

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 41-10028

NAME AND ADDRESS: JEFF ALLEN
PO BOX 311
ROCKLAND, ID 83271

SOURCE: SPRING TRIBUTARY: ROCK CREEK

QUANTITY: 0.05 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/01/1882

POINT OF DIVERSION: T10S R31E S07 SNNWNE Within Power County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.05 CFS

PLACE OF USE: Stockwater Within Power County
T10S R31E S07 NWNNE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

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: A41-10028
Date Received: 2/15/1990
Receipt No: 5001826
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JEFF ALLEN 208-548-2603
Address: P.O. BOX 311
ROCKLAND, ID 83271

2. Date of Priority: JUN 01, 1882

3. Source: SPRINGS Trib. to: ROCK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
10S	31E	7	SW NW NE		POWER

5. Description of diverting works:
COLLECTION BOXES TO TROUGHS; SOME INSTREAM USES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S (or)	A.F.A.
STOCKWATER	01/01	12/31	0.050	

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/150 BEEF

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	31E	7	NW NE		STOCK	

11. Place of use in counties: POWER

A41-10028

Page 1

Date: 04/05/90

MICROFILMED
MAR 02 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Jeff D Allen Date: April 13, 1990

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of April 19 90

Stuart C. Allen
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires December 7, 1994

T. 10S.
R. 31E.

T 10S
R 30E

LOT 2

SPRINGS

P.D.
P.U.

LOT 3

LOT 4

C
259.4

127
1318

78
1817

A41-10028

MICROFILMED
MAR 2 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

February 27, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

41-10028
JEFF ALLEN
PO BOX 311
ROCKLAND ID 83271

RE: Domestic and/or Stockwater Rights in Basins 41, 43 and 45
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basins 41, 43 and 45. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in these basins will be recommended in a later process.

Note that you have 120 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the county courthouses in American Falls, Malad City, Burley and Twin Falls, and at all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed later this year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

A handwritten signature in black ink, appearing to read 'Karl J. Dreher', written over a horizontal line.

Karl J. Dreher
Director

Enclosures

RIGHT NUMBER: 41-10028

NAME AND ADDRESS: JEFF ALLEN
 PO BOX 311
 ROCKLAND ID 83271

SOURCE: SPRING TRIBUTARY: ROCK CREEK

QUANTITY: 0.05 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY-DATE: 06/01/1882

POINT OF DIVERSION T10S R31E S07 SWNWNE Within POWER County

PURPOSE AND				
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE		QUANTITY
	STOCKWATER	01-01	12-31	0.05 CFS

PLACE OF USE: STOCKWATER Within POWER County
T10S R31E S07 NWNE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 150 BEEF

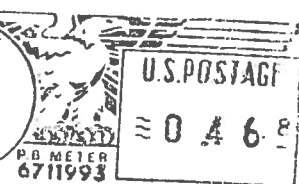
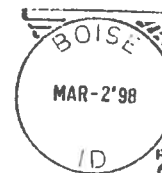
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

RETURN SERVICE REQUESTED



IMPORTANT WATER RIGHT INFORMATION

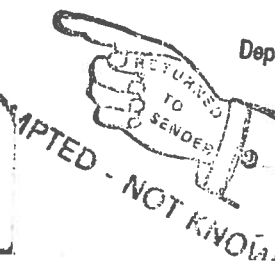
PRESORTED
FIRST CLASS



RECEIVED

MAR 10 1998

Department of Water Resources



AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: SEP-29-1997

PAGE: A-21

RIGHT NUMBER: 41-10028

NAME & ADDRESS: JEFF ALLEN
PO BOX 311
ROCKLAND ID 83271

SOURCE: SPRING TRIBUTARY: ROCK CREEK

QUANTITY: 0.05 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/01/1882

POINT OF DIVERSION: T10S R31E S07 SWNWNE Within POWER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.05 CFS

PLACE OF USE: STOCKWATER Within POWER County
T10S R31E S07 NWNE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 150 BEEF

AJ5809NP
No. R41-10028

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/15/97
PAGE: 91

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JEFF ALLEN PO BOX 311 ROCKLAND ID 83271 (208) 548-2603	06/01/1882	STOCKWATER	01-01 12-31	0.05 CFS	
TOTAL DIVERSION:					0.05 CFS	

Water Source: SPRING

Tributary to: ROCK CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R31E S07

SNNWNE

POWER County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
10S	31E	7	:			S		:					:					:					:

POU County: POWER

Non-Irrigation Uses: STOCKWATER, 150 BEEF

Exp

Other Rights: NONE

Dates: Exam Made Date: 07/07/1994 Verified Date: 09/15/1994 Objection Filed Date:

Misc: Water District Number: 41 Field Inspection Flag:
Presumption Flag:

Audit: 03/19/91 BAUMHOFF 09/15/94 SCLELLAN 03/30/95 POST-STD

N11
N13

See
9/18/97

DATA ENTERED BY
DATE 9-29-97

VERIFIED BY

JCC

Water Right Number - R41-10028 Prefix Translation: RESEARCH Old (D) Number -

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

*** C - CURRENT OWNER ***
ALLEN JEFF 1 - PO BOX 311
2 -
3 -
City- ROCKLAND State- ID Zip- 83271
Phone - 208-548-2603

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/01/1882 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
SPRING ROCK CREEK

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
10S 31E 7 SW NW NE (77) POWER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 01/01 12/31 0.050

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.050 0.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
10S 31E 7 NW NE 04 STOCKWATER (77) POWER

Total Acres:

+ - - Diversion Means - COLLECTION BOX TO TROUGHS; SOME INSTREAM USES.

+ - - Non-Irrigation Use - STOCKWATER, 150 BEEF

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
No Remarks found.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

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

Prefix Translation: RESEARCH

+ - Decree Date - +
00/00/0000

09/15/94 SCLELLAN

Court Report Filing	- 00/00/0000	Field Inspection Made	- 07/07/1994	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 09/15/1994	Old Judicial District	-
Claim Received Date	- 04/05/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011826	Water District	- 41
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

CLAIM NO. AA1-10028

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
FOR DOMESTIC AND STOCKWATER CLAIMS IN PLACE OF A CVR

1. ☒ No Change NAME: _____
☒ NEW OWNER: May have changed ownership
☒ No Change ADDRESS: _____
☒ NEW ADDRESS: _____ since other properties held by claimant have changed?

☒ DATA ENTRY STANDARDS CHECKED?

2. ☒ No Change - DATE OF PRIORITY: No Field Verification Needed.
☐ CHANGE- Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable, explain in COMMENTS.)

3. ☐ No Change - SOURCE:
☒ CHANGE - Different Source found: SPRING

4. ☒ No Change - POINT OF DIVERSION:
☐ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4

Note: If the 10-acre tract is shown on the claim, then verification of the 10-acre parcel is needed. Otherwise the 10-acre tract is not required, unless the source is a spring.

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS:
☐ Incomplete desc., complete items missing, IF KNOWN.
HP of pump _____ Static water level _____ Well depth _____
Casing size _____ Pumping water level _____ Gravity flow _____
Method of irr. _____

6. ☒ No Change - WATER USES:
☐ Different uses, (list uses found).

Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af

7. ☒ No Change - TOTAL VOLUME:
☐ Change found, The new total is, -- -- -- _____ cfs _____ af

8. N/A

9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____

☒ DATA ENTRY STANDARDS (correct to..)

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4, 1/4

11. ☐ Checked: N/A

12. ☐ Checked: N/A

13. ☒ No change - OTHER RIGHTS FOR SAME USE:
CHANGE: _____

14. ☒ None REMARKS: (copy existing remarks to comments in "R")
☐ Add the following standard remarks:
LIST STANDARD REMARKS FOR THE RECOMMENDATION:

15. ☒ BASIS OF CLAIM VERIFIED AS: D - L - P - S - J (circle one)

COMMENTS: (pertinent to field examination)

see attached sheet

ATTACHMENTS: Attached to This Form. Attachments are in ~~Permit~~ File.

PHOTOS ☐
MAP ☐
SYSTEM DIAGRAM ☐

☒ w/claim

DATE EXAM CONDUCTED: 7-7-94

FIELD EXAMINER:

Steve Clelland

Signature

STEVE CLELLAND

REVIEWED BY/DATE: su 9-15-94

DATA ENTRY BY/DATE: _____

VERIFICATION BY/DATE: _____

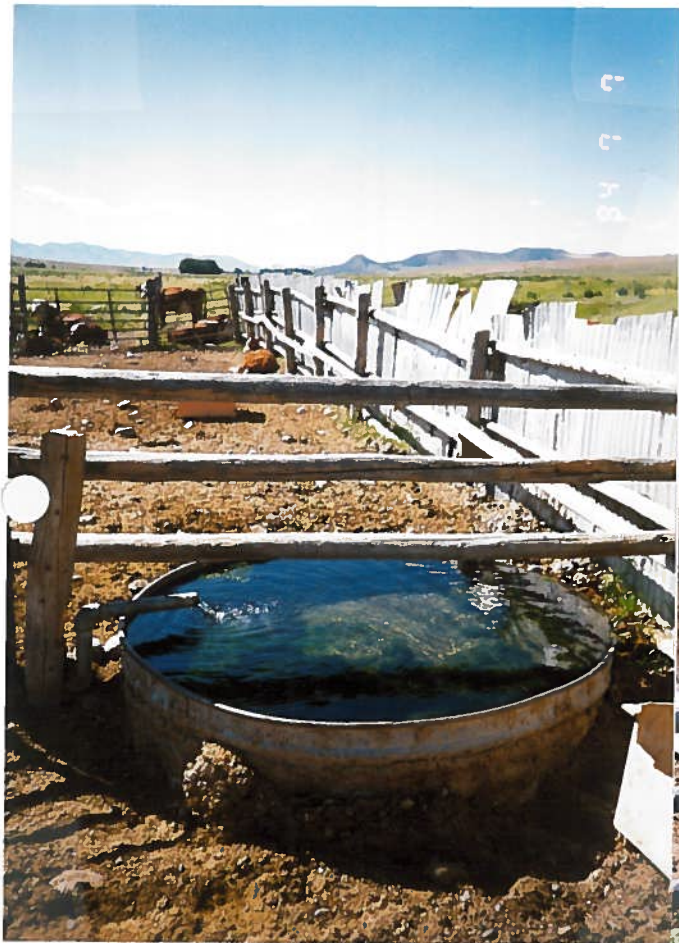
A41- 10028

7-7-94
Sc

Walked into Corrals and found
spring box with diversion to stock tank,
remaining flow of spring flows by corral side
and is available for instream use. Overflow
is to Rock Creek.

Review: Estimate less than 100 head of cattle
can be contained in the corral areas.
Flow into tank is minimal rate.

* allow 0.05 as claimed



Stock Tank Use
From Spring.

PHOTOS:

R41-7

7-7-94
by See



Stock Tank
Site.

↗ Collection Box @
Spring Source

