

08/26/2004

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

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RIGHT NUMBER: 25-3

NAME AND ADDRESS: GARY MANN  
724 GRAYS LAKE RD  
WAYAN ID 83285

SOURCE: CLARK CREEK  
UNNAMED STREAM

TRIBUTARY: GRAYS LAKE OUTLET  
TRIBUTARY: CLARK CREEK

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

QUANTITY: 4.000 CFS

PRIORITY DATE: 06/15/1885

POINT OF DIVERSION:

T03S R43E S17 NENWNE Within BONNEVILLE County  
T03S R43E S17 SWNWSE Within BONNEVILLE County

PURPOSE AND PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 05/01 11/01          | 4.000 CFS       |

PLACE OF USE: IRRIGATION Within BONNEVILLE County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T03S R43E S17 | NWNE | 18.0 | T03S R43E S17 | SWNE | 8.5  |
| T03S R43E S17 | NENW | 23.0 | T03S R43E S17 | SWNW | 23.0 |
| T03S R43E S17 | SEnw | 40.0 | T03S R43E S17 | NESW | 20.0 |
| T03S R43E S17 | NWSW | 40.0 |               |      |      |

172.5 ACRES TOTAL

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

Water rights 25-00002 and 25-00003 have an equal right to the use of these waters and shall divide them in equal amounts when there is not sufficient water.

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: Decreed

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 25-3  
Date Received: 9/27/1989  
Receipt No: E010843  
Received By:

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

1. Name of Claimant(s)

GARY MANN Phone: (208)357-3777  
257 W MAPLE  
SHELLE ID USA 83274

*724 Grays Lake Rd  
Wayan ID 83285  
See Δ ownership  
form*

2. Date of Priority: 06/15/1885

3. Source: CLARK CREEK , CLARK CREEK Trib. to: GRAYS LAKE OUTLET , GRAYS LAKE  
OUTLET

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 Lot | County     | Type |
|----------|-------|---------|--------|--------|---------|------------|------|
| 03S      | 43E   | 17      | NE     | NW     | NE      | BONNEVILLE |      |
| 03S      | 43E   | 17      | SW     | NW     | SE      | BONNEVILLE |      |

5. Description of diverting works:

HEADGATES AND OPEN DITCHES.

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 4/01 | 11/01 | 4      |            |

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of | 1/4 Lot | Use        | Acres |
|----------|-------|---------|--------|---------|------------|-------|
| 03S      | 43E   | 17      | NW     | NE      | IRRIGATION | 18    |

|               |    |            |       |
|---------------|----|------------|-------|
| SW            | NE | IRRIGATION | 8.5   |
| NE            | NW | IRRIGATION | 23    |
| SW            | NW | IRRIGATION | 23    |
| SE            | NW | IRRIGATION | 40    |
| NE            | SW | IRRIGATION | 20    |
| NW            | SW | IRRIGATION | 40    |
| Section Acres |    |            | 172.5 |
| Total Acres   |    |            | 172.5 |

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

14. Remarks:

DURING TIMES OF SHORTAGE WATER IS TO BE SHARED EQUALLY WITH RIGHT #A25-00002  
(SEE DECREE FOR ORDER).

15. Basis of Claim: Decreed