

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

10/02/2006

RIGHT NUMBER: 27-12003

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
2601 E 300 S  
DECLO ID 83323

SOURCE: SLUG CREEK

QUANTITY: 6.460 CFS

TRIBUTARY: BLACKFOOT RIVER

PRIORITY DATE: 10/11/1886

POINT OF DIVERSION:

T08S R43E S13 NWNWSW Within CARIBOU County  
T08S R43E S14 NWSENE Within CARIBOU County  
T08S R43E S24 SWNE Within CARIBOU County  
T08S R43E S24 NESENW Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

IRRIGATION

STOCKWATER

PERIOD OF USE

04/15 10/31

01/01 12/31

QUANTITY

6.460 CFS

0.240 CFS

PLACE OF USE:

IRRIGATION Within CARIBOU County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T08S R43E S11 | SWSE | 2.20  | T08S R43E S11 | SESE | 37.00 |
| T08S R43E S13 | NWNW | 3.00  | T08S R43E S13 | SWNW | 26.00 |
| T08S R43E S13 | NWSW | 32.00 | T08S R43E S13 | SWSW | 32.00 |
| T08S R43E S14 | NENE | 40.00 | T08S R43E S14 | NWNE | 3.90  |
| T08S R43E S14 | SWNE | 8.20  | T08S R43E S14 | SENE | 32.00 |
| T08S R43E S14 | NESW | 0.80  | T08S R43E S14 | NESE | 39.00 |
| T08S R43E S14 | NWSE | 38.00 | T08S R43E S14 | SWSE | 3.80  |
| T08S R43E S14 | SESE | 25.00 |               |      |       |

STOCKWATER same as IRRIGATION

322.9 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Posted Notice

This right is a split from former right 27-4157.

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

06/03/2005

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

RIGHT NUMBER: 27-12003

NAME AND ADDRESS: PRESTON R ALLEN  
2601 E 300 S  
PO BOX 63  
DECLO ID 83323

SOURCE: SLUG CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 26.920 CFS

This right when combined with Right No. 27-11334 shall provide no more than .02 cfs per acre.

PRIORITY DATE: 04/01/1952

POINT OF DIVERSION:

T08S R43E S13 NWSW Within CARIBOU County  
T08S R43E S14 SENE Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 4/01 11/01           | 26.680 CFS      |
| STOCKWATER            | 1/01 12/31           | 0.240 CFS       |

PLACE OF USE:

IRRIGATION Within CARIBOU County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T08S R43E S11 | SWSE | 2.2  | T08S R43E S11 | SESE | 14.0 |
| T08S R43E S13 | NWNW | 40.0 | T08S R43E S13 | SWNW | 38.0 |
| T08S R43E S13 | NWSW | 32.0 | T08S R43E S13 | SWSW | 32.0 |
| T08S R43E S14 | NENE | 40.0 | T08S R43E S14 | NWNE | 3.9  |
| T08S R43E S14 | SWNE | 8.2  | T08S R43E S14 | SENE | 32.0 |
| T08S R43E S14 | NESW | 0.8  | T08S R43E S14 | NESE | 39.0 |
| T08S R43E S14 | NWSE | 38.0 | T08S R43E S14 | SWSE | 3.8  |
| T08S R43E S14 | SESE | 25.0 |               |      |      |

STOCKWATER same as IRRIGATION

348.9 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 27-4157.

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

This right is a split from former right 27-4157.

07/15/2005

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

RIGHT NUMBER: 27-12003

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
2601 E 300 S  
DECLO ID 83323

SOURCE: SLUG CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 6.460 CFS

PRIORITY DATE: 04/01/1952

POINT OF DIVERSION:

T08S R43E S13 NWNWSW Within CARIBOU County

T08S R43E S14 NWSENE Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 6.460 CFS       |
| STOCKWATER            | 01/01 12/31          | 0.240 CFS       |

PLACE OF USE: IRRIGATION Within CARIBOU County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T08S R43E S11 | SWSE | 2.2  | T08S R43E S11 | SESE | 37.0 |
| T08S R43E S13 | NWNW | 3.0  | T08S R43E S13 | SWNW | 26.0 |
| T08S R43E S13 | NWSW | 32.0 | T08S R43E S13 | SWSW | 32.0 |
| T08S R43E S14 | NENE | 40.0 | T08S R43E S14 | NWNE | 3.9  |
| T08S R43E S14 | SWNE | 8.2  | T08S R43E S14 | SENE | 32.0 |
| T08S R43E S14 | NESW | 0.8  | T08S R43E S14 | NESE | 39.0 |
| T08S R43E S14 | NWSE | 38.0 | T08S R43E S14 | SWSE | 3.8  |
| T08S R43E S14 | SESE | 25.0 |               |      |      |

STOCKWATER same as IRRIGATION

322.9 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

This right is a split from former right 27-4157.

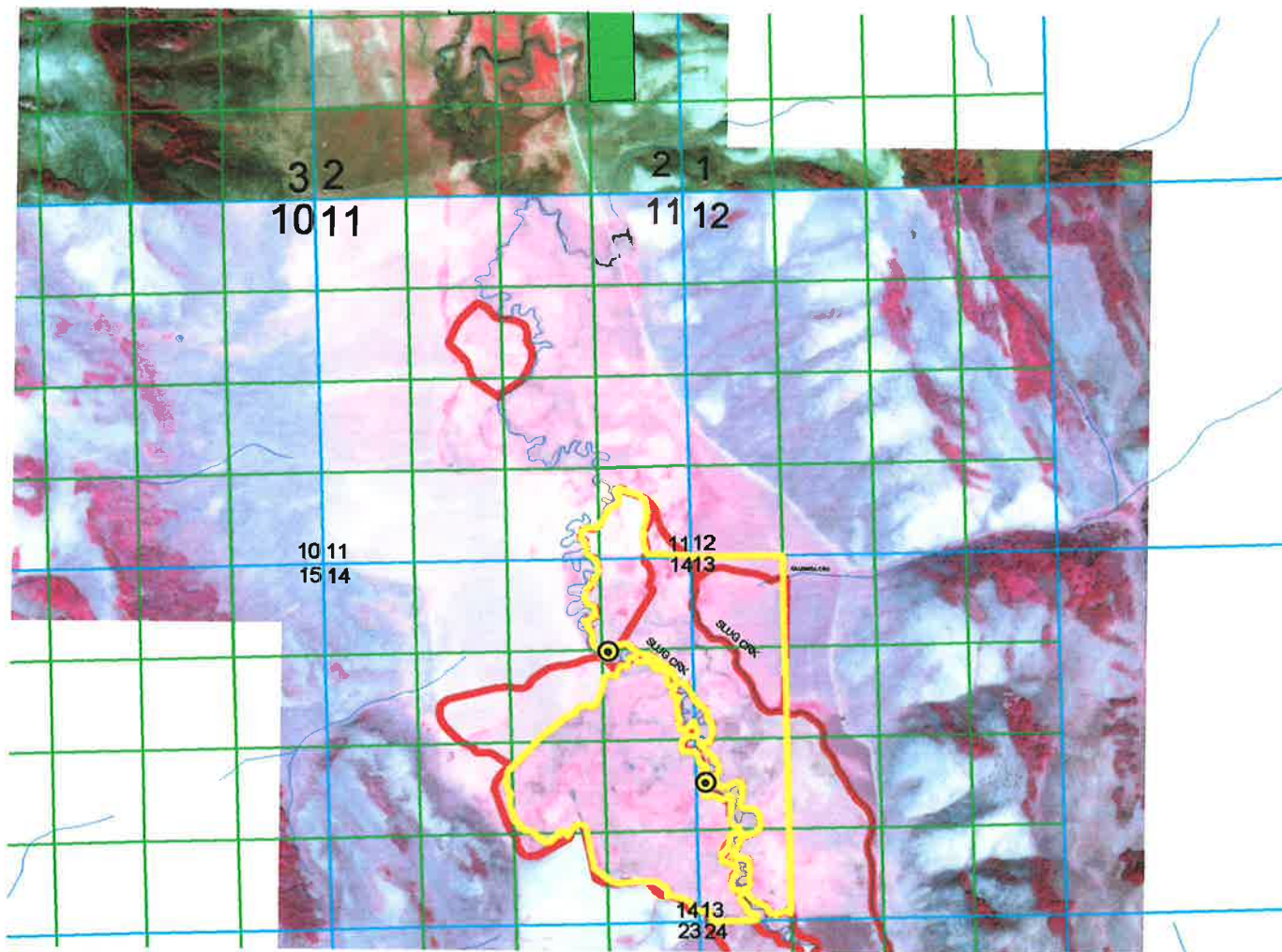


# STATE OF IDAHO

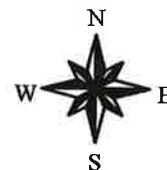
Department of Water Resources  
Eastern Region



## Water Right(s) 27-12003



1000 0 1000 2000 Feet



### LEGEND

- Place of Use
- Point of Diversion
- Section Lines
- QQ
- Township lines

Place of Use: T8S R43E  
(part of) secs 11, 14 and 13

Point(s) of Diversion: T8S R43E  
Sec. 13 SWNWSW and  
Sec. 14 NWSENE

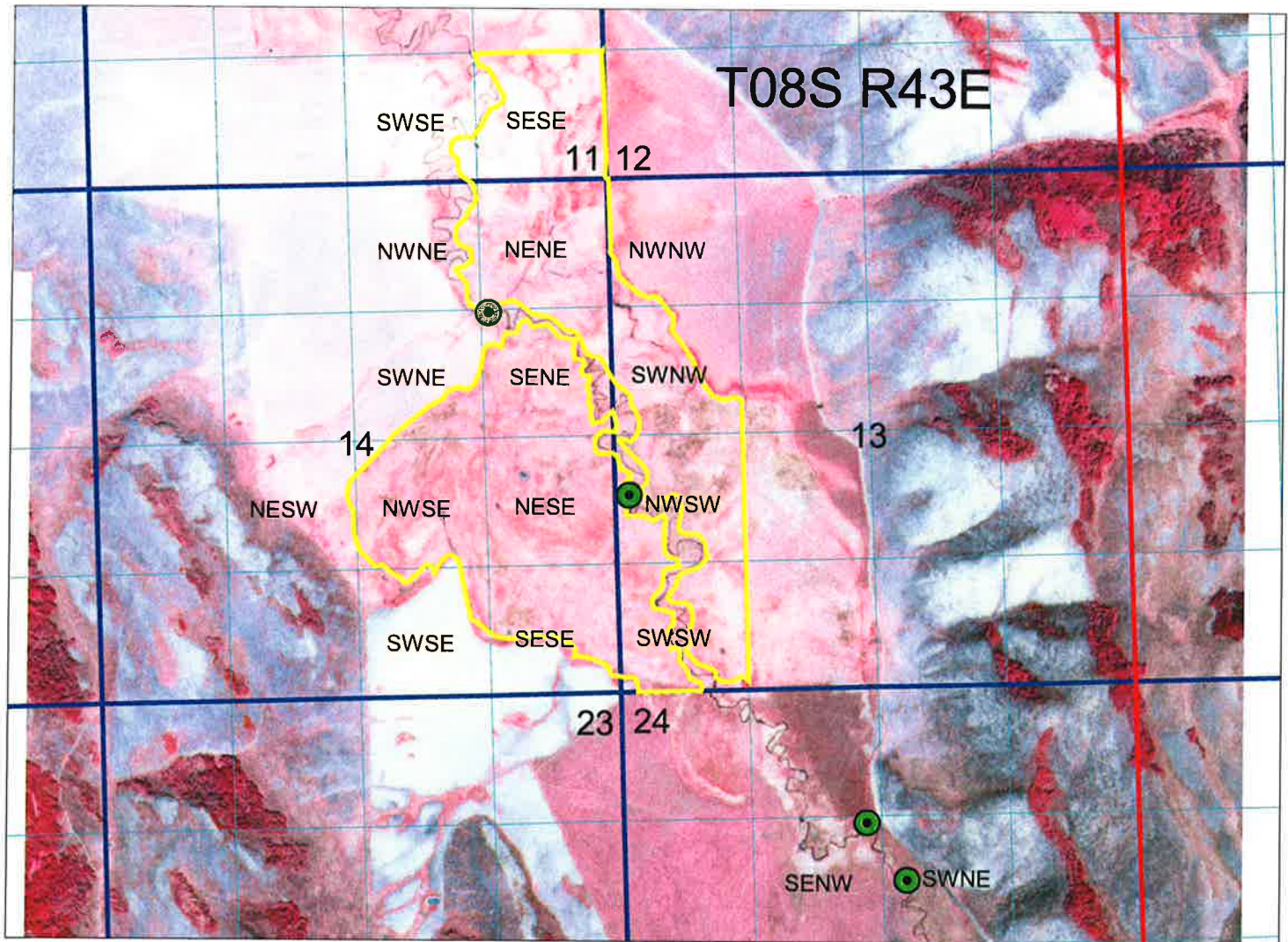
GIS Place of Use Illustration  
1987/88 NAPP PHOTOGRAPHY  
Prepared by: C. Bird  
Date: May, 2005

# Department of Water Resources

## Eastern Region



Claim No.: 27-12003



0 0.25 0.5 0.75 1 Miles

- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ

**PROFILED**  
**SCANNED**  
**MAY 23 2006**



GIS Place of Use Illustration  
1987/88 NAPP Photography  
Prepared by: Kristin Moore  
Date Prepared: November 2005

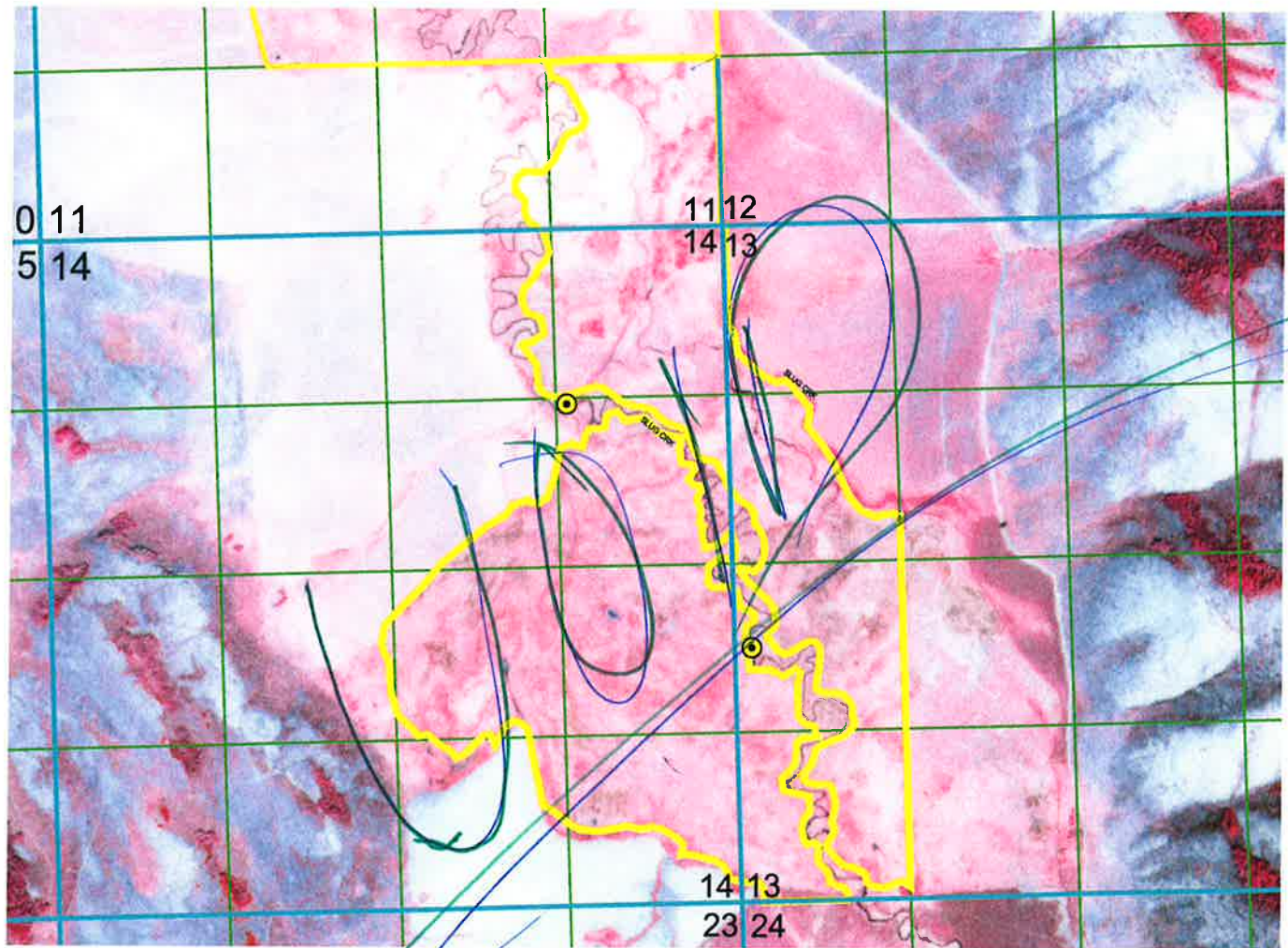


# STATE OF IDAHO

Department of Water Resources  
Eastern Region



## Water Right(s) 27-12003



1000 0 1000 2000 Feet



### LEGEND

- Place of Use
- Point of Diversion
- Section Lines
- QQ
- Township lines

Place of Use: T8S R43E  
(part of) secs 11 & 14

Point(s) of Diversion: T8S R43E  
Sec. 14 SENE and sec 13 NWSW

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



# Idaho Department of Water Resources

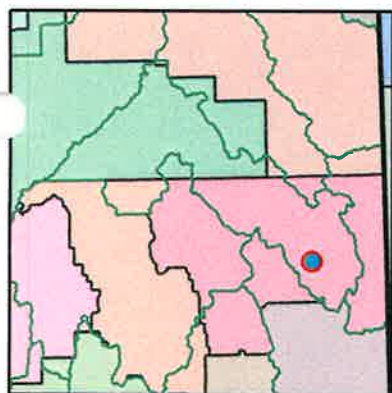
SRBA Recommendation:

**27-12003**

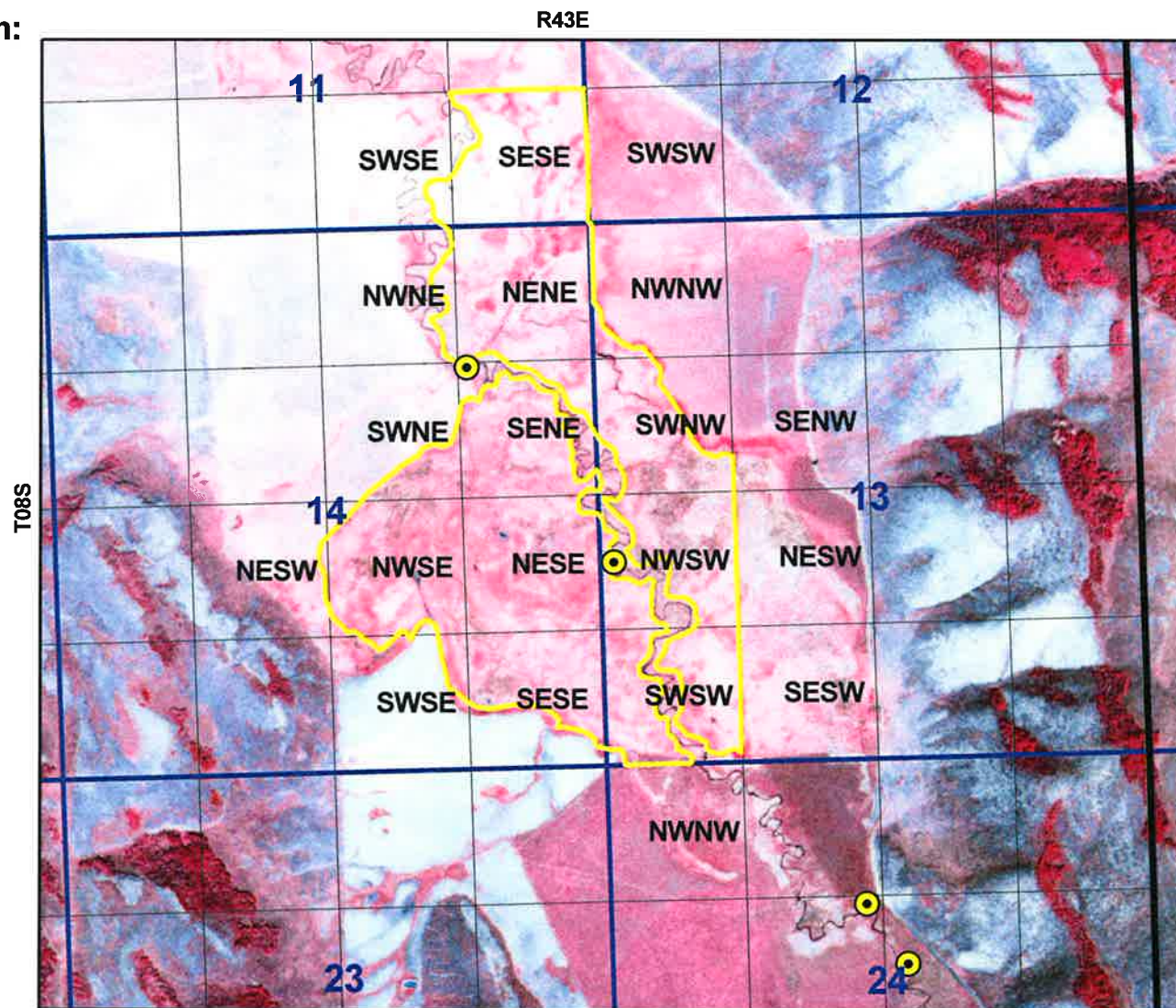
(Irrigation)

## Legend

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



Caribou County  
IDWR Basin 27



0 0.7 1.4 Miles

Prepared by C. Moore  
On Tuesday, September 26, 2006  
1987/88 Aerial Photography

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

RIGHT NUMBER: 27-12003

NAME AND ADDRESS:

PRESTON R ALLEN & SONS  
PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE:

Source:  
SLUG CREEK

Tributary:

BLACKFOOT RIVER

QUANTITY:

6.460 CFS

Right Nos. 27-12003 and 27-12005 are limited to a total combined annual diversion volume of 9.17 AF for stockwater.

PRIORITY DATE:

10/11/1886  
~~04/01/1952~~

POINT OF DIVERSION:

T08S R43E S13 NWSW  
Within CARIBOU County

~~T08S R43E S13 NWNWSW~~  
~~Within CARIBOU County~~

T08S R43E S14 NWSENE  
Within CARIBOU County

T08S R43E S24 SWNE  
Within CARIBOU County

T08S R43E S24 NESENE  
Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

IRRIGATION

04/15 10/31

6.460 CFS

STOCKWATER

01/01 12/31

0.240 CFS 9.17 AFY

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

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PLACE OF USE:            IRRIGATION   within CARIBOU County

T08S R43E S11 SWSE 2.2

T08S R43E S11 SESE 37.0

T08S R43E S13 NWNW 3.0

T08S R43E S13 SWNW 26.0

T08S R43E S13 NWSW 32.0

T08S R43E S13 SWSW 32.0

T08S R43E S14 NENE 40.0

T08S R43E S14 NWNE 3.9

T08S R43E S14 SWNE 8.2

T08S R43E S14 SENE 32.0

T08S R43E S14 NESW 0.8

T08S R43E S14 NESE 39.0

T08S R43E S14 NWSE 38.0

T08S R43E S14 SWSE 3.8

T08S R43E S14 SESE 25.0

STOCKWATER Same As IRRIGATION

322.9 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL:    BASIS OF CLAIM - Posted Notice    ~~BASIS OF CLAIM - Beneficial Use~~

This right is a split from former right 27-4157.

Stockwater use is for 500 single range cows Nov 16th to April 30th (3.06 AF) and 500 pairs from May 1st to Nov 15th (6.11 AF).

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

Page 565

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

12/20/2007

RIGHT NUMBER: 27-12003

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
2601 E 300 S  
DECLO ID 83323

SOURCE: SLUG CREEK

QUANTITY: 6.460 CFS

TRIBUTARY: BLACKFOOT RIVER

Right Nos. 27-12003 and 27-12005 are limited to a total combined annual diversion volume for stock water of 9.17 AF.

PRIORITY DATE: 10/11/1886

POINT OF  
DIVERSION:

**DRAFT**

*Irrigation  
not sel.*

T08S R43E S13 NWNWSW Within CARIBOU County  
T08S R43E S14 NWSENE Within CARIBOU County  
T08S R43E S24 SWNE Within CARIBOU County  
T08S R43E S24 NESENW Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

IRRIGATION  
STOCKWATER

PERIOD OF USE

04/15 10/31  
11/16 04/30

QUANTITY

6.460 CFS  
0.240 CFS  
3.06 AFY  
0.240 CFS  
6.11 AFY

PLACE OF USE:

IRRIGATION in CARIBOU County

|               |      |       |
|---------------|------|-------|
| T08S R43E S11 | SWSE | 2.20  |
| T08S R43E S13 | NWNW | 3.00  |
| T08S R43E S13 | NWSW | 32.00 |
| T08S R43E S14 | NENE | 40.00 |
| T08S R43E S14 | SWNE | 8.20  |
| T08S R43E S14 | NESW | 0.80  |
| T08S R43E S14 | NWSE | 38.00 |
| T08S R43E S14 | SESE | 25.00 |

|               |      |       |
|---------------|------|-------|
| T08S R43E S11 | SESE | 37.00 |
| T08S R43E S13 | SNNW | 26.00 |
| T08S R43E S13 | SWSW | 32.00 |
| T08S R43E S14 | NWNE | 3.90  |
| T08S R43E S14 | SENE | 32.00 |
| T08S R43E S14 | NESE | 39.00 |
| T08S R43E S14 | SWSE | 3.80  |

STOCKWATER same as IRRIGATION

322.9 ACRES TOTAL

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

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Posted Notice

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

*DRAFT*

RIGHT NUMBER: 27-12003

NAME AND ADDRESS:

PRESTON R ALLEN & SONS  
PARTNERSHIP  
2601 E 300 S  
DECLO ID 83323

SOURCE:

Source:

SLUG CREEK

Tributary:

BLACKFOOT RIVER

QUANTITY:

6.460 CFS

PRIORITY DATE:

10/11/1886

POINT OF DIVERSION:

T08S R43E S13 NWNWSW  
Within CARIBOU County

T08S R43E S14 NWSENE  
Within CARIBOU County

T08S R43E S24 SWNE  
Within CARIBOU County

T08S R43E S24 NESENW  
Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

6.460 CFS

STOCKWATER

01/01 12/31

0.240 CFS

PLACE OF USE:

IRRIGATION

within CARIBOU County

T08S R43E S11 SWSE 2.2

T08S R43E S11 SESE 37.0

T08S R43E S13 NWNW 3.0

T08S R43E S13 SWNW 26.0

T08S R43E S13 NWSW 32.0

T08S R43E S13 SWSW 32.0

T08S R43E S14 NENE 40.0

T08S R43E S14 NWNE 3.9

T08S R43E S14 SWNE 8.2

T08S R43E S14 SENE 32.0

T08S R43E S14 NESW 0.8

T08S R43E S14 NESE 39.0

T08S R43E S14 NWSE 38.0

T08S R43E S14 SWSE 3.8

T08S R43E S14 SESE 25.0

STOCKWATER Same As IRRIGATION

322.9 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

**EXPLANATORY MATERIAL:** BASIS OF CLAIM - Posted Notice

This right is a split from former right 27-4157.  
Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.



Recorder.

Transcribed from Book C of Water Locations Page 158 Records of Bingham County, Idaho.  
Transcribed from Bannock County Records, Water Location Record No. 1, page 365

WATER LOCATION OF LAUDON J. CLARK ET AL )

Notice is hereby given the undersigned citizens of the United States hereby claim and appropriate all the waters of Slug Creek and Duck Creek Springs situated in the lower Blackfoot Valley Bear Lake or Bingham County Idaho Territory. Said appropriation of Slug Creek is made by means of a dam already constructed across said Slug Creek at the point where this notice is posted and a monument of wood erected and at the point of diversion of said waters in a ditch now completed of the following dimensions to-wit. Six feet wide in the bottom, eight feet wide on top, two feet deep, with a fall of  $\frac{1}{2}$  of an inch to the rod. Said appropriation of Duck Springs is made by means of a dam thrown across said stream at the point where this notice is posted and a monument of wood four feet high erected and at the point of diversion of said waters in a ditch already constructed of the following dimensions, six feet wide in the bottom, eight feet wide on the top and one foot deep with a fall of  $\frac{1}{2}$  of an inch to the rod. The waters of said streams are conducted by the means aforesaid on the following described tracts of land for agricultural and irrigation purposes to-wit: W<sup>2</sup> Sec. 31 W<sup>2</sup> Sec. 30 Tp. 8 South R. 44 E E<sup>2</sup> Sec. 25, SW<sup>4</sup> & S<sup>2</sup> NW<sup>4</sup> of NW<sup>4</sup> of Sec. 24, NE<sup>4</sup> & E<sup>2</sup> SE<sup>4</sup> Sec. 23, N.<sup>2</sup> & SE<sup>4</sup> & N<sup>2</sup> & SE<sup>4</sup> SW<sup>4</sup> Sec 14 W<sup>2</sup> & W<sup>2</sup> of E<sup>2</sup> sec 11 W<sup>2</sup> & N<sup>2</sup> of E<sup>2</sup> sec. 2 Tp. 8 South of R. 43 E.B.M. Dated October 11" A. D. 1886

Landen J. Rich  
Chas J. Oakley  
Joseph S. Clark

Christian Wallantine  
James S. Nye  
Solon W. Robison  
Minerva M. Wooley.

TERRITORY OF IDAHO COUNTY OF BEAR LAKE ) SS I hereby certify that I did on the 11" day of October 1886 at the point indicated in the foregoing post up a notice of which the within are true copies.

J. C. Rich

Recorded at the request of C. Wallantine Oct. 12. 1886 at 5.50 P. M. J. Hasenfratz Co. recorder, By J. W. Stucki Deputy

TERRITORY OF IDAHO COUNTY OF BEAR LAKE ) SS I hereby certify that the following is a full, true and correct copy of a water location recorded in Book 1 Page 92 of Miscellaneous records of said County. Witness my hand and Official seal at Paris, Idaho, this 21" day of October A. D. 1889

(Seal)

T. L. Montonya Co. Recorder

Recorded at the request of Jas. H. Hawley May 19" 1890, at 9:45 A.M. Geo. A. Robethan, recorder.

Transcribed from Book C of Water Locations Pages 159 & 160 Records of Bingham County, Idaho.  
Transcribed from Bannock County Records, Water Location Record No. 1, page 367

WATER LOCATION OF JOSEPH W. LINDFORD )

Notice is hereby given that the undersigned a citizen of the United States hereby claims and appropriates so much of the waters of Dimond Creek in the upper Blackfoot Valley, Bear Lake or Bingham County, Idaho Territory as will flow through a ditch already constructed of the following dimensions, towit: Eight feet wide in the bottom, ten feet wide on the top and two feet x with a fall of one inch to the rod. Said appropriation is made by

COPY

in 1886 127 June

RECEIVED  
MAY 5 - 1890



SHO  
TRIBAL V

|                         |  |                             |               |
|-------------------------|--|-----------------------------|---------------|
| Post-it® Fax Note 7671  |  | Date: 7/5/07                | # of pages: 2 |
| To: Rob Wood            |  | From: Alex Tetun            |               |
| Co./Dept: J. Rigby Firm |  | Co: Shoshone-Bannock Tribes |               |
| Phone #                 |  | Phone #                     |               |
| Fax #                   |  | Fax #                       |               |

### FACSIMILE TRANSMITTAL SHEET

|                                                                                |                                     |
|--------------------------------------------------------------------------------|-------------------------------------|
| TO:                                                                            | FROM:                               |
| Ernie Carlsen                                                                  | Else D Tetun                        |
| COMPANY:                                                                       | DATE:                               |
| IDWR                                                                           | September 11, 2006                  |
| FAX NUMBER:                                                                    | TOTAL NO. OF PAGES INCLUDING COVER: |
| (208) 525-7177                                                                 | 1                                   |
| PHONE NUMBER:                                                                  | SENDER'S TELEPHONE NUMBER:          |
| (208) 525-7161                                                                 | (208) 239-4580                      |
| RE:                                                                            |                                     |
| Request for SF5 Preparation for 27-12003 and 27-12005 Preston R Allen and Sons |                                     |

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

#### NOTES/COMMENTS:

Ernie we would like to request that an SF5 be prepared for the following water right numbers: 27-12003 and 27-12005, Preston R Allen and Sons to settle the Tribes' objection. We have settled on a volumetric amount for their water rights. This amount being 13.44 AFY, this was based on the following calculation:

$$500 \text{ cows} \times \frac{20 \text{ gallons/day}}{\text{cow/calf}} \times 365 \text{ days} \times \frac{1 \text{ acre-ft}}{325,850 \text{ gallons}} \Rightarrow 13.44 \text{ AFY}$$

The 13.44 AFY was further apportioned out to each water right, 27-12003 = 12.41 AFY and 27-12005 = 1.03 AFY. This was determined through further discussions with the claimant and how he uses his water right. These are the numbers that should be indicated on the SF5 for each water right.

27-12003 contains an additional objection to the volume on the irrigation portion of this right and has not been settled at this time. The volume indicated above only settles the stockwater portion of this water right, this should also be indicated on the SF5.

The volume indicated above for 27-12005 settles all tribal objections to this water right. Should you have any questions regarding this request, please give me a call at the number above.

TELEPHONE: (208) 239-4580

FAX: (208) 239-4592

Shoshone-Bannock Tribes, 2006, Preston R Allen 27-12003, 27-12005

SCANNED

OCT 29 2007

Received Time Aug. 6. 10:58AM



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

EASTERN REGION

April 11, 2008

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

RE: Notice of Change of Address for 27-4141, 27-10096, 27-11016,  
27-11334, 27-12000, 27-12003, 27-12004, 27-12005, 27-12009 & 27-  
12027 and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. Sullivan:

The Idaho Department of Water Resources (IDWR) acknowledges receipt of a change of address for the above referenced water right(s). Based on this change, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

  
Jonie Barg

Office Specialist II

Enclosure

SCANNED

APR 11 2008

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 )

**Water Rights:** 27-4141, 27-10096,  
27-11016, 27-11334, 27-12000, 27-  
12003, 27-12004, 27-12005, 27-12009  
& 27-12027

Case No. 39576 )

**NOTICE OF COMPLETED  
ADMINISTRATIVE  
PROCEEDING**

IDWR has completed the following Administrative proceeding:

☒ Address change

☐ Substitution of Party

☐ I.C. § 42-222 transfer

☐ point of diversion

☐ place of use

☐ period of use

☐ nature of use

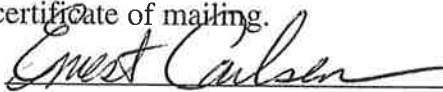
☐ split of water right

☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 4-9-08



Signature of IDWR Representative

SCANNED

APR 14 2008

NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING

**CERTIFICATE OF MAILING**

I certify that on April 11, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
PO Box 2707  
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:  
Preston R Allen & Sons Partnership  
2601 E 300 S  
Declo ID 83323

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:  
Preston R Allen & Sons Partnership  
1744 Cedar View Rd  
Soda Springs ID 83276

4. One copy to:

Each party in the subcase, or attorney of record  
Shoshone-Bannock Tribes  
Jeanette Wolfley-Special Counsel  
202 N Arthur  
Pocatello ID 83202

5. One copy each to:

Chief Natural Resources Division  
Office of the Attorney General  
PO Box 44449  
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice  
Environment & Natural Resource Div  
550 West Fort Street MSC 033  
Boise ID 83724

  
Signature of person or attorney mailing the form

NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING

4/10/2008 27-4141, 27-10096, 27-11016, 27-11334, 27-12000, 27-12003, 27-12004, 27-12005, 27-12009 & 27-12027 Page 2

SCANNED

APR 11 2008

04/10/2008

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

RIGHT NUMBER: 27-4141

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: SLUG CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 10.570 CFS

PRIORITY DATE: 10/11/1886

POINT OF  
DIVERSION:

T08S R43E S2 SWNWNE Within CARIBOU County  
T08S R43E S2 NENENW Within CARIBOU County  
T08S R43E S2 NWSWNW Within CARIBOU County  
T08S R43E S2 NENESW Within CARIBOU County  
T08S R43E S2 SESESW Within CARIBOU County  
T08S R43E S11 NENESW Within CARIBOU County  
T08S R43E S11 SWNWSE Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

| PLACE OF USE:                       | <u>PURPOSE OF USE</u> |       | <u>PERIOD OF USE</u> |       | <u>QUANTITY</u> |
|-------------------------------------|-----------------------|-------|----------------------|-------|-----------------|
|                                     | IRRIGATION            |       | 04/15                | 10/31 | 10.570 CFS      |
| <u>IRRIGATION in CARIBOU County</u> |                       |       |                      |       |                 |
| T07S R43E S35                       | SWSE                  | 1.90  | T08S R43E S02 Lot 2  | NWNE  | 18.00           |
| T08S R43E S02                       | SWNE                  | 20.00 | T08S R43E S02 Lot 3  | NENW  | 28.00           |
| T08S R43E S02 Lot 4                 | NWNW                  | 0.90  | T08S R43E S02        | SWNW  | 36.00           |
| T08S R43E S02                       | SENE                  | 40.00 | T08S R43E S02        | NESW  | 40.00           |
| T08S R43E S02                       | NWSW                  | 22.00 | T08S R43E S02        | SWSW  | 1.60            |
| T08S R43E S02                       | SESW                  | 32.00 | T08S R43E S02        | NWSE  | 26.00           |
| T08S R43E S02                       | SWSE                  | 34.00 | T08S R43E S11        | NWNE  | 40.00           |
| T08S R43E S11                       | SWNE                  | 40.00 | T08S R43E S11        | NENW  | 24.00           |
| T08S R43E S11                       | SENE                  | 23.00 | T08S R43E S11        | NESW  | 24.00           |
| T08S R43E S11                       | NESE                  | 37.00 | T08S R43E S11        | NWSE  | 40.00           |
| T08S R43E S11                       | SWSE                  | 6.70  |                      |       |                 |

535.1 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

SCANNED

APR 14 2008

04/10/2008

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

RIGHT NUMBER: 27-10096

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: UNNAMED STREAMS

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 2.930 CFS

The rights listed below are limited to a total combined diversion rate of 27.2 cfs. Combined Right Nos.: 27-11016, 27-12027 and 27-10096

PRIORITY DATE: 10/04/1886

POINT OF

DIVERSION: T07S R43E S27 SWSWNE Within CARIBOU County

PURPOSE AND

PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 07/01          | 2.930 CFS       |

PLACE OF USE: IRRIGATION in CARIBOU County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T07S R43E S27 | SWNE | 7.90  | T07S R43E S27 | SENE | 2.00  |
| T07S R43E S27 | NESW | 7.00  | T07S R43E S27 | SWSW | 4.50  |
| T07S R43E S27 | SESW | 37.00 | T07S R43E S27 | NWSE | 13.00 |
| T07S R43E S27 | SWSE | 16.00 | T07S R43E S34 | NWNE | 1.10  |
| T07S R43E S34 | NENW | 27.00 | T07S R43E S34 | NWNW | 31.00 |

146.5 ACRES TOTAL

1021

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 27-11016, 27-12027 and 27-10096

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

Source was decreed as Home Springs Creek in the Fred Stevens decree.

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

This right is from old Right No . 27-63.

SCANNED

APR 11 2008

04/10/2008

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

RIGHT NUMBER: 27-11016

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 27.200 CFS

The rights listed below are limited to a total combined diversion rate of 27.2 cfs.

Combined Right Nos.: 27-11016, 27-12027 and 27-10096

PRIORITY DATE: 11/01/1886

POINT OF

DIVERSION: T07S R43E S26 SENESE Within CARIBOU County

PURPOSE AND

PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 07/01          | 27.200 CFS      |
| STOCKWATER            | 04/15 07/01          | 0.040 CFS       |
|                       |                      | 2.88 AFY        |

PLACE OF USE: IRRIGATION in CARIBOU County

|                     |      |       |                     |      |       |
|---------------------|------|-------|---------------------|------|-------|
| T07S R43E S26       | SWSW | 28.00 | T07S R43E S26       | SESW | 17.00 |
| T07S R43E S26       | NESE | 0.60  | T07S R43E S26       | SWSE | 31.00 |
| T07S R43E S26       | SESE | 11.00 | T07S R43E S27       | SWNE | 8.00  |
| T07S R43E S27       | SENE | 2.00  | T07S R43E S27       | NESW | 7.00  |
| T07S R43E S27       | SWSW | 4.50  | T07S R43E S27       | SESW | 37.00 |
| T07S R43E S27       | NESE | 2.40  | T07S R43E S27       | NWSE | 13.00 |
| T07S R43E S27       | SWSE | 24.00 | T07S R43E S27       | SESE | 39.00 |
| T07S R43E S34       | NENE | 40.00 | T07S R43E S34       | NWNE | 40.00 |
| T07S R43E S34       | SWNE | 40.00 | T07S R43E S34       | SENE | 39.00 |
| T07S R43E S34       | NENW | 40.00 | T07S R43E S34       | NWNW | 31.00 |
| T07S R43E S34       | SENE | 40.00 | T07S R43E S34       | NESW | 30.00 |
| T07S R43E S34       | NESE | 15.00 | T07S R43E S34       | NWSE | 20.00 |
| T07S R43E S34       | SWSE | 19.00 | T07S R43E S34       | SESE | 40.00 |
| T07S R43E S35       | NWNE | 20.00 | T07S R43E S35       | SWNE | 25.00 |
| T07S R43E S35       | NENW | 22.00 | T07S R43E S35       | NWNW | 27.00 |
| T07S R43E S35       | SENE | 19.00 | T07S R43E S35       | SENE | 37.00 |
| T07S R43E S35       | NESW | 40.00 | T07S R43E S35       | NWSW | 32.00 |
| T07S R43E S35       | SWSW | 40.00 | T07S R43E S35       | SESW | 34.00 |
| T07S R43E S35       | NWSE | 23.00 | T07S R43E S35       | SWSE | 15.00 |
| T08S R43E S02 Lot 3 | NENW | 6.50  | T08S R43E S02 Lot 4 | NWNW | 35.00 |
| T08S R43E S03 Lot 1 | NENE | 27.00 |                     |      |       |

STOCKWATER same as IRRIGATION

1021 ACRES TOTAL

1021

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 27-11016, 27-12027 and 27-10096

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

SCANNED  
APR 11 2008

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

This right is a combination of old Right Nos. 27-32, 27-42, 27-43 and 27-44,

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

SCANNED

APR 11 2008

04/10/2008

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

RIGHT NUMBER: 27-11334

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: CALDWELL CREEK

TRIBUTARY: SLUG CREEK

QUANTITY: 0.300 CFS

This right when combined with Right No. 27-12003 shall provide no more than .02 cfs per acre.

PRIORITY DATE: 04/01/1950

POINT OF

DIVERSION: T08S R43E S13 NENWNW Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

|               | <u>PURPOSE OF USE</u>               | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|---------------|-------------------------------------|----------------------|-----------------|
|               | IRRIGATION                          | 04/15 10/31          | 0.300 CFS       |
| PLACE OF USE: | <u>IRRIGATION in CARIBOU County</u> |                      |                 |
|               | T08S R43E S13                       | NWNW 15.00           |                 |

15 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

SCANNED

APR 14 2008

04/10/2008

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

RIGHT NUMBER: 27-12000

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.040 CFS  
9.17 AFY

The rights listed below are limited to a total combined annual diversion volume for stock water of 9.17 af. Combined Right Nos.: 27-11016, 27-12000, 27-12004 and 27-12009.

PRIORITY DATE: 08/02/1891

POINT OF

DIVERSION: T07S R43E S26 SENESE Within CARIBOU County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

05/01 11/15

0.040 CFS

11/16 04/30

6.11 AFY

0.040 CFS

3.06 AFY

PLACE OF USE: STOCKWATER in CARIBOU County

|               |      |               |      |
|---------------|------|---------------|------|
| T07S R43E S26 | SESW | T07S R43E S26 | NESE |
| T07S R43E S26 | SWSE | T07S R43E S26 | SESE |
| T07S R43E S35 | NWNE | T07S R43E S35 | SWNE |
| T07S R43E S35 | NENW | T07S R43E S35 | SENW |
| T07S R43E S35 | NESW | T07S R43E S35 | SESW |
| T07S R43E S35 | NWSE |               |      |

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 27-11018.

Stockwater use is for 500 single range cows Nov 16th to April 30th and 500 pairs from May 1st to Nov 15th.

SCANNED

APR 11 2008

04/10/2008

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

RIGHT NUMBER: 27-12003

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: SLUG CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 6.460 CFS

Right Nos. 27-12003 and 27-12005 are limited to a total combined annual diversion volume for stock water of 9.17 AF.

PRIORITY DATE: 10/11/1886

POINT OF  
DIVERSION:

T08S R43E S13 NWNWSW Within CARIBOU County  
T08S R43E S14 NWSENE Within CARIBOU County  
T08S R43E S24 SWNE Within CARIBOU County  
T08S R43E S24 NESENW Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 6.460 CFS       |
| STOCKWATER            | 11/16 04/30          | 0.240 CFS       |
|                       | 05/01 11/15          | 3.06 AFY        |
|                       |                      | 0.240 CFS       |
|                       |                      | 6.11 AFY        |

PLACE OF USE: IRRIGATION in CARIBOU County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T08S R43E S11 | SWSE | 2.20  | T08S R43E S11 | SESE | 37.00 |
| T08S R43E S13 | NWNW | 3.00  | T08S R43E S13 | SWNW | 26.00 |
| T08S R43E S13 | NWSW | 32.00 | T08S R43E S13 | SWSW | 32.00 |
| T08S R43E S14 | NENE | 40.00 | T08S R43E S14 | NWNE | 3.90  |
| T08S R43E S14 | SWNE | 8.20  | T08S R43E S14 | SENE | 32.00 |
| T08S R43E S14 | NESW | 0.80  | T08S R43E S14 | NESE | 39.00 |
| T08S R43E S14 | NWSE | 38.00 | T08S R43E S14 | SWSE | 3.80  |
| T08S R43E S14 | SESE | 25.00 |               |      |       |

STOCKWATER same as IRRIGATION

322.9 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Posted Notice

SCANNED

APR 14 2008

Stockwater use is for 500 single range cows Nov 16th to April 30th and 500 pairs from May 1st to Nov 15th.

This right is a split from former right 27-4157.

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

SCANNED

APR 14 2003

04/10/2008

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

RIGHT NUMBER: 27-12004

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.020 CFS  
9.17 AFY

The rights listed below are limited to a total combined annual diversion volume for stock water of 9.17 af. Combined Right Nos.: 27-11016, 27-12000, 27-12004 and 27-12009.

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/01/1885

POINT OF  
DIVERSION:

T07S R43E S26 SENESE Begin of Stream Flow Within CARIBOU County  
T07S R43E S34 SWNESE End of Stream Flow Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER            | 11/16 04/30          | 0.020 CFS       |
|                       |                      | 3.06 AFY        |
|                       | 05/01 11/15          | 0.020 CFS       |
|                       |                      | 6.11 AFY        |

PLACE OF USE: STOCKWATER in CARIBOU County

|               |      |               |      |
|---------------|------|---------------|------|
| T07S R43E S26 | NESE | T07S R43E S26 | SWSE |
| T07S R43E S26 | SESE | T07S R43E S34 | NESW |
| T07S R43E S34 | NWSE | T07S R43E S34 | SWSE |
| T07S R43E S35 | NWNE | T07S R43E S35 | NENW |
| T07S R43E S35 | SWNW | T07S R43E S35 | NWSW |

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.

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 use is for 500 single range cows Nov 16th to April 30th and 500 pairs from May 1st to Nov 15th.

SCANNED

APR 10 2008

04/10/2008

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

RIGHT NUMBER: 27-12005

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: SLUG CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS  
9.17 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

Right Nos. 27-12003 and 27-12005 are limited to a total combined annual diversion volume for stock water of 9.17 AF.

PRIORITY DATE: 04/01/1885

POINT OF  
DIVERSION:

T07S R43E S34 NWSWSE End of Stream Flow Within CARIBOU County  
T07S R43E S34 SESWSE Begin of Stream Flow Within CARIBOU County  
T08S R43E S2 NWSWNW End of Stream Flow Within CARIBOU County  
T08S R43E S13 SESWSW Begin of Stream Flow Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER            | 05/01 11/15          | 0.020 CFS       |
|                       |                      | 6.11 AFY        |
|                       | 11/15 04/30          | 0.020 CFS       |
|                       |                      | 3.06 AFY        |

PLACE OF USE: STOCKWATER in CARIBOU County

|               |      |               |      |
|---------------|------|---------------|------|
| T07S R43E S34 | SWSE | T08S R43E S02 | SWNW |
| T08S R43E S02 | SENW | T08S R43E S02 | NESW |
| T08S R43E S02 | SESW | T08S R43E S02 | SWSE |
| T08S R43E S11 | NWNE | T08S R43E S11 | SWNE |
| T08S R43E S11 | NENW | T08S R43E S11 | SENW |
| T08S R43E S11 | NESW | T08S R43E S11 | NESE |
| T08S R43E S11 | NWSE | T08S R43E S11 | SWSE |
| T08S R43E S11 | SESE | T08S R43E S13 | SWNW |
| T08S R43E S13 | NWSW | T08S R43E S13 | SWSW |
| T08S R43E S14 | NWNE | T08S R43E S14 | SWNE |
| T08S R43E S14 | SENE | T08S R43E S14 | NESE |

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.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

SCANNED

APR 11 2003

Stockwater use is for 500 single range cows Nov 16th to April 30th and 500 pairs from May 1st to Nov 15th.

SCANNED  
APR 3 4 2003

04/10/2008

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

RIGHT NUMBER: 27-12009

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.020 CFS  
9.17 AFY

The rights listed below are limited to a total combined annual diversion volume for stock water of 9.17 af. Combined Right Nos.: 27-11016, 27-12000, 27-12004 and 27-12009.

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 08/02/1891

POINT OF  
DIVERSION:

T07S R43E S26 NESE Begin of Stream Flow Within CARIBOU County  
T07S R43E S35 SWNW End of Stream Flow Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER            | 11/16 04/30          | 0.020 CFS       |
|                       |                      | 3.06 AFY        |
|                       | 05/01 11/15          | 0.020 CFS       |
|                       |                      | 6.11 AFY        |

PLACE OF USE: STOCKWATER in CARIBOU County

|               |      |               |      |
|---------------|------|---------------|------|
| T07S R43E S26 | NESE | T07S R43E S26 | SESE |
| T07S R43E S35 | NWNE | T07S R43E S35 | NENW |
| T07S R43E S35 | SWNW | T07S R43E S35 | SENW |
| T07S R43E S35 | NWSW |               |      |

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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 500 single range cows Nov 16th to April 30th and 500 pairs from May 1st to Nov 15th.

This right is a split from former right 27-4156.

SCANNED

APR 14 2008

04/10/2008

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

RIGHT NUMBER: 27-12027

NAME AND ADDRESS: PRESTON ALLEN & SONS  
2601 E 300 S  
DECLO ID 83323

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 2.000 CFS

The rights listed below are limited to a total combined diversion rate of 27.2 cfs. Combined Right Nos.: 27-11016, 27-12027 and 27-10096

PRIORITY DATE: 06/01/1885

POINT OF

DIVERSION: T07S R43E S26 SWNESE Within CARIBOU County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

2.000 CFS

PLACE OF USE: IRRIGATION in CARIBOU County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T07S R43E S26 | SWSW | 27.00 | T07S R43E S27 | SWSE | 6.00  |
| T07S R43E S27 | SESE | 25.00 | T07S R43E S34 | NENE | 38.00 |
| T07S R43E S34 | NWNE | 32.00 | T07S R43E S35 | NWNW | 17.00 |

145 ACRES TOTAL

1021

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 27-11016, 27-12027 and 27-10096

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

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

This right is from old Right No.27-4Q.

SCANNED

APR 14 2008

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

**Claim Number(s):**

Preston R Allen & Sons  
by Kent Allen

**Previous Mailing Address:**

2661 East 300 South  
Declo Id. 83323

→ 27-4141, 10096, 11016, 11334, 12000, 12003,  
12004, 12005, 12009, 12027.

**New Mailing Address:**

1744 Cedar View Rd  
Soda Springs Id.  
83276

**Telephone Number:**

(208) 547-3819

**Signature of Claimant(s):**

Kent Allen

← **Sign Here**

Please return this completed form to the address indicated below:

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

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

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

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

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

RECEIVED

APR 11 2008

Date: \_\_\_\_\_

SCANNED

APR 11 2008



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

**EASTERN REGION**

April 15, 2008

**C. L. "BUTCH" OTTER**  
Governor

**DAVID R. TUTHILL, JR.**  
Director

**PRESTON R ALLEN & SONS PARTNERSHIP**  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

RE: Amended Notice of Change of Address for 27-4141, 27-10096, 27-11016, 27-11334, 27-12000, 27-12003, 27-120004, 27-12005, 27-12009 & 27-12027 and Notice of Completed Administrative Proceeding (NCAP)

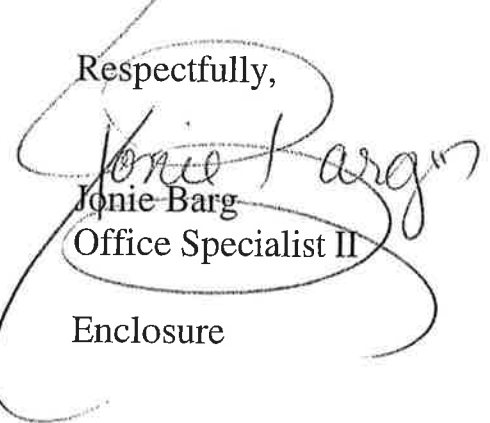
Dear Mr. Sullivan:

The Idaho Department of Water Resources (IDWR) acknowledges receipt of a change of address for the above referenced water right(s). Based on this change, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

  
Jonie Barg  
Office Specialist II

Enclosure

2008  
APR 15

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 )

**Water Rights:** 27-4141, 27-10096,  
27-11016, 27-11334, 27-12000, 27-  
12003, 27-12004, 27-12005, 27-12009  
& 27-12027

Case No. 39576 )

**AMENDED  
NOTICE OF COMPLETED  
ADMINISTRATIVE  
PROCEEDING**

IDWR has completed the following Administrative proceeding:

☒ Address change

☐ Substitution of Party

☐ I.C. § 42-222 transfer

☐ point of diversion ☐ place of use

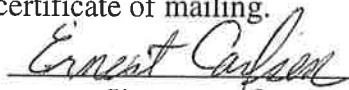
☐ period of use ☐ nature of use

☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 4-17-08



Signature of IDWR Representative

**CERTIFICATE OF MAILING**

I certify that on April 21, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:  
Clerk of the District Court  
Snake River Basin Adjudication  
PO Box 2707  
Twin Falls ID 83303-2707
2. One copy to:  
Claimant/Seller for Substitution of Party or attorney of record:  
Preston R Allen & Sons Partnership  
2601 E 300 S  
Declo ID 83323
3. One copy to:  
Claimant/Purchaser for Substitution of Party, or attorney of record:  
Preston R Allen & Sons Partnership  
1744 Cedar View Rd  
Soda Springs ID 83276
4. One copy to:  
Each party in the subcase, or attorney of record  
Shoshone-Bannock Tribes  
Jeanette Wolfley-Special Counsel  
202 N Arthur  
Pocatello ID 83202
5. One copy each to:  
Chief Natural Resources Division  
Office of the Attorney General  
PO Box 44449  
Boise ID 83711-4449
6. One Copy to:  
United States Dept of Justice  
Environment & Natural Resource Div  
550 West Fort Street MSC 033  
Boise ID 83724

  
Signature of person or attorney mailing the form

04/15/2008

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

RIGHT NUMBER: 27-4141

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: SLUG CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 10.570 CFS

PRIORITY DATE: 10/11/1886

POINT OF  
DIVERSION:

T08S R43E S2 SWNWNE Within CARIBOU County  
T08S R43E S2 NENENW Within CARIBOU County  
T08S R43E S2 NWSWNW Within CARIBOU County  
T08S R43E S2 NENESW Within CARIBOU County  
T08S R43E S2 SESESW Within CARIBOU County  
T08S R43E S11 NENESW Within CARIBOU County  
T08S R43E S11 SWNWSE Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

| PLACE OF USE: | PURPOSE OF USE                      |      | PERIOD OF USE |                          | QUANTITY   |
|---------------|-------------------------------------|------|---------------|--------------------------|------------|
|               | IRRIGATION                          |      | 04/15         | 10/31                    | 10.570 CFS |
|               | <u>IRRIGATION in CARIBOU County</u> |      |               |                          |            |
|               | T07S R43E S35                       | SWSE | 1.90          | T08S R43E S02 Lot 2 NWNE | 18.00      |
|               | T08S R43E S02                       | SWNE | 20.00         | T08S R43E S02 Lot 3 NENW | 28.00      |
|               | T08S R43E S02 Lot 4 NWNW            |      | 0.90          | T08S R43E S02 SWNW       | 36.00      |
|               | T08S R43E S02                       | SENE | 40.00         | T08S R43E S02 NESW       | 40.00      |
|               | T08S R43E S02                       | NWSW | 22.00         | T08S R43E S02 SWSW       | 1.60       |
|               | T08S R43E S02                       | SESW | 32.00         | T08S R43E S02 NWSE       | 26.00      |
|               | T08S R43E S02                       | SWSE | 34.00         | T08S R43E S11 NWNE       | 40.00      |
|               | T08S R43E S11                       | SWNE | 40.00         | T08S R43E S11 NENW       | 24.00      |
|               | T08S R43E S11                       | SENE | 23.00         | T08S R43E S11 NESW       | 24.00      |
|               | T08S R43E S11                       | NESE | 37.00         | T08S R43E S11 NWSE       | 40.00      |
|               | T08S R43E S11                       | SWSE | 6.70          |                          |            |

535.1 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

04/15/2008

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

RIGHT NUMBER: 27-10096

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: UNNAMED STREAMS

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 2.930 CFS

The rights listed below are limited to a total combined diversion rate of 27.2 cfs. Combined Right Nos.: 27-11016, 27-12027 and 27-10096

PRIORITY DATE: 10/04/1886

POINT OF

DIVERSION: T07S R43E S27 SWSWNE Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 07/01

2.930 CFS

PLACE OF USE: IRRIGATION in CARIBOU County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T07S R43E S27 | SWNE | 7.90  | T07S R43E S27 | SENE | 2.00  |
| T07S R43E S27 | NESW | 7.00  | T07S R43E S27 | SWSW | 4.50  |
| T07S R43E S27 | SESW | 37.00 | T07S R43E S27 | NWSE | 13.00 |
| T07S R43E S27 | SWSE | 16.00 | T07S R43E S34 | NWNE | 1.10  |
| T07S R43E S34 | NENW | 27.00 | T07S R43E S34 | NWNW | 31.00 |

146.5 ACRES TOTAL

1021

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 27-11016, 27-12027 and 27-10096

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

Source was decreed as Home Springs Creek in the Fred Stevens decree.

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

This right is from old Right No . 27-63.

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

RIGHT NUMBER: 27-11016

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 27.200 CFS

The rights listed below are limited to a total combined diversion rate of 27.2 cfs.  
Combined Right Nos.: 27-11016, 27-12027 and 27-10096

PRIORITY DATE: 11/01/1886

POINT OF DIVERSION: T07S R43E S26 SENESE Within CARIBOU County

PURPOSE AND PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 07/01          | 27.200 CFS      |
| STOCKWATER            | 04/15 07/01          | 0.040 CFS       |

PLACE OF USE: IRRIGATION in CARIBOU County

|                     |      |       |                     |      |       |
|---------------------|------|-------|---------------------|------|-------|
| T07S R43E S26       | SWSW | 28.00 | T07S R43E S26       | SESW | 17.00 |
| T07S R43E S26       | NESE | 0.60  | T07S R43E S26       | SWSE | 31.00 |
| T07S R43E S26       | SESE | 11.00 | T07S R43E S27       | SWNE | 8.00  |
| T07S R43E S27       | SENW | 2.00  | T07S R43E S27       | NESW | 7.00  |
| T07S R43E S27       | SWSW | 4.50  | T07S R43E S27       | SESW | 37.00 |
| T07S R43E S27       | NESE | 2.40  | T07S R43E S27       | NWSE | 13.00 |
| T07S R43E S27       | SWSE | 24.00 | T07S R43E S27       | SESE | 39.00 |
| T07S R43E S34       | NENE | 40.00 | T07S R43E S34       | NWNE | 40.00 |
| T07S R43E S34       | SWNE | 40.00 | T07S R43E S34       | SENE | 39.00 |
| T07S R43E S34       | NENW | 40.00 | T07S R43E S34       | NWNW | 31.00 |
| T07S R43E S34       | SENW | 40.00 | T07S R43E S34       | NESW | 30.00 |
| T07S R43E S34       | NESE | 15.00 | T07S R43E S34       | NWSE | 20.00 |
| T07S R43E S34       | SWSE | 19.00 | T07S R43E S34       | SESE | 40.00 |
| T07S R43E S35       | NWNE | 20.00 | T07S R43E S35       | SWNE | 25.00 |
| T07S R43E S35       | NENW | 22.00 | T07S R43E S35       | NWNW | 27.00 |
| T07S R43E S35       | SWNW | 19.00 | T07S R43E S35       | SENW | 37.00 |
| T07S R43E S35       | NESW | 40.00 | T07S R43E S35       | NWSW | 32.00 |
| T07S R43E S35       | SWSW | 40.00 | T07S R43E S35       | SESW | 34.00 |
| T07S R43E S35       | NWSE | 23.00 | T07S R43E S35       | SWSE | 15.00 |
| T08S R43E S02 Lot 3 | NENW | 6.50  | T08S R43E S02 Lot 4 | NWNW | 35.00 |
| T08S R43E S03 Lot 1 | NENE | 27.00 |                     |      |       |

STOCKWATER same as IRRIGATION

1021 ACRES TOTAL

1021

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 27-11016, 27-12027 and 27-10096

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

This right is a combination of old Right Nos. 27-32, 27-42, 27-43 and 27-44,

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

RECORDED  
APR 24 1953

04/15/2008

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

RIGHT NUMBER: 27-11334

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: CALDWELL CREEK

TRIBUTARY: SLUG CREEK

QUANTITY: 0.300 CFS

This right when combined with Right No. 27-12003 shall provide no more than .02 cfs per acre.

PRIORITY DATE: 04/01/1950

POINT OF

DIVERSION: T08S R43E S13 NENWNW Within CARIBOU County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.300 CFS

PLACE OF USE: IRRIGATION in CARIBOU County

T08S R43E S13 NWNW 15.00

15 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

04/15/2008

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

RIGHT NUMBER: 27-12000

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.040 CFS

PRIORITY DATE: 08/02/1891

POINT OF  
DIVERSION: T07S R43E S26 SENESE Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER            | 07/02 04/14          | 0.040 CFS       |

PLACE OF USE: STOCKWATER in CARIBOU County

|               |      |               |      |
|---------------|------|---------------|------|
| T07S R43E S26 | SESW | T07S R43E S26 | NESE |
| T07S R43E S26 | SWSE | T07S R43E S26 | SESE |
| T07S R43E S35 | NWNE | T07S R43E S35 | SWNE |
| T07S R43E S35 | NENW | T07S R43E S35 | SENW |
| T07S R43E S35 | NESW | T07S R43E S35 | SESW |
| T07S R43E S35 | NWSE |               |      |

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 27-11018.

APR 21 2008

04/15/2008

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

RIGHT NUMBER: 27-12003

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: SLUG CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 6.460 CFS

PRIORITY DATE: 04/01/1952

POINT OF  
DIVERSION:

T08S R43E S13 NWNWSW Within CARIBOU County  
T08S R43E S14 NWSENE Within CARIBOU County  
T08S R43E S24 SWNE Within CARIBOU County  
T08S R43E S24 NESENW Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 6.460 CFS       |
| STOCKWATER            | 01/01 12/31          | 0.240 CFS       |

PLACE OF USE:

IRRIGATION in CARIBOU County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T08S R43E S11 | SWSE | 2.20  | T08S R43E S11 | SESE | 37.00 |
| T08S R43E S13 | NWNW | 3.00  | T08S R43E S13 | SWNW | 26.00 |
| T08S R43E S13 | NWSW | 32.00 | T08S R43E S13 | SWSW | 32.00 |
| T08S R43E S14 | NENE | 40.00 | T08S R43E S14 | NWNE | 3.90  |
| T08S R43E S14 | SWNE | 8.20  | T08S R43E S14 | SENE | 32.00 |
| T08S R43E S14 | NESW | 0.80  | T08S R43E S14 | NESE | 39.00 |
| T08S R43E S14 | NWSE | 38.00 | T08S R43E S14 | SWSE | 3.80  |
| T08S R43E S14 | SESE | 25.00 |               |      |       |

STOCKWATER same as IRRIGATION

322.9 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 27-4157.

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

04/15/2008

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

RIGHT NUMBER: 27-12004  
NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276  
SOURCE: BLACKFOOT RIVER TRIBUTARY: SNAKE RIVER  
QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/01/1885  
POINT OF  
DIVERSION: T07S R43E S26 SENESE Begin of Stream Flow Within CARIBOU County  
T07S R43E S34 SWNESW End of Stream Flow Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER            | 01/01 12/31          | 0.020 CFS       |

PLACE OF USE: STOCKWATER in CARIBOU County

|               |      |               |      |
|---------------|------|---------------|------|
| T07S R43E S26 | NESE | T07S R43E S26 | SWSE |
| T07S R43E S26 | SESE | T07S R43E S34 | NESW |
| T07S R43E S34 | NWSE | T07S R43E S34 | SWSE |
| T07S R43E S35 | NWNE | T07S R43E S35 | NENW |
| T07S R43E S35 | SNNW | T07S R43E S35 | NWSW |

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

04/15/2008

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

RIGHT NUMBER: 27-12005

NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: SLUG CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/01/1885

POINT OF  
DIVERSION:

T07S R43E S34 NWSWSE End of Stream Flow Within CARIBOU County  
T07S R43E S34 SESWSE Begin of Stream Flow Within CARIBOU County  
T08S R43E S2 NWSWNW End of Stream Flow Within CARIBOU County  
T08S R43E S13 SESWSW Begin of Stream Flow Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE:

STOCKWATER in CARIBOU County

|               |      |               |      |
|---------------|------|---------------|------|
| T07S R43E S34 | SWSE | T08S R43E S02 | SWNW |
| T08S R43E S02 | SENW | T08S R43E S02 | NESW |
| T08S R43E S02 | SESW | T08S R43E S02 | SWSE |
| T08S R43E S11 | NWNE | T08S R43E S11 | SWNE |
| T08S R43E S11 | NENW | T08S R43E S11 | SENW |
| T08S R43E S11 | NESW | T08S R43E S11 | NESE |
| T08S R43E S11 | NWSE | T08S R43E S11 | SWSE |
| T08S R43E S11 | SESE | T08S R43E S13 | SWNW |
| T08S R43E S13 | NWSW | T08S R43E S13 | SWSW |
| T08S R43E S14 | NWNE | T08S R43E S14 | SWNE |
| T08S R43E S14 | SENE | T08S R43E S14 | NESE |

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.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

04/15/2008

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

RIGHT NUMBER: 27-12009  
NAME AND ADDRESS: PRESTON R ALLEN & SONS PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276  
SOURCE: BLACKFOOT RIVER TRIBUTARY: SNAKE RIVER  
QUANTITY: 0.020 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 08/02/1891  
POINT OF  
DIVERSION: T07S R43E S26 NESE Begin of Stream Flow Within CARIBOU County  
T07S R43E S35 SWNW End of Stream Flow Within CARIBOU County  
PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER            | 01/01 12/31          | 0.020 CFS       |

PLACE OF USE: STOCKWATER in CARIBOU County

|               |      |               |      |
|---------------|------|---------------|------|
| T07S R43E S26 | NESE | T07S R43E S26 | SESE |
| T07S R43E S35 | NWNE | T07S R43E S35 | NENW |
| T07S R43E S35 | SWNW | T07S R43E S35 | SESW |
| T07S R43E S35 | NWSW |               |      |

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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 27-4156.

04/15/2008

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

RIGHT NUMBER: 27-12027

NAME AND ADDRESS: PRESTON ALLEN & SONS  
1744 CEDAR VIEW RD  
SODA SPRINGS ID 83276

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 2.000 CFS

The rights listed below are limited to a total combined diversion rate of 27.2 cfs. Combined Right Nos.: 27-11016, 27-12027 and 27-10096

PRIORITY DATE: 06/01/1885

POINT OF

DIVERSION: T07S R43E S26 SWNESE Within CARIBOU County

PURPOSE AND  
PERIOD OF USE:

|               | <u>PURPOSE OF USE</u>               | <u>PERIOD OF USE</u> | <u>QUANTITY</u>          |
|---------------|-------------------------------------|----------------------|--------------------------|
|               | IRRIGATION                          | 04/01 11/01          | 2.000 CFS                |
| PLACE OF USE: | <u>IRRIGATION in CARIBOU County</u> |                      |                          |
|               | T07S R43E S26 SWSW                  | 27.00                | T07S R43E S27 SWSE 6.00  |
|               | T07S R43E S27 SESE                  | 25.00                | T07S R43E S34 NENE 38.00 |
|               | T07S R43E S34 NWNE                  | 32.00                | T07S R43E S35 NWNW 17.00 |

145 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 1021 acres in a single irrigation season. Combined Right Nos.: 27-11016, 27-12027 and 27-10096

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

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

This right is from old Right No.27-4Q.

RECEIVED

JUL 28 2006

DEPARTMENT OF  
WATER RESOURCES

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

SUBCASE NO: 27-12003

Case No. 39576

STANDARD FORM 4

MOTION TO FILE:

LATE NOTICE OF CLAIM

AMENDED NOTICE OF CLAIM

COPY

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a separate form for each late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is:

My address is:

My phone number is: Work:            Home

I am an attorney representing:

### **MOTION TO FILE A LATE NOTICE OF CLAIM**

I did not file a Notice of Claim to the use of water in the SRBA because:

---

---

---

I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stockwatering use.

I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

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---

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I have attached:

A fully completed Notice of Claim (available from IDWR).

A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$\_\_\_\_\_.

A claim filing fee and a late claim fee for those claims other than a domestic or

stock watering use for which a Notice of Claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources (IDWR) in the amount of \$\_\_\_\_\_.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on \_\_\_\_\_.

at the SRBA Courthouse, 253 Third Avenue North, Twin Falls, Idaho.

### **MOTION TO FILE AN AMENDED NOTICE OF CLAIM**

*A Motion to File an Amended Notice of Claim may require a hearing before the presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.*

I must amend my Notice of Claim to the use of water in the SRBA because:

The priority date should have been  
10/11/1886. Also added POD'S.

I am providing legal and factual documentation to support my amended Notice of Claim.

You must describe these documents and attach a readable copy.

Copy of Posted Notice.

I have attached:

An amended Notice of Claim (available from IDWR).  
Payment of the following additional fees required by IDWR.

## INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

## CERTIFICATE OF MAILING

I certify that on 7-26, 2006, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
P. O. Box 2707  
Twin Falls, Idaho 83303-2707

2. Copies to:

IDWR Document Depository  
P. O. Box 83720  
Boise, Idaho 83720-0098

Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
P.O. Box 44449  
Boise, Idaho 83711-4449

United States, Department of Justice  
Environment and Natural Resources Division  
General Litigation Section  
550 West Fort Street, MSC 033  
Boise, Idaho 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or Special Master, you must serve a copy on all parties to that subcase.



Signature of person or attorney mailing the form

Recorder.

Transcribed from Book C of Water Locations Page 158 Records of Bingham County, Idaho.  
Transcribed from Bannock County Records, Water Location Record No. 1, page 365

WATER LOCATION OF LANDON J. CLARK ET AL )

Notice is hereby given the undersigned citizens of the United States hereby claim and appropriate all the waters of Slug Creek and Duck Creek Springs situated in the lower Blackfoot Valley Bear Lake or Bingham County Idaho Territory. Said appropriation of Slug Creek is made by means of a dam already constructed across said Slug Creek at the point where this notice is posted and a monument of wood erected and at the point of diversion of said waters in a ditch now completed of the following dimensions to-wit. Six feet wide in the bottom, eight feet wide on top, two feet deep, with a fall of  $\frac{1}{2}$  of an inch to the rod. Said appropriation of Duck Springs is made by means of a dam thrown across said stream at the point where this notice is posted and a monument of wood four feet high erected and at the point of diversion of said waters in a ditch already constructed of the following dimensions, six feet wide in the bottom, eight feet wide on the top and one foot deep with fall of  $\frac{1}{2}$  of an inch to the rod. The waters of said streams are conducted by the means aforesaid on the following described tracts of land for agricultural and irrigation purposes to-wit: W<sup>2</sup> Sec. 31 W<sup>2</sup> Sec. 30 Tp. 8 South R. 44 E E<sup>2</sup> Sec. 25, SW<sup>4</sup> & S<sup>2</sup> NW<sup>4</sup> of NW<sup>4</sup> of E<sup>2</sup> Sec. 24, NE<sup>4</sup> & E<sup>2</sup> SE<sup>4</sup> Sec. 23, N. <sup>2</sup> & SE<sup>4</sup> & E<sup>2</sup> & SE<sup>4</sup> SW<sup>4</sup> Sec 14 W<sup>2</sup> & W<sup>2</sup> of E<sup>2</sup> Sec 11 W<sup>2</sup> & E<sup>2</sup> Sec. 2 Tp. 8 South of R. 43 E.B.M. Dated October 11<sup>th</sup> A. D. 1886

Landon J. Rich  
Chas. J. Oakley  
Joseph S. Clark

Christian Wallantine  
James S. Eye  
Solon W. Robison  
Minerva M. Woolley.

TERRITORY OF IDAHO COUNTY OF BEAR LAKE ) SS I hereby certify that I did on the 11<sup>th</sup> day of October 1886 at the point indicated in the foregoing post up a notice of which the within are true copies.  
J. C. Rich

Recorded at the request of C. Wallantine Oct. 12. 1886 at 5.50 P. M. J. Hasenfratz Co. Recorder, By J. W. Stucki Deputy

TERRITORY OF IDAHO COUNTY OF BEAR LAKE ) SS I hereby certify that the following is a full, true and correct copy of a water location recorded in Book 1 Page 92 of Miscellaneous Records of said County. Witness my hand and Official seal at Paris, Idaho, this 21<sup>st</sup> day of October A. D. 1889  
(Seal) T. L. Montonya Co. Recorder

Recorded at the request of Jas. H. Hawley May 19<sup>th</sup> 1890, at 9:45 A.M. Geo. A. Robethan, Recorder.

Transcribed from Book C of Water Locations Pages 159 & 160 Records of Bingham County, Idaho.  
Transcribed from Bannock County Records, Water Location Record No. 1, page 367

WATER LOCATION OF JOSEPH W. LINDFORD )

Notice is hereby given that the undersigned a citizen of the United States hereby claims and appropriates so much of the waters of Diamond Creek in the upper Blackfoot Valley, Bear Lake or Bingham County, Idaho Territory as will flow through a ditch already constructed of the following dimensions, to-wit: Eight feet wide in the bottom, ten feet wide on the top and two feet deep with a fall of one inch to the rod. Said appropriation is made by

Kent Allen

Handwritten initials

RECEIVED

[illegible]

|        |                    |                                 |                |
|--------|--------------------|---------------------------------|----------------|
| Verma. | 3-6-24             | Ernest. Anderson.               | C. S. Oakey    |
| Iyene. | Abraham.           | Tat. 3-6-24                     | Rat 4-2-0      |
| Shi/pt | Anderson           | Tat. Abi-<br>8-12-25<br>Abraham | London J. Fish |
| Tat.   | 8-12-25<br>Abraham | C. Anderson.                    | Rat 3-7-0      |
| Verma. | 19-17              | Anderson                        |                |

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 27-12003  
Date Received: 4/14/2004  
Receipt No:  
Received By:

AMENDED NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PRESTON R ALLEN & SONS PARTNERSHIP Phone: (208) 349-5599

2601 E 300 S  
DECLO ID USA 83323

2. Date of Priority: ~~05/01/1931~~ 10/11/1886

3. Source: SLUG CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

| Township       | Range          | Section       | 1/4 of 1/4 of 1/4 Lot | County             | Type |
|----------------|----------------|---------------|-----------------------|--------------------|------|
| <del>08S</del> | <del>43E</del> | <del>2</del>  | <del>NE NW</del>      | <del>CARIBOU</del> |      |
| <del>08S</del> | <del>43E</del> | <del>2</del>  | <del>NW NE</del>      | <del>CARIBOU</del> |      |
| 08S            | 43E            | 14            | SE NE                 | CARIBOU            | ✓    |
| 08S            | 43E            | 13            | NW SW                 | CARIBOU            | ✓    |
| <del>08S</del> | <del>43E</del> | <del>14</del> | <del>NW NE</del>      | <del>CARIBOU</del> |      |
| <del>08S</del> | <del>43E</del> | <del>2</del>  | <del>SE NW</del>      | <del>CARIBOU</del> |      |
| <del>08S</del> | <del>43E</del> | <del>13</del> | <del>SW SW</del>      | <del>CARIBOU</del> |      |
| 08S            | 43E            | 24            | SW NE                 | CARIBOU            |      |
| 08S            | 43E            | 24            | NE SE NW              | CARIBOU            |      |

5. Description of diverting works:

DAM & DITCHES

6. Water is used for the following purposes:

Purpose  
IRRIGATION  
STOCKWATER

From To C.F.S.  
4/01 11/01 26.68  
1/01 12/31 0.24

(or) A.F.A

7. Total Quantity Appropriated is:  
26.92 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township      | Range | Section | 1/4 of 1/4 | Lot | Use        | Acres |
|---------------|-------|---------|------------|-----|------------|-------|
| 08S           | 43E   | 2       | NW         | NE  | IRRIGATION | 20    |
|               |       |         | SE         | NE  | IRRIGATION | 20    |
|               |       |         | NE         | NW  | IRRIGATION | 40    |
|               |       |         | SE         | NW  | IRRIGATION | 20    |
|               |       |         | NE         | SE  | IRRIGATION | 35    |
| Section Acres |       |         |            |     |            | 135   |
| 08S           | 43E   | 11      | SW         | SE  | IRRIGATION | 15    |
|               |       |         | SE         | SE  | IRRIGATION | 40    |
| Section Acres |       |         |            |     |            | 55    |
| 08S           | 43E   | 13      | NW         | NW  | IRRIGATION | 40    |
|               |       |         | SW         | NW  | IRRIGATION | 40    |
|               |       |         | NW         | SW  | IRRIGATION | 40    |
|               |       |         | SW         | SW  | IRRIGATION | 40    |
| Section Acres |       |         |            |     |            | 160   |
| 08S           | 43E   | 14      | NE         | NE  | IRRIGATION | 40    |
|               |       |         | NW         | NE  | IRRIGATION | 15    |
|               |       |         | SW         | NE  | IRRIGATION | 15    |
|               |       |         | SE         | NE  | IRRIGATION | 40    |
|               |       |         | NE         | SW  | IRRIGATION | 20    |
|               |       |         | NE         | SE  | IRRIGATION | 40    |
|               |       |         | NW         | SE  | IRRIGATION | 35    |
|               |       |         | SW         | SE  | IRRIGATION | 6     |
|               |       |         | SE         | SE  | IRRIGATION | 30    |
| Section Acres |       |         |            |     |            | 241   |
| Total Acres   |       |         |            |     |            | 591   |

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Statutory Claim

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: 1

For Organizations:

I do solemnly swear or affirm that I am Co-owner & Partner of  
Title

Preston R. Allen's Sons Partnership that I have signed the foregoing  
Organization

document in the space below as Co-owner & Partner of  
Title

Preston R. Allen's Sons Partnership and that the statements contained in the  
Organization

foregoing document are true and correct.

Kenneth G. Allen  
Signature of Authorized Agent

Partner  
Title and Organization

7-26-06  
Date

State of Idaho )  
County of Bannock ) SS.

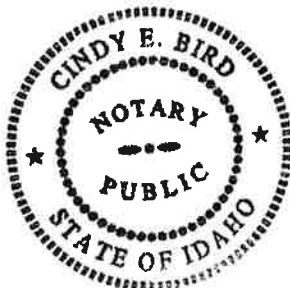
Subscribed and sworn (or affirmed) before me this 26<sup>th</sup> day of July, 2006

Cindy E. Bird

Notary Public

Residing at Lava Hot Springs

My commission Expires May 1, 2007



**VERIFICATION (Must be completed)**

State of Idaho

County of Bannock

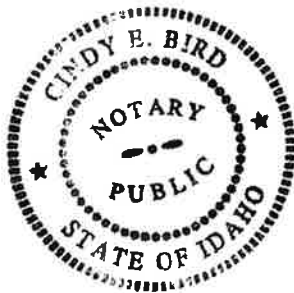
Kent Allen, being first duly sworn, upon  
(Insert name of person filing form)  
oath, deposes and says:

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Kent Allen  
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on 26<sup>th</sup> day of July, 2006.



Cindy E Bird

Notary Public for FDWR.

Residing at: Lava Hot Springs

My Commission expires: May 1, 2007.

## Notes

5/26/05  
cont'd

If claimant wants to file a new claim for the land in the SENE; SWNE and provide evidence to support the priority date then they can but I'm not recommending it under the 1952 priority.

The land's section 2 may require another field exam to determine the pod for that area.

5/26/05 recommend as noted. CB

6/22/05 adjust POH. (See layout for edits) <sup>CB</sup>

add PoD. (Field exam 6/22/05)

field amendment form signed  
by Kent Allen

Change priority date.

forward a copy of posted Notice to Candice on 1886 priority date.

6/23/05 email from Candice to say that Slug creek isn't cut off 7/1 it would have the regular sec. CB

7/15/05 linked New shapes for POH. in  
E F CB.

Resent PDR & NOE. asked Katy to send.

PROFILED

SCANNED

MAY 23 2006

**References**[Remedy](#)[Launch  
ArcView](#)[Administrative  
Rules](#)[Query  
Tools](#)[Data  
Entry  
Standards](#)[Show Help](#)Screen ID  
384Process:  
Claim  
Verification  
RecordStep:  
Update  
Information**Quick Look****Contacts****Priority Date****POD****Source****POU****Water Use****Review/Verify Log**Status Claim Number Version Number [View Documents](#)**Check List**[Print Form](#)☒ **Priority Date**☒ **Contacts**☐ **Point of Diversion**☒ **Source**☐ **Place of Use**☒ **Purpose of Use**☐ **Period of Use**☒ **Quantity**☐ **Summary**[Yes to All](#)**Comments**Author 

Text

Subj Date [Add](#)[Edit](#)

Contacts

27-12003  
Rough  
 shape  
 started  
 5-16-05  
 HT  
 I drew according  
 to claimed  
 POU.

[Hide References](#)[Next Step](#)[Return to Home](#)[Previous  
Steps:](#)[Select Claim](#)Screen  
ID  
384

## Notes

5/23/05 The land in Section 2, S00SE Sec. 11, and section 14, would be (possibly) available for a posted notice with a 10-11-1886 priority if they can prove it was used continuously from that date.

The claim would then need to be split with the 2 different priority dates. CB

5/26/05 I disagree with HKM on the land in the SWNE & the SWNW of Section 14. (1987 Napp photography layout) red outline. If you look on the 1964 imagery it's in sagebrush. It definitely looks different in 1987 and 2003. The 1974 Orthorectified looks different than 1964 imagery. They may be able to prove a pre-1972 mandatory permit statute but not irrigation in 1950's.

Also the POD's gps'd by Skip are in Sec. 13 & Sec. 14, the third one is in (basin 27 gps 6-29-04.shp) NESW Sec. 11, T8S, R43E, to irrigate a small piece in the SENW, SWNE, NWSW & NESE under 27-4141.

I don't see how the land in Section 2 can be irrigated from these POD's. (Not recommending)

The land in Section 24 still belongs to Roland Allen.

7/15/04

Preston Allen.

File NAME

POD'S - 1 - Blackfoot

SWNESE Sec. 26, T7S, R43E

ALLEN

3 - Shig Ck

SWNW SW Sec. 13, T8S, R43E

SLUG 1

NW SENE Sec. 14, T8S, R43E

SLUG 2

NENE SW Sec. 11, T8S, R43E

SLUG 3

1 - Caldwell Ck.

NW NENE Sec. 13, T8S, R43E

Caldwell

No - POD on lanes. Ck.

- Good claims.

Skip told Kent Allen he needs to bring in his photo and go over the acres irrigated.

Claims: Skip thinks should be disallowed.

27-10096 ✓

D-27-66A

27-11953

D-27-11951 ✓

D-27-70A ✓

27-4137 ✓

27-4141 ✓

27-11952 ✓

## Notes

8/18/04 - Included Ryan Madsen's measurement on slug ckt. - (Not the main channel).

8/20/04 we still need evidence of priority for slug ckt.

Kent allin got some 10-16-1956 photos. We have nothing back to 1931.

other claims  
on slug ckr

## Notes

4/14/04 Ryan Madsen - 01 water district.

\* 1.27 cfs w/o rounding on slug ckr. (63.5)

1.24 cfs w rounding on slug ckr.

- heavy water grass, not in Main Channel.

Lanes Ckr flow is too high and flowing all over weir have to go back later.

# IDWR Water Right and Adjudication Search

Note: This search tool identifies active water rights and active transfers. If you want to search both active and inactive water rights, please check the box below.

☐ Search for both active and inactive water right records.

## Search Results

|                                                                                                                      |                                                                                                                                                                                                                                                 |
|----------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Type of Query                                                                                                        | USAGE INSTRUCTION                                                                                                                                                                                                                               |
| <input checked="" type="checkbox"/> All SRBA & Water Rights                                                          |                                                                                                                                                                                                                                                 |
| SRBA<br><input type="checkbox"/> Claims<br><input type="checkbox"/> Recommendations<br><input type="checkbox"/> Both | Water Rights<br><input type="checkbox"/> Applications<br><input type="checkbox"/> Permits<br><input type="checkbox"/> Decrees, Licenses and Statutory Claims<br><input type="checkbox"/> Transfers<br><input type="checkbox"/> All of the above |
| Basin                                                                                                                | Who                                                                                                                                                                                                                                             |
| What                                                                                                                 | When                                                                                                                                                                                                                                            |
| Where                                                                                                                |                                                                                                                                                                                                                                                 |
| Clear                                                                                                                | Search                                                                                                                                                                                                                                          |
| Help                                                                                                                 |                                                                                                                                                                                                                                                 |

Query parameters:

Source = slug creek

Search for: active Records

## Information for type: Claim

|         | Record | Basin | Sequence | Suffix | Version | Basis   | Status | Priority Date | Diversion Rate | Source List | Water Uses           | Owner List                                                    |
|---------|--------|-------|----------|--------|---------|---------|--------|---------------|----------------|-------------|----------------------|---------------------------------------------------------------|
| Details | 1      | 27    | 2001     |        |         | License | Active | 1903-11-13    | 2.5            | SLUG CREEK  | DOMESTIC, IRRIGATION | P THOMAS<br>BLOTTER<br>FAMILY LTD<br>PARTNERSHIP<br>(Current) |

|          |   |    |       |   |  |                    |        |            |       |            |                           |                                                               |
|----------|---|----|-------|---|--|--------------------|--------|------------|-------|------------|---------------------------|---------------------------------------------------------------|
| Details  | 2 | 27 | 2003  | A |  | License            | Active | 1905-09-27 | 4.44  | SLUG CREEK | IRRIGATION                | P THOMAS<br>BLOTTER<br>FAMILY LTD<br>PARTNERSHIP<br>(Current) |
| Pedigree |   |    |       |   |  |                    |        |            |       |            |                           |                                                               |
| Details  | 3 | 27 | 2003  | B |  | License            | Active | 1905-09-27 | 0.56  | SLUG CREEK | IRRIGATION                | STUCKI<br>REVOCABLE<br>TRUST<br>(Current)                     |
| Pedigree |   |    |       |   |  |                    |        |            |       |            |                           |                                                               |
| Details  | 4 | 27 | 2066  |   |  | License            | Active | 1919-09-04 | 5.6   | SLUG CREEK | IRRIGATION                | STUCKI<br>REVOCABLE<br>TRUST<br>(Current)                     |
| Pedigree |   |    |       |   |  |                    |        |            |       |            |                           |                                                               |
| Details  | 5 | 27 | 4141  |   |  | Statutory<br>Claim | Active | 1931-06-01 | 13.22 | SLUG CREEK | IRRIGATION                | ALLEN,<br>PRESTON R<br>(Current)                              |
| Pedigree |   |    |       |   |  |                    |        |            |       |            |                           |                                                               |
| Details  | 6 | 27 | 11367 |   |  | Beneficial<br>Use  | Active | 1886-10-11 | 0.02  | SLUG CREEK | IRRIGATION,<br>STOCKWATER | BITTON,<br>KEITH<br>(Current)                                 |
| Pedigree |   |    |       |   |  |                    |        |            |       |            |                           |                                                               |
| Details  | 7 | 27 | 12002 |   |  | Statutory<br>Claim | Active | 1931-05-01 | 26.92 | SLUG CREEK | IRRIGATION,<br>STOCKWATER | ROLAND<br>ALLEN LAND<br>& LIVESTOCK<br>(Current)              |
| Pedigree |   |    |       |   |  |                    |        |            |       |            |                           |                                                               |
| Details  | 8 | 27 | 12003 |   |  | Statutory<br>Claim | Active | 1931-05-01 | 26.92 | SLUG CREEK | IRRIGATION,<br>STOCKWATER | ROLAND<br>ALLEN LAND<br>& LIVESTOCK<br>(Current)              |
| Pedigree |   |    |       |   |  |                    |        |            |       |            |                           |                                                               |
| Details  | 9 | 27 | 12005 |   |  | Beneficial<br>Use  | Active | 1885-04-01 | 0.02  | SLUG CREEK | STOCKWATER                | PRESTON R<br>ALLEN &<br>SONS<br>PARTNERSHIP<br>(Current)      |
| Pedigree |   |    |       |   |  |                    |        |            |       |            |                           |                                                               |

## Information for type: Recommendation

|         | Record | Basin | Sequence | Suffix | Version | Basis          | Status | Priority Date | Diversion Rate | Source List | Water Uses | Owner List                                    |
|---------|--------|-------|----------|--------|---------|----------------|--------|---------------|----------------|-------------|------------|-----------------------------------------------|
| Details | 10     | 27    | 11367    |        | 1       | Beneficial Use | Active | 1886-10-11    | 0.02           | SLUG CREEK  | STOCKWATER | BITTON, KEITH (Current)                       |
| Details | 11     | 27    | 12005    |        | 1       | Beneficial Use | Active | 1885-04-01    | 0.02           | SLUG CREEK  | STOCKWATER | PRESTON R. ALLEN & SONS PARTNERSHIP (Current) |

## Information for type: Statutory Claim, Decree and License

|         | Record | Basin | Sequence | Suffix | Version | Basis   | Status | Priority Date | Diversion Rate | Source List | Water Uses           | Owner List                                              |
|---------|--------|-------|----------|--------|---------|---------|--------|---------------|----------------|-------------|----------------------|---------------------------------------------------------|
| Details | 12     | 27    | 2001     |        |         | License | Active | 1903-11-13    | 2.5            | SLUG CREEK  | DOMESTIC, IRRIGATION | HANSEN, MADS PETER (Current)                            |
| Details | 13     | 27    | 2003     |        |         | License | Active | 1905-09-27    | 5              | SLUG CREEK  | DOMESTIC, IRRIGATION | SCHMID, CARL A (Current); SCHMID, ROBERT (Current)      |
| Details | 14     | 27    | 2066     |        |         | License | Active | 1919-09-04    | 5.6            | SLUG CREEK  | DOMESTIC, IRRIGATION | PETTERSON, ETHEL (Current); PETTERSON, HANS F (Current) |
|         |        |       |          |        |         |         |        |               |                |             | DOMESTIC             |                                                         |

|         |    |    |       |  |  |                 |        |            |       |            |                                                                             |                                                                                         |
|---------|----|----|-------|--|--|-----------------|--------|------------|-------|------------|-----------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| Details | 15 | 27 | 2157  |  |  | License         | Active | 1918-01-09 |       | SLUG CREEK | FROM STORAGE, DOMESTIC STORAGE, IRRIGATION FROM STORAGE, IRRIGATION STORAGE | PETTERSON, ARCHIBALD (Current); PETTERSON, ETHEL (Current); PETTERSON, HANS F (Current) |
| Details | 16 | 27 | 4141  |  |  | Statutory Claim | Active | 1931-06-01 | 13.22 | SLUG CREEK | IRRIGATION                                                                  | ALLEN, PRESTON R (Current)                                                              |
| Details | 17 | 27 | 4157  |  |  | Statutory Claim | Active | 1931-05-01 | 26.92 | SLUG CREEK | IRRIGATION                                                                  | ROLAND ALLEN LAND & LIVESTOCK (Current)                                                 |
| Details | 18 | 27 | 11491 |  |  | Decreed         | Active | 1880-06-01 | 0.02  | SLUG CREEK | STOCK WATER                                                                 | UNITED STATES OF AMERICA ACTING THROUGH (Current)                                       |
| Details | 19 | 27 | 11497 |  |  | Decreed         | Active | 1880-06-01 | 0.02  | SLUG CREEK | STOCK WATER                                                                 | UNITED STATES OF AMERICA ACTING THROUGH (Current)                                       |

Number of records = 19

## Contacts Data Entry Form

| Owner Type                                        | Full Name                       | Address | City | State | Zip | Phone |
|---------------------------------------------------|---------------------------------|---------|------|-------|-----|-------|
| Current Owner                                     | Preston allen & Son's. 349-5714 |         |      |       |     |       |
| Name connector: and _____, or _____, and/or _____ |                                 |         |      |       |     |       |
| Current Owner                                     | 2601 E 300 S                    |         |      |       |     |       |
| Current Owner                                     | Decko ID 83323                  |         |      |       |     |       |

Representing Attorney: \_\_\_\_\_ Phone Number: \_\_\_\_\_

Accompanied By: Kent Allen Phone Number: \_\_\_\_\_

Relationship to Claimant: Son

Date of Field Exam: 6-28-04 Time: \_\_\_\_\_

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

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

Reviewer: UB

Date: 8/20/09

## Contacts Data Entry Form

## Priority Date Data Entry Form

Claim Number: 27-12003

Water Right Priority Date: \_\_\_\_\_ Water Right Basis: \_\_\_\_\_

Claimed Priority Date: \_\_\_\_\_ Claimed Basis: \_\_\_\_\_

Recommended Priority Date: 4-1-1952 Recommended Basis: B.U.☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

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

8/20/04 No evidence of priority submitted yet. we  
still need evidence. CB

5/24/05 a statement from John Nevada (watermaster)

Received a copy of a posted Notice that might  
pertain to part of the land but the  
claim would need to be spent again  
and we would need more information  
to make sure the development occurred  
10-11-1886

Reviewer: CBDate: 5/24/05

Priority Date Data Entry Form

1. Should this water use have been included in a later court decree of the water rights from this source? Yes ( ) No (X)  
If Yes, go to 2  
If No, go to 4
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree? Yes ( ) No ( )  
If Yes, go to 3a  
If No, go to 4
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use? Yes ( ) No ( )  
If Yes, consult the attorney assigned to the Basin. Go to 3b  
If No, go to 4
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion? Yes ( ) No ( )  
If Yes, go to 11  
If No, go to 4
4. Is the basis of claim a decree or license? Yes ( ) No (X)  
If Yes, go to 5  
If No, go to 7
5. Does the decree or license have a Priority Date? Yes ( ) No ( )  
If Yes, go to 6  
If No, Consult the attorney assigned to the Basin, go to 15
6. Did the Claimant claim the decreed or licensed Priority Date? Yes ( ) No ( )  
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15  
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
7. Is the basis of claim a Permit or Application? Yes ( ) No (X)  
If Yes, go to 10e  
If No, go to 8
8. Is the basis of claim a posted notice? Yes ( ) No (X)  
If Yes, consult the attorney assigned to the Basin, go to 15  
If No, go to 9
9. Is the Priority Date claimed after the date a permit is required for the source and the water use? Yes ( ) No (X)  
If Yes, go to 11  
If No, go to 12
- 10e. Will the license be issued prior to filing the Director's Report? Yes ( ) No ( )  
If Yes, recommend the Priority Date shown on the license, go to 15  
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit.  
Add Condition Code A01 to the Recommendation, go to 15
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? Yes ( ) No ( )  
If Yes, go to 12  
If No, disallow with condition P01.
12. Does the claim file contain sufficient evidence of Priority Date? Yes (X) No ( )  
If Yes, recommend the date supported by the evidence submitted, go to 15  
If No, Request additional evidence of Priority Date, go to 13
13. Has additional evidence of priority date been submitted? Yes ( ) No ( )  
If Yes, recommend the date supported by the evidence submitted, go to 15  
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14
14. Can any portion of the claim be recommended as a valid water right? Yes ( ) No ( )  
If Yes, go to 15  
If No, disallow with condition P01.
15. Is the basis of claim coded correctly? Yes (X) No ( )  
If Yes, go to 16  
If No, Enter the appropriate basis of claim.
16. Is a Priority Date remark and/or condition required? Yes ( ) No (X)  
If Yes, Enter the appropriate basis of claim. Priority Date review is complete.  
If No, Priority Date review is complete.

**Priority Date**

**Claim No.** 27 - 12003

## Point of Diversion and Source Data Entry Form

Claim Number: 27-12003

Water Right Point of Diversion: T\_\_\_\_, R\_\_\_\_, Sec.\_\_\_\_,\_\_\_\_,\_\_\_\_,\_\_\_\_, County:\_\_\_\_\_

Source:\_\_\_\_\_ Tributary:\_\_\_\_\_

Claimed Point of Diversion: T\_\_\_\_, R\_\_\_\_, Sec.\_\_\_\_,\_\_\_\_,\_\_\_\_,\_\_\_\_, County:\_\_\_\_\_

Source:\_\_\_\_\_ Tributary:\_\_\_\_\_

Recommended Point of Diversion: T\_\_\_\_, R\_\_\_\_, Sec.\_\_\_\_,\_\_\_\_,\_\_\_\_,\_\_\_\_, County:\_\_\_\_\_

Source:\_\_\_\_\_ Tributary:\_\_\_\_\_

\_\_\_\_ Use Claimed POD and Source as Recommended POD and Source

| Twp                                 | Rge | Sec | Gov Lot | QQQ of QQ of Q | County  | Source              |
|-------------------------------------|-----|-----|---------|----------------|---------|---------------------|
| 8S                                  | 43E | 13  | -       | SWNW8W         | Bingham | slug Creek          |
| GPS Coordinates: <u>42.72629678</u> |     |     |         |                |         | <u>-111.3879937</u> |
| 8S                                  | 43E | 14  | -       | NWSENE         | Bingham | slug Creek          |
| GPS Coordinates: <u>42.73159683</u> |     |     |         |                |         | <u>-111.3931275</u> |
|                                     |     |     |         |                |         |                     |
| GPS Coordinates: _____              |     |     |         |                |         | _____               |
|                                     |     |     |         |                |         |                     |
| GPS Coordinates: _____              |     |     |         |                |         | _____               |
|                                     |     |     |         |                |         |                     |
| GPS Coordinates: _____              |     |     |         |                |         | _____               |
|                                     |     |     |         |                |         |                     |
| GPS Coordinates: _____              |     |     |         |                |         | _____               |

GPS PTS

slug 1

slug 2

Other rights from this POD? NO

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

field exam.link pod: 27-12003pod.shpTransfers Changing POD NOReviewer: CBDate: 8/20/04

1. Is the basis of claim a Decree or License?

Yes ☐ No ☒

If Yes, go to 4  
If No, go to 2

2. Is the basis of claim a Permit or Application?

Yes ☐ No ☒

If Yes, go to 3  
If No, go to 6

3. Has the License been issued?

Yes ☐ No ☐

If Yes, go to 5  
If No, recommend the POD as shown on the Permit. Go to 10

4. Does the parent right have a POD?

Yes ☐ No ☐

If Yes, go to 5  
If No, go to 6

5. Can the claimed POD be verified using the water right file?

Yes ☐ No ☐

If Yes, recommend the POD as shown in the water right file. Go to 10  
If No, go to 6

6. Is there evidence that there has been a change in the POD?

Yes ☒ No ☐

If Yes, go to 7  
If No, go to 9

7. Can the change be verified as an accomplished transfer?

Yes ☒ No ☐

If Yes, add condition C03, go to 9  
If No, Notify claimant that a transfer is necessary before the claimed POD can be recommended. Go to 8

8. Was a transfer filed?

Yes ☐ No ☐

If Yes, recommend the POD as shown on the approved transfer. Go to 10  
If No, go to 9

9. Does the file contain all of the necessary information to verify the POD?

Yes ☒ No ☐

If Yes, recommend the POD as it existed on 11-19-1987. Describe how the POD was verified. Go to 10  
If No, collect the necessary information. Conduct field exam if necessary. Recommend the POD as it existed on 11-19-1987. Go to 10

10. Is a POD remark and/or condition required?

Yes ☐ No ☒

If Yes, enter the appropriate remark and/or condition. POD review is complete  
If No, POD review is complete.

**Point of Diversion**

**Claim No.** 27-12003

1. Is the basis of claim a Decree or License?

Yes ( ) No (X)  
If Yes, go to 4  
If No, go to 2

2. Is the basis of claim a Permit or Application?

Yes ( ) No (X)  
If Yes, go to 3  
If No, go to 6

3. Has the License been issued?

Yes ( ) No ( )  
If Yes, go to 5  
If No, recommend the Source as shown on the Permit. Go to 11

4. Does the parent right have a Source?

Yes ( ) No ( )  
If Yes, go to 5  
If No, go to 7

5. Can the claimed Source be verified using the water right file?

Yes ( ) No ( )  
If Yes, recommend the Source as shown in the water right file. Go to 11  
If No, go to 7

6. Is the basis of claim a Posted Notice?

Yes ( ) No (X)  
If Yes, consult the attorney assigned to the basin. Go to 7  
If No, go to 7

7. Is there evidence that there has been a change in the Source?

Yes ( ) No (X)  
If Yes, go to 8  
If No, go to 10

8. Can the change be verified as an accomplished transfer?

Yes ( ) No ( )  
If Yes, add condition C02, go to 10  
If No, Notify claimant that a transfer is necessary before the claimed Source can be recommended. Go to 9

9. Did the claimant file a transfer?

Yes ( ) No ( )  
If Yes, recommend the Source as shown in the transfer. Go to 11  
If No, go to 10

10. Does the file contain all of the necessary information to verify the Source?

Yes (X) No ( )  
If Yes, recommend the Source as it existed on 11-19-1987. Go to 11  
If No, collect the necessary information. Recommend the Source as it existed on 11-19-1987. Go to 11

11. Is a Source remark and/or condition required?

Yes ( ) No (X)  
If Yes, enter the appropriate remark and/or condition. Source review is complete.  
If No, Source review is complete.

Source

Claim No. 27-12003

## Purpose of Use Data Entry Form

Claim Number: 27-12003☐ Use Claimed Purpose of Use as Recommended Purpose of Use

## Water Right Purpose of Use

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

## Claimed Purpose of Use

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

## Recommended Purpose of Use

| Water Use | Number of Homes | Number of Stock | Acre Limit | Number of Other |
|-----------|-----------------|-----------------|------------|-----------------|
| Stock     |                 | 200             |            |                 |
|           |                 |                 |            |                 |
|           |                 |                 |            |                 |

Document how the Purpose of Use was verified:

field exam

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Transfers Changing Purpose of Use NOReviewer: CBDate: 5/24/05

Purpose of Use Data Entry Form

1. Is the basis of claim a Decree or License?

If Yes, go to 4  
If No, go to 2

Yes ( ) No (X)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3  
If No, go to 6

Yes ( ) No (X)

3. Has the License been issued?

If Yes, go to 5  
If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13

Yes ( ) No ( )

4. Does the parent right have a Purpose of Use?

If Yes, go to 5  
If No, go to 6

Yes ( ) No ( )

5. Can the claimed Purpose of Use be verified using the water right file?

If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13  
If No, go to 6

Yes ( ) No ( )

6. Is there evidence that there has been a change in the Purpose of Use?

If Yes, go to 7  
If No, go to 11

Yes ( ) No (X)

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C04, go to 11  
If No, go to 8

Yes ( ) No ( )

8. Does the change include an enlargement of the Purpose of Use?

If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9  
If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12

Yes ( ) No ( )

9. Was an enlargement claim filed?

If Yes, go to 11  
If No, Notify claimant that an enlargement claim is necessary. Go to 10

Yes ( ) No ( )

10. Did the claimant file an enlargement claim?

If Yes, go to 11  
If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13

Yes ( ) No ( )

11. Does the file contain all of the necessary information to verify the Water Use?

If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13  
If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (X) No ( )

12. Did the claimant file a transfer?

If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13  
If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes ( ) No ( )

13. Is a Purpose of Use remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.  
If No, purpose of Use review is complete.

Yes ( ) No (X)

**Purpose of Use**

**Claim No.** 27 - 12003

## Place Of Use Data Entry Form

Claim Number: 27-12003☐ Use Claimed POU as Recommended POU

## Claimed Place of Use

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

Total Acres \_\_\_\_\_

## Recommended Place of Use

| Twp | Rge | Sec | QQ | Q | County | Lot Num | Acres | Purpose of Use |
|-----|-----|-----|----|---|--------|---------|-------|----------------|
| 8S  | 43E | 11  |    |   |        |         |       | Irrigation     |
|     |     | 14  |    |   |        |         |       |                |
|     |     | 13  |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |

Total Acres 347.6

## Document how the POU was verified:

The POU in the SESE of Section 11 east of the creek wasn't irrigated in 1964, but looks irrigated in 1987 and the 2003. (see attached 1964 imagery). They may need to file an enlargement claim.

link shape : 27-12003.shp and update PLS.

Transfers Changing POU NoReviewer: CBDate: 5/26/05

1. Is the basis of claim a Decree or License?

If Yes, go to 2a  
If No, go to 2b

Yes ( ) No (X)

2a. Is a POU required?

If Yes, go to 5  
If No, go to 14

Yes ( ) No ( )

2b. Is a POU required?

If Yes, go to 3  
If No, go to 14

Yes (X) No ( )

3. Is the basis of claim a Permit or Application?

If Yes, go to 4  
If No, go to 7

Yes ( ) No (X)

4. Has the License been issued?

If Yes, go to 6  
If No, recommend the POU as shown on the Permit. Go to 14

Yes ( ) No ( )

5. Does the parent right have a POU?

If Yes, go to 6  
If No, go to 7

Yes ( ) No ( )

6. Can the claimed POU be verified using the water right file?

If Yes, recommend the POU as shown in the water right file. Go to 14  
If No, go to 7

Yes ( ) No ( )

7. Is there evidence that there has been a change in the POU?

If Yes, go to 8  
If No, go to 13

Yes ( ) No (X)

8. Can the change be verified as an accomplished transfer?

If Yes, add condition C05, go to 13  
If No, go to 9

Yes ( ) No ( )

9. Does the change include an enlargement of the POU?

If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10  
If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12

Yes ( ) No ( )

10. Was an enlargement claim filed?

If Yes, go to 13  
If No, notify claimant that an enlargement claim is necessary. Go to 11

Yes ( ) No ( )

11. Did the claimant file an enlargement claim?

If Yes, go to 13  
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes ( ) No ( )

12. Was a transfer filed?

If Yes, recommend the POU as shown on the approved transfer. Go to 14  
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes ( ) No ( )

13. Does the file contain all of the necessary information to verify the POU?

If Yes, go to 14  
If No, collect the necessary information. Conduct field exam if necessary. Go to 14

Yes (X) No ( )

14. Is a POU remark and/or condition required?

If Yes, enter the appropriate remark and/ or condition. POU review is complete.  
If No, POU review is complete.

Yes ( ) No (X)

Place of Use

Claim No.

27 - 12003

## Period of Use and Quantity Data Entry Form

Claim Number: 27-12003☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

## Water Right Period of Use and Diversion Rate

| Water Use | Start | End | Rate | Volume |
|-----------|-------|-----|------|--------|
|           |       |     |      |        |
|           |       |     |      |        |
|           |       |     |      |        |

Overall Diversion Rate \_\_\_\_\_

Overall Diversion Volume \_\_\_\_\_

## Claimed Period of Use and Diversion Rate

| Water Use | Start | End | Rate | Volume |
|-----------|-------|-----|------|--------|
|           |       |     |      |        |
|           |       |     |      |        |
|           |       |     |      |        |

Overall Diversion Rate \_\_\_\_\_

Overall Diversion Volume \_\_\_\_\_

## Recommended Period of Use and Diversion Rate

| Water Use  | Start | End   | Rate | Volume |
|------------|-------|-------|------|--------|
| Irrigation | 4/15  | 10/31 | 6.95 |        |
|            |       |       |      |        |
|            |       |       |      |        |

Overall Diversion Rate 6.95

Overall Diversion Volume \_\_\_\_\_

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

IDWR STD SOL

347.6 ac \* 0.02 cfs/ac = 6.95 cfs

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Reviewer: CBDate: 5/26/05

1. Is the basis of claim a Decree or License? Yes ( ) No (X)  
If Yes, go to 4  
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes ( ) No (X)  
If Yes, go to 3  
If No, go to 6
3. Has the License been issued? Yes ( ) No ( )  
If Yes, go to 5  
If No, recommend the Period of Use as shown on the Permit. Go to 18
4. Does the parent right have a Period of Use? Yes ( ) No ( )  
If Yes, go to 5  
If No, go to 6
5. Can the claimed Period of Use be verified using the water right file? Yes ( ) No ( )  
If Yes, go to 14  
If No, go to 6
6. Is there evidence that there has been a change in the Period of Use? Yes ( ) No (X)  
If Yes, go to 7  
If No, go to 12
7. Does the change include an enlargement in the Period of Use? Yes ( ) No ( )  
If Yes, go to 9  
If No, go to 8
8. Can the change be recommended as an accomplished transfer? Yes ( ) No ( )  
If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12  
If No, notify claimant that a transfer is necessary. Go to 11
9. Was an enlargement claim filed? Yes ( ) No ( )  
If Yes, go to 12  
If No, notify claimant that an enlargement claim is necessary. Go to 10
10. Did the claimant file an enlargement claim? Yes ( ) No ( )  
If Yes, go to 12  
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
11. Was a transfer filed? Yes ( ) No ( )  
If Yes, go to 14  
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
12. Does the file contain all of the necessary information to verify the Period of Use? Yes (X) No ( )  
If Yes, go to 13  
If No, collect the necessary information. Conduct field exam if necessary. Go to 13
13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined? Yes ( ) No (X)  
If Yes, go to 14  
If No, go to 15
14. Is irrigation claimed as a purpose of use? Yes (X) No ( )  
If Yes, go to 16  
If No, recommend the Period of Use of the parent right. Go to 18
15. Is irrigation claimed as a purpose of use? Yes ( ) No ( )  
If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18  
If No, the Period of Use is usually recommended as claimed. Go to 18
16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? Yes ( ) No (X)  
If Yes, go to 17  
If No, recommend the Period of Use of the parent right. Go to 18
17. Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use? Yes ( ) No ( )  
If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was not established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18  
If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18
18. Is a Period of Use remark and/or condition required? Yes ( ) No (X)  
If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.  
If No, Period of Use review is complete.

Period of Use

Claim No. 27 - 12003

1. Is the basis of claim a Decree or License?

If Yes, go to 4  
If No, go to 2

Yes ( ) No (X)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3  
If No, go to 6

Yes ( ) No (X)

3. Has the License been issued?

If Yes, go to 5  
If No, recommend the Quantity shown on the Permit. Go to 11

Yes ( ) No ( )

4. Does the parent right have a diversion rate and/or volume?

If Yes, go to 5  
If No, go to 7

Yes ( ) No ( )

5. Can the claimed diversion rate and/or volume be verified using the water right file?

If Yes, go to 8  
If No, go to 7

Yes ( ) No ( )

6. Is the basis of claim a posted notice?

If Yes, consult the attorney assigned to the Basin. Go to 7  
If No, go to 7

Yes ( ) No (X)

7. Is a flow measurement required?

If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9  
If No, describe why a flow measurement is not required. Go to 9

Yes (X) No ( )

8. Does the parent right have an annual diversion volume limit?

If Yes, go to 10  
If No, go to 9

Yes ( ) No ( )

9. Is the source Ground Water and does the purpose of use require a diversion volume limit?

If Yes, go to 10  
If No, go to 11

Yes ( ) No (X)

10. Is irrigation a purpose of use?

If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12  
If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

Yes ( ) No ( )

11. Has a diversion volume limit for this water use been established by a decree, license or transfer?

If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12  
If No, go to 12

Yes ( ) No (X)

12. Is a Quantity remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Quantity review is complete.  
If No, quantity review is complete.

Yes (X) No ( )

Quantity

Claim No. 27 - 12003.

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?

If Yes, go to 2  
If No, go to 3

Yes ( ) No (X)

2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?

If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4  
If No, status will be set as Active. Go to 5

Yes ( ) No ( )

3. Is the water being used for all of the purposes claimed and to the extent claimed?

If Yes, status will be set as Active. Go to 5  
If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4

Yes ( ) No (X)

4. Is any portion of the claim being recommended?

If Yes, status will be set as Active. Go to 5  
If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5

Yes (X) No ( )

5. Does this right have any combined used limits with other rights?

If Yes, go to 6  
If No, go to 6

Yes ( ) No (X)

6. Is an additional remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Go to 7  
If No, go to 7

Yes (X) No ( )

7. Would you like to view the recommended right?

If Yes, go to 8  
If No, the review is incomplete. The recommendation must be viewed to complete the review.

Yes (X) No ( )

8. Is this a "split" or "combined" right?

If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 9  
If No, go to 9

Yes (X) No ( )

9. Do you have documents you would like to attach or link to the file?

If Yes, go to PowerDOCS and profile the documents. Go to 10  
If No, go to 10

Yes ( ) No (X)

10. Would you like to set the verification date?

If Yes, the review is complete.  
If No, the review is incomplete. The recommendation must be verified to complete the review.

Yes (X) No ( )

**Summary**

**Claim No.** 27-12003

Claim No.: 27-12003

### Summary Data Entry Form

Remarks and Conditions (Include Type, Category and Code if applicable):

P21 Split from 27-4157

C18

E62 Qty combined with 27-11334

Split or Combined Right Analysis:

Yes.

27-4157 { 27-12002 Roland Allen  
27-12003 Preston Allen & Sons

Attached Field Notes or Other Documents:

Yes.

Claim No.: 27-12003

Reviewer

CB

Date

5/26/05

Log for claim 27-04157

Spatial Dynamics BTD

12/8/00

| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT                  |
|----------------|-----|------|------------------|----------------|--------------------------|
| 08s43e         | 2   | NWNE | 20               | 21             |                          |
| 08s43e         | 2   | SWNE | 20               | 23             | Wrong tract in database? |
| 08s43e         | 2   | NENW | 40               | 39             |                          |
| 08s43e         | 2   | SENE | 20               | 21             |                          |
| 08s43e         | 2   | NWSE | 35               | 33             | Wrong tract in database? |
| 08s43e         | 11  | SWSE | 15               | 20             |                          |
| 08s43e         | 11  | SESE | 40               | 40             |                          |
| 08s43e         | 13  | NWNW | 40               | 40             |                          |
| 08s43e         | 13  | SWNW | 40               | 40             |                          |
| 08s43e         | 13  | NWSW | 40               | 40             |                          |
| 08s43e         | 13  | SWSW | 40               | 40             |                          |
| 08s43e         | 14  | NENE | 40               | 40             |                          |
| 08s43e         | 14  | NWNE | 15               | 21             |                          |
| 08s43e         | 14  | SWNE | 15               | 9              |                          |
| 08s43e         | 14  | SENE | 40               | 40             |                          |
| 08s43e         | 14  | NESW | 20               | 6.7            |                          |
| 08s43e         | 14  | NESE | 40               | 40             |                          |
| 08s43e         | 14  | NWSE | 35               | 38             |                          |
| 08s43e         | 14  | SWSE | 6                | 9.7            |                          |
| 08s43e         | 14  | SESE | 30               | 28             |                          |
| 08s43e         | 24  | NENW | 40               | 36             |                          |
| 08s43e         | 24  | NWNW | 30               | 24             |                          |
| 08s43e         | 24  | SENE | 20               | 23             |                          |
| <b>Totals:</b> |     |      | 681              | 672.4          |                          |

*Wrong file*  
*CB*  
*4/29/04*

07/15/2005

NOTICE OF ERROR  
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 27-12003

PRESTON R ALLEN & SONS PARTNERSHIP

2601 E 300 S

DECL0 ID 83323

Telephone Number: (208) 349-5599

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE:

Spt 21, 2005

SIGNATURE:

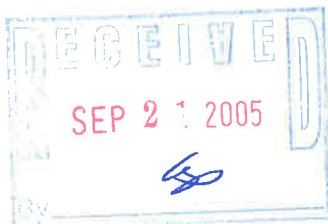
Kent P Allen

Please print your name:

Kent P Allen

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

FAXED  
9-21-05  
IF MT



Claim no. A27-12003

Claimant Contact Log

Date 6-30-04 Remarks Agent initials

WLF

The Exam was done on 6-28-04 with Kunt Albin of Preston Albin & Sons Ranches. There are 3 major points of Diversion on Slug Creek used under this claim.

Since there was virtually no water in the Creek, no measurements were possible. Photos 1 through 3 show the Diversion points with devices used to block up flows & disperse water.

Photo #4 shows one of a series of 5 levees built east to west across the places of use where Slug Creek water is diverted. This helps back up & distribute diverted flows to the pasture grounds.

Slug Creek is a heavily meandering stream, 4-7' wide & up to 2 feet deep. Still the claim of 26.68 cfs seems excessive for this small a stream.

A27-12003



Slug Creek (low to dry)

Diversion site - GPS 2713920  
1283750

GPS File # - SLUG 1



A27-12003

Slug Creek - 30" Culvert + Levee

GPS; 2713482 - GPS File# - SLUG2

A27-1a003 - Slus Creek  
Diversionsite - GPS: 2712990 1285456 GPS File # - Slus3  
Hay bales would be stacked against fence posts  
to divert water





A27-12003 - Slug Creek

One of 5 Levees used to displace water

## Notes

4/14/04 Ryan Madsen - 01 water district.

\* 1.27 cfs w/o rounding on Slug Ck. (63.5")

1.24 cfs w rounding on Slug Ck.

- heavy water grass, not in Main Channel.

Lanes Ck flow is too high and flowing all over weir have to go back later.

**Fax**

**FAXED**  
6:01 pm

6/22/05 CB

mailed copies 6/23/05

To: Candice McHugh From: Cindy Bird  
Fax: 1-208-287-6701 Pages: 3  
Phone: 1-208-287-4810 Date: 6/22/05  
Re: Posted Notice on Slug CC:  
crk.

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

• Comments:

- Water location document
- Rat map for Homesteads in T8S, R43E.

Candice,

I will also mail you a copy of this with the legal highlighted on the plat map.

The land described under this Notice is owned by the Allen's now (Preston?

Roland Allen).

If you look at the legal on the Notice, it doesn't describe all of the lands even though they are owned by the same person according to the plat. Any problem recommending the 1886 date? Cindy

FIELD AMENDMENT FORM

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: \_\_\_\_\_

For Organizations:

I do solemnly swear or affirm that I am Partner of \_\_\_\_\_  
 Title

Preston R Allen & Sons, that I have signed the foregoing  
 Organization

document in the space below as Partner of \_\_\_\_\_  
 Title

Preston R Allen & Sons and that the statements contained in the  
 Organization

foregoing document are true and correct.

Kent B. Allen  
 Signature of Authorized Agent

Partner  
 Title and Organization

6-22-05  
 Date

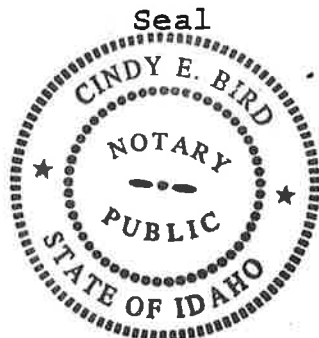
State of Idaho )

County of Bannock ) SS.

Subscribed and sworn (or affirmed) before me this 22<sup>nd</sup> day

of June 20 05

Cindy E. Bird  
 Notary Public



Residing at Lava Hot Springs

My Commission Expires May 1, 2007

WATER LOCATION OF LAUDON J. CLARK ET AL )

Notice is hereby given the undersigned citizens of the United States hereby claim and appropriate all the waters of Slug Creek and Duck Creek Springs situated in the lower Blackfoot Valley Bear Lake or Bingham County Idaho Territory. Said appropriation of Slug Creek is made by means of a dam already constructed across said Slug Creek at the point where this notice is posted and a monument of wood erected and at the point of diversion of said waters in a ditch now completed of the following dimensions to-wit. Six feet wide in the bottom, eight feet wide on top, two feet deep, with a fall of  $\frac{1}{2}$  of an inch to the rod. Said appropriation of Duck Springs is made by means of a dam thrown across said stream at the point where this notice is posted and a monument of wood four feet high erected and at the point of diversion of said waters in a ditch already constructed of the following dimensions, six feet wide in the bottom, eight feet wide on the top and one foot deep with a fall of  $\frac{1}{2}$  of an inch to the rod. The waters of said streams are conducted by the means aforesaid on the following described tracts of land for agricultural and irrigation purposes to-wit: W<sup>2</sup> Sec. 31 W<sup>2</sup> Sec. 30 Tp. 8 South R. 44 E E<sup>2</sup> Sec. 25, SW<sup>4</sup> & S<sup>2</sup> NW<sup>4</sup> of NW<sup>4</sup> of Sec. 24, NE<sup>4</sup> & E<sup>2</sup> SE<sup>4</sup> sec. 23, N.<sup>2</sup> & SE<sup>4</sup> & N<sup>2</sup> & SE<sup>4</sup> SW<sup>4</sup> sec 14 W<sup>2</sup> & W<sup>2</sup> of E<sup>2</sup> sec 11 W<sup>2</sup> & W<sup>2</sup> of E<sup>2</sup> sec. 2 Tp. 8 South of R. 43 E.B.M. Dated October 11" A. D. 1886

Landen J. Rich  
Chas J. Oakey  
Joseph S. Clark

Christian Wallantine  
James S. Nye  
Solon W. Robison  
Minerva M. Wooley.

TERRITORY OF IDAHO COUNTY OF BEAR LAKE ) SS

I hereby certify that I did on the 11" day

of October 1886 at the point indicated in the foregoing post up a notice of which the within are true copies.

J. C. Rich

Recorded at the request of C. Wallantine Oct. 12. 1886 at 5.50 P. M. J. Hasenfratz Co. Recorder, By J. W. Stucki Deputy

TERRITORY OF IDAHO COUNTY OF BEAR LAKE ) SS I hereby certify that the following is a full, true and correct copy of a water location recorded in Book 1 Page 92 of Miscellaneous records of said County. Witness my hand and Official seal at Paris, Idaho, this 21" day of October A. D. 1889

(Seal)

T. L. Montonya Co. Recorder

Recorded at the request of Jas. H. Hawley May 19" 1890, at 9:45 A.M. Geo. A. Robethan, Recorder.

Transcribed from Book C of Water Locations Pages 159 & 160 Records of Bingham County, Idaho. Transcribed from Bannock County Records, Water Location Record No. 1, page 367

WATER LOCATION OF JOSEPH W. LINDFORD )

Notice is hereby given that the undersigned a citizen of the United States hereby claims and appropriates so much of the waters of Dimond Creek in the upper Blackfoot Valley, Bear Lake or Bingham County, Idaho Territory as will flow through a ditch already constructed of the following dimensions, towit: Eight feet wide in the bottom, ten feet wide on the top and two feet x with a fall of one inch to the rod. Said appropriation is made by

in 1890 127 June

RECEIVED  
MAY 5 - 2004

CB

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

Roland Allen Land & Livestock, Inc.  
2020 Conant Ave.  
Burley, Idaho 83318

April 23, 2003

Re: Evidence of Priority

Claim No.(s) A27-04156 & A27-04157

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

EVIDENCE OF PRIORITY

PAGE - 2 -

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....  
**The Department cannot recommend the court decree the Notice if no evidence of a priority date is submitted.**  
.....

Please submit the documentation supporting the priority date by May 23, 2003, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird  
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"  
Adjudication Claim Report

Pertaining to Water Rights on Slug Creek:

Allen Ranches Inc. <sup>Before 1952</sup> ~~from 1945~~, then Roland Allen Land & Livestock Inc. up to the present time have used water rights on Slug Creek when water was available. There are ditches and levies still in place. These were developed before H.H. Allen bought the ranch <sup>from JD</sup> by Austin Bros Inc.

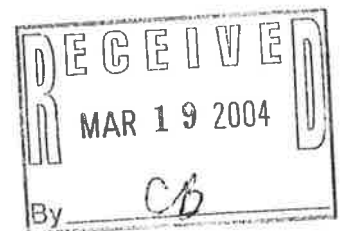
Blackfoot River is the only water delivered: Slug Creek is a tributary to the Blackfoot River, therefore does not have to be listed on reports because it is not delivered. To my knowledge Allens have used irrigation water more than 70% of the years and stock water every year.

Pertaining to the Blackfoot River: Pertaining to extended use: Allens have been given permission to use extended water after July 1 date when water was available. Probably 50% of years since the ranch was purchased.

John Davidson

John H Davidson

Date 15 Mar 04



WATER RESOURCES BOARD  
BOISE, IDAHO  
FEB. 6, 1995

Dear Sir:

My father, H. H. Allen, bought the Lower Austin Ranch early in 1941. On October 11th of that year, I Roland Allen, moved to the ranch as manager. Since that time I have consistently been connected with the ranch. So I am speaking about my experience there.

When I moved to the ranch there were two concrete dams in the river as points for taking water from the river for irrigation. A few years later we added one more dam which helped to get water to the west end of the meadows. This one was used for a few years and then was abandoned because it was difficult to maintain.

The first two mentioned deteriorated and finally had to be replaced and are in use every summer. Until about 1962 we were harvesting hay from the meadows. Since that time we have continued to irrigate the same land for pasturing cattle. During the years that we put up hay we would turn off the water about July 1st and then after the hay was up we would turn out the water again if it was available and with permission of the water master.

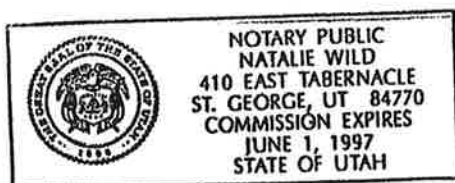
On extremely dry or short water years we were informed by the water master when it would be necessary for us to stop irrigating. This always varied from year to year depending on how full the reservoir was and the amount of rainfall. On good water years the water master would just tell us to use it as needed unless we were notified otherwise.

For quite a few years I served on the board of directors of the irrigation company and attended the meetings annually. Since that time my son in law has been serving in that capacity. So we have always stayed in touch with the Water Master and have never used late water without his permission. We have even cleared with him when we needed stock water on extremely dry years. And we have had a few of those lately. For the most part we live in an area that gets a heavy snow fall during the winters and there is sufficient water.

We have used water for irrigation on the ranch well over 50% of the years from 1942 to 1994 after July 1st. Of course the time used each year has varied with water conditions at the time as well as our needs and the needs of other users as determined by the Water Master.

Respectfully submitted by,

  
Roland R. Allen





MICROFILMED  
NOV 13 1995

# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

### NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

| Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
|                       | 27-11016                     |       |                       |                              |       |
|                       | 27-12000                     |       |                       |                              |       |
|                       | 27-12003                     |       |                       |                              |       |
|                       | 27-11334                     |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

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

- (A) The appropriate **FILING FEE**. See instructions for fee amounts. \$ 25 each.
- (B) A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- (C) Either of the following (if necessary to clarify division of water rights or other complex property descriptions):  
**PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).  
**OR**

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

3. Name and Address of Former Owner/Claimant(s) Roland Allen Land & Livestock
4. New Owner/Claimant(s) Preston R Allen & Sons  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2601 East 300 South
- City, State and ZIP Code Declo Idaho 83323
- New Telephone Number 208 349-5714
5. Date you acquired the property 4-14-03

If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number _____                                                                      |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number _____                                                                      |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s) Burton R Allen, Son  
(include title if applicable) by Kent R Allen

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

|                            |               |                   |            |
|----------------------------|---------------|-------------------|------------|
| <b>For Office Use Only</b> |               |                   |            |
| Received by _____          | Date _____    | Fec _____         |            |
| Received by _____          | Date _____    | Receipt No. _____ |            |
| Processed by _____         | AJ Date _____ | WR _____          | Date _____ |

200 CI-LC



# State of Idaho

## DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

May 26, 1999

ALLEN ROLAND  
2020 CONANT AVE  
BURLEY ID 83318

RE: CHANGE OF ADDRESS FOR A27-00045, A27-04156,  
A27-04157, A27-11016, A27-11018, A27-11331,  
A27-11332, A27-11333 & A27-11334

Dear Mr. Roland:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

Allen Roland  
Land & Livestock  
1910 Oakley Ave  
Burley Id 83318

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Autumn Jones  
Records Clerk

Enclosure(s)

COPY



# DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

~~CECIL D. ANDRUS~~ Phil Batt  
Governor

R. KEITH HIGGINSON  
Director

## CHANGE IN ADDRESS OF THE NOTICE OF CLAIM IN THE SNAKE RIVER BASIN ADJUDICATION

[ ] Water Right Number(s): A27-00045, -04156, -11331, -11332, -04157  
-11333, -11334, -11016, -11018

DE 3-30-95-JR

RECEIVED

MAR 23 1995

[ ] Old Mailing Address:

Deputy Regional Director  
Eastern District Office

[ ] New Mailing Address:

ROLAND ALLEN LAND & LIVESTOCK  
1910 OAKLEY AVE  
BURLEY, IDAHO 83318

[ ] New Telephone Number: (208) 678-4844

[ ] Signature of Claimant(s):

[Signature]

Date:

3/20/95

For IDWR use only:

Initial Review and Data Entry

Date: 3-22-95 By: KKC

Further Action Taken

Date: 3-22-95 By: KKC

Final Review and Data Entry

Date: \_\_\_\_\_ By: \_\_\_\_\_

Further Action Needed:

send to Eastern for their use.

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NOV 13 1996

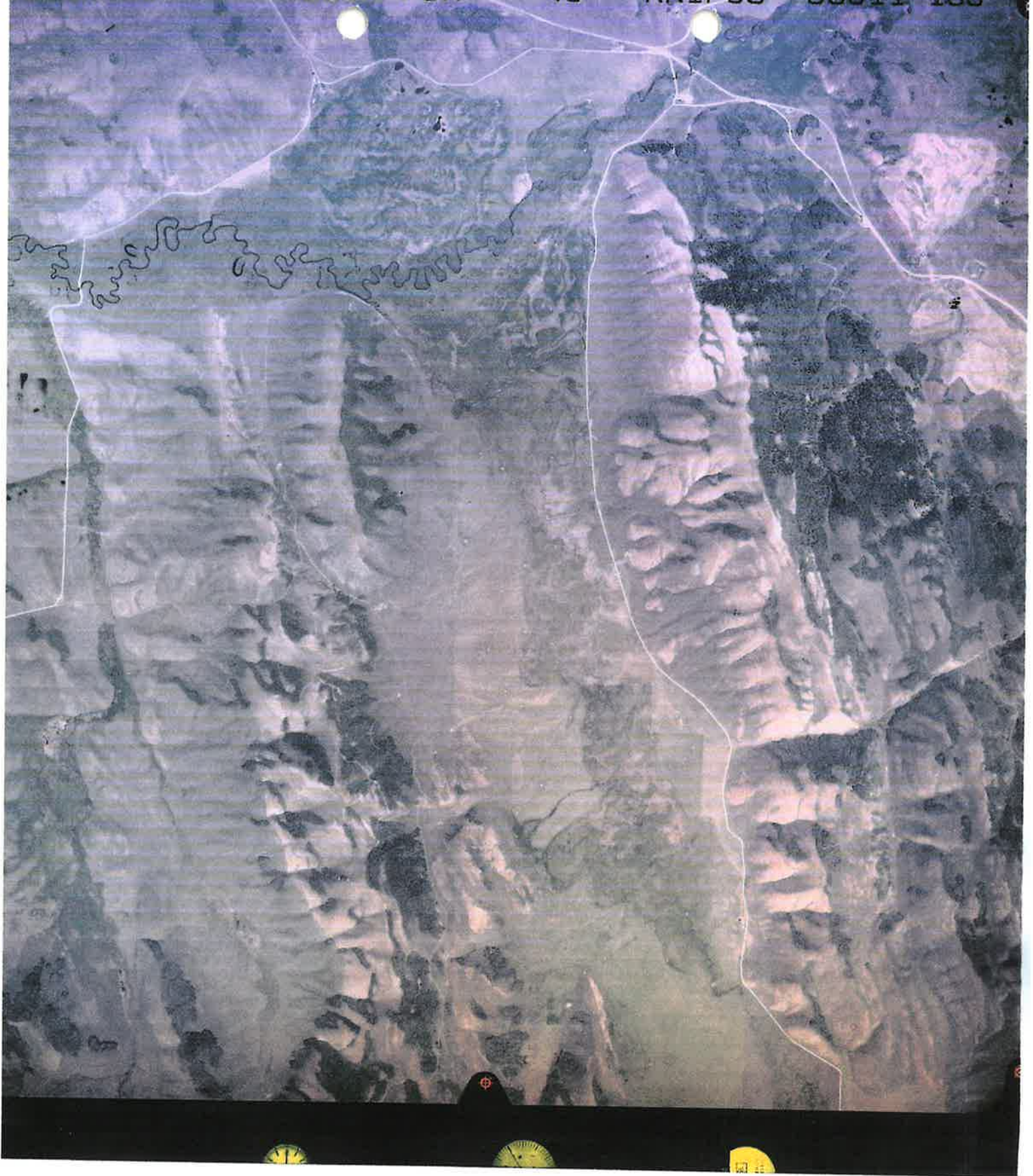
06-04-03

USDA-FSA

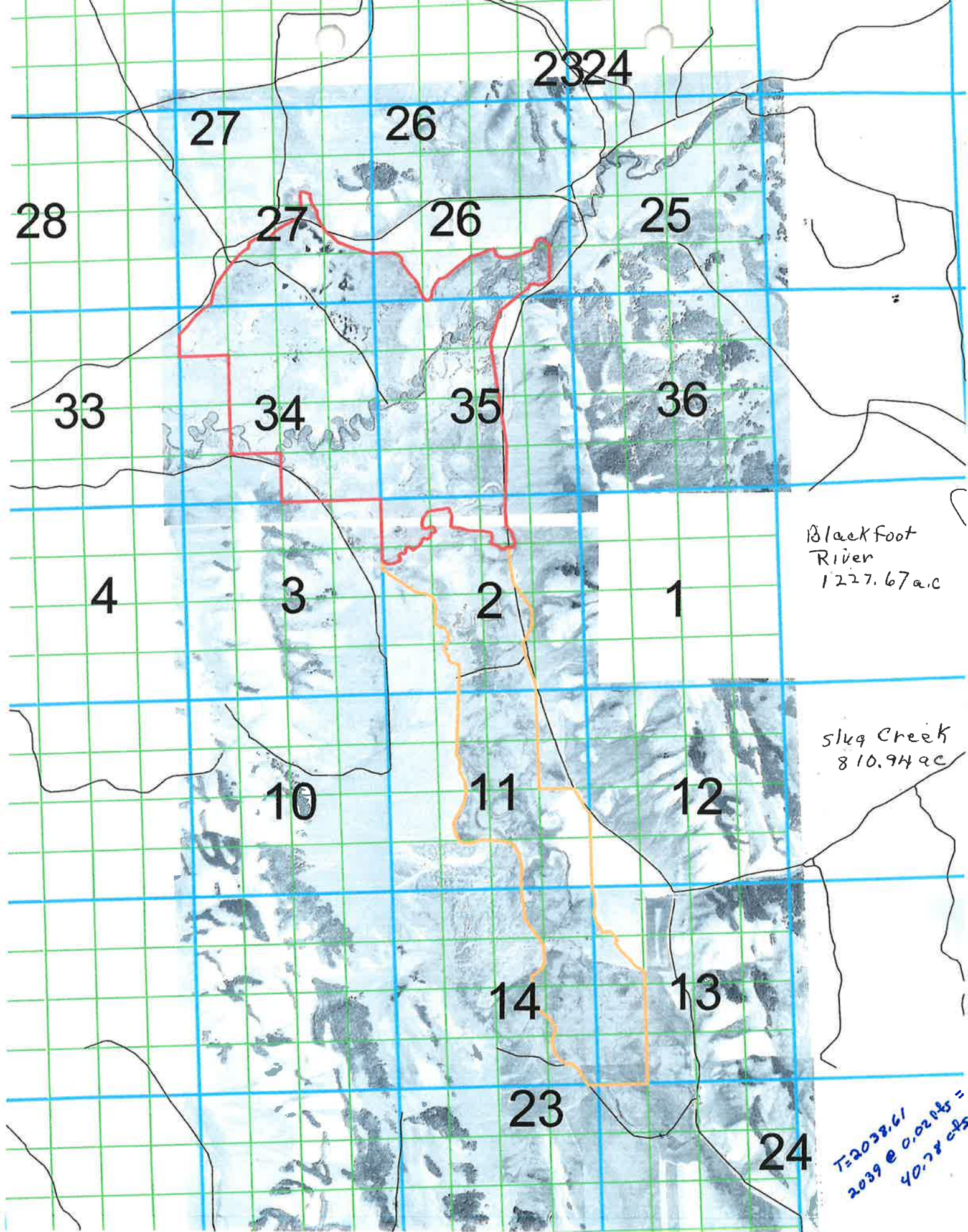
40

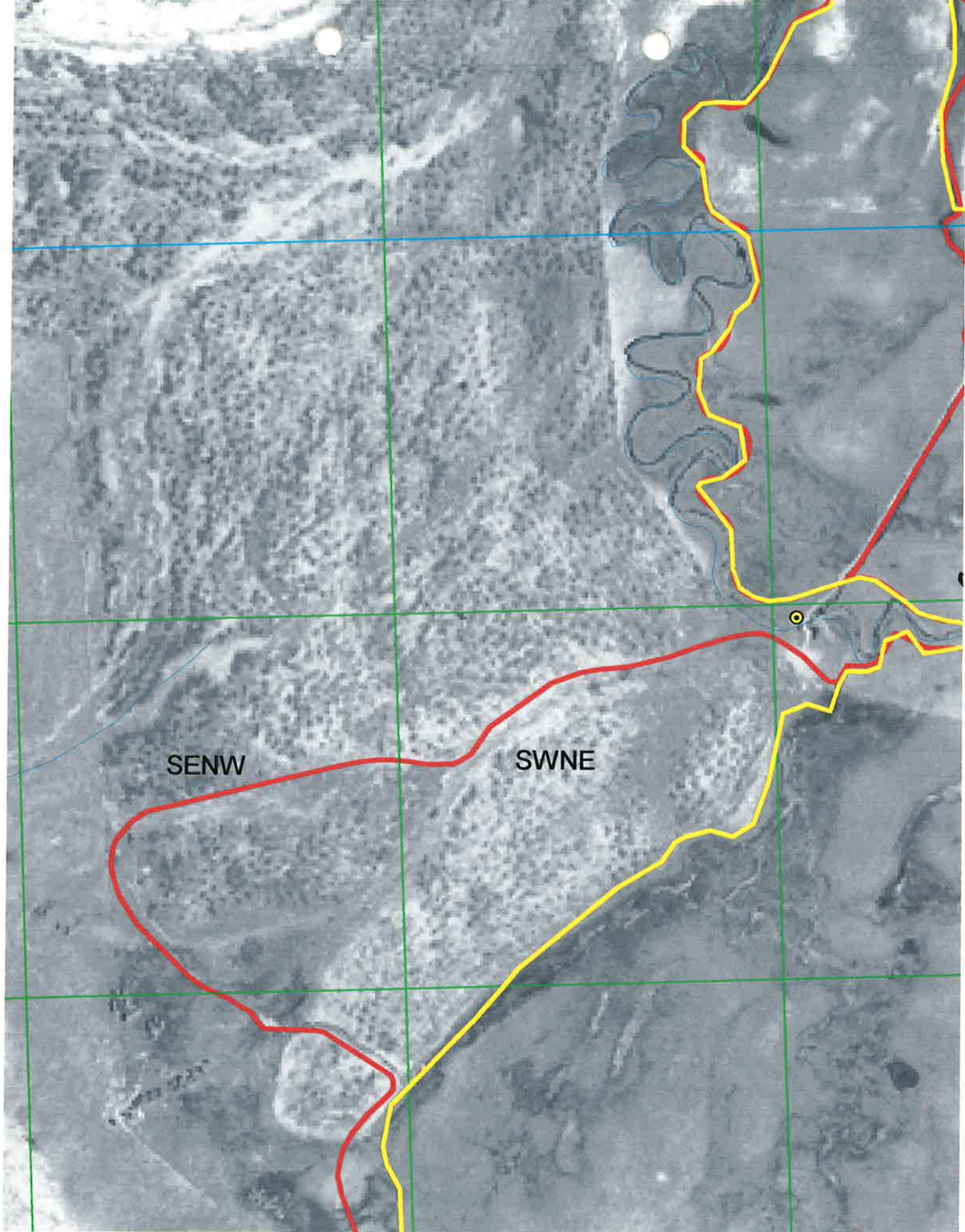
NAIP03

06011-153



RECEIVED  
AUG 16 2004  
By CB





1964 imagery

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report

04/28/2003

WATER RIGHT NO. 27-4157

| <u>Owner Type</u> | <u>Name and Address</u>                                     |
|-------------------|-------------------------------------------------------------|
| Current Owner     | ROLAND ALLEN LAND & LIVESTOCK<br>STAR RT<br>MALTA, ID 83342 |

Priority Date: 05/01/1931

Basis: Statutory Claim

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| SLUG CREEK    | BLACKFOOT RIVER  |

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 4/01        | 11/01     | 26.92 CFS             |               |
| Total Diversion       |             |           | 26.92 CFS             |               |

## Location of Point(s) of Diversion:

|            |      |         |              |           |                |
|------------|------|---------|--------------|-----------|----------------|
| SLUG CREEK | NWNE | Sec. 02 | Township 08S | Range 43E | CARIBOU County |
| SLUG CREEK | NENW | Sec. 02 | Township 08S | Range 43E | CARIBOU County |
| SLUG CREEK | SENW | Sec. 02 | Township 08S | Range 43E | CARIBOU County |
| SLUG CREEK | NWSW | Sec. 13 | Township 08S | Range 43E | CARIBOU County |
| SLUG CREEK | SWSW | Sec. 13 | Township 08S | Range 43E | CARIBOU County |
| SLUG CREEK | SENW | Sec. 24 | Township 08S | Range 43E | CARIBOU County |

## Place(s) of use:

Place of Use Legal Description: IRRIGATION CARIBOU County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 08S      | 43E   | 2       |     | NWNE  | 2     |     |       |       |     |       |       |     |       |       |
|          |       |         |     | NENW  | 22    |     | SENW  | 10    |     |       |       |     |       |       |
|          |       | 11      |     | SWSW  | 38    |     | SESW  | 34    |     |       |       |     |       |       |
|          |       |         |     | SWSE  | 34    |     | SESE  | 34    |     |       |       |     |       |       |
|          |       | 13      |     | NWNW  | 40    |     | SWNW  | 40    |     |       |       |     |       |       |
|          |       |         |     | NWSW  | 40    |     | SWSW  | 40    |     |       |       |     |       |       |
|          |       | 14      |     | NENE  | 40    |     | NWNE  | 40    |     | SWNE  | 40    |     | SENE  | 40    |
|          |       |         |     | NENW  | 36    |     | NWNW  | 10    |     | SENW  | 36    |     |       |       |

|  |  |    |      |    |  |      |    |  |      |    |  |      |    |
|--|--|----|------|----|--|------|----|--|------|----|--|------|----|
|  |  |    | NESW | 30 |  | SESW | 5  |  |      |    |  |      |    |
|  |  | 23 | NESE | 40 |  | NWSE | 40 |  | SWSE | 40 |  | SESE | 40 |
|  |  |    | NENE | 40 |  | NWNE | 40 |  | SWNE | 40 |  | SENE | 40 |
|  |  | 24 | NESE | 40 |  | NWSE | 5  |  | SWSE | 10 |  | SESE | 40 |
|  |  |    | NENW | 40 |  | NWNW | 40 |  | SWNW | 40 |  | SENE | 40 |
|  |  |    | NESW | 40 |  | NWSW | 40 |  | SWSW | 40 |  | SESW | 40 |

Total Acres: 1346

Dates:

Licensed Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 27

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

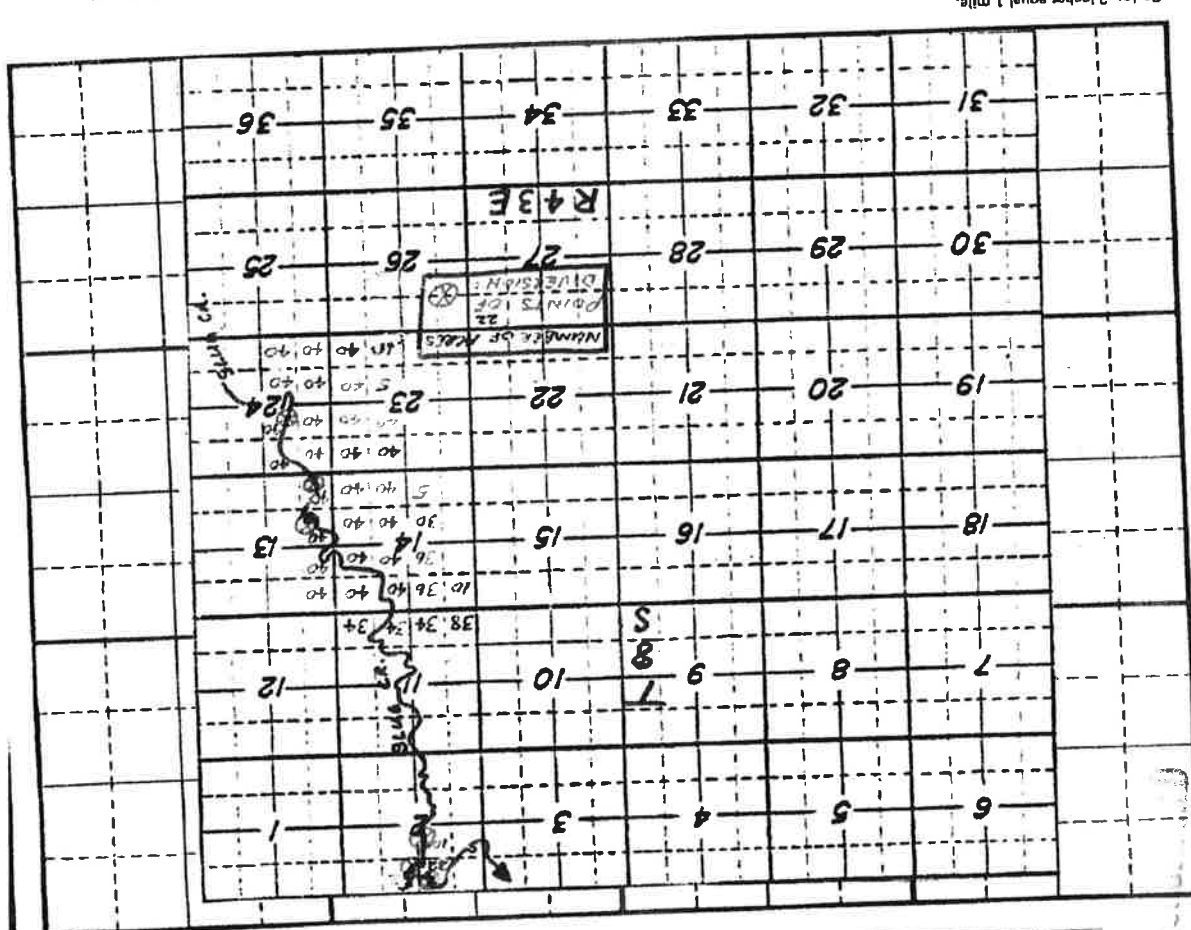
Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

file  
27-12003

(7) If you are claiming water as a member of an organization, list name of organization. Roland Allen Land & Livestock



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho )  
 ) ss.  
 )  
 County of \_\_\_\_\_

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 26 day of June, 1983.

By Kenneth A. Anderson (Claimant)

Blanchard, Idaho  
 Notary Public  
 Residing at Blanchard, Idaho

My commission expires \_\_\_\_\_

FOR DEPARTMENT USE ONLY

Received by \_\_\_\_\_  
 Prelim. check by \_\_\_\_\_  
 \$30.00 fee received by \_\_\_\_\_  
 Date 7-1-83  
 Date 7-1-83  
 Date 7-1-83  
 Published in \_\_\_\_\_  
 Dates 7-1-83 to 7-1-83

Forwarded to \_\_\_\_\_  
 claimant by: \_\_\_\_\_  
 Date \_\_\_\_\_

(8) Remarks

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

*SPLIT 27-12003*  
Ident. Number: ~~A27-04157~~  
Date Received: 2/14/1990  
Receipt No: S011206  
Received By: *Sec*

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: *Preston R. Allen & Sons* ~~ROLAND ALLEN LAND & LIVESTOCK INC.~~ 208-678-4844  
Address: 2020 CONANT AVE.  
BURLEY, ID 83318

2. Date of Priority: MAY 01, 1931

3. Source: SLUG CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

| Township | Range | Section   | 1/4 of | 1/4 of    | 1/4       | Lot | County  |
|----------|-------|-----------|--------|-----------|-----------|-----|---------|
| 08S      | 43E   | 2         |        | NW        | NE        |     | CARIBOU |
|          |       |           |        | NE        | NW        |     | CARIBOU |
|          |       |           |        | SE        | NW        |     | CARIBOU |
|          |       | 13        |        | NW        | SW        |     | CARIBOU |
|          |       |           |        | SW        | SW        |     | CARIBOU |
|          |       | 14        |        | NW        | NE        |     | CARIBOU |
|          |       |           |        | SE        | NE        |     | CARIBOU |
|          |       | <u>24</u> |        | <u>NE</u> | <u>NW</u> |     | CARIBOU |
|          |       |           |        | <u>NW</u> | <u>NW</u> |     | CARIBOU |
|          |       |           |        | SE        | NW        |     | CARIBOU |

5. Description of diverting works:  
DAM & DITCHES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 26.680 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.240  |      |        |

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

8. Total consumptive use is 1702.5 Acre Feet Per Annum.

A27-04157

Page 1

Date: 02/14/90

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9. Non-irrigation uses:  
S/500 BEEF

10. Place of Use:

| Township      | Range | Section       | 1/4 of        | 1/4 | Lot  | Use             | Acres |       |
|---------------|-------|---------------|---------------|-----|------|-----------------|-------|-------|
| 08S           | 43E   | <u>2</u>      | NW            | NE  |      | IRR             | 20.0  |       |
|               |       |               | SE            | NE  |      | IRR             | 20.0  |       |
|               |       |               | NE            | NW  |      | IRR             | 40.0  |       |
|               |       |               | SE            | NW  |      | IRR             | 20.0  |       |
|               |       |               | NE            | SE  |      | IRR             | 35.0  |       |
|               |       |               | Section Acres |     |      |                 |       |       |
|               |       | <u>11</u>     | SW            | SE  |      | IRR             | 15.0  |       |
|               |       |               | SE            | SE  |      | IRR             | 40.0  |       |
|               |       | Section Acres |               |     |      |                 |       | 55.0  |
|               |       | <u>13</u>     | NW            | NW  |      | IRR             | 40.0  |       |
|               |       |               | SW            | NW  |      | IRR             | 40.0  |       |
|               |       |               | NW            | SW  |      | IRR             | 40.0  |       |
|               |       |               | SW            | SW  |      | IRR             | 40.0  |       |
|               |       | Section Acres |               |     |      |                 |       | 160.0 |
|               |       | <u>14</u>     | NE            | NE  |      | IRR             | 40.0  |       |
|               |       |               | NW            | NE  |      | IRR             | 15.0  |       |
|               |       |               | SW            | NE  |      | IRR             | 15.0  |       |
|               |       |               | SE            | NE  |      | IRR             | 40.0  |       |
|               |       |               | NE            | SW  |      | IRR             | 20.0  |       |
| NE            | SE    |               |               | IRR | 40.0 |                 |       |       |
| NW            | SE    |               |               | IRR | 35.0 |                 |       |       |
| SW            | SE    |               |               | IRR | 6.0  |                 |       |       |
| SE            | SE    |               |               | IRR | 30.0 |                 |       |       |
| Section Acres |       |               |               |     |      | 241.0           |       |       |
| <u>24</u>     | NE    | NW            |               | IRR | 40.0 |                 |       |       |
|               | NW    | NW            |               | IRR | 30.0 |                 |       |       |
|               | SE    | NW            |               | IRR | 20.0 |                 |       |       |
| Section Acres |       |               |               |     |      | <del>90.0</del> |       |       |
| Total Acres   |       |               |               |     |      | 681.0           |       |       |

11. Place of use in counties: CARIBOU

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

A27-04157

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Date: 02/14/90

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13. Other Water Rights Used:  
A27-11334

14. Remarks:  
P/D'S CAN BE AT ANY POINT ALONG SLUG CREEK.

15. Basis of Claim: STATUTORY CLAIM

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 Organizations:**

I do solemnly swear or affirm that I am Sec of

ROLAND ALLEN L&L, that I have signed the foregoing  
Organization  
document in the space below as Sec of

ROLAND ALLEN L&L and that the statements contained in the  
Organization  
foregoing document are true and correct.

[Signature]  
Signature of Authorized Agent

Sec ROLAND ALLEN L&L  
Title and Organization

2-14-90  
Date

State of Idaho )  
County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 14th day

of February 19 90

[Signature]  
Notary Public

Residing at Twin Falls, Idaho

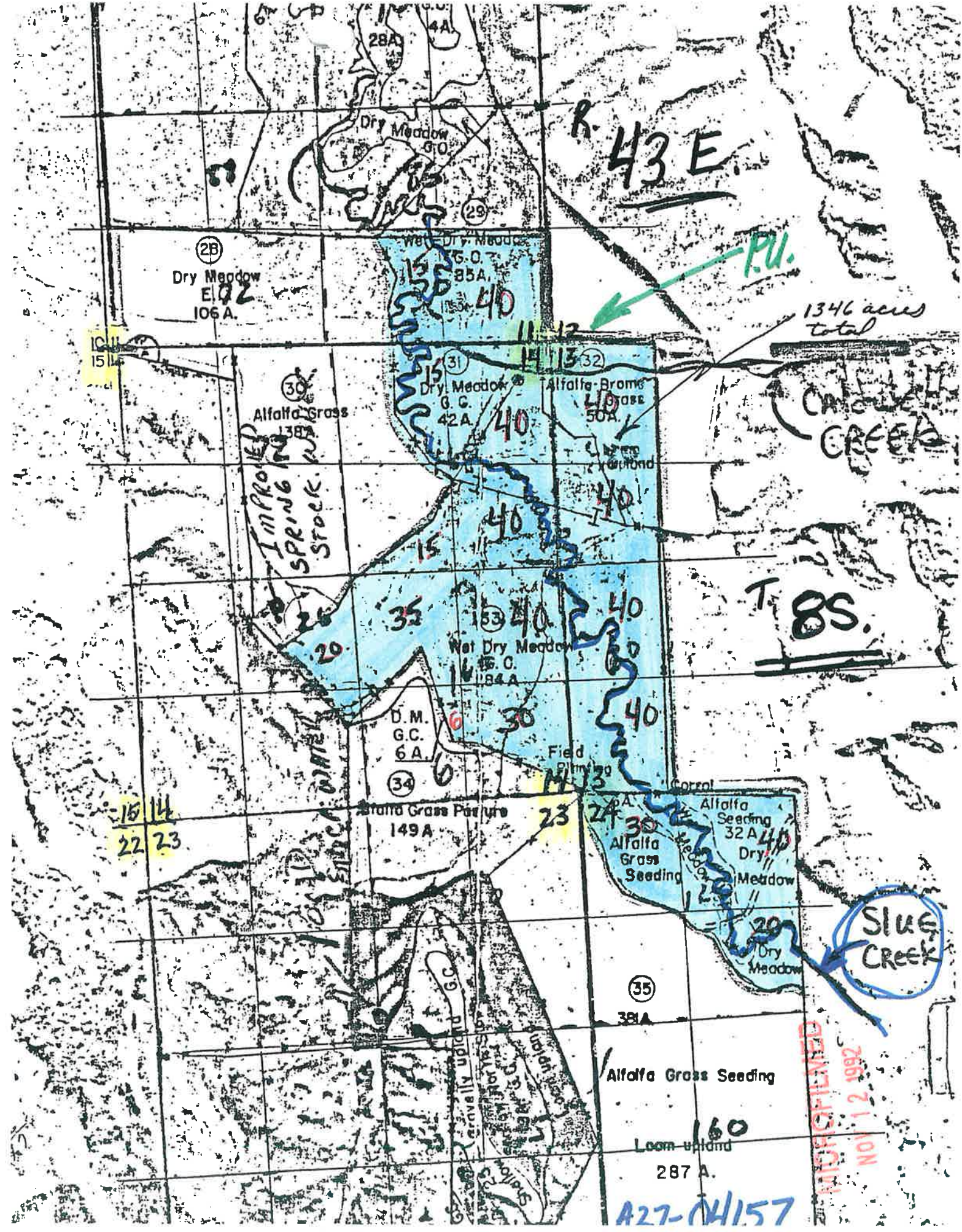
My Commission Expires December 7, 1994  
3 Date: 02/14/90

A27-04157

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A27-04157

