereby assume and agree to pay as part consideration hereof.

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

Dated: August 1, 1988

.....
Gilbert Kerner

.....
Mary E. Kerner

STATE OF IDAHO, COUNTY OF Gooding

On this 1st day of August, 1988 before me, a notary public in and for said State, personally appeared

Gilbert Kerner and Mary E. Kerner, husband and wife,

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 , Idaho.

Commission Expires:

Township 4 South, Range 18 East, Boise Meridian

Section 31: SE¼SE¼
Section 33: S½NW¼;
NW¼SW¼;
N½NE¼SW¼; and that part of the N½NW¼ described as follows: Beginning at the corner common to Sections 28, 29, 32, and 33, Township 4 South, Range 18 East of the Boise Meridian; thence South 1320 feet; thence East 660 feet, which is the true point of beginning; thence East 1980 feet to the Southeast corner of the NE¼NW¼ of Section 33; thence North 660 feet; thence West 880 feet; thence South 60° West 1280 feet to the true point of beginning.

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Dated: August 1, 1988

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Gilbert Kerner

.....
Mary E. Kerner

STATE OF IDAHO, COUNTY OF Gooding

On this 1st day of August, 1988 before me, a notary public in and for said State, personally appeared

Gilbert Kerner and Mary E. Kerner, husband and wife,

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 , Idaho.

Commission Expires

Lawyers Title Insurance Corporation

NATIONAL HEADQUARTERS
RICHMOND, VIRGINIA

Policy Number
85-01- 029322

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS CONTAINED IN SCHEDULE B AND THE PROVISIONS OF THE CONDITIONS AND STIPULATIONS HEREOF, LAWYERS TITLE INSURANCE CORPORATION, a Virginia corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the amount of insurance stated in Schedule A, and costs, attorneys' fees and expenses which the Company may become obligated to pay hereunder, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested otherwise than as stated therein;
2. Any defect in or lien or encumbrance on such title;
3. Lack of a right of access to and from the land; or
4. Unmarketability of such title.

IN WITNESS WHEREOF the Company has caused this policy to be signed and sealed, to be valid when Schedule A is countersigned by an authorized officer or agent of the Company, all in accordance with its By-Laws.

Lawyers Title Insurance Corporation

By: Robert C. Dawson
President

Attest: R. W. Dalton III
Secretary.

CASE NUMBER	DATE OF POLICY
L-15120	Aug. 2, 1988 at 8:00 A. M.

THE POLICY NUMBER SHOWN ON THIS SCHEDULE MUST AGREE WITH THE PREPRINTED NUMBER ON THE COVER SHEET

POLICY NUMBER
85-01-029322

Schedule B

This policy does not insure against loss or damage by reason of the following:

1. Rights or claims of parties in possession not shown by the public records.
2. Easements, or claims of easements, not shown by the public record.
3. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, and any facts which a correct survey and inspection of the premises would disclose and which are not shown by the public records.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. Unpatented mining claims; reservations or exceptions in patents or in Act authorizing the issuance thereof; water rights, claims or title to water.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

6. Taxes for 1988 and subsequent years, which are not yet due and payable.

7. Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

8. Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

9. Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

10. Power Line Easement given by Carl Kerner and Eva Kerner, husband and wife, to Idaho Power Company, a corporation, dated February 15, 1940, recorded September 18, 1941 in Book 5 Page 131 as Instrument Number 81153, Lincoln County records, affecting the S½NW¼ and the N½NE¼SW¼ of Section 33, Township 4 South, Range 18, East Boise Meridian.

11. Power Line Easement given by Oscar Kerner and Emelia T. Kerner, husband and wife, to Idaho Power Company, a corporation, dated May 3, 1961, recorded June 20, 1961 in Book 6 Page 104 as Instrument Number 111655, Lincoln County records, affecting the SE¼SW¼ and NE¼SW¼ of Section 33, Township 4 South, Range 18, East Boise Meridian.

12. Power Line Easement given by Gilbert Kerner and Mary E. Kerner, husband and wife, to Idaho Power Company, a corporation, dated May 7, 1962, recorded August 22, 1962 as Instrument Number 113091, Lincoln County records, affecting the SW¼NW¼ of Section 33, Township 4 South, Range 18, East Boise Meridian.

13. Power Line Easement given by Paul Bancroft and Ruby M. Bancroft, husband and wife, to Idaho Power Company, a corporation, dated May 3, 1982, recorded August 20, 1962 as Instrument Number 113092, Lincoln County records, affecting the NW¼NW¼ and NE¼NW¼ of Section 33, Township 4 South, Range 18, East Boise Meridian.

C o n t i n u e d

THIS SHADED AREA FOR STATISTICAL PURPOSES ONLY AND IS NOT A PART OF THE POLICY.

1 Policy Number
2 Property Type
3 County
4 Policy Amount
5 Premium
6 Rate Rule
7 Effective Date
8 Survey Amendment
9 Additional Chains

1	2	3	4	5	6	7	8	9
85			$	$				

Lawyers Title Insurance Corporation

OWNER'S POLICY

Schedule A

CASE NUMBER	DATE OF POLICY	AMOUNT OF INSURANCE
L-15120	Aug. 2, 1988 at 8:00 A. M.	$205,000.00

THE POLICY NUMBER SHOWN ON THIS SCHEDULE MUST AGREE WITH THE PREPRINTED NUMBER ON THE COVER SHEET

POLICY NUMBER
85-01-029322

1. Name of Insured:

VIRGIL L. FIELDS and KAREN C. FIELDS, husband and wife

2. The estate or interest in the land described herein and which is covered by this policy is:

fee simple

3. The estate or interest referred to herein is at Date of Policy vested in:

Virgil L. Fields and Karen C. Fields, husband and wife

4. The land referred to in this policy is described as follows:

See attached Schedule A, Page 2

LAND TITLE AND ESCROW, INC.

Countersignature Authorized Officer or Agent

Jerome, Idaho
Issued at (Location)

TOWNSHIP 4 SOUTH, RANGE 18, EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 31: SE¼SE¼;

Section 33: S½NW¼, NW¼SW¼, N½NE¼SW¼, that part of the N½NW¼, described as follows:

Beginning at the corner common to Sections 28, 29, 32 and 33, Township 4 South, Range 18, East Boise Meridian;
Thence South 1320 feet;
Thence East 660 feet, which is THE TRUE POINT OF BEGINNING;
Thence East 1980 feet to the Southeast corner of the NE¼NW¼ of Section 33;
Thence North 660 feet;
Thence West 880 feet;
Thence South 60° West 1280 feet to THE TRUE POINT OF BEGINNING.

14. Power Line Easement given by Paul Bancroft and Ruby M. Bancroft, husband and wife, to Idaho Power Company, a corporation, dated May 3, 1962, recorded March 19, 1963 as Instrument Number 113975, Lincoln County records, affecting the NW¼NW¼ and NE¼NW¼ of Section 33, Township 4 South, Range 18, East Boise Meridian.

15. Mortgage given by Gilbert Kerner and Mary E. Kerner, husband and wife, to The Federal Land Bank of Spokane, dated August 31, 1979, recorded September 7, 1979 as Instrument Number 137811, Lincoln County records, TO SECURE: $125,000.00, however, no representation is made as to the present outstanding balance thereof.

16. Power Line Easement given by Gilbert Kerner and Mary E. Kerner, husband and wife, to Idaho Power Company, a corporation, dated September 25, 1979, recorded February 7, 1980 as Instrument Number 138532, Lincoln County records, affecting a portion of the SE¼NW¼ of Section 33, Township 4 South, Range 18, East Boise Meridian.

17. Underground Power Line Easement given by Gilbert Kerner and Mary E. Kerner, husband and wife, to Idaho Power Company, a corporation, dated September 25, 1979, recorded February 7, 1980 as Instrument Number 138533, Lincoln County records, affecting a portion of the SW¼NW¼ of Section 33, Township 4 South, Range 18, East Boise Meridian.

18. Mortgage given by Virgil L. Fields and Karen C. Fields, husband and wife, to Gilbert Kerner and Mary E. Kerner, husband and wife, dated August 1, 1988, recorded August 1, 1988 as Instrument Number 152319, Lincoln County records, TO SECURE: $128,506.56.

19. Financing Statement No. 13253 from Virgil and Karen Fields, husband and wife, as Debtors, to The Farm Credit Bank of Spokane, as Secured Party, filed August 1, 1988 as Instrument Number 152320, Lincoln County records.

20. Financing Statement No. 13254 from Virgil L. Fields and Karen C. Fields, as Debtors, to Gilbert Kerner and Mary E. Kerner, as Secured Party, filed August 1, 1988 as Instrument Number 152321, Lincoln County records.

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Lawyers Title Insurance Corporation

NATIONAL HEADQUARTERS
RICHMOND, VIRGINIA

Policy Number

85-01- 029322

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS CONTAINED IN SCHEDULE B AND THE PROVISIONS OF THE CONDITIONS AND STIPULATIONS HEREOF, LAWYERS TITLE INSURANCE CORPORATION, a Virginia corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the amount of insurance stated in Schedule A, and costs, attorneys' fees and expenses which the Company may become obligated to pay hereunder, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested otherwise than as stated therein;
2. Any defect in or lien or encumbrance on such title;
3. Lack of a right of access to and from the land; or
4. Unmarketability of such title.

IN WITNESS WHEREOF the Company has caused this policy to be signed and sealed, to be valid when Schedule A is countersigned by an authorized officer or agent of the Company, all in accordance with its By-Laws.

Lawyers Title Insurance Corporation

By: Robert C. Dawson
President

Attest: R. W. Dardin III
Secretary.

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Policy 85/99 Litho in U.S.A.
035-0-085/99-0006/3

Cover Sheet ALTA Owner's Policy Form B - 1970
(Rev. 10-17-70 and 10-17-84) Copyright 1969

KAREN FIELDS
TOTAL ACRES ON
OTHER SIDE OF
PIVOT = 3.6
T331
231
V. FIELDS
63.9
NHEL
NEED back-up
DOMESTIC
WELL
Vadose
Well
37-7699
Dairy Barn
PIVOT USES
CANAL
WATER
T206
143
A. KEGLER
T32
302
J. HISEL
37-7699

COMMUNICATION DOCUMENTATION

From: Vikie Hancock April 16, 2001

Regarding: **Customer:**

37-7699 Karen Fields

^^

Mrs. Fields came in to change ownership on the above right. This is a claim for domestic and stockwater use that has not yet been included in the basin 37 director's report. The Fields have a dairy operation at the place of use in 4S 18E sec 33.

In our conversation, Mrs. Fields mentioned that they drilled a new well in approx 1993 to use as a back-up for the old well that sometimes goes dry or has an unpleasant smell (see map attached). I told her that we would need to determine whether or not the new well was in the same ¼ ¼ as the old well when we investigated her claim in the future. I told her that there may be a need for an administrative transfer to add a point of diversion for the dairy barn if the wells were not in the same ¼ ¼ , and that at any rate we needed to know that there were two points of diversion for their use.

From the map, it looks possible that the two wells could be located in the same 40 acre tract. She did point out that the Horns, that live south of them in section 33, also drilled a back-up well that was far enough west to be across the road in Section 32.

The Fields have canal shares for irrigation, and have a partial pivot.

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 9, 1996

RECEIVED
JUL 11 1996
Department of Water Resources
Southern Region

GILBERT OR MARY E KERNER
PO BOX 472
SHOSHONE ID 83352

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim No. A37-07699
Change of Address

Dear Claimants,

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claim(s) can be sent only to the address on your claim(s) or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right(s) referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#######

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

_____
Claimant Signature

MICROFILMED
NOV 27 1996

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 2, 1996

VIRGIL AND KAREN FIELDS
360 N 350 E
SHOSHONE ID 83352

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A37-07699

Dear Claimant(s):

We have been advised by the former owner of your property, Gilbert Kerner, that you purchased his property and water right in August, 1988.

Before we can modify our records to reflect your new ownership of the property and water right referenced above, we need Form 42-248/42-1409(6) completed and returned. We have enclosed this form for your use.

Please contact this office at 208/327-7862 or call us toll-free at 800/451-4129 if you have any questions.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:ss:region
Enclosure:
Form 42-248/42-1409(6)
"How You Will Receive Notice..."
Docket Sheet Order Form

MICROFILMED
NOV 27 1996

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF TWIN FALLS

In Re Snake River Basin Adjudication Case No. 39576))

Notice of Filing Director's Report and Supplemental Director's Report Part II & III, United States' and Tribal Non-consumptive Claims.

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT. THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PROCEEDINGS ON THESE WATER RIGHT CLAIMS.

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION THESE CLAIMS COULD AFFECT YOUR WATER RIGHT

24082
Idaho Department of water Resources
Statehouse Mail
Boise, Idaho 83720

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

RETURNED TO SENDER
NOT DELIVERABLE AS ADDRESSED — UNABLE TO FORWARD

A37-07699

PO Box 472

GILBERT KERNER
660 NORTH 350 EAST
RT 1
SHOSHONE ID 83352

RECEIVED
APR 20 1995
Department of Water Resources

MICROFILMED
NOV 27 1996

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF TWIN FALLS

In Re Snake River Basin Adjudication Case No. 39576))

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24083
Idaho Department of water Resources
Statehouse Mail
Boise, Idaho 83720

C
A37-07699

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

RETURNED TO SENDER
NOT DELIVERABLE AS ADDRESSED UNABLE TO FORWARD

POBox 472

MARY E KERNER
660 NORTH 350 EAST
RT 1
SHOSHONE ID 83352

RECEIVED
APR 20 1995
Department of Water Resources

MICROFILMED
NOV 27 1996

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 9, 1996

GILBERT OR MARY E KERNER
PO BOX 472
SHOSHONE ID 83352

RECEIVED
AUG 0 1 1996
Department of Water Resources

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Dear Claimants,

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claim(s) can be sent only to the address on your claim(s) or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right(s) referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#######

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

Gilbert Kerner
Claimant Signature

This property and water has been sold too (Sold in Aug. 1988)
Virgil & Karen Fields
360 N 350 E.
Shoshone, Idaho 83352

MICROFILMED
NOV 27 1996

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A37-07699**
Date Received: 6/07/1988
Receipt No: S000352
Received By: AM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GILBERT KERNER 208-886-7533
   Address: 660 NORTH 350 EAST
   RT. 1
   SHOSHONE, ID 83352
   AND/OR
   Name: MARY E. KERNER 208-886-7533
   Address: 660 NORTH 350 EAST
   RT. 1
   SHOSHONE, ID 83352

2. Date of Priority: FEB 23, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County
04S	18E	33	SW	SE	NW		LINCOLN

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.120		
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   S/200 DAIRY D/2 HOMES.

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FEB 24 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
04S	18E	33				DOMEST	
			SE	NW		STOCK	

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number:

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FEB 2 4 1993

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

Number of attachments: 1

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): Gilbert Kerner Date: 6-7-88

Mary E. Kerner Date: 6-7-88

State of Idaho)
) SS.
County of Twin Falls)

Subscribed and sworn (or affirmed) before me this 7th day of June 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding Ida

My Commission Expires 10/16/1992

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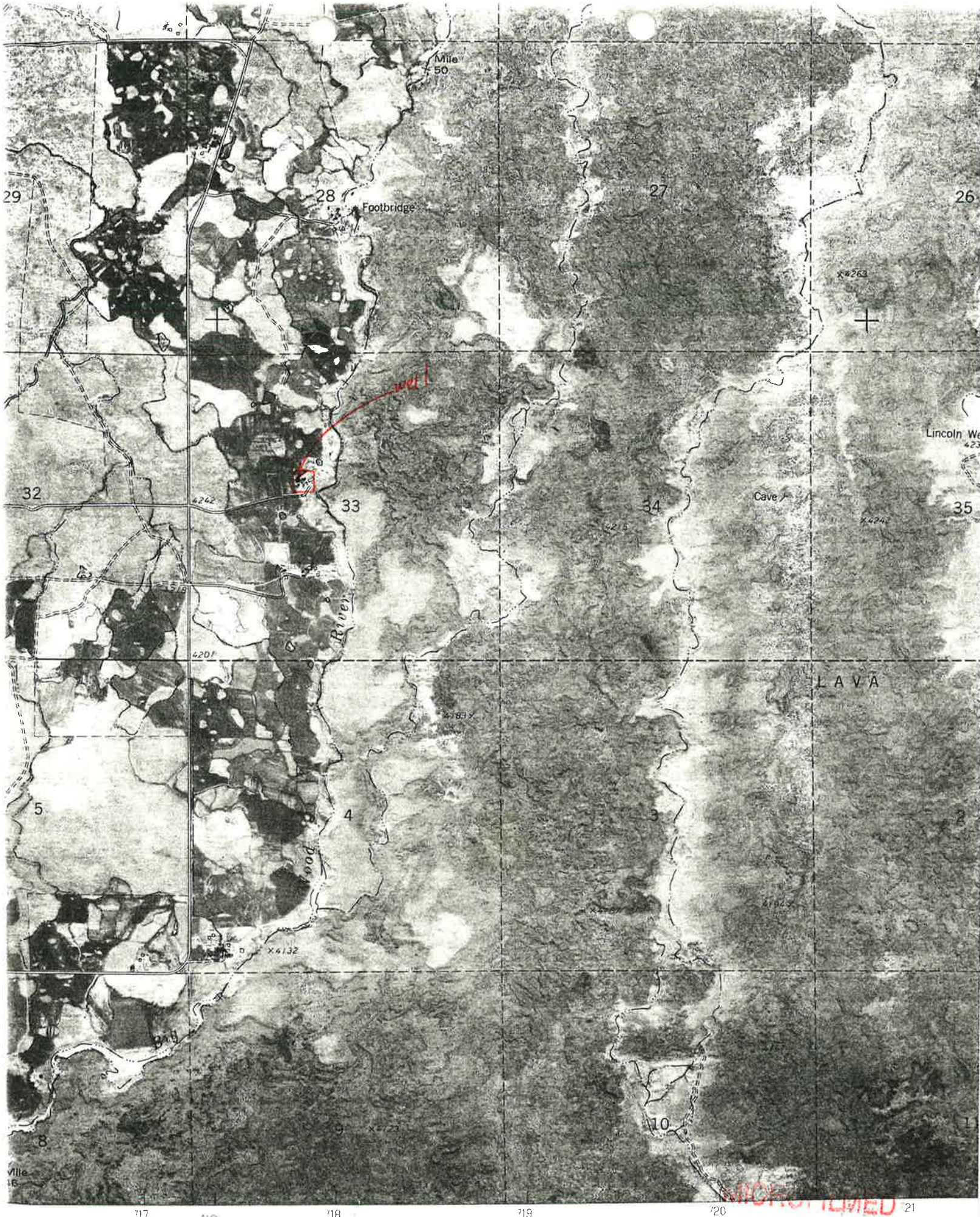
FEB 24 1993



MICROFILMED
FEB 24 1993

IDAHO DEPARTMENT OF WATER RESOURCES 11/21/2001

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

Water Right **37-7699**

NAME AND ADDRESS: VIRGIL FIELDS
660 N 350 E
SHOSHONE ID 83352

KAREN C FIELDS
660 N 350 E
SHOSHONE ID 83352

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.20 CFS
10.2 AFY

PRIORITY DATE: 02/23/1978

POINT OF DIVERSION:

T04S R18E S33 SWSENW Within LINCOLN County

T04S R18E S33 SWSENW Within LINCOLN County

TWO POINTS OF DIVERSION LOCATED IN T04S, R18E, S33, SWSENW.

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01/01 12/31	0.080 CFS 2.40 AFY
STOCKWATER	01/01 12/31	0.120 CFS 7.82 AFY

PLACE OF USE: DOMESTIC Within LINCOLN County

T04S R18E S33 SENW

STOCKWATER Within LINCOLN County

T04S R18E S33 SENW

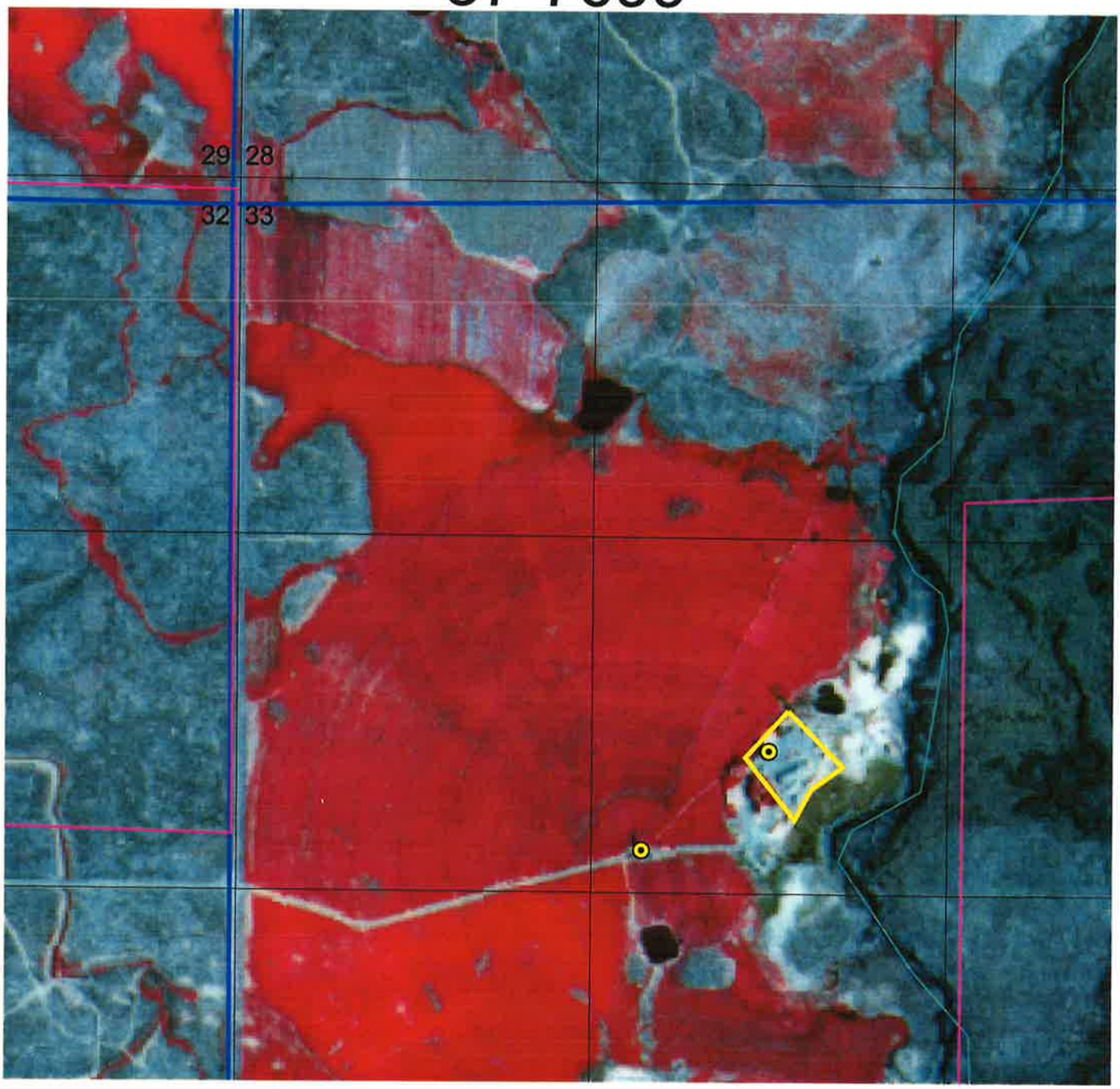
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

IDAHO DEPT OF WATER RESOURCES

37-7699



1320 0 1320 Feet

Basin 37 part 1-POU

Basin 37 part 1-POD

Ownership FED-Private

Streams

Section Lines

Quarter - Quarter lines

TWN: 4S
RNG: 18E
SEC: 33 SENW

N
W E
S

GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: November 21, 2001