

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

MAY 23 2006

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:

Source:
BLACKFOOT RIVER

Tributary:
SNAKE RIVER

QUANTITY:

0.020 CFS
9.170 AFY

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

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 NENESE Begin of Stream Flow
Within CARIBOU County

~~T07S R43E S26 SENESE Begin of Stream Flow~~
~~Within CARIBOU County~~

T07S R43E S34 NWNESW End of Stream Flow
Within CARIBOU County

~~T07S R43E S34 SWNESW End 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 <u>9.17 AFY</u>

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

PLACE OF USE: STOCKWATER within CARIBOU County

T07S R43E S26 NESE

T07S R43E S26 SWSE

T07S R43E S26 SESE

T07S R43E S34 SENE

T07S R43E S34 NESW

T07S R43E S34 NESE

T07S R43E S34 NWSE

~~T07S R43E S34 SWSE~~

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 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 (3.06 AF) and 500 pairs from May 1st to Nov 15th (6.11AF).

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12/20/2007

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

RIGHT NUMBER: 27-12004

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

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:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
~~STOCKWATER~~	~~01/01 12/31~~	~~0.020 CFS~~
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	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

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



SHOSHONE-BANNOCK TRIBES
TRIBAL WATER RESOURCES DEPARTMENT
P.O. BOX 306
FORT HALL, ID 83203

FACSIMILE TRANSMITTAL SHEET

TO: Ernie Carlsen FROM: Elese D Teton
COMPANY: IDWR DATE: September 11, 2006
FAX NUMBER: (208) 525-7177 TOTAL NO. OF PAGES INCLUDING COVER: 1
PHONE NUMBER: (208) 525-7161 SENDER'S TELEPHONE NUMBER: (208) 239-4580
RE: Request for SF5 Preparation for 27-11016, 27-12000, 27-12004 and 27-12009 Preston R Allen and Sons *Kent Allen. 547-3819*

☐ 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: 27-11016, 27-12000, 27-12004 and 27-12009, Preston R Allen and Sons to settle portions of the Tribes' objections. We have settled on a volumetric amount for the stockwater use only on Mr. Allen's water rights. This amount being 13.44 AFY, this was based on the following calculation:

$$\begin{array}{l} \text{May 1 to Nov 15} \\ 600 \text{ cows} \times \frac{20 \text{ gallons/day}}{\text{cow/calf}} \times 365 \text{ days} \times \frac{1 \text{ acre-ft}}{325,850 \text{ gallons}} \Rightarrow 13.44 \text{ AFY} \end{array}$$

The 13.44 AFY was further apportioned out to each water right, $27-11016 = 4.48 \text{ AFY}$; $27-12000 = 4.48 \text{ AFY}$; $27-12004 = 2.24 \text{ AFY}$; $27-12009 = 2.24 \text{ AFY}$. This was determined through further discussions with the claimant and how he uses his water rights. These are the numbers that should be indicated on the SF5 for each water right.

27-11016 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 27-12000, 27-12004, and 27-12009 settles all tribal objections to these water rights.

TELEPHONE: (208) 239-4580
FAX: (208) 239-4592

File correspondence with the Department of Water Resources, 27-11016, 27-12000, 27-12004, 27-12009, etc.

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

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 14 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

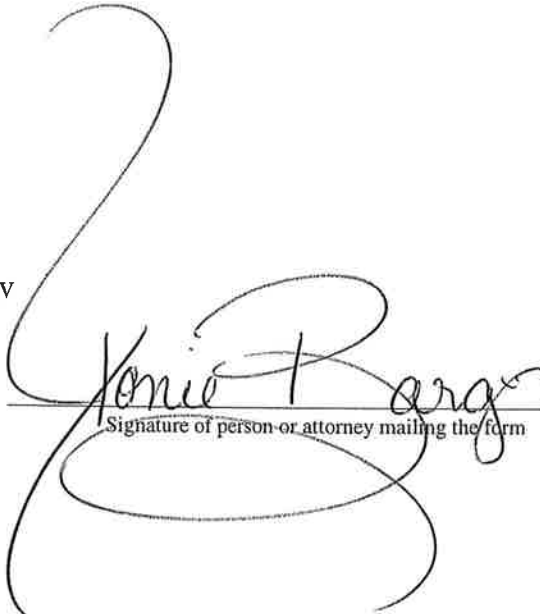
APR 14 2008

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 SNNWNW 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 SNNWSE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

04/15 10/31

10.570 CFS

PLACE OF USE:

IRRIGATION in CARIBOU County

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:	<u>IRRIGATION in CARIBOU County</u>		
	T07S R43E S27 SWNE	7.90	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 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 14 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	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:

SCANNED

APR 14 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 14 2003

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:

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

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:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	05/01 11/15	0.040 CFS
		6.11 AFY
	11/16 04/30	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
		3.06 AFY
	05/01 11/15	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 11 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 17 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
QUANTITY: 0.020 CFS
9.17 AFY

TRIBUTARY: SNAKE RIVER

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 SWNESW End of Stream Flow Within CARIBOU County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	11/16 04/30	0.020 CFS
	05/01 11/15	3.06 AFY
		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 14 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	SESW	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	SESW
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 14 2008

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

SCANNED
APR 14 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 11 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 14 2003

Date: _____

SCANNED

APR 14 2003



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

EASTERN REGION

C.L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

April 15, 2008

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

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

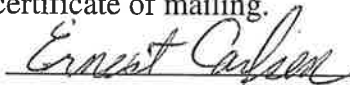
☐ period of use ☐ nature of use

☐ 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

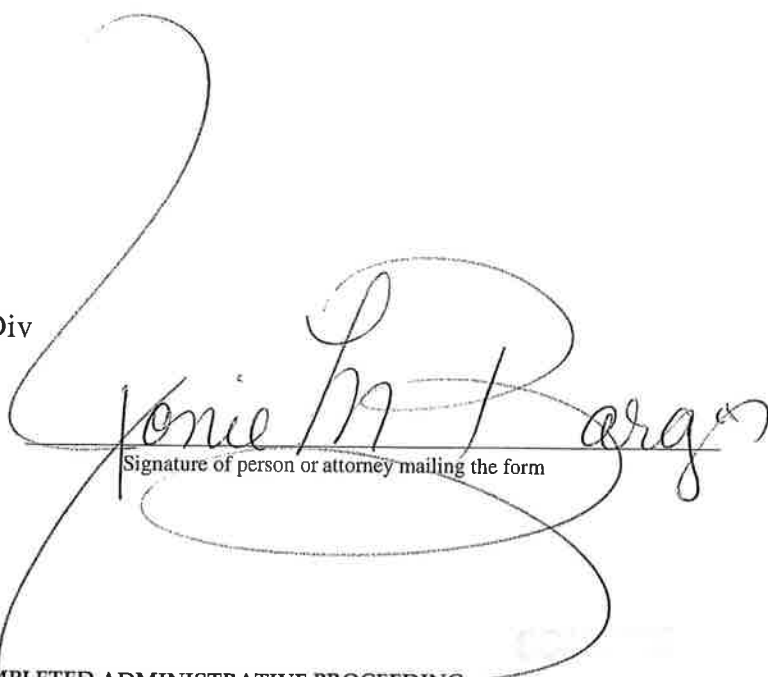


Signature of IDWR Representative

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:

PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

04/15 10/31

10.570 CFS

PLACE OF USE:

IRRIGATION in CARIBOU County

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	SENW	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	SENW	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	SENW	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.

RECORDED
INDEXED

04/15/2008

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

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
JUL 21 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

20080415
APR 21 2008

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.

COPIED
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 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	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	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

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 USEPERIOD OF USEQUANTITY

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

APR 21 2008

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	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

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

COPIED
APR 21 2008

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.

Notes

4/29/04 *Diminimus stockwates:*

PROFILED

SCANNED

MAY 23 2006

Contacts Data Entry Form

[illegible]

Current Owner See Claim

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

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

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

Reviewer: W.D.

Date: 1/29/04

Contacts Data Entry Form

Priority Date Data Entry Form

Claim Number: 27-12004

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

☒ 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:

in stream stock

Reviewer: CBDate: 4/29/04

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? 621. 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. 27-12004

Point of Diversion and Source Data Entry Form

Claim Number: 27-12004

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
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? no

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

in-stream stock

Transfers Changing POD _____

Reviewer: LBDate: 4/29/04

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 POD as shown on the Permit. Go to 10

Yes () No ()

4. Does the parent right have a POD?

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

Yes () No ()

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

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

Yes () No ()

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

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

Yes () No (X)

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

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

Yes () No ()

8. Was a transfer filed?

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

Yes () No ()

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

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

Yes (X) No ()

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

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

Yes () No (X)

Point of Diversion

Claim No.

27 - 12004

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 - 12004

Purpose of Use Data Entry Form

Claim Number:

27-12004☒ 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
<u>stock</u>		<u>500</u>		

Document how the Purpose of Use was verified:

in stream stock

Transfers Changing Purpose of Use

no

Reviewer:

LB

Date:

4/29/04

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 - 12004

Place Of Use Data Entry Form

Claim Number: 27-12004☒ 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

Total Acres _____

Document how the POU was verified:

un-stream stock

Transfers Changing POU _____

Reviewer: QBDate: 4/29/04

Place Of Use Data Entry Form

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. 27-12004

Period of Use and Quantity Data Entry Form

Claim Number: 27-12004☒ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

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

divinimus in-stream stick

Reviewer: CBDate: 4/29/04

- Is the basis of claim a Decree or License? Yes () No (X)
- If Yes, go to 4
If No, go to 2
- Is the basis of claim a Permit or Application? Yes () No (X)
- If Yes, go to 3
If No, go to 6
- 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
- Does the parent right have a Period of Use? Yes () No ()
- If Yes, go to 5
If No, go to 6
- 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
- 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
- Does the change include an enlargement in the Period of Use? Yes () No ()
- If Yes, go to 9
If No, go to 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
- 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
- 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
- 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
- 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
- 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
- Is irrigation claimed as a purpose of use? Yes () No ()
- If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18
- Is irrigation claimed as a purpose of use? Yes () No (X)
- 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
- 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 ()
- If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18
- 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
- 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 - 12004

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 () No (X)

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 ()

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 ()

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 - 12004

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 (X) No ()

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 () No (X)

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.

27-12004

Summary Data Entry Form

Claim No.: 27-12004

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

C18

N11

N13

Split or Combined Right Analysis:

ND

Attached Field Notes or Other Documents:

none

Claim No.:

27-12004

Reviewer

CB

Date

4/29/04

9/81
State of Idaho
Department of Water Resources
Office of the Director
P.O. Box 144
Boise, ID 83724
(208) 333-1111

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Gordon Allen ROLAND ALLEN LAND & LIVESTOCK
(Name of Claimant)

Star Route, Malta, Idaho 83342 Telephone No. 645-2547
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) May 1, 1931

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Slug Creek tributary to Blackfoot River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>26.92 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>4/1</u>	To <u>11/1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 26.92 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 NE 1/4, Sec. 2 Twp. 8 S Rge. 43 E B.M., County of Caribou
Additional points of diversion: NE 1/4 NW 1/4 Sec 2; SE 1/4 NW 1/4 Sec 24; SW 1/4 SW 1/4 & NW 1/4 SW 1/4 Sec 13, all in T8S, R43E.

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Low diversion dam check and ditch system with lateral ditches to irrigated lands

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	43E	2		2			22			10									34
		11										38	34				34	34	140
		13					40	40			40	40							160
		14	40	40	40	40	36	10		36	30			5	40	40	40	40	437
		23	40	40	40	40									40	5	10	40	255
		24					40	40	40	40	40	40	40						320

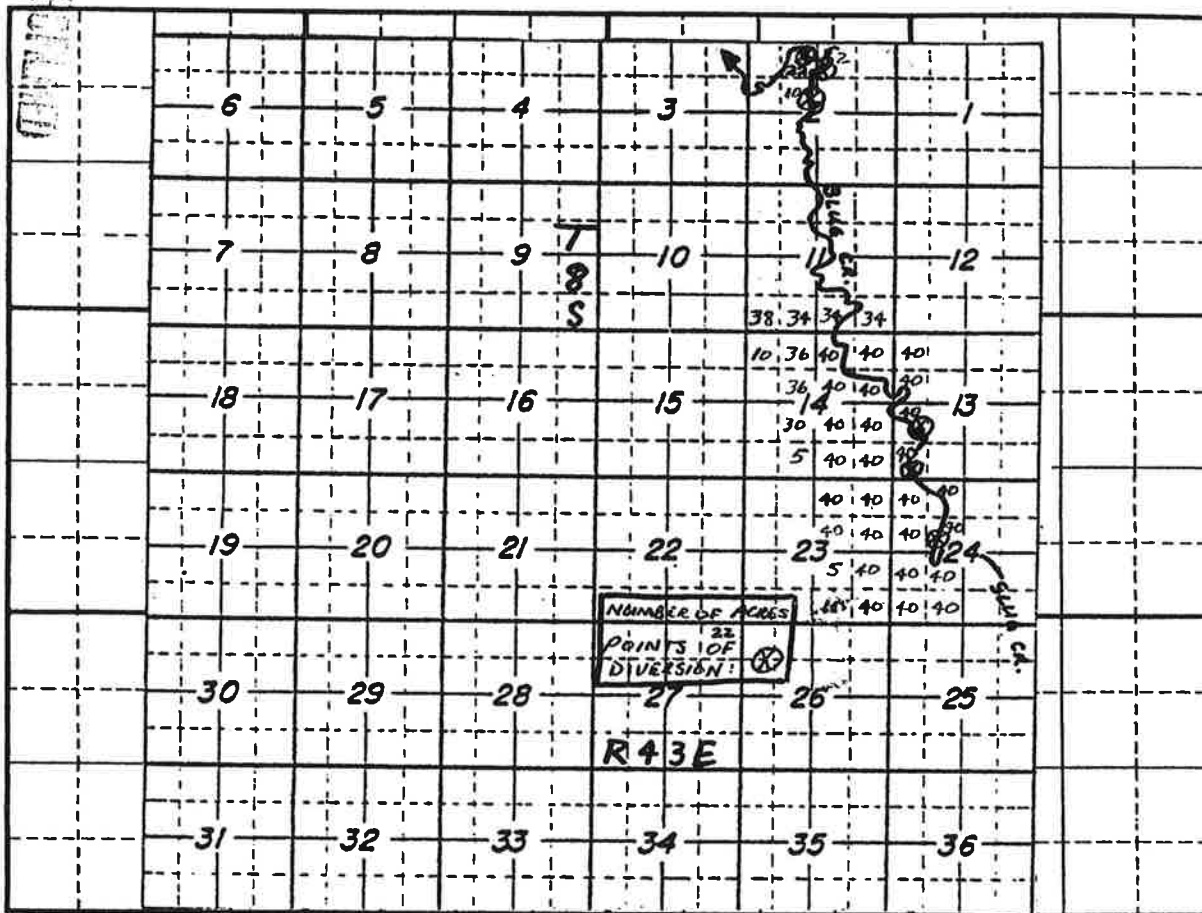
No. of acres 1346

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered: _____

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

(B) Remarks _____



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)
County of _____) ss.

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.

Roland Hagen Land & Livestock
By *Roland Hagen* (Claimant)
H.P.

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

Lloyd Schorzman
Notary Public
Residing at Malta, Idaho

My commission expires Life

CU 1-4-84 BP 10343
FOR DEPARTMENT USE ONLY
Received by BP Date 6-30-83 Exception filed by: _____ Date _____
Prelim. check by BP Date 1-7-84
\$30.00 fee received by me Date 7-1-83 32320
Published in Caribou County Sun
Dates 1/26 - 2/2/84

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 27-12004
Date Received: 4/16/2004
Receipt No:
Received By:

**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: 04/01/1885

3. Source: BLACKFOOT RIVER , BLACKFOOT RIVER Trib. to: SNAKE RIVER , SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	43E	26	SE NE SE	CARIBOU	Beginning Point
07S	43E	34	SW NE SW	CARIBOU	Ending Point

5. Description of diverting works:

IN-STREAM STOCK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 500 HD LIVESTOCK



10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
07S	43E	26	NE SE	STOCKWATER	

			SE	SE	STOCKWATER
			SW	SE	STOCKWATER
07S	43E	34	NW	SE	STOCKWATER
			SW	SE	STOCKWATER
			NE	SW	STOCKWATER
07S	43E	35	NW	NE	STOCKWATER
			NE	NW	STOCKWATER
			SW	NW	STOCKWATER
			NW	SW	STOCKWATER

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

IN-STREAM STOCK WATERING

15. Basis of Claim: Beneficial Use

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

CIVIL CASE NUMBER: 39576

Identification No. 27-12004

Date Received _____

Receipt Number _____

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMRECEIVED NOTICE OF CLAIM
TO A
WATER RIGHT

APR 16 2004

Department of Water Resources
Eastern RegionACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

- Name of Claimant (s) Preston Allen's Son Phone (208) 349-5714
Mailing Address 2601 East 300 South Zip 83323
- Date of Priority (Only one per claim) 4-1-1885 Month/Day/Year
- Source of water supply (Check one) () Groundwater or Other () (a) Blackfoot River
which is tributary to (b) Snake River. Name or kind of source
- Location of point of diversion is: Township T 7 S Range 43 E
Section 26 ~~SE~~ SE 1/4 of NE 1/4 of SE 1/4, Govt. Lot Pt. of Accessing
County of _____
Additional points of diversion if any: T 7 S R 43 E Sec 34 NW SW NE SW Exits
- Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. in-stream stock.
- Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Stock purposes from 1-1 Month/Day to 12-31 Month/Day amount .02 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____
- Total quantity claimed .02 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 500 hd live stock

10. Place of use is: Township: 75. Range 43E.
Section 26 E 1/2 of SE 1/4, Govt. Lot _____, B.M. SWSE Sect. 26.
for (Circle One) Domestic Stock Domestic and Stock Sec. 35 NWNE, NENU, SWNW, NWSA
Additional places of use, if any Sec. 34 N 1/2 SE, NESW.

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or _____

14. Remarks: in-stream stock watering.

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

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

Number of Attachments 2

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

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

For Organizations: I do solemnly swear or affirm that I am Partner
of Preston R Allen & Sons that I have signed the foregoing
document in the space below as Partner of Preston R Allen & Sons
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Preston R Allen Date 4-14-04

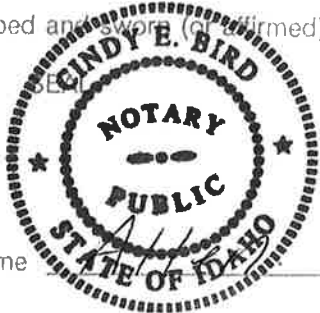
Title and Organization Partner

State of Idaho/or _____)

County of Bannock) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn to (or affirmed) before me this 14th day of April 2004



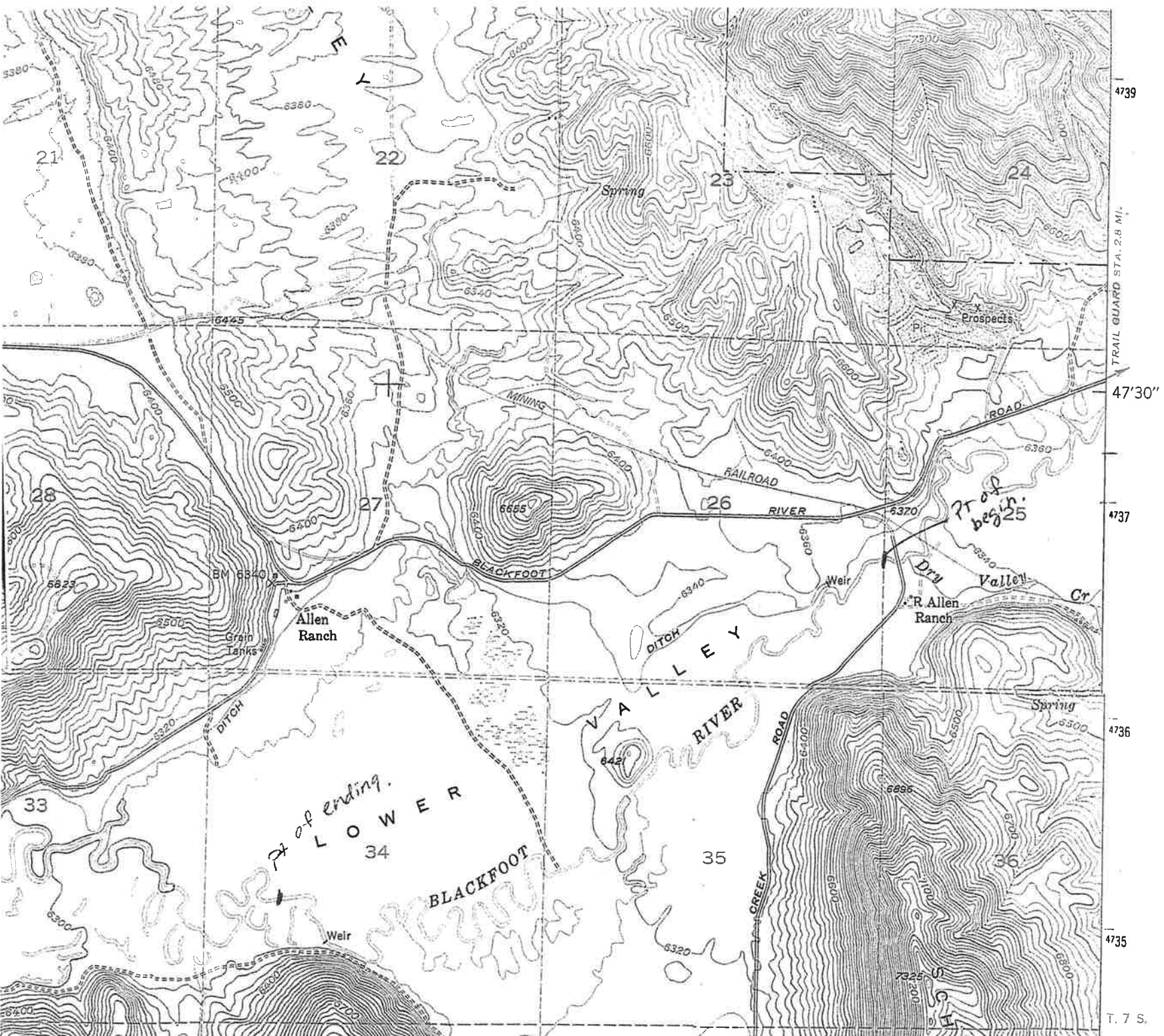
Notary Public Cindy E Bird

Residing at Lava Hot Springs

My Commission Expires May 1, 2007

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant



4739

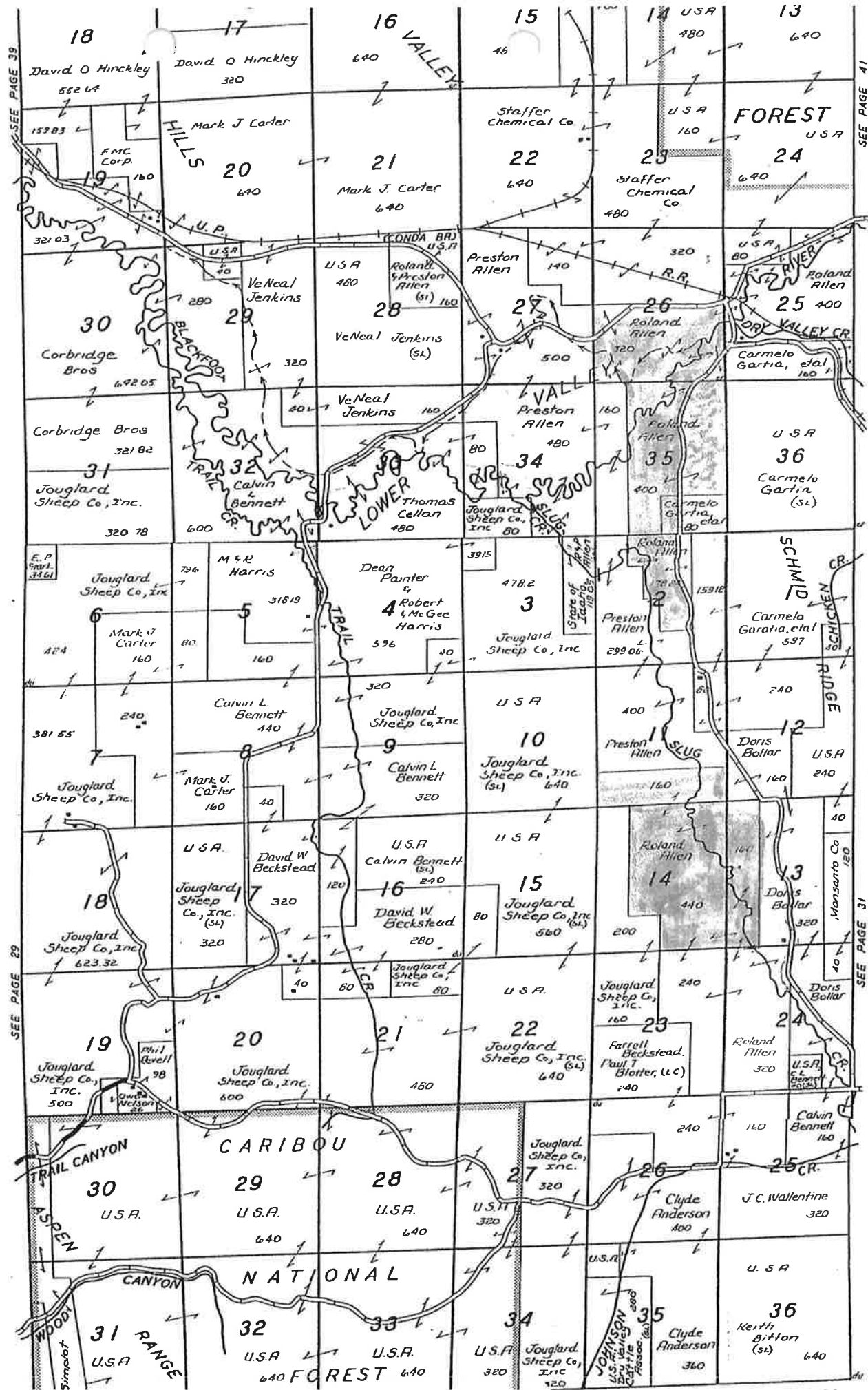
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T. 7 S.



SEE PAGE 39

SEE PAGE 29

SEE PAGE 41

SEE PAGE 31