

IDWR Concurrence:

Jan Thute 3-9-04
IDWR Agent Date

Chris Bromley 3/9/04
Chris Bromley Date
Deputy Attorney General
Attorney for IDWR

CERTIFICATE OF MAILING

I certify that on March 15, 2004, 2004, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

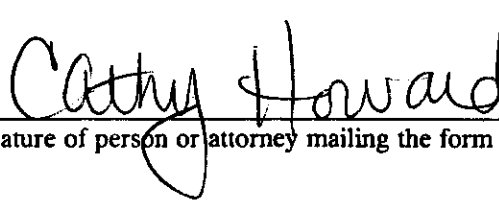
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Scott L. Campbell
P.O. Box 829
Boise, ID 83701-0829

Emmett Irrigation District
222 E. Park Street
Emmett, ID 83617

IDWR Repository
P.O. Box 83720
Boise, ID 83720



Signature of person or attorney mailing the form

02/13/2004

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

RIGHT NUMBER: 65-23

NAME AND ADDRESS: EMMETT IRRIGATION DIST
222 E PARK ST
EMMETT ID 83617

SOURCE: PAYETTE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 18.500 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 523.12 CFS. COMBINED RIGHT NOS.:
65-02080, 65-02004, 65-07832, AND 65-10491.

PRIORITY DATE: 11/26/1883

POINT OF DIVERSION:

T07N R01W S22 SENE Lot 1 Within GEM County

T07N R01W S22 NESE Lot 6 Within GEM County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

3/15 11/15

18.500 CFS

PLACE OF USE:

PLACE OF USE WITHIN LANDS OF EMMETT IRRIGATION DISTRICT.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 23,106.28 ACRES WITHIN THE
BOUNDARIES OF THE EMMETT IRRIGATION DISTRICT IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-02080, 65-02004,
65-07832, 65-10491 AND 65-12194.

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: Beneficial Use

88.08 CFS OF RIGHT NO. 65-10491 IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF RIGHT NOS. 65-00023, 65-02004, 65-02080 AND
65-10491.