

08/30/2001

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

RIGHT NUMBER: 29-4207B

NAME AND ADDRESS: ROBERTA B PAYNE
PO BOX 250
INKOM, ID 83245

SOURCE: PORTNEUF RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.07 CFS

PRIORITY DATE: 12/31/1930

POINT OF DIVERSION: T07S R35E S23 SENESW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	0.07 CFS

PLACE OF USE:

IRRIGATION Within BANNOCK County
T07S R35E S23 NESW 4

4 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.

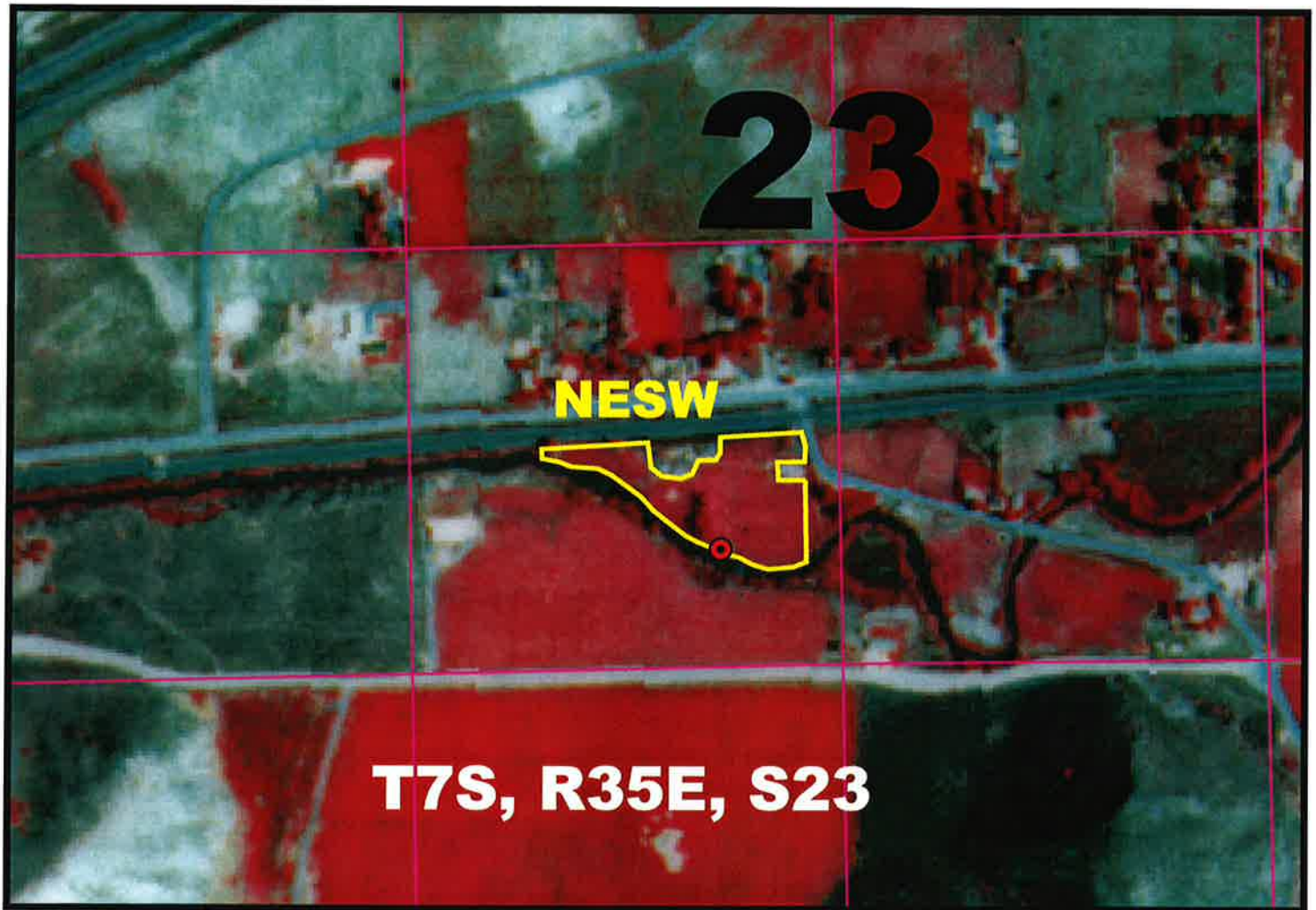
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-04207B



0 1320 Feet

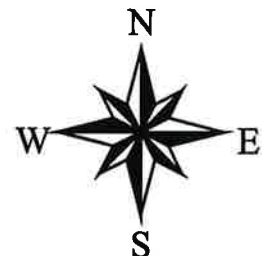
Total Irrigated Acres: 4.0

PROFILED

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MAR 09 2005

-  Point(s) of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: August 2001

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4207B V1

WATER RIGHT NUMBER: 29-4207B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	RUSSELL F DAVIS 5497 W BLACKROCK RD POCATELLO, ID 83204 (208)775-3657
Original Owner	TRESSA DAVIS 5497 W BLACKROCK RD POCATELLO, ID 83204 (208)775-3657
Current Owner	ROBERTA B PAYNE PO BOX 250 INKOM, ID 83245 (208)775-4976

Priority Date: 12/31/1930

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
PORTNEUF RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01	to 10/31	0.070 CFS	
	<u>Total Diversion:</u>		0.070 CFS	

Location of Point(s) of Diversion

PORTNEUF RIVER	SE1/4NE1/4SW1/4	Sec. 23, Twp 07S, Rge 35E, B.M.
BANNOCK County		

Place of UseIRRIGATION Within BANNOCK County

T07S R35E S23 NESW 4.0

Total Acres: 4

Conditions of Approval:

1. C18 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.

Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4207B V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	8/30/01 4:07:09 PM	csaxton			Active
Priority Date	8/30/01 4:07:30 PM	csaxton			Active
POD	8/30/01 4:08:42 PM	csaxton			Active
Source	8/30/01 4:11:21 PM	csaxton			Active
POU	8/30/01 4:12:15 PM	csaxton			Active
Use	8/30/01 4:13:24 PM	csaxton			Active
Season	8/30/01 4:13:49 PM	csaxton			Active
Quantity	8/30/01 4:15:03 PM	csaxton			Active
Summary	8/30/01 4:17:48 PM	csaxton	8/30/01 4:17:48 PM	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	8/30/01 4:07:07 PM	csaxton	1. Appointment has not been scheduled. Comment for 1: FIELD EXAM 8/15/01
POD	8/30/01 4:08:39 PM	csaxton	1. (YES) The basis is beneficial use. 4. (NO) There is not evidence that there has been a change in the Point of Diversion. 6. (YES) The file contains all the necessary information to verify the POD. Comment for 6: GPS POINT TAKEN 8/15/01 8. (NO) Point of Diversion remark was not required. 9. (NO) Point of Diversion condition was not required.
POD	8/30/01 4:09:27 PM	csaxton	Edited point location
POU	8/30/01 4:11:25 PM	csaxton	Edited shape boundary
POU	8/30/01 4:11:36 PM	csaxton	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4207B V1

Use	8/30/01 4:13:22 PM	csaxton	1. (YES) The basis of claim is beneficial use. 4. (NO) There is not evidence that there has been a change to the purpose of use. 9. (YES) The file contains all the necessary information to verify the purpose of use. 11. (NO) Purpose of Use remark was not required. 12. (NO) Purpose of Use condition was not required.
Priority Date	8/30/01 4:07:26 PM	csaxton	1. (NO) There has not been a later court decree of the water right(s) from the water source. 4. (YES) The basis of claim is beneficial use. 4b. (NO) The priority date was not claimed after the date a permit was required for the source and water use. 10. (YES) The claim file contains sufficient evidence of priority date. 12. (YES) The claim is recommended. 13. (YES) The claim is coded correctly. 14. (NO) Priority remark was not required. 15. (NO) Priority condition was not required.
Source	8/30/01 4:11:20 PM	csaxton	1. (YES) The basis is beneficial use. 4. (NO) There is not evidence that there has been a change in the Source. 7. (YES) The file contains all of the necessary information to verify the source. Comment for 7: FIELD EXAM 8/15/01 8. (YES) The source is surface water. 9. (YES) The source is a standard source. 10. (NO) Source remark was not required. 11. (NO) Source condition was not required.
POU	8/30/01 4:12:13 PM	csaxton	1. (YES) The POU is required. 2. (YES) The basis of claim is beneficial use. 5. (NO) There is no evidence that there has been a change in the POU. 9. (YES) The file contains all the necessary information to verify the POU. Comment for 9: FIELD EXAM 8/15/01 AND NAPP PHOTOGRAPHY 12. (NO) POU remark was not required. 13. (NO) POU condition was not required.
Season	8/30/01 4:13:47 PM	csaxton	1. (YES) The basis of claim is beneficial use. 4. (NO) There is not evidence that there has been a change to the period of use. 9. (YES) The file contains all the necessary information to verify the period of use. 11. (NO) The basis of is not a decree, license, or a transferred beneficial use right that has had the period of use administratively determined. 13. (YES) Irrigation is the purposed use. 15. (NO) Period of Use remark was not required. 16. (NO) Period of Use condition was not required.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4207B V1

Quantity	8/30/01 4:15:01 PM	csaxton	1. (YES) The basis of claim is beneficial use. 5. (NO) A flow measurement was not required. Comment for 5: PER DAVID TUTHILL WATER RIGHTS LESS THAN 0.20 CFS, NO MEASUREMENT NEEDED. 6. (NO) The source is not ground water and the purpose of use does not require a diversion volume limit. 7. (NO) The parent right does not have an annual diversion volume limit. 9. (NO) Quantity remark was not required. 10. (NO) Quantity condition was not required.
Summary	8/30/01 4:17:44 PM	csaxton	1. (YES) The basis of the claim is beneficial use. 2. (YES) All the water being used for all the purposes is being claimed and to the extent it was claimed. 5. (NO) General remark was not required. 6. (NO) Explanatory remark was not required. 7. (YES) Additional condition was required. 8. (YES) Wanted to view the recommended right. 9. (NO) This is not a split right. 10. (NO) This is not a combined right. 11. (NO) Documents were not linked or attached to this file. 12. (YES) Set the verification date.

02/13/2003

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: 29-4207B

ROBERTA B PAYNE

PO BOX 250

INKOM ID 83245

Telephone Number: (208) 775-4976

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:

3/24/03

SIGNATURE:

Rob Payne

Please print your name: _____

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

CHANGE OF OWNERSHIP R100 3/24/03 - SBR - Done
3/24/05

SCANNED

MAR 09 2005

PROFILE

C/O Done 3/24/03
ASR
Craig's

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	29-4207B				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s)

ROBERTA PAYNE
PO Box 250 INKOM ID

4. New Owner/Claimant(s)

DONALD + JANET MOORE
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

5497 W. BLACK ROCK RD

City, State and ZIP Code

POCATELLO ID 83204

New Telephone Number

(208) 775 4442

5. Date you acquired the property

2/18/03

SCANNED

MAR 09 2005

FILED

For Value Received **REVELLA J. PRATT and ROBERTA ANN PAYNE, trustees**

of the RUSSELL F. DAVIS AND TRESSA B. DAVIS TRUST

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

DONALD S. MOORE and JANET M. MOORE, husband and wife

whose address is: **5497 W BLACKROCK ROAD, POCATELLO, ID 83204**

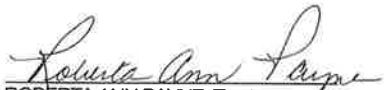
Hereinafter called the Grantee, the following described premises situated in **Bannock** County, Idaho, to-wit:

SEE ATTACHED LEGAL.

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

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

Dated: February 14, 2003


ROBERTA ANN PAYNE, Trustees

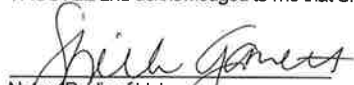

ROBERTA ANN PAYNE

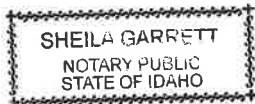
STATE OF Idaho

) ss.

COUNTY OF BANNOCK

On this 02/14/2003, before me SHEILA GARRETT, personally appeared ROBERTA ANN PAYNE, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) IS subscribed to the within instrument as TRUSTEE and acknowledged to me that SHE executed the same as such TRUSTEE.


Notary Public of Idaho
Residing at: Inkorn, Idaho
Commission Expires: 09/17/05

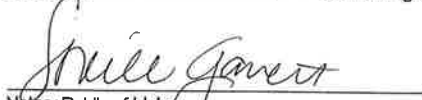


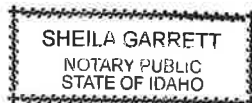
STATE OF IDAHO)

: ss

COUNTY OF BANNOCK)

On This 14TH day of FEBRUARY, in the year 2003, before me the undersigned, a Notary Public in and for said State, personally appeared ROBERTA ANN PAYNE, known or identified to me to be the person(s) whose name(s) IS subscribed to the within instrument, and acknowledged to me that SHE executed the same.


Notary Public of Idaho
Residing at: INKOM
Commission Expires: 9-17-05



A PARCEL OF LAND LOCATED IN THE NORTHEAST ¼ OF THE SOUTHWEST ¼ OF SECTION 23,
TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS
FOLLOWS:

COMMENCING AT THE WEST 1/16 CORNER ON THE SOUTH LINE OF SECTION 23, BEING MARKED
WITH A BANNOCK COUNTY BRASS CAP MONUMENT; THENCE NORTH 00°06'46" WEST A DISTANCE OF
1959.42 FEET TO A POINT ON THE CENTERLINE OF THE PORTNEUF RIVER, ALSO BEING THE
NORTHWEST CORNER OF DEED #692491, THE BEARINGS OF THIS DEED BEING ROTATED 00°01'28"
CLOCKWISE FROM THE ORIGINAL DESCRIPTION, SAID POINT BEING THE TRUE POINT OF BEGINNING;

THENCE CONTINUING NORTH 00°06'46" WEST A DISTANCE OF 2.35 FEET TO THE SOUTH RIGHT OF
WAY LINE OF THE UNION PACIFIC RAILROAD; THENCE NORTH 86°00'06" EAST FOLLOWING THE
SOUTH RIGHT OF WAY LINE OF THE UNION PACIFIC RAILROAD A DISTANCE OF 1154.31 FEET;
THENCE SOUTH 15°40'12" EAST A DISTANCE OF 54.36 FEET, BEING A POINT OF TANGENCY ON A
139.11 FOOT RADIUS CURVE IN WHICH THE CENTER OF THE CURVE BEARS NORTH 74°49'35" EAST;
THENCE SOUTHEASTERLY ALONG THE SAID CURVE THROUGH A CENTRAL ANGLE OF 32°36'05", AN
ARC DISTANCE OF 79.15 FEET (THE CHORD BEARS SOUTH 31°28'27" EAST A DISTANCE OF 78.09
FEET), THIS BEING A POINT ON THE WEST LINE OF DEED #91009113; THENCE SOUTH 00°11'58" EAST,
THE BEARING BEING ROTATED 01°34'02" CLOCKWISE FROM THE ORIGINAL DESCRIPTION A
DISTANCE OF 260.69 FEET TO A POINT ON THE CENTERLINE OF THE PORTNEUF RIVER, ALSO BEING
THE NORTHERLY LINE OF DEED #692491; THENCE FOLLOWING THE CENTERLINE OF THE PORTNEUF
RIVER FOR THE NEXT 13 COURSES:

SOUTH 58°57'30" WEST A DISTANCE OF 11.15 FEET; THENCE SOUTH 60°20'29" WEST A DISTANCE OF
115.10 FEET; THENCE NORTH 77°01'22" WEST A DISTANCE OF 102.61 FEET; THENCE NORTH 64°48'07"
WEST A DISTANCE OF 110.49 FEET; THENCE NORTH 65°44'52" WEST A DISTANCE OF 109.66 FEET;
THENCE NORTH 59°00'42" WEST A DISTANCE OF 116.62 FEET; THENCE NORTH 54°13'18" WEST A
DISTANCE OF 123.22 FEET; THENCE NORTH 64°20'04" WEST A DISTANCE OF 110.92 FEET; THENCE
NORTH 69°10'08" WEST A DISTANCE OF 106.98 FEET; THENCE NORTH 72°13'51" WEST A DISTANCE OF
105.00 FEET; THENCE SOUTH 81°29'37" WEST A DISTANCE OF 101.12 FEET; THENCE SOUTH 84°18'50"
WEST A DISTANCE OF 100.50 FEET; THENCE NORTH 79°01'48" WEST A DISTANCE OF 100.26 FEET TO
THE TRUE POINT OF BEGINNING.

20303939

RECORDED AT REQUEST OF

FEE 6.00 DEPUTY mw

FIRST AMERICAN TITLE

2003 FEB 18 PM 4 20

OFFICIAL RECORD BK# 825
LARRY W GHAN RECORDER
BANNOCK COUNTY IDAHO



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

Small water storage pond with concrete dam and head structure.

Assumptions

Assume water is diverted through a 4 foot opening for irrigation purposes. Assume depth of water that passes through opening to be 0.5

Invoice

2000-037-01-0

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)

Linked

Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

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 full
☐ Full

Diameter

Depth

☒ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ 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

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information

New Contact Comments

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RECEIVED

JAN 23 2003



Department of Water Resources
Eastern Region

PROFILE

MAR 09 2005

Memorandum

Date: August 21, 2001

From: Craig L Saxton

Subject: 29-04207(A,B,C)

POU –Recommend three rights totaling 17.1 acres of irrigation in the NESW and NWSE.

POD - Statutory claim mentions two points of diversion to irrigate both sides of river. C portion of right was bought in 1981 and that is when the additional POD was put in place. In addition, Kenneth Payne said that historically they used two pumps to irrigate both sides of the river. So Kenneth's is the only addition.

Priority Date – 12-31-1930 based on affidavit.

Diversion Rate – 0.3 cfs for 17.1 acres is 0.0175 per acre

Diversion Vol – N/A

SOU – IDWR Standard

PROFILE

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MAR 09 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 21, 2001

KENNETH PAYNE
ROBERTA PAYNE
PO BOX 250
INKOM ID 83245

RE: Amended Snake River Basin Adjudication Claim 29-04207B

Dear Mr. and Mrs. Payne,

After our phone conversation today, I came across some additional information that would allow me to recommend an additional acre of irrigation for Russell and Teresa's property. 29-04207B is a claim for 3 acres of irrigation from statutory claim 29-04207. From the aerial photography I found 4 acres of irrigation. Based on the original statutory claim filed I can recommend that additional acre of irrigation. However, to do so, the claim needs to be amended.

Enclosed is an amended claim for 4 acres of irrigation. Please look over the claim and initial any changes you wish to make. When satisfied, sign the claim in front of a notary and return it to this office as soon as possible.

I apologize for the inconvenience, but feel it would be to your benefit to take these steps to secure the 4 acres of water right. Please feel free to contact me at 525-7161 if you have any questions.

Respectfully Submitted,

Craig L. Saxton
Water Resource Agent
Adjudication Bureau

PROFILED

SCANNED

MAR 09 2005

DELOG CS
8/20/01

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP **AUG 20 2001**

Department of Water Resources
 Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
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Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	29-04207 B				

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

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OR

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3. Name and Address of Former Owner/Claimant(s)

4. New Owner/Claimant(s)

New Mailing Address

City, State and ZIP Code

New Telephone Number

5. Date you acquired the property

Roberta Payne
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
P.O. Box 250
Idaho *Ida* *83245*
208 775-4976
June 2, 01

MAR 09 2005

PROFILED

DIANE BILYEU
BANNOCK COUNTY ASSESSOR
P.O. BOX 4969
POCATELLO, ID 83205-4969

ASSESSMENT NOTICE
& ESTIMATE OF TAX

THIS IS NOT A BILL.
DO NOT PAY.

2001

PARCEL DESCRIPTION:

TR NE4SW4 TAX 145 5.64 AC
S23-T7S-R35E

For any questions, please notify the Assessor's Office immediately

Assessor's Telephone Number: 208-236-7296

PARCEL ADDRESS: 5497 W BLACKROCK RD

*****5-DIGIT 83204



PRATT, REVELLA J
PAYNE, ROBERTA ANN TRUSTEES
5497 W BLACKROCK RD
POCATELLO ID 83204-7309

Appeals of your property value must be filed in
writing, on a form provided by the County, by:
JUNE 25, 2001

Tax Code Area: 003600

Parcel Number: R4013038104

↓
Parcel # matches
Bannock Co Tax
lot Information

PROFILED

SCANNED
MAR 09 2005

29-04207B

POD

Field Exam 8/15/01



Looking South. Pump is on North side of Portneuf. Irrigated POU behind me in picture. Portneuf below pump house in picture (csaxton 8/21/01).

PROFILED

SCANNED
MAR 09 2005

29-04207B

POD

Field Exam 8/15/01



Looking South. Pump is on North side of Portneuf. Irrigated POU behind me in picture. Portneuf below pump house in picture (csaxton 8/21/01).

PROFILED

SCANNED
MAR 09 2005

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

(Name of Claimant)

Telephone No. 775-3657

(1) Date of priority: (When was the water first applied to a beneficial use) June 1, 1930

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

(4) 0.32 TOTAL QUANTITY USED

- 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. Pump with pipeline to sprinkler system. Formerly flood irrigated.

- (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.

[illegible]

No. of acres 21

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered: Approx. 20 head range cattle

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

A hand-drawn map on a grid background. The map shows a river flowing from the top left towards the bottom right. Several locations are marked with dots and labeled. The labels include 'R3SE' in the upper right, 'T75' on the left side, 'Port' near the top right, 'River' near the top right, 'Place' near the center, 'Pou' near the center, 'Dur' near the center, '19' near the center, 'Pou' near the center, 'Dur' near the center, '19' near the center, 'Pou' near the center, 'Dur' near the center. The map is oriented with North at the top.

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.

County of _____

These are
Russell F. Davis
(Claimant)

Sworn to before me this 23 day of October, 1981.

R. Bias Bowser
Notary Public
Residing at Lukom delatio

My commission expires

Received by HWT

FOR DEPARTMENT USE ONLY

Received by iw

Date 10-26-81

Exception filed by:

Forwarded to

Date _____

Prelim. check by H

Date: 10-26-41

1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 26

claimant by:

\$50.00 has been received by

Date 9-16-81 #19074

Published in *Delta*

usual

Date: 10-5-94

29-04207

A> Bull

0.19 cfs
13.4 ac

Lot is only 12.5 ac
Actual = 10 ac

Σ Acreage Claimed = 18.4 $\Rightarrow$ under Claimed
 Σ Cfs Claimed = 0.31 $\Rightarrow$ under Claimed

B> Davis

0.06
3 ac

Davis
29-4207

0.32
21 ac

C> Payne

0.06
2 ac

SCANNED

JUN 13 2001

Log for claim A29-04207B

Spatial Dynamics LTD

9/5/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s35e	23	NESW	3	31	Indiscernible
Totals:			3	31	

5/3/01 NCO - Revella J. Pratt
 5497 W Blackrock
 Pocutello IO 83204-7309
 Send if You don't See her in field on Friday

SCANNED

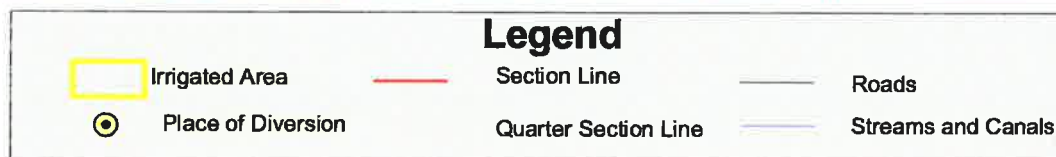
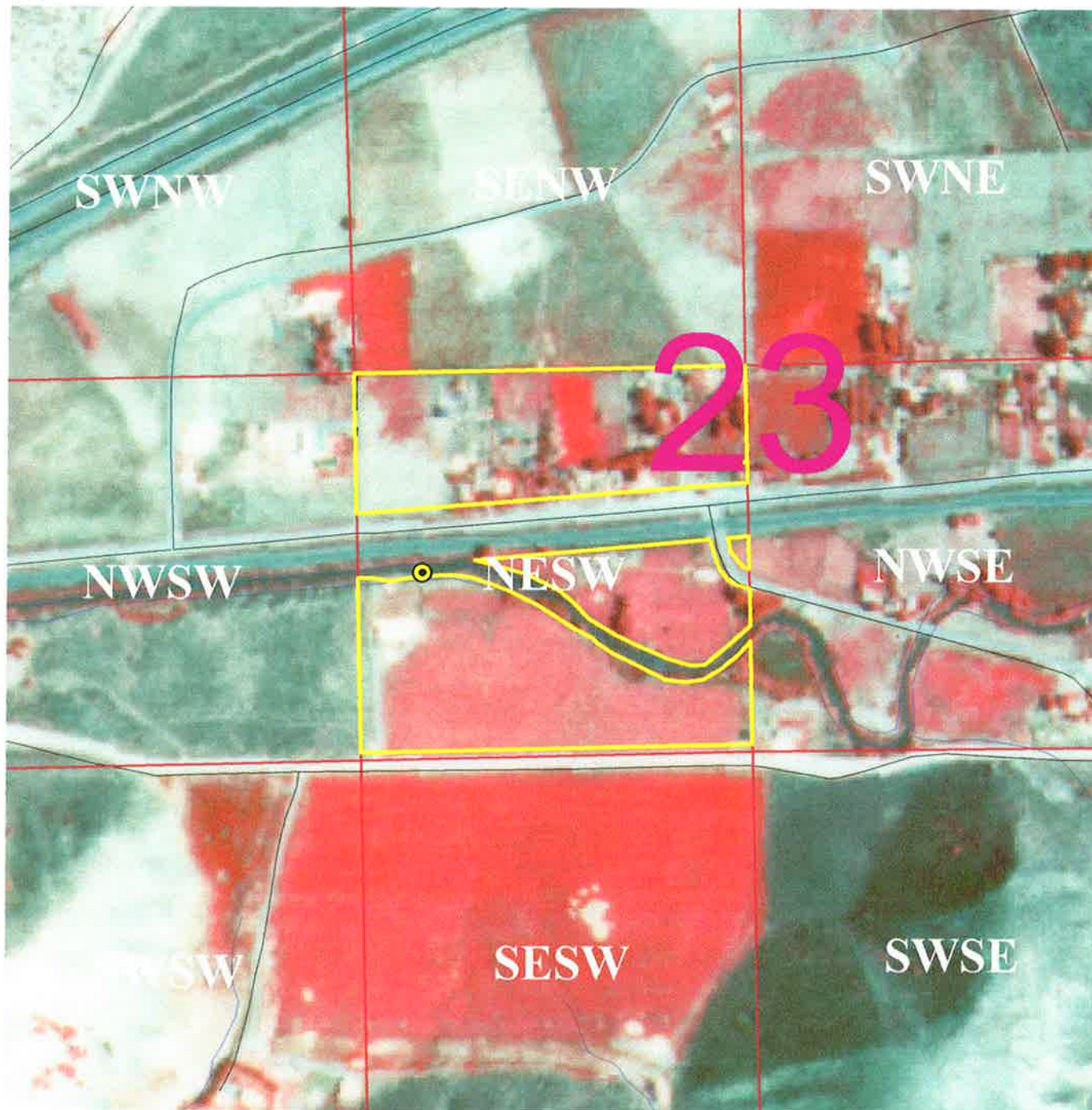
MAR 22 2006

PROFILED

 SPATIAL
DYNAMICS

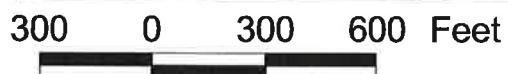
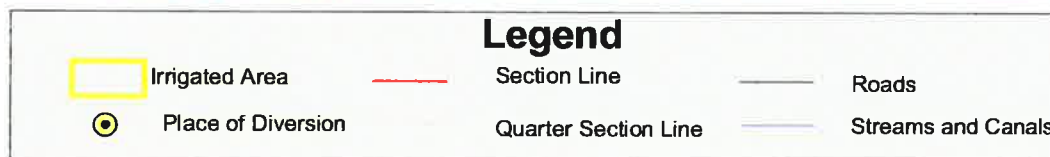
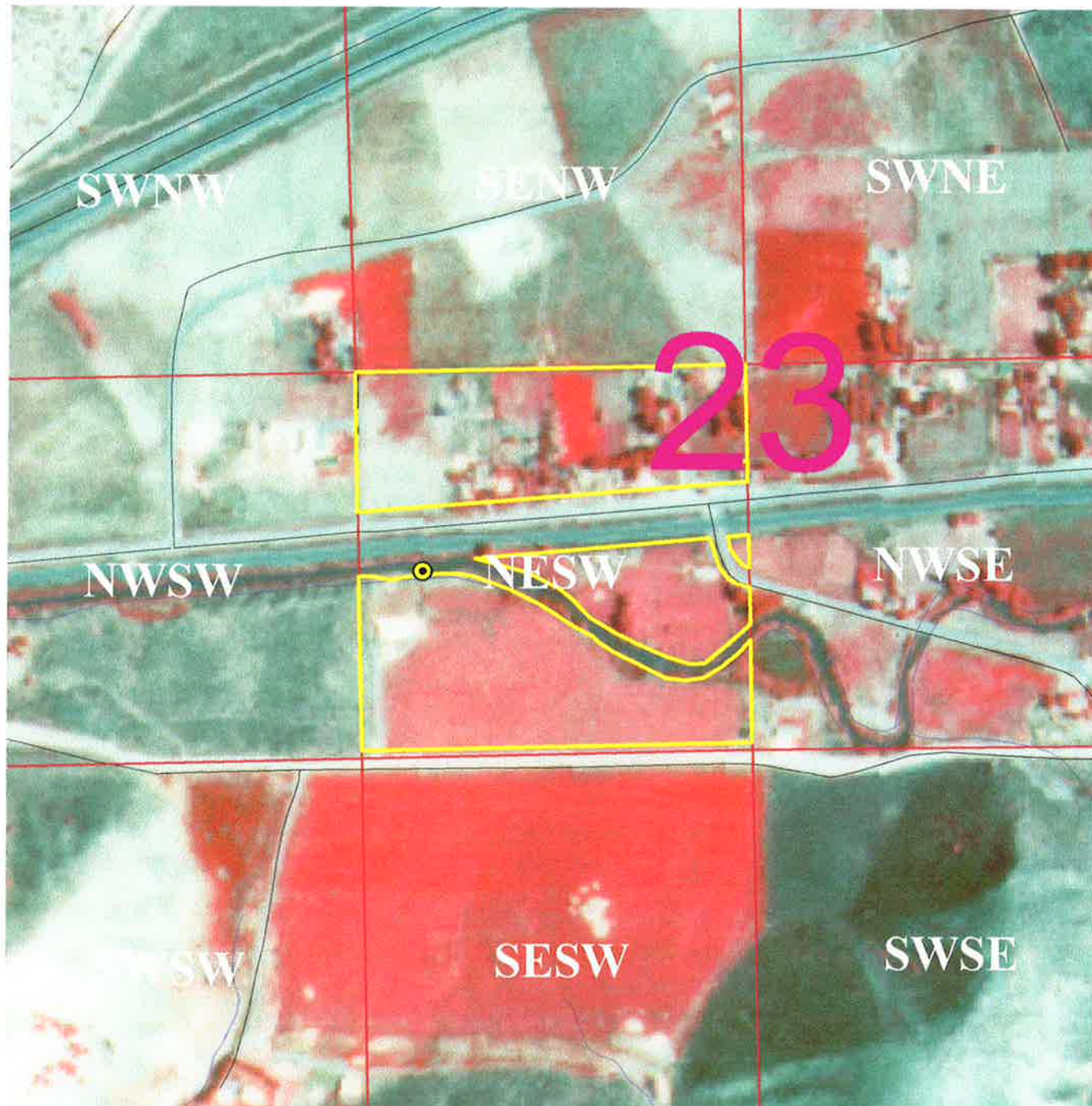
Water Right Claim Number A29-04207B
Township , 7S35E

09/05/2000



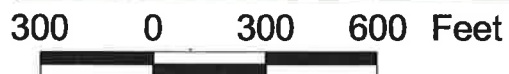
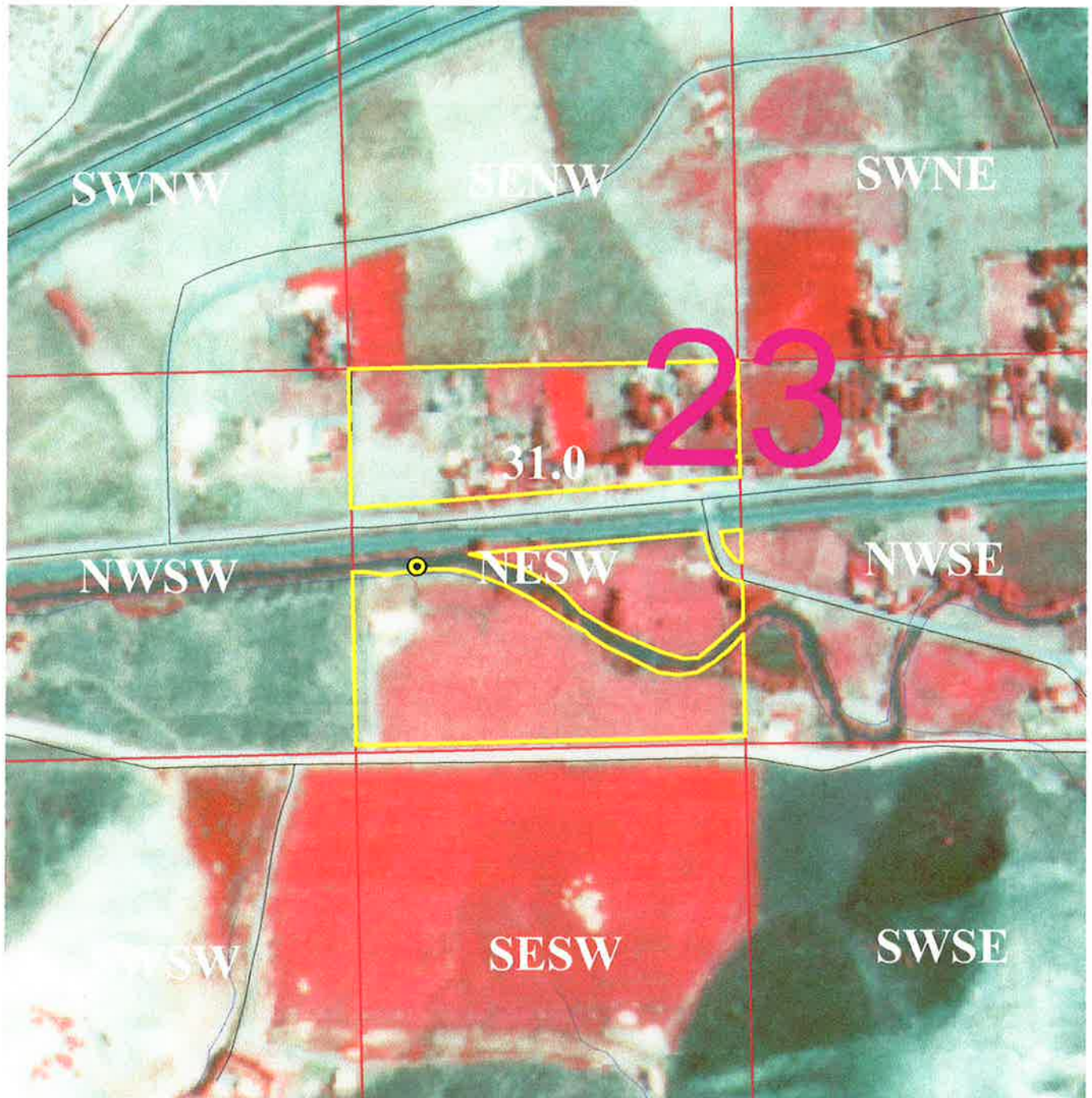
Water Right Claim Number A29-04207B
Township , 7S35E

09/05/2000



Water Right Claim Number A29-04207B
Township , 7S35E

09/05/2000



Audit: 03/22/90 DCARLSON 07/20/94 THOMPSON 03/29/95 POST-STD

CLAIM TO A WATER RIGHT

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

Rt. #3, South, Box 240		Pocatello 83201		Telephone No. 775-3657	
(Mailing Address)		(Zip Code)			

(1) Date of priority: (When was the water first applied to a beneficial use) June 1, 1930 *R. F. ...*

(1) Date of priority: (When was the water first applied to a beneficial use) June 1, 1930 *R F*

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
 PORTNEUF RIVER tributary to SNAKE RIVER

		(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity	0.30 cfs	Use Irrigation	Period of Use From 4/1 To 11/1
Quantity	.02 cfs	Use Stockwater	Period of Use From 1/1 To 12/31
Quantity		Use	Period of Use From To
Quantity		Use	Period of Use From To
Quantity		Use	Period of Use From To

(4) 0.32 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 SW 1/4, Sec. 23 Twp. 7S Rge. 35E B.M., County of Bannock
Additional points of diversion: two points

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. Pump with pipeline to sprinkler system. Formerly flood irrigated

(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.

[illegible]

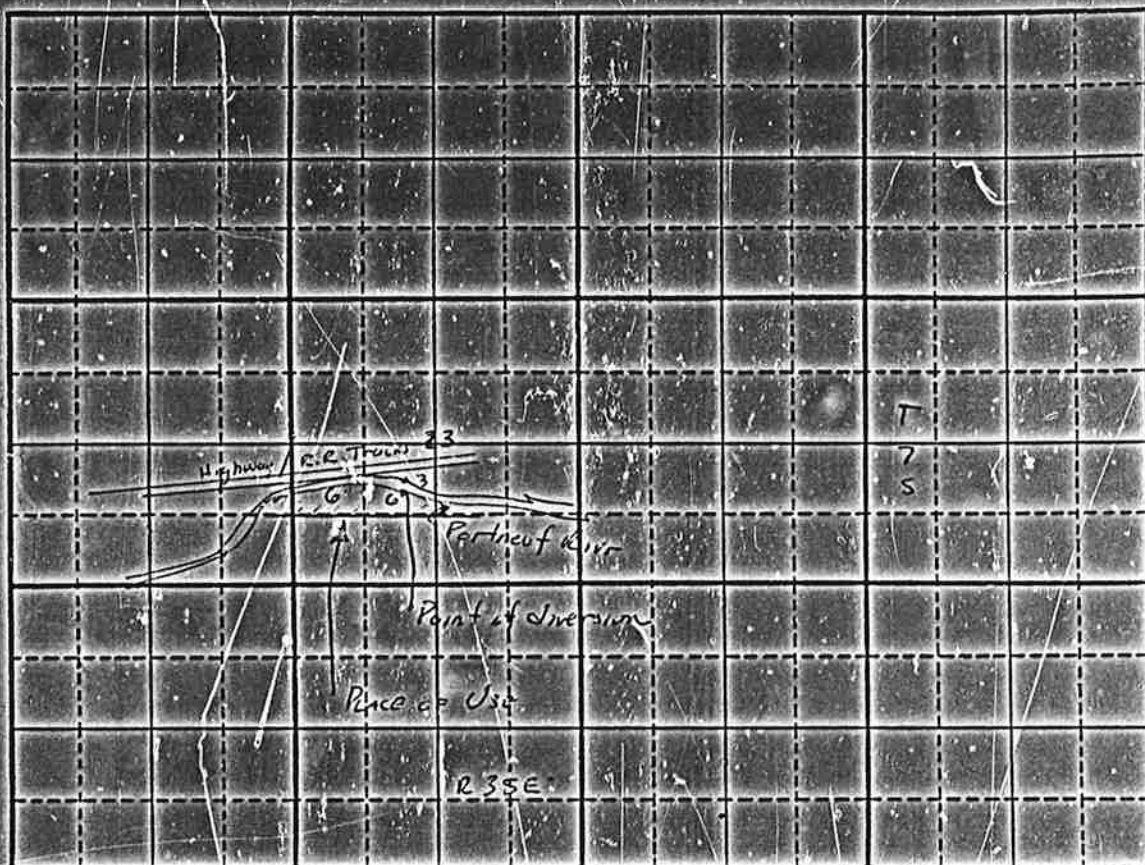
No. of acres 15

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered: Approx. 20 head range cattle
If you are claiming water as a member of an association, list name of association:

(7) If you are claiming water as a member of an organization, list name of organization: Approx. 20 head-range cattle

(8) Remarks



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

County of Blaine

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.

Sworn to before me this 16th day of September, 1981.

Notary Public
Residing at Bozette, Idaho

My commission expires 7-7-83

FOR DEPARTMENT USE ONLY

Received by Kew

Date 9-16-81

Exception filed by:

Forwarded to

Date

Prelim. check by

Date

claimant by:

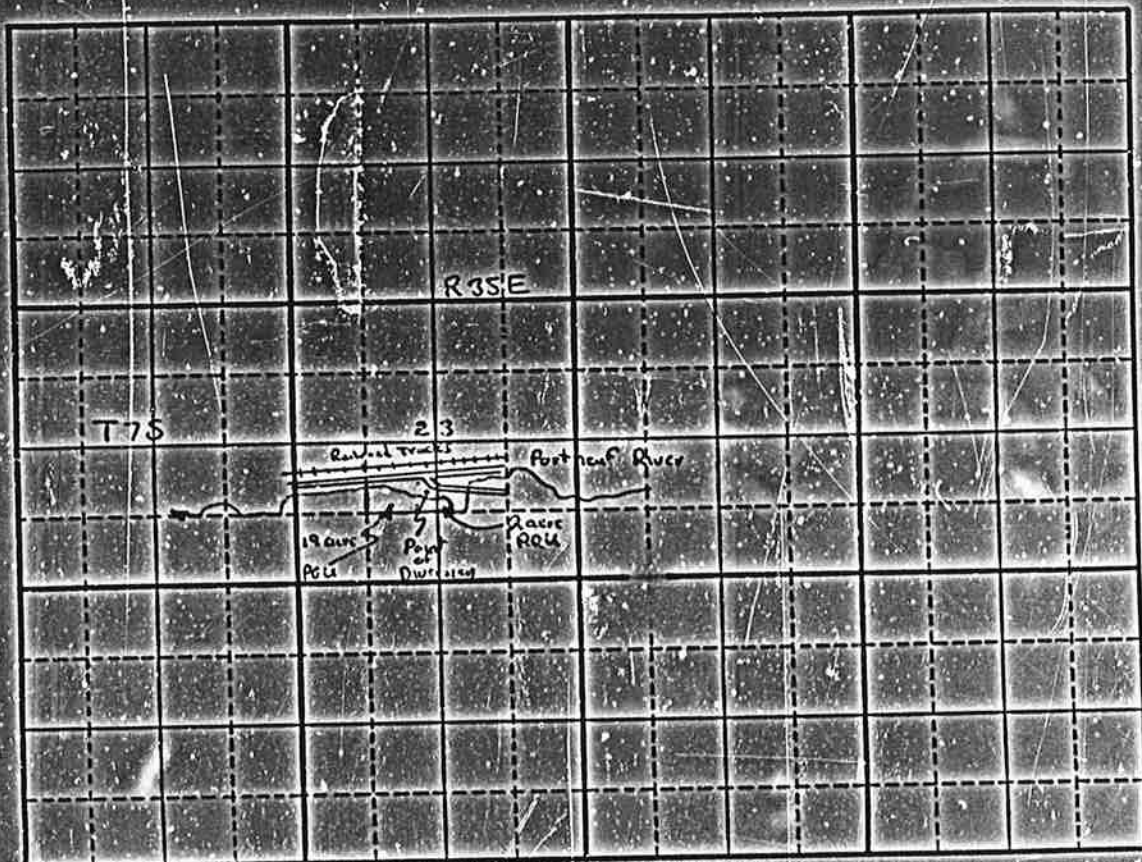
\$20.00 fee received by DL

Date 9-16-81

Published in

#19224

Dates



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

County of Bannock

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.

Theresa Hayes
Ernest J. Davis
(Claimant)

Sworn to before me this 23 day of October, 1981.

R. Brad Bowen
Notary Public
Residing at Laramie, Idaho

My commission expires August 1984Received by HUT

FOR DEPARTMENT USE ONLY

Received by CUDate 10-26-81

Exception filed by:

Forwarded to

Date

Prelim. check by HUTDate 10-30-81

claimant by:

\$30.00 fee received by CWDate 9-16-81

#19074

Published in Idaho State JournalDates 10-5-81 and 11-17-81

IN THE MATTER OF:

AFFIDAVIT

State of Idaho

County of Blaine

Martin Palmer being first duly sworn,
deposes and says:

That the water from the
Portland River has been used on
the property described below since
1930

TR. NE 1/4 SW 1/4 19.09 AC
S23-T7S-R35E

TR. NE 1/4 SW 1/4 & NW 1/4 SE 1/4 2.47 ac.
S.23-T7S-R35E

Martin Palmer
(Signature)

Subscribed and sworn to before me this 4th day of June, 1981.

Chas. H. Vance
(Notary Public)

Residing at Revelle, Id.
My Commission Expires 7/1

RECEIVED

AUG 30 2001

Department of Water Resources
Idaho Region

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 29-4207B
Date Received: 3/22/90
Receipt No: E012487
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERTA B PAYNE Phone: (208)775-4976

PO BOX 250
INKOM ID USA 83245

2. Date of Priority: 06/01/1930

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	23	NE SW	BANNOCK	

5. Description of diverting works:

PUMP, PIPELINE AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.07	

7. Total Quantity Appropriated is:

0.07 C.F.S.

8. Total consumptive use:

SCANNED

MAR 09 2005

PROF.

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	23	NE	SW	IRRIGATION	4
Section Acres						4
Total Acres						4

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do X do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

SCANNED

MAR 09 2005

PROFILED

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): Revella J. Pratt Date: 8/30/01
Roberta Payne Date: 8-30-01

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this

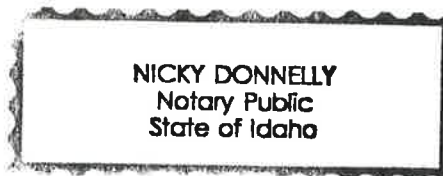
of Aug. 30 2001

Nicky Donnelly

Notary Public

Residing at Idaho Falls, Idaho

My commission Expires 10/16/06



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 29-4207B
Date Received: 3/22/90
Receipt No: E012487
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERTA B PAYNE Phone: (208)775-4976

PO BOX 250
INKOM ID USA 83245

2. Date of Priority: 06/01/1930

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	23	NE SW	BANNOCK	

5. Description of diverting works:

PUMP, PIPELINE AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.07	

7. Total Quantity Appropriated is:
0.07 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	23	NE	SW	IRRIGATION	4
					Section Acres	4
					Total Acres	4

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.

County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

JUN 13 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: A29-04207B
Date Received: 3/22/1990
Receipt No: EQ12487
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RUSSELL F. DAVIS 208-775-3657
Address: 5497 W. BLACKROCK RD
POCATELLO, ID 83204

OR
Name: TRESSA DAVIS 208-775-3657
Address: 5497 W. BLACKROCK RD
POCATELLO, ID 83204

2. Date of Priority: JUN 01, 1930

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	23	NE	SW			BANNOCK

5. Description of diverting works:
PUMP, PIPELINE AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.060		

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

8. Total consumptive use is 7.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A2904207B

A29-04207B

Page 1

Date: 03/22/90

PROFILED

SCANNED
MAR 22 2006

MICROFILMED

NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	23	NE SW		IRR	3.0
Section Acres						3.0
Total Acres						3.0

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

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: 0

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): Russell G. Davis Date: 3-22-90
Jesse Davis Date: 3/22-90

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 22 day
of March 19 90

Dave Cals
Notary Public

Seal

Residing at Heise, Id
My Commission Expires 2/26/96