

Recorder.

Transcribed from Book C of Water Locations Page 158 Records of Bingham County, Idaho.
Transcribed from Bannock County Records, Water Location Record 1, page 365

WATER LOCATION OF LAUDON J. CLARK ET AL)

Notice is hereby given the undersigned citizens of the United States hereby claim and appropriate all the waters of Slug Creek and Duck Creek Springs situated in the lower Blackfoot Valley Bear Lake or Bingham County Idaho Territory. Said appropriation of Slug Creek is made by means of a dam already constructed across said Slug Creek at the point where this notice is posted and a monument of wood erected and at the point of diversion of said waters in a ditch now completed of the following dimensions to-wit. Six feet wide in the bottom, eight feet wide on top, two feet deep, with a fall of $\frac{1}{2}$ of an inch to the rod. Said appropriation of Duck Springs is made by means of a dam thrown across said stream at the point where this notice is posted and a monument of wood four feet high erected and at the point of diversion of said waters in a ditch already constructed of the following dimensions, six feet wide in the bottom, eight feet wide on the top and one foot deep with fall of $\frac{1}{2}$ of an inch to the rod. The waters of said streams are conducted by the means aforesaid on the following described tracts of land for agricultural and irrigation purposes to-wit: W² Sec. 31 W² Sec. 30 Tp. 8 South R. 44 E E² Sec. 25, SW⁴ & S² NW⁴ of NW⁴ of Sec. 24, NE⁴ & E² SE⁴ Sec. 23, N.² & SE⁴ & N² & SE⁴ SW⁴ sec 14 W² & W² of E² sec 11 W² & 2 of E² sec. 2 Tp. 8 South of R. 43 E.B.M. Dated October 11th A. D. 1886

Landen J. Rich
Chas J. Oakey
Joseph S. Clark

Christian Wallantine
James S. Nye
Solon W. Robison
Minerva M. Wooley.

TERRITORY OF IDAHO COUNTY OF BEAR LAKE) SS I hereby certify that I did on the 11th day of October 1886 at the point indicated in the foregoing post up a notice of which the within are true copies.
J. C. Rich

Recorded at the request of C. Wallantine Oct. 12. 1886 at 5.50 P. M. J. Hasenfratz Co. Recorder, By J. W. Stucki Deputy

TERRITORY OF IDAHO COUNTY OF BEAR LAKE) SS I hereby certify that the following is a full, true and correct copy of a water location recorded in Book 1 Page 92 of Miscellaneous Records of said County. Witness my hand and Official seal at Paris, Idaho, this 21st day of October A. D. 1889
(Seal) T. L. Montonya Co. Recorder

Recorded at the request of Jas. H. Hawley May 19th 1890, at 9:45 A.M. Geo. A. Robethan, Recorder.

Transcribed from Book C of Water Locations Pages 159 & 160 Records of Bingham County, Idaho.
Transcribed from Bannock County Records, Water Location Record No. 1, page 367

WATER LOCATION OF JOSEPH W. LINDFORD)

Notice is hereby given that the undersigned a citizen of the United States hereby claims and appropriates so much of the waters of Dimond Creek in the upper Blackfoot Valley, Bear Lake or Bingham County, Idaho Territory as will flow through a ditch already constructed of the following dimensions, to-wit: Eight feet wide in the bottom, ten feet wide on the top and two feet x with a fall of one inch to the rod. Said appropriation is made by

COPIED

RECEIVED

[illegible]

INTER-DEPARTMENT MEMO

TO: Barbara
FROM: Cindy

SUBJECT: warranty deed
DATE: 10-1-03

Please get a copy of H. H. Allen's warranty deed from 1941. none found.

And check with S.O. water measurement group for watermaster reports if available for 1984-1987. see Memo 1-21-04. ~~OP~~

1987 ASCS aerial photo. we already have the

() For your information

151-747

(X) Response required

CB.
signature





State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Roland Allen Land & Livestock, Inc.
2020 Conant Ave.
Burley, Idaho 83318

April 23, 2003

Re: Evidence of Priority

Claim No.(s) A27-04156 & A27-04157

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The Notice 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 Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a 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 proof to support the priority date.**

It is important that each element of the Notice be substantiated. 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 enclosed 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.

.....
**The Department cannot recommend the court decree the Notice if no evidence of a
priority date is submitted.**
.....

Please submit the documentation supporting the priority date by May 23, 2003, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
Adjudication Claim Report

JUL 10 2001

Log for claim 27-04157

Spatial Dynamics BTB

12/8/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s43e	2	NWNE	20	21	
08s43e	2	SWNE	20	23	Wrong tract in database?
08s43e	2	NENW	40	39	
08s43e	2	SENE	20	21	
08s43e	2	NWSE	35	33	Wrong tract in database?
08s43e	11	SWSE	15	20	
08s43e	11	SESE	40	40	
08s43e	13	NWNW	40	40	
08s43e	13	SWNW	40	40	
08s43e	13	NWSW	40	40	
08s43e	13	SWSW	40	40	
08s43e	14	NENE	40	40	
08s43e	14	NWNE	15	21	
08s43e	14	SWNE	15	9	
08s43e	14	SENE	40	40	
08s43e	14	NESW	20	6.7	
08s43e	14	NESE	40	40	
08s43e	14	NWSE	35	38	
08s43e	14	SWSE	6	9.7	
08s43e	14	SESE	30	28	
08s43e	24	NENW	40	36	
08s43e	24	NWNW	30	24	
08s43e	24	SENE	20	23	
Totals:			681	672.4	

Pertaining to Water Rights on Slug Creek:

Allen Ranches Inc. ^{Before 1952} ~~from 1945~~, then Roland Allen Land & Livestock Inc. up to the present time have used water rights on Slug Creek when water was available. There are ditches and levies still in place. These were developed before H.H. Allen bought the ranch ^{from} ~~by~~ Austin Bros Inc.

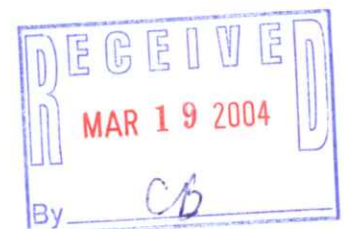
Blackfoot River is the only water delivered: Slug Creek is a tributary to the Blackfoot River, therefore does not have to be listed on reports because it is not delivered. To my knowledge Allens have used irrigation water more than 70% of the years and stock water every year.

Pertaining to the Blackfoot River: Pertaining to extended use: Allens have been given permission to use extended water after July 1 date when water was available. Probably 50% of years since the ranch was purchased.

John Davidson

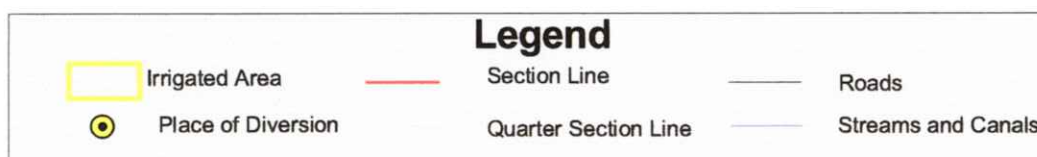
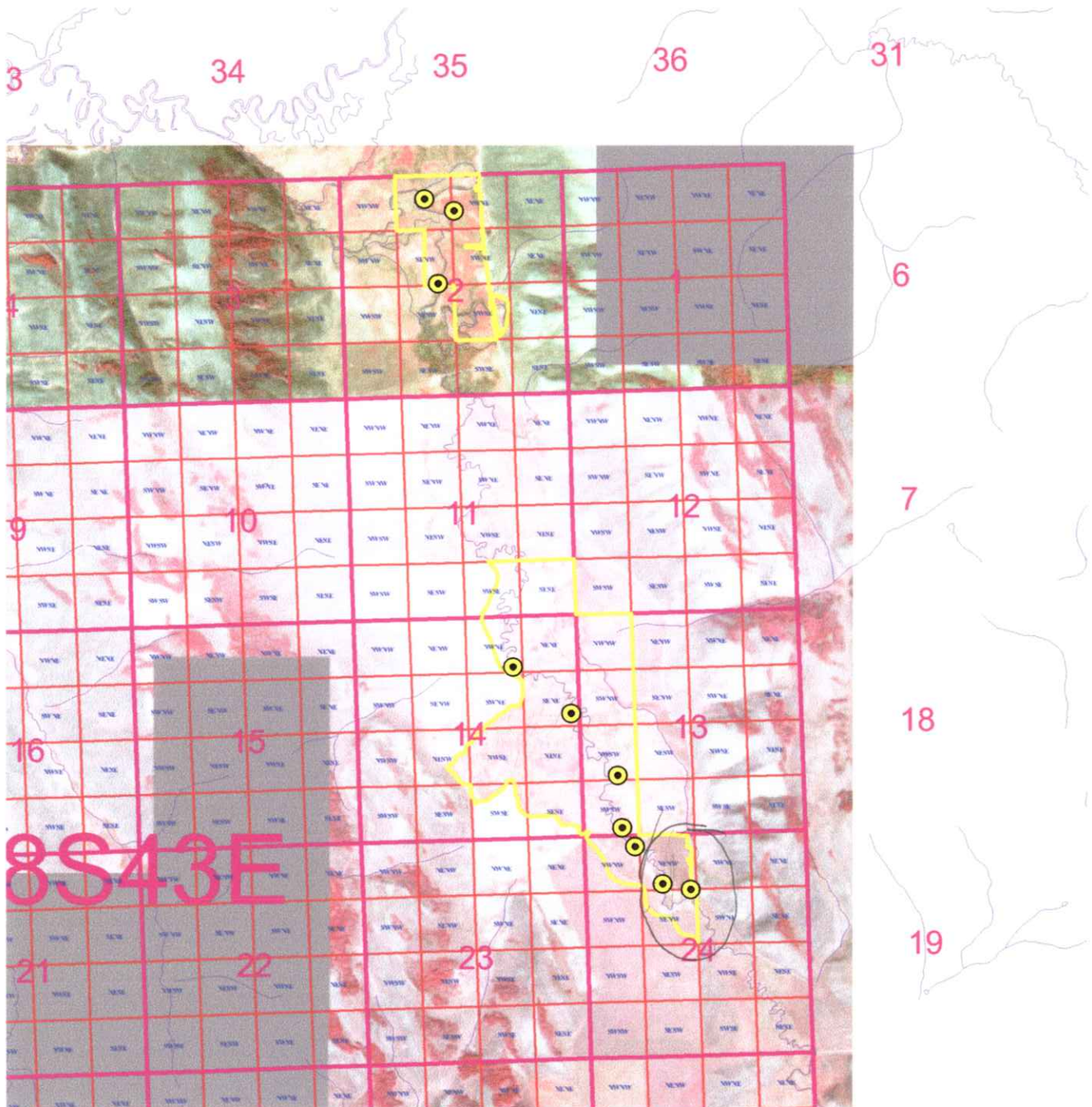
John H Davidson

Date 15 Mar 04



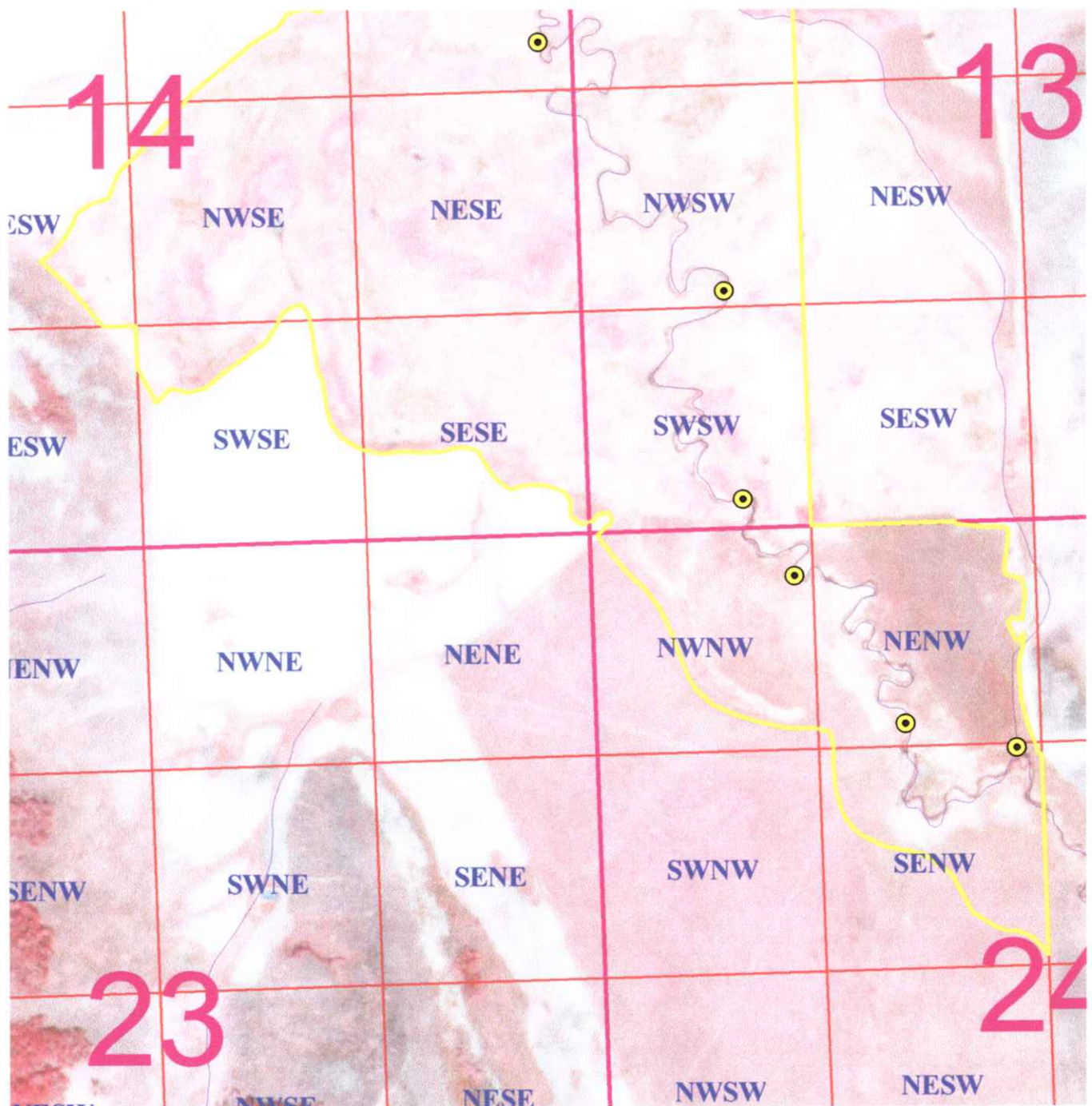
Water Right Claim Number 27-04157
Township , 8S43E

12/08/2000



Water Right Claim Number 27-04157
Township , 8S43E

12/08/2000





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

May 26, 1999

ALLEN ROLAND
2020 CONANT AVE
BURLEY ID 83318

RE: CHANGE OF ADDRESS FOR A27-00045, A27-04156,
A27-04157, A27-11016, A27-11018, A27-11331,
A27-11332, A27-11333 & A27-11334

Dear Mr. Roland:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

Allen Roland
Land & Livestock
1910 Oakley Ave
Burley Id 83318

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Autumn Jones
Records Clerk

Enclosure(s)

COPY



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

~~CECIL D. ANDRUS~~ Phil Batt
Governor

R. KEITH HIGGINSON
Director

CHANGE IN ADDRESS OF THE NOTICE OF CLAIM IN THE SNAKE RIVER BASIN ADJUDICATION

[] Water Right Number(s): A27-00045, -04156, -11331, -11332, -04157

-11333, -11334, -11016, -11018

DE 3-30-95-JR

RECEIVED

MAR 23 1995

[] Old Mailing Address:

Department of Water Resources
Eastern District Office

[] New Mailing Address:

ROLAND ALLEN LAND & LIVESTOCK
1910 OAKLEY AVE
BURLEY, IDAHO 83318

[] New Telephone Number: (208) 678-4844

[] Signature of Claimant(s):

[Signature]

Date:

3/20/95

For IDWR use only:

Initial Review and Data Entry

Date: 3-27-95 By: KKC

Further Action Taken

Date: 3-27-95 By: KKC

Final Review and Data Entry

Date: By:

Further Action Needed:

— send to Eastern for their use.

MICROFILMED
NOV 13 1996

WATER RESOURCES BOARD
BOISE, IDAHO
FEB. 6, 1995

Dear Sir:

My father, H. H. Allen, bought the Lower Austin Ranch early in 1941. On October 11th of that year, I Roland Allen, moved to the ranch as manager. Since that time I have consistently been connected with the ranch. So I am speaking about my experience there.

When I moved to the ranch there were two concrete dams in the river as points for taking water from the river for irrigation. A few years later we added one more dam which helped to get water to the west end of the meadows. This one was used for a few years and then was abandoned because it was difficult to maintain.

The first two mentioned deteriorated and finally had to be replaced and are in use every summer. Until about 1962 we were harvesting hay from the meadows. Since that time we have continued to irrigate the same land for pasturing cattle. During the years that we put up hay we would turn off the water about July 1st and then after the hay was up we would turn out the water again if it was available and with permission of the water master.

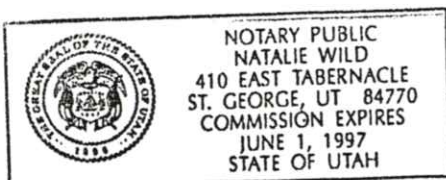
On extremely dry or short water years we were informed by the water master when it would be necessary for us to stop irrigating. This always varied from year to year depending on how full the reservoir was and the amount of rainfall. On good water years the water master would just tell us to use it as needed unless we were notified otherwise.

For quite a few years I served on the board of directors of the irrigation company and attended the meetings annually. Since that time my son in law has been serving in that capacity. So we have always stayed in touch with the Water Master and have never used late water without his permission. We have even cleared with him when we needed stock water on extremely dry years. And we have had a few of those lately. For the most part we live in an area that gets a heavy snow fall during the winters and there is sufficient water.

We have used water for irrigation on the ranch well over 50% of the years from 1942 to 1994 after July 1st. Of course the time used each year has varied with water conditions at the time as well as our needs and the needs of other users as determined by the Water Master.

Respectfully submitted by,


Roland R. Allen





MICROFILMED
NOV 13 1996

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 Gordon Allen ROLAND ALLEN LAND & LIVESTOCK
(Name of Claimant)

Star Route, Malta, Idaho 83342

(Mailing Address)

(Zip Code)

Telephone No. 645-2547

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:

	(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>26.92 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4/1</u>	To <u>11/1</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

- (4) 26.92 cfs TOTAL QUANTITY USED.

(cfs, af)

- (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



State of Idaho)
) ss.
County of _____)

By Ronald Allen Land U.P.
(Claimant)

Lloyd Schorzman
Notary Public
Residing at malta, Malabo

FOR DEPARTMENT USE ONLY

Received by BP Date 6-30-83 Exception filed by: _____

Prelim. check by BP 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

Forwarded to _____ Date _____
claimant by: _____