03/18/2002

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-4165

NAME AND ADDRESS: WAYNE TAYSOM
PO BOX 4819
POCATELLO ID 83201

SOURCE: POND TRIBUTARY:

QUANTITY: 0.20 CFS
1.3 AFY

PRIORITY DATE: 04/01/1948

POINT OF DIVERSION:

T08S R36E S23 SWSE Within BANNOCK County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
RECREATION	01/01 12/31	0.200 CFS
IRRIGATION	04/01 10/31	0.020 CFS
STOCKWATER	01/01 12/31	0.010 CFS
RECREATION STORAGE	01/01 12/31	1.25 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County

T08S R36E S23 SWSE 2.2

RECREATION same as IRRIGATION
STOCKWATER same as IRRIGATION
RECREATION STORAGE same as IRRIGATION

2.2 ACRES TOTAL

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

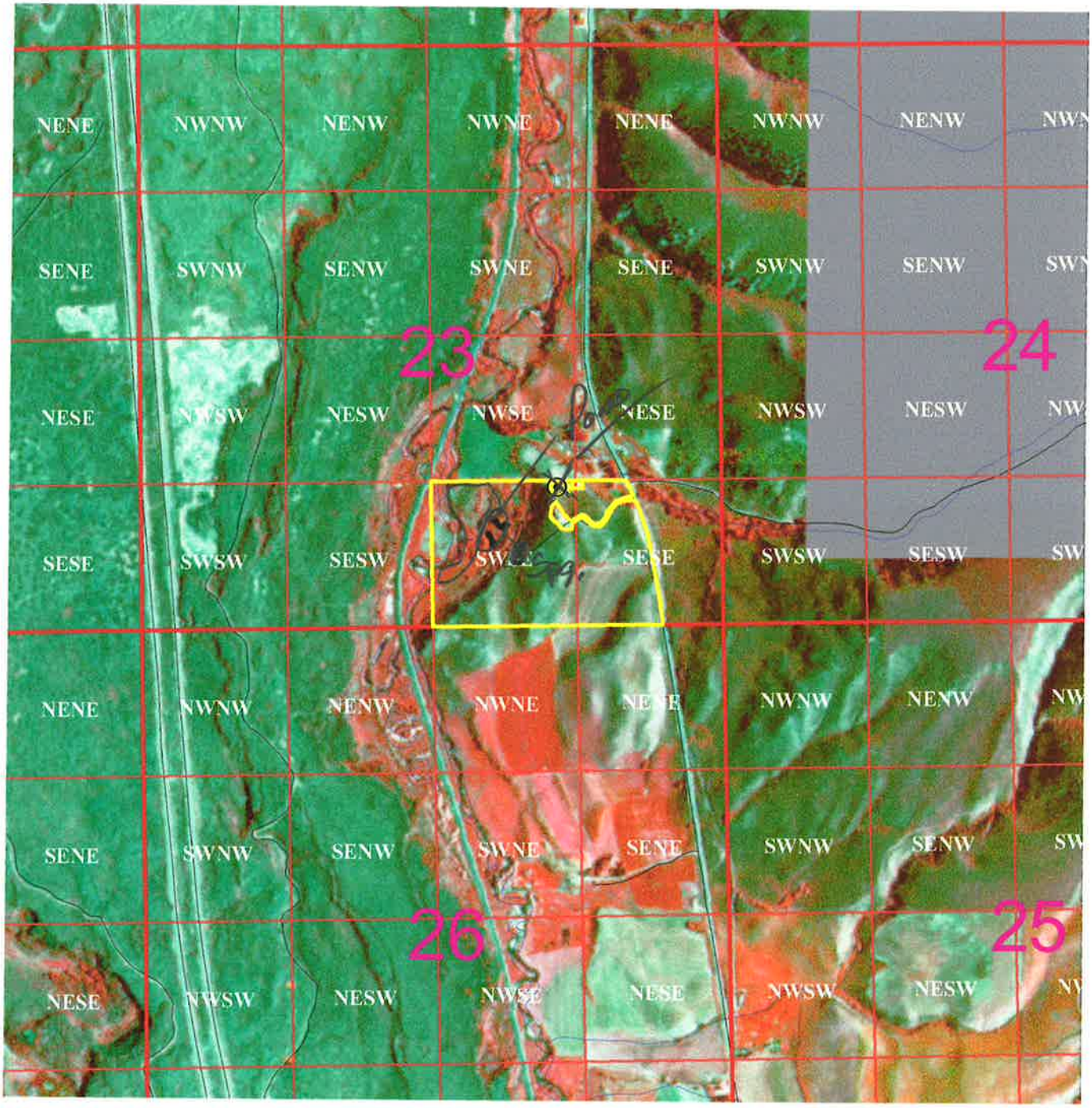
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

Water Right Claim Number A29-04165

08/11/2000

Township , 8S36E



Legend

- Irrigated Area
- Place of Diversion
- Section Line
- Quarter Section Line
- Roads
- Streams and Canals

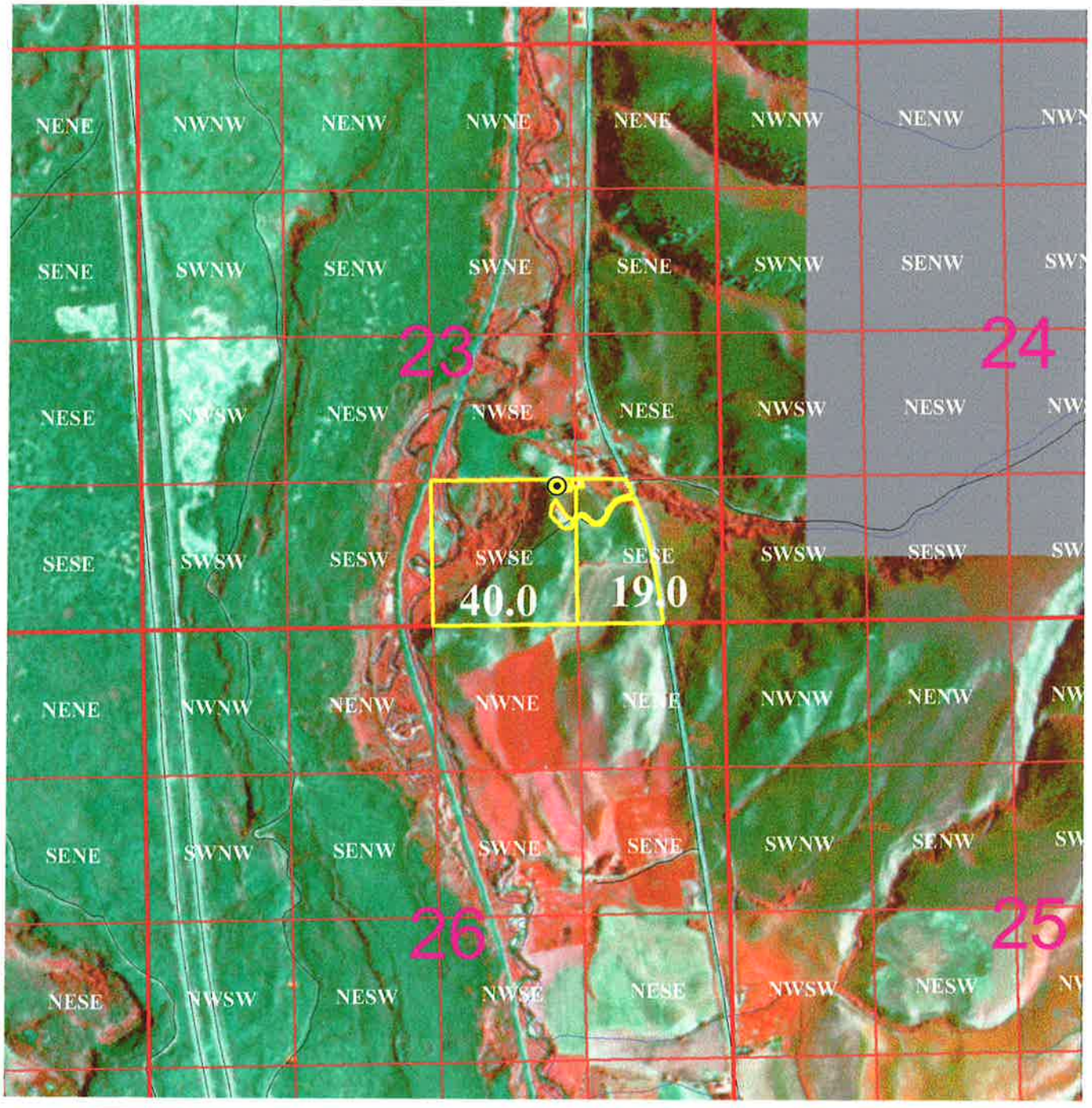
N

1000 0 1000 2000 Feet

Water Right Claim Number A29-04165

08/11/2000

Township , 8S36E



Legend

- Irrigated Area
- Place of Diversion
- Section Line
- Quarter Section Line
- Roads
- Streams and Canals

N

1000 0 1000 2000 Feet

RECEIVED
FEB 27 2003
Department of Water Resources
Eastern Region

02/18/2003

Allen

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: April 21, 2003

Water right number: 29-4165

WAYNE TAYSOM
PO BOX 4519
POCATELLO ID 83205
Telephone Number: (208)232-1746

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: 2/24/03 **SIGNATURE:** Wayne E Taysom

Please print your name: WAYNE E TAYSOM

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

PROFILE

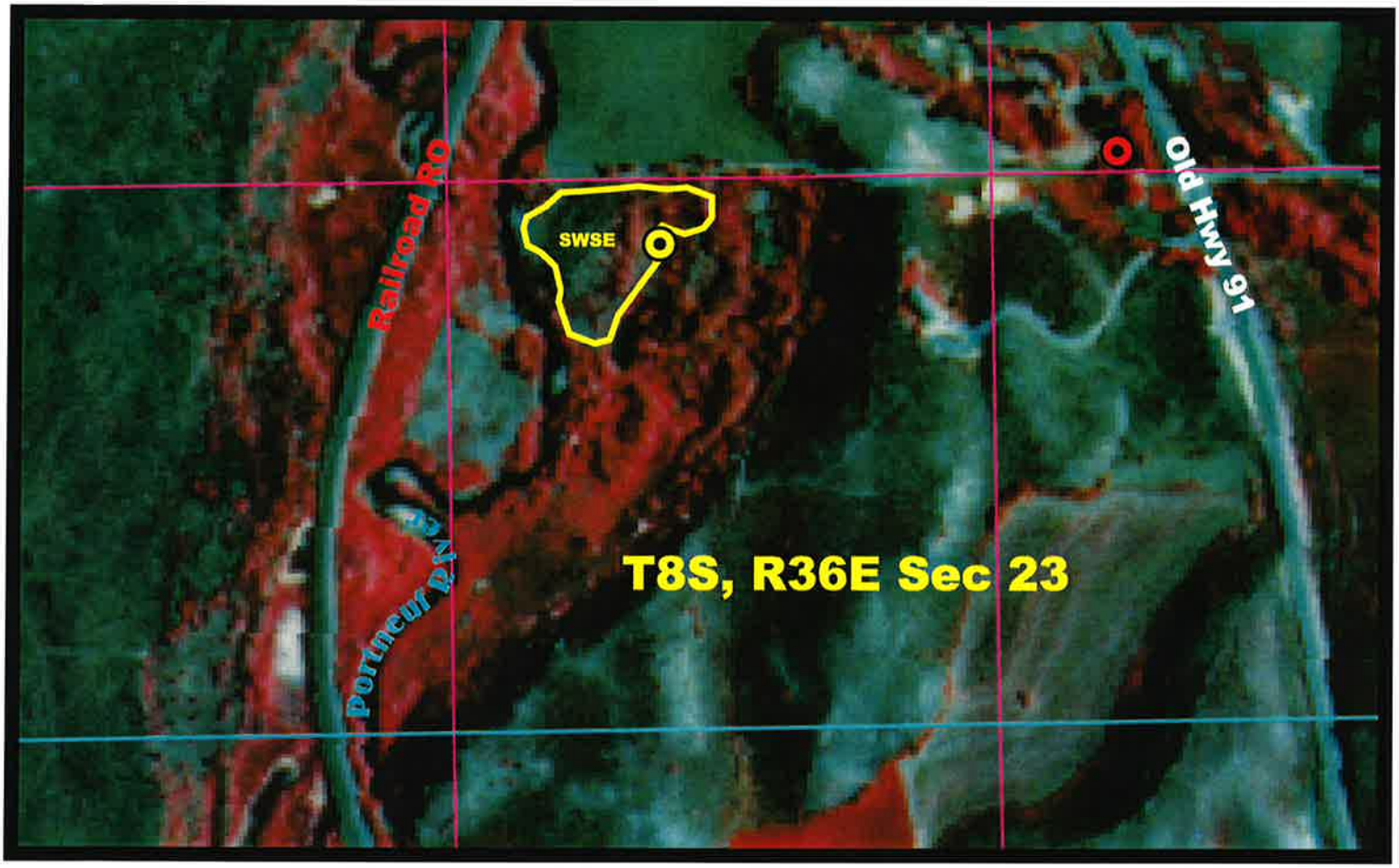
SCANNED
FEB 24 2005

STATE OF IDAHO

Department of Water Resources

Eastern Region

Water Right(s): 29-4165



LEGEND

SESE — Place of Use

Section

Quarter-Quarter

Point of Diversion

PROFILED

Place of Use: T8S, R36E
(part of) Sec. 23 SWSE

SCANNED
FEB 2 4 2005

Point(s) of Diversion: T8S, R36E
Sec. 23 SWSE

N
W E
S

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: November 2001

29-4165

RECEIVED
JUL 14 2003
WATER RESOURCES
WESTERN REGION

3-14-03

Ms. Carma Smith
5137 W Portneuf Rd ph: 208-
Inkom ID 83245-1611 775-3604

Craig -

The following deeds are inclosed to help determine our Indian Water Rights =

1) Martin Kipehue - Indian
2) Samuel J. Palmer - Non Indian
3) Martin Palmer - " "
4) Thuron & Carma Smith " "

Please contact me if you need more information.

Sincerely,
Carma Smith

P.S. May I have a copy of the Lease Treaty? Please send me a copy

RECEIVED
JUL 17 2003
Department of Water Resources
Eastern Region

SCANNED
FEB 24 2005
PROFILE

INSTRUMENT NO. 12879

1172568
92208-24. I. O.

10

4--1067.

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a schedule of allotments approved by the Secretary of the Interior has been deposited in the General Land Office, whereby it appears that Martin Kizehue, an Indian of the Fort Hall Reservation, has been allotted the following-described land:

606

The southwest quarter of the southwest quarter of Section twenty-four and the southeast quarter of the southeast quarter of Section twenty-three in Township seven South of Range thirty-five east of the Boise Meridian, Idaho, containing eighty 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 the UNITED STATES OF AMERICA, in consideration of the premises, and in accordance with the provisions of the Act of Congress of February 23, 1889 (25 Stat., 688), HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said Martin Kizehue and to his heirs, the lands above described: TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said Martin Kizehue and to his heirs forever, with the provision that the title hereby acquired shall not be subject to alienation, lease, or incumbrance, either by voluntary conveysnce of the grantee or his heirs, or by the judgment, order, or decree of any court, or subject to taxation of any character, but shall be and remain inalienable and not subject to taxation for the period of twenty-five years, and until such time thereafter as the President may set fit to remove the restriction. 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.

This patent is issued in lieu of one dated May 3, 1902 and shall not operate to extend the restriction declared in that patent.

IN TESTIMONY WHEREOF, I, Calvin Coolidge, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the THIRTIETH day of APRIL in the year of our Lord one thousand nine hundred and TWENTY-FIVE and of the Independence of the United States the one hundred and FORTY-NINTH.

By the President: Calvin Coolidge
By Viola B. Pugh, Secretary.
(SEAL) M. P. LeRoy, Recorder of the General Land Office.

RECORDED: Patent Number 958545

RECORDED JAN 25 1927 12:20 PM in Book 55 of Deeds page 605 Records of Bannock County State of Idaho at the request of Stephen Janus, Fort Hall.
Lillian Spencberg, Recorder

SCANNED FEB 24 2005

INSTRUMENT NO. 128769

363

5--183a

20353-24

OFFICE OF INDIAN AFFAIRS
RECEIVED
MAR 15 1924
20353

DEED NONCOMPETENT INDIAN LANDS.

THIS INDENTURE, Made and entered into this Thirtieth day of November one thousand nine hundred and twenty-three by and between [redacted] of Fort Hall, Idaho, non-competent Fort Hall Indian, party of the first part, and Samuel J. Palmer, of Pocatello, Idaho, party of the second part:

WITNESSETH, that the said party of the first part, for and in consideration of the sum of TWENTY ONE HUNDRED THIRTEEN ($2113.00) dollars, in hand paid, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell, and convey unto said party of the second part the following-described real estate and premises situated in Bannock County, State of Idaho, to wit:

South-west quarter (SW/4) of the south-west quarter (SW/4) of section twenty-four (24) and the south-east quarter (SE/4) of the south-east quarter (SE/4) of section twenty-three (23) township seven (7) south, range thirty-five (35) east of the Boise Meridian, Idaho, containing eighty (80) acres more or less. $2.50 I.R.S. attached and cancelled

"And there is reserved from the lands hereby granted a right of way for ditches and canals constructed by the authority of the United States.

together with all the improvements thereon and the appurtenances thereunto belonging. And the said party of the first part, for himself and his heirs, executors, and administrators, does hereby covenant, promise, and agree to and with the said party of the second part, his heirs and assigns, that they will forever warrant and defend the said premises against the claim of all persons, claiming or to claim by, through, or under him only.

To have and to hold said described premises unto the said party of the second part, his heirs, executors, administrators, and assigns, forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Witnesses:
Robert R. Burns
Frances E. Burns

Martin Kizehue (SEAL)
(Finger Print)
his mark.

PROFILED
SCANNED
FEB 24 2005

STATE OF IDAHO)
) ss:
County of Bingham)

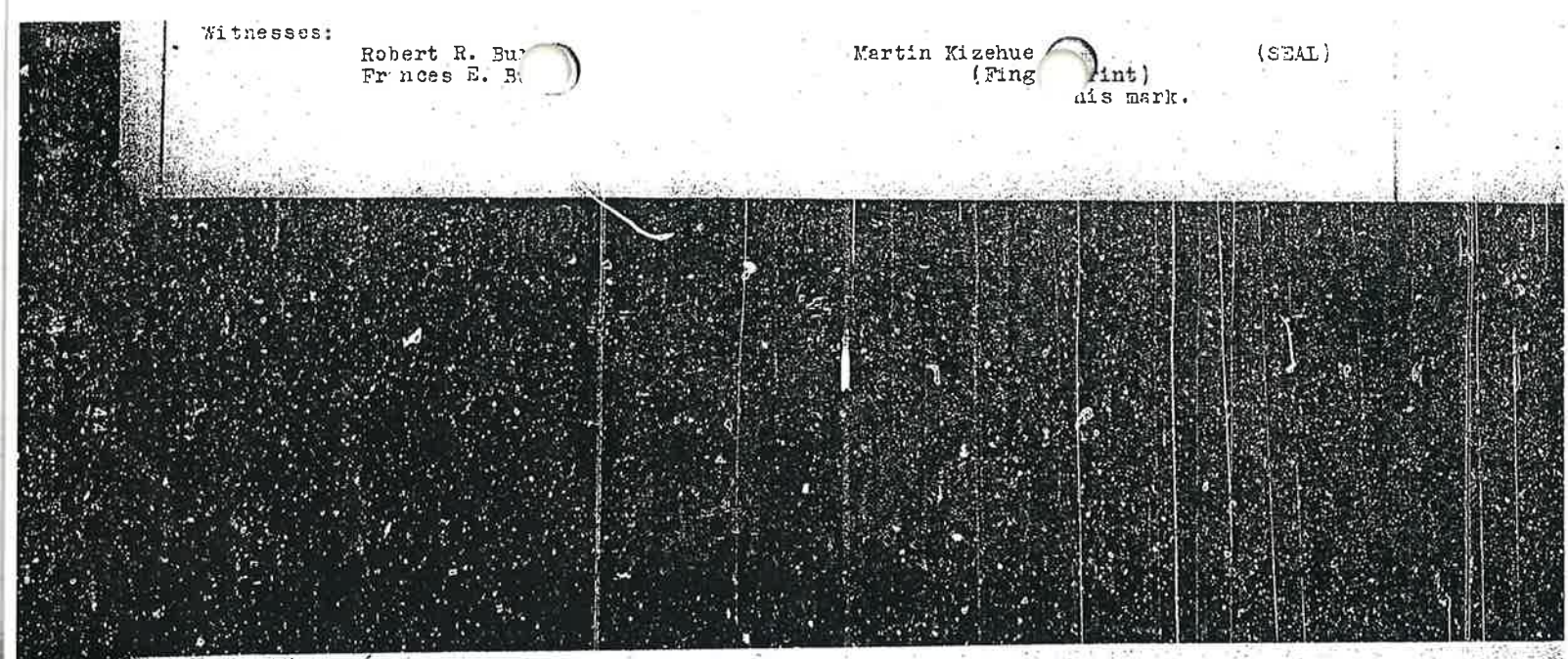
BE IT REMEMBERED, That on this First day of December, A. D. 1923, before the undersigned, a Notary Public, in and for the County and State aforesaid, personally appeared Martin Kizehue, to me personally known to be the identical person who executed the within instrument of writing, and such person duly acknowledged the execution of the same.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official

Witnesses:

Robert R. Bu[illegible]
Fr[illegible]nces E. B[illegible]

Martin Kizehue (SEAL)
(Fing[illegible]int)
his mark.



6

STATE OF IDAHO)
) ss:
County of Bingham)

BE IT REMEMBERED, That on this First day of December, A. D. 1923, before the undersigned, a Notary Public, in and for the County and State aforesaid, personally appeared Martin Kizehue, to me personally known to be the identical person who executed the within instrument of writing, and such person duly acknowledged the execution of the same.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year last above written.

Robert R. Burns
Notary Public
Fort Hall, Idaho.

(SEAL)
My commission expires April 1, 1925.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
APR 11 1924

The within deed is respectfully submitted to the Secretary of the Interior, with the recommendation that it be approved.

C. F. Hauke
Chief Clerk.

DEPARTMENT OF THE INTERIOR.
APR 17 1924

The within deed is hereby approved.

F. M. Goodwin
Assistant Secretary.

PROFILE

SCANNED
FEB 24 2005

OFFICE OF INDIAN AFFAIRS,
LAND DIVISION,
December 30, 1926

Recorded in Deed Book,
Indian Lands, Vol. 52, page 363

This instrument was filed for record on the 25 day of Jan, 1927 at 12 21 o'clock P.M.
and duly recorded in Book 55, Deeds on page 606 at the request of S J Palmer
Lillian Spongberg, Recorder Fee $1.20 By Anna Keefe, Deputy

INSTR[illegible]T No. 134504

Geo. Primbs & Sons, Mfg. Stationers, Pocatello, Idaho

Warranty Deed

This Indenture, Made this 19th day of November in the year of our Lord One Thousand Nine Hundred and Twenty - seven, between Samuel J. Palmer and Nora I. Palmer, his wife of Pocatello, County of Bannock, State of Idaho, the parties of the first part, and Hyrum Martin Palmer of Pocatello, County of Bannock, State of Idaho, the party of the second part:

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of One DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged and for other good and valuable considerations, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto the said party, of the second part, and to his heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Bannock, State of Idaho, bounded and more particularly described as follows, to-wit:

The Southwest Quarter of the Southwest Quarter of Section Twenty-four; and the southeast quarter of the southeast quarter of Section Twenty three; in Township Seven (7) South, Range Thirty-Five (35) East of the Boise Meridian, and containing 80 acres, more or less. Together with all water, water rights, privileges and franchises belonging to or with the said lands, or any part or parcel thereof, for the irrigation of the same or for domestic or culinary purposes thereon, and all dams, ditches, flumes, reservoirs, aqueducts, or other works used for the storage, diversion or distribution of any such waters or in conveying the same to, upon or over the said lands, or any part or parcel thereof.

Together with, all and singular, the tenements, hereditaments and appurtenances thereunto belonging or otherwise appertaining and the rents, issues and profits thereof:

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances and privileges thereunto incident, unto the said party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns against the said parties of the first part, and their heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hand s and seal s the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

Paul Bistline

Samuel J. Palmer (SEAL)

Nora I. Palmer (SEAL)

(SEAL)

(SEAL)

STATE OF IDAHO, } ss.
County of Bannock

On this 19th day of November, in the year 19 27, before me, Paul Bistline a Notary Public in and for said County and State, personally appeared Samuel J. Palmer and Nora I. Palmer, his wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Paul Bistline
Notary Public.
Residence Pocatello, Idaho

(SEAL)

SCANNED
FEB 24 2005
PROOF

748621

125

THIS INDENTURE, made this 2nd day of January in the year of our Lord, One Thousand Nine Hundred and sixty nine, between

Hyrum Martin Palmer and Grace Palmer, husband and wife

of Pocatello, County of Bannock, State of Idaho

the parties of the first part, and Theron J. Smith and Carma Smith, husband and wife

5137 W. Northwest Blvd.

of Pocatello, County of Bannock, State of Idaho

the parties of the second part:

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of

Ten Dollars and other valuable considerations - - - - - - - - - - DOLLARS,

lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said parties of the second part, and to their heirs and assigns forever: All those certain lots, pieces or parcels of land situate, lying and being in the County of Bannock, State of Idaho, bounded and more particularly described as follows, to-wit: Parcels of land lying South of the Portneuf River in the East ½ SE¼ Section 23, in the North ½ SW¼ Section 24 and the SW¼SW¼ Section 24 all in T.7S., R.35E., B.M., Bannock County Idaho, more particularly described as follows; Beginning at a point on the South 1/16 line of said Section 23, 546 feet East of the Southeast 1/16 corner of said Section 23; Thence continuing East along said 1/16 line 300 feet; Thence at right angles North to the centerline of the Portneuf river; Thence Southeasterly along the centerline of said Portneuf River to the West line of said Section 23; Thence South along the East line of said Section 23, 1542 feet, more or less, to the Southeast corner of said Section 23; Thence West along the South line of said Section23, 1004 feet, more or less, to a point 316 feet East of the East 1/16 corner of said Section 23; Thence N 9°53'E, 1320 feet, more or less, to the Point of Beginning, containing 31.4 acres, more or less. And beginning at the South 1/16 corner on the West line of Section 24, T.7S., R.35E., B.M.; Thence North along said West line of Section 24, 222 feet, more or less, to the centerline of the Portneuf River; Thence Southeasterly along said centerline of the Portneuf River to the South 1/16 line of said Section 24; Thence West along said South 1/16 line 2075 feet, more or less, to the Point of Beginning, containing 10 acres, more or less. And the SW¼SW¼ Section 24, T.7S., R.35E., B.M., containing 40 acres, more or less.

SCANNED

FEB 24 2005

PROFIL

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said parties of the second part, and to their heirs and assigns forever and the said parties of the first part, and their heirs warrant the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns against the said parties of the first part, and their heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of

C. H. Carlson

Hyrum Martin Palmer [SEAL]

Grace Palmer [SEAL]

Signed, Sealed and Delivered in the Presence of

P. W. Carlson

Hyrum Martin Palmer [SEAL]

Grace Palmer [SEAL]

126 7-2 748621

STATE OF IDAHO, }
COUNTY OF BANNOCK } ss:

On this 9th day of January, in the year 19 69, before me P. W. Carlson, a Notary Public in and for said County and State, personally appeared Hyrum Martin Palmer and Grace Palmer

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they 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.

P. W. Carlson
Notary Public

Residence Pocatello, Idaho

NOTARY SEAL

My commission expires June 1, 1972.

SCANNED
FEB 24 2005

PREFILED

NO. 748621
RECORDED AT REQUEST OF
Theron Smith
'85 MAY -3 A8:31
OFFICIAL RECORD BK NO. 424
BANNOCK COUNTY, IDAHO
LARRY W. GHAN RECORDER
FEE 4.00 DEPUTY ka

Jan. 16, 1995

My husband Martin Palmer began pumping Water from the Portneuf River in 1926 to irrigate this said property. He purchased this property which was an Indian Allotment with the understanding it had Water rights to water that was available.

He first used an old Fordson Tractor for power to Propel an eight inch pump. We pumped water to the high point of the field into an irrigation ditch which We Constructed using surveying instruments to obtain the proper gravity flow. We used Canvas dams in the ditches and moved them from place to place as Needed.

During the depression the old tractor was Wearing out so Martin decided to build a Water Wheel to propel the pump, by using several different sizes of gears, pulleys and belts the Water Wheel generated enough power to pump the water.

He later built a more improved water wheel which we used until electric power was available. We still used the irrigation ditches for several years until we could afford to purchase a new pump and a sprinkler system.

We later sold this property to Theron Smith.

SCANNED
PROFILED FEB 2 4 2005
MICROFILMED
NOV 13 1995

Grace Palmer

SUBSCRIBED AND SWORN to, before me, the undersigned, Notary Public, this 16th day of January, 1995.

IDAHO
CONE

Notary Public

SCANNED
MAY 18 2001

Log for claim A29-04165 **Spatial Dynamics AMH** **8/11/00**

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s36e	23	SWSE	22	40	Indiscernible
08s36e	23	SESE	8	19	Indiscernible
Totals:			30	59	

2 ~~SPLITS TO B, D, E AND F.~~ NO!

SPRING HAS PIPE FROM HILL SIDE BELOW OLD STAGE RD. FLOW IS DOWN. SECOND SPRING IS BACK IN WILLOWS - BOTH FEED FLOW TO POND - NO RIVER INFLOW ≈ 15' ABOVE RIVER ELEVATION.

PRIORITY WIDOWCO RESERVOIR - CONFIRMS 1948.

IRRIG IS BY SMALL PUMP FOR HORSE/MULE PASTURE.
IRRIG PERIOD OF USE 4/1 TO 10/31 (Dept. Std.)
OTHER USES/PERIOD ⇒ OK

IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID	29 4165
POD ID	201735
Quad	McCammon
Claim Type	L
Easting	646557
Northing	180001
GPSID	A0012636

Diversion Description

PIPELINE & POND. No outflow from pond. In the past, claimant pumped (portable pump) to irrigate pasture. Claimant doesn't know size of pump.

Assumptions

Pump is small gas powered unit. Assume horse power and pressure head.

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Invoice #

Linked Photos: POD ID 201735_01.JPG; POD ID 201735_02.JPG

EPE (ft)	Date (M/D/Y)	Time	Flow Rate (CFS)
14			0.262306382978723

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ **Circular Channel**
- ☐ Less than half full
- ☐ Half full
- ☐ More than half ful
- ☐ Full

Diameter: 0
Depth:

☐ **Rectangular Channel**
Width:
Depth:

Flow Calculation

☐ **Continuity** Velocity: 0

☐ **Orifice**
(Use only for head over a pipe flowing full with free discharge)
Depth of Water above orifice centerline:

☐ **Weir**
(Use only for water flowing freely over weir)
Height of water above nappe:
Width of weir:

☐ **Manning** (If used, include photo of representative channel section

Channel Slope:

Channel Description	
Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System ☑

HP	5
Pressure Head (psi)	50
Elevation Head (ft)	2
Motor Mfg	
Motor Serial #	
Pump Type	
Pump Mfg	
Pump Serial#	

New Contact Information ☐

New Contact Comments

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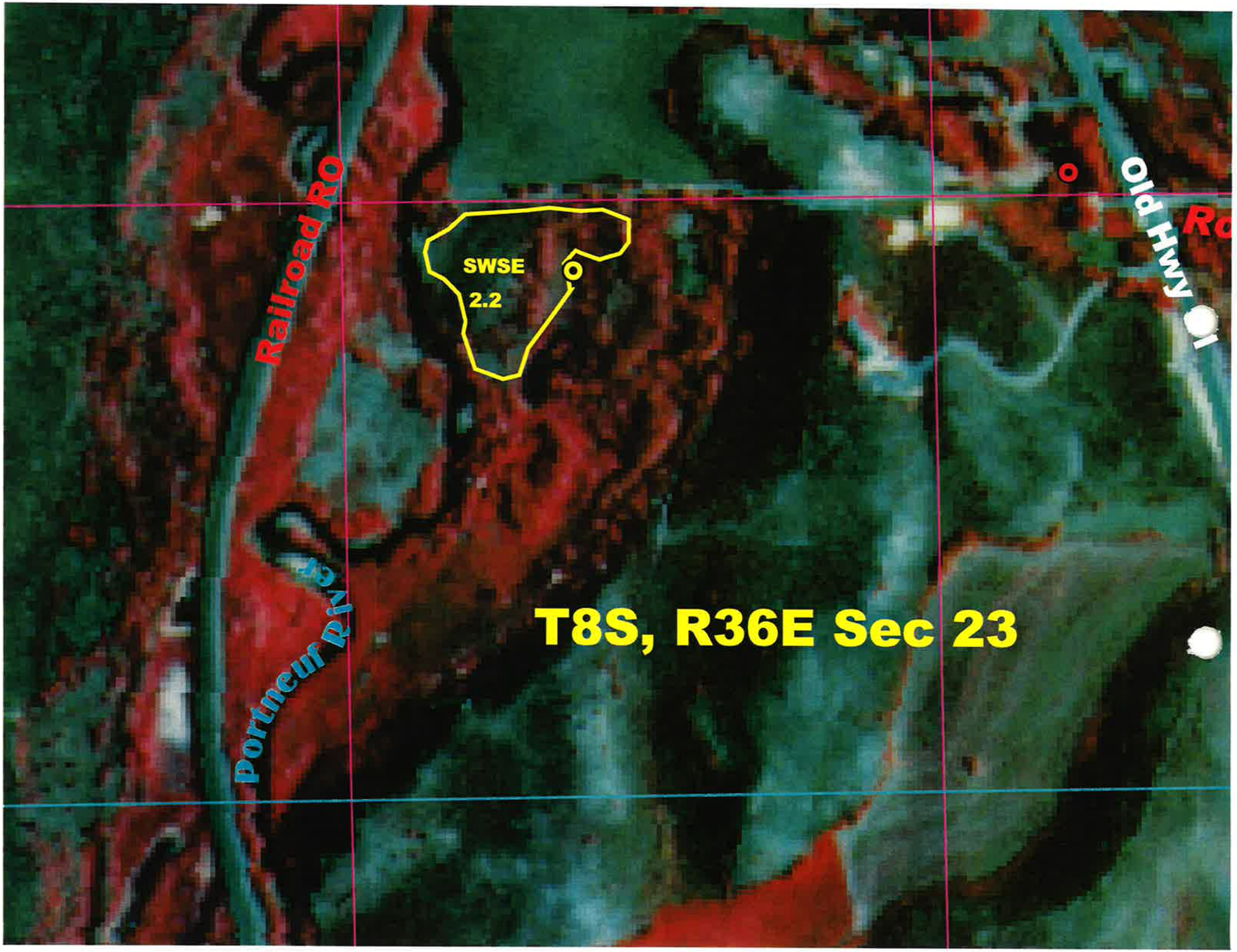
INTREPID Engineering Services, Inc. (IES) Enabling People and Solutions


Railroad Rd
Old Hwy
SWSE
2.2
Portneuf River
T8S, R36E Sec 23

RECEIVED
DEC 0 5 2001
Department of Water Resources
Eastern Region

Wayne Taysom
P.O Box 4519
Pocatello, Idaho 83205

IDWR EASTERN REGION
900 N Skyline Dr., Suite A
Idaho Falls, Idaho 83402-1718

December 4, 2001

Ref. ID# A29-04165
Water Change Ownership

Gentlemen:

Herewith please find Quit Claim Deed Signed 30 March 1988 on behalf of Wayne Taysom by Patricia Rae Taysom, Complete with legal description and location map indicating legal plot and points of diversion.

I will accordingly appreciate the change of ownership from Wayne or Pat Taysom be changed to read Wayne Taysom at the same address.

I trust the above will encompass your information necessary to transfer ownership.

Respectfully,

Wayne Taysom

DELOG
AR 12-7-01

Form 42-248/42-1409(6) March 26,1999

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: A 29 - 04165 - A29-02044D

   Adjudication Claim No(s).: 39576

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

   A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

   AND

   B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

   OR

   C. If your water right or adjudication claim 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: WAYNE TAYSOM DBA PAT TAYSOM
   P.O. Box 4814 POCATELLO, IDA. 83205

4. New Owner/Claimant(s): WAYNE TAYSOM
   Name Connector (Check one): [ ] and, [ ] or, [ ] and/or
   New Mailing Address: P.O. BOX 4519
   City, State and ZIP Code: POCATELLO, Idaho 83205
   New Telephone Number: (208) 232 1746

5. Date you acquired the property: 1987

6. **Did you acquire all of the former owner's property? If you did, skip this item and go to item 7.** If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right: 8	Number and type of stock: 200 Beef 12 horses/mules, TROUT/Fish Pond
Diversion rate in CFS: .410	Number of homes you acquired: 1
Other uses	

7. Signature of New Owner(s) or Claimant(s): Wayne Taysom

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

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

3-1

810858

QUIT CLAIM DEED

THIS INDENTURE, made this 30th day of March, 1988, between PATRICIA RAE TAYSOM, of Pocatello, County of Bannock, State of Idaho, the Grantor, and WAYNE ELI TAYSOM of P. O. Box 4819, Pocatello, Idaho, 83205, the Grantee.

WITNESSETH: That the Grantor, for and in consideration of the sum of ONE DOLLARS ($1.00) lawful money of the United States of America, and other good and valuable consideration, to her in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever Quit Claim unto the Grantee, and to his heirs and assigns forever, the following described real estate situate in Bannock County, Idaho, ~~to wit:~~

PARCEL 1: A parcel of land situated in the South 1/2 of the Southeast quarter of Section 23, Township 8 South, Range 36 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Commencing at the Southeast corner of said Section 23, said point being marked by a Bannock County brass cap monument stamped L.S. 968; thence South 89°49'10" West along the South line of said Section 670.69 feet to the Westerly right of way of Old Highway 30; thence North 7°51'30" West along said Westerly right of way 527.23 feet to the true point of beginning; thence South 89°49'10" West, 1,830.40 feet to the meridional centerline of said Section; thence North 0°56'04" West along said meridional centerline 445.52 feet; thence South 89°55'37" East, 60.00 feet; thence North 0°52'30" East 340.00 feet; thence South 89°55'37" East, parallel to the South 1/16th line of said Section 1,396.94 feet; thence South 23°56'50" East, 180.00 feet more or less; thence South 89°55'37" East 120.00 feet more or less to said Westerly right of way of old Highway 30; thence South 23°56'50" East along said Westerly right of way; said parcel containing 30.0 acres more or less.

61D

JONES and CHRISTENSEN, Chartered
P. O. BOX 967 - 405 WEST WHITMAN
POCATELLO, IDAHO 83204

PARCEL 2: Beginning at the Northwest corner of Section 22, Township 6 South, Range 34 E.B.M.; thence South on West line of said Section 22, 25.0 feet; thence East parallel to the North line of said Section 22, 100.0 feet to the TRUE POINT OF BEGINNING; thence continuing East 560 feet; thence South 305 feet; thence West 437.5 feet, more or less, to the Easterly right of way line of Interstate Highway; thence in Northwesterly direction on said Easterly right of way line 182.0 feet; thence North parallel to the West line of said Section 22, 170.4 feet, more or less, to the TRUE POINT OF BEGINNING, and contains 3.69 acres.

Subject to an easement for the maintenance and operation of an underground sewer now located on the above described property.

PARCEL 3: Lots 1 through 5, Block 327, and Lots 8 through 14, Block 328, Pocatello Townsite, Bannock County, Idaho.

PARCEL 4: Beginning at the Southwest corner of the E1/2 of the SW1/4 of Section 9, Township 6 South, Range 34 E.B.M.; thence North 0°30' along the West line of said E1/2SW1/4, 30 feet to the North right of way line of Quinn Road, the point of beginning; thence continuing North 0°30' West, 2494.6 feet to the point where a post is set in concrete, the same being the Southerly boundary line of Interstate 15W, Project I-15W-4 right of way, thence South 89°44' East, 873.79 feet; thence 0°30' East, 2491.5 feet, more or less, to the said North right of way line of Quinn Road; thence South 89°59' West, along said North right of way line 873.79 feet, more or less, to the point of beginning. A parcel of land in the E1/2SW1/4, Section 9. Township 6 South, Range 34 E.B.M., Bannock County, Idaho.

PARCEL 5: An undivided one-ninth interest in Lots 1 through 10, Block 345, Pocatello Townsite, Bannock County, Idaho.

PARCEL 6: The South one-half of the Southwest quarter of the Northeast quarter of Section 4, Township 6 South, Range 34 E.B.M., Bannock County, Idaho.

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including all water and water rights, all ditch and ditch rights, and the reversion and reversions, remainder and remainders, rents, issues, and profits thereof for all the above-described parcels.

JONES and CHRISTENSEN, Chartered
P. O. BOX 967 · 405 WEST WHITMAN
POCATELLO, IDAHO 83204

3-3

810958

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the Grantee and to his heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor has hereunto set her hand the day and year first above written.

Patricia Rae Taysom

Patricia Rae Taysom

STATE OF IDAHO)
)ss
County of Bannock)

On this 30th day of March, 1988, before me the undersigned notary public, personally appeared PATRICIA RAE TAYSOM, 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.

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

NOTARY SEAL

Barbara Fuger

Notary Public for Idaho
Residing at: Pocatello, Idaho
My Commission expires: 1-9-93

NO. 810958
RECORDED

Jones & Christensen
'88 APR 12 A9:51

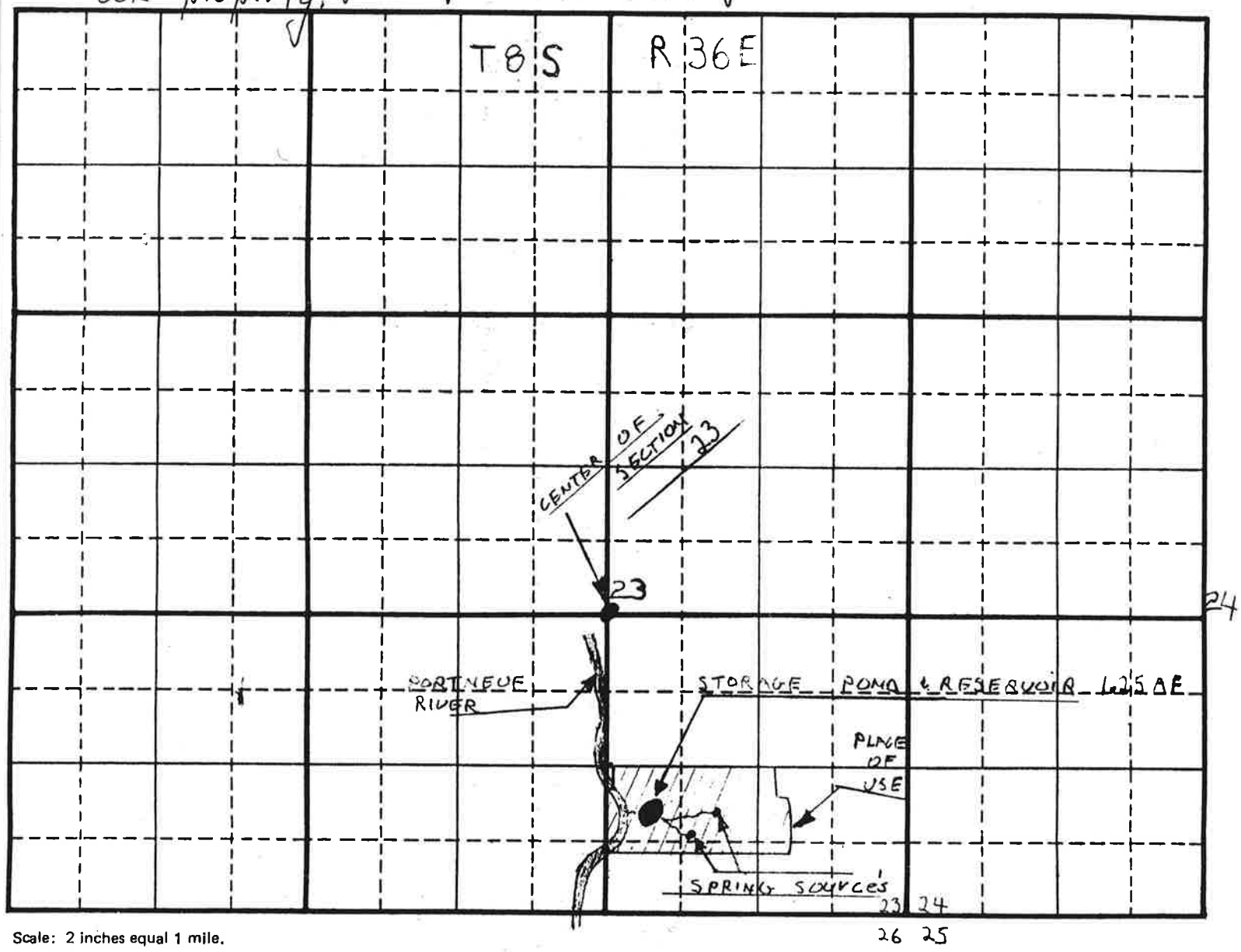
481

9.00 gaa

-3-

JONES and CHRISTENSEN, Chartered
P.O. BOX 967 - 405 WEST WHITMAN
POCATELLO, IDAHO 83204

(8) Remarks MR. Grant Shumway owned land from prior to 1949 "many years prior" and used developed spring until he sold in 1974. We purchased in 1977 & have continued the use. 1974 to 1977 water was utilized by sellers to us. THE SPRINGS emerge ON OUR property and enter the Portneuf ON OUR property.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
) ss.
County of _____)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

_____
(Claimant)

Sworn to before me this _____ day of _____, 19____.

NORTHWESTERN ENGINEERING, INC.

NWE

Engineers - Planners - Surveyors

196 PARK AVENUE
P. O. BOX 846
POCATELLO, IDAHO 83201
PHONE (208) 233-7341

JULY 27, 1978
78-074

LEGAL DESCRIPTION

WAYNE TAYSOM

A PARCEL OF LAND SITUATED IN THE SOUTH I/2 OF THE SOUTHEAST QUARTER OF SECTION 23, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 23, SAID POINT BEING MARKED BY A BANNOCK COUNTY BRASS CAP MONUMENT STAMPED L.S. 968;
THENCE SOUTH 89° 49' 10" WEST ALONG THE SOUTH LINE OF SAID SECTION 670.69 FEET TO THE WESTERLY RIGHT OF WAY OF OLD HIGHWAY 30;
THENCE NORTH 7° 51' 30" WEST ALONG SAID WESTERLY RIGHT OF WAY 527.23 FEET TO THE TRUE POINT OF BEGINNING;
THENCE SOUTH 89° 49' 10" WEST, 1,830.40 FEET TO THE MERIDIONAL CENTERLINE OF SAID SECTION;
THENCE NORTH 0° 56' 04" WEST ALONG SAID MERIDIONAL CENTERLINE 445.52 FEET;
THENCE SOUTH 89° 55' 37" EAST, 60.00 FEET;
THENCE NORTH 0° 52' 30" EAST, 340.00 FEET;
THENCE SOUTH 89° 55' 37" EAST, PARALLEL TO THE SOUTH 1/16TH LINE OF SAID SECTION 1,396.94 FEET;
THENCE SOUTH 23° 56' 50" EAST, 180.00 FEET MORE OR LESS;
THENCE SOUTH 89° 55' 37" EAST 120.00 FEET MORE OR LESS TO SAID WESTERLY RIGHT OF WAY OF OLD HIGHWAY 30;
THENCE SOUTH 23° 56' 50" EAST ALONG SAID WESTERLY RIGHT OF WAY, 95.36 FEET;
THENCE CONTINUING ALONG SAID WESTERLY RIGHT OF WAY SOUTHEASTERLY ALONG A CURVE CONCAVE TO THE RIGHT, SAID CURVE HAVING A CENTRAL ANGLE OF 16° 05' 20", A RADIUS OF 1806.12 FEET, A CHORD OF 505.50 FEET, FOR AN ARC LENGTH OF 507.16 FEET;
THENCE CONTINUING ALONG SAID WESTERLY RIGHT OF WAY SOUTH 7° 51' 30" EAST, 40.36 FEET MORE OR LESS TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINING 30.0 ACRES MORE OR LESS.

RECEIVED
NOV 2 9 2001
Department of Water Resources
Eastern Region

Wayne Taysom
P,O, Box 4519
Pocatello, Idaho 83205

State of Idaho
Department of Water Resources
900 N. Skyline Dr.
Suite A
Idaho Falls, Idaho 83402-1718

11/28/01

Attn: Cheri Vandermeulen- Records Clerk

Ref: ID# A29-04165

Dear Ms Vandermeulen;

As per your recent request for verification of referenced claim with respect to EVIDENCE OF PRIORITY , I herewith enclose a notarized statement from Mr. Robert Larsen who lives adjacent to subject claim and who is the nephew of the man who owned the property in 1948.

I trust this letter will suffice to meet your verification needs, however if additional information is required , please advise.

Sincerely,

Wayne Taysom

Wayne Taysom
3785 S Old Hwy 91
McCammon, Ida. 83250

Nov. 26,2001

Ref: Case Number 39576
Department of Water Resources A29-04165

Dear Mr. Taysom:

Per your request this letter is to verify the Claim to a Water Right, as referenced above, was in use and utilization prior to 1948.

I have personal knowledge that the above statement is correct, and the water was being put to beneficial use, per referenced water right application.

If further information is required please advise.

Sincerely,

Robert J. Larsen
5015 S Old Hwy 91
McCammon, Idaho 83250

Nancy Esquibel

NANCY ESQUIBEL
NOTARY PUBLIC
STATE OF IDAHO

Commission 2/7/02

State of Idaho
DEPARTMENT OF WATER RESOURCES
900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 19, 2001

Wayne Taysom
P.O. Box 4519
Pocatello ID 83205

RE: EVIDENCE OF PRIORITY FOR A29-04165

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 29. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". 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, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary evidence to support the priority date.**

The above referenced water right claim shows a priority date of April 1, 1948. In addition, please complete the enclosed Change of Address form.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a 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. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date".**

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.

Please submit the documentation supporting the priority date **within 30 days of the date of this letter, referencing all documents with the corresponding Claim number.** If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact this office.

Respectfully submitted,

Cheri Vandermeulen

for Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"
Notice(s) of Claim A29-04165

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	PAT TAYSOM PO BOX 4819 POCATELLO ID 83201	04/01/1948	IRRIGATION	04-01	11-01	0.200 CFS	
			STOCKWATER	01-01	12-31	0.010 CFS	
			RECREATION	01-01	12-31	0.200 CFS	
			RECREATION STORAGE	01-01	12-31		1.25 AFA
C	WAYNE TAYSOM PO BOX 4819 POCATELLO ID 83201 (208) 237-4481				TOTAL DIVERSION:	0.410 CFS	1.25 AFA
					CONSUMPTIVE USE:		75.00 AFA

Water Source: SPRINGS Tributary to: PORTNEUF RIVER Stage: STATUTORY CLAIM

Point(s) of Diversion: T08S R36E S23 SWSE BANNOCK County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
08S	36E	23															22	08	30.0
																	TOTAL ACRES		30.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for RECREATION is the same location as described for: IRRIGATION

POU County: BANNOCK

Non-Irrigation Uses: S/220 BEEF, 12 HORSES & MULES.

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00261

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Audit: 03/21/90 DCARLSON 07/19/94 THOMPSON 01/03/95 DCARLSON 03/29/95 POST-STD

Form No. 243
7/78

Claim No. 29 4165

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, **Idaho Code**, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), **Idaho Code**. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Wayne &/or Pat Taysom
(Name of Claimant)

P. O. Box 4819, Pocatello, ID 83201 Telephone No. 237-4481
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) April 1, 1948

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
springs tributary to Portneuf River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive) (Mo., Day)		(Mo., Day)
Quantity	0.20 cfs	Use	irrigation	Period of Use From	Apr. 1	To	Nov. 1
Quantity	0.01 cfs	Use	stockwater	Period of Use From	Jan. 1	To	Dec. 31
Quantity	0.20 cfs	Use	recreation	Period of Use From	Jan. 1	To	Dec. 31
Quantity	1.25 AF	Use	recreation storage	Period of Use From	Jan. 1	To	Dec. 31
Quantity		Use		Period of Use From		To	

(4) 0.41 cfs & 1.25 AF TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SE ¼, Sec. 23 Twp. 8S Rge. 36E B.M., County of Bannock
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Historically water from springs was piped into an excavated pond.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	36E	23															22	8	30
8S	36E	23															X		

No. of acres 30

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Stockwater, pond is used for recreation and provides good wildlife habitat.

NOTE: Include here the type and number of stock watered: 220 beef, 12 horses and mules

(7) If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

STATE OF IDAHO
DEPT. OF WATER RESOURCES
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402-1718

JANUARY 31, 1995

REFERENCE: EVIDENCE OF PRIORITY A29-04165

ATTENTION: MR. DAVE CARLSON

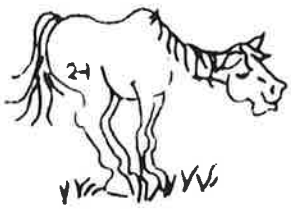
GENTLEMEN:

MR. WAYNE TAYSOM HAS REQUESTED VERIFICATION THAT THE SPRING LOCATED ON HIS PROPERTY, NOW KNOW AS 3785 S. OLD HIWAY 91, MCCAMMON, IDAHO, HAS BEEN UTILIZED SINCE 1948 FOR THE PURPOSE OF STOCK WATERING AND INCIDENTAL IRRIGATION. ACCORDINGLY I HEREWITH STATE THAT I PURCHASED THE ADJACENT PROPERTY TO THE NORTH IN 1948 AND AT TIME OF MY PURCHASE THE SPRING WAS BEING UTILIZED AND TO THE BEST OF MY KNOWLEDGE HAS BEEN CONTINUALLY IN USE TO THE PRESENT TIME. IF FURTHER INFORMATION IS REQUIRED PLEASE ADVISE

SINCERELY,

Frank H. Hough

FRANK HOUGH SR.
3649 SO. OLD HWY 91
MCCAMMON, IDAHO



2 LAZY T

P. O. Box 4819 - Phone (208) 237-4482
POCATELLO, IDAHO 83201

24

CERTIFIED MAIL P 126 663 854

STATE OF IDAHO
DEPT. OF WATER RESOURCES
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402-1718

JANUARY 31, 1995

REFERENCE: EVIDENCE OF PRIORITY A29-04165

ATTENTION: MR. DAVE CARLSON
WATER RIGHT AGREEMENT - ADJUDICATION

DEAR MR. CARLSON;

IN RESPONSE TO YOUR REQUEST FOR AN INDEPENDENT ACKNOWLEDGEMENT OF WATER USAGE, WITH RESPECT TO "EVIDENCE OF PRIORITY A29-04165, WE HEREWITH ENCLOSE A LETTER DATED 1/31/95 FROM MR. FRANK HOUGH SR. WE TRUST THIS LETTER WILL SUBSTANTIATE OUR CLAIM TO WATER RIGHTS.

IF FURTHER INFORMATION IS REQUIRED PLEASE ADVISE.

SINCERELY,

WAYNE E. TAYSOM

CC: FRANK HOUGH SR.

MICROFILMED
NOV 13 1995

TAYSOM CONSTRUCTION CO.

Commercial Building Contractors

FAX: (208) 237-4482

1125 WEST ALAMEDA ROAD
P.O. BOX 4819
POCATELLO, IDAHO 83205
PHONE 237-4481

RECEIVED
JAN 06 1995
Department of Water Resources
Eastern District Office

CERTIFIED MAIL P 126 663 853

STATE OF IDAHO
DEPT. OF WATER RESOURCES
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402-1718

JANUARY 5, 1995

REFERENCE: EVIDENCE OF PRIORITY A29-04165

ATTENTION: MR. DAVE CARLSON
WATER RIGHT AGENT - ADJUDICATIONS

DEAR MR. CARLSON:

IN RESPONSE TO YOUR LETTER OF JANUARY 3, 1995 WE BELOW SUBMIT AS REQUESTED.

A. GRANT SHUMWAY RANCH UTILIZED SPRING SOURCE PRIOR TO 1948 ON HIS RANCH WHICH ENCOMPASSED THE 30 ACRE PARCEL I NOW OWN. VERIFIED BY MY PARENTS, ELI AND AVIS TAYSOM, AND ALSO VERIFIABLE BY NEIGHBORS OF MR. SHUMWAY, FRANK HOUGH SR. OR ON THE NORTH AND MR. LARSON ON THE SOUTH.

B. WAYNE AND ELI TAYSOM PURCHASED SUBJECT SHUMWAY RANCH IN 1977 AND CONTINUED USAGE OF SUBJECT A29-04165 AND OTHER CONVEYED WATER RIGHTS FROM THE PORTNEUF AND ROBBERS ROOST CREEK.

C. WAYNE TAYSOM PURCHASED 30 ACRES, FROM THE WAYNE AND ELI TAYSOM PARTNERSHIP, IN 1978 AND HAD CONTINUALLY UTILIZED SUBJECT SPRING SOURCE.

D. ON MARCH 30, 1990 A $80.00 FEE PLUS COMPLETED NOTICE OF CLAIM TO WATER RIGHTS, CIVIL CASE #39576 WAS FILED WITH RESPECT TO SUBJECT WATER RIGHTS.

IF THE ABOVE DOES NOT VERIFY DOCUMENTATION OF AT LEAST A 1948 WATER RIGHT PLEASE ADVISE.

THANK YOU,

Wayne Taysom

WAYNE E. TAYSOM

MICROFILMED
NOV 13 1995

4/11/1989 — SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Tayson — CLAIM IDENT. NO. A29-04165

DATE RECEIVED 3/20/90 — CK # _____ — AMOUNT $ _____

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	—	—	*
2. Is a priority date entered?	—	—	*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	—	—	*
3. (a) Is a source entered?	—	—	*
(b) Is a tributary to entered? (if required) N/A ___	—	—	
4. Is the legal description of the p.d. sufficient?	—	—	*
5. Is there a description of the diverting works?	—	—	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	—	X	*
Is the period of use included?	—	—	
Is a quantity claimed for each use?	—	—	*
7. Is a total quantity claimed entered?	—	—	
8. If required is a consumptive use entered? N/A ___	—	—	
Is the consumptive use correct? N/A ___	—	—	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A ___	—	—	*
10. Is (are) the place(s) of use and purpose(s) indicated?	—	—	*
11. Is (are) the county(ies) entered?	—	—	
12. Is the ownership of p.u. checked?	—	—	
13. Are other water rights listed or "none" indicated?	—	—	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A ___	—	—	
15. Is the basis of the claim indicated?	—	—	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A ___	—	—	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	—	—	*
18. Has the claim been signed, sealed, and dated by a notary?	—	—	*
19. Was this claim filed on time, or was an extension granted?	—	—	*
20. Is the fee enclosed correct? Exempt ___	—	—	*
21. If this claim is based on an existing water right, has the identification number been entered? N/A ___	X	—	
22. Should this claim be data entered?	—	—	

Claim checked by: DC — Date: 3/21/90

Claim must be returned to claimant: ___(Yes) X (No)

Claimant must be notified of modifications: X (Yes) ___(No)

Receipt Prepared by: _____ Date: _____

Claim data entered by: _____ Date: _____ Checked by: _____ Date: _____

Sent to claimant by: _____ Date: _____

Comments: _____

MICROFILMED
NOV 13 1992

SCANNED
MAY 18 2001

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: A29-04165
Date Received: 3/21/1990
Receipt No: E012455
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

A2904165

1. Name: WAYNE TAYSOM 208-237-4481
   Address: P.O. BOX 4819
   POCATELLO, ID 83205
   OR
   Name: PAT TAYSOM
   Address: P.O. BOX 4819
   POCATELLO, ID 83201

2. Date of Priority: APR 01, 1948

3. Source: SPRINGS Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
08S	36E	23	SW SE		BANNOCK

5. Description of diverting works:
   PIPELINE & POND.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		
STOCKWATER	01/01	12/31	0.010		
RECREATION	01/01	12/31	0.200		
RECREATION STORAGE	01/01	12/31			1.25

7. Total Quantity Appropriated is:
   0.410 C.F.S. (and/or) 1.25 A.F.A.

8. Total consumptive use is 75.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   S/220 BEEF, 12 HORSES & MULES.

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10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
08S	36E	23	SW	SE		IRR	22.0
			SE	SE		IRR	8.0
						Section Acres	30.0
						Total Acres	30.0

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:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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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)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

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Form No. 42-1409 (2) a 1/88

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 A29-04165
Date Received 3-20-90
Receipt Number ED12455

RECEIVED
MAR 20 1990
Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) WAYNE TAYSOM Phone (208) 237 4481
   Mailing Address P.O. Box 4819 POCATELLO, IDA. Zip 83205
2. Date of Priority (Only one (1) per claim) 1948
3. Source of water supply (a) SPRING
   which is tributary to (b) PORTNEUF RIVER
4. a. Location of existing point of diversion is: Township T8S Range 36E Section 23,
   SE 1/4 of SW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of BANNOCK
   Additional points of diversion if any: _____
   b. If instream flow, beginning point of claimed instream flow is:
   Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
   Govt. Lot _____ B.M., County of _____
   ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of
   _____ 1/4, Govt. Lot _____ B.M., County of _____
5. 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. _____
   DITCH DIVERTS SPRING
   " SEE ATTACHED PAGE "

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6. - Water is claimed for the following purposes:

		(both dates are inclusive)			(cfs)		(acre feet)
For	STOCK	purposes from 1-1	to 12-31	amount	.01	or	
For	FISH POND	purposes from 1-1	to 12-31	amount	.20	or	
For	GOOSE DUCK NESTING	purposes from 3-1	to 10-1	amount		or	
For	IRRIGATION	purposes from 3-1	to 10-1	amount	.20	or	

7. Total quantity claimed (a) .41 (cfs) and/or (b) 1.25 (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 220 BEEF 12 horses & MULES

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	
8S	36E	23															22	8	30

Total number of acres irrigated 30

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 ✓ 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.
DOMESTIC WELL FOR HOUSE & STOCK or None ( )

14. Remarks:
MR GRANT SHUMWAY OWNED LAND MANY YRS PRIOR TO 1948 AND USED developed spring until he sold in 1974. We purchased in 1977 And have continued usage. 1974-1977 WATER was utilized by sellers to us. The spring emerges on my property And over flow enters the pond on OUR property.

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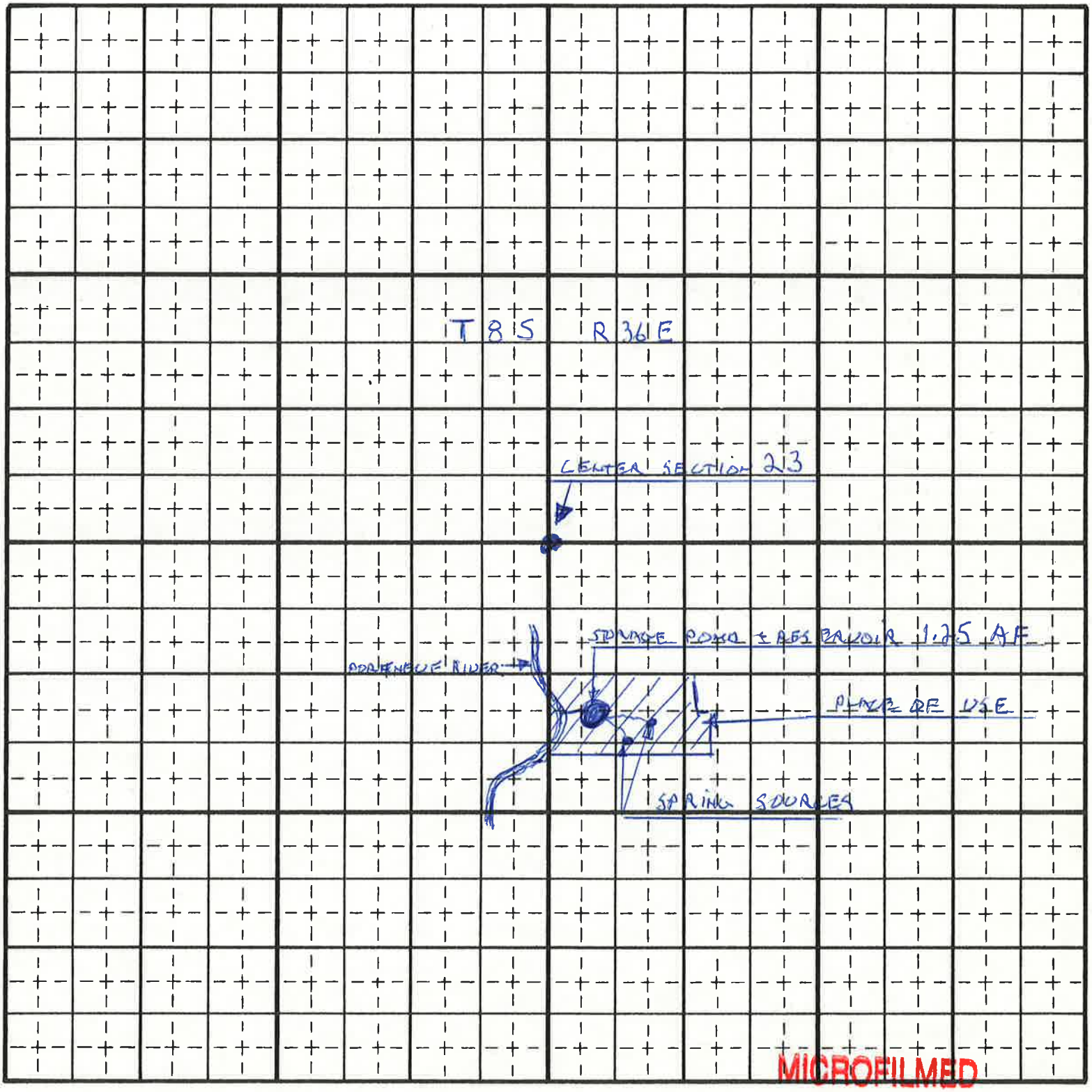
Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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NOV 19 1992

Last Name _____ Ident No. _____

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 Ref: Claim filed in 1979
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 _____

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

Signature of Claimant (s) Wayne Jay Ison Date 3/15/90

_____ Date _____

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

of _____ (Organization), that I have signed the foregoing document in the space below as _____ (Title) of _____ (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 Idaho)
) SS.
County of Bannock)

Subscribed and sworn (or affirmed) before me this 15th day of March 19 90

SEAL

Notary Public Nikki L. Hart

Residing at Pocatello, Id.

My Commission Expires 4-13-94

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 _____

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NOV 13 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant