

07/27/2006

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

RIGHT NUMBER: 24-10026

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

KAROLYN ALLEMAN
1700 LOWER BERN RD
BERN ID 83220

SOURCE: CROW CREEK

TRIBUTARY: SALT RIVER

QUANTITY: 0.900 CFS

PRIORITY DATE: 06/10/1916

POINT OF DIVERSION: T10S R45E S14 NWNWNE

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	0.900 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County

T10S R45E S11	NWSE	9.00	T10S R45E S11	SWSE	20.00
---------------	------	------	---------------	------	-------

29 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

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



Idaho Department of Water Resources

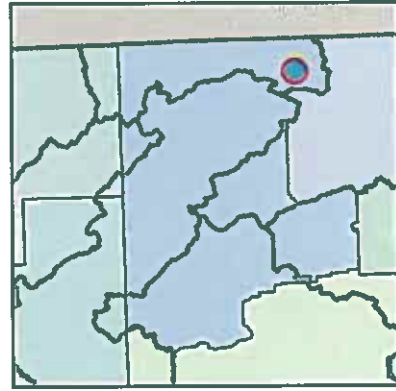
SRBA Recommendation:

24-10026

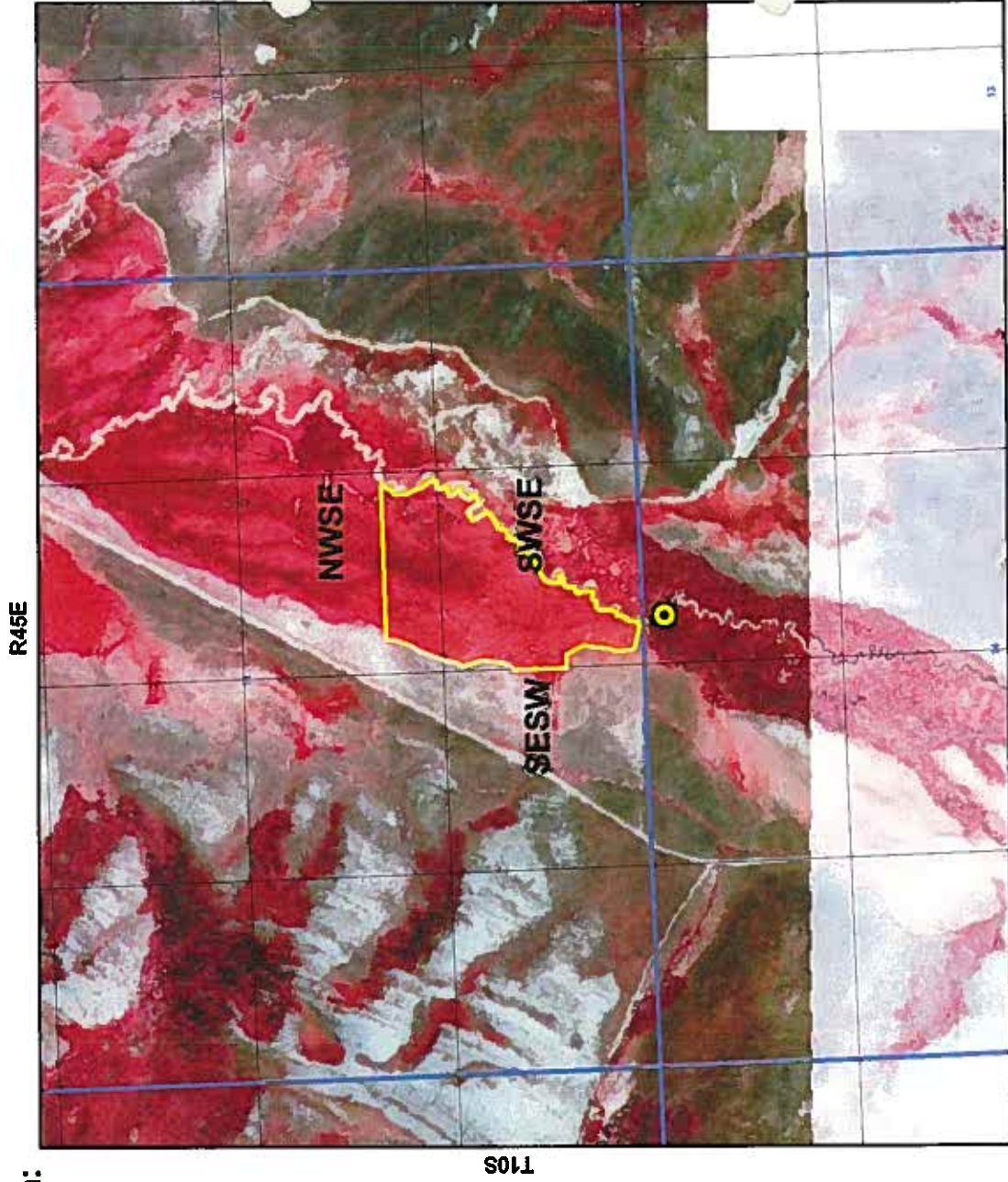
(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Caribou County
IDWR Basin 24



Prepared by C. BIRD
On Thursday, July 27, 2006
1987/88 Aerial Photography

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 24-10026
Date Received: 2/2/1990
Receipt No: E011935
Received By:

**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: 10/06/1904

3. Source: CROW CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	45E	11	SW SE	CARIBOU	

5. Description of diverting works:

A 30" DIA. & 2 24" DIA. METAL CULVERTS USED TO DIVERT WATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	1.6	

7. Total Quantity Appropriated is:
1.6 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	NW	SE	IRRIGATION	10
			SW	SE	IRRIGATION	30
					Section Acres	40
					Total Acres	40

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

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)
) SS.
County of _____)

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: **A24-10026**
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: OCT 06, 1904

3. Source: CROW CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	45E	11	SW	SE			CARIBOU

5. Description of diverting works:
A 30" DIA. & 2 24" DIA. METAL CULVERTS USED TO DIVERT WATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.600		

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

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

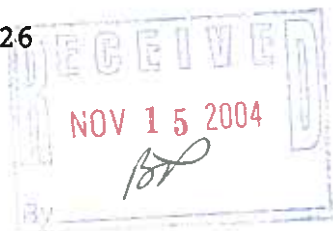
Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	45E	11	NW	SE		IRR	10.0
			SW	SE		IRR	30.0
Section Acres							40.0

A24-10026

Page

1

Date: 02/08/90



MICROFILMED

NOV 06 1992

10. Place of Use: Continued

Total Acres 40.0

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

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 X 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): Kathryn Alexander Date: 11-15-04
Booth Alexander Date: 11-15-04

State of Idaho)
County of Bear Lake) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of November 19 2004 Joleen A. Alexander
Notary Public

Seal

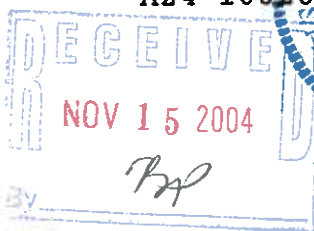
Residing at Montpelier, Idaho
My Commission Expires 4-2-2005

A24-10026

Page

2

Date: 02/08/90



MICROFILMED
NOV 06 1992

AUG 0 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: A24-10026
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: OCT 06, 1904

3. Source: CROW CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	45E	11	SW	SE			CARIBOU

5. Description of diverting works:
A 30" DIA. & 2 24" DIA. METAL CULVERTS USED TO DIVERT WATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.600		

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

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	45E	11	NW	SE		IRR	10.0
			SW	SE		IRR	30.0
Section Acres							40.0

A24-10026

Page 1

Date: 02/08/90

A2410026



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NOV 06 1992

10. Place of Use: Continued

Total Acres 40.0

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

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 _____

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

A24-10026

Date Received

2/2/90

Receipt Number

E011935/90

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

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 832202. Date of Priority (Only one (1) per claim) October 6, 19043. Source of water supply (a) Crow Creek
which is tributary to (b) Salt River4. a. Location of existing point of diversion is: Township 10 S Range 45 E Section 11,
SW 1/4 of SE 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.

A 30" diameter and 2 24" diameter metal
culverts are used to divert water into open
ditches.

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NOV 06 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from April 15 to Oct 15 amount 1.60 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.60 (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.) _____

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.

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	11														10	30		40

Total number of acres irrigated 40

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 (X)

14. Remarks:

MICROFILMED

NOV 06 1992

Last Name Alleman Ident No. 39576

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

R 45 E

T 10 S

Crow Creek
Point of Diversion

Aleman

Ident No.

39576

Copies: White-State, Yellow-Claimant

MICROFILMED
NOV 06 1992

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 G. Aileman 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 _____

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 H. Demmitt

Residing at Ovid, Idaho 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 _____

Last Name Aileman Ident. Number 39576

MICROFILMED

NOV 06 1992

Copies White-State, Yellow-Claimant

Notes

7/12/05 Patent located in file

This file contains a letter from the Department of Reclamation dated July, 11, 1962 ~~sp~~ reference to cancelled permit 906 with this priority date & source.

~~No proof of ownership in file for either Larry~~

Warranty deed to Larry.

12/1/92 - deed to Carolyn & Garth Alliman.

7/26/06 ownership change processed for Carolyn & Garth Alliman. CB

7/27/06 Recommendation complete.

allowed 0.03 cfs ~~per~~ per acres for flood irrigation per Buys's calculation.

Used Buys's POI per his field stream CB

10/4/06 Revid NOE. agree. CB

10/5/06 address update for Garth & Carolyn Alliman. CB

Notes

10-18-04 County Assessor:

Karoleyn H. Allemann

1700 Lower Bern Rd

Bern, IL 63220

BH

Ownership change & evidence of priority

10-19-04 Letter to claimant re ownership & evidence of priority. BH

11-15-04 Ownership change & docs reviewed. BH

5-19-05 Put a copy of the plat, topo & ortho maps in file BH

18 Aug 05 Please see contact log in A24-10663 BAC

Please see correspondence in A24-10662 BAC

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

Water Right Number(s): 24-10662, 24-10663, 10026.

Previous Mailing Address: Garth Alliman
1700 Lower Burn Rd
Burn, ID 83220

New Mailing Address: Garth Alliman
1616 Lower Burn Rd.
Burn, ID 83220

Telephone Number: (208) 847-0126.

Signature of all Claimant(s): Garth Alliman
Please print your name below your signature.

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. of Water Resources
1910 Northwest Blvd., Ste. 210
Coeur d'Alene, ID 83814-2615
Ph. 208/769-1450 or
FAX 208/769-1454

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380
Ph. 208/525-7161 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/736-3033 or
FAX 208/525-7177

Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, Id 83720-0098
Ph 208/287-4800
FAX 208/287-6701

**SNAKE RIVER BASIN ADJUSTICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Claim Number(s):

24-10026, 10662+10663

Previous Mailing Address:

Karolyn alleman
1700 Lower Burn Rd
Burn, ID 83220

New Mailing Address:

Karolyn alleman
11630 Lower Bermord
Burn, ID

Telephone Number:

(808) 847-0456

Signature of Claimant(s):

Karolyn alleman

← Sign Here

Please return this completed form to the address indicated below:

☐ Adjudication Bureau
Idaho Dept. of Water Resources
P. O. Box 83720
Boise, ID 83720-0098
Ph. 208/287-4800 or
FAX 208/287-6700

☐ Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

☐ Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

☐ Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste A.
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

☐ Adjudication Bureau
Idaho Dept. of Water Resources
15 West Center Street
Soda Springs, ID 83276
Ph. 208/547-3993 or
FAX 208/547-3939

07/27/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 24-10026

GARTH ALLEMAN
1700 LOWER BERN RD
BERN ID 83220
Telephone Number: (208)847-0126

KAROLYN ALLEMAN
1700 LOWER BERN RD
BERN ID 83220
Telephone Number: (208)847-0126

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

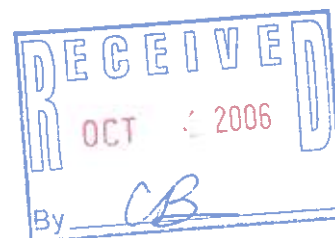
X I AGREE with this proposed recommendation: no changes need to be made.

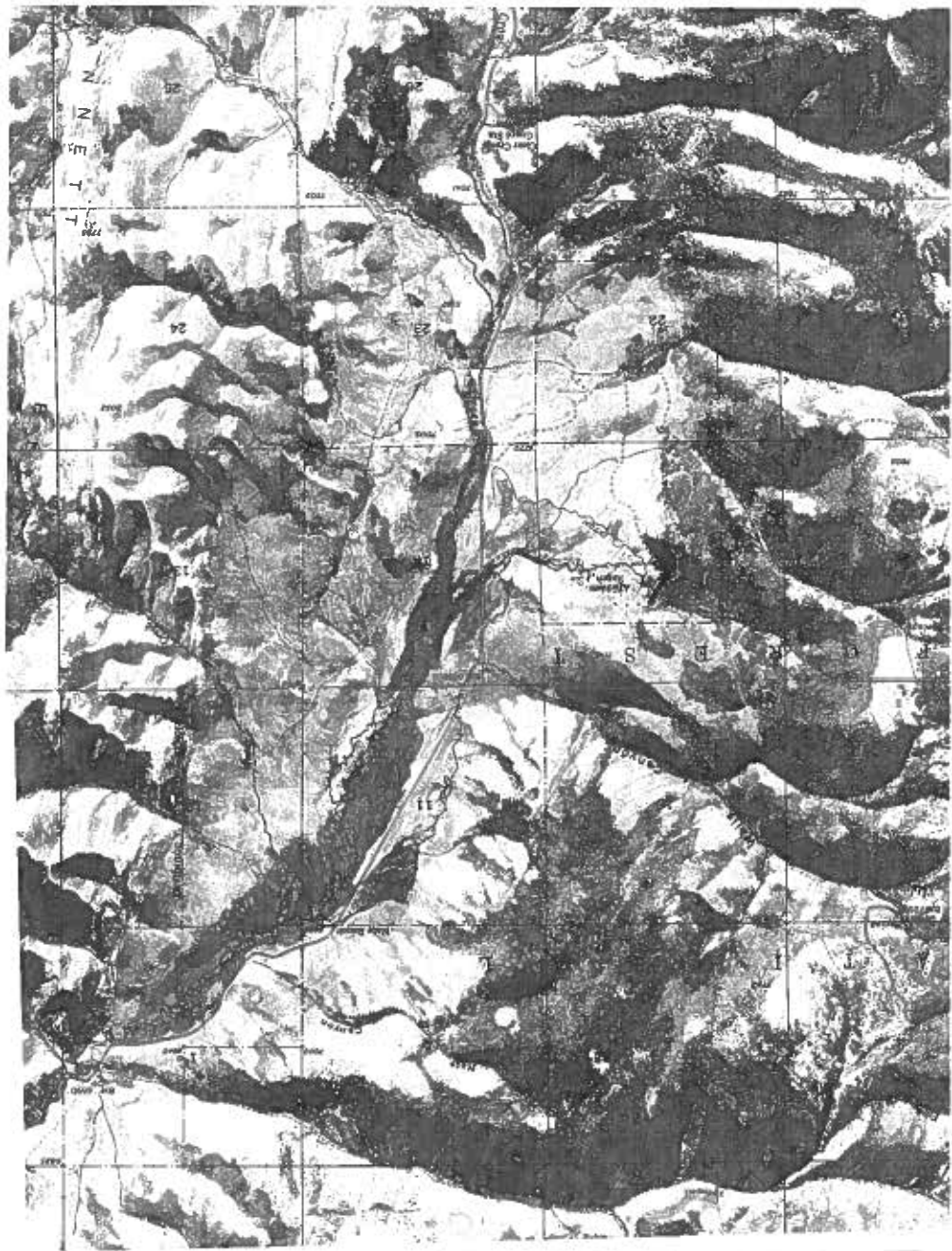
DATE: 10-4-06

SIGNATURE: Garth Alleman

Please print your name: Garth Alleman

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161







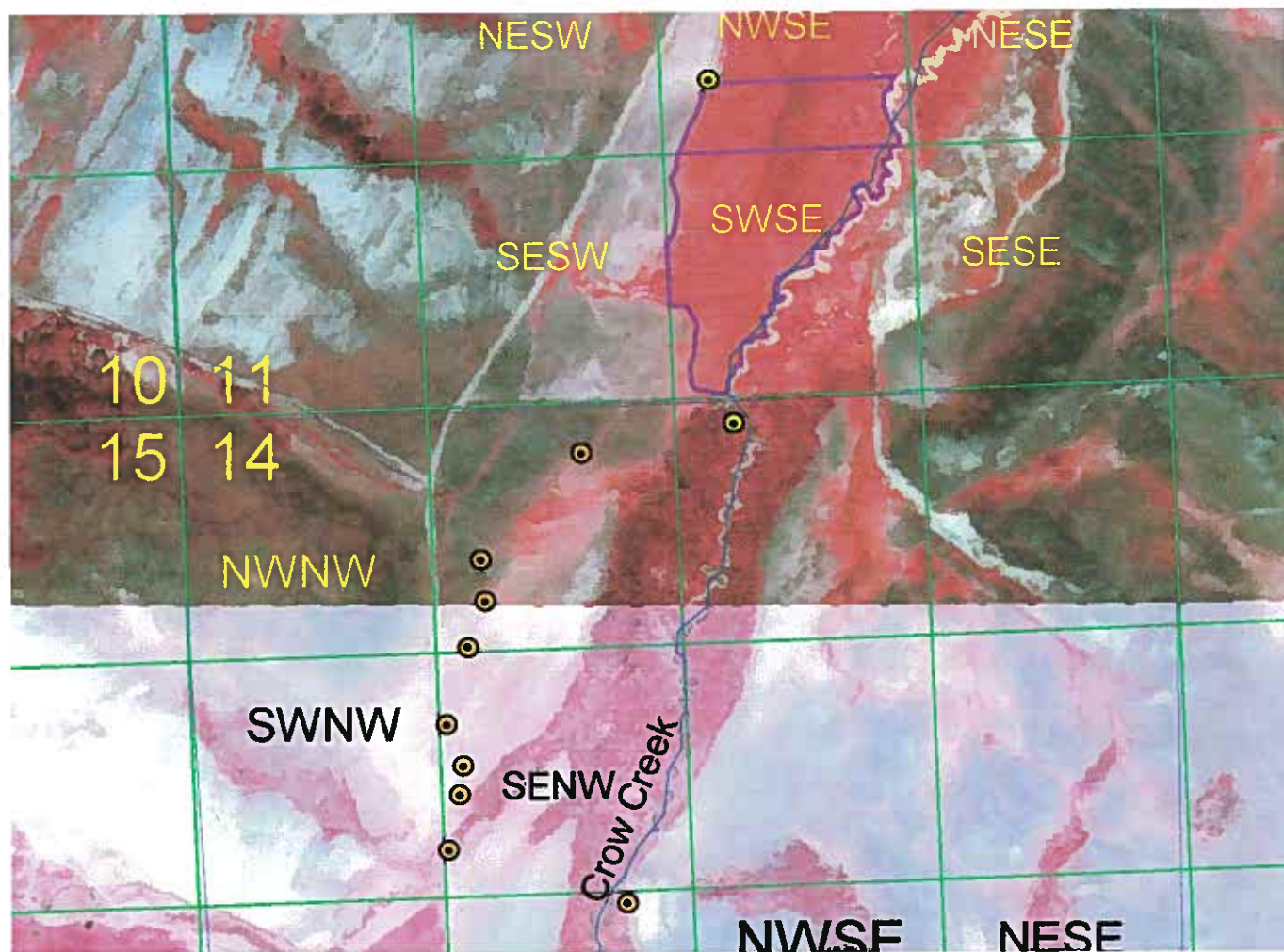
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 24-10026



500 0 500 1000 Feet

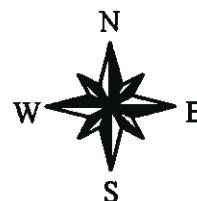


LEGEND

- Point of Diversion
- Place of Use
- Townships
- Sections
- Quarter-Quarters

Place of Use: T10S, R45E:
(part of) Sec. 11, NWSE, SWSE.

Point(s) of Diversion: T10S, R45E:
Sec. 14, NWNE.



GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by: C. Bird
Date: October 2005.



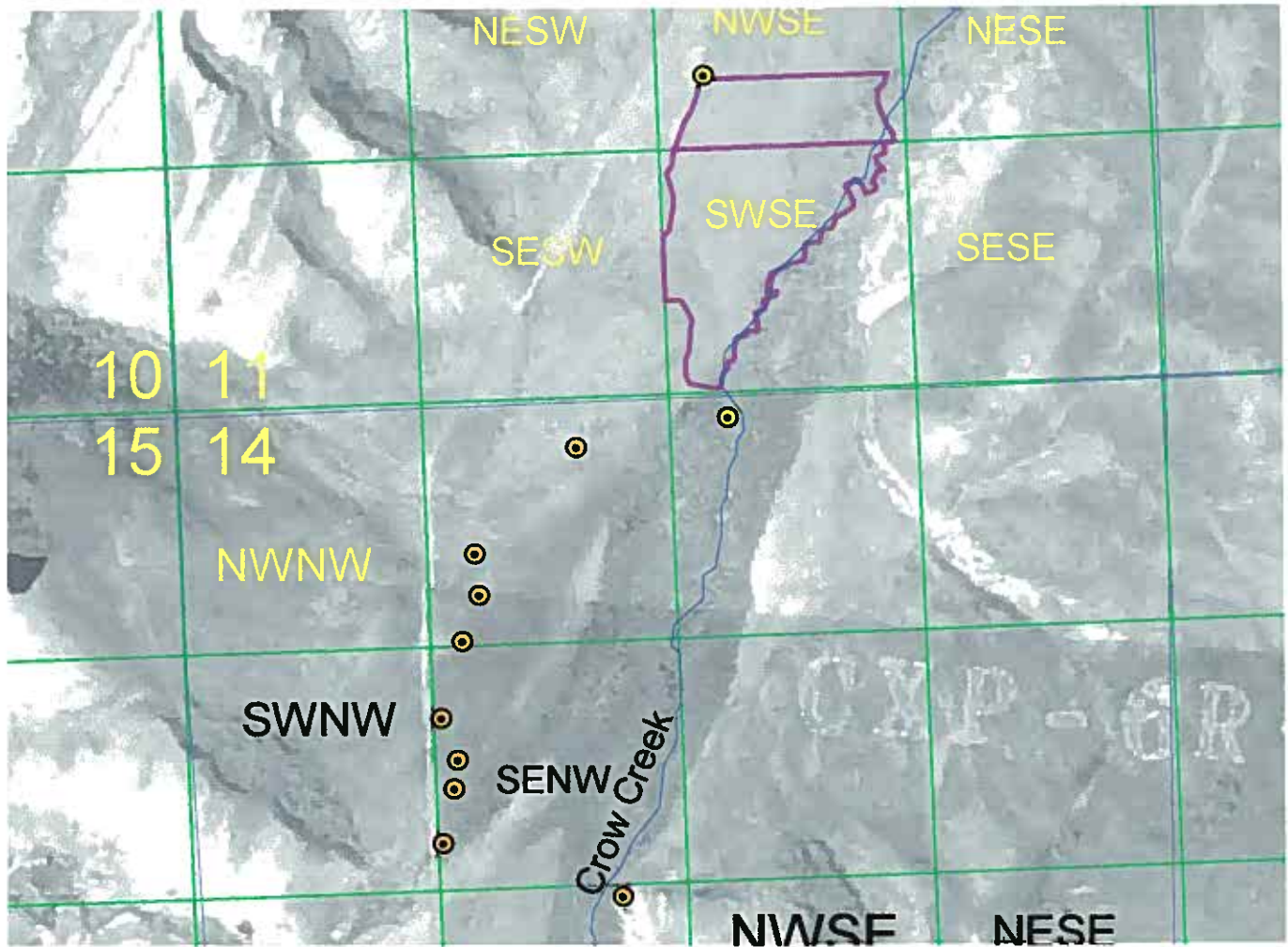
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 24-10026



500 0 500 1000 Feet

LEGEND

- Point of Diversion
- Place of Use
- Townships
- Sections
- Quarter-Quarters

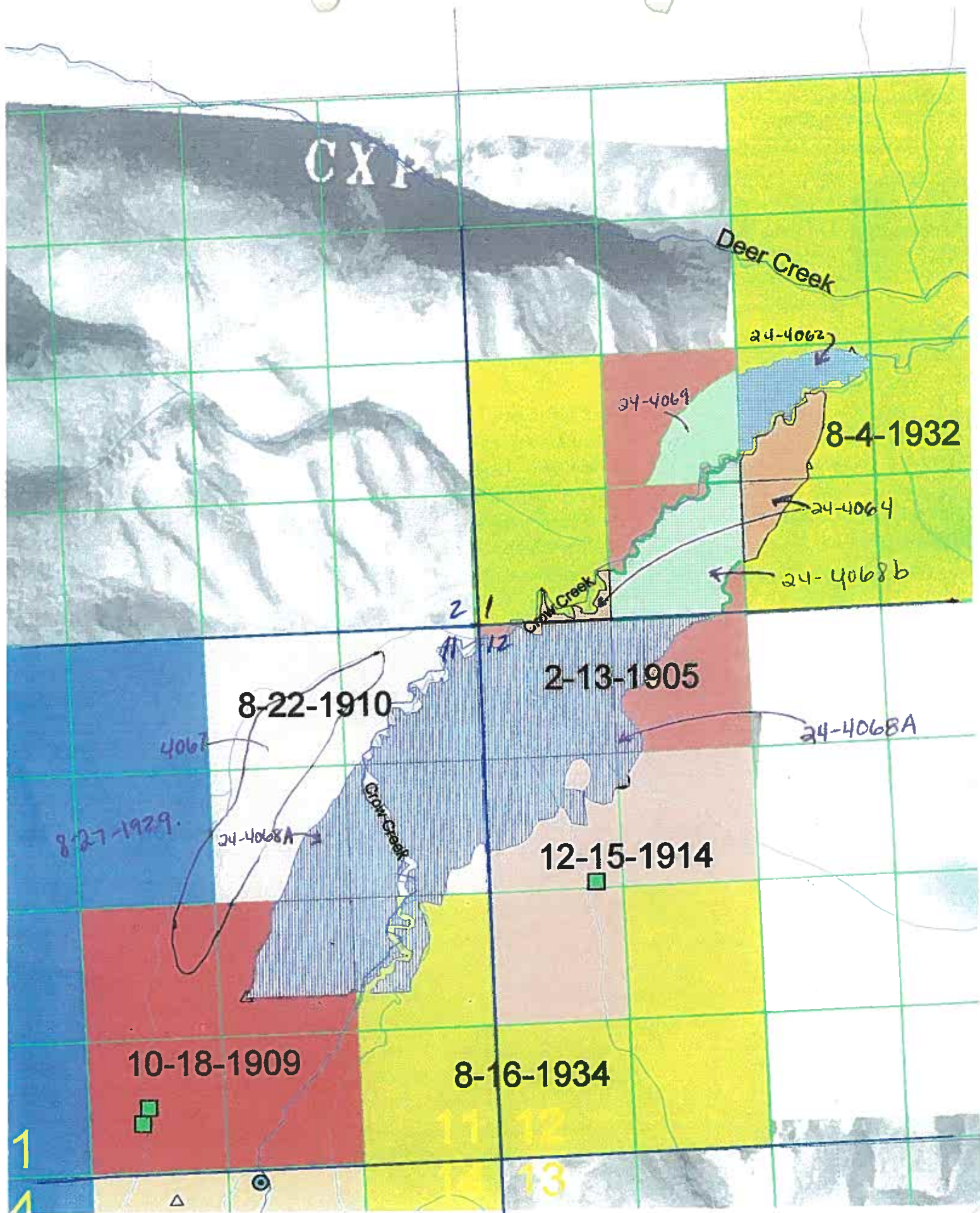
Place of Use: T10S, R45E:
(part of) Sec. 11, NWSE, SWSE.

Point(s) of Diversion: T10S, R45E:
Sec. 14, NWNE.



GIS Place of Use Illustration
1957 IMAGERY
Prepared by: C. Bird
Date: October 2005.

GIS Place of Use Illustration
BB99
Prepared by: C. Bird
Date: October 2005.



Fn Project 24-4067.



T 10S R 45E PATENTS

19 August 2005

Garth Alleman
1700 Lower Bern Road
Bern ID 83220

Re: Adjudication claims A24-10026, A24-10662, A24-10663

Dear Mr. Alleman:

About a month ago we talked on the telephone and we agreed that I would make a field inspection and send you maps of what I found. Attached are two maps for these three water right claims.

Claim A24-10662 had the same point of diversion and source as A24-10663, the small stream that is diverted behind (east) of a small hill across from Stewart's Crow Creek ranch. What I found was that the lands were actually irrigated from a ditch that picks up the wastewater from Stewart's irrigation from Alleman Spring and Crow Creek. I also found that this ditch carried water as far north as the Section 11 lands claimed under A24-10026. An enclosed amended claim A24-10662 changes these parts of the claim to match what I found. If this claim looks correct, please return it with a notarized signature to:

IDWR
15 West Center Street
Soda Springs ID 83276

The evidence of water-right priority in file A24-10662 also appears to refer to the ditch and water source for A24-10663. It will strengthen IDWR's ability to make a recommendation to the court if you can provide evidence of priority for the irrigation of lands in the NW of Section 14 from the headgate where the discharge from Stewart's crosses the road. The enclosed pamphlet describes some types of evidence you may wish to consider.

Please call me if you have questions.

Sincerely,

Bryce A. Contor

Water Resources Field Services

P.O. Box 94
Iona, ID 83427
208-681-9100

19 August 2005

Cindy Bird
IDWR
15 West Center Street
Soda Springs ID 83276

*Copy for
A24-10026 file*

Re: Error in Place of Use, A24-04068A

Dear Cindy:

Today I discovered an error in the place of use list and shapefile that I submitted in July for claim A24-04068A. I placed the southern edge of the place of use along the quarter-section line. In reviewing the deed in claim file A24-10026, I see that the southern edge of A24-04068A should be north of the quarter-section line. On the August CD I will include a corrected shapefile, based on a GPS reading I took at the fence line. The corrected acreage list is below:

A24-04068A Revised Acres 19 August 2005				
Township, Range	Section	QQ	Q	Acres
10S45E	11	NE	NE	17
10S45E	11	SW	NE	11
10S45E	11	SE	NE	35
10S45E	11	NE	SE	13
10S45E	11	NW	SE	19
Section Total				95
10S45E	12	NE	NW	11
10S45E	12	NW	NW	38
10S45E	12	SW	NW	19
10S45E	12	SE	NW	1.1
Section Total				69.1
Total Acres				164.1

Sincerely,

Bryce A. Contor

Adjudication Claim no A24- 4068A (Nate)
A24- 10026 (Alleman)

Field Photos



Looking S at
flume that
carries water
across Crow
Creek from P.O.
on SE to Ave
on NW.

21 July 05



Crow Creek
Diversion
looking SW.
Creek comes in
from left &
exits to right
through gates
under Bank.
Diversion comes
North toward
camera
21 July 05



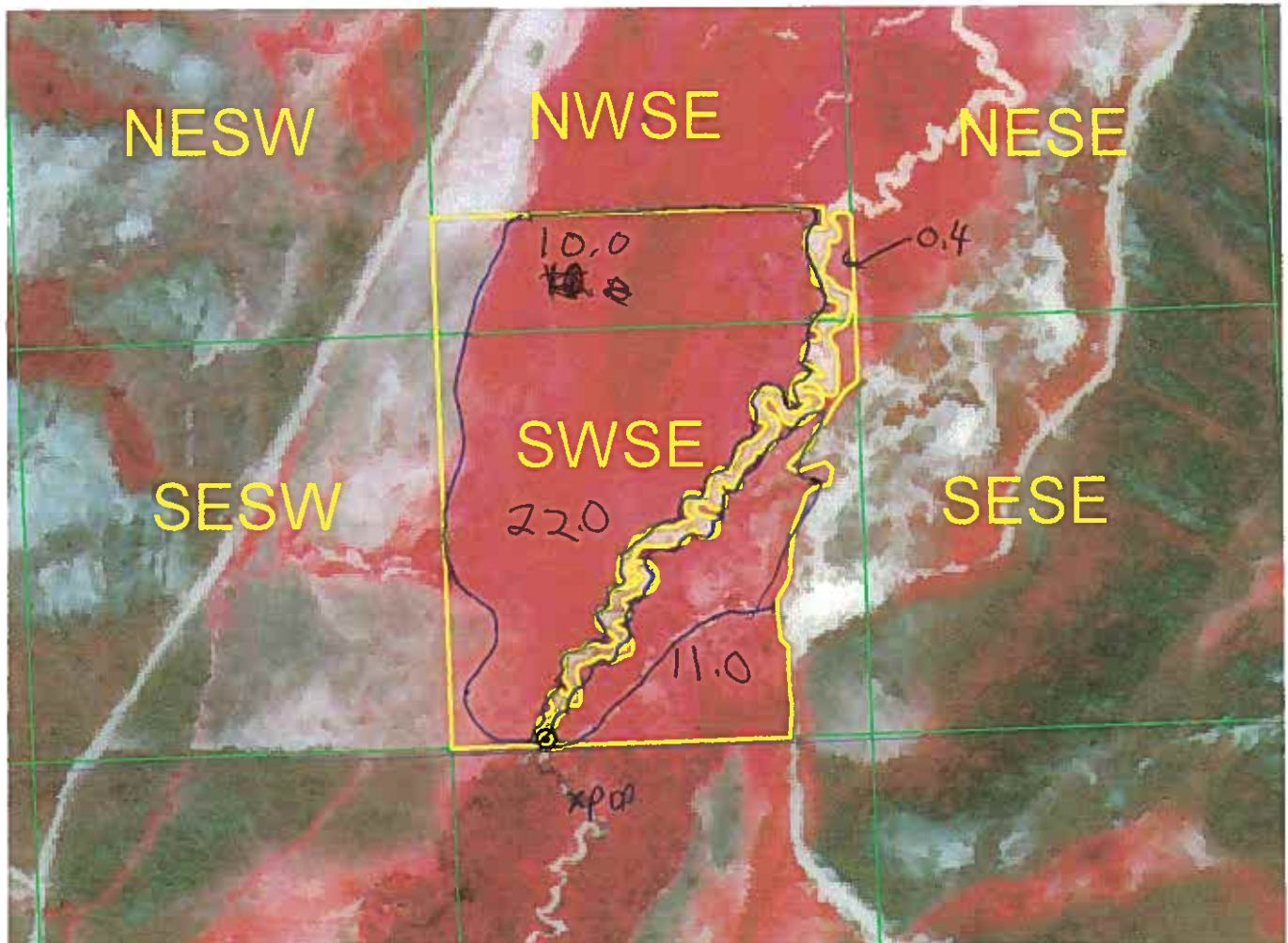
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 24-10026 .apr



IRRIGATED ACRES

500 0 500 1000 Feet

LEGEND

- Point of Diversion
- Place of Use
- Townships
- Sections
- Quarter-Quarters

Place of Use: T10S, R45E:
(part of) Sec. 11, NWSE, SWSE.

Point(s) of Diversion: T10S, R45E:
Sec. 11, SWSE.



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: June 2005.

Contacts Data Entry Form

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____

Current Owner Karolyn Allemen 1-208-847-0126

Name connector: and _____, or _____, and/or X

Current Owner Garth Allemen

Current Owner 1700 Lower Bern Rd. Bern, ID 83220

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or printed text on the paper.

Reviewer: _____

Date: _____

Contacts Data Entry Form

Priority Date Data Entry Form

Claim Number: 24-10026

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 6-10-1916 Recommended Basis: Beneficial Use☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

patent dated 6-10-1916
patent plat 10-18-1909
7-11-1962: letter from the department regarding
permit 906, cancelled 1-30-1922. Priority date
10-6-1904. The permit was cancelled due to
lack of proof.

- No evidence in the file to support that
they developed the water in 1904
- 12-2-1920: Warranty deed that conveys Crow
Creek water. (3/8 undivided interest)

Reviewer: CBDate: 7/27/06

Point of Diversion and Source Data Entry Form

Claim Number: A24-10026

Water Right Point of Diversion: T____ R____ Sec.____,____,____ County:_____

Source:_____ Tributary:_____

Claimed Point of Diversion: T____ R____ Sec.____,____,____ County:_____

Source:_____ Tributary:_____

Recommended Point of Diversion: T____ R____ Sec.____,____,____ County:_____

Source:_____ Tributary:_____

☐ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	OOQ of OO of Q	County	Source
10S	46E	14		NWNWNE	Carbon	Crow Creek
GPS Coordinates: <u>273330 2733032 E 1266119 N 207m83</u>						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						

Other rights from this POD? A24-4064, A24-4068A, A24-4068B (Nate, Reide)

Document how the POD and Source were verified and/or Pump and Motor data:

Field inspection / GPS Bar

Transfers Changing POD _____

Reviewer: _____

Date: _____

Purpose of Use Data Entry Form

Claim Number: A24-10026☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

Irrigation / stockwater use observed. BAC

Transfers Changing Purpose of Use _____

Reviewer: _____

Date: _____

Purpose of Use Data Entry Form

Place Of Use Data Entry Form

Claim Number: A24-10026☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Please see attached document from GIS

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
105	45E	11	NWSE		Carbon		9.0	irrigation
105	45E	11	SWSE		Carbon		20	

Total Acres 29.0

Document how the POU was verified:

Field inspection GIS. Note that POU is overlapped
in 105 45E 11 SWSE by an irrigation ditch supplied
by wastewater from the Stewart ranch. See correspondence
in A24-10662 BAC 18 Aug 05

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: A24-10026☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

See paper file A24-04064, A24-04068A, A24-04068B.
Adequate capacity for 0.03 cfs/acre for wild flood
practice. Claimant Nate (A24-04068A) acknowledges
Attorney use of POD and ditches. See 15 Aug 05

Reviewer: _____

Date: _____



Claim No.: _____

[illegible]

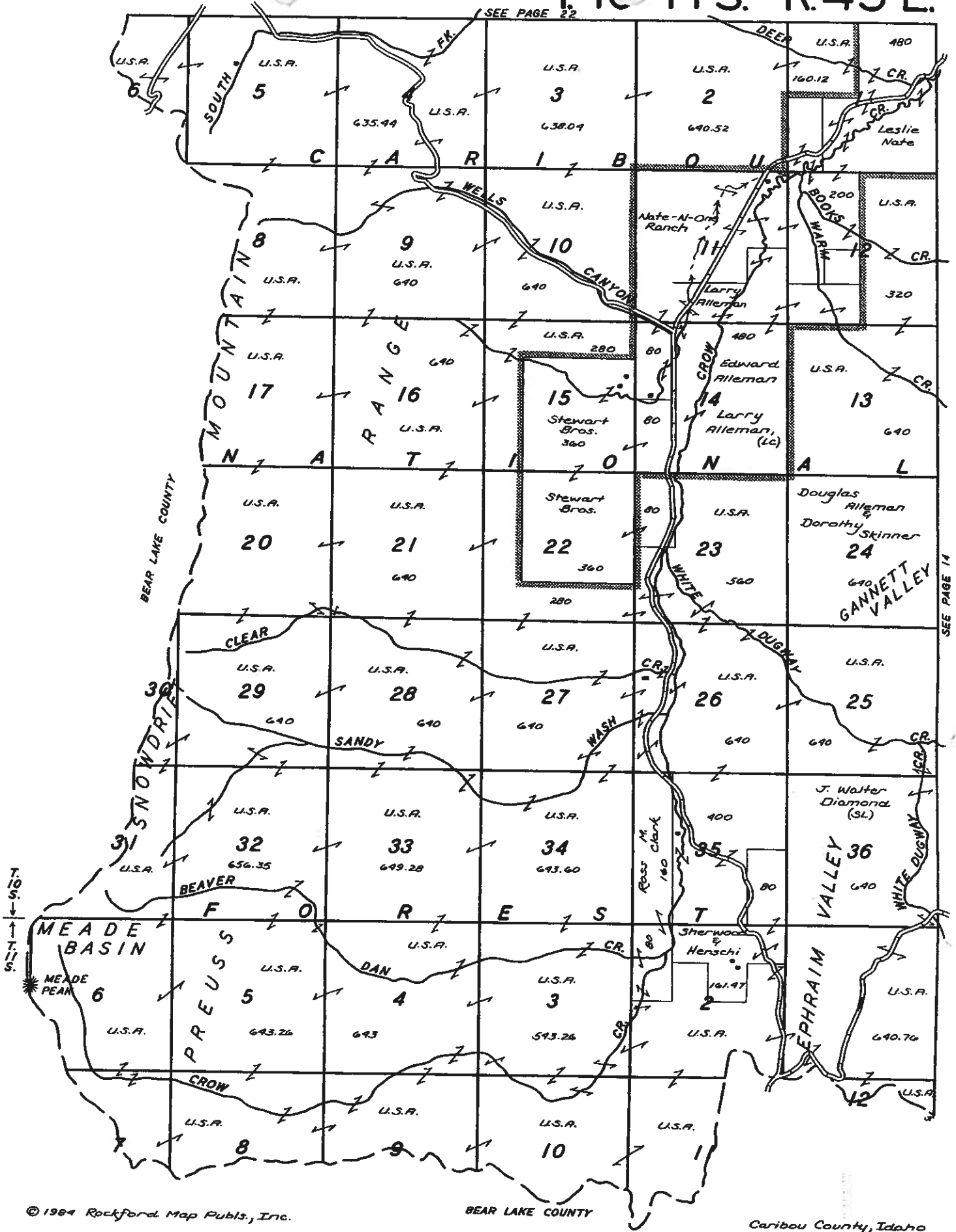
photos (1 page), letter (1 page) Bac

Reviewer _____ Date _____

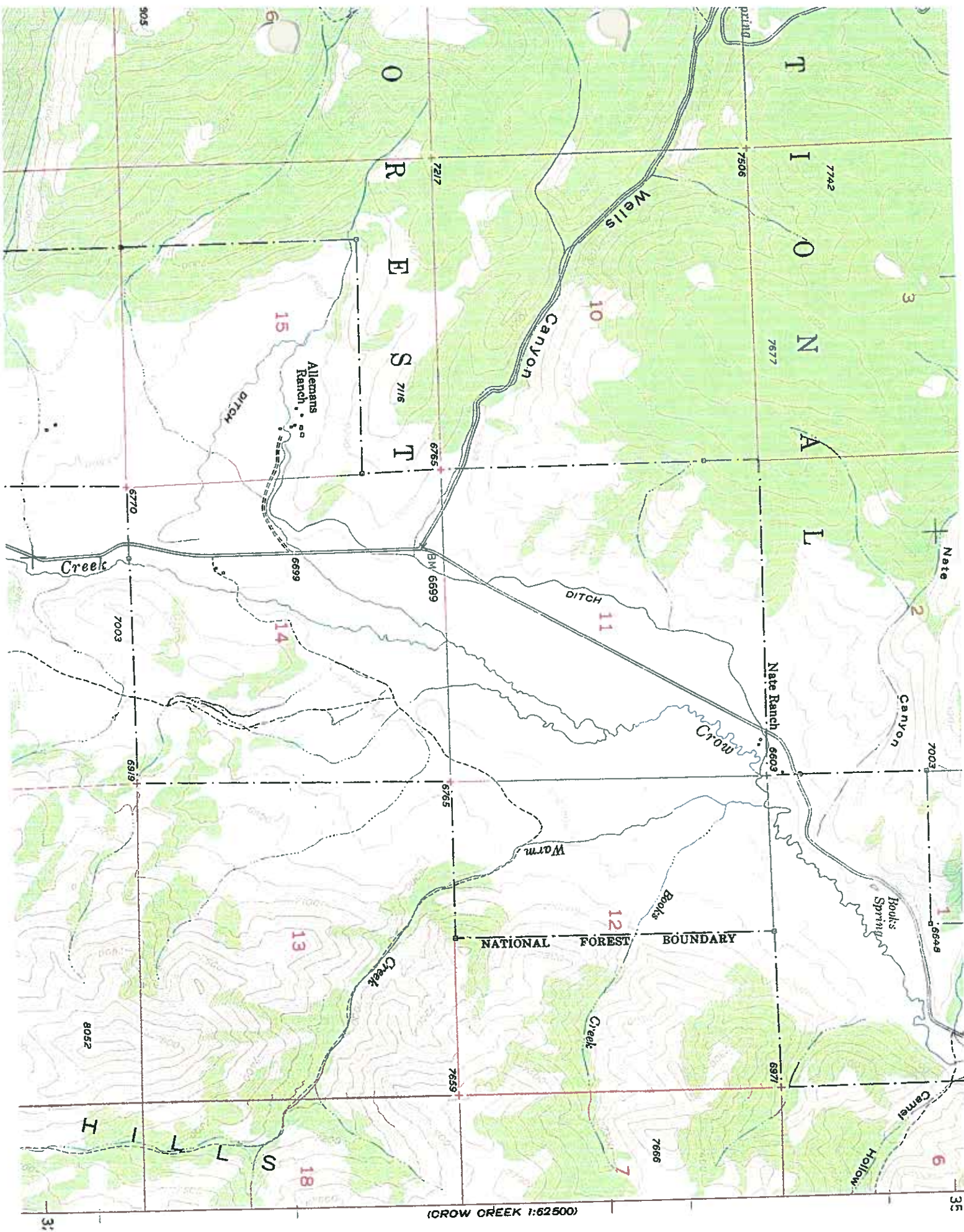
Date _____

SEE PAGE 22

SEE PAGE 14



T10S R45E



4150 :

35'

414



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	24-10026				
	24-10662				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Larry Alleman
1630 Lower Bern Rd, Bern, ID

4. New Owner/Claimant(s)

Karolyn Alleman
Name Connector (Check one): ☐ and, ☒ for, ☒ and/or

New Mailing Address

Garth Alleman

City, State and ZIP Code

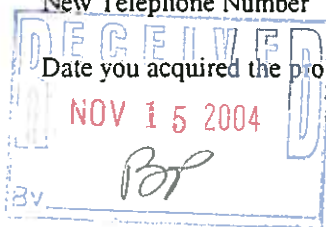
1700 Lower Bern Road, Bern, ID 83220

New Telephone Number

(208) 847-0126

5. Date you acquired the property

8 mar 1993



WARRANTY DEED

For Value Received \$110.00

Larry G. Alleman, of Bern, County of Bear Lake, Idaho

the grantor, do hereby grant, bargain, sell and convey unto

Karolyn H. Alleman of Bern, County of Bear Lake, Idaho

the grantee, the following described premises, in Caribou County Idaho, to wit:

The West half of the Northeast quarter, and the East Half of the Northwest quarter of Section 14, in Township 10 South of Range 45 East of the Boise Meridian, Idaho, containing one hundred sixty acres, together with any water appurtenant thereto.

The east half of the southwest quarter, the southeast quarter, and the east half of the northeast quarter of Section fourteen, the east half of the southeast quarter of Section eleven, and the northeast quarter of the southwest quarter and the south half of the southwest quarter of Section twelve in Township ten south of Range forty-five east of the Boise Meridian, Idaho containing five hundred twenty acres.

NOV 15 2004

BX

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that he the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: 12/1/92

Larry G. Alleman

STATE OF ~~Idaho~~, COUNTY OF Salt Lake
On this 01 day of Dec, 19 92,
before me, a notary public in and for said State, personally
appeared

known to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that Larry Alleman executed the same.

Joan W. Potts
Residing at Salt Lake
Notary Public



STATE OF IDAHO, COUNTY OF Caribou
I hereby certify that this instrument was filed for record at
the request of Karolyn Alleman
at 40 minutes past 9 o'clock A.M.,
this 8th day of March,
1993, in my office, and duly recorded in Book
of Deeds at page

EDIE IZATT

Ex-Officio Recorder

By Denise Hursley Deputy.

Fees \$3⁰⁰
Mail to:

WARRANTY DEED

For Value Received \$10,000

Larry G Alleman of Bern, County of Bear Lake
Idaho

the grantor, do hereby grant, bargain, sell and convey unto

Karolyn H Alleman of Bern, County of Bear Lake
Idaho

the grantee, the following described premises, in Caribou County Idaho, to wit:

An undivided 3/8 interest in and to the South 100 rods of the West half of the Southeast quarter and the East half of the Southwest quarter of Section 11, Township 10 South, Range 45 E.B.M., Caribou County, Idaho.

100 rods = 1650'

NOV 5 2004

BP

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that he the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: 12/11/92

Larry G Alleman

STATE OF ~~Utah~~ COUNTY OF Salt Lake
On this 01 day of Dec, 1992,
before me, a notary public in and for said State, personally
appeared

known to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that Larry Alleman executed the same.

Joann W Pitts

Residing at Salt Lake
Comm. Expires 2/29/96

Notary Public
Idaho

STATE OF IDAHO, COUNTY OF Caribou

I hereby certify that this instrument was filed for record at
the request of Karolyn Alleman

at 40 minutes past 9 o'clock A.M.,
this 8th day of March,
1993, in my office, and duly recorded in Book
of Deeds at page

EDNE IZATT

Ex-Officio Recorder

By Denise Hunsley

Deputy.

Fees \$300
Mail to:



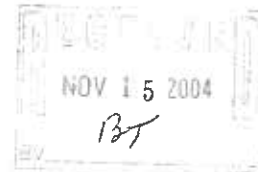
INSTRUMENT NO

Warranty Deed

THIS INDENTURE, made the 6th day of April, in the year of our Lord, one thousand nine hundred and Sixty-two, between GEORGE NATE and BETH NATE his wife; MILTON M. NATE and MARGARET NATE, his wife, and OREN NATE AND VERA J. NATE, his wife; of Dingle, County of Bear Lake, State of Idaho, part 108 of the first part, and LARRY ALLEMAN, of Bern, County of Bear Lake, State of Idaho, the part Y of the second part:

WITNESSETH, That the said part 108 of the first part, for and in consideration of the sum of Ten dollars and other valuable consideration DOLLARS, lawful money of the United States of America to them in hand paid by the said part Y of the second part, the receipt whereof is hereby acknowledged, ha ve granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents do..... GRANT, BARGAIN, SELL, ALIEN, REMISE, RELEASE, CONVEY and CONFIRM unto the said part Y of the second part, and to his heirs and assigns forever, all that ~~certain piece or parcel of land~~ situated in the ~~County of Bear Lake, State of Idaho~~; and known and described as follows, to-wit: their right, title, estate and interest, the same being an undivided Five-eighths (5/8) interest in and to the following described land, situated in Caribou county, state of Idaho, to-wit:

The East Half of the South West quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) and the West Half of the South East Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) of Section II, in Township Ten (10) South, of Range Forty five (45) East of Boise Meridian. Together with all ditches and water rights appertaining or belonging thereto, including a water right from the Allermann Springs and from Crow Creek, the same being shown by the records.



Together with all and singular the tenements, hereditaments and appurtenances thereof, belonging, or in any wise appertaining, and the rents, issues and profits thereof, and also all the estate, right, title, interest, property, possession, claim and demand whatsoever, as well in law as in equity of the said part 108 of the first part, of, in or to said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the said part y of the second part, and to his heirs and assigns, forever, and said part ies of the first part, and their heirs, the said premises, in the quiet and peaceable possession of the said part y of the second part, his heirs, and assigns against the said part ies of the first part, and their heirs and against any and all persons whatsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IT WITNESS WHEREOF, The said part ies of the first part have hereunto set their hand s and seal s the day and year first above written.

Signed, Sealed and Delivered in the Presence of

D. E. Deedlock

George Nate (SEAL)

Beth Nate (SEAL)

Milton M. Nate (SEAL)

Margaret Nate (Seal)

United States of America Oren Nate (Seal)

Vera J. Nate (Seal)

STATE OF IDAHO } ss.
County of Bear Lake }

On this 6th day of April, in the year of our Lord one thousand nine hundred and Sixty-two, before me, R. Hugh Shylock

a Notary Public, within and for said County and State personally appeared GEORGE NATE and BETH NATE, his wife; MILTON M. NATE and MARGARET NATE, his wife; and OREN NATE and VERA J. NATE, his wife,

personally known to me to be the person s whose name s are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year in this certificate above written.

R. Hugh Shylock
Notary Public for Idaho
Residing at Paris, Idaho

My Commission Expires Oct 10-1962



No. 47928

Warranty Deed

George Nate, et al

TO

Henry G. Allman

Dated 19, 19 62

OFFICE OF COUNTY RECORDER

STATE OF IDAHO ss.
County of Bear Lake

I hereby certify that this instrument was filed for record at the request of

George G. Allman

at 26 minutes past 3 o'clock P. m.

this 26 day of April

A. D., 19 62, in my office and duly recorded in Book 44 Deeds at page 113

R. Hugh Shylock
County Recorder.

Fee - \$ 1.50 42 Deputy

Presented to and plated by me this

day of 19, 19 62

Assessor.

Alvin L. Lauer
Bear Lake

Warranty Deed

THIS INDENTURE, Made the 2d. day of December in the year of our Lord
one thousand nine hundred and Twenty between Geo. A. Sparks, a widower

of Robert, Idaho ~~County of Bear Lake, State of Idaho~~ part Y of the
first part, and Fred Mate
of Dingle County of Bear Lake
State Idaho, part Y of the second part:

WITNESSETH, That the said part Y of the first part, for and in consideration of the sum of
One Thousand - - - - DOLLARS
lawful money of the United States of America to him in hand paid by the said part Y
of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, sold,
aliened, remised, released, conveyed and confirmed, and by these presents do GRANT, BARGAIN,
SELL, ALIEN, REMISE, RELEASE, CONVEY and CONFIRM, unto the said part Y of the sec-
ond part, and to his heirs and assigns forever, all that certain piece or parcel of land, situ-
ated in the County of Caribou ~~Bear Lake~~, State of Idaho, and known and described as follows, to-wit:

An undivided three eights (3/8) interest in the following described land
to wit:-

The East half of the South west quarter and the West half of the South-
east quarter of Section Eleven (11) in Township Ten (10) South, of Range Forty-
five (45) East of Boise Meridian, together with all ditches and water rights
appertaining or belonging including a water right from the Allermann springs
and from Crow Creek the same being shown by the records.



TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto be-
longing, or in any wise appertaining, and the rents, issues and profits thereof, and also, all the estate
right, title, interest, property, possessions, claim and demand whatsoever, as well in law as in equity,
of the said part Y of the first part, of, in or to said premises, and every part and parcel thereof with
the appurtenances.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the said part Y of the second part, and to his heirs and assigns forever, and the said part Y of the first part, and his heirs, the said premises, in the quiet and peaceable possession of the said part Y of the second part, his heirs and assigns against the said part Y of the first part, and his heirs, and against any and all persons whosoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said part Y of the first part ha^s hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

George A. Sparks (SEAL)

(SEAL)

United States of America

STATE OF IDAHO, }
County of Bear Lake, } ss

On this 22 day of December in the year of our Lord one thousand nine hundred and twenty Before Richard Groo a Notary Public within and for said County and State, personally appeared

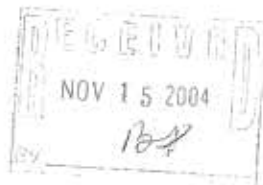
Geo. A. Sparks

personally known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that he executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and Notarial seal the day and year in this certificate above written.

My Commission Expires June 23rd, 1905

Richard Groo
Notary Public



NO.

8070

Warranty Deed.

Geo A Sparks
TO

Geo A Sparks

Dated 19

Office of County Recorder

STATE OF IDAHO,

County of Bear Lake, } ss

I hereby certify that this instrument was filed for record at the request of

Geo A Sparks
at minutes past 2:55 o'clock

P. M., this 28 day of May

A. D., 1904 in

my office, and duly recorded in Book

Three of Deeds at page 164

Elaine S. Johnson

Shanda Peterson County Recorder

Deputy

Fee, \$ 2.00

Presented to and platted by me this

day of 19

Assessor

DEPARTMENT OF THE INTERIOR
UNITED STATES GEOLOGICAL SURVEY

WASHINGTON

OFFICE OF THE DIRECTOR

In reply please refer to
Blackfoot 025403.

April 9, 1918.

The Commissioner,
General Land Office.

With reference to the application of Edwin L. Alleman,
of Bern, Idaho, for the designation under the enlarged homestead
act of the following land in Idaho, Boise Meridian:

T. 10 S., R. 45 E., Sec. 13, NW $\frac{1}{4}$ of SW $\frac{1}{4}$;
Sec. 14, SE $\frac{1}{4}$ of NE $\frac{1}{4}$, E $\frac{1}{2}$ of SE $\frac{1}{4}$;
Sec. 23, NE $\frac{1}{4}$.

As shown by the Crow Creek topographic map these lands
are crossed by two of the tributaries of Crow Creek and ditches of
less than one mile in length can be taken out of these tributaries
and will cover most of the lands in question.

In view of these conditions I do not believe that the lands
should be classified as nonirrigable and consequently can not be des-
ignated under the enlarged homestead act.



Director.



Township

10 South

Range

45 East

B. M.

Mrs. Sarah A. Ross, Logan, Utah.

19

20

21

22

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24

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2

1

NEW

ALLEMAN SPRING

POINT OF DIVERSION

CROW CREEK

DITCH

NOV 15 2004

737

CARIBOU & BEAR LAKE COUNTIES, IDAHO

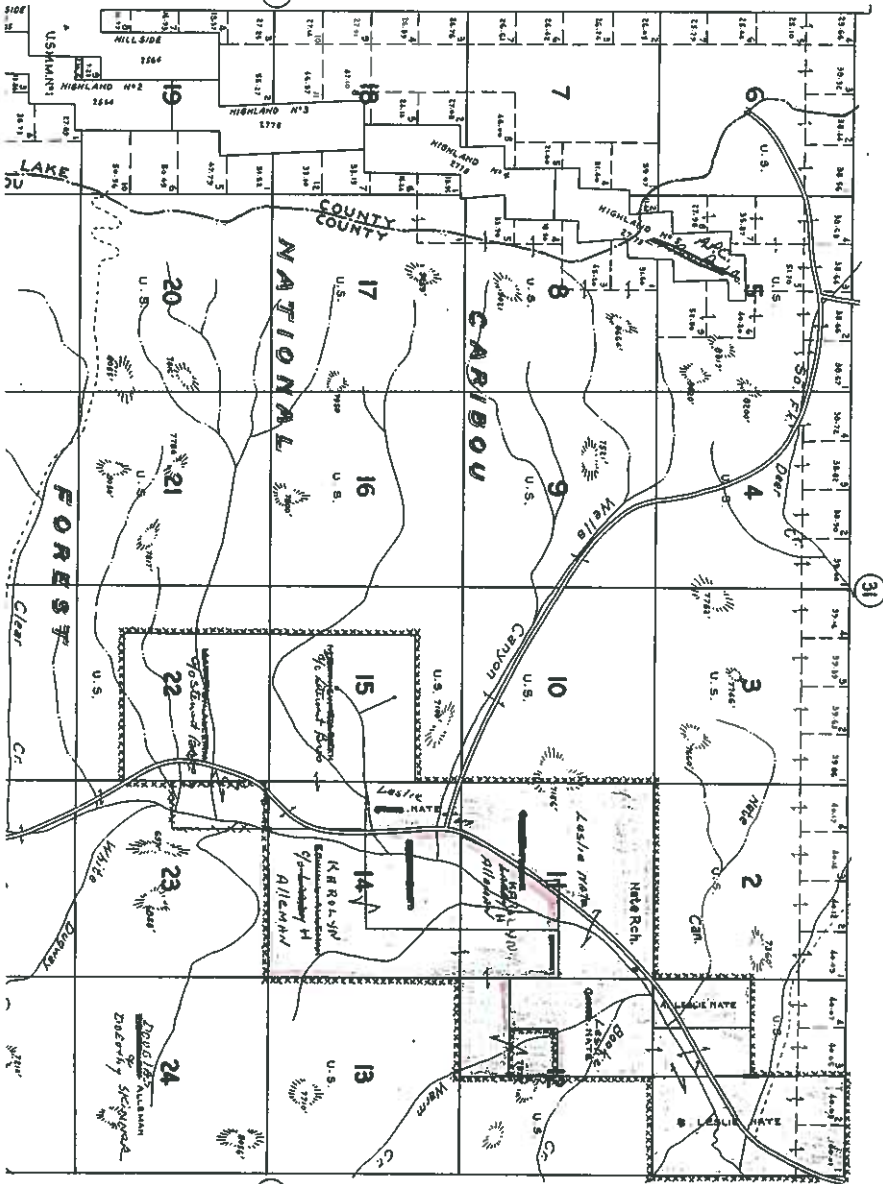


SCALE 2 IN. = 1 MILE

FOR SALE BY
CHAS. F. WATKINS
314 S. W. OAK STREET PORTLAND, OREGON
111 SOUTH 10TH ST. TACOMA WASHINGTON
1020 THIRD AVE. SEATTLE, WASHINGTON

TOWNSHIP 10 S., RANGE 45 E. B. M.

CARIBOU & BEAR LAKE COUNTIES, IDAHO



NEW 1.5.2004
R2D



MONTPELIER OFFICE

First Security Bank of Idaho
NATIONAL ASSOCIATION

92-286

1241

MONTPELIER, IDAHO Dec 15 1967 No.PAY TO THE
ORDER OFTed Mate\$56.10Fifty Six & 10/100

DOLLARS

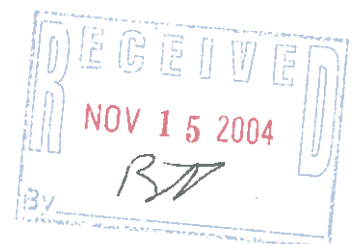
E. L. Alleman

For ditch cleaning

⑆1241⑈0286⑆

EXPENSE OF DITCHING AT CROW-CREEK-1966

KEN PRICE BACK-HOE WORK ON DITCH	\$
FROM STEWARTS	432.00
NATE'S DOZER	20.00
NATE LABOR	60.00
2 CULVERTS AT HEAD OF DITCH	106.14
	<u>Total - 618.14</u>
LESS A.S.C. PAYMENT	140.50
	<u>TOTAL - 477.64</u>
ED ALLEMAN 1/10 SHARE OF EXPENSE	47.76
ED ALLEMAN SHARE OF EXPENSE ON BACK-HOE WORK FILLING IN WASHED OUT CULVERTS ON CROWCREEK (WELL'S DITCH)	15.00
	<u>62.76</u>
TOTAL OWED NATE RANCH	<u>62.76</u>



Ed —

Anything you don't understand



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, RECLAMATION ENGINEER

BOISE

June 28, 1954

Mr. E. L. Alleman
Bern
Idaho

Dear Mr. Alleman:

Reference is made to your letter of June 26th, inquiring whether a water permit has been issued to Mrs. Sarah A. Boss on the E¹/₄ NW¹/₄ Section 14, Township 10 South, Range 45 East, B. M.

There is no record in this Department of a permit having been issued to Mrs. Boss, but there is a record of two applications as follows:

Application No. 15218 filed May 27, 1914, for one second foot of water from a spring in the SW¹/₄ NE¹/₄ Section 15, Township 10 South, Range 45 East, B. M. for use on 50 acres in the E¹/₄ NW¹/₄ Section 14, Township 10 South, Range 45 East B. M.

This application was returned for certain corrections May 28, 1914, but the corrected application was not returned, and no permit was issued.

Application No. 15596 filed August 24, 1914, for one second foot of water from springs in the NE¹/₄ SW¹/₄ and SW¹/₄ NE¹/₄ Section 15; place of use not shown.

This application was returned September 19, 1914, for certain corrections, but never came back and no permit was issued.

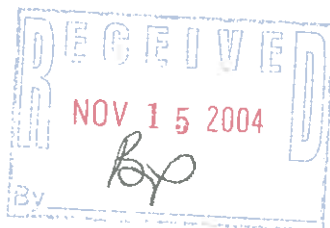
Of course if the water has been used continuously on the land described for a period of years a use right may be established through the district court by proving such continuous use.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Jeanne L. Anderson





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

19 October 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Karolyn H. Alleman
1700 Lower Bern Road
Bern, ID 83220

COPY

Re: Snake River Basin Adjudication (SRBA)
Claims 24-10026 and 24-10662

Subject: CHANGE IN OWNERSHIP & EVIDENCE OF PRIORITY

Response Date: 16 November 2004

Dear Claimant(s),

We have been advised that you are the current owner of the property and water right referenced above. Before we can modify our records to reflect your ownership of the property, we need Form 42-248/42-1409(6) completed, signed and returned. I have enclosed the form for your convenience.

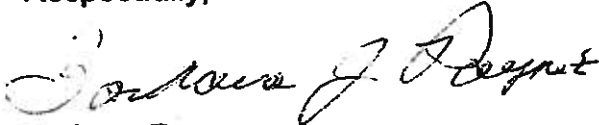
In the adjudication review process there is no filing fee. However, we will need a copy of the plat, survey map or aerial photo with the appropriate area marked and a copy of the warranty deed.

For your reference, I have enclosed the brochure entitled "Evidence of Priority". The brochure 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".

Please submit the documentation by the above response date referencing all

documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed brochure, please feel free to contact me at 547-3993.

Respectfully,

A handwritten signature in cursive script, appearing to read "Barbara J. Payne".

Barbara Payne

CEB/

Enclosure:

Notice of Claim to a Water Rights 24-10026 and 24-10662
Form 42-248/42-1409(6) "Change in Water Right Ownership"
Evidence of Priority brochure

SCANNED

AUG 0 2001

Log for claim 24-10026

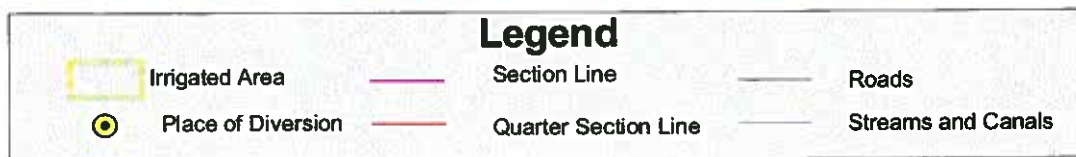
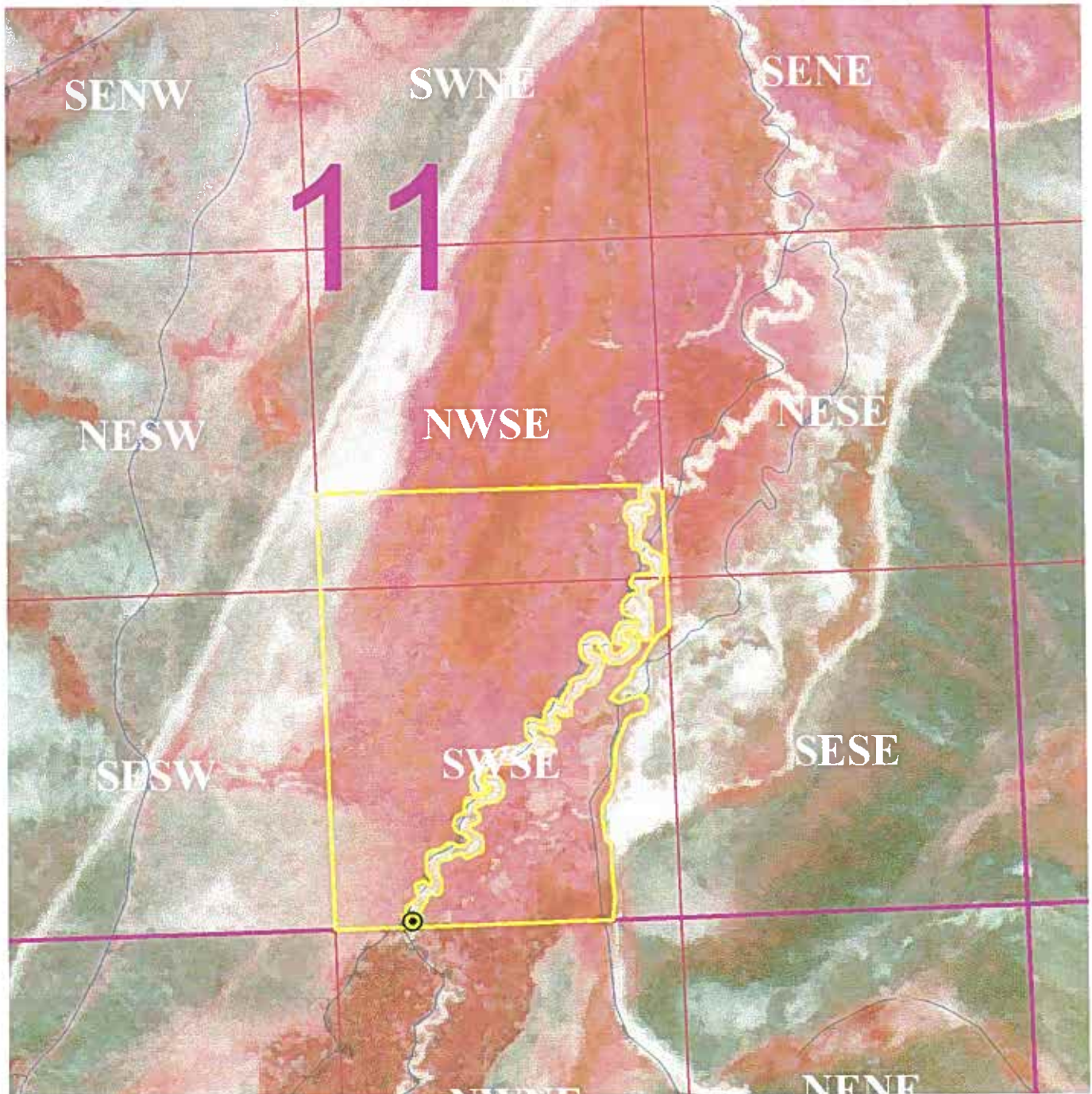
Spatial Dynamics LTD

5/1/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s45e	11	NWSE	10	11	
10s45e	11	SWSE	30	32	
Totals:			40	43	

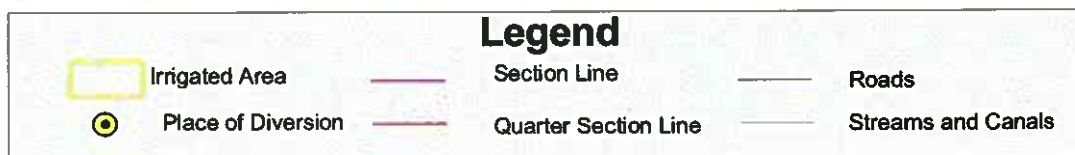
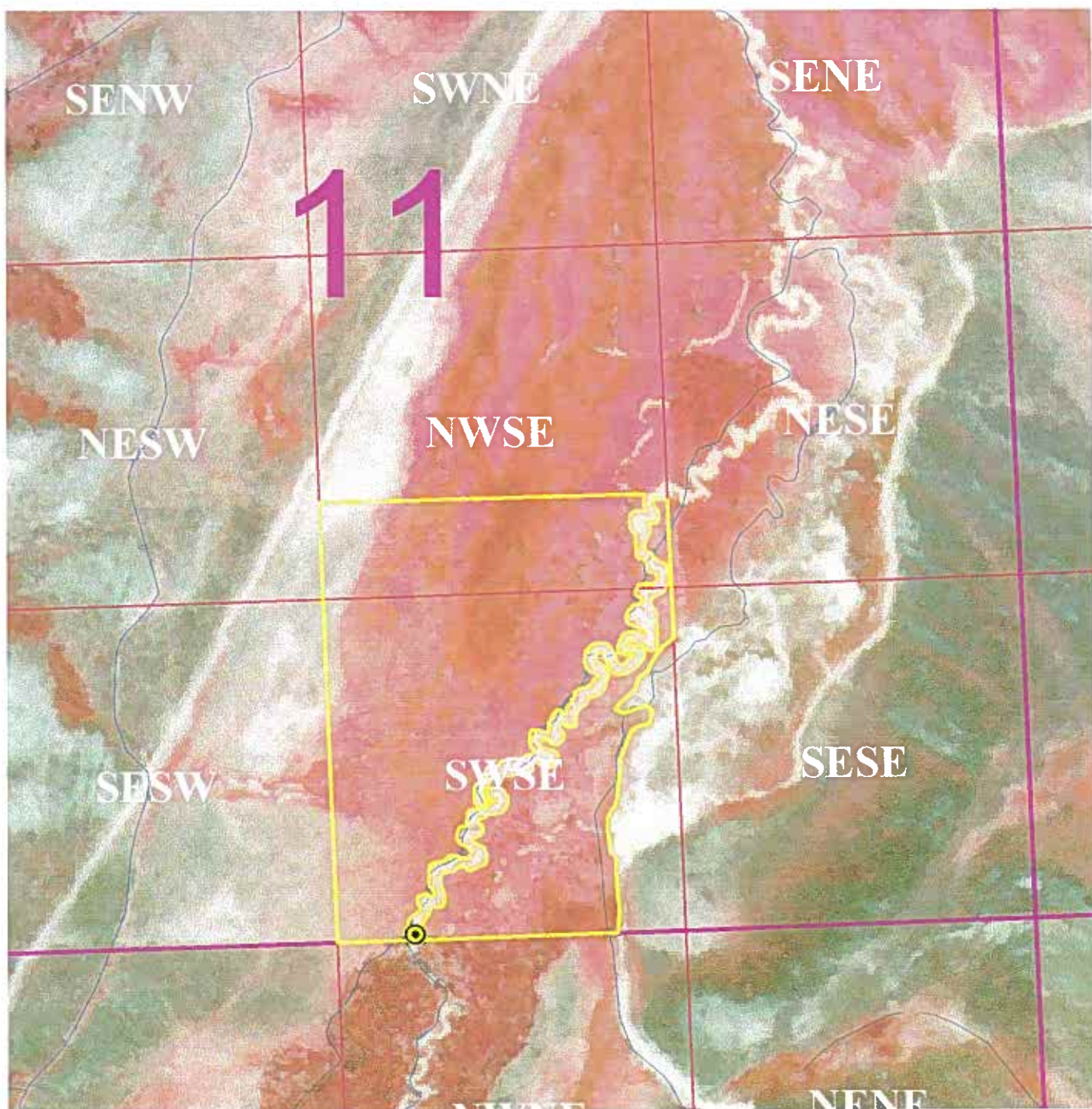
Water Right Claim Number 24-10026
Township , 10S45E

05/01/2001



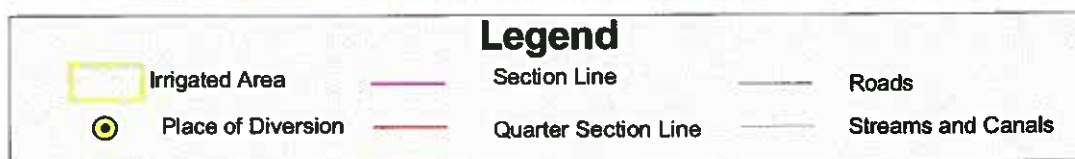
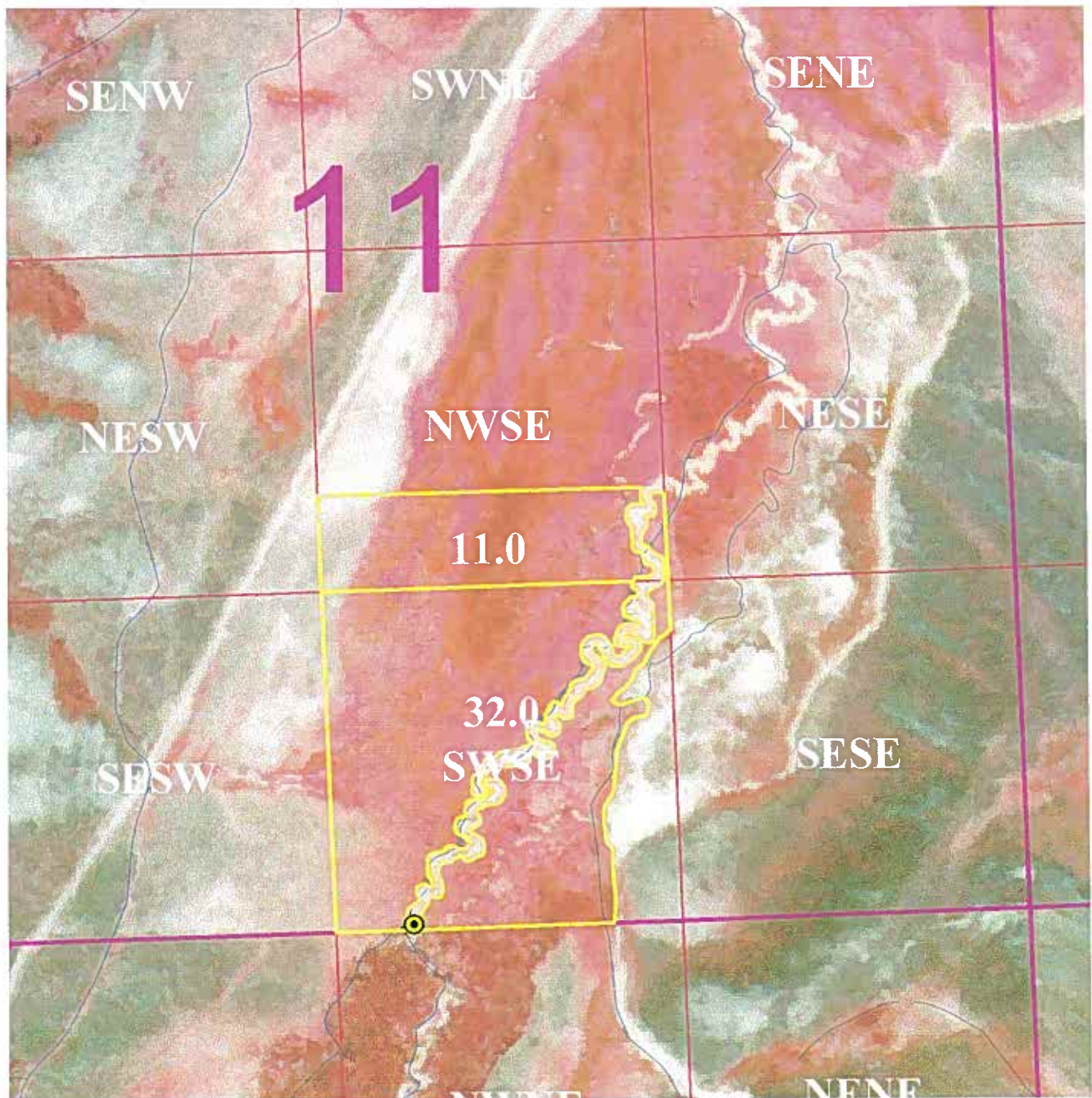
Water Right Claim Number 24-10026
Township , 10S45E

05/01/2001



Water Right Claim Number 24-10026
Township , 10S45E

05/01/2001



CLAIMANT'S NAME Alkeman CLAIM IDENT. NO. A24-10026
DATE RECEIVED 2/2/90 AMOUNT \$ _____

- | | YES | NO | Required Info? |
|--|-------------------------------------|-------------------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | | | |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | * |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | * |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | * |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | * |
| 8. If required is a consumptive use entered? | ☐ | ☒ | * |
| Is the consumptive use correct? | ☐ | ☒ | * |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☐ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☐ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☐ | ☐ | * |
| 12. Is the ownership of p.u. checked? | ☐ | ☐ | * |
| 13. Are other water rights listed or "none" indicated? | ☐ | ☐ | * |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☐ | ☐ | * |
| 15. Is the basis of the claim indicated? | ☐ | ☐ | * |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☐ | ☐ | * |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☐ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☐ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☐ | ☐ | * |
| 20. Is the fee enclosed correct? | ☐ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☐ | ☐ | * |
| 22. Should this claim be data entered? | ☐ | ☐ | * |

Claim checked by: De Date: 2/7/90
Claim must be returned to claimant: (Yes) X (No)
Claimant must be notified of modifications: X (Yes) (No)

Receipt Prepared by: SK Date: 2/8/90
Claim data entered by: SK Date: 2/8/90 Checked by: _____ Date: _____
Sent to claimant by: _____ Date: _____

Comments: item #8 total consumptive use should be 100 Acre feet

MICROFILMED
NOV 06 1992

Stage: BENEFICIAL USE

CARIBOU County

SH

SE		SESE	SUM
ASE	SWSE	SESE	:
AC	Lt AC	Lt AC	:
10	30	:	-----
TOTAL ACRES	:	:	40.0
:	:	:	40.0

Presumption Flag:

This is to
establish
Evidence of
Priority for
this water
right.

To Whom It May Concern:

The water used on the C.R. Wells place out of Crow Creek for the land in T:10S R45E Sec 11 of S.10 1/4 of ~~SE~~ S E 1/4. In 1930 when I was 6 years old I remember asking my dad what that word meant about across Crow Creek for and he told me they took water out of Crow Creek to irrigate out on the other side of the creek. That was on the C.R. Wells place,

Arvel Allenman

Sherry Brown

vic state

August 15, 97

NOV 07 1997

OCT 19 1994

RECEIVED

Department of Water Resources
Eastern District Office

October 17, 1994

To Whom It May Concern:

During the summer of 1920, I lived with my brother on Crow Creek. He was responsible for irrigating the land on the C. R. Wells place out of Crow Creek for the land in T:10 S R45E Section 11 of SW 1/4 of SE 1/4.

Vera H. Allenman
Vera H. Allenman

Sherry Brown

vic state

August 15, 97

RECEIVED

OCT 19 1994

Department of Water Resources
Eastern District Office
NOV 07 1997

ROBERT E. SMYLLIE
Governor



GEO. N. CARTER
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE

July 11, 1962

RECEIVED

OCT 19 1994

Department of Water Resources
Eastern District Office

Re: Permit No. 906
C. R. Wells

Mr. Larry G. Alleman,
Bern, Idaho.

Dear Mr. Alleman:

Your letter of July 9th in regard to water right has been received.

Permit No. 906 was issued to C. R. Wells, priority October 6, 1904, for 2.1 cfs from Alleman Spring, and 1.1 cfs from Crow Creek for irrigation of the $W\frac{1}{2}SE\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}$, Sec. 11, T.10 S., R. 45 E.B.M. Proof of Completion of Works, due on or before November 12, 1907, was never made. The permit was cancelled January 30, 1922.

Your right to the water is a "Use Right" or unrecorded right. The only way you can obtain a recorded right to the water, dating back to the time of first use of the water, is by action in the District Court. You would have to consult your attorney in regard to the action in Court.

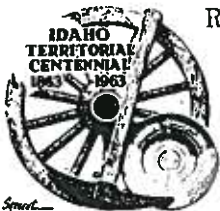
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

A handwritten signature in cursive script that reads "Ralph W. Thomas".

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RWT:pmk



granted a right of way thereon for ditches or canals constructed by the authority of the United States. IN TESTIMONY WHEREOF, I, William H. Taft, President of the United States of America, have caused these Letters to be made Patent, and the seal of the General Land Office to be hereunto affixed. Given under my hand, at the City of Washington, the first day of September in the year of our Lord one thousand nine hundred and ten, and of the Independence of the United States the one hundred and thirty fifth.

(SEAL) BY THE PRESIDENT: Wm. H. Taft, By M. P. Le Roy, Secretary.

Recorded: Patent Number 150132. H.W.Sanford, Recorder of the General Land Office.

Filed for record at 10:47 o'clock A.M., May 19th, A.D., 1916, and recorded at the request of John J. Eaderlie. C.W.Pomeroy, Recorder, By Sidonia Grosse, Deputy. Fee \$1.00.

Transcribed from Bannock County Records, Patent Record No.9, Page 41.

Instrument No.47299
S
Blackfoot 01623.

4-1003
THE UNITED STATES OF AMERICA.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, A Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain", and the Acts supplemental thereto, the claim of Charles R. Wells has been established and duly consummated, in conformity to law, for the East half of the Southwest quarter and the West half of the Southeast quarter of Section eleven, in Township ten South of Range forty five east of the Boise Meridian, Idaho, containing one hundred sixty acres, according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General: NOW, KNOW YE, That there is, therefore granted by the United States unto the said claimant, the tract of land above described: TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes; and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws and decisions of Courts. And there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States. IN TESTIMONY WHEREOF, I, William H. Taft, President of the United States of America, have caused these Letters to be made Patent, and the seal of the General Land Office to be hereunto affixed. Given under my hand at the City of Washington, the first day of July in the year of our Lord one thousand nine hundred and eleven, and of the Independence of the United States the one hundred and thirty fifth. (SEAL) BY THE PRESIDENT: Wm. H. Taft, By M.P.LeRoy, Secretary.

Recorded: Patent Number 214281. H.W.Sanford, Recorder of the General Land Office.

Filed for record at 3:03 o'clock P.M., June 10, A.D., 1916, and recorded at the request of Ban.Abst.& T.Co. C.W.Pomeroy, Recorder, By Sidonia Grosse, Deputy. Fee \$1.00.

Transcribed from Bannock County Records, Patent Record No.9, Page 59.

Instrument No.47816.

4-1003
THE UNITED STATES OF AMERICA.

P. May 4, 1915.
BLACKFOOT 010889.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, A Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain", and the Acts supplemental thereto, the claim of Arthur S. DuBry has been established and duly consummated, in conformity to law, for the southeast quarter of section seventeen in Township nine South of Range forty two east of the Boise Meridian,