

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: A24-10026
Date Received: 2/02/1990
Receipt No: E011935
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LARRY ALLEMAN 208-847-0456
Address: 1630 LOWER BERN RD.
BERN, ID 83220

2. Date of Priority: OCT 06, 1904

3. Source: CROW CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	45E	11	SW	SE			CARIBOU

5. Description of diverting works:
A 30" DIA. & 2 24" DIA. METAL CULVERTS USED TO DIVERT WATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.600		

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

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	45E	11	NW	SE		IRR	10.0
			SW	SE		IRR	30.0
Section Acres							40.0

A24-10026

Page 1

Date: 02/08/90

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NOV 06 1992

A2410026



10. Place of Use: Continued

Total Acres 40.0

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 424-10026
Date Received 2/2/90
Receipt Number E011935/90

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

FEB - 2 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Larry Alleman Phone (208) 847-0456
Mailing Address 1630 Lower Bern Rd. Bern, Id Zip 83220

2. Date of Priority (Only one (1) per claim) October 6, 1904

3. Source of water supply (a) Crow Creek
which is tributary to (b) Salt River

4. a. Location of existing point of diversion is: Township 10S Range 45E Section 11,
SW 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Caribou

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.

A 30" diameter and 2 24" diameter metal
culverts are used to divert water into open
ditches.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from April 15 to Oct 15 amount 1.60 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.60 (cfs) and/or (b) _____ (acre feet)

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

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

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
10S	45E	11														10	30		40

Total number of acres irrigated 40

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

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

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

14. Remarks:

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NOV 06 1992

Last Name Alleman Ident No. 39576

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

R 45 E

T 10 S

Crow Creek
Point of Diversion

MICROFILMED

NOV 06 1992

Last Name

Alleman

Ident No.

39576

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Larry H. Allen Date 2/1/90

_____ Date _____

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

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Idaho)
) SS.
County of Bear Lake)

Subscribed and sworn (or affirmed) before me this 1st day of February 19 90

SEAL

Notary Public

Residing at Ovid, Idaho 83260

My Commission Expires 8/13/91

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name Alleman Ident. Number 39576

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NOV 06 1992

Copies White-State, Yellow-Claimant

Log for claim 24-10026

Spatial Dynamics LTD

5/1/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s45e	11	NWSE	10	11	
10s45e	11	SWSE	30	32	
Totals:			40	43	

 **SPATIAL
DYNAMICS**

4/11/11 7
CLAIMANT'S NAME Alleman CLAIM IDENT. NO. A24-10026
DATE RECEIVED 2/2/90 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. | ☒ | ☐ | * |
| 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 |
| 22. Should this claim be data entered? | ☐ | ☐ | |

Claim checked by: De Date: 2/7/90
Claim must be returned to claimant: (Yes) ☒ (No) ☐
Claimant must be notified of modifications: ☒ (Yes) ☐ (No) ☐

Receipt Prepared by: _____ Date: _____
Claim data entered by: SK Date: 2/6/90 Checked by: _____ Date: _____
Sent to claimant by: _____ Date: _____

Comments: _____ MICROFILMED
item #8 total consumptive use should be 100 Acre feet NOV 26 1992

DATE: 09/15/94
PAGE: 35

Field Inspection Flag:
Presumption Flag:

This is to
establish
Evidence of
Priority for
this water
right.

RECEIVED
19 1994

OCT 19
Department of Water Resources
Eastern District Office

FILED 07 1996

To Whom It May Concern;
the water used on the C.R. Wells
place out of Crow Creek for the land
in T:10S R:45E Sec 11 of S.W 1/4 of
~~R~~ S E 1/4. In 1930 when I was
6 years old I remember asking my
dad what that wood trough went
across Crow Creek for and he told
me they took water out of Crow Creek
to irrigate out on the other side of
the creek. That was on the C.R.
Wells place.

Arvel Alleman

Sherry Brown

Orid State

August 15, 97

RECEIVED

NOV 07 1996

OCT 19 1994

Department of Water Resources
Eastern District Office

October 17, 1994

To Whom It May Concern:

During the summer of 1920, I lived with my brother on Crow Creek. He was responsible for irrigating the land on the C. R. Wells place out of Crow Creek for the land in T:10 S R45E Section 11 of SW $\frac{1}{4}$ of SE $\frac{1}{4}$.

Vera H. Alleman
Vera H. Alleman

Sherry Brown
Ovid Idaho
August 15, 97

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OCT 19 1994

Department of Water Resources
Eastern District Office

NOV 07 1994

ROBERT E. SMYLIE
Governor



GEO. N. CARTER
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE

July 11, 1962

RECEIVED

OCT 19 1994

Re: Permit No. 906
C. R. Wells

Department of Water Resources
Eastern District Office

Mr. Larry G. Alleman,
Bern, Idaho.

Dear Mr. Alleman:

Your letter of July 9th in regard to water right has been received.

Permit No. 906 was issued to C. R. Wells, priority October 6, 1904, for 2.1 cfs from Alleman Spring, and 1.1 cfs from Crow Creek for irrigation of the $W\frac{1}{2}SE\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}$, Sec. 11, T.10 S., R. 45 E.B.M. Proof of Completion of Works, due on or before November 12, 1907, was never made. The permit was cancelled January 30, 1922.

Your right to the water is a "Use Right" or unrecorded right. The only way you can obtain a recorded right to the water, dating back to the time of first use of the water, is by action in the District Court. You would have to consult your attorney in regard to the action in Court.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RWT:pmk



granted a right of way thereon for ditches or canals constructed by the authority of the United States. IN TESTIMONY WHEREOF, I, William H. Taft, 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 first day of September in the year of our Lord one thousand nine hundred and ten, and of the Independence of the United States the one hundred and thirty fifth.

(SEAL) BY THE PRESIDENT: Wm. H. Taft, By M. P. Le Roy, Secretary.

Recorded: Patent Number 150132. H.W.Sanford, Recorder of the General Land Office.

Filed for record at 10:47 o'clock A.M., May 19th, A.D., 1916, and recorded at the request of John J. Haderlie. C.W.Pomeroy, Recorder, By Sidonia Grosse, Deputy. Fee \$1.00.

Transcribed from Bannock County Records, Patent Record No.9, Page 41.

Instrument No.47299

S

Blackfoot 01623.

4-1003

THE UNITED STATES OF AMERICA.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, A Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain", and the Acts supplemental thereto, the claim of Charles R. Wells has been established and duly consummated, in conformity to law, for the East half of the Southwest quarter and the West half of the Southeast quarter of Section eleven in Township ten South of Range forty five east of the Boise Meridian, Idaho, containing one hundred sixty acres, according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General: NOW, KNOW YE, That there is, therefore granted by the United States unto the said claimant, the tract of land above described: TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes; and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws and decisions of Courts. And there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States. IN TESTIMONY WHEREOF, I, William H. Taft, 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 first day of July in the year of our Lord one thousand nine hundred and eleven, and of the Independence of the United States the one hundred and thirty fifth. (SEAL) BY THE PRESIDENT: Wm. H. Taft, By M.P.LeRoy, Secretary.

Recorded: Patent Number 214281. H.W.Sanford, Recorder of the General Land Office.

Filed for record at 3:03 o'clock P.M., June 10, A.D., 1916, and recorded at the request of Ban.Abst.& T.Co. C.W.Pomeroy, Recorder, By Sidonia Grosse, Deputy. Fee \$1.00.

Transcribed from Bannock County Records, Patent Record No.9, Page 59.

Instrument No.47816.

4-1003

THE UNITED STATES OF AMERICA.

P. May 4, 1915.

BLACKFOOT 010889.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, A Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain", and the Acts supplemental thereto, the claim of Arthur S. DuBry has been established and duly consummated, in conformity to law, for the southeast quarter of section seventeen in Township nine South of Range forty two east of the Boise Meridian,