

December 8, 2006

ALLRED BROTHERS PARTNERSHIP
3852 E 12 N
RIGBY ID 83442

RE: CHANGE OF ADDRESS FOR 1-10388, 1-10392, 1-10490

Dear Claimant:

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:

ALLRED BROTHERS PARTNERSHIP
4101 E MENAN-LORENZO HWY
RIGBY ID 83442

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,

Katy Jackson
Office Specialist 1

Enclosure(s)

NO ADDRESS SERVICE
REQUESTED

ALLRED BROTHERS PARTNERSHIP
4101 E MENAN-LORENZO HWY
RIGBY, ID 83442

ALLRED 101 TIME 83422025 1705
FORWARD EXP RTN TO SEND
ALLRED 12 N 83442-5700
3852 ID 83442-5700
RIGBY ID 83442-5700
RETURN TO SENDER
|||||

1-10388
1-10322
1-10101
1-10101

★ ★
U.S. POSTAGE
1021 PB3523907
8972 \$00.870 NOV 15 2006
5385 MAILED FROM ZIP CODE 83402

~~23-0025~~
Corbett, V. W.

70 inches. Oct. 24, 1898. Rainey Creek.

Corbett 11 047
Ditch Company

6,000 inches. May 1, 1889. Snake River. Trans 268-274

Corbett Slough
Ditch Company

6,500 inches. May 1, 1892. Snake River.

Corey, George L.
and Lester S.

300 inches. June 1, 1887. South Fork of Snake River.

Costello, C. A.

120 inches. June 15, 1895. Spring Creek.

Costello, C. A.

40 inches. June 15, 1895. Pine Creek.

Courtney, James S.
and A. C.

240 inches. June 1, 1896. Targee Creek.

Coyle, M. H.

60 inches. June 15, 1904. Coyle Spring.

Coxson, William

Oct. 3, 1904. The use of a spring on the SW $\frac{1}{4}$ of Sec. 14, T 13, N., R. 43 E., for fish culture and for the irrigation of ten acres of land.

Crabb, A. P.
(substituted for W. J. Thorp.)

70 inches. June 1, 1892. Black Spring Creek.

Crabb, Addie D.

240 inches. June 1, 1895. North Springs, Middle Springs, Guy Springs, and East Springs, are used for fishery, with R. A. Osborn.

Craig, R. A.

240 inches. June 1, 1887. South Fork of Snake River.

Crandall, Ira

100 inches. June 1, 1896. Darby Creek. Trans 535

Crandall, Ira

20 inches. June 1, 1898. Darby Creek.

Crandall, H. L.

20 inches. June 1, 1897. Darby Creek.

Crandall, H. L.

60 inches. June 1, 1898. Darby Creek.

Crandall, H. L.

80 inches. Waters of Crandall Springs.

Crandall, H. L.

Watson Slough

Crawford, J. B.

Nielsen, E. B.

S $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 7, N $\frac{1}{2}$ of Sec. 18, N $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 18, SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 18, T. 2 S. R., 36 E., B. M., and E $\frac{1}{2}$ of Sec. 13, T. 2 S., R. 35 E. B. M., containing 840 acres.

Ragan, J. T.

Part of SW $\frac{1}{4}$ of Sec. 25, T. 2 S., R. 35 E. B., M., containing 90 acres.

Rich, S. J.

W $\frac{1}{2}$ of Sec. 26, T. 2 S., R. 35 E., B. M., containing 320 acres.

Shannon, Robert M.

90 acres in NE $\frac{1}{4}$ of Sec. 2, T. 3 S., R. 35 E. B. M.,

Tanner, M., Jr.

Ten acres in NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 3 T. 3 S., R. 35 E., B. M.

Southeastern Idaho Fair Assn., The

31.6 acres in Sec. 3, T. 3 S., R. 35 E. B. M.

Watson, Albert

Five acres in NE $\frac{1}{4}$ of Sec. 3, T. 3 S., R. 35 E. B. M.

Willeford, Samuel

S $\frac{1}{2}$ of NW $\frac{1}{4}$, 20 acres in W part, NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 1, T. 3 S., R. 35 E., B. M., containing 100 acres.

Corey, George L. and Lester S.

N $\frac{1}{2}$ of NW $\frac{1}{4}$ of Sec. 27, N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 28, T. 3 N. R., 39 E., B. M., contain 160 acres.

Costello, C. A.

(No description given.)

Nielsen, E. B.

S $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 7, N $\frac{1}{2}$ of Sec. 18, N $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 18, SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 18, T. 2 S. R., 36 E., B. M., and E $\frac{1}{2}$ of Sec. 13, T. 2 S., R. 35 E. B. M., containing 840 acres.

Ragan, J. T.

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Willeford, Samuel

S $\frac{1}{2}$ of NW $\frac{1}{4}$, 20 acres in W part, NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 1, T. 3 S., R. 35 E., B. M., containing 100 acres.

Corey, George L. and Lester S.

N $\frac{1}{2}$ of NW $\frac{1}{4}$ of Sec. 27, N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 28, T. 3 N. R., 39 E., B. M., contain 160 acres.

Costello, C. A.

(No description given.)



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

September 17, 1999

William E. Allred
Allred Bros. Partnership
4101 East Menan-Lorenzo Highway
Rigby, Idaho 83442

Dear Mr. Allred:

Enclosed are an Amended Claim for decreed right A01-00049A and a notice of withdrawal for claim A01-10388.

The amended claim is for your use of 4.00 cfs of decreed water on 53 acres within the permissible place of use of 117 acres. This claims lands historically irrigated by co-mingling the decreed water with the shares of Liberty Park Canal. The claim is based upon a 1945 transfer of point of diversion of the decreed right to the headworks of Liberty Park Canal.

If part of the property is sold, the Change of Ownership will result in the 4.00 cfs and the 53 acres of permitted use being split proportionally according to the irrigated acres of the new parcels (or according to the deed if another agreement is reached).

With this amendment to A01-00049A, A01-10388 is not needed. The attached withdrawal request will allow us to refund your filing fees on that claim.

However, if you wish, you may retain claim A01-10388 and amend it to be a true enlargement claim. This would claim irrigation of the full 117 acres with the decreed water in the unlikely event that the decreed water was available to you but the Liberty Park water was not. This might occur if the Liberty Park Canal were distributing water on a rotation basis, rather than an on-demand basis. The Liberty Park water right is senior to your water right, so there is probably not any other circumstance where an enlargement claim would be helpful.

Please review these documents and call me at 525-7161 if you have questions. I'm going on vacation Wednesday, so please call early in the week. If these changes reflect your intent, please sign the Amended Claim before a notary and sign the withdrawal request, and return them to the office.

Sincerely,

Bryce A. Contor

Note: Amended claim A01-00049A was rec'd but withdrawal of A01-10388 was not.

**NOTICE OF INTENT TO WITHDRAW ADJUDICATION CLAIM
A01-10388**

To: Idaho Department of Water Resources

I, William E. Allred, am a partner in Allred Bros. Partnership. I executed Adjudication Claim number A01-10388 to fully claim the use of the decreed right represented by A01-00049A. I have now amended claim A01-00049A to reflect this use and wish to withdraw claim A01-10388.

Please withdraw claim A01-10388 and refund to me the filing fees paid.

William E. Allred
Partner

Allred Bros. Partnership

Date

A01-10388

To: File A01-00049A
Fr: Bryce A. Contor
Date: 9/10/1999

Bryce A. Contor

Re: Permissible Place of Use

Friday Mr. Allred filed this claim with Paul, as originally decreed. However, historically this wr has been co-mingled with canal shares from Liberty Park Canal. Water under this wr has been delivered through Liberty Park's system per a "carrying share" agreement since the 1940's. Historically the comingled water from both sources has been applied to a larger place of use.

Mr. Allred would like to amend this claim to reflect a permissible place of use of the original acres within a larger farm that includes the land originally associated with the Liberty Park shares. This will result in no enlargement or expansion of acres or diversion rate but simply reflect an accomplished transfer.

I don't know how to code this on an AJ claim so I'm documenting it with this memo.

Proposed Permissible Place of Use: See attached.

Please prepared amended claim ASAP to facilitate sale. Please have ready for signature by Sept 17th.

9/13/99 -

Per Allen Rubeney the smoothest way to handle this is with an enlargement claim. Before calculating per-acre charge see if Liberty Park has paid the per-acre.

Bac.

9/13/99

A01-10388 is on temp lost. Adjust priority per documentation of carriage agreement, print claim form fee = \$50 late + \$50 L/1/4 = \$100. No acres; acres paid already by Liberty Park A01-00104

Bac

A01-00049A Permissible Place of Use	
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	NE				NW				SW				SE			
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
5N39E	NE	NE	NE	NE	NW	NW	NW	NW	SW	SW	SW	SW	SE	SE	SE	SE
21													5	6	22	31
22													5	6	25	31

$$\begin{array}{r} 67 \\ 10 \\ 40 \\ \hline 117 \end{array}$$

FSA Map

27.6

25.3

5.5

2.6

2.8

3.5

17

7.8

7.1

[illegible]

17.0

Bill Allred 745-6976
526-5052

Replung Decree - this is its water

Geo L & Lester S Corey 300 inches
June 1, 1887. S Fork of Snake River

N $\frac{1}{2}$ NW $\frac{1}{4}$ S 27

N $\frac{1}{2}$ NE $\frac{1}{4}$ S 28

TSP 5 N Rge 39

0100049 AXH

Kieth Wilson

FSA Aerial photo

27.6

28.3

2.8

26

30

643

50

114.3

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of

H. S. GIDEON AND CORAL ALLRED
Thornton, Idaho

For a Change of Point of Diversion on Snake River,
Water District # 36, Madison County

ORDER GRANTING CHANGE

No. 178

WHEREAS, On the 15th day of February, 1945, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, the application of H. S. Gideon and Coral Allred, of Thornton, Idaho, for a change of point of diversion on Snake River came on regularly for hearing, pursuant to published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant with the application shows that it became necessary to change the point of diversion, and that no other decreed water right or water user will be injured thereby; and,

WHEREAS, The said change in point of diversion has been approved by the Watermaster of the Snake River, and the said ditch from which the water is being transferred is an unincorporated community ditch; and,

WHEREAS, During the low water season it is too expensive to maintain a diversion dam at the head of the Nelson-Corey Canal;

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be and the same is hereby granted, and that Certificate of Change in Point of Diversion be issued to the applicants herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 17th day of March, A. D. 1945.

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

Certified to be a true and correct copy
of the document held by the State
Department of Reclamation on this 13th
day of April 19 45

[Signature]
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE OF CHANGE IN POINT OF DIVERSION OF DECREED WATER RIGHT

No. 178

THIS IS TO CERTIFY THAT H. S. GIDEON AND CORAL ALLRED, of Thornton, Idaho, are the owners of and using certain water rights, bearing date of priority of June 1, 1887, for Six (6) cubic feet per second of the waters of Snake River, County of Madison, State of Idaho, decreed to George L. and Lester S. Corey, by decree of Judge J. M. Stevens, of the District Court of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, in the case of

REXBURG IRRIGATION COMPANY,

Plaintiff,

vs.

TETON IRRIGATION COMPANY,

Defendant,

being appurtenant to the following described lands, to-wit:

N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 27;
N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 28;
Township 5 North, Range 39 East, B.M.

That the said decree bears date of December 16, 1910, and is entered in the records of the Department of Reclamation, in Volume 3 of Decrees, at page 450.

That the said applicants, H. S. Gideon and Coral Allred, have become the owners of said water rights and of said lands by purchase.

That now upon the application of H. S. Gideon and Coral Allred, of Thornton, Idaho, for a Certificate of Change in Point of Diversion, made before the State Reclamation Engineer of the State of Idaho, and the said application having been granted, the right to change such point of diversion is hereby confirmed.

That said change in point of diversion shall not modify in effect said decree, water right, or place of use. Said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

Six (6) cubic feet per second of the
waters of Snake River, with priority
of June 1, 1887.

That said water right is appurtenant to the following described lands, to-wit:

N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 27;
N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 28;
Township 5 North, Range 39 East, B.M.

That the water right above described from the Snake River has been conducted to the place of use through the Nelson-Corey Ditch, with point of diversion located in the Northwest quarter of the Southeast quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 35, Township 5 North, Range 39 East, B.M.

That the water right above described will hereafter be conducted to the place of use through the Texas Feeder and Liberty Park Ditch, with point of diversion located in the Northeast quarter of the Northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 8, Township 4 North, Range 39 East, B.M.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 17th day of March, A. D. 1945.

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Resources

Certified to be a true and correct copy
of the document held by the State
Department of Reclamation on this 13th
day of SEPT 19 45

Stephen C. Clark
Asst. State Reclamation Engineer