

24-10724

Don Corwin Aullman

No Layout Needed

09/08/2006

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

RIGHT NUMBER: 24-10724

NAME AND ADDRESS: DON CORWIN AULLMAN
PO BOX 296
THAYNE WY 83127

SOURCE: UNNAMED STREAM TRIBUTARY: TYGEE CREEK

QUANTITY: 0.020 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 09/02/1919

POINT OF DIVERSION: T07S R46E S33 SENESE End of Stream Flow Within CARIBOU County
T08S R46E S4 SENENW Lot 3 Begin of Stream Flow Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within CARIBOU County

T07S R46E S33	NESE	T07S R46E S33	NWSE
T07S R46E S33	SWSE	T08S R46E S04	NENW

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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Stockwater use is for 250 range cattle.

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 24-10724
Date Received: 3/2/2006
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DON CORWIN AULLMAN Phone: (307)883-2237

PO BOX 296
THAYNE WY USA 83127

2. Date of Priority: 09/02/1919

3. Source: UNNAMED STREAM Trib. to: TYGEE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08S	46E	4	NE NW 3	CARIBOU	Beginning Point
07S	46E	33	NE SE	CARIBOU	Ending Point

5. Description of diverting works:

STOCK DRINK DIRECTLY FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 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
07S	46E	33	NE	SE	STOCKWATER	
			NW	SE	STOCKWATER	
			SW	SE	STOCKWATER	
08S	46E	4	NE	NW	STOCKWATER	

11. Place of use in counties: CARIBOU

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

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

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 24-10724
Date Received: 3/2/2006
Receipt No: E031670
Received By: KMJ

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

1. Name of Claimant(s)

DON CORWIN AULLMAN Phone: (307)883-2237
PO BOX 296
THAYNE WY USA 83127

2. Date of Priority: 09/02/1919

3. Source: UNNAMED STREAM Trib. to: TYGEE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08S	46E	4	NE NW	CARIBOU	

5. Description of diverting works:

STOCK DRINK DIRECTLY FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 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
07S	46E	33	NE	SE		STOCKWATER	
			NW	SE		STOCKWATER	
			SW	SE		STOCKWATER	
08S	46E	4	NE	NW		STOCKWATER	

11. Place of use in counties: CARIBOU

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

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

Date Received

Receipt Number

24-10774

2/28/2006

E031670

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Don Carwin Gullman Phone (307) 883-2237Mailing Address P.O. Box 296, Thayne Wg Zip 831272. Date of Priority (Only one (1) per claim) Sept 2, 19193. Source of water supply (a) unnamed stream
which is tributary to (b) Tygee Creek4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 8S Range 46E Section 4, _____ 1/4 of NE 1/4 of NW 1/4,Govt. Lot 3 B.M., County of Caribouending point is: Township 7S Range 46E Section 33, _____ 1/4 of NE 1/4 ofSE 1/4, Govt. Lot _____ B.M., County of Caribou5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. stock drink directly fromStream

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwater purposes from 1/1 to 12/31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater 250 cattle

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>7S</u>	<u>46E</u>	<u>33</u>													<u>\$</u>	<u>\$</u>	<u>\$</u>		
<u>8S</u>	<u>46E</u>	<u>4</u>					<u>S</u>												
							<u>L3</u>												

Total number of acres irrigated _____

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

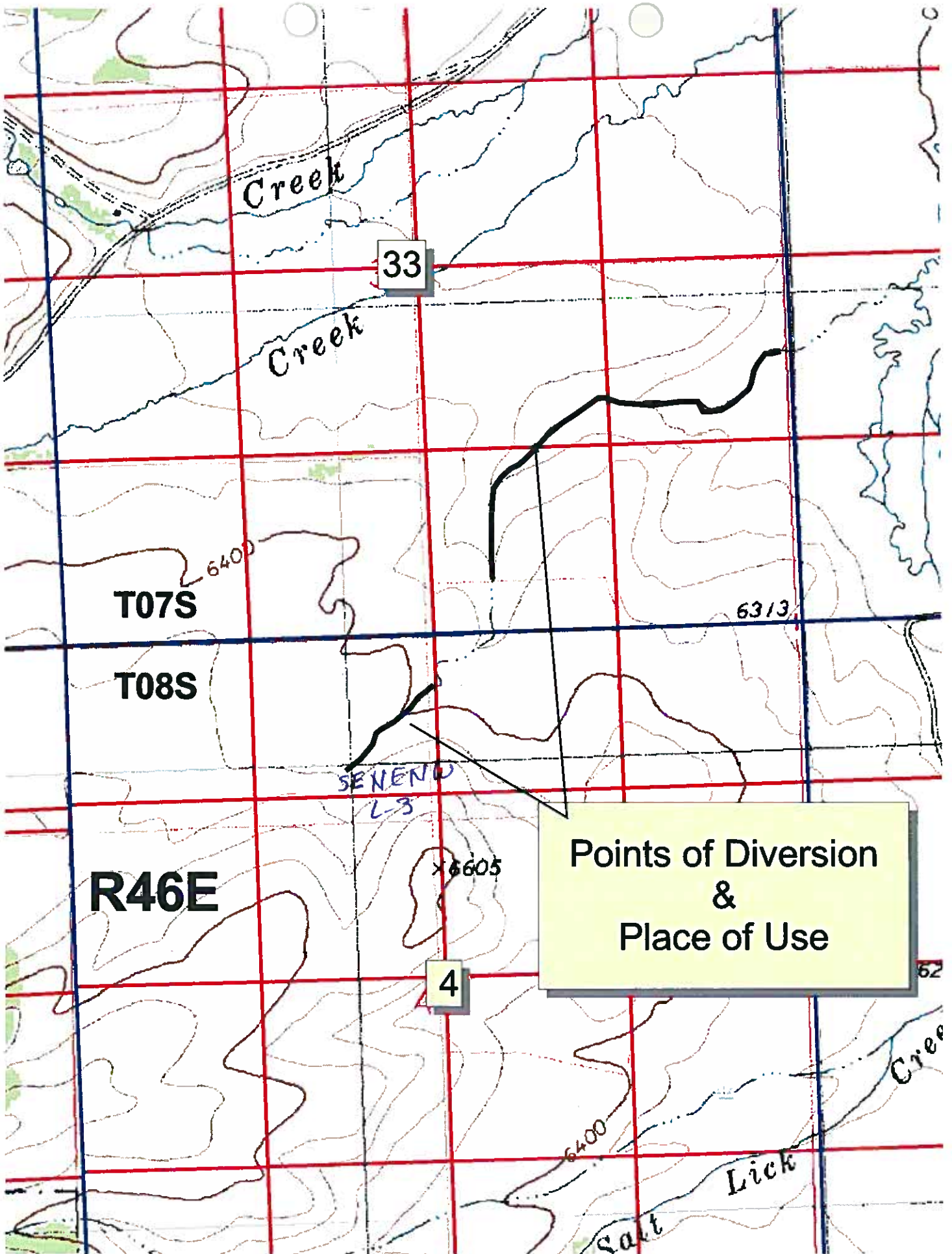
12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None ☒

14. Remarks:

Last Name Aullman Ident No. _____

Copies: White -State, Yellow-Claimant



Scale: 2 inches equals 1 mile

SEE ATTACHED MAP

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 3

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

x Signature of Claimant (s) [Signature] Date 2-28-06

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 28th day of February 19 2006

SEAL

Notary Public Wendy J. Murphy

Residing at Idaho Falls

My Commission Expires 6/23/06

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Aullman Ident. Number _____

Copies White-State, Yellow-Claimant

06/05/2006

NOTICE OF ERROR
REPLY

RECEIVED

OCT 18 20

Department of Water Resources
Eastern Region

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 24-10724

DON CORWIN AULLMAN

PO BOX 296

THAYNE WY 83127

Telephone Number: (307)883-2237

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-12-06

SIGNATURE: [Signature]

Please print your name: Don Aullman

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161



COMPLETED
NOV 10 2006

Notes

3-29-06 Added maps. BP

4-5-06 Added Assessors info.

4/3/06 Notes are that the stock drink directly from stream. Should be in stream stock

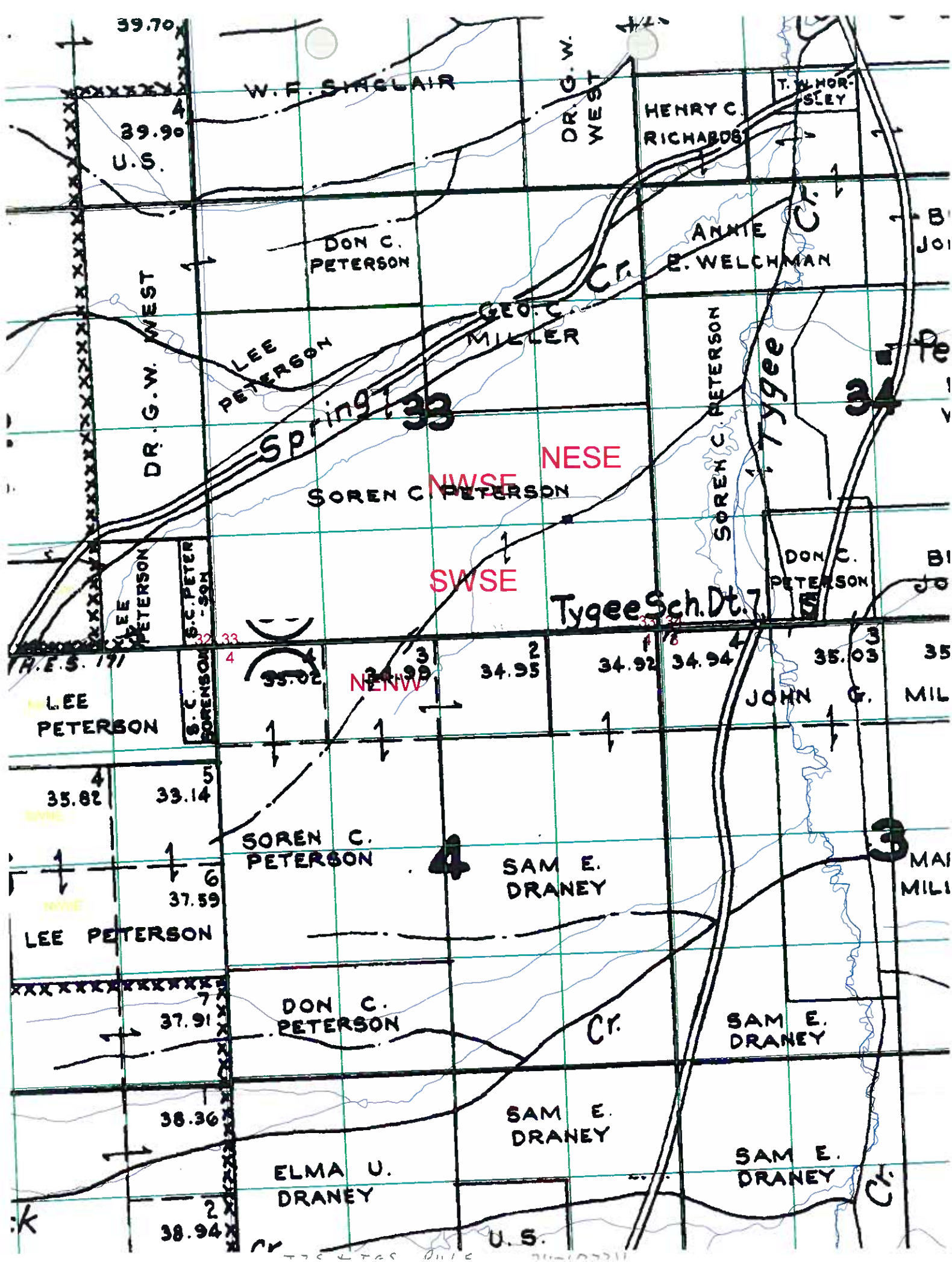
Not POP. Data entry was done wrong. Corrected CB

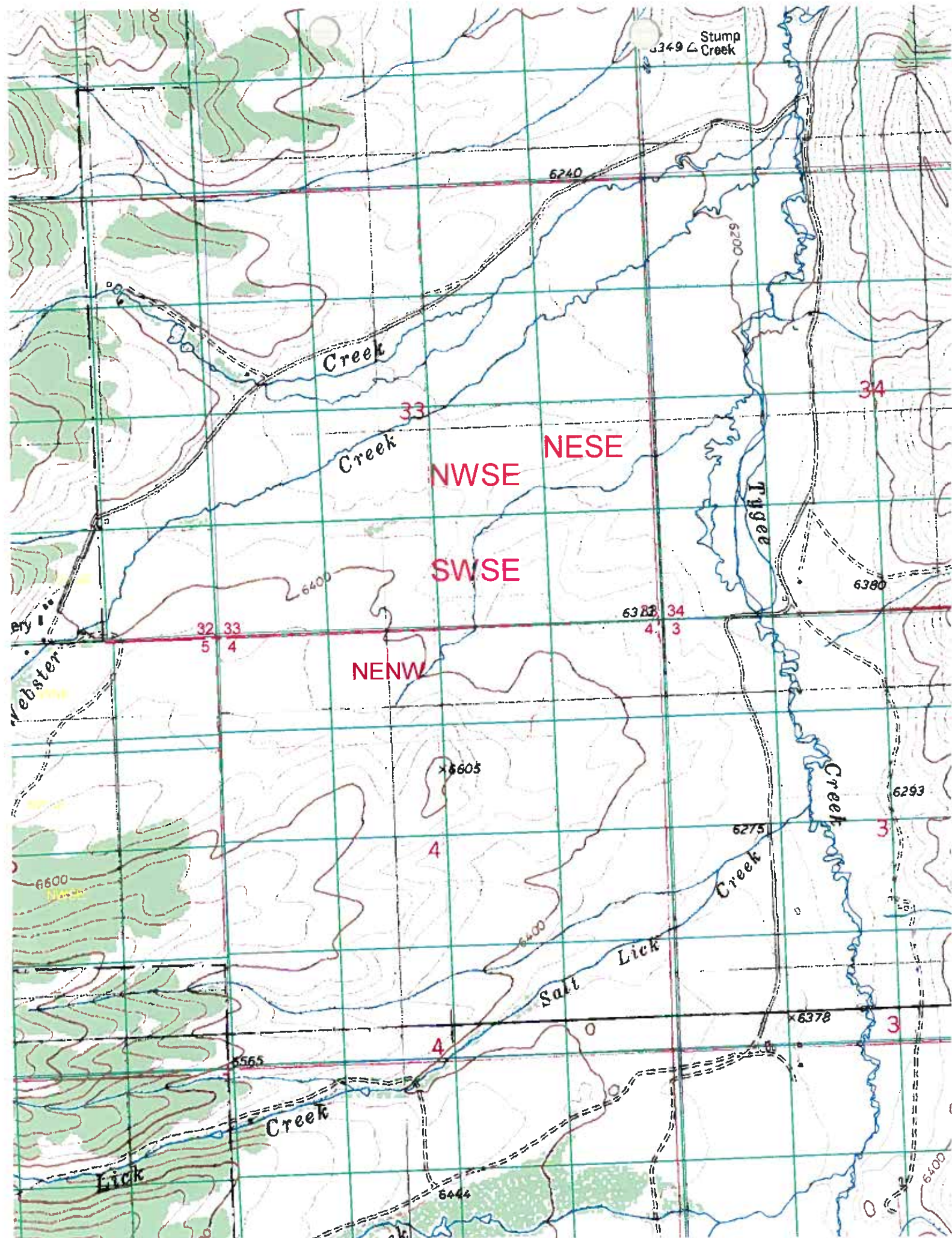
Begin pt. (SENEHW) L-3 Sec 4 T85 R46E

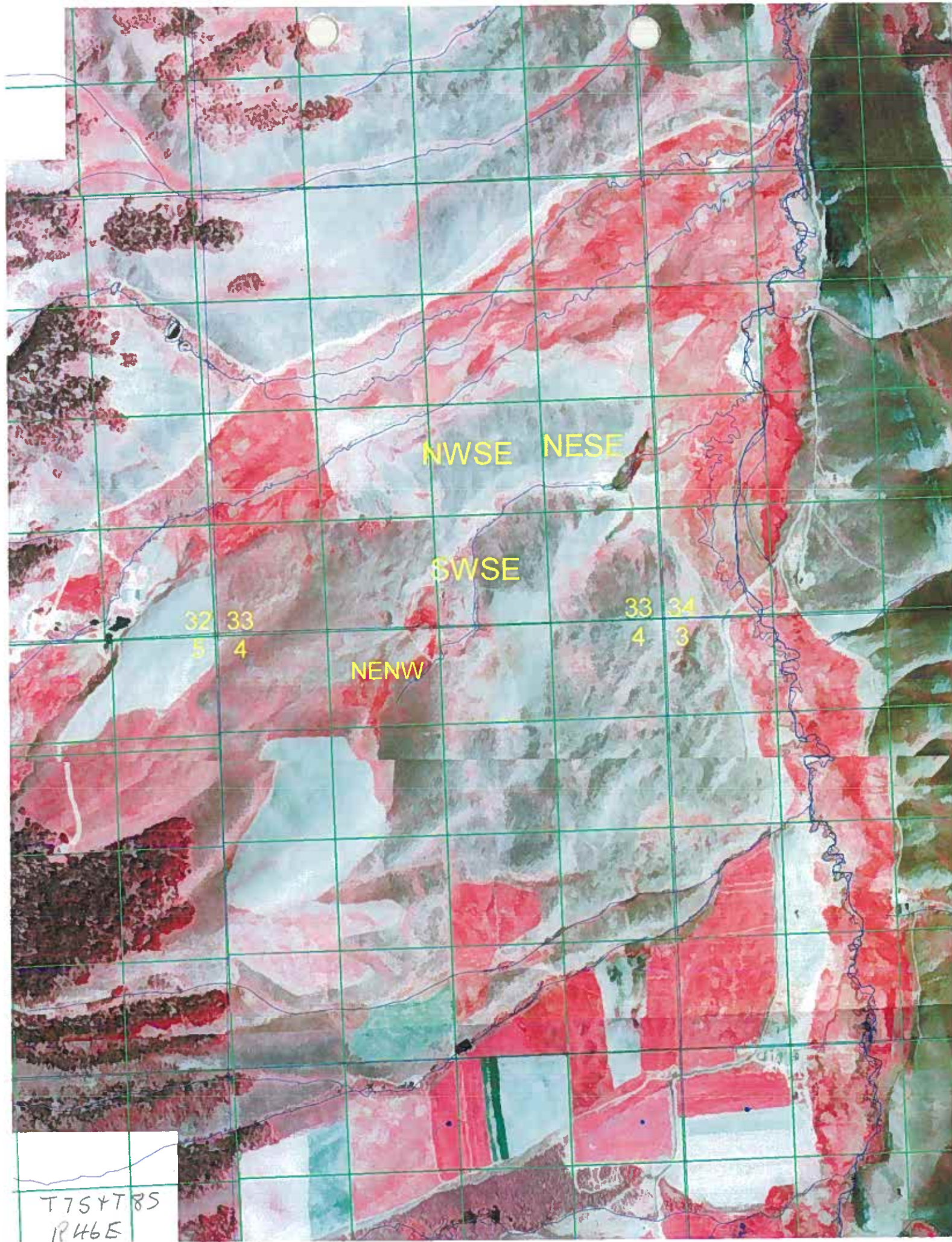
End pt. SE SENESE Sec 33 T75 R46E

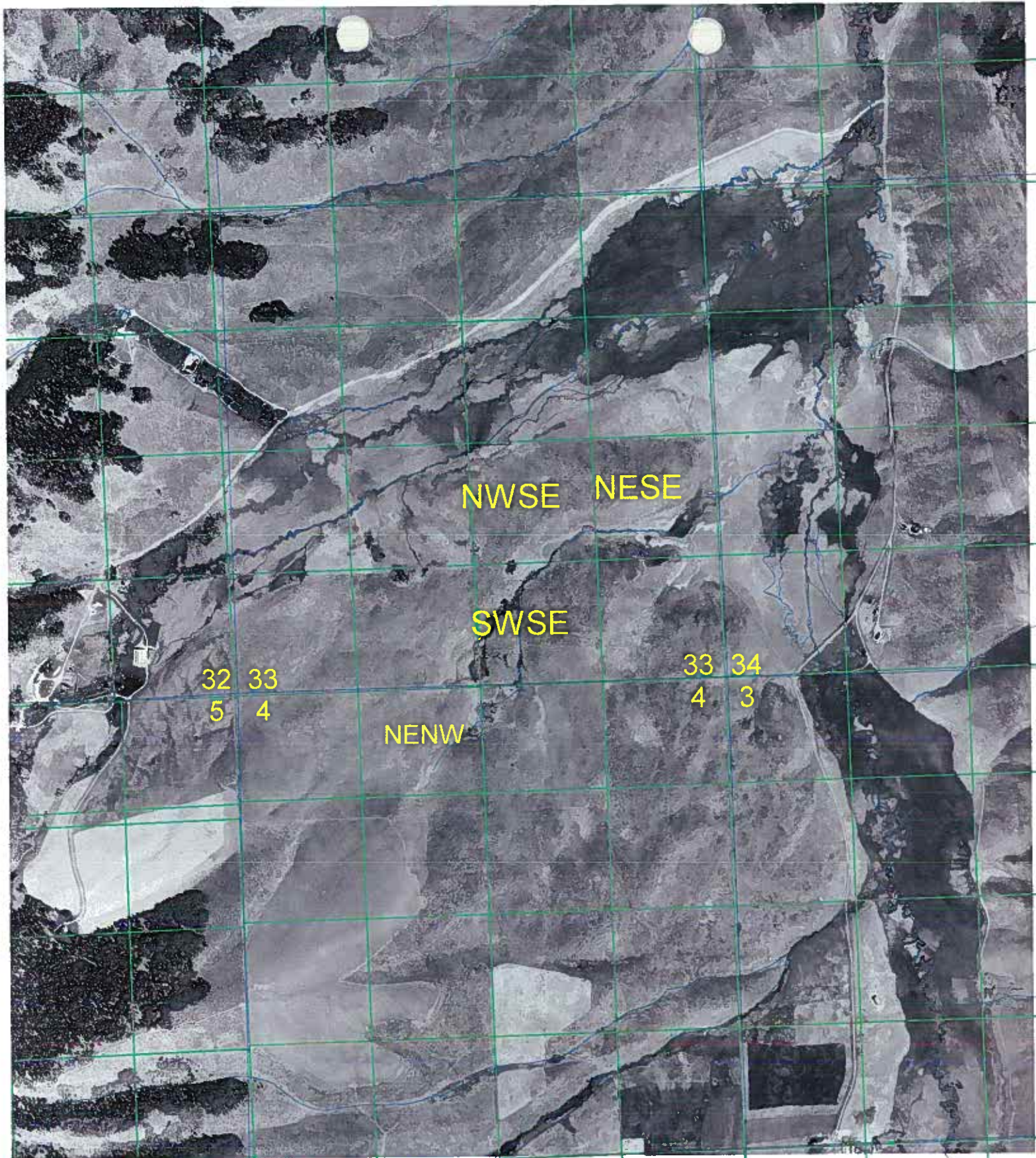
4/5/06 Corrected notice of claim to in stream stock.

Recommendation: Complete. CB









East hyd. shp

T75+T85, R46E

24- 10724

#2 Cont

170631

QUIT-CLAIM DEED

FOR VALUE RECEIVED,

PATRICIA LYNN AULLMAN,

of Thayne, County of Lincoln, State of Wyoming,

does hereby convey, release, remise and forever quit claim unto

DON CORWIN AULLMAN,

of P.O. Box 296, Thayne, County of Lincoln, State of Wyoming, the following described premises, to-wit:

Caribou County, Idaho:

Township 7 South, Range 46 East of the Boise Meridian:

Section 33: SE¼.

together with their appurtenances.

DATED: March 15, 2004

Patricia Lynn Aullman
PATRICIA LYNN AULLMAN

STATE OF WY)
County of Lincoln) ss.

On this 18 of March, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared **Patricia Lynn Aullman**, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

STATE OF IDAHO } ss 170631
County of Caribou }
I hereby certify that this instrument was filed at the request
of Caribou Title
at 2:45 o'clock P m this 18 day of
March, 2004 in my office and duly
recorded official Records
Recorder Edie Bush
Denise Hawley 3.00
Signature Deputy

Clara Jensen
NOTARY PUBLIC
Residing at: Thayne WY
Commission expires: 3/25/07



170630

WARRANTY DEED

For Value Received

LEONA JANE FRAZIER, a widow, individually and as surviving spouse of James A. Frazier, Deceased,

the grantor of Cheyenne, Wy 82001 does hereby grant, bargain, sell and convey unto

DON CORWIN AULLMAN, a married man, as his sole and separate property,

of P.O. Box 296, Thayne, Wy 83127, the grantees, the following described premises, to-wit:

Caribou County, Idaho:

Township 7 South, Range 46 East of the Boise Meridian:

Section 33: SE¼.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that said premises are free from all encumbrances and that she will warrant and defend the same from all lawful claims whatsoever.

Leona Jane Frazier
LEONA JANE FRAZIER

STATE OF WYOMING)

County of Laramie) ss.

On this 16 day of March, 2004, before me the undersigned, a notary public in and for said County and State, personally appeared Leona Jane Frazier, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

J. Gooden
NOTARY PUBLIC

Residing at: Wyoming

My commission expires: 10/20/2007

STATE OF IDAHO }

County of Caribou }

ss.

170630

I hereby certify that this instrument was filed at the request of Caribou Title

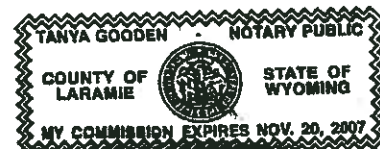
at 2:45 o'clock P m this 18 day of

March, 2004 in my office and duly

recorded official Records

Recorder Edie Bush

Denise Harsley 3.00
Signature Deputy



#1 Attached
Entry No. 18

Sheet No. 18

THE UNITED STATES OF AMERICA

Instrument No. 636.

Grantor

Dated: September 2nd, 1918. *L. Q. C. Lamar*

To

Recorded: October 24th, 1919 at 9:30 o'clock A.M. in Book 1 of Patents, page 288, Records of Caribou County, Idaho.

Andrew S. Peterson,

GRANTEE.

CONSIDERATION: Conformity to law.

TO ALL TO WHOM THESE PRESENTS SHALL COME, Greeting: WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Andrew S. Peterson has been established and duly consummated in conformity to law, for the

Southeast quarter of the southwest quarter of Section thirty-three in Township seven south and the Lots two, three and four the south half of the northwest quarter, and the north half of the southwest quarter of Section four in Township eight south all in Range forty six east of the Boise Meridian, Idaho, containing three hundred four and ninety six hundredths acres, according to the official Plat of the Survey of the said land, returned to the General Land Office by the Surveyor General:

NOW KNOW YE, That there is, therefore, granted by the United States unto the said claimant the tract of land above described; TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

.....

Seal.

By the President:

Woodrow Wilson

By M. P. LeRoy, Secretary

L. Q. C. Lamar, Recorder of the General Land Office.

Recorded: Patent Number 704335.

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Preston Phelps
Caribou County Assessor
159 S MAIN STREET
Soda Springs, ID 83276

2005

ASSESSMENT NOTICE
& ESTIMATE OF TAX

THIS IS NOT A BILL.
DO NOT PAY.

A3 Attached

PARCEL DESCRIPTION
SE1/4,160 AC, SEC 33,T7S R46E

For any questions, please notify the Assessor's Office immediately.
Assessor's Telephone Number: (208) 547-4749

PARCEL ADDRESS: CARIBOU COUNTY ID 000-

AULLMAN DON C
PO BOX 296
THAYNE WY ~~83247-0000~~ 83127

Appeals of your property value must be filed in
writing, on a form provided by the County, by:

JUNE 27, 2005

Tax Code Area: 06

Parcel Number: RL15710

ASSESSED VALUE OF YOUR PROPERTY			
CURRENT CATEGORY AND DESCRIPTION	LOTS / ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
03 Non-irrigated Agricultural land	6.00	1,068.00	1,068.00
05 Dry Grazing land	146.00	8,945.00	8,945.00
19 Waste	8.00	0.00	0.00
SUBTOTAL:	160.00	10,013.00	10,013.00
LESS HOMEOWNERS EXEMPTION:		0.00	0.00
NET TAXABLE PROPERTY VALUE:		10,013.00	10,013.00
These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.			

ESTIMATED PROPERTY TAXES				
TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S TAXES ESTIMATED	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
COUNTY	0.00	65.92	(208) 547-4324	9-6-2005
SCHOOL DIST #150	0.00	76.59	(208) 547-3371	6-8-2005
SUBTOTAL:	0.00	142.51		
FEES:				
TOTAL PROPERTY TAXES & FEES:	0.00	142.51		

THIS IS NOT A BILL. DO NOT PAY.