

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: A41-00008C
Date Received: 12/27/1989
Receipt No: S010761
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KELVIN TAYSOM 208-548-2423
Address: P.O. BOX 309
ROCKLAND, ID 83271

AND/OR

Name: SUZANNE TAYSOM 208-548-2423
Address: P.O. BOX 309
ROCKLAND, ID 83271

2. Date of Priority: OCT 01, 1879

3. Source: ROCK CREEK, SOUTH FORK Trib. to: ROCK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	31E	33	NE	NE	NW		POWER

5. Description of diverting works:
DAM, FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		

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

8. Total consumptive use is 174.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
10S	31E	29	SW		NE		IRR	38.0
			SE		NE		IRR	12.0
			SE		NW		IRR	8.0
							Section Acres	58.0
							Total Acres	58.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:
A41-07048

14. Remarks:
SEE ATTACHED PROOF REMARKS. CLAIMANT RECEIVES WATER ON A 12
DAY TURN AGREEMENT AT 35 HOUR TURNS.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

HOUTZ

Decree Plaintiff

vs

ET AL.

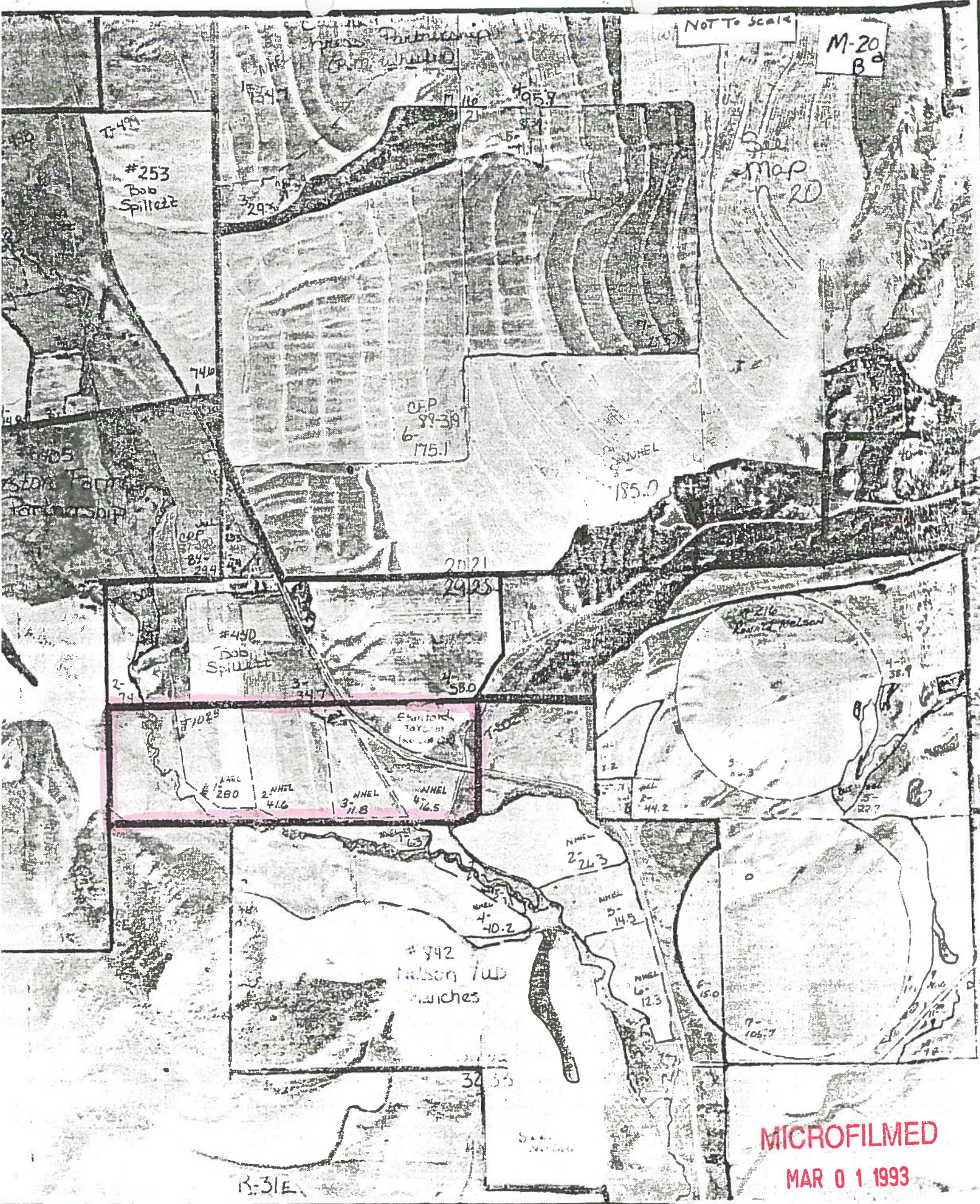
Decree Defendant

(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.

MICROFILMED
MAR 01 1993

NOT TO SCALE

M-20
B



MICROFILMED
MAR 01 1993

1.600

MICROFILMED
MAR 01 1993

Water right number - 41-00008A				Adj. flag translation: Standard Water Right Number				
Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
10S	31E	20	NE SW			01	IRRIGATION	(77) POWER
10S	31E	20	NW SW			01	IRRIGATION	(77) POWER
10S	31E	20	SE SW			01	IRRIGATION	(77) POWER
10S	31E	29	NW NE			01	IRRIGATION	(77) POWER
10S	31E	29	SW NE			01	IRRIGATION	(77) POWER
10S	31E	29	NE NW			01	IRRIGATION	(77) POWER
10S	31E	29	SE NW			01	IRRIGATION	(77) POWER

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - P/U NOT GIVEN IN DECREE BUT VERIFIED BY WATERMASTER.
RT. IS FOR 1.6 CFS AT ALL TIMES, BUT 3.2 CFS IS USED 1/2 THE TIME
LAST NAME OF RIGHT HOLDER GIVEN INCORRECTLY AS TAYSON.
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
LISTED IN PLEADINGS IS H. P. HOUTZ.

+ - - Decree Plaintiff - - - +

HOUTZ

+ - - Decree Defendant - - - +

ET AL.

+ - - Decree Date - +

06/06/1903

+ - - Audit Fields -

+ - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	- P
Start Work Date	-	00/00/0000	Verified Date	-	00/00/0000	DLE/Carey Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	- 41
Licensed Date	-	00/00/0000	Appl Received	-	00/00/0000	Transfer/Amended	-
Decree Date	-	06/06/1903					

MICROFILMED
MAR 01 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)10/20/99 15:21:30
Page 1

Water Right Number - R41-00008C Prefix Translation: RESEARCH Old (D) Number -

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

*** C - CURRENT OWNER ***
TAYSON

SUZANNE

1 - PO BOX 309
2 -
3 -

State- ID Zip- 83271

City- ROCKLAND
Phone - 208-548-2423

KELVIN

1 - PO BOX 309
2 -
3 -

State- ID Zip- 83271

City- ROCKLAND
Phone - 208-548-2423+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
10/01/1879 17 SOUTHERN D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
ROCK CREEK, SOUTH FORK ROCK CREEK+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

10S 31E 33 NE NE NW (77) POWER ADSHEAD DITCH

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

01 - IRRIGATION 04/01 10/31 0.367

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +
0.367 0.367 0.0+ - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County10S 31E 29 SW NE 35.0 01 IRRIGATION (77) POWER
10S 31E 29 SE NE 6.9 01 IRRIGATION (77) POWER
10S 31E 29 SE NW 5.7 01 IRRIGATION (77) POWER

Total Acres: 47.6

+ - - Diversion Means - DAM, FLOOD IRRIGATION

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 41-07048, 41-10237

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

POU1 USE OF THIS RIGHT WITH RIGHT NO. 41-10237 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 47.6 ACRES IN A SINGLE

Water right number - R41-00008C

Prefix Translation: RESEARCH

+ - - - - - IRRIGATION SEASON. - - - - - Remarks - - - - - +

+ - - - - - No Old Water Right Numbers Found - - - - - Old Water Right Numbers - - - - - +

+ - - - - - No Conditions of Approval - - - - - Conditions of Approval found. - - - - - +

+ - - - - - Decree Plaintiff - - - - - Decree Defendant - - - - - Decree Date - - - - - +
HOUTZ ET AL. 00/00/0000

+ - - - - - - - - - - Comments - - - - - +
Date: 06/04/1999 User Id: SCLELLAN Subject: COPIED FROM REMARKS
SEE ATTACHED PROOF REMARKS. CLAIMANT RECEIVES WATER ON A 12 DAY TURN AGREEMENT AT 35 HOUR TURNS.
Date: 06/04/1999 User Id: SCLELLAN Subject: RECOMMENDATION
THIS RIGHT IS LIMITED TO 20 ACRES BASED ON THE DUTY OF WATER LISTED IN THE DECREE. IT IS ADDITIVE TO THE RIGHT 41-07048.
Date: 10/15/1999 User Id: DJONES Subject: RECOMMENDATION
REMARKS MODIFIED TO PROVIDE IRRIGATION OF ALL 47.6 ACRES UNDER THE DECREE, LESS THAN 1"/AC.

+ - - - - - Audit Fields - - - - - +
10/20/99 DJONES

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +
Court Report Filing - 00/00/0000 Field Inspection Made - 00/00/0000 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 12/27/1989 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - S010761 Water District - 41
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - AND/OR Presumption Flag -
Notice of Error Flag -

File: H2ORIGHTS SFORK

Report: DECREE NUMBER

| DECREEE NUMB | DECREEED OWNER | PRESENT OWNER | DELIVERY DITCH | INCHES | PRIORITY | DAT | COMMENTS |
|--------------|----------------|---------------|----------------|--------|----------|-----|----------|
|--------------|----------------|---------------|----------------|--------|----------|-----|----------|

| | | | | | | | |
|-------------|-----------------|------------------|---------------|--------------------|-----|-------|-----------------------------------|
| 41-001 | H.P. HOUTZ | CHARLES, IVAN | PRIVATE PUMP | 70 | Apr | 1 80 | |
| 41-001 | H.P. HOUTZ | UDY BROS. | PRIVATE PUMP | 20 | Apr | 1 80 | |
| 41-001 | H.P. HOUTZ | CHARLES, IVAN | MEADOW PUMP | 45 | Apr | 1 80 | TILL JUNE 15 |
| 41-001 | H.P. HOUTZ | NELSON, CLIFFORD | | 35 | Apr | 1 80 | TILL JUNE 15 |
| 41-003 | ANDREW ALLEN | 7UD RANCHES | TAYSOM MEADOW | 85 | May | 14 80 | EXCEPT JULY AND AUG. |
| 41-003 | ANDREW ALLEN | 7UD RANCHES | LANDING | 15 | May | 14 80 | EXCEPT JULY AND AUG. |
| 41-004 A | S.N. MORRIS | BLAINE MITCHELL | LANDING | ~~99~~ 50" | May | 17 80 | EXCEPT JULY & AUG. TRANS. 3059 |
| 41-004 C | S.N. MORRIS | STAN GROOM | LANDING DITCH | ~~60~~ 100" | May | 17 80 | TRANS. 3509 |
| 41-005 | JOSEPH BROWN | WESTON, ROSCOE | WESTON MEADOW | 30 | Apr | 10 80 | EXCEPT JULY AND AUG. |
| 41-005-0050 | JOSEPH BROWN | ROSCOE WESTON | BROWN-PARKER | 47 | May | 6 83 | |
| 41-006 | JOSEPH BROWN | ROSCOE WESTON | | ALL | | | |
| 41-007 | WILLIAM FURGESO | BOB SPILLET | BROWN-PARKER | 30 | May | 6 83 | |
| 41-008 B | CHARLES TAYSOM | SPILLET, JUAN | ADSHEAD | 26.67 | Oct | 1 79 | |
| 41-008 D | CHARLES TAYSOM | WESTON, ROSCOE | ADSHEAD | 26.67 | Oct | 1 79 | |
| 41-008 E | CHARLES TAYSOM | SPILLET, RAY | ADSHEAD | 17.77 | Oct | 1 79 | |
| 41-008 | CHARLES TAYSOM | TAYSOM, ORRIN | ADSHEAD | 8.89 | Oct | 1 89 | |
| 41-008 | DAVID TAYSOM | TAYSOM, ORRIN | ADSHEAD | 9.44 | Oct | 1 89 | |
| 41-008 | DAVID TAYSOM | 7UD RANCHES | ADSHEAD | 30.56 | Oct | 1 79 | |
| 41-008 | WILLIAM ADSHEAD | 7UD RANCHES | ADSHEAD | 40 | Oct | 1 79 | |
| 41-009 B | HYRUM FRODSHAM | MUIR, DANA | PRIVATE PUMP | 25 | May | 17 80 | |
| 41-009 | HYRUM FRODSHAM | 7UD RANCHES | LANDING | 15 | May | 17 80 | |
| 41-010 | JAMES HARTLEY | JOHN HAYES | | 30 | Apr | 1 84 | |
| 41-011 | JOHN HARTLEY | JOHN HAYES | | 22 | Apr | 1 84 | |
| 41-012 | HYRUM HARTLEY | UDY BROS. | | 48 | May | 8 84 | EXCEPT JULY & AUG |
| 41-012 | HYRUM HARTLEY | UDY BROS. | | 18 | May | 8 84 | JULY & AUG |
| 41-013 C | BRADLY JACKSON | RAY SPILLET | JACKSON | 10 | May | 1 81 | |
| 41-013 A | BRADLY JACKSON | ROSCOE WESTON | JACKSON | 10 | May | 1 81 | |
| 41-013 B | BRADLY JACKSON | ORRIN SPILLET | JACKSON | 10 | May | 1 81 | |
| 41-014 | E.T. OLNEY | RON KRESS | POND | 20 | Apr | 1 89 | |
| 41-015 | JAMES MONSON | UDY BROS. | | ALL | May | 1 83 | |
| 41-015 | JOHN MANTIWITCH | JOHN HAYES | | ALL | May | 1 83 | WEST OF HIGHWAY |
| 41-015 | V.I. STEWART | ROSCOE KRESS | POND | ALL | May | 1 83 | |
| 41-016 | JOSEPH FERKINS | UDY BROS. | | 15 | Apr | 1 86 | BOOK 1 JUDGEMENTS P. 64 POWER CO. |
| 41-017 | I.L. STEWART | JOHN HAYES | RES. | ALL | Apr | 1 86 | |
| 41-44-49 | S.C. HATCH | MITCHELL, BLAINE | PRIVATE PUMP | 40 | May | 17 80 | TRANS 2953 |
| 41-045 | GEORGE McDONALD | | | 40 | May | 1 85 | |

All Dates 1800

Far

why different dates
41-00050

Kelvin & Suzanne Taysom

MICROFIL

MAR 04 11

June 11, 1999

**NOTICE OF ERROR
REPLY**

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: July 9, 1999

Water right number: 41-00008C

SUZANNE TAYSOM

KELVIN TAYSOM

~~PO BOX 309~~ 2809 W. Sand Hollow Rd.

ROCKLAND ID 83271

Daytime Telephone Number: 208 548 2423

Evening Telephone Number: SAME

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

The limitation to only 20 acres in a single season

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

It should read the full 47.6 acres in a single season

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

Although this is not enough water to irrigate this field well, the entire area (47.6 acres on your map) is watered at least some every year and always has been, probably going clear back to the 1879 priority date.

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

DATE: 29 June '99

SIGNATURE: Kelvin D. Taysom

Please print your name: Kelvin D. Taysom

*7/21/99 see
met w/ K. Taysom*

IDWR Southern Regional Office, 1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380, (208) 736-3033

*discussed this 1st/ac rate
as applied...
We have addressed this in IDWR
and still need more review.
It does look like we
will allow it.
see*

AJ0749NP
No. R41-00008C

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/04/99
PAGE: 1

REVIEWED BY: *See*

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|---|------------------|------------|-----------------------|-------------------|---------------------|
| C | KELVIN TAYSON | 10/01/1879 | IRRIGATION | 03-15 11-15 | 0.40 CFS | |
| C | SUZANNE TAYSON
PO BOX 309
ROCKLAND ID 83271
(208) 548-2423 | | | | | |
| TOTAL DIVERSION: | | | | | 0.40 CFS | |

Water Source: ROCK CREEK, SOUTH FORK

Stage: DECREED

Point(s) of Diversion: T10S R31E S33

NE NENE

POWER County

| Place of use Legal Description for: IRRIGATION | | | | | | | | | | | |
|--|-----|----|------|----|----|----|----|----|----|----|------|
| NE | | | | NW | | | | SE | | | |
| T | R | S | Ac | NE | NE | NE | NE | NE | NE | NE | SUM |
| 10S | 31E | 29 | : 35 | 06 | : | 05 | : | : | : | : | 47.6 |
| TOTAL ACRES | | | | | | | | | | : | 47.6 |

POU County: POWER

Other Rights: A41-07048

Remarks: POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 20.0 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: Verified Date: 06/04/1999 Objection Filed Date:

Misc: Water District Number: 41 Field Inspection Flag: D
Presumption Flag:

CLAIM NUMBER A41-00008CDATE 6/4/99

TRANSFER NUMBER

A41-07048AGENT suCLAIMED ACRE TOTAL 58GIS ACRE TOTAL 47.6

| | TWP | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | |
|-------|------------|------------|-----------|----|----|-----------|------------|----|----|----|------------|----|----|----|----|----|----|----|-------------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| CLAIM | <u>10s</u> | <u>31E</u> | <u>29</u> | | | <u>38</u> | <u>12</u> | | | | <u>8</u> | | | | | | | | |
| GIS | | | | | | <u>35</u> | <u>6.9</u> | | | | <u>5.7</u> | | | | | | | | <u>58</u> |
| RECOM | | | | | | | | | | | | | | | | | | | <u>47.6</u> |
| CLAIM | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | |
| RECOM | | | | | | | | | | | | | | | | | | | |
| CLAIM | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | |
| RECOM | | | | | | | | | | | | | | | | | | | |

B41-POU.SHP

SHAPE NOS.

66this right is part of a ppu within 47.6 Acres.41-00008C : 20 AC41-07048 : 3 AC / 47.6 AC
P.P.U.

B41-POD.SHP

NOS. DESCRIPTION

46 -ADSHEAD DITCH: (008C)45WELL & pump (7048) S.29 NESWNECombined Irig = 23AC
(rights are additive,
no Remarks needed.)

DBF TABLES UPDATED

B41-DBPOU.DBF

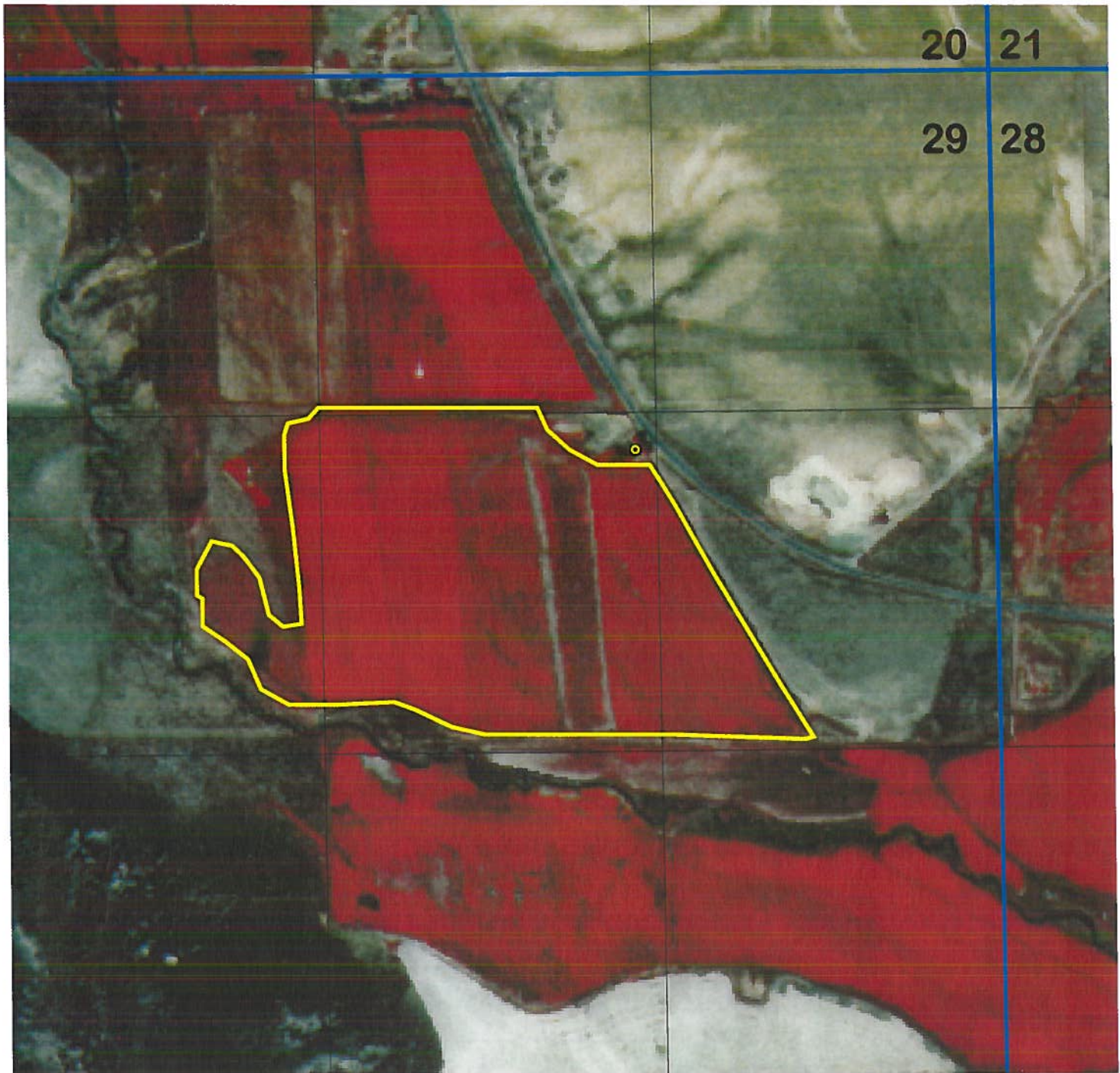
B41-DBPOD.DBF

JPEG LAYOUT

✓ 3/9/00
su41-00008C.jpg

IDAHO DEPT OF WATER RESOURCES

41-00008C & 41-07048



660 0 660 Feet

- RECOMMENDED PLACE OF USE
- POINT OF DIVERSION
- ▬ SECTION LINES
- 1/4 - 1/4 LINES

T10S R31E SEC. 29



GIS PLACE OF USE PRESENTATION
1987 &/OR 1988 NAPP PHOTOGRAPHY

DATA ENTRY BY: STEVE CLELLAND
DATE: June 4, 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

~~LEGISLATIVE~~ ANDRWS
Governor PHILIP E. BATT

R. KEITH HIGGINSON
Director

February 10, 1995

Dear Wateruser:

In response to the Bench Ditch Irrigation Company's letter to IDWR dated January 25, 1995, this letter is being sent to all waterusers of record in the Basin 41 Water District.

As you may know, the arbitration for delivery of water that has operated in the Rockland valley for over 100 years has been very effective in allowing the delivery of water rights by the local watermaster. The box method described in the arbitration has worked to divide the waters fairly, but recent studies of the boxes have determined the actual flow rates that have been delivered for years are different than the rates listed in the arbitration. This is largely due to the fact that the box method, as applied in the valley, is not a standard measuring device.

It is IDWR's position that:

Rights recommended in the ongoing Snake River Basin Adjudication, will be based on the historical beneficial use and historical diversion rate represented by use of the box method.

Conversion to an approved, standard measuring device is encouraged but should not result in a increase in the amount of water diverted. IDWR requests, before any old diversion structure is removed or destroyed, to view and measure the historical diversion rate as delivered by the box described in the arbitration.

Any change in measuring devices or structures that results in an increase of diversion rates above the historical beneficial use will result in injury to junior right holders within the Rock Creek system.

We look forward to working with all waterusers in the district. SRBA examinations will resume in the spring of 1995 and IDWR will measure and evaluate all of the structures diverting from Rock Creek and the East Fork of Rock Creek. If you have questions please contact me at my office in Twin Falls.

Sincerely,

STEVE CLELLAND
Water Resource Agent

A41-00008C

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A41-00008C

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

February 17, 1995 11:53am

NAME:

KELVIN TAYSOM

CALLIN

RE:

BASIN 41 LETTERS

HE CALLED TO BE SURE I WOULD BE IN THIS AFTERNOON... HE WOULD LIKE TO COME TO T.F. AND MEET WITH ME TO DISCUSS THE SITUATION DEVELOPING AS A RESULT OF THE "LETTERS".

APPT: 3 PM TO 4:30 PM ***

HE CAME IN AND WE DISCUSSED THE FOLLOWING 3 TOPICS:

1. THE LETTERS: HE WANTED TO FIND OUT WHAT IDWR'S RESPONSE WAS AND TO EXPLAIN THE POSITION HE WAS IN. LIKE EVERYONE HE WANTS MORE WATER BUT RECOGNIZES THE HISTORICAL USES THEY HAVE ESTABLISHED. I DESCRIBED THE HISTORICAL USE IS WHAT WE ARE TRYING TO IDENTIFY FOR PURPOSES OF THE SRBA AND THAT IS WHAT IDWR WILL RECOMMEND.

2. THE ADSHEAD DITCH: HE MENTIONED SPILLETT HAD TRIED TO TRANSFER THE POD ON THIS SYSTEM BEFORE AND WAS DENIED. HE PROPOSED A SCENE WHERE THE 7UD RANCH WAS LEFT WITH 70" IN THE DITCH AND EVERYONE ELSE PUMPED FROM THE STREAM, BUT, IN THEIR INFORMAL ROTATION SETUP, THE PUMPERS WOULD ALLOW THEIR PORTION TO BE USED BY THE 7UD IN THE DITCH. I EXPLAINED THIS WOULD NOT WORK BECAUSE THE TRANSFER REMOVES THE RIGHT TO USE THE PUMPERS WATER RIGHTS IN THE DITCH SYSTEM. SOUNDS AS IF EVERYONE PUMPS OR NO ONE PUMPS.

3. EXPANSION OF RIGHT: HE HAS FILED AN SRBA CLAIM ON A SMALL SPRING THAT HAS BEEN DIVERTED AND USED FOR MANY YEARS. HE WISHES TO ADD SPRINKLERS TO SOME LAND ABOVE THE SPRING DITCH AND BEGIN TO IRRIGATE ADDITIONAL ACRES WITH THE SAME WATER. I TOLD HIM HE IS CORRECT, IT WOULD BE AN EXPANSION, HOWEVER, HE SHOULD FILE A PERMIT FOR THE NEW ACRES BEING IRRIGATED. THERE IS NO LAW CURRENTLY TO ALLOW THE EXPANSION AS AN EXPANSION. HE MUST FILE A NEW WATER RIGHT AND IT MAY BE SUBJECT TO THE MORATORIUM. HE CAN TRY TO

EXPLAIN THE CIRCUMSTANCES AND SHOW THE WATER IS NOT BEING REMOVED FROM THE SNAKE RIVER SYSTEM, SINCE IT ALREADY IS FULLY DIVERTED AND USED, AND GET THE PERMIT APPROVED UNDER THE MORATORIUM.

HE LEFT AND WAS GLAD TO HAVE HIS QUESTIONS ANSWERED ONE ON ONE AND WOULD PROBABLY CONTACT HIS OWN LAWYER FOR ADVICE. I GAVE HIM AN APPLICATION FOR PERMIT FORM JUST IN CASE.

CLAIM: A41-00008C

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:12:32
06/19/91

PAGE: 14
QUICKLOOK INFORMATION

CLAIM NUMBER: A61-00008C

| MR ELEMENT | FIELD EXAM
Y/N | CORRESPONDENCE
SENT/RECEIVED
BY WHOM/DATE | FIELD EXAM
BY WHOM/DATE | CHANGE
CLAIM
Y/N | VERIFIED BY
CODE | COMPLETED
REVIEW
WHOM/DATE | COMPLETED
DATA ENTRY
WHOM/DATE | VERIFIED
DATE
WHOM/DATE |
|---------------------------|-------------------|---|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE | | | | | | | | |
| POINT OF DIV | Y | | | | | | | |
| SOURCE | | | | | | | | |
| PLACE OF USE | Y | | | | | | | |
| DIV. AMOUNT
CFS/VOLUME | Y | | | | | | | |
| CONSUMPTIVE USE | - | | | | | | | |
| PURPOSES | | | | | | | | |
| PERIOD OF USE | Y | | | | | | | |
| BASIS OF CLAIM | Y | | | | | | | |
| REMARKS | Y | | | | | | | |

"VERIFIED BY" CODES

- TOPO MAP/ORTHO-PQ = 1
- ASCS MAP = 2
- WATERMASTER RECORDS = 3
- NAPP PHOTOS = 4
- FIELD EXAM = 5
- OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

Old (D) Number -

1
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State- ID Zip- 83271

SUZANNE

State- ID Zip- 83271

Status - - - +

- - Tribut
- ROCK CREEK

| Town | Ring | Sec | Tract | Lot | Rflg | County | Point of Diversion | Stream Index (Blank if no Index Code) |
|------|------|-----|-------|-----|------|--------|--------------------|---------------------------------------|
| + | - | - | - | - | - | - | - | - |

| | | | | |
|-----|-----|----|-------|-------|
| | | | (77) | POWER |
| 10S | 31E | 33 | NE NH | |

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

03/15 11/15

0.400

| | | | | |
|---------------------|-----------------------|-------------------------|---------------------------|--------------|
| + - Total Div. Rate | + - Total Div. Volume | + - Total Div. Capacity | + - Total Consumptive Use | + - KM Usage |
| 0.400 | | | 174.0 | |

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|-------|------|-------------|--------|
|-----|-----|-----|-------|-----|-------|------|-------------|--------|

| | | | | | | | | |
|-----|-----|----|-------|------|----|------------|------|-------|
| 10S | 31E | 29 | SW NE | 38.0 | 01 | IRRIGATION | (77) | POWER |
| 10S | 31E | 29 | SE NE | 12.0 | 01 | IRRIGATION | (77) | POWER |
| 10S | 31E | 29 | SE NW | 8.0 | 01 | IRRIGATION | (77) | POWER |

Total Acres: 58.0

+ - - - Diversion Means - DAM, FLOOD IRRIGATION

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A41-07048

Remarks
SEE ATTACHED PROOF REMARKS. CLAIMANT RECEIVES WATER ON A 12
DAY TURN AGREEMENT AT 35 HOUR TURNS.

Water right number - A41-00008C

Prefix Translation: ADJUDICATION CLAIM

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

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - - Decree Plaintiff - - - + + - - - Decree Date - +
HOUTZ ET AL. 00/00/0000

+ - - - - - Audit Fields - 12/28/89 WHITE

+ - - - - - Comments - - - - - +
No Comments Found

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

| | | | | | |
|------------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 12/27/1989 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| Proof Due Date | - 00/00/0000 | Proof Made Date | - 00/00/0000 | Water District | - 41 |
| Licensed Date | - 00/00/0000 | Receipt Number | - S010761 | Federal/State Indicator | - S |
| Claims Tape Error Flag | - | POU Ownership Flag | - Y | Presumption Flag | - D |
| Fee Exempt Flag | - | Name Connector | - AND/OR | | |

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:12:32
04/19/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A41-00008C

| | |
|----------------------------|----------------------|
| LAST: TAYSON | FIRST: KELVIN |
| ADDRESS: P.O. BOX 309 | |
| CITY: ROCKLAND | STATE: ID ZIP: 83271 |
| PHONE NUMBER: 208-548-2423 | |
| OWNER CODE: C | |

| | |
|----------------------------|----------------------|
| LAST: TAYSON | FIRST: SUZANNE |
| ADDRESS: P.O. BOX 309 | |
| CITY: ROCKLAND | STATE: ID ZIP: 83271 |
| PHONE NUMBER: 208-548-2423 | |
| OWNER CODE: C | |

| | | |
|---------------------------------------|----------|----------|
| FIELD EXAM REQUIRED? | DATABASE | FIELD |
| VERIFICATION REQUIRED DUE TO REMARKS? | Y | EXAMINER |

CLAIM REMARKS: SEE ATTACHED PROOF REMARKS. CLAIMANT RECEIVES WATER ON A 12
DAY TURN AGREEMENT AT 35 HOUR TURNS.

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

A. AU CLAIM: # A41-00008C PRIORITY DATE: 10-01-1879 STAGE: D

B. WR RECORD: # 41-00008C PRIORITY DATE: 10-01-1879 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE N FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:

10-01-1879

REVIEWED BY _____

DATE _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|------------|------|------|------|-----|-----|-----|-----|-------|
| A41-00008C | 10S | 31E | 33 | | NE | NW | | POWER |

OTHER AJ CLAIMS WITH SAME AJ POD

| A PREFIX | R PREFIX | MR RECORDS IN SAME 40 ACRE TRACT |
|------------|----------|----------------------------------|
| A41-00008A | NONE | 41-00008A |
| A41-00008E | | 41-00008B |
| A41-00008D | | |
| A41-00013A | | |
| A41-00008F | | |

SOURCE: ROCK CREEK, SOUTH FORK

TRIB: ROCK CREEK

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|-------|
| 41-00008C | 10S | 31E | 33 | | NE | NW | | POWER |

OTHER WR RECORDS WITH SAME WR POD

| AJ CLAIMS IN SAME 40 ACRE TRACT |
|---------------------------------|
| A PREFIX |
| R PREFIX |
| NONE |
| NONE |

SOURCE: ROCK CREEK, SOUTH FORK

TRIB: ROCK CREEK

C. FIELD EXAM REQUIRED?

| DUE TO POD DISCREPANCY? | (Y/N) | DATABASE | FIELD EXAMINER |
|----------------------------|-------|----------|----------------|
| DUE TO SOURCE DISCREPANCY? | (Y/N) | N | |

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4 1/4 LOT COUNTY

SOURCE: ROCK CREEK, SOUTH FORK TRIB: ROCK CREEK

REVIEWED BY: _____ DATE: _____

A. ROOT WATER RIGHT NUMBERS:

A41-00008B
A41-00008C

A41-00008E

A41-00008D

A41-00008F

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|--|--|-------------------------------------|-----------------|----------------|------------------|
| TOS | 31E | 29 | SW | NE | | TAYSON, KELVIN
TAYSON, SUZANNE
WESTON, H. R. | A41-00008C / 38.0
A41-07048 / 38.0 | -
41-07048 / 38.0
41-00008A / | | | 39.0 |
| TOS | 31E | 29 | SE | NE | | TAYSON, KELVIN
TAYSON, SUZANNE | A41-00008C / 12.0
A41-07048 / 12.0
A41-10001 / | -
41-07048 / 12.0
- | | | 24.0 |
| TOS | 31E | 29 | SE | NW | | TAYSON, KELVIN
TAYSON, SUZANNE
WESTON, H. R. | A41-00008C / 8.0
A41-07048 / 8.0 | -
41-07048 / 8.0
41-00008A / | | | 38.0 |
| TOTAL ACRES | | | | | | | A41-00008C | 58.00 | | | 101.00 |

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE FIELD
Y EXAMINER

PRESUMPTION FLAG: D

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

A. AJ CLAIMED USES:

PURPOSES
A41-00008C IRRIGATION

MONTH/DAY
FROM 03-15 TO 11-15

DIVERSION QUANTITY
.400 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.400 CFS

B. WR RECORDED USES:

PURPOSES
41-00008C IRRIGATION

MONTH/DAY
FROM TO

DIVERSION QUANTITY
.800 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.800 CFS

PRESUMPTION FLAG: D

C. FIELD EXAM REQUIRED?

| | FIELD EXAMINER |
|--|----------------|
| DUE TO WATER-USE DISCREPANCY? (Y/N) | N |
| DUE TO DIVERSION RATE DISCREPANCY? (Y/N) | Y |
| DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N) | Y |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in remarks, below.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.400 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.800 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD DATABASE EXAMINER
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

B.

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A41-07048

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|------------------------|-----------------|-----------|----------------|-----------|----------------|
| A41-00008C | ROCK CREEK, SOUTH FORK | TAYSON, KELVIN | 0.400 | 0.006 | 29.00 | 0.50 |
| A41-07048 | GROUNDWATER | TAYSON, SUZANNE | 0.060 | 0.001 | | |

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|----------|-----------------|---------------------|----------|--------|
| A41-10001 | DOMESTIC | TAYSON, SUZANNE | FROM 01-01 TO 12-31 | .040 CFS | |

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from P/U review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 174.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|----------------------|------------------------|----------------------------|-----------------------|----------------------------|
| IRRIGATION | 03-15 11-15 | DATABASE EXAMINER
0.400 | DATABASE EXAMINER | DATABASE EXAMINER
174.0 |
| TOTAL FOR THIS RIGHT | | 0.400 | | 174.0 |

REVIEWED BY: _____

DATE: _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()
() ()
() ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 41-00008
TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 4.800

EXAMINER

CFS

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| - | A41-00008B | 0.800 | - | - | 41-00008B | 0.800 |
| - | A41-00008C | 0.400 | - | - | 41-00008C | 0.800 |
| A41-00008 | A41-00008E | 0.720 | - | - | - | - |
| A41-00008A | A41-00008D | 0.533 | - | - | 41-00008A | 1.600 |
| A41-00008B | A41-00008F | 1.410 | - | - | 41-00008B | 0.800 |
| A41-00008C | A41-00008F | 1.410 | - | - | 41-00008C | 0.800 |
| TOTAL CFS | | 5.273 | | | | 4.800 |

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE N FIELD EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

Water Right Number - 41-00008C

Prefix Translation:

WATER RIGHT

Old (D) Number -

Last Name -

First Name -

Address -

*** C - CURRENT OWNER ***
7 U D RANCHES

1 -
2 -
3 -
City-
Phone -

State- Zip-

*** O - ORIGINAL OWNER ***
ADSHEAD

WILLIAM

1 -
2 -
3 -
City-
Phone -

State- Zip-

Priority Date - 10/01/1879

Region - 17 SOUTHERN

Stage - D - DECREED

Status -

Source - ROCK CREEK, SOUTH FORK

Tributary - ROCK CREEK

Twn Rng Sec Tract Lot Rflg County Point of Diversion Stream Index (Blank if no Index Code)

10S 31E 33 NE NW (77) POWER

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

01 - IRRIGATION

0.800

Total Div. Rate - 0.800 Total Div. Volume - Total Div. Capacity -

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use Code | Description | County |
|-----|-----|-----|-------|-----|-------|-------------------|-------------|--------------|
| 10S | 31E | 28 | | | | 01 | IRRIGATION | (77)) POWER |
| 10S | 31E | 28 | | | | 01 | IRRIGATION | (77)) POWER |
| 10S | 31E | 29 | | | | 01 | IRRIGATION | (77)) POWER |

- - - Diversion Means -

- - - Non-Irrigation Use -

- - - Other Rights for Same Use -

Remarks -
P/U NOT GIVEN IN DECREE. SEE FILE.
RT. IS FOR 0.80 CFS AT ALL TIMES, BUT 3.2 CFS IS DELIVERED FOR
1/4 OF THE TIME.
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY

