

11/03/2005

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

RIGHT NUMBER: 27-12002

NAME AND ADDRESS: ROLAND ALLEN LAND & LIVESTOCK  
1910 OAKELY AVE  
BURLEY ID 83318

SOURCE: SLUG CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 1.430 CFS

PRIORITY DATE: 05/01/1952

POINT OF DIVERSION:

T08S R43E S24 SWNE Within CARIBOU County  
T08S R43E S24 NESENW Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 1.430 CFS       |
| STOCKWATER            | 01/01 12/31          | 0.020 CFS       |

PLACE OF USE: IRRIGATION Within CARIBOU County

|               |       |      |               |      |      |
|---------------|-------|------|---------------|------|------|
| T08S R43E S24 | NENW  | 33.0 | T08S R43E S24 | NWNW | 22.0 |
| T08S R43E S24 | SENEW | 16.0 |               |      |      |

STOCKWATER same as IRRIGATION

71 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

This right is a split from former right 27-4157.

05/25/2005

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

RIGHT NUMBER: 27-12002

NAME AND ADDRESS: ROLAND ALLEN LAND & LIVESTOCK  
1910 OAKELY AVE  
BURLEY ID 83318

SOURCE: SLUG CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 1.430 CFS

PRIORITY DATE: 05/01/1952

POINT OF DIVERSION:

~~T08S R43E S24 NENWNW End of Stream Flow Within CARIBOU County~~  
~~T08S R43E S24 NESENW Within CARIBOU County~~

~~T08S R43E S24 NESENW Begin of Stream Flow Within CARIBOU County~~

8S 43E 24 SWNE

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

1.430 CFS

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE:

IRRIGATION Within CARIBOU County

T08S R43E S24 NENW 33.0

T08S R43E S24 NWNW 22.0

T08S R43E S24 SENW 16.0

STOCKWATER Within CARIBOU County

~~T08S R43E S24 SENE~~

~~T08S R43E S24 NENW~~

~~T08S R43E S24 NWNW~~

71 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

This right is a split from former right 27-4157.



JUL 18 2002

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

*SPUT 27-12002*  
Ident. Number: ~~A27-04157~~  
Date Received: 2/14/1990  
Receipt No: S011206  
Received By: Sec

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: *Keith & Carolyn Hunsaker*  
Address: ROLAND ALLEN LAND & LIVESTOCK INC. 208-678-4844  
2020 CONANT AVE.  
BURLEY, ID 83318

2. Date of Priority: MAY 01, 1931

3. Source: SLUG CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 08S      | 43E   | 2       |        | NW     | NE     |     | CARIBOU |
|          |       |         |        | NE     | NW     |     | CARIBOU |
|          |       |         |        | SE     | NW     |     | CARIBOU |
|          |       | 13      |        | NW     | SW     |     | CARIBOU |
|          |       |         |        | SW     | SW     |     | CARIBOU |
|          |       | 14      |        | NW     | NE     |     | CARIBOU |
|          |       |         |        | SE     | NE     |     | CARIBOU |
|          |       | 24      |        | NE     | NW     |     | CARIBOU |
|          |       |         |        | NW     | NW     |     | CARIBOU |
|          |       |         |        | SE     | NW     |     | CARIBOU |

5. Description of diverting works:  
DAM & DITCHES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S  | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 26.680 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.240  |      |        |

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

A.F.A.

8. Total consumptive use is 1702.5 Acre Feet Per Annum.

A27-04157

Page

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Date: 02/14/90



MICROFILMED

NOV 12 1992

9. Non-irrigation uses:  
S/500 BEEF

10. Place of Use:

| Township      | Range | Section | 1/4 | of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|-----|----|-----|-----|-----|-------|
| 08S           | 43E   | 2       | NW  |    | NE  |     | IRR | 20.0  |
|               |       |         | SE  |    | NE  |     | IRR | 20.0  |
|               |       |         | NE  |    | NW  |     | IRR | 40.0  |
|               |       |         | SE  |    | NW  |     | IRR | 20.0  |
|               |       |         | NE  |    | SE  |     | IRR | 35.0  |
| Section Acres |       |         |     |    |     |     |     | 135.0 |
|               |       | 11      | SW  |    | SE  |     | IRR | 15.0  |
|               |       |         | SE  |    | SE  |     | IRR | 40.0  |
| Section Acres |       |         |     |    |     |     |     | 55.0  |
|               |       | 13      | NW  |    | NW  |     | IRR | 40.0  |
|               |       |         | SW  |    | NW  |     | IRR | 40.0  |
|               |       |         | NW  |    | SW  |     | IRR | 40.0  |
|               |       |         | SW  |    | SW  |     | IRR | 40.0  |
| Section Acres |       |         |     |    |     |     |     | 160.0 |
|               |       | 14      | NE  |    | NE  |     | IRR | 40.0  |
|               |       |         | NW  |    | NE  |     | IRR | 15.0  |
|               |       |         | SW  |    | NE  |     | IRR | 15.0  |
|               |       |         | SE  |    | NE  |     | IRR | 40.0  |
|               |       |         | NE  |    | SW  |     | IRR | 20.0  |
|               |       |         | NE  |    | SE  |     | IRR | 40.0  |
|               |       |         | NW  |    | SE  |     | IRR | 35.0  |
|               |       |         | SW  |    | SE  |     | IRR | 6.0   |
|               |       |         | SE  |    | SE  |     | IRR | 30.0  |
| Section Acres |       |         |     |    |     |     |     | 241.0 |
|               |       | 24      | NE  |    | NW  |     | IRR | 40.0  |
|               |       |         | NW  |    | NW  |     | IRR | 30.0  |
|               |       |         | SE  |    | NW  |     | IRR | 20.0  |
| Section Acres |       |         |     |    |     |     |     | 90.0  |
| Total Acres   |       |         |     |    |     |     |     | 681.0 |

*Freston Allen*

11. Place of use in counties: CARIBOU

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

A27-04157

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Date: 02/14/90

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13. Other Water Rights Used:  
A27-11334

14. Remarks:  
P/D'S CAN BE AT ANY POINT ALONG SLUG CREEK.

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: \_\_\_\_\_

**For Organizations:**

I do solemnly swear or affirm that I am Sec of

ROLAND ALLEN L&L, that I have signed the foregoing  
Organization  
document in the space below as Sec of

ROLAND ALLEN L&L and that the statements contained in the  
Organization  
foregoing document are true and correct.

Roland Allen L&L  
Signature of Authorized Agent

Sec ROLAND ALLEN L&L  
Title and Organization

2-14-90  
Date

State of Idaho )  
County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 14th day

of February 19 90

Stuart C. [Signature]  
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires December 7, 1994  
3 Date: 02/14/90

A27-04157

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NOV 12 1992

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: A27-04157  
Date Received: 2/14/1990  
Receipt No: S011206  
Received By: Sec

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: ROLAND ALLEN LAND & LIVESTOCK INC. 208-678-4844  
Address: 2020 CONANT AVE. 83318  
BURLEY, ID

2. Date of Priority: MAY 01, 1931

3. Source: SLUG CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 08S      | 43E   | 2       | NW     | NE     |        |     | CARIBOU |
|          |       |         | NE     | NW     |        |     | CARIBOU |
|          |       |         | SE     | NW     |        |     | CARIBOU |
|          |       | 13      | NW     | SW     |        |     | CARIBOU |
|          |       |         | SW     | SW     |        |     | CARIBOU |
|          |       |         | NW     | NE     |        |     | CARIBOU |
|          |       | 14      | SE     | NE     |        |     | CARIBOU |
|          |       |         | NE     | NW     |        |     | CARIBOU |
|          |       |         | NW     | NW     |        |     | CARIBOU |
|          |       | 24      | SE     | NW     |        |     | CARIBOU |

5. Description of diverting works:  
DAM & DITCHES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S  | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 26.680 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.240  |      |        |

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

8. Total consumptive use is 1702.5 Acre Feet Per Annum.

A27-04157

Page 1

Date: 02/14/90

MICROFILMED

NOV 12 1992

A2704157

9. Non-irrigation uses:  
S/500 BEEF

10. Place of Use:

| Township | Range | Section | 1/4                 | of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|---------------------|----|-----|-----|-----|-------|
| 08S      | 43E   | 2       | NW                  |    | NE  |     | IRR | 20.0  |
|          |       |         | SE                  |    | NE  |     | IRR | 20.0  |
|          |       |         | NE                  |    | NW  |     | IRR | 40.0  |
|          |       |         | SE                  |    | NW  |     | IRR | 20.0  |
|          |       |         | NE                  |    | SE  |     | IRR | 35.0  |
|          |       |         | Section Acres 135.0 |    |     |     |     |       |
|          |       | ✓ 11    | SW                  |    | SE  |     | IRR | 15.0  |
|          |       |         | SE                  |    | SE  |     | IRR | 40.0  |
|          |       |         | Section Acres 55.0  |    |     |     |     |       |
|          |       | ✓ 13    | NW                  |    | NW  |     | IRR | 40.0  |
|          |       |         | SW                  |    | NW  |     | IRR | 40.0  |
|          |       |         | NW                  |    | SW  |     | IRR | 40.0  |
|          |       |         | SW                  |    | SW  |     | IRR | 40.0  |
|          |       |         | Section Acres 160.0 |    |     |     |     |       |
|          |       | ✓ 14    | NE                  |    | NE  |     | IRR | 40.0  |
|          |       |         | NW                  |    | NE  |     | IRR | 15.0  |
|          |       |         | SW                  |    | NE  |     | IRR | 15.0  |
|          |       |         | SE                  |    | NE  |     | IRR | 40.0  |
|          |       |         | NE                  |    | SW  |     | IRR | 20.0  |
|          |       |         | NE                  |    | SE  |     | IRR | 40.0  |
|          |       |         | NW                  |    | SE  |     | IRR | 35.0  |
|          |       |         | SW                  |    | SE  |     | IRR | 6.0   |
|          |       |         | SE                  |    | SE  |     | IRR | 30.0  |
|          |       |         | Section Acres 241.0 |    |     |     |     |       |
|          |       | 24      | NE                  |    | NW  |     | IRR | 40.0  |
|          |       |         | NW                  |    | NW  |     | IRR | 30.0  |
|          |       |         | SE                  |    | NW  |     | IRR | 20.0  |
|          |       |         | Section Acres 90.0  |    |     |     |     |       |
|          |       |         | Total Acres 681.0   |    |     |     |     |       |

11. Place of use in counties: CARIBOU

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

A27-04157

Page 2

Date: 02/14/90

MICROFILMED  
NOV 12 1992

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15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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Number of attachments: \_\_\_\_\_

**For Organizations:**

I do solemnly swear or affirm that I am Sec of  
Title

ROLAND ALLEN L&L, that I have signed the foregoing  
Organization

document in the space below as Sec of  
Title

ROLAND ALLEN L&L and that the statements contained in the  
Organization

foregoing document are true and correct.

[Signature]  
Signature of Authorized Agent

Sec ROLAND ALLEN L&L  
Title and Organization

2-14-90  
Date

State of Idaho )  
County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 14th day  
of February 19 90

[Signature]  
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires December 7, 1994  
Date: 02/14/90

A27-04157

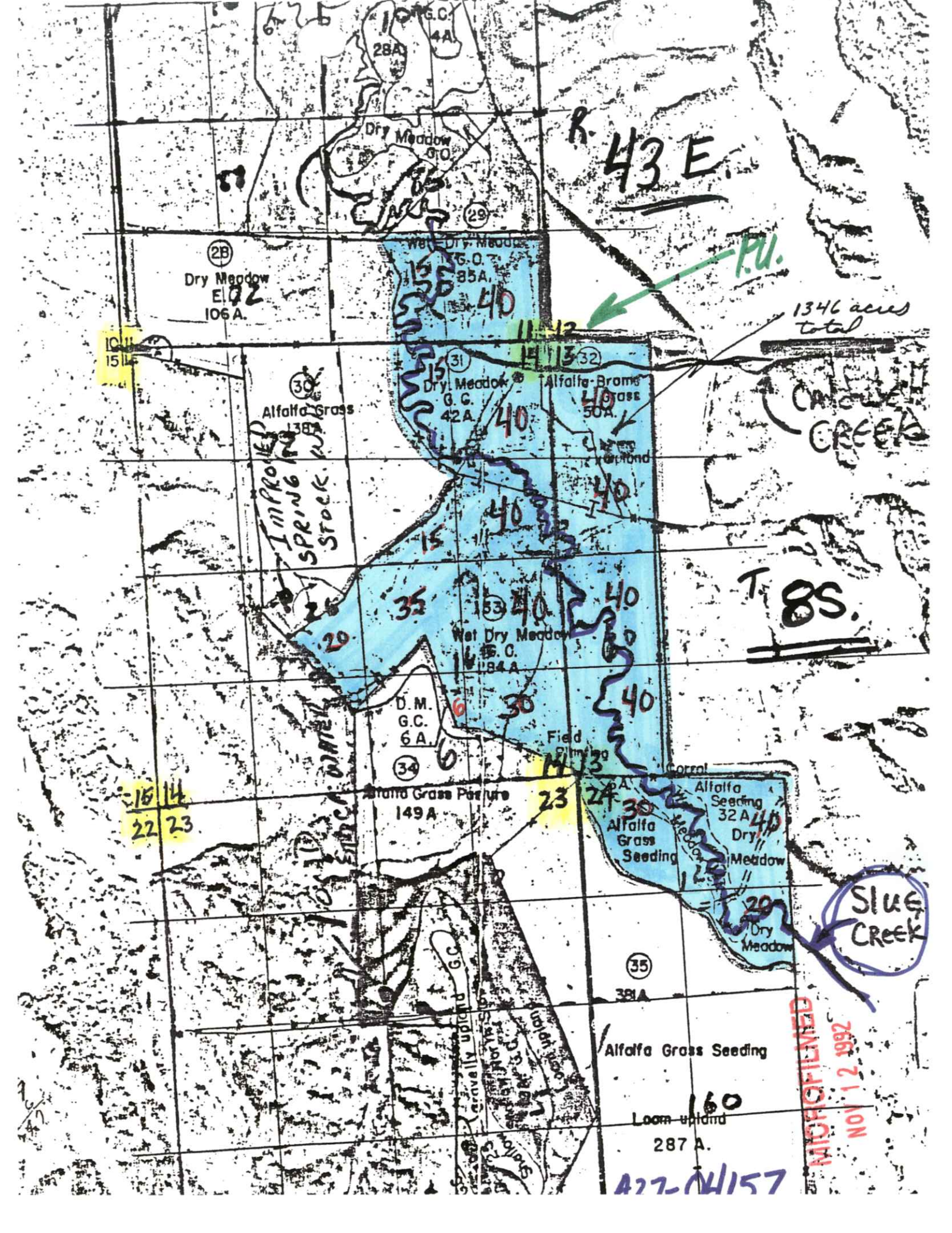
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NOV 12 1992





R. 43 E.

F.U.

1346 acres total

CANYON CREEK

T. 8S.

SLUG CREEK

MICROFILMED  
NOV 12 1992

Alfalfa Grass Seeding

Loom upland  
287 A.

427-04157



R. 43 E.

P.U.

1346 acres total

CALVERT CREEK

T. 8S.

SLUG CREEK

(2B)  
Dry Meadow  
E. 02  
106 A.

Improved  
Spring  
Stock  
Water

Alfalfa Grass  
138 A.

Wet Dry Meadow  
G.O.  
85A.

(31)  
Dry Meadow  
G.C.  
42A.

(32)  
Alfalfa-Brome  
Grass  
50A.

Wet Dry Meadow  
G.C.  
184A.

D.M.  
G.C.  
6A.

Field  
Pinning

Alfalfa Grass Pasture  
149A.

Alfalfa  
Grass  
Seeding

Alfalfa  
Seeding  
32A

Dry  
Meadow

Alfalfa Grass Seeding

Loom-upland  
287 A.

A27-04157

NOV 12 1992

Should questions arise during the processing of this application please contact:

SHERI L. CHAPMAN  
410 S. Orchard, Suite 144  
Boise, ID 83705  
344-6590

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT JUN 30 1983

Department of Water Resources  
Water Rights Division

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

Gordon Allen

ROLAND ALLEN LAND & LIVESTOCK

(Name of Claimant)

Star Route, Malta, Idaho 83342

(Mailing Address)

Telephone No. 645-2547

(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) May 1, 1931

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)

Slug Creek tributary to Blackfoot 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:

| Quantity  | (cfs, af) | Use        | (Domestic, Irrigation, Stock, Etc.) | Period of Use From |            | To   |  |
|-----------|-----------|------------|-------------------------------------|--------------------|------------|------|--|
|           |           |            |                                     | (Mo., Day)         | (Mo., Day) |      |  |
| 26.92 cfs |           | Irrigation |                                     | 4/1                |            | 11/1 |  |
|           |           | Use        |                                     |                    |            |      |  |
|           |           | Use        |                                     |                    |            |      |  |
|           |           | Use        |                                     |                    |            |      |  |
|           |           | Use        |                                     |                    |            |      |  |

- (4) 26.92 cfs TOTAL QUANTITY USED.

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NW 1/4 NE 1/4, Sec. 2 Twp. 8 S Rge. 43 E B.M., County of Caribou

Additional points of diversion: NE 1/4 NW 1/4 & SE 1/4 NW 1/4 Sec 2; SE 1/4 NW 1/4 Sec 24; SW 1/4 SW 1/4 & NW 1/4 SW 1/4

Sec 13, all in T8S, R43E.

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.

Low diversion dam check and ditch system with lateral ditches to irrigated lands

- (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. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTAL |
|----|-----|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------|
|    |     |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |       |
| 8S | 43E | 2    |        | 2      |        |        | 22     |        |        | 10     |        |        |        |        |        |        |        |        | 34    |
|    |     | 11   |        |        |        |        |        |        |        |        |        | 38     | 34     |        |        |        | 34     | 34     | 140   |
|    |     | 13   |        |        |        |        | 40     | 40     |        |        | 40     | 40     |        |        |        |        |        |        | 160   |
|    |     | 14   | 40     | 40     | 40     | 40     | 36     | 10     |        | 36     | 30     |        |        | 5      | 40     | 40     | 40     | 40     | 437   |
|    |     | 23   | 40     | 40     | 40     | 40     |        |        |        |        |        |        |        | 40     | 5      | 10     | 40     |        | 255   |
|    |     | 24   |        |        |        |        | 40     | 40     | 40     | 40     | 40     | 40     | 40     |        |        |        |        |        | 320   |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |     |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |

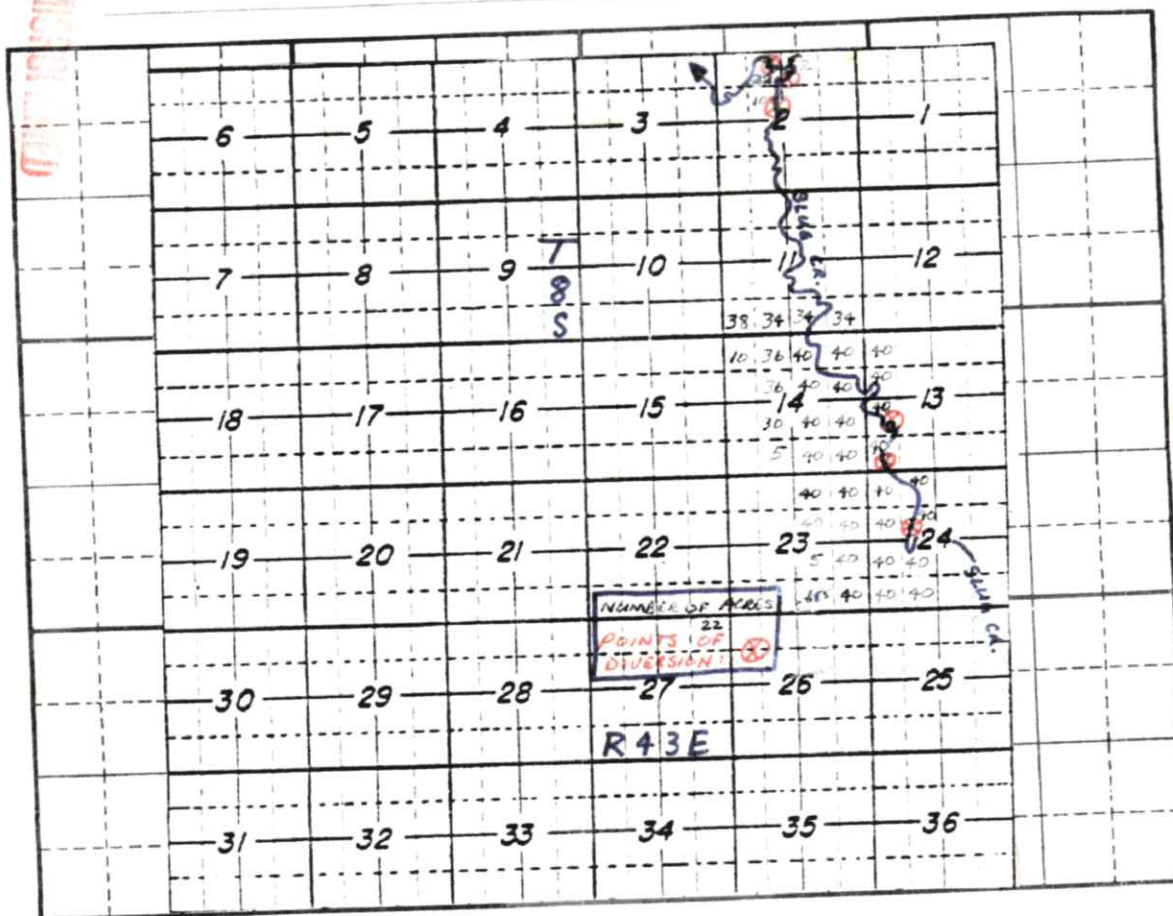
No. of acres 1346

- 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:

- (7) If you are claiming water as a member of an organization, list name of organization. Roland Allen Land & Livestock

(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

) 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.

ROBERT ALLEN LAND & LIVESACK  
By: Robert Allen (Claimant)

Sworn to before me this 26 day of June, 1983.

Lloyd Schwartzman  
Notary Public  
Residing at Malta, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by BP

Date 6-30-83

Exception filed by:

Forwarded to claimant by:

Date

Prelim. check by

Date 1-7-84

\$30.00 fee received by me

Date 2-1-83

32320

Published in

Caribou County Sun

Dates

1/26 - 2/2/84