

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Southern Region

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1041 Blue Lakes Blvd. N.  
Twin Falls, Idaho 83301  
(208) 734-3578

MAY 11, 1981

JACKSON W. ALLRED  
RT. 2 BOX 2486  
BURLEY

ID 83318

RE: Claim No. 45-4126

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

  
LOREN O. HOLMES  
Southern Region Supervisor

Enclosure

RECEIVED

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 Jackson W. Allred

(Name of Claimant)

Route #2 Box 2486, Burley, Id 83318

(Mailing Address)

Telephone No. 678-0850

(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, 1961

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)

Groundwater tributary to

(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, gpd, AFA) | (Domestic, Irrigation, Stock, Etc.) | (Both dates inclusive)   |            |
|----------|-----------------|-------------------------------------|--------------------------|------------|
|          |                 |                                     | (Mo., Day)               | (Mo., Day) |
| Quantity | 0.98 cfs        | Use irrigation                      | Period of Use From May 1 | To Oct 1   |
| 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) 0.98 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SW ¼ SW ¼, Sec. 12 Twp. 12S Rge. 22E B.M., County of Cassia

Additional points of diversion:

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.

16" X 1000' well, 300 hp motor, pump, pivot sprinklers

(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. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|     |     |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
| 12S | 22E | 12   |     |     |     |     |     |     |     |     |     |     |     |     | 40  |     |     | 40  | 80    |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

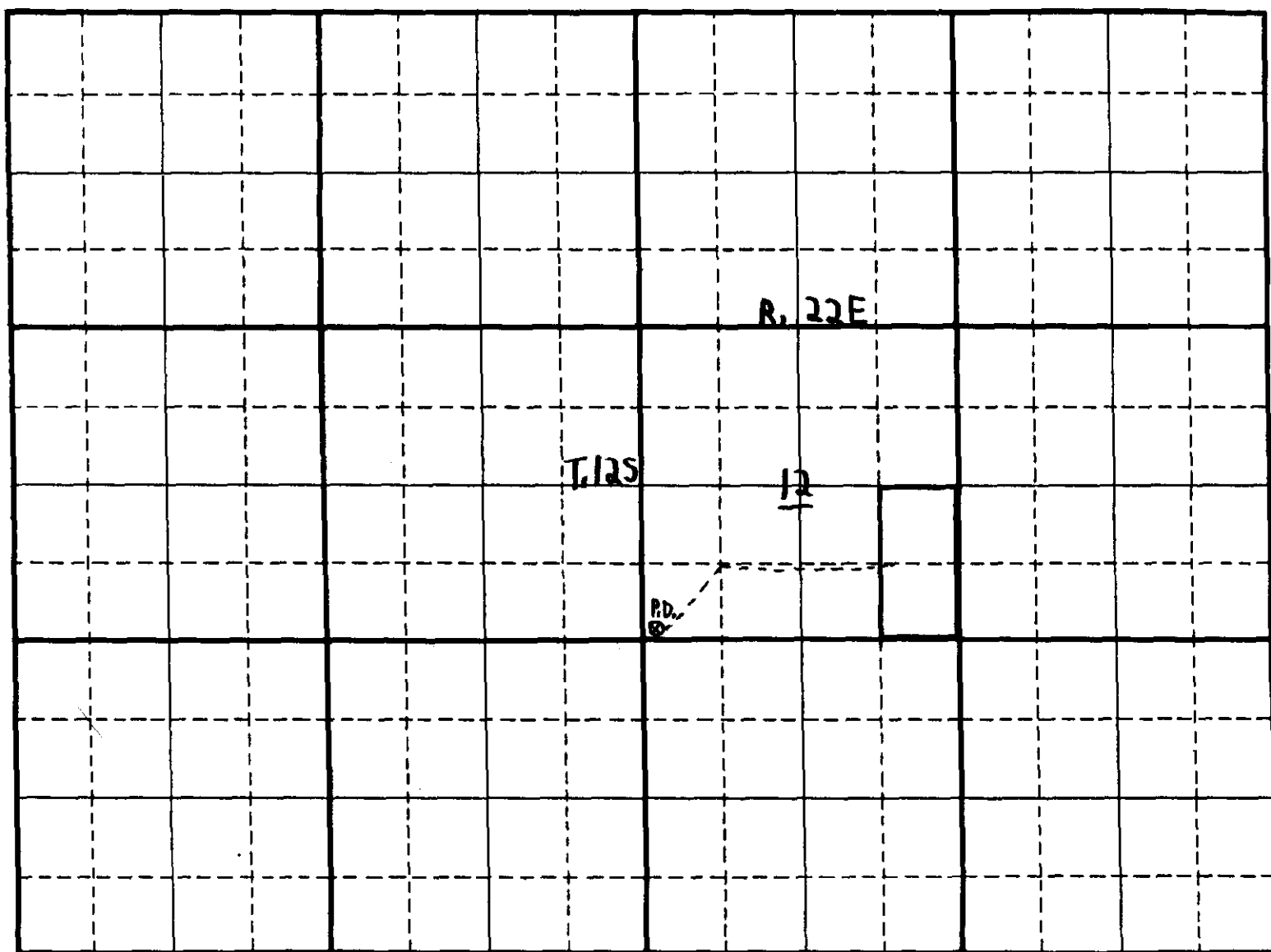
No. of acres 80

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:

- (8) Remarks Well was developed under license 45-2474 for adjacent lands. Amount claimed is the amount of the license spread out over 320 acres instead of 240, then 1/4 of that amount.



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 Twin Falls )

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.

Richard B. Allen  
(Claimant)  
March 1981.

Sworn to before me this 26th day of March, 19 81.

Mary A. Hill  
Notary Public  
Residing at Twin Falls, Id

My commission expires Life

**FOR DEPARTMENT USE ONLY**

Received by J. Stanton Date 3-26-81 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by TGD Date \_\_\_\_\_ claimant by: \_\_\_\_\_  
\$20.00 fee received by maey Date 3/29/81 # 16931  
Published in South-Central Press \_\_\_\_\_  
Dates 4/21 & 4/28/81 \_\_\_\_\_

RECEIVED

MAR 30 1981

Department of Water Resources  
Southern District Office

INDEXED  
99434

WARRANTY DEED

THIS INDENTURE, made this 20 day of May, 1977, between WILLOW CREEK RANCHES, INC., an Idaho Corporation, of Oakley, County of Cassia, State of Idaho, hereinafter called the "Grantor" and JACKSON W. ALLRED and BETTY ALLRED, husband and wife, of Route 2 - Box 246A, Burley, Idaho, 83318, and MIRIAM ALLRED, a widow, of 1605 Falls Avenue East, Twin Falls, Idaho, 83301, hereinafter called the "Grantee".

W I T N E S S E T H:

The Grantor for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged has granted, bargained and sold and by these presents does grant, bargain and sell, convey and confirm unto the Grantee all of the following described real estate situated in the County of Cassia, State of Idaho, to-wit:

TOWNSHIP 12 SOUTH, RANGE 23 EAST BOISE MERIDIAN  
Section 3: SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Lot 4, N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$   
Section 4: W $\frac{1}{2}$ , NE $\frac{1}{4}$  Except therefrom the East  
3/4th of Lot 1, N $\frac{1}{2}$ SE $\frac{1}{4}$ , the West  
850 feet of the SW $\frac{1}{4}$ SE $\frac{1}{4}$

SUBJECT TO: Taxes, levies and assessments, and easements of record.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property as well in law as in equity of the Grantor.

TO HAVE AND TO HOLD all and singular the above-mentioned and described premises, together with appurtenances unto the Grantee and the Grantee's heirs and assigns forever; and the Grantor and the Grantor's successors and assigns, shall and

PARSONS & SMITH  
LAWYERS  
BURLEY, IDAHO

will warrant and by these presents will forever defend the  
said premises in the quiet and peaceable possession of the  
Grantee and the Grantee's heirs and assigns against the Grantor  
and the Grantor's successors and assigns, and against all and  
every person and persons whomsoever lawfully claiming the same,  
except as aforesaid.

IN WITNESS WHEREOF, WILLOW CREEK RANCHES, INC.,  
has caused these presents to be signed by BILL ANDERSON and  
TOM ANDERSON, its President and Secretary at Burley,, Idaho,  
pursuant to corporate resolution, and its corporate seal to  
be hereunto affixed the day and year first above written.

WILLOW CREEK RANCHES, INC.

BY [Signature]  
Title President

ATTEST:

[Signature]  
Title Secretary

STATE OF IDAHO )  
County of Cassia ) ss

Documented to and plotted by me  
21 June 1977  
[Signature]  
Deputy

On this 20th day of May, 1977, before me,  
the undersigned, a Notary Public in and for said State, personally  
appeared \*BILL ANDERSON and TOM ANDERSON, known to me to be  
the President and Secretary of WILLOW CREEK RANCHES, INC.,  
the Corporation that executed the foregoing instrument, and  
acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and  
seal the day and year in this certificate first above written.

[Signature]  
Notary Public for Idaho  
Residing at Burley

\* a/k/a William Albert  
Anderson

State of Idaho } ss 99434  
County of Cassia }

I hereby certify that the within instrument was  
filed at the request of \_\_\_\_\_

On June 13, 19 77  
1:41 PM M. and  
recorded on Film 109 99434  
Inst. # \_\_\_\_\_  
by Frank B. Kearns Recorder  
Deputy

Page 2 - Warranty Deed

42.00

RECORDED

# SOUTH IDAHO PRESS

BURLEY, IDAHO

## AFFIDAVIT OF PUBLICATION

County of Cassia, )  
 ) ss.  
STATE OF IDAHO )

Mary Sumner, being first  
duly sworn, deposes and says that she is the

Clerk of the South Idaho  
Press, a daily newspaper published at Bur-  
ley Idaho, in the county aforesaid and that  
the paper is of general circulation therein.  
Deponent further states that the printed no-  
tice attached hereto was duly published  
according to law in the regular editions of

The South Idaho Press for two  
consecutive weeks, commencing with the issue  
dated April 23 1981, and ending  
with the issue dated April 30, 1981.

Mary Sumner

Subscribed and sworn to before me

this 14th day of May  
1981.

Thomas M. Peterson Notary Public

Cost of Publication .....

Notary Fee .....

Total Cost .....

NOTARY PUBLIC RESIDING AT  
RUPERT, IDAHO. MY COMMISSION  
EXPIRES JUNE 21, 1981

ALLIED IRRIGATION CO. 124861  
BURLEY, ID 83318. SOURCE: SOUTHWATER.  
Priority Date: 05/01/1961. Amount: 0.98 CFS.  
Diversion Point: SWSW Sec 12 T 12S R 22E, CASSIA  
Co. Use: IRRIGATION (0.98 CFS) from 05/01 to  
10/01. Place of Use: NESE SESE Sec 12 T 12S R 22E  
FOR 80 ACRES. Diversion Means: WELL & PUMP.

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MAY 15 1981

Department of Water Resources  
Southern District Office

RECEIVED

**SOUTH IDAHO PRESS**

**BURLEY, IDAHO**

**AFFIDAVIT OF PUBLICATION**

County of Cassia, )  
 ) ss.  
STATE OF IDAHO )

*Mary Summer*, being first  
duly sworn, deposes and says that she is the

*Clark* of the South Idaho  
Press, a daily newspaper published at Bur-  
ley Idaho, in the county aforesaid and that  
the paper is of general circulation therein.  
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consecutive weeks, commencing with the issue  
dated *April 23* 19*81*, and ending  
with the issue dated *April 30* 19*81*

*Mary Summer*

Subscribed and sworn to before me

this *14th* day of *May*

19*81*

*Norma M. Peterson* Notary Public

Cost of Publication .....

Notary Fee .....

Total Cost .....

NOTARY PUBLIC RESIDING AT  
RUPERT, IDAHO. MY COMMISSION  
EXPIRES JUNE 21, 1981

ALLRED, JACKSON W. E. DOM 2486.  
BURLEY, ID. 83318. Source: GROUNDWATER.  
Priority Date: 05/01/1961. Amount: 0.98 CFS.  
Diversion Point: SWSW Sec 12 T 12S R 22E, CASSIA  
Co. Use: IRRIGATION (0.98 CFS) from 05/01 to  
10/01. Place of Use: NESE SESE Sec 12 T 12S R 22E  
FOR 80 ACRES. Diversion Means: WELL & PUMP.

*ad  
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RECEIVED

MAY 14 1981

Department of Water Resources  
Southern District Office

45-4126-

ALLRED, JACKSON W.

RT. 2 BOX 2486, BURLEY, ID 83318

Source: GROUNDWATER

Priority Date: 05/01/1961

Amount: 0.98 CFS

Diversion Point: SWSW Sec 12 T 12S R 22E, CASSIA Co.

Use: IRRIGATION\_ (0.98 CFS) from 05/01 to 10/01

Place of Use: NESE SESE Sec 12 T 12S R 22E FOR 80 ACRES

Diversion Means: WELL & PUMP

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NOTICE OF CLAIMS TO WATER RIGHT 5

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301.

C. STEPHEN ALLRED  
Director

Published 4/28 & 4/29/81.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Southern Region

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1041 Blue Lakes Blvd N.  
Twin Falls, Idaho 83301  
(208) 734-3578

APRIL 14, 1981

South Idaho Press  
P.O. Box 190  
Burley, Idaho 83318

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 15, 1981.

Yours truly,

Mary A. Hill  
Secretary

Encl.

1041 Blue Lakes Blvd N.  
Twin Falls, Idaho 83301  
(208) 734-3578



**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
SOUTHERN REGION

John V. Evans  
Governor

C. Stephen Allred  
Director

1041 Blue Lakes Blvd. North  
Twin Falls, Idaho 83301  
(208) 734-3578

April 2, 1981

Jackson W. Allred  
Route 2 Box 2486  
Burley, Idaho 83318

Re: Claim to a Water Right No. 45-4126  
2 - Application for Transfer of Water Right No. 45-2653  
45-4048

Dear Mr. Jackson:

Enclosed is your receipt No. 16931 for check No. 92-264 (3795) in the amount of \$130.00 for the above referenced applications which was receipted in this office March 30, 1981.

If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

Mary A. Hill  
Sr. Secretary

for

Loren O. Holmes  
Southern Region Supervisor

Encl:

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