

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: **A43-10045**  
Date Received: 6/ 9/1989  
Receipt No: S007773  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

208-349-5573

1. Name: PRESTON R ALLEN  
Address: 2601 E 300 S  
DECLO ID

83323

2. Date of Priority: APR 1, 1906

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 11S      | 27E   | 3       |        | NE     | SE  |     | CASSIA |
|          |       | 10      |        | NW     | NE  |     | CASSIA |

5. Description of diverting works:  
HEADGATE

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 3.800 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 10S      | 27E   | 35      | NE     | SW  |     | IRR | 16.0  |
|          |       |         | SW     | SW  |     | IRR | 1.0   |
|          |       |         | SE     | SW  |     | IRR | 35.0  |
|          |       |         | NW     | SE  |     | IRR | 14.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of        | 1/4 | Lot | Use | Acres |
|----------|-------|---------|---------------|-----|-----|-----|-------|
| 10S      | 27E   | 35      | SW            | SE  |     | IRR | 14.0  |
|          |       |         | Section Acres |     |     |     | 80.0  |
| 11S      | 27E   | 2       | NE            | NW  |     | IRR | 18.0  |
|          |       |         | NW            | NW  |     | IRR | 15.0  |
|          |       |         | SW            | NW  |     | IRR | 36.0  |
|          |       |         | SE            | NW  |     | IRR | 2.0   |
|          |       |         | NE            | SW  |     | IRR | 15.0  |
|          |       |         | NW            | SW  |     | IRR | 38.0  |
|          |       |         | SW            | SW  |     | IRR | 38.0  |
|          |       |         | SE            | SW  |     | IRR | 13.0  |
|          |       |         | Section Acres |     |     |     | 175.0 |
|          |       | 3       | NE            | SE  |     | IRR | 20.0  |
|          |       |         | SE            | SE  |     | IRR | 20.0  |
|          |       |         | Section Acres |     |     |     | 40.0  |
|          |       | 9       | NE            | NE  |     | IRR | 5.0   |
|          |       |         | NW            | NE  |     | IRR | 7.0   |
|          |       |         | SW            | NE  |     | IRR | 40.0  |
|          |       |         | SE            | NE  |     | IRR | 33.0  |
|          |       |         | NE            | NW  |     | IRR | 33.0  |
|          |       |         | NW            | NW  |     | IRR | 33.0  |
|          |       |         | SW            | NW  |     | IRR | 38.0  |
|          |       |         | SE            | NW  |     | IRR | 40.0  |
|          |       |         | NE            | SW  |     | IRR | 30.0  |
|          |       |         | NW            | SW  |     | IRR | 39.0  |
|          |       |         | SW            | SW  |     | IRR | 15.0  |
|          |       |         | SE            | SW  |     | IRR | 5.0   |
|          |       |         | NE            | SE  |     | IRR | 30.0  |
|          |       |         | NW            | SE  |     | IRR | 30.0  |
|          |       |         | SW            | SE  |     | IRR | 33.0  |
|          |       |         | SE            | SE  |     | IRR | 40.0  |
|          |       |         | Section Acres |     |     |     | 451.0 |
|          |       | 10      | NE            | NE  |     | IRR | 38.0  |
|          |       |         | NW            | NE  |     | IRR | 20.0  |
|          |       |         | SW            | NE  |     | IRR | 40.0  |
|          |       |         | SE            | NE  |     | IRR | 37.0  |
|          |       |         | NE            | NW  |     | IRR | 5.0   |
|          |       |         | SE            | NW  |     | IRR | 15.0  |
|          |       |         | NE            | SW  |     | IRR | 38.0  |
|          |       |         | NW            | SW  |     | IRR | 35.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|-----|----|-----|-----|---------------|-------|
| 11S      | 27E   | 10      | SW  |    | SW  |     | IRR           | 35.0  |
|          |       |         | SE  |    | SW  |     | IRR           | 38.0  |
|          |       |         | NE  |    | SE  |     | IRR           | 10.0  |
|          |       |         | NW  |    | SE  |     | IRR           | 37.0  |
|          |       |         | SW  |    | SE  |     | IRR           | 5.0   |
|          |       |         | SE  |    | SE  |     | IRR           | 38.0  |
|          |       |         |     |    |     |     | Section Acres | 391.0 |
|          |       | 11      | NW  |    | NW  |     | IRR           | 8.0   |
|          |       |         |     |    |     |     | Section Acres | 8.0   |
|          |       | 14      | SW  |    | NW  |     | IRR           | 8.0   |
|          |       |         | NW  |    | SW  |     | IRR           | 26.0  |
|          |       |         | SW  |    | SW  |     | IRR           | 38.0  |
|          |       |         | SE  |    | SW  |     | IRR           | 2.0   |
|          |       |         |     |    |     |     | Section Acres | 74.0  |
|          |       | 15      | NE  |    | NE  |     | IRR           | 12.0  |
|          |       |         | NW  |    | NE  |     | IRR           | 33.0  |
|          |       |         | SW  |    | NE  |     | IRR           | 39.0  |
|          |       |         | SE  |    | NE  |     | IRR           | 16.0  |
|          |       |         | NE  |    | NW  |     | IRR           | 34.0  |
|          |       |         | NW  |    | NW  |     | IRR           | 38.0  |
|          |       |         | SW  |    | NW  |     | IRR           | 38.0  |
|          |       |         | SE  |    | NW  |     | IRR           | 37.0  |
|          |       |         | NE  |    | SW  |     | IRR           | 34.0  |
|          |       |         | NW  |    | SW  |     | IRR           | 34.0  |
|          |       |         | SW  |    | SW  |     | IRR           | 38.0  |
|          |       |         | SE  |    | SW  |     | IRR           | 38.0  |
|          |       |         | NE  |    | SE  |     | IRR           | 38.0  |
|          |       |         | NW  |    | SE  |     | IRR           | 19.0  |
|          |       |         | SW  |    | SE  |     | IRR           | 18.0  |
|          |       |         | SE  |    | SE  |     | IRR           | 34.0  |
|          |       |         |     |    |     |     | Section Acres | 500.0 |
|          |       | 16      | NE  |    | NW  |     | IRR           | 38.0  |
|          |       |         | NW  |    | NW  |     | IRR           | 32.0  |
|          |       |         | SW  |    | NW  |     | IRR           | 38.0  |
|          |       |         | SE  |    | NW  |     | IRR           | 38.0  |
|          |       |         | NE  |    | SW  |     | IRR           | 32.0  |
|          |       |         | NW  |    | SW  |     | IRR           | 32.0  |
|          |       |         | SW  |    | SW  |     | IRR           | 32.0  |
|          |       |         | SE  |    | SW  |     | IRR           | 37.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres  |
|----------|-------|---------|--------|-----|-----|---------------|--------|
| 11S      | 27E   | 16      | NE     | SE  |     | IRR           | 32.0   |
|          |       |         | NW     | SE  |     | IRR           | 32.0   |
|          |       |         | SW     | SE  |     | IRR           | 38.0   |
|          |       |         | SE     | SE  |     | IRR           | 35.0   |
|          |       |         |        |     |     | Section Acres | 416.0  |
|          |       | 17      | SE     | SE  |     | IRR           | 30.0   |
|          |       |         |        |     |     | Section Acres | 30.0   |
|          |       |         |        |     |     | Total Acres   | 2165.0 |

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

A43-10046, TRANSFER #2651, 10441, 10442

14. Remarks:

SEE TRANSFER #2651. WATER USED ON NORTHERN PORTION OF RANCH TRANSFERRED TO SOUTHERN PORTION OF RANCH FOR GREATER EFFICIENCY AND PRODUCTIVE PURPOSES...WELL WATER. THIS CLAIM REPRESENTS DECREE #43-00427A & 43-00421 COMBINED FOR 3.8 CFS, SAME PRIORITY, SAME SOURCE. DECREED WATER USUALLY STARTS FLOWING IN MAY AND ENDS BY JULY.

THIS CLAIM IS FILED IN THE NORMAL MANNER SO AS TO INSURE PRESERVATION OF THE WATER RIGHT DURING THIS ADJUDICATION. HOWEVER, THE PREFERRED CLAIM IS FILED DESCRIBING THE ACCOMPLISHED TRANSFER UNDER 42-1416A IC. IT IS CONTENDED THAT THE SURFACE AND GROUNDWATER RESOURCE OF THE RAFT RIVER VALLEY ARE ONE AND THE SAME. THEREFORE, THE CLAIM FILED SHOWING THE TRANSFER OF POINTS OF DIVERSION FROM THE RAFT RIVER TO THE WELLS DESCRIBED IS TO BE CONSIDERED THE PRIMARY FILING...A43-10441.

\*\*\*\*\*  
3/31/99 TF; ADDRESS CHANGED PER REQUEST FROM CLAIMANT REC'D  
3/31/99.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

UNION CENTRAL LIFE INSURANCE  
Decree Plaintiff

WM. DALTON ET AL  
vs Decree Defendant



IDAHO DEPARTMENT OF WATER RESOURCES  
SOUTHERN REGION  
1341 FILLMORE ST STE 200  
TWIN FALLS ID 83301-3380  
(208) 736-3033

DIRK KEMPTHORNE  
GOVERNOR

KARL J DREHER  
DIRECTOR

## CHANGE IN ADDRESS

- ☐ Water Right Number(s): A43-02574B, A43-02321B, A43-02576B,  
A43-04012B, A43-04012C, A43-04012D,  
A43-04013B, A43-04015B, A43-10045, A43-10046,  
A43-10441, A43-10442
- ☐ Old Mailing Address: Preston R. Allen  
2601 E 300 S Box 63  
Declo ID 83323
- ☐ New Mailing Address: Preston R Allen  
2601 E 300 S Declo  
Idaho 83323
- ☐ New Telephone Number: ( ) -
- ☐ Signature of Claimant(s): Preston R. Allen
- Date: 3/31/99

FOR IDWR USE ONLY  
Initial Review and Data Entry  
Date: By:  
Further Action Needed:  
Further Action Taken  
Date: By:  
Final Review and Data Entry  
Date: By:

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: A43-10045  
Date Received: 6/09/1989  
Receipt No: S007773  
Received By:     TW    

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: PRESTON R. ALLEN 208-349-5573  
Address: STAR RT.  
DECLO, ID 83323

2. Date of Priority: APR 01, 1906

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 11S      | 27E   | 3       |        | NE     | SE  |     | CASSIA |
|          |       | 10      |        | NW     | NE  |     | CASSIA |

5. Description of diverting works:  
HEADGATE

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 3.800 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 10S      | 27E   | 35      | NE     | SW  |     | IRR | 16.0  |
|          |       |         | SW     | SW  |     | IRR | 1.0   |
|          |       |         | SE     | SW  |     | IRR | 35.0  |

A43-10045

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Date: 06/09/89

MICROFILMED  
MAR 04 1993

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 10S      | 27E   | 35      | NW     | SE  |     | IRR           | 14.0  |
|          |       |         | SW     | SE  |     | IRR           | 14.0  |
|          |       |         |        |     |     | Section Acres | 80.0  |
| 11S      | 27E   | 2       | NE     | NW  |     | IRR           | 18.0  |
|          |       |         | NW     | NW  |     | IRR           | 15.0  |
|          |       |         | SW     | NW  |     | IRR           | 36.0  |
|          |       |         | SE     | NW  |     | IRR           | 2.0   |
|          |       |         | NE     | SW  |     | IRR           | 15.0  |
|          |       |         | NW     | SW  |     | IRR           | 38.0  |
|          |       |         | SW     | SW  |     | IRR           | 38.0  |
|          |       |         | SE     | SW  |     | IRR           | 13.0  |
|          |       |         |        |     |     | Section Acres | 175.0 |
|          |       | 3       | NE     | SE  |     | IRR           | 20.0  |
|          |       |         | SE     | SE  |     | IRR           | 20.0  |
|          |       |         |        |     |     | Section Acres | 40.0  |
|          |       | 9       | NE     | NE  |     | IRR           | 5.0   |
|          |       |         | NW     | NE  |     | IRR           | 7.0   |
|          |       |         | SW     | NE  |     | IRR           | 40.0  |
|          |       |         | SE     | NE  |     | IRR           | 33.0  |
|          |       |         | NE     | NW  |     | IRR           | 33.0  |
|          |       |         | NW     | NW  |     | IRR           | 33.0  |
|          |       |         | SW     | NW  |     | IRR           | 38.0  |
|          |       |         | SE     | NW  |     | IRR           | 40.0  |
|          |       |         | NE     | SW  |     | IRR           | 30.0  |
|          |       |         | NW     | SW  |     | IRR           | 39.0  |
|          |       |         | SW     | SW  |     | IRR           | 15.0  |
|          |       |         | SE     | SW  |     | IRR           | 5.0   |
|          |       |         | NE     | SE  |     | IRR           | 30.0  |
|          |       |         | NW     | SE  |     | IRR           | 30.0  |
|          |       |         | SW     | SE  |     | IRR           | 33.0  |
|          |       |         | SE     | SE  |     | IRR           | 40.0  |
|          |       |         |        |     |     | Section Acres | 451.0 |
|          |       | 10      | NE     | NE  |     | IRR           | 38.0  |
|          |       |         | NW     | NE  |     | IRR           | 20.0  |
|          |       |         | SW     | NE  |     | IRR           | 40.0  |
|          |       |         | SE     | NE  |     | IRR           | 37.0  |
|          |       |         | NE     | NW  |     | IRR           | 5.0   |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres  |
|----------|-------|---------|--------|-----|-----|---------------|--------|
| 11S      | 27E   | 16      | SE     | NW  |     | IRR           | 38.0   |
|          |       |         | NE     | SW  |     | IRR           | 32.0   |
|          |       |         | NW     | SW  |     | IRR           | 32.0   |
|          |       |         | SW     | SW  |     | IRR           | 32.0   |
|          |       |         | SE     | SW  |     | IRR           | 37.0   |
|          |       |         | NE     | SE  |     | IRR           | 32.0   |
|          |       |         | NW     | SE  |     | IRR           | 32.0   |
|          |       |         | SW     | SE  |     | IRR           | 38.0   |
|          |       |         | SE     | SE  |     | IRR           | 35.0   |
|          |       |         |        |     |     | Section Acres | 416.0  |
|          |       | 17      | SE     | SE  |     | IRR           | 30.0   |
|          |       |         |        |     |     | Section Acres | 30.0   |
|          |       |         |        |     |     | Total Acres   | 2165.0 |

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

A43-10046, TRANSFER #2651, 10441, 10442

14. Remarks:

SEE TRANSFER #2651. WATER USED ON NORTHERN PORTION OF RANCH TRANSFERRED TO SOUTHERN PORTION OF RANCH FOR GREATER EFFICIENCY AND PRODUCTIVE PURPOSES...WELL WATER. THIS CLAIM REPRESENTS DECREE #43-00427A & 43-00421 COMBINED FOR 3.8 CFS, SAME PRIORITY, SAME SOURCE. DECREED WATER USUALLY STARTS FLOWING IN MAY AND ENDS BY JULY. THIS CLAIM IS FILED IN THE NORMAL MANNER SO AS TO INSURE PRESERVATION OF THE WATER RIGHT DURING THIS ADJUDICATION. HOWEVER, THE PREFERRED CLAIM IS FILED DESCRIBING THE ACCOMPLISHED TRANSFER UNDER 42-1416A IC. IT IS CONTENDED THAT THE SURFACE AND GROUNDWATER RESOURCE OF THE RAFT RIVER VALLEY ARE ONE AND THE SAME. THEREFORE, THE CLAIM FILED SHOWING THE TRANSFER OF POINTS OF DIVERSION FROM THE RAFT RIVER TO THE WELLS DESCRIBED IS TO BE CONSIDERED THE PRIMARY FILING...A43-10441.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

A43-10045

Page

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Date: 06/09/89

MICROFILMED

MAR U 4 1993

10. Place of Use: Continued

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|-----|----|-----|-----|---------------|-------|
| 11S      | 27E   | 10      | SE  |    | NW  |     | IRR           | 15.0  |
|          |       |         | NE  |    | SW  |     | IRR           | 38.0  |
|          |       |         | NW  |    | SW  |     | IRR           | 35.0  |
|          |       |         | SW  |    | SW  |     | IRR           | 35.0  |
|          |       |         | SE  |    | SW  |     | IRR           | 38.0  |
|          |       |         | NE  |    | SE  |     | IRR           | 10.0  |
|          |       |         | NW  |    | SE  |     | IRR           | 37.0  |
|          |       |         | SW  |    | SE  |     | IRR           | 5.0   |
|          |       |         | SE  |    | SE  |     | IRR           | 38.0  |
|          |       |         |     |    |     |     | Section Acres | 391.0 |
|          |       | 11      | NW  |    | NW  |     | IRR           | 8.0   |
|          |       |         |     |    |     |     | Section Acres | 8.0   |
|          |       | 14      | SW  |    | NW  |     | IRR           | 8.0   |
|          |       |         | NW  |    | SW  |     | IRR           | 26.0  |
|          |       |         | SW  |    | SW  |     | IRR           | 38.0  |
|          |       |         | SE  |    | SW  |     | IRR           | 2.0   |
|          |       |         |     |    |     |     | Section Acres | 74.0  |
|          |       | 15      | NE  |    | NE  |     | IRR           | 12.0  |
|          |       |         | NW  |    | NE  |     | IRR           | 33.0  |
|          |       |         | SW  |    | NE  |     | IRR           | 39.0  |
|          |       |         | SE  |    | NE  |     | IRR           | 16.0  |
|          |       |         | NE  |    | NW  |     | IRR           | 34.0  |
|          |       |         | NW  |    | NW  |     | IRR           | 38.0  |
|          |       |         | SW  |    | NW  |     | IRR           | 38.0  |
|          |       |         | SE  |    | NW  |     | IRR           | 37.0  |
|          |       |         | NE  |    | SW  |     | IRR           | 34.0  |
|          |       |         | NW  |    | SW  |     | IRR           | 34.0  |
|          |       |         | SW  |    | SW  |     | IRR           | 38.0  |
|          |       |         | SE  |    | SW  |     | IRR           | 38.0  |
|          |       |         | NE  |    | SE  |     | IRR           | 38.0  |
|          |       |         | NW  |    | SE  |     | IRR           | 19.0  |
|          |       |         | SW  |    | SE  |     | IRR           | 18.0  |
|          |       |         | SE  |    | SE  |     | IRR           | 34.0  |
|          |       |         |     |    |     |     | Section Acres | 500.0 |
|          |       | 16      | NE  |    | NW  |     | IRR           | 38.0  |
|          |       |         | NW  |    | NW  |     | IRR           | 32.0  |
|          |       |         | SW  |    | NW  |     | IRR           | 38.0  |

UNION CENTRAL LIFE INSURANCE C  
Decree Plaintiff

WM. DALTON ET AL  
Decree Defendant

vs

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): Frederic R. Allen Date: 6-21-89  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of TF ) SS.

Subscribed and sworn (or affirmed) before me this 21<sup>st</sup> day

of June 19 89

Lon White  
Notary Public

Seal

Residing at TF

My Commission Expires 5/94

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 443-10045Date Received 5/26/89

Receipt Number \_\_\_\_\_

Should questions arise during  
the processing of this applica-  
tion please contact:

SHERL L. CHAPMAN  
410 S. Orchard, Suite 144  
Boise, ID 83705  
344-6690

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

RECEIVED

MAY 26 1989

Department of Water Resources  
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Preston R. Allen Phone (208) 349-5573

Mailing Address Star Route, Declo, Idaho Zip 83323

2. Date of Priority (Only one (1) per claim) April 1, 1906

3. Source of water supply (a) Raft River  
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 11S Range 27E Section 3,  
1/4 of NE 1/4 of SE 1/4, Govt. Lot, B.M., County of Cassia

Additional points of diversion if any: T11S, R27E, Sec. 10, NW/4 NE/4, Cassia County

b. If instream flow, beginning point of claimed instream flow is: N/A

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. Headgate

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 3.800 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 3.800 (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 |        |
| SEE ATTACHMENT | "A" |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|                |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|                |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|                |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|                |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|                |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|                |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|                |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated \_\_\_\_\_

11. In which county (ies) are lands listed above as place of use located? Cassia

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.  
A43-10046, Transfer #2651 or None ( )

14. Remarks: This claim is filed in the normal manner so as to insure preservation of the water right during this adjudication. However, the preferred claim is filed describing the accomplished transfer under 42-1416A IC. It is contended that the surface and ground water resource of the Raft River Valley are one and the same. Therefore, the claim filed showing the transfer of points of diversion from the Raft River to the wells described is to be considered the primary filing.

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Last Name Allen Ident No. \_\_\_\_\_

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of squares. Each square contains a crosshair pattern formed by two dashed lines intersecting at the center. The grid is composed of 16 columns and 16 rows of these squares.

Last Name      Allen

Ident No.

*Copies: White-State, Yellow-Claimant*

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree X

If applicable provide IDWR Water Right Number \_\_\_\_\_

Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_

Plaintiff vs Defendant Union Central Life Insurance Co vs Wm. Dalton et al

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 2

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

Signature of Claimant (s) \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_

**For Organizations:** I do solemnly swear or affirm that I am \_\_\_\_\_ Title \_\_\_\_\_

of \_\_\_\_\_ Organization \_\_\_\_\_, that I have signed the foregoing

document in the space below as \_\_\_\_\_ Title \_\_\_\_\_ of \_\_\_\_\_ 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 \_\_\_\_\_ )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_

SEAL

Notary Public \_\_\_\_\_

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

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 \_\_\_\_\_

**MICROFILMED**  
**MAR 04 1993**

Last Name Allen Ident. Number \_\_\_\_\_

*Copies White-State, Yellow-Claimant*

## ATTACHMENT "A"

## #10 - PLACE OF USE

| Township      | Range | Section | 1/4 | of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|-----|----|-----|-----|-----|-------|
| 10S           | 27E   | 35      | NE  |    | SW  |     | IRR | 16.0  |
|               |       |         | SW  |    | SW  |     | IRR | 1.0   |
|               |       |         | SE  |    | SW  |     | IRR | 35.0  |
|               |       |         | NW  |    | SE  |     | IRR | 14.0  |
|               |       |         | SW  |    | SE  |     | IRR | 14.0  |
| SECTION ACRES |       |         |     |    |     |     |     | 80.0  |
| 11S           | 27E   | 2       | NE  |    | NW  |     | IRR | 18.0  |
|               |       |         | NW  |    | NW  |     | IRR | 15.0  |
|               |       |         | SW  |    | NW  |     | IRR | 36.0  |
|               |       |         | SE  |    | NW  |     | IRR | 2.0   |
|               |       |         | NE  |    | SW  |     | IRR | 15.0  |
|               |       |         | NW  |    | SW  |     | IRR | 38.0  |
|               |       |         | SW  |    | SW  |     | IRR | 38.0  |
|               |       |         | SE  |    | SW  |     | IRR | 13.0  |
| SECTION ACRES |       |         |     |    |     |     |     | 175.0 |
|               |       | 3       | NE  |    | SE  |     | IRR | 20.0  |
|               |       |         | SE  |    | SE  |     | IRR | 20.0  |
| SECTION ACRES |       |         |     |    |     |     |     | 40.0  |
|               |       | 9       | NE  |    | NE  |     | IRR | 5.0   |
|               |       |         | NW  |    | NE  |     | IRR | 7.0   |
|               |       |         | SW  |    | NE  |     | IRR | 40.0  |
|               |       |         | SE  |    | NE  |     | IRR | 33.0  |
|               |       |         | NE  |    | NW  |     | IRR | 33.0  |
|               |       |         | NW  |    | NW  |     | IRR | 33.0  |
|               |       |         | SW  |    | NW  |     | IRR | 38.0  |
|               |       |         | SE  |    | NW  |     | IRR | 40.0  |
|               |       |         | NE  |    | SW  |     | IRR | 30.0  |
|               |       |         | NW  |    | SW  |     | IRR | 39.0  |
|               |       |         | SW  |    | SW  |     | IRR | 15.0  |
|               |       |         | SE  |    | SW  |     | IRR | 5.0   |
|               |       |         | NE  |    | SE  |     | IRR | 30.0  |
|               |       |         | NW  |    | SE  |     | IRR | 30.0  |
|               |       |         | SW  |    | SE  |     | IRR | 33.0  |
|               |       |         | SE  |    | SE  |     | IRR | 40.0  |
| SECTION ACRES |       |         |     |    |     |     |     | 451.0 |
|               |       | 10      | NE  |    | NE  |     | IRR | 38.0  |
|               |       |         | NW  |    | NE  |     | IRR | 20.0  |
|               |       |         | SW  |    | NE  |     | IRR | 40.0  |
|               |       |         | SE  |    | NE  |     | IRR | 37.0  |
|               |       |         | NE  |    | NW  |     | IRR | 5.0   |
|               |       |         | SE  |    | NW  |     | IRR | 15.0  |
|               |       |         | NE  |    | SW  |     | IRR | 38.0  |
|               |       |         | NW  |    | SW  |     | IRR | 35.0  |
|               |       |         | SW  |    | SW  |     | IRR | 35.0  |
|               |       |         | SE  |    | SW  |     | IRR | 38.0  |
|               |       |         | NE  |    | SE  |     | IRR | 10.0  |
|               |       |         | NW  |    | SE  |     | IRR | 5.0   |
|               |       |         | SW  |    | SE  |     | IRR | 5.0   |
|               |       |         | SE  |    | SE  |     | IRR | 38.0  |

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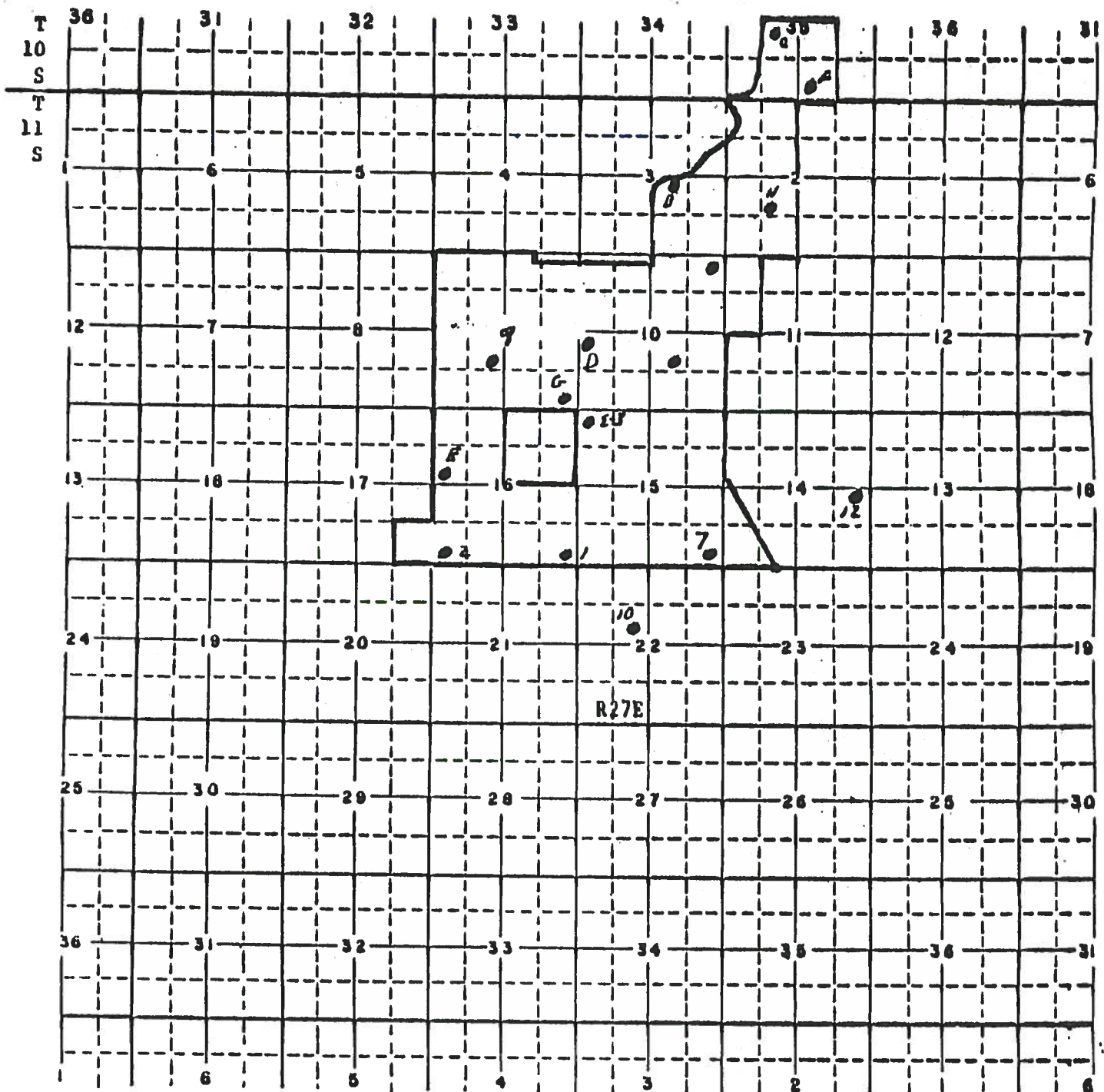
MAR 4 1993

| Township | Range | Section | 1/4 of        | 1/4 | Lot | Use | Acres  |
|----------|-------|---------|---------------|-----|-----|-----|--------|
| 11S      | 27E   | 11      | NW            | NW  |     | IRR | 8.0    |
|          |       |         | SECTION ACRES |     |     |     | 8.0    |
|          |       | 14      | SW            | NW  |     | IRR | 8.0    |
|          |       |         | NW            | SW  |     | IRR | 26.0   |
|          |       |         | SW            | SW  |     | IRR | 38.0   |
|          |       |         | SE            | SW  |     | IRR | 2.0    |
|          |       |         | SECTION ACRES |     |     |     | 74.0   |
|          |       | 15      | NE            | NE  |     | IRR | 12.0   |
|          |       |         | NW            | NE  |     | IRR | 33.0   |
|          |       |         | SW            | NE  |     | IRR | 39.0   |
|          |       |         | SE            | NE  |     | IRR | 16.0   |
|          |       |         | NE            | NW  |     | IRR | 34.0   |
|          |       |         | NW            | NW  |     | IRR | 38.0   |
|          |       |         | SW            | NW  |     | IRR | 38.0   |
|          |       |         | SE            | NW  |     | IRR | 37.0   |
|          |       |         | NE            | SW  |     | IRR | 34.0   |
|          |       |         | NW            | SW  |     | IRR | 34.0   |
|          |       |         | SW            | SW  |     | IRR | 38.0   |
|          |       |         | SE            | SW  |     | IRR | 38.0   |
|          |       |         | NE            | SE  |     | IRR | 38.0   |
|          |       |         | NW            | SE  |     | IRR | 19.0   |
|          |       |         | SW            | SE  |     | IRR | 18.0   |
|          |       |         | SE            | SE  |     | IRR | 34.0   |
|          |       |         | SECTION ACRES |     |     |     | 500.0  |
|          |       | 16      | NE            | NW  |     | IRR | 38.0   |
|          |       |         | NW            | NW  |     | IRR | 32.0   |
|          |       |         | SW            | NW  |     | IRR | 38.0   |
|          |       |         | SE            | NW  |     | IRR | 38.0   |
|          |       |         | NE            | SW  |     | IRR | 32.0   |
|          |       |         | NW            | SW  |     | IRR | 32.0   |
|          |       |         | SW            | SW  |     | IRR | 32.0   |
|          |       |         | SE            | SW  |     | IRR | 37.0   |
|          |       |         | NE            | SE  |     | IRR | 32.0   |
|          |       |         | NW            | SE  |     | IRR | 32.0   |
|          |       |         | SW            | SE  |     | IRR | 38.0   |
|          |       |         | SE            | SE  |     | IRR | 35.0   |
|          |       |         | SECTION ACRES |     |     |     | 416.0  |
|          |       | 17      | SE            | SE  |     | IRR | 30.0   |
|          |       |         | SECTION ACRES |     |     |     | 30.0   |
|          |       |         | TOTAL ACRES   |     |     |     | 2145.8 |

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# PLACE OF USE AND POINTS OF DIVERSION

## ATTACHMENT "B"



Boundary of Lands Owned and/or Irrigated

- Point of Diversion. Numbered where existing numerical or alphabetical designations existed.

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MAR 04 1993

Water Right Number - 43-00421

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

\*\*\* C - CURRENT OWNER \*\*\*

UNION CENTRAL LIFE INSURANCE CO.

1 -  
2 -  
3 -  
City-  
State-  
Zip-  
Phone -

Priority Date - +  
04/01/1906

Region - +  
17

Stage - +  
D - DECREED

Status - +

RAFT RIVER

TRIBUTARY -  
SNAKE RIVER

| Twn | Rng | Sec | Tract | Lot | Rflg | County | Point of Diversion |
|-----|-----|-----|-------|-----|------|--------|--------------------|
| 11S | 27E | 3   | NE SE |     |      | (31)   | CASSIA             |
| 11S | 27E | 10  | NW NE |     |      | (31)   | CASSIA             |

| Code            | Description | Period From | Water Use | Period To | Diversion Rate | Diversion Volume |
|-----------------|-------------|-------------|-----------|-----------|----------------|------------------|
| 01 - IRRIGATION |             |             |           |           |                |                  |
| 43 - DOMESTIC   |             |             |           |           |                |                  |

2.100

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +  
2.100

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County      |
|-----|-----|-----|-------|-----|-------|--------------|------|-------------|-------------|
| 10S | 27E | 35  | NE SW |     |       |              | 01   | IRRIGATION  | (31) CASSIA |
| 10S | 27E | 35  | SE SW |     |       |              | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 2   | NE NW | 3   |       |              | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 2   | SW NW |     |       |              | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 2   | SE NW |     |       |              | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 2   | NW SW |     |       |              | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 3   | NE SE |     |       |              | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 3   | SE SE |     |       |              | 01   | IRRIGATION  | (31) CASSIA |

Total Acres:

+ - - Diversion Means -  
+ - - Non-Irrigation Use -  
+ - - Other Rights for Same Use - 43-0422

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MAR 04 1993

Adj. flag translation: Standard Water Right Number

-- Remarks --  
No Remarks found.

--- Conditions of Approval ---  
No Conditions of Approval found.

10/16/1981

+-----Water Rights Dates and Flags Area-----+

|                  |              |                 |              |                  |       |
|------------------|--------------|-----------------|--------------|------------------|-------|
| Proof Due Date   | - 00/00/0000 | Field Exam Made | - 00/00/0000 | Field Exam Fee   | -     |
| Approved/Denied  | - 00/00/0000 | Protested Date  | - 00/00/0000 | Swan Falls       | -     |
| Proof Made Date  | - 00/00/0000 | Hearing Date    | - 00/00/0000 | Temporary Right  | - P   |
| Start Work Date  | - 00/00/0000 | Verified Date   | - 05/06/1985 | DLE/Carey Act    | -     |
| Order Show Cause | - 00/00/0000 | Receipt Number  | -            | Water District   | - 43A |
| Licensed Date    | - 00/00/0000 | Appl Received   | - 00/00/0000 | Transfer/Amended | -     |
| Decree Date      | - 10/16/1931 |                 |              |                  |       |

1993  
Date  
MICROFILMED  
MAR 04 1993

Water Right Number - 43-00427A

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

\*\*\* C - CURRENT OWNER \*\*\*

COTTEREL

S. H.

1 -  
2 -  
3 -  
City-  
Phone -

State- Zip-

Priority Date - +  
04/01/1906

17 Region - +

+ - - - - Stage - +  
D - DECREED

Status -

Source - +  
RAFT RIVER

+ - - - - Tributary - +  
SNAKE RIVER

TwN Rng Sec Tract Lot RFlg County Point of Diversion

Code Description Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION

1.700

+ - - - - Total Div. Rate - + - - - - Total Div. Volume - + - - - - Total Div. Capacity - +  
1.700

| TwN | Rng | Sec | Tract | Lot | Acres | Place of Use Code | Description | County    |
|-----|-----|-----|-------|-----|-------|-------------------|-------------|-----------|
| 10S | 27E | 35  | NE SW |     |       | 01                | IRRIGATION  | 31 CASSIA |
| 10S | 27E | 35  | SE SW |     |       | 01                | IRRIGATION  | 31 CASSIA |
| 11S | 27E | 2   | NE NW | 3   |       | 01                | IRRIGATION  | 31 CASSIA |
| 11S | 27E | 2   | NW SW |     |       | 01                | IRRIGATION  | 31 CASSIA |
| 11S | 27E | 3   | NE SE |     |       | 01                | IRRIGATION  | 31 CASSIA |

Total Acres:

+ - - - - Diversion Means -

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use -

Remarks -  
P/U GIVEN INCORRECTLY IN DECREE. SEE TRANS. 254.  
P/U IS THAT PART OF LANDS WEST OF RAFT RIVER.

+ - - - - Conditions of Approval -  
No Conditions of Approval found.

MICROFILMED  
MAR 04 1993





State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

June 29, 2001

TONY L ALLEN  
2595 E 300 S  
RAFT RIVER ID 83211

RE: Notices of Error

Dear Tony,

I think we pretty much discussed your questions and concerns regarding the Notices of Error on your Preliminary Director's Report Recommendations for all the **Preston Allen water rights** when you were in the office the other day.

I did promise to look over the acre question (2165 or 2147) one last time and get back to you. I went through Transfer #2651 again and all I can say is that it looks like there was a clerical error in the **addition** when the transfer was prepared. Mr. Chapman took all the rights at their face value and combined them into a **permissible place of use**. The individual rights add up to 2147 acres and 37.99 cfs, not 2165 acres and 38.86 cfs as he came up with. A transfer cannot enlarge rights and that is what would be happening if we allowed the 2165 acres and 38.86 cfs. The best I can do is to allow you 2147 acres within a 2165 acre permissible place of use.

Please let me know if that is what you desire before we send out the Director's Report in a month or so. Give me a call if you'd like a copy of the transfer to review or if you'd like to set up another appointment.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie'.

Jeanie Robertson  
Sr. Water Resource Agent

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: June 15, 2001**

Water right number: 43-10045

PRESTON R ALLEN

2601 E 300 S

DECLO ID 83323

Telephone Number: (208)349-5573

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

We fill this right should be  
Allowed as 43-10441

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

Description of diverting works should read  
Headgate or wells

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

The raft River is not a dependable wate source  
well water and river are one in the same

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

DATE: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_

Please print your name: \_\_\_\_\_

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

01/23/2001

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

RIGHT NUMBER: 43-10045

NAME AND ADDRESS: PRESTON R ALLEN  
2601 E 300 S  
DECLO, ID 83323

SOURCE: RAFT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.8 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 43-02321B, 43-02574B, 43-02576B, 43-04012B, 43-04012C, 43-04012D, 43-04013B, 43-04015B, AND 43-10045 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 04/01/1906

|                     |               |      |                      |
|---------------------|---------------|------|----------------------|
| POINT OF DIVERSION: | T11S R27E S3  | NESE | Within CASSIA County |
|                     | T11S R27E S10 | NWNE | Within CASSIA County |

PURPOSE AND  
PERIOD OF USE:

|                       |                      |                 |
|-----------------------|----------------------|-----------------|
| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
| IRRIGATION            | 3-15 11-15           | 3.80 CFS        |

PLACE OF USE:

| <u>IRRIGATION Within CASSIA County</u> |      |      |               |      |      |
|----------------------------------------|------|------|---------------|------|------|
| T10S R27E S35                          | SENE | 22   | T10S R27E S35 | NESW | 17.5 |
| T10S R27E S35                          | SWSW | 0.5  | T10S R27E S35 | SESW | 22   |
| T10S R27E S35                          | NWSE | 21   | T10S R27E S35 | SWSE | 6    |
| T11S R27E S10                          | NENE | 37   | T11S R27E S10 | NWNE | 20   |
| T11S R27E S10                          | SWNE | 40   | T11S R27E S10 | SENE | 33   |
| T11S R27E S10                          | NENW | 3    | T11S R27E S10 | SWNW | 0.5  |
| T11S R27E S10                          | SENE | 19.5 | T11S R27E S10 | NESW | 40   |
| T11S R27E S10                          | NWSW | 31   | T11S R27E S10 | SWSW | 33   |
| T11S R27E S10                          | SESW | 39   | T11S R27E S10 | NESE | 18   |
| T11S R27E S10                          | NWSE | 37   | T11S R27E S10 | SWSE | 18   |
| T11S R27E S10                          | SESE | 40   | T11S R27E S11 | NWNW | 12.5 |
| T11S R27E S11                          | SWNW | 1.5  | T11S R27E S14 | NWSW | 10   |
| T11S R27E S14                          | SWSW | 34   | T11S R27E S14 | SESW | 1    |
| T11S R27E S15                          | NENE | 19   | T11S R27E S15 | NWNE | 34.5 |
| T11S R27E S15                          | SWNE | 40   | T11S R27E S15 | SENE | 16.5 |
| T11S R27E S15                          | NENW | 34   | T11S R27E S15 | NWNW | 38.5 |
| T11S R27E S15                          | SWNW | 39   | T11S R27E S15 | SENE | 38.5 |
| T11S R27E S15                          | NESW | 36   | T11S R27E S15 | NWSW | 35   |
| T11S R27E S15                          | SWSW | 38.5 | T11S R27E S15 | SESW | 38   |
| T11S R27E S15                          | NESE | 40   | T11S R27E S15 | NWSE | 29   |
| T11S R27E S15                          | SWSE | 24   | T11S R27E S15 | SESE | 39.5 |
| T11S R27E S16                          | NENW | 40   | T11S R27E S16 | NWNW | 6    |
| T11S R27E S16                          | SWNW | 36   | T11S R27E S16 | SENE | 40   |
| T11S R27E S16                          | NESW | 34   | T11S R27E S16 | NWSW | 33.5 |
| T11S R27E S16                          | SWSW | 33   | T11S R27E S16 | SESW | 40   |
| T11S R27E S16                          | NESE | 30.5 | T11S R27E S16 | NWSE | 32   |
| T11S R27E S16                          | SWSE | 40   | T11S R27E S16 | SESE | 36   |
| T11S R27E S17                          | SESE | 30   | T11S R27E S2  | NENW | 15.5 |
| T11S R27E S2                           | NWNW | 16   | T11S R27E S2  | SWNW | 32   |
| T11S R27E S2                           | SENE | 0.5  | T11S R27E S2  | NESW | 17   |
| T11S R27E S2                           | NWSW | 40   | T11S R27E S2  | SWSW | 38   |
| T11S R27E S2                           | SESW | 13   | T11S R27E S3  | SENE | 2    |

|              |      |     |              |      |      |
|--------------|------|-----|--------------|------|------|
| T11S R27E S2 | SESW | 13  | T11S R27E S3 | SENE | 2    |
| T11S R27E S3 | NESE | 18  | T11S R27E S3 | SESE | 15   |
| T11S R27E S9 | NENE | 0.5 | T11S R27E S9 | NWNE | 3    |
| T11S R27E S9 | SWNE | 39  | T11S R27E S9 | SENE | 23   |
| T11S R27E S9 | NENW | 32  | T11S R27E S9 | NWNW | 31.5 |
| T11S R27E S9 | SWNW | 34  | T11S R27E S9 | SENW | 40   |
| T11S R27E S9 | NESW | 33  | T11S R27E S9 | NWSW | 36   |
| T11S R27E S9 | SWSW | 17  | T11S R27E S9 | SESW | 3    |
| T11S R27E S9 | NESE | 22  | T11S R27E S9 | NWSE | 27   |
| T11S R27E S9 | SWSE | 32  | T11S R27E S9 | SESE | 39   |

#### 2147 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-10046 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 320 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2147 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02321B, 43-02574B, 43-02576B, 43-04012B, 43-04012C, 43-04012D, 43-04013B, 43-04015B, 43-10045, & 43-10046.

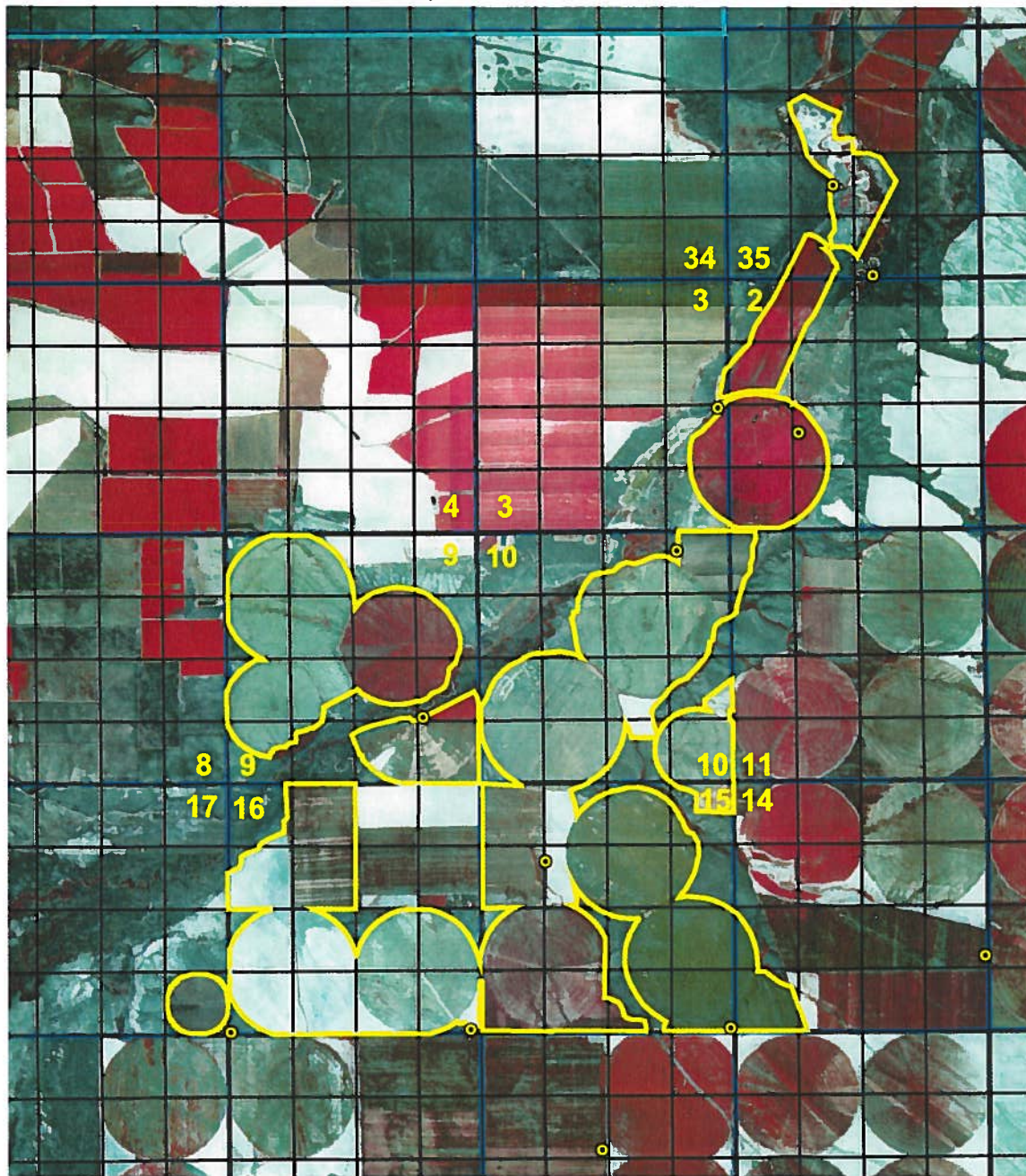
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 - Decreed

# Idaho Department of Water Resources

43-02321B, 43-02574B, 43-02576B, 43-04012B,  
43-04012C, 43-04012D, 43-04013B,  
43-04015B, 43-10045 & 43-10046



1320 0 132026403960 Feet



RECOMMENDED PLACE OF USE  
DATA ENTRY ON MAY. 12, 2000  
TWP 10S, RNG 27E, SEC. 35  
TWP 11S, RNG 27E, SEC. 2, 3, 9, 10, 11,  
14, 15, 16 & 17



- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation  
1987/1988 Napp Photography  
Prepared by Jeanie Robertson

AJ0743NP  
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIMS PROOF READING REPORT  
(REGIONAL)

VERIFIED BY *[Signature]* 4/15/00  
05/15/00 14:03:35  
Page 1

Water Right Number - R43-10045

Prefix Translation:

RESEARCH

Old (D) Number -

--- Last Name --- + --- First Name --- + --- Address ---

\*\*\* C - CURRENT OWNER \*\*\*  
ALLEN

PRESTON R

1 - 2601 E 300 S  
2 -  
3 -  
City- DECLO  
Phone - 208-349-5573

State- ID Zip- 83323

--- Priority Date --- + --- Region --- + --- Stage --- + --- Status ---  
04/01/1906 ERROR IN REGION

--- Source --- + --- Tributary ---  
RAFT RIVER SNAKE RIVER

--- TwN --- Rng --- Sec --- Tract --- lot --- Rflg --- County --- Point of Diversion ---  
11S 27E 3 NE SE (31) CASSIA  
10 NW NE (31) CASSIA

--- Code --- Description --- Period From --- Period To --- Water Use --- Diversion Rate --- Diversion Volume ---  
01 - IRRIGATION 03/15 11/15 3.800

--- Total Div. Rate --- + --- Total Div. Volume --- + --- Total Consumptive Use --- + --- KW Usage ---  
3.800 0.0

| TwN | Rng | Sec | Tract | lot | Rflg | County | Place of Use | Code | Description | County      |
|-----|-----|-----|-------|-----|------|--------|--------------|------|-------------|-------------|
| 10S | 27E | 35  | NE SW |     |      |        | 16.0         | 01   | IRRIGATION  | (31) CASSIA |
| 10S | 27E | 35  | SW SW |     |      |        | 1.0          | 01   | IRRIGATION  | (31) CASSIA |
| 10S | 27E | 35  | SE SW |     |      |        | 35.0         | 01   | IRRIGATION  | (31) CASSIA |
| 10S | 27E | 35  | NW SE |     |      |        | 14.0         | 01   | IRRIGATION  | (31) CASSIA |
| 10S | 27E | 35  | SW SE |     |      |        | 14.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 2   | NE NW |     |      |        | 18.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 2   | NW NW |     |      |        | 15.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 2   | SW NW |     |      |        | 36.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 2   | SE NW |     |      |        | 2.0          | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 2   | NE SW |     |      |        | 15.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 2   | NW SW |     |      |        | 38.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 2   | SW SW |     |      |        | 38.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 2   | SE SW |     |      |        | 13.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 3   | NE SE |     |      |        | 20.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 3   | SE SE |     |      |        | 20.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 9   | NE NE |     |      |        | 5.0          | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 9   | NW NE |     |      |        | 7.0          | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 9   | SW NE |     |      |        | 40.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 9   | SE NE |     |      |        | 33.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 9   | NE NW |     |      |        | 33.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 9   | NW NW |     |      |        | 33.0         | 01   | IRRIGATION  | (31) CASSIA |
| 11S | 27E | 9   | SW NW |     |      |        | 38.0         | 01   | IRRIGATION  | (31) CASSIA |



Water right number - R43-10045

Prefix Translation: RESEARCH

| Twn          | Rng | Sec | Tract | Lot | Acres  | Code | Description | County      |
|--------------|-----|-----|-------|-----|--------|------|-------------|-------------|
| 11S          | 27E | 16  | SW SW |     | 32.0   | 01   | IRRIGATION  | (31) CASSIA |
| 11S          | 27E | 16  | SE SW |     | 37.0   | 01   | IRRIGATION  | (31) CASSIA |
| 11S          | 27E | 16  | NE SE |     | 32.0   | 01   | IRRIGATION  | (31) CASSIA |
| 11S          | 27E | 16  | NW SE |     | 32.0   | 01   | IRRIGATION  | (31) CASSIA |
| 11S          | 27E | 16  | SW SE |     | 38.0   | 01   | IRRIGATION  | (31) CASSIA |
| 11S          | 27E | 16  | SE SE |     | 35.0   | 01   | IRRIGATION  | (31) CASSIA |
| 11S          | 27E | 17  | SE SE |     | 30.0   | 01   | IRRIGATION  | (31) CASSIA |
| Total Acres: |     |     |       |     | 2165.0 |      |             |             |

- - - Diversion Means - HEADGATE

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - A43-10046, TRANSFER #2651, 10441, 10442

- - - Remarks -

GEN RECOMMENDED AS RIGHT NO. 43-10441.

4300421  
4300427A - - - Old Water Right Numbers -

- - - Conditions of Approval -  
No Conditions of Approval found.

- - - Decree Plaintiff - - - +  
UNION CENTRAL LIFE INSURANCE CO. - - - +  
IM. DALTON ET AL - - - +  
- - - Decree Date - - - +  
00/00/0000

- - - Comments -  
Date: 05/08/2000 User Id: JROBERTS Subject: COPIED FROM REMARKS  
SEE TRANSFER #2651. WATER USED ON NORTHERN PORTION OF RANCH  
EFFICIENCY AND PRODUCTIVE PURPOSES...WELL WATER. THIS CLAIM  
SAME PRIORITY, SAME SOURCE. DECREED WATER USUALLY STARTS FLOWING IN MAY AND ENDS BY JULY.  
THIS CLAIM IS FILED IN THE NORMAL MANNER SO AS TO INSURE  
HOWEVER, THE PREFERRED CLAIM IS FILED DESCRIBING THE  
THE SURFACE AND GROUNDWATER RESOURCE OF THE RAFT RIVER VALLEY ARE ONE AND THE SAME. THEREFORE, THE CLAIM FILED SHOWING THE  
TRANSFER OF POINTS OF DIVERSION FROM THE RAFT RIVER TO THE WELLS DESCRIBED IS TO BE CONSIDERED THE PRIMARY FILING...A43-10441.  
\*\*\*\*\*  
3/31/99.

- - - Audit Fields - - - +  
05/15/00 JROBERTS

- - - Adjudication Rights Dates and Flags Area - - - +

Court Report Filing - 00/00/0000 Field Inspection Made - 07/22/1994 Civil Case Number - 39576  
Objection Filed Date - 00/00/0000 Field Inspection Flag - 05/15/2000 Old Case Number -  
Response Filed Date - 00/00/0000 Verified Date - Old Judicial District -

AJ0743NP  
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIMS PROOF READING REPORT  
(REGIONAL)

05/15/00 14:03:37  
Page 4

Water right number - R43-10045

Prefix Translation: RESEARCH

| + - - - - - Adjudication Rights Dates and Flags Area - - - - - + |              |                         |              |
|------------------------------------------------------------------|--------------|-------------------------|--------------|
| Claim Received Date                                              | - 06/09/1989 | Last Amended Date       | - 00/00/0000 |
| Receipt Number                                                   | - S007773    | Temporary Right         | - P          |
| POU Ownership Flag                                               | - Y          | Water District          | -            |
| Name Connector                                                   | -            | Federal/State Indicator | - S          |
|                                                                  |              | Presumption Flag        | -            |
|                                                                  |              | Notice of Error Flag    | -            |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

14:56:28  
05/15/00  
3

PAGE: 3  
PROFILE REPORT

CLAIM NUMBER: A43-10045

| OWNER<br>CODE    | NAME & ADDRESS  | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | PRESTON R ALLEN | 04/01/1906       | IRRIGATION | 03-15 11-15           | 3.800 CFS         |                     |
| TOTAL DIVERSION: |                 |                  |            |                       | 3.800 CFS         |                     |

Water Source: RAFT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

|                        |               |      |               |
|------------------------|---------------|------|---------------|
| Point(s) of Diversion: | T11S R27E S03 | NESE | CASSIA County |
|                        | S10           | NWNE | CASSIA County |

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE   |      |      |      | NW |      |      |      | SW   |   |      |      | SE   |      |   |      |      |      |             |   |        |
|-----|-----|----|---|------|------|------|------|----|------|------|------|------|---|------|------|------|------|---|------|------|------|-------------|---|--------|
| T   | R   | S  | : | NENE | NWNE | SWNE | SENE | :  | NENW | NWNW | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE        | : | SUM    |
|     |     |    |   | Lt   | Ac   | Lt   | Ac   |    | Lt   | Ac   | Lt   | Ac   |   | Lt   | Ac   | Lt   | Ac   |   | Lt   | Ac   | Lt   | Ac          |   |        |
| 10S | 27E | 35 | : |      |      |      |      | :  |      |      |      |      | : | 16   |      | 01   | 35   | : |      |      | 14   | 14          | : | 80.0   |
| 11S | 27E | 2  | : |      |      |      |      | :  | 18   | 15   | 36   | 02   | : | 15   | 38   | 38   | 13   | : |      |      |      |             | : | 175.0  |
| 11S | 27E | 3  | : |      |      |      |      | :  |      |      |      |      | : |      |      |      |      | : | 20   |      |      | 20          | : | 40.0   |
| 11S | 27E | 9  | : | 05   | 07   | 40   | 33   | :  | 33   | 33   | 38   | 40   | : | 30   | 39   | 15   | 05   | : | 30   | 30   | 33   | 40          | : | 451.0  |
| 11S | 27E | 10 | : | 38   | 20   | 40   | 37   | :  | 05   |      |      | 15   | : | 38   | 35   | 35   | 38   | : | 10   | 37   | 05   | 38          | : | 391.0  |
| 11S | 27E | 11 | : |      |      |      |      | :  |      | 08   |      |      | : |      |      |      |      | : |      |      |      |             | : | 8.0    |
| 11S | 27E | 14 | : |      |      |      |      | :  |      |      | 08   |      | : |      | 26   | 38   | 02   | : |      |      |      |             | : | 74.0   |
| 11S | 27E | 15 | : | 12   | 33   | 39   | 16   | :  | 34   | 38   | 38   | 37   | : | 34   | 34   | 38   | 38   | : | 38   | 19   | 18   | 34          | : | 500.0  |
| 11S | 27E | 16 | : |      |      |      |      | :  | 38   | 32   | 38   | 38   | : | 32   | 32   | 32   | 37   | : | 32   | 32   | 38   | 35          | : | 416.0  |
| 11S | 27E | 17 | : |      |      |      |      | :  |      |      |      |      | : |      |      |      |      | : |      |      |      | 30          | : | 30.0   |
|     |     |    |   |      |      |      |      |    |      |      |      |      |   |      |      |      |      |   |      |      |      | TOTAL ACRES |   | 2165.0 |

POU County: CASSIA

Other Rights: A43-10046, TRANSFER #2651, 10441, 10442

Remarks: GEN SEE TRANSFER #2651. WATER USED ON NORTHERN PORTION OF RANCH TRANSFERRED TO SOUTHERN PORTION OF RANCH FOR GREATER EFFICIENCY AND PRODUCTIVE PURPOSES...WELL WATER. THIS CLAIM REPRESENTS DECREE #43-00427A & 43-00421 COMBINED FOR 3.8 CFS, SAME PRIORITY, SAME SOURCE. DECREED WATER USUALLY STARTS FLOWING IN MAY AND ENDS BY JULY. THIS CLAIM IS FILED IN THE NORMAL MANNER SO AS TO INSURE PRESERVATION OF THE WATER RIGHT DURING THIS ADJUDICATION. HOWEVER, THE PREFERRED CLAIM IS FILED DESCRIBING THE ACCOMPLISHED TRANSFER UNDER 42-1416A IC. IT IS CONTENDED THAT THE SURFACE AND GROUNDWATER RESOURCE OF THE RAFT RIVER VALLEY ARE ONE AND THE SAME. THEREFORE, THE CLAIM FILED SHOWING THE TRANSFER OF POINTS OF DIVERSION FROM THE RAFT RIVER TO THE WELLS DESCRIBED IS TO BE CONSIDERED THE PRIMARY FILING...A43-10441.

\*\*\*\*\*  
3/31/99 TF; ADDRESS CHANGED PER REQUEST FROM CLAIMANT REC'D

*disallowed  
recommended as  
43-10441*  
*Remarks:  
"Gen" P86*  
*copy to  
comments*

# WATER DISTRICT 43-A

## Water Rights By Owner

G. Frank & Leith R. Somsen

|         |            |      |     |
|---------|------------|------|-----|
| 43-0196 | 04/01/1886 | 3.0  | cfs |
| 43-0197 | 04/01/1886 | .475 |     |
| 43-0198 | 04/01/1894 | 3.8  |     |

Total 7.275 cfs

Preston R. Allen & Sons

|          |            |      |     |
|----------|------------|------|-----|
| 43-0421  | 04/01/1906 | 2.10 | cfs |
| 43-0427A | 04/01/1906 | 1.70 |     |
| 43-0422  | 04/01/1909 | 2.1  |     |

Total 5.90 cfs

Riviera Farms

|         |            |      |     |
|---------|------------|------|-----|
| 43-0163 | 04/30/1883 | .03  | cfs |
| 43-0223 | 04/30/1883 | .04  |     |
| 43-0162 | 09/11/1883 | .043 |     |
| 43-0225 | 09/11/1883 | .06  |     |
| 43-0224 | 04/01/1907 | .03  |     |
| 43-0226 | 01/25/1908 | .06  |     |
| 43-0428 | 04/01/1909 | .057 |     |
| 43-0420 | 05/26/1909 | .046 |     |

Total .366 cfs

30 12-11-1886 - C 66  
NE  $\frac{1}{4}$  SE  $\frac{1}{4}$  Dec 24 T2S 43E C 12.6m.

Steadman Dairy

|          |            |         |
|----------|------------|---------|
| 43-0163  | 04/30/1883 | .32 cfs |
| 43-0223  | 04/30/1883 | .35     |
| 43-0162  | 09/11/1883 | .432    |
| 43-0225  | 09/11/1883 | .57     |
| 43-0429  | 04/01/1896 | .40     |
| 43-0224  | 04/01/1907 | .27     |
| 43-0181A | 01/25/1908 | 13.0    |
| 43-0226  | 01/25/1908 | .65     |
| 43-0428  | 04/01/1909 | .568    |
| 43-0420  | 05/26/1909 | .459    |

Total 17.019 cfs

-----

Simplot Leasing Corporation

|         |            |          |
|---------|------------|----------|
| 43-0256 | 09/13/1909 | 1.04 cfs |
|---------|------------|----------|

Total 1.04 cfs

-----

Lyle Woodbury

|          |            |           |
|----------|------------|-----------|
| 43-0179  | 04/29/1883 | 10.10 cfs |
| 43-0180  | 04/01/1886 | 3.80      |
| 43-0181B | 01/25/1908 | 6.40      |

Total 20.30 cfs

-----

Mark Newcomb

|         |            |          |
|---------|------------|----------|
| 43-0261 | 08/27/1881 | 4.46 cfs |
| 43-0262 | 08/27/1881 | 2.36     |
| 43-0163 | 04/30/1883 | .20      |
| 43-0223 | 04/30/1883 | .21      |
| 43-0162 | 09/11/1883 | .260     |
| 43-0225 | 09/11/1883 | .34      |
| 43-0224 | 04/01/1907 | .16      |
| 43-0226 | 01/25/1908 | .39      |
| 43-0428 | 04/01/1909 | .340     |
| 43-0420 | 05/26/1909 | .276     |

Total 8.996 cfs

-----

Webb Brothers

|         |            |      |     |
|---------|------------|------|-----|
| 43-0163 | 04/30/1883 | .13  | cfs |
| 43-0223 | 04/30/1883 | .14  |     |
| 43-0162 | 09/11/1883 | .173 |     |
| 43-0225 | 09/11/1883 | .23  |     |
| 43-0224 | 04/01/1907 | .11  |     |
| 43-0226 | 01/25/1908 | .26  |     |
| 43-0428 | 04/01/1909 | .227 |     |
| 43-0420 | 05/26/1909 | .184 |     |

Total 1.454 cfs

-----  
Del Garner

|          |            |     |  |
|----------|------------|-----|--|
| 43-0427B | 04/01/1906 | .40 |  |
|----------|------------|-----|--|

Total .40 cfs  
-----

USRS

|         |            |      |     |
|---------|------------|------|-----|
| 43-0163 | 04/30/1883 | .52  | cfs |
| 43-0223 | 04/30/1883 | .56  |     |
| 43-0162 | 09/11/1883 | .692 |     |
| 43-0225 | 09/11/1883 | .90  |     |
| 43-0224 | 04/01/1907 | .43  |     |
| 43-0226 | 01/25/1908 | 1.04 |     |
| 43-0428 | 04/01/1909 | .908 |     |
| 43-0420 | 05/26/1909 | .735 |     |

Total 5.785 cfs  
-----

BLM

|          |            |     |     |
|----------|------------|-----|-----|
| 43-0181B | 01/25/1908 | 1.6 | cfs |
|----------|------------|-----|-----|

Total 1.6 cfs

SD-4109

Idaho Department of Water Resources

Date:

05/15/00

## INQUIRY

Adjudication Places of Use Screen

Time:

09:47:12

Water Right Number: A43-00422

FIRST PAGE

| 10. TWP | RNG | SEC | 1/4 | 1/4 | Lot | Acres | Use | Use Desc. | County | County Name |
|---------|-----|-----|-----|-----|-----|-------|-----|-----------|--------|-------------|
| 10S     | 27E | 35  | NE  | SW  | ✓   | -     | 01  | IRR       | 31     | CASSIA      |
| 10S     | 27E | 35  | SE  | SW  | ✓   | -     | 01  | IRR       | 31     | CASSIA      |
| 11S     | 27E | 2   | NE  | NW  | ✓   | 3     | 01  | IRR       | 31     | CASSIA      |
| 11S     | 27E | 2   | SW  | NW  | ✓   | -     | 01  | IRR       | 31     | CASSIA      |
| 11S     | 27E | 2   | SE  | NW  | ✓   | -     | 01  | IRR       | 31     | CASSIA      |
| 11S     | 27E | 2   | NW  | SW  | ✓   | -     | 01  | IRR       | 31     | CASSIA      |
| 11S     | 27E | 3   | NE  | SE  | ✓   | -     | 01  | IRR       | 31     | CASSIA      |
| 11S     | 27E | 3   | SE  | SE  | ✓   | -     | 01  | IRR       | 31     | CASSIA      |

f - 00421

(GOLD4=Prev Screen)

(GOLD6=End of Data)

(Enter=Exit)

(GOLD5=Next Screen)

(GOLD8=Cancel)

35 - E  $\frac{1}{2}$  SW  $\frac{1}{4}$ 

2 { NE NW  
SW NW  
NW SW

3 NESE

from SWNW of 2  
to lot 4 of 2 (NWNW)

# Application for Transfer of Water Right

STATE OF IDAHO,

County of Cassia

Hattie A. Cottarel

being first duly sworn, deposes and says:

That <sup>her</sup> name is Hattie A. Cottarel

that <sup>she</sup> is of lawful age, a citizen

of the United States and of the State of Idaho, and that <sup>her</sup> postoffice address is

Barley, Cassia County, Idaho

That <sup>she</sup> is the owner and using a certain water right, bearing date of priority of April 1st, 1906 for four tenths cubic feet per second of the waters of East River

County of Cassia, State of Idaho, decreed to S.H. Cottarel (whose full Christian name is Samuel H. Cottarel) by decree of Judge, James M. Stevens, of the Fourth Judicial District of the State of Idaho, in and for the County of Cassia, in the case of Sweetser Farms, Limited vs. S.H. Cottarel--et-al

said decree bearing date of January 21st, 1913

(or obtained by virtue of License No. issued by the State Engineer of the State of Idaho, dated 1913, bearing date of priority of 1913

for the purpose of irrigating the following described lands situate, lying and being in Water District No. in the County of Cassia and State of Idaho, to wit:

E 1/2 SW 1/4 Section 35-- Township 10 South of Range 27 East, T.10, R.27, S.10.

E 1/2 N. W. 1/4, SW 1/4 NW 1/4, NW 1/4 SW 1/4 Section 2, - E 1/2 SE 1/4 Section 3 all in Range 27 East of the Boise Meridian

and to the person (or the representative of

the corporation) to whom such right so transferred has become the owner thereof in the following manner, i. e. by a quit claim deed dated June 26, 1913 from the said S.H. Cottarel (full Christian name Samuel H. Cottarel) to her, as per abstract of title of said water right hereto attached and made a part of this statement:

That said waters are now diverted from said stream at a point on the SW 1/4 SE 1/4 Section 3, Township 11 South of Range 27 East of the Boise Meridian and conducted to the above described lands through Ditch No. 1.

as per map herewith and of this affidavit made a part:

That affiant and petitioner desires to abandon the use of four tenths cubic feet per second of said water upon the ~~above described land~~ <sup>SW 1/4 NW 1/4 of the said Section 2</sup> and to convey and use same upon the following tract, situate, lying and being in the County of Cassia and State of Idaho, to wit:

Lot 4 in Section 2,-- Township 11 South of Range 27 East, Boise Meridian

That his reasons for desiring to make such transfer are as follows: Lot 4 is about one half good land lying under Ditch No. One (1) while the SW 1/4 NW 1/4 of Section 2 is partly swamp land and partly hilly and uneven and water cannot be used to advantage on it.

T-254

That he intends to divert and convey said four tenths second feet of water to the tract of land last above described in the following manner, to wit: Ditch No. One (1) is built through this land at the present time and water can be easily taken out through tap boxes on the land itself.

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, and give proper notice of the same to the Water Master of Water District No. 2, in accordance with the provisions of Section 3264 of the Revised Codes of Idaho, as amended.

Subscribed and sworn to before me this Sixteenth day of September A. D. 1917

Battie A. Battuel  
P. M. Morris  
Notary Public residing at  
Bunley, Idaho

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Boise River

Where is the diversion point located? On SE 1/4 Sec 3 - Township II South of Range 27 East of the Boise Meridian

Through what ditch is it now conducted? Ditch No. 1 as shown on plat

How much land is now irrigated by the water sought to be transferred? 20 acres

Give the description: SE 1/4 NE 1/4 Section 2 - Township II South of Range 27 East of the Boise Meridian

What is the total amount of water in inches, or second feet, dedicated to said land? 4.2 cub. ft. per sec. to this land and the rest included in the decree

What kind of crops are being raised? hay

How much water pressure is now required to irrigate said land? one inch under a 4 inch pressure miner's measurement

What will be the effect on the land now irrigated, if the use of water on it is discontinued?

The land will not produce hay but will make good pasture.

From what stream will the water be diverted if the transfer is made? Boise River

Give location of new point of diversion No change.

Through what ditch will it be conducted after transfer? Ditch No. One (1).

How much water will be required per acre to irrigate the land to which this water is transferred?

One inch under a four inch pressure, Miner's measurement (20 inches -- altogether)

Do you claim any other water right for the land from which you seek to abandon the use of this water? No.

Is there now any other water right for the land to which you seek to make this transfer? No.

Signed

Battie A. Battuel  
Applicant.

STATE OF IDAHO,

County of Cassia

ss.

Isaac Jas. Naddox Jr. and Winslow W. Taylor

being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at Malta, Idaho that he is a user of water from Raft River, in Water District No. E-A, County of Cassia, State of Idaho; that he has read or heard read the foregoing affidavit and petition of Hattie A. Cottrell and is familiar with its allegations and with the water right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioner; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

Isaac Jas. Naddox Jr.  
Winslow W. Taylor

Subscribed and sworn to before me this

2nd

day of September

A. D. 1919

John H. Riblett

Notary Public

STATE OF IDAHO,

County of Cassia

ss.

I, R. G. Pierce, Watermaster of Raft River

Water District No. E-A, County of Cassia, State of Idaho, whose postoffice address is Mountain Home, have read or heard read the foregoing affidavit and petition of Hattie A. Cottrell, and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the Commissioner of Reclamation issue the certificate of transfer as petitioned; ~~or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons:~~

R. G. Pierce

Watermaster, Dist. No. E-A

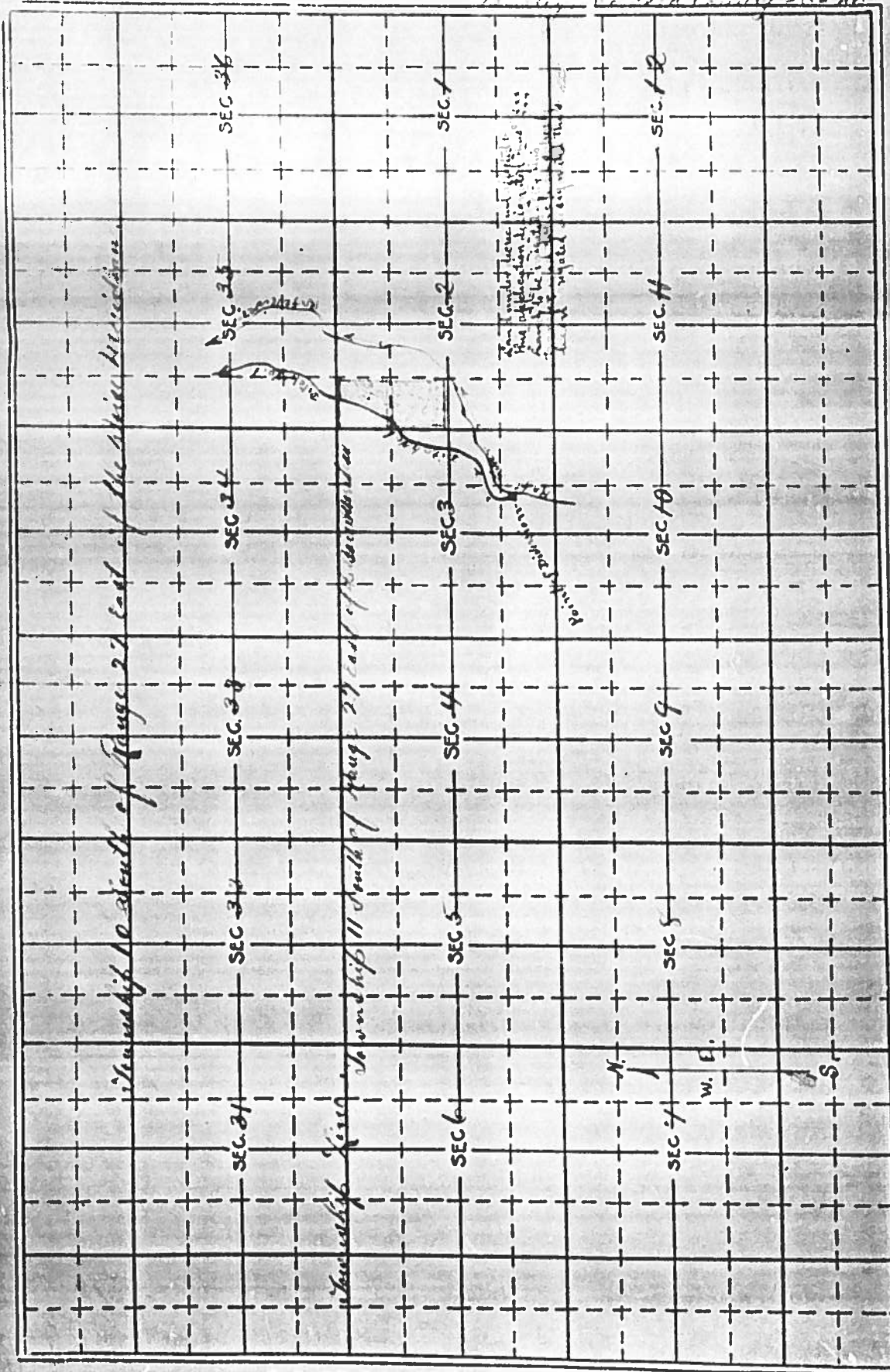
Dated at Burley, Idaho, this 23

day of Sept., 1919

T-254

Walter H. Cottrell

Texas County Idaho



**Scale: 2 Inches—1 Mile. Draw Plan in Ink**

(4)

IN THE DISTRICT COURT OF THE ELEVENTH JUDICIAL DISTRICT OF  
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA.

THE UNION CENTRAL LIFE INSURANCE  
COMPANY, a corporation,

Plaintiff,

-VS-

WILLIAM DALTON, Water Master, District  
No. 8A of Lower Raft River, Cassia  
County, Idaho, and J. N. SPALDING,  
Water Master, District No. 8B of Lower  
Raft River, Cassia County, Idaho,

Defendants.

DECREE.

THIS CAUSE came regularly on for trial before  
the Court without a jury on the 16<sup>th</sup> day of October, 1931,  
at Burley, Cassia County, Idaho, Merrill & Merrill, attorneys  
at law appeared for and on behalf of the plaintiff and no one  
appeared for and on behalf of the defendants, William Dalton,  
Water Master, District No. 8A of Lower Raft River, Cassia  
County, Idaho, and J. N. Spalding, Water Master, District No.  
8B of Lower Raft River, Cassia County, Idaho, and it appearing  
to the Court that the said defendants, and each of them, have  
been duly and regularly served with summons and that said de-  
fendants, and each of them, failed within the time allowed by  
law, or at all, to appear and plead to plaintiff's complaint  
and the default of said defendants, and each of them, has been  
duly and regularly entered according to law; and,

It further appearing to the Court that the  
plaintiff in this action has caused to be published for once  
a week for four successive weeks a Notice of the pendency and  
purpose of this action in The Burley Bulletin, a newspaper pub-  
lished in Burley, Cassia County, Idaho, which said newspaper  
was heretofore designated as the newspaper in which said Notice

should be published, by this Court, and which said notice contained the title of the Court and Cause, the name of the stream in the waters of which said plaintiff claimed an interest, the date of priority claimed by it, and the date and short title of the decree heretofore entered fixing the perpetual rights in said stream, being the case of Albion Idaho Land Company vs. Jobe Adams et al; and,

It further appearing that said notice was in every respect as was required by law and was duly published as was required by law and by order of this court and it further appearing that after the expiration of the time fixed by said Order, said cause was brought on for hearing in open Court and that no other party interested appeared and defended against the rights of the plaintiff. After introduction of evidence said cause was submitted to the Court for decision and the

Court having heretofore made and filed its Findings of Fact and Conclusions of Law, in writing, constituting the decision of the Court in this cause,

WHEREUPON IT IS ORDERED, ADJUDGED AND DECREED that the plaintiff, The Union Central Life Insurance Company, a corporation, is hereby declared to be the owner, subject only to the contract interest of Edward Quinlan, of the right to the perpetual use of 2.1 cubic feet per second of time of the waters of Raft River for irrigation and domestic purposes as of date of priority of April 1, 1906, and of 2.1 cubic feet per second of time of the waters of Raft River for irrigation and domestic purposes as of date of priority of April 1st, 1909, diverted at a point on said stream in the northeast quarter of the southeast quarter of section 3, Township 11 South, Range 27 East of the Boise Meridian, in Idaho, and from said Raft River through a ditch known as Ditch No. 1 from said point to the

lands owned by the plaintiff and hereinafter described, and the same being also diverted at a point on said stream in the northwest quarter of the northeast quarter of section 10, Township 11 South, Range 27 East of the Boise Meridian, in Idaho, and carried from said Raft River through a ditch known as Ditch No. 2 to the lands owned by the plaintiff and hereinafter described and that the use of said waters be and the same hereby is made appurtenant to the following described land situated in Cassia County, Idaho, to wit:

The East Half (E $\frac{1}{2}$ ) of the southwest quarter (SW $\frac{1}{4}$ ) of section thirty-five (35), Township ten (10) South, Range twenty-seven (27) East of the Boise Meridian, Also the southeast quarter (SE $\frac{1}{4}$ ) of the northwest quarter (NW $\frac{1}{4}$ ) and lot three (3) of Section two (2), Township eleven (11) South, Range twenty-seven (27) East of the Boise Meridian, and the East Half (E $\frac{1}{2}$ ) of the southeast quarter (SE $\frac{1}{4}$ ) of Section three (3), and the northwest quarter (NW $\frac{1}{4}$ ) of the southwest quarter (SW $\frac{1}{4}$ ) and the southwest quarter (SW $\frac{1}{4}$ ) of the northwest quarter (NW $\frac{1}{4}$ ) of Section two (2), Township eleven (11) South, Range twenty-seven (27) East of the Boise Meridian, and containing three hundred twenty (320) acres of land, more or less.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Decree shall be subject to the terms of the original decree entered in the District Court of the United States for the District of Idaho, Southern Division, in the case of Albion Idaho Land Company, a corporation, plaintiff vs. Jobe Adams et al, defendants, which case was numbered 992 and the short title of which said case was by the Court designated as "Albion Idaho Land Company vs. Jobe Adams, et al."

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendants, William Dalton, Water Master, District No. 8A of Lower Raft River, Cassia County, Idaho, and J. N. Spalding, Water Master, District No. 8B of Lower Raft River, Cassia County, Idaho, and their successor or successors in of-

rice, as water masters, having charge of the distribution of the waters of said Raft River be and they are hereby ordered to distribute to the said plaintiff, The Union Central Life Insurance Company, a corporation, 2.1 cubic feet per second of time of the waters of Raft River with date of priority of April 1st, 1906, and 2.1 cubic feet per second of time of the waters of Raft River with date of priority of April 1st, 1909, diverted at a point on said stream in the northeast quarter of the southeast quarter of section 3, Township 11 South, Range 27 East of the Boise Meridian, in Idaho, and from said Raft River through a ditch known as Ditch No. 1 from said point to lands owned by the plaintiff and heretofore described and also diverted at a point on said stream in the Northwest quarter of the Northeast quarter of section 10, Township 11 South, Range 27 East of the Boise Meridian, in Idaho, and carried from said Raft River through a ditch known as Ditch No. 2 from said point to the lands owned by the plaintiff and heretofore described, in the same manner as though the said plaintiff had its said rights included in the decree entered by the District Court of the United States for the District of Idaho, Southern Division, in the case of Albion Idaho Land Company, a corporation vs. Jobe Adams et al, being Case No. 992.

IT IS FURTHER ORDERED THAT the plaintiff bear its own costs in this action incurred.

DATED this 16<sup>th</sup> day of Oct<sup>r</sup> 1931.

Adam B Barclay  
District Judge.

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR CASSIA COUNTY.

Sweetser Farms, Limited a corporation  
organized and existing under the laws  
of Idaho,

Plaintiff.

vs.

S. H. Cotterel, G. E. Kimberling, Fred  
G. Emigh & Roy Emigh, Jno. N. Abbott,  
Daniel W. Abbott, Emma L. Abbott, Ste-  
phen Vallen, W. H. Johns, Edward H.  
Lounsbury, Hyrum W. Rice, Estella D.  
Rice, George B. Hall, Agness B. Hall,  
Jno. B. Hopkins, George H. Hansen,  
George W. Hall, Joel Davenport, Claud  
M. Rich.

Defendants.)

J U D G M E N T

AND DECREE.

This cause came regularly on for trial before the above en-  
titled Court without a jury on the 15th day of July A. D. 1912, the  
Honorable James M. Stevens, District Judge presided. J. C. Rogers,  
Esquire and Messrs. Hawley, Puckett & Hawley, appearing as attorneys  
for plaintiff, and Messrs. Bowen & Porter appearing as attorneys for  
all defendants appearing herein, except the defendant George H. Hanson,  
and Edward H. Lounsbury, O. R. Hale appearing as attorney for said de-  
fendant Lounsbury and J. C. Rogers, Esquire and Messrs. Hawley, Puckett  
& Hawley appearing as attorneys for defendant, George H. Hanson. Wit-  
nesses on the part of the plaintiff and the defendants were duly called,  
sworn and testified and, documentary evidence introduced and the evi-  
dence was closed and the case submitted to the Court for decision; and  
the Court having been duly advised heretofore made and filed his deci-  
sion in writing setting forth his findings of fact and conclusions of  
law from which it appears that the various parties hereto are entitled  
to the relief herein awarded; On motion of the attorneys for the  
respective parties.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that each and all  
of the parties hereto be and they are hereby adjudged and declared to  
be the owners of rights in and to the beneficial use of the waters of  
that natural stream known as Raft River, and situated in Cassia County,  
State of Idaho, in the respective and several amounts and quantities  
hereinafter designated ( a second foot of water meaning a cubic foot  
of water per second of time) said use to be upon the several tracts of  
land hereafter designated, and to which the same is adjudged appurten-  
ent, said rights to have dates of priority as indicated, to-wit:

(A) The Plaintiff, Sweetser Farms, Limited, ten and one tenth  
(10.1) second feet of the water, having date of priority from April  
30th, 1883, appurtenant to the lands lying under what is known as the  
Blain Canal situated in the County of Cassia, State of Idaho, and situ-  
ate east of Raft river in said county and state, in the following legal  
subdivisions to-wit: West half of the southeast quarter ( $W\frac{1}{2} SE\frac{1}{4}$ ) East  
half of the southwest quarter ( $E\frac{1}{2} SW\frac{1}{4}$ ) Section seven (7), West half of  
the northeast quarter ( $W\frac{1}{2} NE\frac{1}{4}$ ) and the South east quarter of the north-  
west quarter ( $SE\frac{1}{4} NW\frac{1}{4}$ ) and the Northeast quarter of the northwest  
quarter ( $NE\frac{1}{4} NW\frac{1}{4}$ ) and the northeast quarter of the southwest quarter  
( $NE\frac{1}{4} SW\frac{1}{4}$ ) and lots three (3) and four (4) Section eighteen (18) Twp ten  
(10) South, Range twenty eight (28) east, B.M. also the southeast  
quarter of the southeast quarter ( $SE\frac{1}{4} SE\frac{1}{4}$ ) and the southwest quarter  
of the southeast quarter ( $SW\frac{1}{4} SE\frac{1}{4}$ ) of Section thirteen (13) and the

northeast quarter of the northeast quarter ( $NE\frac{1}{4} NE\frac{1}{4}$ ), and the northwest quarter of the northeast quarter ( $NW\frac{1}{4} NE\frac{1}{4}$ ) and the northeast quarter of the northwest quarter ( $NE\frac{1}{4} NW\frac{1}{4}$ ) of section twenty four (24) Twp. ten (10) South, Range twenty seven (27) east B. M.

(B) The plaintiff, Sweetser Farms, Limited, also to three and eight tenths (3.8) second feet to the waters of Raft river, having date of priority of April 1st 1886 appurtenant to the land laying under what is commonly known as Elias Bowen Canal, and west of Raft river in the County of Cassia, State of Idaho, and in the following legal subdivisions to-wit: Lots two (2) three (3) and four (4) and the northeast quarter of the southwest quarter ( $NE\frac{1}{4} SW\frac{1}{4}$ ) and the southeast quarter of the south west quarter ( $SE\frac{1}{4} SW\frac{1}{4}$ ) of Section seven (7) and Lots one (1) and two (2) and the northeast quarter of the northwest quarter ( $NE\frac{1}{4} NW\frac{1}{4}$ ) of Section eighteen (18) Twp ten (10) South, Range twentyeight (28) East B.M.

7-47 2427 (C) S. H. Cotterel, to two and one tenth (2.1) second feet of water having date of priority of April 1st, 1906, appurtenant to the portion of lands lying west of Raft river in the following legal subdivisions, to-wit: East half of the southwest quarter ( $E\frac{1}{2} SW\frac{1}{4}$ ) Section thirty-five (35), and the northeast quarter of the northwest quarter ( $NE\frac{1}{4} NW\frac{1}{4}$ ) and the southwest quarter of the northwest quarter ( $SW\frac{1}{4} NW\frac{1}{4}$ ) and the northwest quarter of the southwest quarter ( $NW\frac{1}{4} SW\frac{1}{4}$ ) of Section two (2) Township Ten (10) South, Range twenty-seven (27) East, B. M. and the northeast quarter of the southeast quarter ( $NE\frac{1}{4} SE\frac{1}{4}$ ) section three (3) Township eleven (11) South, Range twenty seven (27) East B.M. 52 1/4 NW 1/4

7-7 2428 (D) S. H. Cotterel, to two and one-tenth (2.1) second feet of the water, having date of priority from April 1st, 1909, appurtenant to the portion of the lands lying west of Raft river, in the following legal subdivisions, to-wit: The northeast quarter of the southwest quarter ( $NE\frac{1}{4} SW\frac{1}{4}$ ) of Section two (2), also the East half of the southeast ( $E\frac{1}{2} SE\frac{1}{4}$ ) of section three (3) Township eleven (11) South Range twenty-seven East B.M.

(E) Roy Emigh, to one and three tenths (1.3) second feet of water, with date of priority of April 30th, 1883, appurtenant to the portion of land lying east of Raft river in the following legal subdivisions, to-wit: The east half of the northeast quarter ( $E\frac{1}{2} NE\frac{1}{4}$ ) and the northeast quarter of the southeast quarter ( $NE\frac{1}{4} SE\frac{1}{4}$ ) of Section thirty-six (36) Township Nine (9) South, Range twenty-seven (27) East B. M.

(F) Roy Emigh, to one second foot (1.0) of water with date of priority of April 1st, 1907, appurtenant to the lands lying west of Raft river, in the following legal subdivisions, to-wit: The east half of the northeast quarter ( $E\frac{1}{2} NE\frac{1}{4}$ ) and the east half of the southeast quarter ( $E\frac{1}{2} SE\frac{1}{4}$ ) of Section thirty six (36) Township Nine (9) South, Range twenty seven (27) East, B. M.

(G) Daniel W. Abbott, to three (3) second feet with date of priority from April 1st 1886, appurtenant to that portion of the lands west of Raft river and under what is known as the Elias Bowen Ditch, in the following legal subdivisions, to-wit: Lot One (1) Section seven (7) Lot Six (6) and seven (7), Section Six (6), Township ten (10), South, Range twenty-eight (28) East, and also Lot One (1) and the southeast quarter or the northeast quarter ( $SE\frac{1}{4} NE\frac{1}{4}$ ) and the east half of the south east quarter ( $E\frac{1}{2} SE\frac{1}{4}$ ) of section One (1) Township ten (10) South, Range twenty-seven (27) East B. M.

43-0437

43-2012  
43-0437 George H. Hanson, Permit 3595 issued by the State Engineer of the State of Idaho to L. H. Sweetser and assigned to the extent herein mentioned to the said George H. Hanson for one and two-tenths (1.2) second feet of water appurtenant to the Southeast quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) ..... of Section twenty-five (25) Township Nine (9) South, Range twenty-seven (27) East B. M. and Lots two (2) three (3) and four (4) Section thirty-one (31) Township Nine (9) South, Range twenty-eight East B. M.

43-0438

43-2011  
43-0438 John B. Hopkins permit 3206, issued by the State Engineer of the State of Idaho, to the said John B. Hopkins and Joel Davenport. The interest of the said Jno. B. Hopkins for one and nine tenths (1.9) cubic feet of water with date of priority as October 1st, 1907, and appurtenant to the northeast quarter of the northwest quarter (NE $\frac{1}{4}$  NW $\frac{1}{4}$ ) and the south half of the northwest quarter (S $\frac{1}{2}$  NW $\frac{1}{4}$ ) and the northwest quarter of the southwest quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ) of section ten (10) Township Eleven (11) South, Range twenty-seven (27) East B. M.

43-0439

43-2011  
43-0439 Joel Davenport Permit 3206, issued by the State Engineer of the State of Idaho to John B. Hopkins, and the said Davenport, being for two (2) second feet of water with date of priority as of October 1st, 1907, appurtenant to the North half of the southeast quarter (N $\frac{1}{2}$  SE $\frac{1}{4}$ ) and the southwest quarter of the southeast quarter (SW $\frac{1}{4}$  SE $\frac{1}{4}$ ) and the southeast quarter of the southwest quarter (SE $\frac{1}{4}$  SW $\frac{1}{4}$ ) Section Nine (9) Township eleven (11) South, Range twenty-seven (27) East B. M.

It is further ORDERED, ADJUDGED AND DECREED That, the rights of the several parties hereto to the use of the waters to the said Raft River as hereinbefore set forth, with dates of priority, be and the same are hereby quieted and confirmed in and to each of the several parties and to their heirs, successors and assigns forever; and it is ORDERED, ADJUDGED AND DECREED, each and every party hereto be and they are hereby barred and enjoined from in any wise asserting any claim or claims in or to the waters of said stream, except by virtue of the terms of this decree, or from interfering with or trespassing upon the rights of other parties as herein adjudged and determined.

Dated January 21st, 1913.

By the Court,

Filed Jan. 28th, 1913.

Geo. A. Smith, Clerk.

J. M. Stevens,  
District Judge.

Recorded Judgment Record #1, pages - 331-332-333

State of Idaho )  
County of Cassia ) ss

I, Ray Gudmunson, the duly qualified and acting Clerk of the Fourth Judicial District Court of Idaho in and for Cassia County, do hereby certify that the foregoing and attached copy is a full, true and correct copy of that Judgment in the cause of Sweetser Farms vs S. H. Cotteral et al as the same is of record in the Judgment record of this Court and filed in the Judgment Roll thereof.

In TESTIMONY THEREOF I hereunto set my hand and affix the official Seal of this office this 23rd day of June 1916.

*Ray Gudmunson*  
Clerk of the District Court of the  
4th Judicial District of Idaho in and  
for Cassia County.

AJ0749NP  
No. R43-10045

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)

DATE: 05/10/00  
PAGE: 2

Remarks: 43-025748, 43-025768, 43-040128, 43-04012C, 43-04012D, 43-040138,  
43-04015B, 43-10045, & 43-10046.

POU1 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF  
A COMBINED TOTAL OF 2147 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.:43-023218, 43-024748, 43-025768, 43-040128,  
43-04012C, 43-04012D, 43-040138, 43-04015B, 43-10045, & 43-10046.

Dates: Exam Made Date: 07/22/1994 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:  
Presumption Flag:



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

14:56:28  
05/15/00  
4

PAGE: 4  
PROFILE REPORT CONTINUED

CLAIM NUMBER: A43-10045

Remarks: 3/31/99.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

**R PROOF**

**CVR**

**MAPS**

**PHOTOS**

**MISC**

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