

04/05/2005

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

RIGHT NUMBER: 27-12010

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

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY:

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 08/01/1891

POINT OF DIVERSION:

T07S R43E S25 NENENE Begin of Stream Flow Within CARIBOU County

T07S R43E S25 NWNWSW End of Stream Flow Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within CARIBOU County

T07S R43E S25	NENE	T07S R43E S25	NWNE
T07S R43E S25	SWNE	T07S R43E S25	SWNW
T07S R43E S25	SENE		

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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SEASON OF USE
PURSUANT TO SECTION 42-1425, IDAHO CODE.

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

No beneficial use found on irrigation under 27-4156.

EXPLANATORY MATERIAL: Beneficial Use

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 27-4156.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 27-12010 V1

4. P21 This right is a split from former right 27-4156.
5. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
6. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
7. C04 Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.
8. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Remarks:

Comments:

Water Supply Bank:

JUL 18 2001

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A27-04156**
Date Received: 2/14/1990
Receipt No: S011206
Received By: DK

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

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

2. Date of Priority: AUG 1, 1891

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
Beginning Point of Instream Flow					
07S	43E	25	NE	NE	CARIBOU
Ending Point of Instream Flow					
07S	43E	35	SW	NW	CARIBOU

5. Description of diverting works:
INSTREAM STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	3.720		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 BEEF

MICROFILMED
NOV 13 1996

J. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	43E	25	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NW		SW		STOCK	
		26	NE		SE		STOCK	
			SE		SE		STOCK	
		35	NW		NE		STOCK	
			NE		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NW		SW		STOCK	

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:

14. Remarks:

STOCKWATER USE IS PRIMARILY INSTREAM USES

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: _____

MICROFILMED
NOV 13 1996

For Organizations:

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

Title

Roland Acenleh, that I have signed the foregoing

Organization

document in the space below as Sec. of

Title

Roland Acenleh & L. and that the statements contained in the

Organization

foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Sec. Roland Acenleh & L.
Title and Organization

1-18-95
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18 day
of JAN 19 95

[Signature]
Notary Public

Seal

Residing at Heise, Id

My Commission Expires 2/26/96

MICROFILMED
NOV 13 1996

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: A27-04156
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.
BURLEY, ID 83318

2. Date of Priority: MAY 01, 1931

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	43E	25	NW	NE	NE		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	3.480		
STOCKWATER	01/01	12/31	0.240		

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

8. Total consumptive use is 550.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 BEEF

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	43E	25	NE	NE		IRR	15.0
			NW	NE		IRR	15.0

A27-04156

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Date: 02/14/90

A2704156



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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	43E	25	SW		NE		IRR	40.0
			SE		NE		IRR	5.0
			SW		NW		IRR	10.0
			SE		NW		IRR	30.0
			NE		SW		IRR	40.0
			NW		SW		IRR	15.0
			NE		SE		IRR	10.0
			NW		SE		IRR	40.0
							Section Acres	220.0
							Total Acres	220.0

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:
A27-00045

14. Remarks:
STOCKWATER USE IS PRIMARILY INSTREAM USES IN LATERALS & DITCHES.

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.

[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

