

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: **A43-10046**
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**

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

208-349-5573

83323

2. Date of Priority: APR 1, 1909

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	2.100		

7. Total Quantity Appropriated is:
2.100 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					
		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:
A43-10045, 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 #43-00422. DECREED WATER USUALL STARTS FLOWING IN MAY AND LASTS UNTIL 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 CONTENTED 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...A43-10442.

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: A43-10046
Date Received: 6/09/1989
Receipt No: S007773
Received By: lw

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, 1909

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	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	2.100		

7. Total Quantity Appropriated is:
2.100 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 of	Lot	Use	Acres
10S	27E	35	NE	SW		IRR	16.0
			SW	SW		IRR	1.0
			SE	SW		IRR	35.0

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	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

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:
A43-10045, 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 #43-00422. DECREED WATER USUALL STARTS FLOWING IN MAY AND LASTS UNTIL JULY.
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15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

A43-10046

Page 4

Date: 06/09/89

MICROFILMED
MAR 04 1993

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): *Justin R. Allen* Date: 6-21-89

Date: _____

State of Idaho)
County of *OF*) SS.

Subscribed and sworn (or affirmed) before me this 21 day

of *June* 19 *89*

Lon White
Notary Public

Seal

Residing at *OF*

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 A43-10046Date 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 clearly1. Name of Claimant (s) Preston R. Allen Phone (208) 349-5573Mailing Address Star Route, Declo, Idaho Zip 833232. Date of Priority (Only one (1) per claim) April 1, 19093. Source of water supply (a) Raft River
which is tributary to (b) SNAKE RIVER4. 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 CassiaAdditional points of diversion if any: T11S, R27E, Sec. 10, NW/4 NE/4, Cassia Countyb. 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 of5. 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**MICROFILMED****MAR 04 1993**

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 2.100 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.100 (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.
A43-10045, 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.

Last Name Allen Ident No. _____

MICROFILMED
MAR 24 1993
Copies: None State, Yes 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 C 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	37.0		
			SW	SE		IRR	5.0		
			SE	SE		IRR	38.0		

MICROFILMED
MAR 04 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				2165.0

MICROFILMED

MAR 04 1993

ATTACHMENT "B"



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

MICROFILMED

MAR 04 1993

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: A43-10046
Date Received: 3/08/1989
Receipt No: _____
Received By: _____

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, 1909

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	2.100		

7. Total Quantity Appropriated is:
2.100 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

A43-10046

Page 1

Date: 03/16/89

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	3	IRR	18.0
			NW	NW	4	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	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

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:
A43-10045, TRANSFER #2651

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 #43-00422. DECREED WATER USUALL STARTS FLOWING
IN MAY AND LASTS UNTIL JULY.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

UNION CENTRAL LIFE INSURANCE C
Decree Plaintiff

vs

WM. DALTON ET AL
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

MICROFILMED
MAR 04 1993

Water Right Number - 43-00422 Adj. Flag Translation: Standard Water Right Number Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - - + + - - - - Address - - - - -
*** C - CURRENT OWNER ***
UNION CENTRAL LIFE INSURANCE CO.

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

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1909 17 D - DECREED
+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
RAFT RIVER 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					2.100	
43 - DOMESTIC						

+ - 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 - 43-0421

MICROFILMED
MAR 04 1993

Adj. flag translation: Standard Water Right Number

[illegible]

+	-	Decree	Date	+
		10/16/1931		

Water Rights Dates and Flags Area

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 that reads 'Jeanie'.

Jeanie Robertson
Sr. Water Resource Agent

05/07/2001

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: 43-10046

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 43-10442

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:

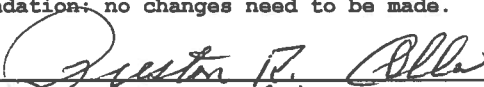
The raft River is not a ~~dependable~~ dependable water source well water and river water are one in the

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

Same

DATE: 6-6-01

SIGNATURE:



Please print your name:

Preston R Allen

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: 43-10046

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

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 2.1 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: 04/01/1909

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	2.10 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T10S R27E S35	SENW	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	SENW	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	SENW	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	SENW	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	SENW	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 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 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.

USE OF THIS RIGHT WITH RIGHT NO. 43-10045 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 320 ACRES IN A SINGLE IRRIGATION SEASON.

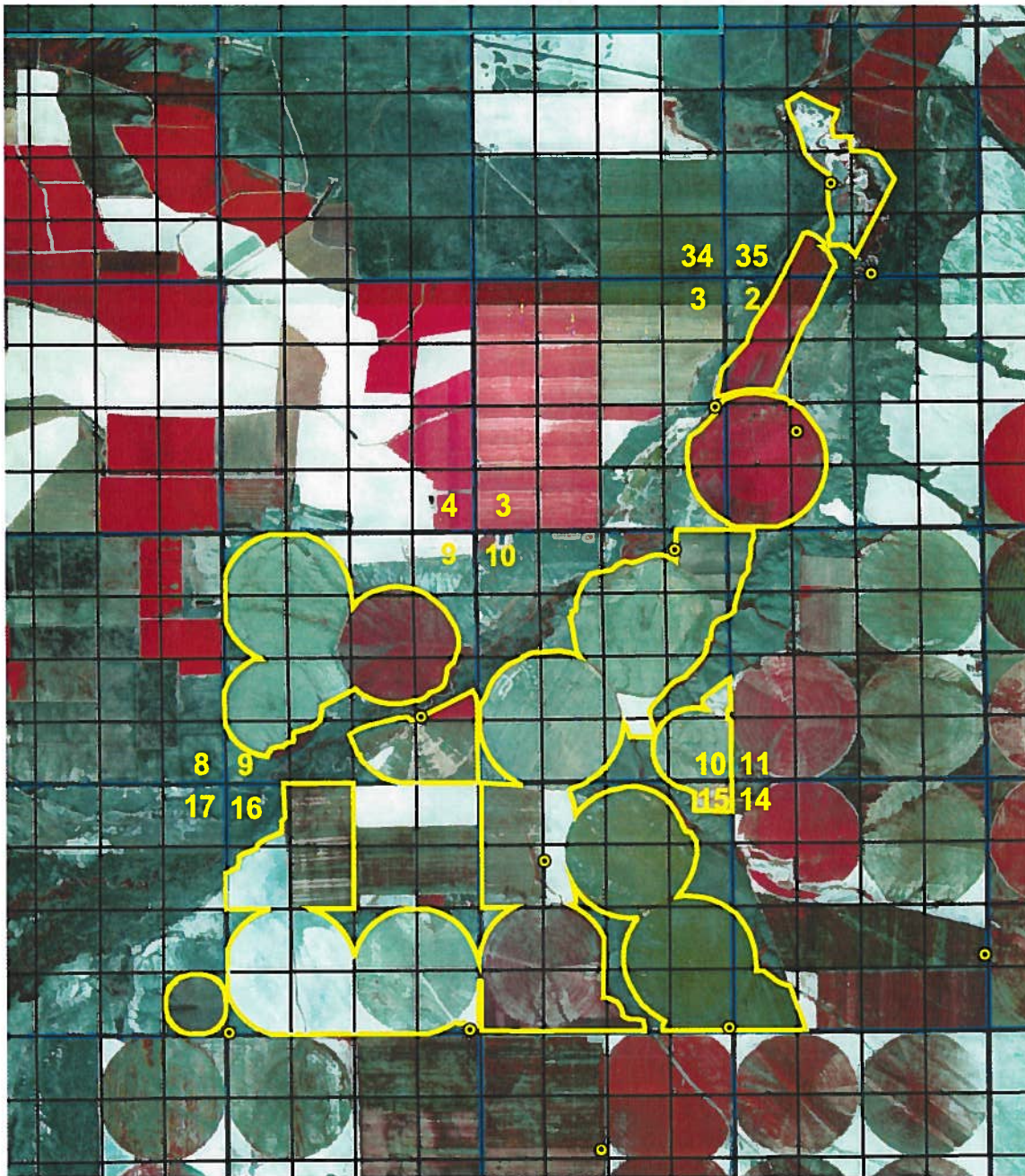
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

AJ07/43NP
(OD-124)

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

05/15/00 14:20:19
Page 1

VERIFIED
5/19/00

Water Right Number - R43-10046

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 - - +
04/01/1909

+ - - Region - - - +
ERROR IN REGION

+ - - Stage - - - +

+ - - Status - - - +
1 - DISALLOWED

+ - - Source - - - - - +
RAFT RIVER

+ - - Tributary - - - - - +
SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

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

2.100

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

+ - - Total Consumptive Use - - + + - - KW Usage - - +
0.0

Twn	Rng	Sec	Tract	Lot	Acre	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	SE NE		40.0	01 IRRIGATION			(31) CASSIA
11S	27E	9	SW 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 - R43-10046

Prefix Translation: RESEARCH

+ - - - - - Place of Use - - - - - +									
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
11S	27E	9	SE NW		40.0	01	IRRIGATION	(31) CASSIA	
11S	27E	9	NE SW		30.0	01	IRRIGATION	(31) CASSIA	
11S	27E	9	NW SW		39.0	01	IRRIGATION	(31) CASSIA	
11S	27E	9	SE SW		15.0	01	IRRIGATION	(31) CASSIA	
11S	27E	9	NE SE		5.0	01	IRRIGATION	(31) CASSIA	
11S	27E	9	NW SE		30.0	01	IRRIGATION	(31) CASSIA	
11S	27E	9	SW SE		33.0	01	IRRIGATION	(31) CASSIA	
11S	27E	9	SE SE		40.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	NE NE		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	NE NE		20.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	SW NE		40.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	SE NE		37.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	NE NW		5.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	SE NW		15.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	NE SW		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	NW SW		35.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	SE SW		35.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	NE SE		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	SE SE		10.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	NW SE		37.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	SW SE		5.0	01	IRRIGATION	(31) CASSIA	
11S	27E	10	SE SE		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	11	NW NW		8.0	01	IRRIGATION	(31) CASSIA	
11S	27E	14	SW NW		8.0	01	IRRIGATION	(31) CASSIA	
11S	27E	14	NW SW		26.0	01	IRRIGATION	(31) CASSIA	
11S	27E	14	SW SW		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	14	SE SW		2.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	NE NE		12.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	NW NE		33.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	SW NE		39.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	SE NE		16.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	NE NW		34.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	NW NW		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	SW NW		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	SE NW		37.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	NE SW		34.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	SW SW		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	SE SW		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	NE SE		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	NW SE		19.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	SW SE		18.0	01	IRRIGATION	(31) CASSIA	
11S	27E	15	SE SE		34.0	01	IRRIGATION	(31) CASSIA	
11S	27E	16	NE NW		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	16	NW NW		32.0	01	IRRIGATION	(31) CASSIA	
11S	27E	16	SW NW		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	16	SE NW		38.0	01	IRRIGATION	(31) CASSIA	
11S	27E	16	NE SW		32.0	01	IRRIGATION	(31) CASSIA	
11S	27E	16	NW SW		32.0	01	IRRIGATION	(31) CASSIA	

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

AJ0743NP
(00-124)

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

05/15/00 14:20:21
Page 4

Water right number - R43-10046

Prefix Translation: RESEARCH

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

14:56:42
05/15/00
7

CLAIM NUMBER: A43-10046

copy to
comments

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:56:42
05/15/00
8

PAGE: 4
PROFILE REPORT CONTINUED

CLAIM NUMBER: A43-10046

Remarks: 3/31/99.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

SD-4110
INQUIRY

Idaho Department of Water Resources
Adjudication Remarks Screen

Date: 05/12/00
Time: 15:12:03

Water Right Number: A43-00422

FIRST PAGE

GEN

THIS RIGHT HAS BEEN CLAIMED UNDER A43-10046 BY PRESTON ALLEN.
THE ENTIRE RIGHT WAS CLAIMED, ALTHOUGH THIS RIGHT HAS BEEN
IDENTIFIED AS A "COMBINED RIGHT" IT HAS NOT BEEN COMBINED WITH
ANY OTHER RIGHT.

*

NOTE TO REVIEWER.... CLAIM #A43-10046 SHOULD BE RECOMMENDED AS:
R43-00422. ALB 12-23-91

(GOLD4=Prev Screen) (GOLD6=End of Data)
(GOLD5=Next Screen)

(Enter=Exit)
(GOLD8=Cancel)

SD-0611-2 Basin: 43 Starting Water Right: 00422

S	O	S
E	W	Y
L	N	S
Water	Name	Priority
Right No.	Last, First	Date
		STS
		Source
		Desc
43-00422	UNION CENTRAL LIFE I	C 04/01/1909
		D/ RAFT RIVER
		IRR WR
		DOMEST
A43-00422	COMBINED RIGHT	C 04/01/1909
		/Z RAFT RIVER
		IRR AJ
		COMBINED RIGHT
		DOMEST

* Decreed copied to Water Right Database (G6=Print Profile Rpt) (G8=Cancel)
(Enter=Continue) (G1=Print Screen Query) (G7=This Query) (Menu _____)

(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-

DECREE.

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.

THIS CAUSE came regularly on for trial before
the Court without a jury on the 16th 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 1st, 1909, 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 dam 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 carrying from said Raft River through said 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 16th day of Oct^{ber} 1931.

Adam B Barclay
District Judge.

TOTAL DIVERSION: 2.100 CFS

Stage: DECREED

CASSIA County
CASSIA County
CASSIA County

S35	SENESE	SMSSE	CASSIA County
S02	MNENE		CASSIA County
S03	NENESE		CASSIA County
S09	SWNESE		CASSIA County
S10	MNENE		CASSIA County
S14	SENESE		CASSIA County
S15	MNSEW	SESESE	CASSIA County
S16	SMSMW	SESESE	CASSIA County
S22	SESEW		CASSIA County

NE

[illegible]

Other Rights: SEE REMARKS

C18

- 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 4-2-14(2)(6), IDAHO CODE

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 37.99 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 8588 AF. COMBINED RIGHT NOS.: 43-02321B,

AJ0749NP
No. R43-10046

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,
43-040158, 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, 43-04012B,
43-04012C, 43-04012D, 43-040138, 43-040158, 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:

R PROOF

CVR

MAPS

PHOTOS

MISC

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