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#25

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

CIVIL CASE NUMBER: 39576

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

Identification No. A29-12866  
Date Received 8-22-94  
Receipt Number EO 20215/90

**RECEIVED NOTICE OF CLAIM  
TO A WATER RIGHT**

AUG 22 1994  
Department of Water Resources  
Eastern District Office

ACQUIRED UNDER STATE LAW  
For Domestic and/or Stockwater Purposes  
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

A2912866



Please type or print clearly

1. Name of Claimant (s) Preston Barbara Taylor Phone (208) 254-9313  
Mailing Address PO Box 219 Inkom ID Zip 83745

2. Date of Priority (Only one per claim) June 1, 1992 Month/Day/Year

3. Source of water supply (Check one) ☒ Groundwater or Other ☒ (a) ~~Surface Water~~  
Name or kind of source  
which is tributary to (b) \_\_\_\_\_

4. Location of point of diversion is: Township 8 South Range 36 E.B.M.  
Section 15 SW SW SE SW 1/4 of SE 1/4 of SW 1/4, Govt. Lot \_\_\_\_\_, BM.,  
County of Bannock

Additional points of diversion if any: None

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Well w/ pump 6" casing 150' deep 1 h.p submersible pump, pipe to house

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)  
For Domestic purposes from Jan 1 to Dec 31 amount 1.04 cfs  
(Both dates are inclusive)  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_

7. Total quantity claimed 1.04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single owner. Stockwater: Type and Number of livestock) one household, Not more than 10 head of cows

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10. Place of Use is: Township: 8 So. Range 36 E.B.M.

Section 15, SW 1/4 of SE 1/4, Govt. Lot \_\_\_\_\_, B.M.,

County of Bannock for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any Bannock

11. In which county (ies) are lands listed above as place of use located? Bannock.

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. None (X)

14. Remarks: \_\_\_\_\_

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court \_\_\_\_\_ Decree Date \_\_\_\_\_ Plaintiff vs Defendant \_\_\_\_\_

If applicable provide IDWR Water Right Number \_\_\_\_\_

By signing I/We acknowledge reading the notice on the back of this claim form.

I/We wish to receive for a small annual fee monthly copies of the docket sheet.

YES \_\_\_\_\_ NO \_\_\_\_\_

16. Signature (s)

Number of Attachments \_\_\_\_\_

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s)

Date

7-22-1994

Date

7-22-94

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

of \_\_\_\_\_, that I have signed the foregoing

document in the space below as \_\_\_\_\_ of \_\_\_\_\_

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_ Date \_\_\_\_\_

Title and Organization \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )

County of BANNOCK ) SS.

Subscribed and sworn (or affirmed) before me this 22nd day of July 19 94

SEAL

Notary Public

Heri L. Marley

Residing at

Pocatello, ID

My Commission Expires

21 May '99

Last Name \_\_\_\_\_

Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant

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## WARRANTY DEED

For Value Received MICHAEL JO MOWERS and OPAL JANENE MOWERS, husband and wife

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

PRESTON MORONI TAYLOR and BARBARA D. TAYLOR, husband and wife

whose address is: 2710 MARSH CREEK ROAD 83250 *Bl.* ACCEPTED & AGREED TO *PT*  
MC CAMMON, ID. 83205 *PT*

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

A tract of land in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$  and SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 15, Township 8 South, Range 36 E.B.M., BANNOCK COUNTY, IDAHO, more particularly described as follows:

BEGINNING at a point on the Easterly right of way line of Marsh Creek Road that is North 89°28'45" East, 1189.03 feet on the South line of Section 15, Township 8 South, Range 36 E.B.M., and North 06°12' East (North 06°23'30" East) on the Easterly right of way of Marsh Creek Road 200.88 feet, and Northeasterly on the said Easterly right of way line on a curve to the right with a radius of 1879.86 feet for a distance of 351.06 feet, and North 16°54' East (North 17°05'30" East) on the said Easterly right of way line 422.91 feet from the Southwest Corner of said Section 15; thence North 16°54' East (North 17°05'30" East) on the said Easterly right of way line 199.46 feet; thence North 89°22'30" East, 2442.58 feet, more or less, to the East 1/16 line of said Section 15; thence South 00°08' East on the East 1/16 line of said Section 15, 190.00 feet; thence South 89°22'30" West, 2500.65 feet, more or less, to the POINT OF BEGINNING

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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

Dated: MAY 17, 1993

*Michael Jo Mowers*  
MICHAEL JO MOWERS

*Opal Janene Mowers*  
OPAL JANENE MOWERS

STATE OF IDAHO )

: ss

COUNTY OF BANNOCK )

On This 17TH day of MAY, in the year 1993, before me, a Notary Public in and for said State, personally appeared MICHAEL JO MOWERS and OPAL JANENE MOWERS, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument, and acknowledged to me that they executed the same.

*Chris Brammell*  
Notary Public of Idaho  
Residing at Pocatello, Id.  
Commission Expires: 10/30/94

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: A29-12866

Date Received: 8/24/1994

Receipt No: \_\_\_\_\_

Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: PRESTON TAYLOR 208-254-9315  
Address: PO BOX 219  
INKOM ID 83245

AND

Name: BARBARA TAYLOR 208-254-9315  
Address: PO BOX 219  
INKOM ID 83245

2. Date of Priority: JUN 1, 1992

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 08S      | 36E   | 15      | SE     | SW     |     |     | BANNOCK |

5. Description of diverting works:

6" CASING, 150' DEEP; 1 HP SUB PUMP, PIPE TO HOUSE

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| STOCKWATER | 01/01 | 12/31 | 0.020 |      |        |
| 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:

DOMESTIC, 1 HOME; STOCKWATER, UP TO 10 COWS

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10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 08S      | 36E   | 15      | SE     | SW  |     | STOCK  |       |
|          |       |         | SE     | SW  |     | DOMEST |       |

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

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

AUGUST 30, 1994

BARBARA TAYLOR  
2710 MARSH CREEK RD  
MCCAMMON ID 83250

RE: NOTICE OF CLAIM A29-12866

Dear Ms Taylor:

Please find enclosed a Notice of Claim prepared with information from your original notice.

The Place of Use in Item #10, has been modified to describe the same 40-acre tract you listed for the Point of Diversion in Item #4. You should verify this information is correct.

Review the Notice for accuracy. There may be an instance(s), in addition to the above item(s), where a clarification(s) was made by the Department. Should you determine certain items need to be changed, make the necessary changes on this form, initial each change, sign the form in the presence of a Notary, and promptly return it to this office. **If there are no changes, simply keep this Notice for your records.**

If you have any questions or objections regarding your Notice, please contact this office.

Respectfully submitted,

Jo Thompson  
Secretary, Adjudications

Enclosure

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NOV 14 1996

Water Right Number - R29-12866

Prefix Translation: RESEARCH

Old (D) Number -

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

\*\*\* C - CURRENT OWNER \*\*\*

TAYLOR

PRESTON

1 - PO BOX 219

2 -

3 -

City- INKOM

State- ID Zip- 83245

Phone - 208-254-9315

TAYLOR

BARBARA

1 - PO BOX 219

2 -

3 -

City- INKOM

State- ID Zip- 83245

Phone - 208-254-9315

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +  
06/01/1992 . 15 EASTERN J - BENEFICIAL USE

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

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

08S 36E 15 SE SW ( 5) BANNOCK

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

04 - STOCKWATER

01/01

12/31

0.020

43 - DOMESTIC

01/01

12/31

0.040

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +  
0.040 0.0

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

08S

36E

15

SE SW

Lot

Acres

04

STOCKWATER

( 5) BANNOCK

08S

36E

15

SE SW

Lot

Acres

43

DOMESTIC

( 5) BANNOCK

Total Acres:

+ - - Diversion Means - 6" CASING, 150' DEEP; 1 HP SUB PUMP, PIPE TO HOUSE

+ - - Non-Irrigation Use - 1 HOME

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +

EXP STOCKWATER, 10 COWS  
PARCEL NO. R4057012300

AJ0743NP  
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIMS PROOF READING REPORT  
(REGIONAL)

01/15/98 10:46:29

Page 2

Water right number - R29-12866

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A  
- DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
- GALLONS PER DAY.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +  
00/00/0000

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

No Comments Found

+ - - Audit Fields - - +

01/15/98 DSMITH

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

Court Report Filing - 00/00/0000  
Objection Filed Date - 00/00/0000  
Response Filed Date - 00/00/0000  
Claim Received Date - 08/29/1994

Field Inspection Made - 00/00/0000  
Field Inspection Flag -  
Verified Date - 01/15/1998  
Last Amended Date - 00/00/0000  
Receipt Number - E020215  
POU Ownership Flag - Y  
Name Connector - AND

Civil Case Number - 39576  
Old Case Number -  
Old Judicial District -  
Temporary Right - P  
Water District -  
Federal/State Indicator - S  
Presumption Flag -  
Notice of Error Flag -

✓ OK LBT  
2/24/98

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-22-1997

PAGE: A-64

RIGHT NUMBER: 29-12866

NAME & ADDRESS: PRESTON TAYLOR  
BARBARA TAYLOR  
PO BOX 219  
INKOM ID 83245

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 06/01/1992

POINT OF DIVERSION: T08S R36E S15 SESW Within BANNOCK County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE                     | PERIOD OF USE | QUANTITY |
|----------------------------|------------------------------------|---------------|----------|
|                            | STOCKWATER                         | 01-01 12-31   | 0.02 CFS |
|                            | DOMESTIC DOMESTIC, 1 HOME; STOCKWA | 01-01 12-31   | 0.04 CFS |

|               |               |                       |
|---------------|---------------|-----------------------|
| PLACE OF USE: | STOCKWATER    | Within BANNOCK County |
|               | T08S R36E S15 | SESW ✓ 5, 28 acres    |
|               | DOMESTIC      | Within BANNOCK County |
|               | T08S R36E S15 | SESW ✓                |

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Parcel # R4057012300

Verified by alw Date: 9/17/97

Verification Source: computer