

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 37-10158
Date Received: 6/20/1988
Receipt No: S000466
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DONALD TABER

Phone: (208) 886-2427

312 E 20 N
SHOSHONE ID USA 83352

2. Date of Priority: 04/01/1973

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	18E	27	SW NW	LINCOLN	

5. Description of diverting works:

18" X 211' WELL, 200 HP MOTOR, PIVOT, SPRINKLER LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/15	3.72	

7. Total Quantity Appropriated is:

3.72 C.F.S. and/or 744 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
06S	18E	22	SW	SE		IRRIGATION	39
			SE	SE		IRRIGATION	35
Section Acres							74
06S	18E	27	NE	NE		IRRIGATION	33
			NW	NE		IRRIGATION	39
			SW	NE		IRRIGATION	40
Section Acres							112
Total Acres							186

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:

SYSTEM WAS DEVELOPED AT THE SAME TIME AS THAT FOR LIC. 37-7197, BUT THIS LAND WAS NOT INCLUDED UNDER THAT FILING.

CLAIM IS FOR 1"/ACRE FOR THE LAND IRRIGATED. EXACT SYSTEM CAP- ACITY IS UNKNOWN, BUT IS PROBABLY CLOSE TO THE LICENSED AMOUNT.

15. Basis of Claim: Beneficial Use

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: A37-10158
Date Received: 6/20/1988
Receipt No: 5000466
Received By: JA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GLENN L. SORENSEN 208-544-2484
Address: 369 S. 550 E.
DIETRICH, ID 83324

2. Date of Priority: APR 01, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	18E	27	SW		NW		LINCOLN

5. Description of diverting works:
18" X 211' WELL, 200 HP MOTOR, PIVOT, SPRINKLER LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	3.720		

7. Total Quantity Appropriated is:
3.720 C.F.S. (and/or) 744.00 A.F.A.

8. Total consumptive use is 558.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	18E	22	SW	SE		IRR	39.0
			SE	SE		IRR	35.0

Section Acres 74.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	18E	27	NE	NE		IRR	33.0
			NW	NE		IRR	39.0
			SW	NE		IRR	40.0
						Section Acres	112.0
						Total Acres	186.0

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:
AMERICAN FALLS #2 SHARES

14. Remarks:
SYSTEM WAS DEVELOPED AT THE SAME TIME AS THAT FOR LIC. 37-7197,
BUT THIS LAND WAS NOT INCLUDED UNDER THAT FILING.
CLAIM IS FOR 1"/ACRE FOR THE LAND IRRIGATED. EXACT SYSTEM CAP-
ACITY IS UNKNOWN, BUT IS PROBABLY CLOSE TO THE LICENSED AMOUNT.

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X 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): Glenn L. Sorenson Date: June 20-1988

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 20th day

of June 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding, Id
My Commission Expires 10-16-92

RECEIVED

COPY OF NOTICE

(Paste Here)

AFFIDAVIT of PUBLICATION AUG 30 2002

RECEIVED

WATER RESOURCES
WESTERN REGIONState of Idaho }
County of Lincoln }

SEP 04 2002

RECEIVED

AUG 28 2002

Department of Water Resources
Southern Region

Department of Water Resources

Norma DeVoe, being first duly sworn, deposes and says that he/she is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, County of Lincoln, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 15th day of August, 2002, and the date of the last publication was on the 22nd day of August, 2002.

On this 22nd day of August, in the year of 2002, before me, a Notary Public, personally appeared Norma DeVoe, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.

SHELLEY STURGEON
Notary Public
State of Idaho

Shelley Sturgeon
Notary Public for Idaho

Residing at Jerome

My commission expires: 12/3/05

42502/7270

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x_____
Lines tabular at _____ 8.0¢/Pica680.63 Lines straight at 47.64 7.0¢/Pica680.63 Subsequent lines at 40.84 6.0¢/PicaAffidavit Fee: 2.50TOTAL COST 90.9837-10158 437-20738
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

I. D. W. R.

BILL TO

NOTICE OF ENLARGEMENT OF
WATER RIGHTS

The following claims to water rights have been filed in the Snake River Basin Adjudication an enlargement to existing water rights under Idaho Code §42-1426. Note that the places of use in Lincoln County are shown to the nearest section — more specific locations are available upon request.

Water Right: 37-10158

NAME & ADDRESS: DONALD TABER
312 E 20 N
SHOSHONE ID 83352
SOURCE: GROUND WATER
PRIORITY DATE: 04/01/1974
POINT OF DIVERSION: T06S R18E S27 NESWNW
PURPOSE OF USE: IRRIGATION
PLACE OF USE: T06S R18 S22 SWSE SESE

S27 NENE NWNE SWNE SWNW
SENE NESW NWSW SWSW
S28 SWNE SENE
This right is for an enlargement of 186 acres within total 466 acres recommended.

Water Right: 37-20738

NAME & ADDRESS: JEFF L WEBER
KERI JO WEBER
950 E 570 N
DIETRICH ID 83324
SOURCE: GROUND WATER
PRIORITY DATE: 03/15/1983
POINT OF DIVERSION: T07S R19E S03 SESENE
NENESE

PURPOSE OF USE: IRRIGATION
PLACE OF USE: T07S R19E S02 LOT 4 (NWNW) SWNW NESW NWSW
SWSW SESW
S03 LOT 1 (NENE) LOT 2 (NWNE) SWNE SENE
LOT 3 (NENW) LOT 4 (NWNW) SWNW SENW
NESW NESE SWSE SESE
NWSE

This right is for an enlargement of 30 acres within the total 619 acres recommended.

The water rights will be subject to all prior water rights. Those asserting injury from the enlargements may file petitions with the Director, Idaho Department of Water Resources, Southern Region, 341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380 on or before February 10, 2002.

PUB 8/15 8/22 L42502

NOTICE OF ENLARGEMENT OF WATER RIGHT.

The following claims to water rights have been filed in the Snake River Basin Adjudication as enlargements to existing water rights under Idaho Code §42-1426. Note that the places of use in Lincoln County are shown to the nearest section -- more specific locations are available upon request.

Water Right: 37-10158

NAME & ADDRESS: DONALD TABER
312 E 20 N
SHOSHONE ID 83352

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1974

POINT OF DIVERSION: T06S R18E S27 NESWNW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T06S R18E S22 SWSE SESE
S27 NENE NWNE SWNE SWNW
SENE NESW NWSW SWSW
S28 SWNE SENE

This right is for an enlargement of 186 acres within the total 466 acres recommended.

Water Right: 37-20738

NAME & ADDRESS: JEFF L WEBER
KERI JO WEBER
950 E 570 S
DIETRICH ID 83324

SOURCE: GROUNDWATER

PRIORITY DATE: 03/15/1983

POINT OF DIVERSION: T07S R19E S03 SESENE
NENESE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T07S R19E S02 Lot 4 (NWNW) SWNW NESW NWSW
SWSW SESW
S03 Lot 1 (NENE) Lot 2 (NWNE) SWNE SENE
Lot 3 (NENW) Lot 4 (NWNW) SWNW SENW
NESW NESE SWSE SESE
NWSE

This right is for an enlargement of 30 acres within the total 619 acres recommended.

The water rights will be subject to all prior water rights. Those asserting injury from the enlargements may file petitions with the Director, Idaho Department of Water Resources, Southern Region, 1341 Fillmore Street Suite 200, Twin Falls, ID 83301-3380 on or before February 10, 2002.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 6, 2002

Lincoln County Journal
PO Box 704
Shoshone ID 83352

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We request the publication dates be August 15, 2002 and August 22, 2002. If you cannot publish the notice on the proposed dates, please contact me immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Yours truly,

Danni M. Smith
SRBA Sr. Secretary

Enclosure

08/02/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: **37-10158**

NAME AND ADDRESS: DONALD TABER
312 E 20 N
SHOSHONE ID 83352

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.78 CFS
744.0 AFY

USE OF THIS RIGHT WITH RIGHT NO. 37-7197 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 4.46 CFS.

PRIORITY DATE: 04/01/1974

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY
DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS
ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN
WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426,
IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

POINT OF DIVERSION:

T06S R18E S27 NESWNW Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/15	1.780 CFS 744.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY
AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED
OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER
BEFORE APRIL 1 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE
TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION
USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS
ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within LINCOLN County

T06S R18E S22	SWSE	39.0	T06S R18E S22	SESE	37.0
T06S R18E S27	NENE	33.0	T06S R18E S27	NWNE	39.0
T06S R18E S27	SWNE	40.0	T06S R18E S27	SWNW	40.0
T06S R18E S27	SENE	40.0	T06S R18E S27	NESW	40.0
T06S R18E S27	NWSW	39.0	T06S R18E S27	SWSW	39.0
T06S R18E S28	SWNE	40.0	T06S R18E S28	SENE	40.0

466 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 186 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

08/02/2002

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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

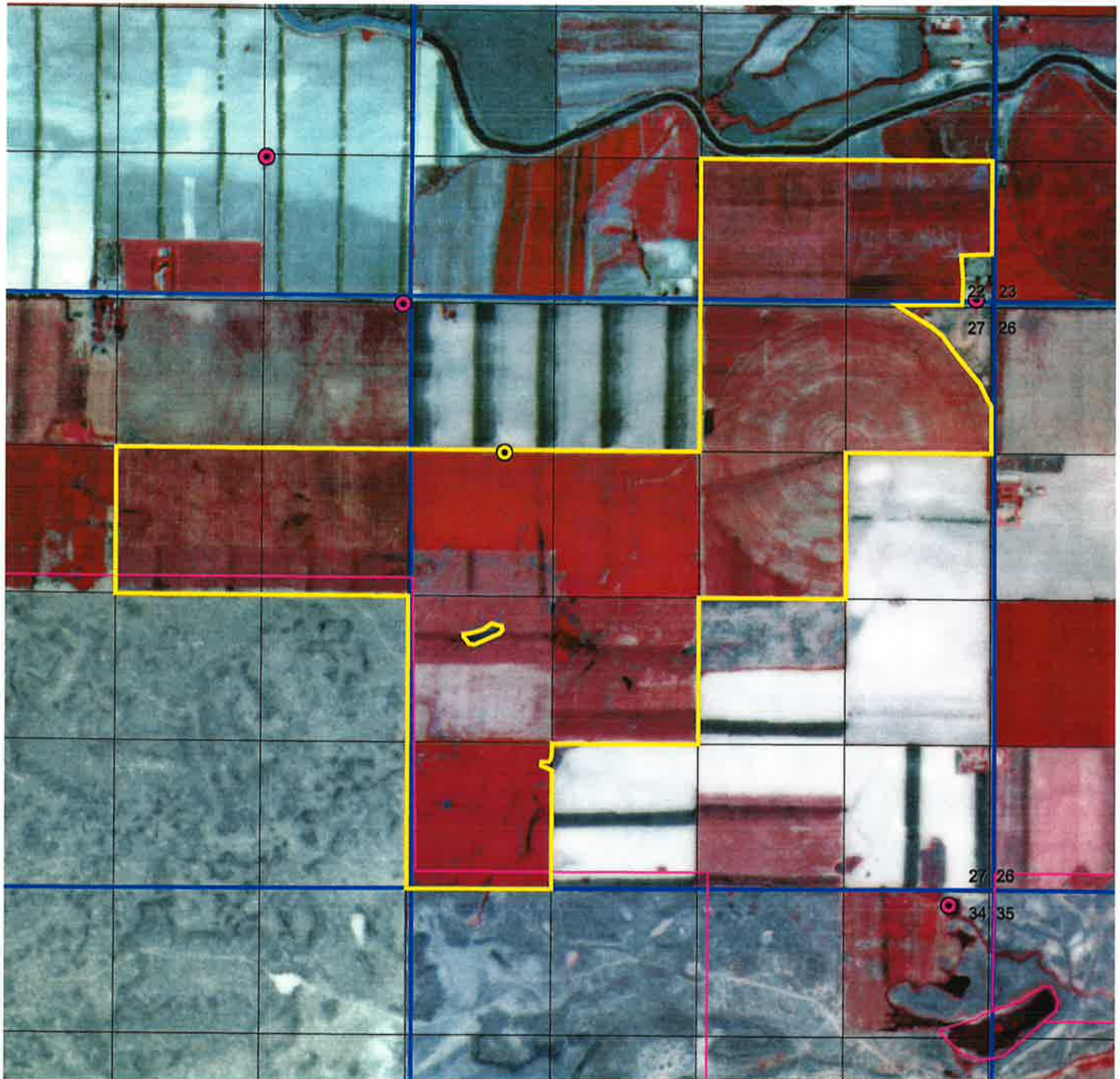
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 37-7197
PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS
RESERVOIR DIST. NO. 2.

IDAHO DEPT OF WATER RESOURCES

37-7197 & 37-10158



1320 0 1320 Feet

- Basin 37 part 1-POU
- Basin 37 part 1-POD
- Ownership FED-Private
- ~ Streams
- Section Lines
- Quarter - Quarter lines

TWN: 6S
 RNG: 18E
 SEC: 22, 27, 28



GIS Place of Use Presentation
 NAPP Aerial Photo 1987/1988
 By Steve Clelland
 ** REVISED ☐ **
 Date: JULY 31, 2002

37-10158

7/31/02
SCC

Pou is 469 AC. GIS
TOTAL claim is 466 AC. —

Q:

$$\underline{37-7197} \text{ cfs} = 4.46 \text{ cfs}$$

$$\text{Duty: } 4.46 \div 466 \text{ AC.} = \underline{0.0096}$$

Pou:

280 AC. License (37-7197)	4.46 cfs
<u>186 AC. ENLARGED (37-10158)</u>	<u>1.78 cfs</u>
466	<u>Limit: 4.46 cfs</u>

GIS AC - 3 AC.

S. 22	1 AC. SWSE
S. 27	1 AC. NWNE
S. 27	<u>1 AC. SWSW</u>
	3 AC.

PRIORITY:

Soensen & Kinsling affidavits both indicate
well water was developed on additional lands in 1974.
→ 1974 will be date of enlargement. (Permit is 1973)

Donley Farms, Inc.
501 E. 20 No.
Shoshone, ID 83352



ATTN:
Steve Clelland

Department of Water Resources
Adjudication Bureau
P.O. Box 83720
Boise, ID 83720-0098

In response to water rights

37-10158

37-10161

37-7197

RECEIVED

JUL 30 2002

Department of Water Resources

I met with Doug Jones in the Town Falls office. We transferred the water right to Don Taber. He said I needed to show the land was irrigated when the well was drilled. This information was to be sent to you and that should get everything in order. Thanks!

If you need other information
contact me

Cell - 308-2427

Office - 886-7627

Fax - 886-2112

Sincerely,

Don Taber

Donley Farms, Inc.

RECEIVED

JUL 30 2002

July 29, 2002

Department of Water Resources

Department of Water Resources
Adjudication Bureau
P.O. Box 83720
Boise, ID 83720-0098

ATTN: Steve Clelland

I went to the Farm Service Office and found that they have slides showing the land in Section 22, 27 and 28 was being irrigated in 1983. Farm Service cannot copy these slides. They would have to take them somewhere and have pictures made if more proof is needed.

I moved to Idaho in 1975. In 1976 and 1977 I farmed with Oscar Stimpson and remember harvesting potatoes from the Glenn Sorensen farm in Section 27 and 28. We also harvest alfalfa from Section 22.

Attached is a letter from former owner of property (Glenn Sorensen) and neighboring farmers.

Thank you for your assistance.

Don Taber, President
Donley Farms, Inc.

American Fork, Utah
22 July 2002

Department of Water Resources
Boise, Idaho

Don Taber
312 East 20 North
Shoshone, Idaho

We Purchased 280 Acres of farm and dry pasture ground from Mr. A. Clegg, who was farming 40 acres of that land and was pasturing the rest. He was operating a small dairy of about 15 or twenty cows and about 15 dry range cattle.

This purchase was completed 15 June 1955 and we moved onto the land. We also brought 10 head of dairy cows with us when we moved. We continued the dairy by purchasing 7 head of Mr. Clegg's cows and gradually built our dairy to 123 head at one time.

Seeing that this operation was not large enough to meet the demands of our growing family, I purchased 200 acres of dry pasture ground from a neighbor and started to increase our Beef livestock.

Hoping to increase the productivity of the dry pastureland, I dug a catch pond to collect what waste water was coming onto the place, and installed a 50 HP electric pump and installed a sprinkling system consisting of wheel lines and hand lines.

This system worked well but after a few years the waste water supply began to dry up so 1974 I got permits to drill a deep well, where I had an 18 inch turbine pump installed. This was driven by a 200 HP electric motor.

This additional water made it possible for me to finish installing the present sprinkler system which consists of 3 Circular pivots, several quarter mile hand lines, and enough hand lines to fill all the corners and ends. Thus the entire 480 acres is now able to be irrigated by sprinkler, which has greatly increased the productivity of the land and livestock.

All the legal requirements were met, approved, and paid for as these changes were made.

In 1998 I sold the farm to Don Taber and after selling off the livestock, moved to to my present address, with the feeling that all legal requirements had been fulfilled and have enjoyed these retirement years as well as the association with an honest man, Mr. Don Taber.



Glenn L Sorensen
246 Orchard Ave
American Fork, Utah 84003

Phone: 801 763-0611

State of Idaho
Dept. of Water Resources
1361 W. Orchard St.
P.O. Box 83720
Boise, Idaho 83720-0098

Dear sir:

A well was drilled on the Glenn Sorensen ranch in Dietrich in 1974 for the purpose of providing water for pasture for cattle and for crop irrigation. The ground was originally watered with hand and wheel lines. Glenn always had cattle and milk cows from the time he moved there in 1955.

Having been the owner of the adjoining property since 1957, I can testify to this fact. Before we bought the adjoining ranch, we lived about a mile down the road since 1936.

Yours truly,

Floyd O. Bishop

J.O. Stimpson
428 E. 370 S.
Dietrich, ID 83324

IDAHO DEPT. OF WATER RESOURCES

BOISE, IDAHO

July 26, 2002

TO WHOM IT MAY CONCERN.

I, J. Oscar Stimpson, residing at 428 E, 370 S., Dietrich Idaho hereby makes a statement according to those things I have observed through the years as I watch my neighbors to see if I am missing out on anything that could benefit my operation.

When I moved to Dietrich-Shoshone area with my parents, in the year 1939, I grew up on the farm which is near or adjacent to the farms which are now in possession of Don Taber and family.

I met the Tabers near the year 1975, in which I leased some of their farm to grow potatoes. The Tabers are good people and seem to love to work. They are our very good friends.

The farm which adjoins my property was previously owned by d Henry A. Clegg, when we moved to Dietrich in 1939. As I grew up, and served in the military during the Korean Campaign, I married a good lady, and we lived on the farm that the Tabers bought just last year. A year or so before that purchased they bought the farm adjacent to our farm. In the year 1975 (or sometime around that time) I dug a trench for Glenn Sorensen from a domestic well to his feed yard in which supported his dairy herd. Glenn fed his herd across the road from his home and barn. Later, he had another well drilled father west and to the South, so he could sprinkle irrigate some bew ground the that he developed. That particular well is across the fence to the south of my property line. My property line is on the ^{North} ~~South~~ of NW ¼ Sec. 27 and NE ¼ Sec. 28

Sincerely



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.

RECEIVED

JUL 18 2002

Department of Water Resources
 Southern Region

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
<u>Irrigation</u>	<u>37-7197</u>	☐			
<u>Irrigation</u>	<u>37-10158</u>	☐			
<u>Rough Wall</u>	<u>37-10161</u>	☐			
<u>1982 Domestic</u>	<u>37-10160</u>	☐			
<u>deceased</u>	<u>37-10159</u>	☐			

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)

Glenn L Sorensen
3685 550 E Dietrich, Id.

4. New Owner/Claimant(s)

Don Taber

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

501 East 20 North

City, State and ZIP Code

Shoshone, Id. 83352

New Telephone Number

208 886-7627

5. Date you acquired the property

08 - 1999

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)		
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	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Don Taber

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 AL
 Received by AL
 Processed by AL AJ

Date 7/18/02
 Date 7/18/02
 Date 7/19/02

Fee \$50
 Receipt No. 5025089
 WR AL

Date 7/19/02

WARRANTY DEED

#L-26884

For Value Received

GLENN SORENSEN AND COLLEEN SORENSEN, HUSBAND AND WIFE

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

DONALD E. TABER AND BEVERLY TABER, HUSBAND AND WIFE
Address: 312 EAST 20 NORTH, SHOSHONE, IDAHO 83352

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

SEE SCHEDULE A ATTACHED

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1998 and subsequent years, which are a lien, but not yet due and payable.

Assessments of the The North Side Canal Company and the rights and powers of said Company as by law provided.

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

Right of way for canals, laterals and waste ditches of North Side Canal Company, Ltd.

Power Line Easement given by Glenn L. Sorensen and Alberta F. Sorensen, husband and wife, to Idaho Power Company, a corporation, dated April 3, 1972, recorded October 26, 1972, as Instrument Number 126623, Lincoln County records, affecting the West 20 feet of the NWNE of Section 27, Township 6 South, Range 18, East of the Boise Meridian.

Power Line Easement given by Glenn L. Sorensen, a widower, to Idaho Power Company, a corporation, dated April 11, 1973, recorded March 15, 1974 as Instrument Number 128587, Lincoln County records, affecting the N1/2SE1/4NW1/4 of Section 27, Township 6 South, Range 18, East of the Boise Meridian.

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: June 5th, 1998

Glenn L. Sorensen
GLENN SORENSEN

Colleen Sorensen
COLLEEN SORENSEN

STATE OF IDAHO)
COUNTY OF GOODING) ss.

On this 5th day of JUNE, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared GLENN SORENSEN AND COLLEEN SORENSEN, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

BETTY FREDERICKSEN
NOTARY PUBLIC
STATE OF IDAHO
Gooding County, Idaho
Commission Expires 3-29-2000

Betty Frederickson
Notary Public
Residing at: GOODING, IDAHO
My Commission expires: 3-29-2000

164678

STATE OF IDAHO
COUNTY OF LINCOLN
Recorded at the request of
Glenn L. Sorensen

JUN 5 1998

at 46 minutes past 3 P.M.
recorded by Robert Jackson, Dep.
Fee 1.00 Return to: Below
By hand.

CONTINUAT. N

SCHEDULE A

Order Number: L-26884

PARCEL NO. 1:

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

Section 27: $W\frac{1}{4}SW\frac{1}{4}$; $SW\frac{1}{4}NW\frac{1}{4}$;

Section 28: $S\frac{1}{2}NE\frac{1}{4}$

PARCEL NO. 2:

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

Section 22: $S\frac{1}{2}SE\frac{1}{4}$;

Section 27: $N\frac{1}{4}NE\frac{1}{4}$; $SW\frac{1}{4}NE\frac{1}{4}$; $SE\frac{1}{4}NW\frac{1}{4}$; $NE\frac{1}{4}SW\frac{1}{4}$; EXCEPTING THEREFROM
a parcel of land located in the Northeast Quarter of the Northeast Quarter of
Section 27, Township 6 South, Range 18 East of the Boise Meridian, more
particularly described as follows:

COMMENCING at the Northeast corner of Section 27;

Thence North $89^{\circ}48'0''$ West, 527.73 feet along the North line of Section 27
to a Point on said line which is the TRUE POINT OF BEGINNING;

Thence South $1^{\circ}07'16''$ West 158.90 feet to a point;

Thence South $88^{\circ}10'24''$ West 64.04 feet to a point;

Thence South $26^{\circ}24'44''$ West 20.00 feet to a point;

Thence North $63^{\circ}15'36''$ West 400.80 feet to a point on the North line of
Section 27;

Thence South $89^{\circ}48'00''$ East 433.95 feet along the North line of Section 27 to
the TRUE POINT OF BEGINNING.

TOGETHER WITH all water and water rights, ditches and ditch rights,
used thereon or appurtenant thereto including but not limited to 80
shares of Capital Stock of The North Side Canal Company, Limited,
and 26 acres of American Falls Reservoir District #2, and also
including any licensed domestic or irrigation water rights, with
the State of Idaho appurtenant thereto.

ASL
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1492 DOUBIE M. FAR

26

Error
in
License
(does not cash)

Clelland, Steve

From: Jones, Doug
Sent: Thursday, July 18, 2002 3:53 PM
To: Clelland, Steve
Subject: taber/sorenson

Steve,

Following up on my visit with Taber and my phone message to you.

I explained evidence of priority for 37-10158 and 10161. -10158 is an enlargement of 37-7197, not an additional appropriation of flow. He understands the difference, I think.

An owner change has been filed for the change from Sorenson to Taber. I'll struggle through it - claims and recommendations and water rights (2 decreed D&S rights).

One more thing. 37-7197 has been amended! The POU was wrong on the license, claim and recommendation. The SESW S27 was never owned by Sorenson, it's owned by Meservy. I amended the claim to describe the SWSW that was owned by Sorenson and now owned by Taber and describe it as an accomplished transfer of POU. I have not changed the recommendation. I did update the Claim SDE. The claim is on the way to you.

I think that's it. Give me a call if you have questions.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. 37-10158

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: Steve Clelland

7/12/2002 4:00 PM

NAME:

RE:

DON TABER

CALLIN

NOE - COO

He called to ask more questions on the rights he now owns and is trying to put in his name. We discussed the claim 37-10158; it is not clear if this is for additional waters or is an enlargement of the license 37-7197. If more water then he should probably file a new permit otherwise the enlargement claim is filed. I suggested he gather the facts together of the well flows, irrigated acreage and visit with Jeff Martin, then go to Southern region to file whatever is necessary. He said the well produces 2000 gpm which is the same as the licensed rate. We did some brief theoretical calc. and they confirm the flow is already licensed.

He asked about his sons property owned previously by Kisling... I found a claim for that name and it appears to be the correct site. He needs to file a COO for that claim also. Claim is 37-2654 and D/S claim 37-10183, (Permit 37-8078?).

I reminded him to be done before the DR is issued in August.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

JULY 10, 2002

**DIRK KEMPTHORNE
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

**DON TABER
501 E 20 N
SHOSHONE ID 83352**

RE: NOTICE OF ERROR REPLY FOR 37-10158 & 37-10161

Dear Mr. Taber,

After reviewing the files listed above, the situation appears much the way I described to you on the phone. Please complete the enclosed Change of Ownership form and return it with the supporting documents as instructed. I have listed the three rights affected but please include all other rights that you have purchased from Glen Sorensen that I may have not listed; such as surface water rights. Also note the need for Proof of Priority to be submitted for the two rights listed above. I have enclosed additional information on this matter in this package.

Please note the claim 37-10158 claims a date of 1973 for the priority - this claim cannot be recommended for dates after 1963 since it violates the mandatory Permit statutes. You may amend your claim and prove an earlier date or file for a Permit at this time if the use has actually been developed in 1973.

July 10, 2002

Please respond as quickly as possible since we are soon to report these water right claims to the SRBA court. Without your responses no changes will be made to the recommendations.

If you have further questions on this water right then please feel free to call me at our office.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Clelland", with a large, stylized loop at the end.

STEVE CLELLAND
Sr. Water Resource Agent

ENC:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

37-10158

GLENN L SORENSEN

369 S 550 E

DIETIRCH, ID 83324

March 4, 2002

RESPONSE DEADLINE
MARCH 29, 2002

Re: Evidence of Priority Date for SRBA Claim

Dear Claimant:

The Notice of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the Department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Enclosed you will find a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice number. If you have questions not covered by this letter or the enclosed pamphlet, please contact the office listed above.

Sincerely,

Steve Clelland
Water Resource Agent, Sr.

Enclosures

7/10/02
SC

After being Returned by P.O. this package is forwarded to DON TABER per his Request.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. see below

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: Steve Clelland

7/9/2002 2:55 PM

NAME:

RE:

DON TABER

CALLIN

NOE OF CLAIMS

He called to tell me how the claims were not correct as recommended.. it appears he is a current owner who never filed to notify the Dept. I told him I will send out the proper forms and he can submit the COO along with the Proof of Priority that is also needed for the rights. His phone numbers, 886-7627 (office) and 308-2427 (cell)... address, 501 E 20 N, Shoshone, ID 83352. Claims 37-10158 and 37-10161.

05/02/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-10158

DISALLOW

NAME AND ADDRESS: GLENN L SORENSEN
369 S 550 E
DIETRICH ID 83324

SOURCE: GROUND WATER
QUANTITY:

TRIBUTARY:

PRIORITY DATE: 04/01/1973

POINT OF DIVERSION:

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

PLACE OF USE: IRRIGATION Within LINCOLN County

ACRES TOTAL

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.

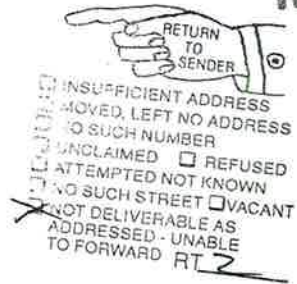
NO LAWFUL APPROPRIATION SHOWN: There are a number of
circumstances in which a claim is proposed to be disallowed on this basis.
This is most commonly included for a claim based on beneficial use or
posted notice that is PROPOSED to be disallowed because the right claimed
is not within an exception to the mandatory permit statute, and beneficial use
of water prior to the mandatory permit statute was not confirmed. This is
also included where a claim is PROPOSED to be disallowed because the
claim is to water that is not public water subject to appropriation. This is
also included where a right was determined not to exist in a prior
adjudication.
NO LAWFUL APPROPRIATION SHOWN.

EXPLANATORY MATERIAL: Beneficial Use

No PROOF.
No Address

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested



RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



RECEIVED

MAR - 7 2002

Department of Water Resources

37-10158
GLENN L. SORENSEN
369 S 550 E
DIETIRCH, ID 83324

March 4, 200

37-10158

Moved out of state per
post office contact.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

37-10158
GLENN L SORENSEN
369 S 550 E
DIETIRCH, ID 83324

March 4, 2002

Re: Evidence of Priority Date for SRBA Claim

RESPONSE DEADLINE
MARCH 29, 2002

Dear Claimant:

The Notice of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the Department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Enclosed you will find a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

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Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice number. If you have questions not covered by this letter or the enclosed pamphlet, please contact the office listed above.

Sincerely,

Steve Clelland
Water Resource Agent, Sr.

Enclosures

37-10158

TRANSMITTAL COVER SHEET

TO: LISA @

LAND, TITLE & ESCROW

934 - 5890

TOTAL PAGES SENT: 7
(including cover sheet)

DOCUMENT DESCRIPTION: PROFILE REPORTS OF LICENSE 37-07197 AND
SNAKE RIVER BASIN ADJUDICATION CLAIMS A37-07197, A37-10158,
A37-10159, A37-10160, AND A37-10161

FROM:

IDAHO DEPARTMENT OF WATER RESOURCES

1341 FILLMORE ST, STE 200

TWIN FALLS ID 83301-3380

PHONE: 736-3033

FAX: 736-3037

CHARGES: One (1) free copy
per request, cover sheet not
counted. Two (2) or more
copies per request will cost
\$0.25 per page. (\$0.50
minimum)

Please consider this document as a billing statement.

The charge for your fax copies is: NONE

Please remit to the above address.

SENDER: Corey Skinner

COMMENTS: NOTE THAT ~~THE~~ PART OF 37-07197 AND
A37-07197 IS APPURTENANT TO LAND NOT INCLUDED
IN THE LEGAL DESCRIPTION THAT YOU GAVE ME OVER
THE PHONE.

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

February 27, 1997 4:25pm

CUSTOMER

BETTY @ LAND/TITLE

SUBJECT: A37-10158,-10159,-10160,-10161

phone call (x) walk-in (.)

Name on claim: Sorensen, Glenn L.

Possibility of current owner selling some land appurtenant to one or all of the above claims. Included with the claims, I sent Betty a new and improved Change of Ownership claim form (as of 2/97). Fax all the above to her @ 934-5890.