

07/27/2006

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

RIGHT NUMBER: 24-10662

NAME AND ADDRESS: GARTH ALLEMAN
1700 LOWER BERN RD
BERN ID 83220

KAROLYN ALLEMAN
1700 LOWER BERN RD
BERN ID 83220

DISALLOWED

SOURCE: WASIE WAIER

TRIBUTARY: CROW CREEK

QUANTITY: 0.580 CFS

PRIORITY DATE: 05/01/1943 1910

POINT OF DIVERSION: T10S R45E S14 NWNESE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.540 CFS
STOCKWATER	04/15 10/15	0.040 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County

T10S R45E S11	SWSE	4.00	T10S R45E S14	NENW	14.00
T10S R45E S14	SENE	9.00			

STOCKWATER Within CARIBOU County

T10S R45E S11	SWSE		T10S R45E S14	NENW	
T10S R45E S14	SENE				

27 ACRES TOTAL

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

No beneficial use found.

EXPLANATORY MATERIAL: BASIS OF CLAIM -- Beneficial Use

No beneficial use found: This is included for a claim based on beneficial use that is proposed to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.

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 24-10662
Date Received: 6/20/2001
Receipt No:
Received By:

**AMENDED NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

GARTH ALLEMAN Phone: (208)847-0126

1616 LOWER BERN RD
BERN ID USA 83220

KAROLYN ALLEMAN Phone: (208)847-0126

1700 LOWER BERN RD
BERN ID USA 83220

2. Date of Priority: 05/01/1910

3. Source: WASTE WATER Trib. to: CROW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	45E	14	NW NE SW	CARIBOU	

5. Description of diverting works:

Waste Water from Stewarts Crow Creek Ranch accumulates in old streambed from Alleman Springs. Culvert with slide gate in streambed allows water to be turned into a ditch for gravity irrigation on the place of use.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.54	
STOCKWATER	04/15	10/15	0.04	

7. Total Quantity Appropriated is:
0.58 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
10S	45E	11	SW	SE		IRRIGATION	4
			SW	SE		STOCKWATER	
						Section Acres	4
10S	45E	14	NE	NW		STOCKWATER	
			SE	NW		STOCKWATER	
			NE	NW		IRRIGATION	14
			SE	NW		IRRIGATION	9
						Section Acres	23
						Total Acres	27

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:

SPLIT FROM FORMER RIGHT 24-10027

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.

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 24-10662
Date Received: 6/20/2001
Receipt No:
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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GARTH ALLEMAN Phone: (208)847-0126

1700 LOWER BERN RD
BERN ID USA 83220

KAROLYN ALLEMAN Phone: (208)847-0126

1700 LOWER BERN RD
BERN ID USA 83220

2. Date of Priority: 05/01/1943

3. Source: WASTE WATER Trib. to: CROW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	45E	14	NW NE SW	CARIBOU	

5. Description of diverting works:

Waste Water from Stewart's Crow Creek Ranch accumulates in old streambed from Alleman Springs. Culvert with slide gate in streambed allows water to be turned into a ditch for gravity irrigation on the place of use.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.54	
STOCKWATER	04/15	10/15	0.04	

7. Total Quantity Appropriated is:

0.58 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
10S	45E	11	SW	SE	IRRIGATION	4
			SW	SE	STOCKWATER	
					Section Acres	4
10S	45E	14	NE	NW	STOCKWATER	
			SE	NW	STOCKWATER	
			NE	NW	IRRIGATION	14
			SE	NW	IRRIGATION	9
					Section Acres	23
					Total Acres	27

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:

Place of use in section 11 overlaps part of place of use of A24-10026

14. Remarks:

SPLIT FROM FORMER RIGHT 24-10027

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

of _____ 20__ _____

Notary Public

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: A24-10662

Date Received _____

Receipt Number _____

**AMENDED
NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Claimant Garth or Karolyn Alleman
1700 Lower Bern Road
Bern ID 83220

2. Date of Priority 1 May 1943

3. Source of water (a) Waste Water
which is tributary to (b) Crow Creek

4. a. Location of points of diversion:

Township	Range	Section	QQQ	Diversion Name
10S	45E	14	NWNESW	

5. Description of existing diversion works. Waste water from Stewart's Crow Creek Ranch accumulates in old stream bed from Alleman Springs. Culvert with slide gate in stream bed allows water to be turned into a ditch for gravity irrigation on the place of use.

6. Water is claimed for the following purposes:

Purpose	Start Date	End Date	cfs	acre feet/year
Irrigation	4/15	10/15	0.54	
Stockwater	4/15	10/15	0.04	

7. Total quantity claimed (a) 0.58 (cfs) and/or (b) (acre feet per year)

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

9. Non-irrigation uses: Range cattle

10. Description of place of use

[illegible]

Total number of acres irrigated: 27

Stockwater claimed in same quarter-quarter sections as irrigation.

11. Irrigated lands are located in county(s) of: Caribou

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

13. Describe any other water rights used at the same place and for the same purposes as described above: Place of use in section 11 overlaps part of place of use of A24-10026, same owners.

14. Remarks. This amended claim changes the source, point of diversion and place of use to match field inspection.

Map of project: Please see attached.

15: Basis of Claim: Beneficial Use

16: Signatures

Number of attachments: 1 map

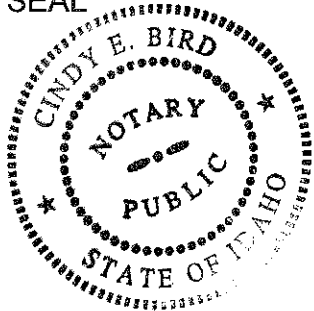
I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) Garth Allen Date 11-3-05
_____ Date _____

State of Idaho/or _____)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 3rd day of November 20 05

SEAL



Notary Public Cindy E Bird
Residing at Lava Hot Springs
My Commission Expires May 1, 2007

AUG 1 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 24-10662
Date Received: 6/20/01
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1 Name of Claimant(s)

LARRY ALLEMAN Phone: (208)847-0456

1630 LOWER BERN RD
BERN ID USA 83220

2 Date of Priority: 05/01/1943

3 Source: UNNAMED STREAM Trib. to: CROW CREEK

4 Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	45E	23	NE NE	CARIBOU	

5 Description of diverting works:

DIRT DAM DIVERTS ENTIRE STREAM INTO OPEN FLOW DITCH.

6 Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.54	
STOCKWATER	04/15	10/15	0.04	

7 Total Quantity Appropriated is:
0.58 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
10S	45E	14	NW NW	IRRIGATION	6
			SW NW	IRRIGATION	21



Section Acres 27
Total Acres 27

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:
 SPLIT FROM FORMER RIGHT 24-10027
- 15 Basis of Claim: Beneficial Use

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

COPY

Ident. Number: A24-10027
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: MAY 01, 1943

3. Source: UNNAMED STREAM Trib. to: CROW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	45E	23	NE	NE			CARIBOU

5. Description of diverting works:
DIRT DAM DIVERTS ENTIRE STREAM INTO OPEN FLOW DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.120		
STOCKWATER	04/15	10/15	0.040		

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

8. Total consumptive use is 140.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/200 HEAD BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	45E	14	NW	NW		IRR	6.0
			SW	NW		IRR	21.0



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	45E	14	SE	NW		IRR	11.0
			NE	SE		IRR	10.0
			NW	SE		IRR	1.0
			SW	SE		IRR	6.0
			SE	SE		IRR	1.0
						Section Acres	56.0
						Total Acres	56.0

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

COPY

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 _____

COPY

#106

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 A24-10027Date Received 2/2/90Receipt Number EO 11935/82

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY

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) 847-0456Mailing Address 1630 Lower Bern Rd Bern Id. Zip 832262. Date of Priority (Only one (1) per claim) May 1, 19433. Source of water supply (a) unnamed stream
which is tributary to (b) Crow Creek4. a. Location of existing point of diversion is: Township 10S Range 45E Section 23,NE 1/4 of NE 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.Dirt dam diverts entire stream into open flow ditch.

RECORDED

NOV 06 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from Apr 15 to Oct 15 amount 1.12 or _____

For stock water purposes from Apr 15 to Oct 15 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.16 (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.) Stockwater for 200 head of beef cattle

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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.

← 140

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	14					6	21	11						10	1	6	1	56

Total number of acres irrigated 56

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 ()

14. Remarks:

REPRODUCTION

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

100-443886-1

SECRET

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 M. 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 _____

COPY

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

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

SEAL

Notary Public James Peracott
Residing at Ovid, ID 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 _____

NOTARIZED
NOV 06 1992

Last Name Alleman Ident. Number 39576

Copies White-State, Yellow-Claimant