

08/26/2004

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

RIGHT NUMBER: 25-13326

NAME AND ADDRESS: MATT MANN
13043 N 115 E
IDAHO FALLS ID 83401

SOURCE: UNNAMED STREAM

TRIBUTARY: GRAYS LAKE

QUANTITY: 0.540 CFS

Use of this right with Right No. 25-00002 is limited to a total combined diversion rate of 4.06 cfs.

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

PRIORITY DATE: 02/06/1904

POINT OF DIVERSION:

T03S R43E S17 SWSWSW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.040 CFS
IRRIGATION	05/01 10/31	0.540 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03S R43E S19 NENE 27.0

STOCKWATER same as IRRIGATION

27 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 25-00002 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 158 ACRES IN A SINGLE IRRIGATION SEASON.

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.

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

EXPLANATORY MATERIAL: Beneficial Use

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 25-13326
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)

MATT MANN Phone: (208)538-7894
13043 N 115 E
IDAHO FALLS ID USA 83401

2. Date of Priority: 06/15/1885

3. Source: UNNAMED STREAM Trib. to: GRAYS LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
03S	43E	17	SW	SW	SW	BONNEVILLE	

5. Description of diverting works:

DAM TO DITCH TO FLOOD IRRIGATION. STREAM KNOW LOCALLY AS POSEY CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	2	
STOCKWATER	01/01	12/31	0.04	

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

8. Total consumptive use:

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

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot		Use	Acres
03S	43E	19	NW	NE	IRRIGATION	28
			NE	NE	IRRIGATION	37

SE	NE	IRRIGATION	15
SW	NE	IRRIGATION	18.8
Section Acres			98.8
Total Acres			98.8

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:

OTHER WATER RIGHTS BEING USED 25-00002

THIS IS AN AMENDED CLAIM TO CLARIFY THE USE OF STOCKWATER AND TO CORRECT THE LOCATION OF POINT OF DIVERSION AND PLACE OF USE

SOURCE OF WATER IS KNOWN LOCALLY AS POSEY CREEK.

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

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 425-13326

Date Received _____

Receipt Number _____

Amended

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

Amended

RECEIVED
DEC 12 2003

Department of Water Resources
Eastern Region

Please type or print clearly

1. Name of Claimant (s) Matt Mann Phone (208) 538 7894Mailing Address 13043 N 115 E Idaho Falls ID Zip 834012. Date of Priority (Only one (1) per claim) Jun 15, 18853. Source of water supply (a) Unnamed Stream
which is tributary to (b) Grays Lake4. a. Location of existing point of diversion is: Township 35 Range 43 E Section 17,
SW 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Bonneville

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.

Dam to ditch to flood
irrigation. Stream know locally as Rosey Creek

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4/1 to 11/1 amount 2.0 or _____

For stockwater purposes from 1/1 to 12/31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.04 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 500 pairs range cattle

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
35	43E	19	37	28	188	15													98.8

Total number of acres irrigated 98.8

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

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.
A25-00002 or None ()

14. Remarks: This is an amended claim to clarify the
use of stockwater and to correct the location of
Point of Diversion and Place of Use

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

Please See attached

A 16x16 grid of 256 squares. Each square contains a crosshair pattern of dashed lines. The pattern consists of a vertical dashed line and a horizontal dashed line intersecting at the center of the square. The lines are thin and black, set against a white background. The grid is composed of solid black lines forming the outer boundaries of each square.

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

Number of attachments _____
For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true ²⁰⁰³
and correct.
Signature of Claimant (s) Matt Munn Date 12-8-03

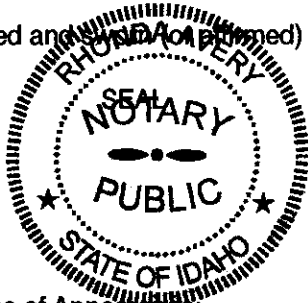
Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho or _____)
County of Jefferson) SS.

Subscribed and sworn to (or affirmed) before me this 8th day of December 19 2003



Notary Public Rhonda Avery
Residing at Jefferson
My Commission Expires 3-5-2007

Please Print Name

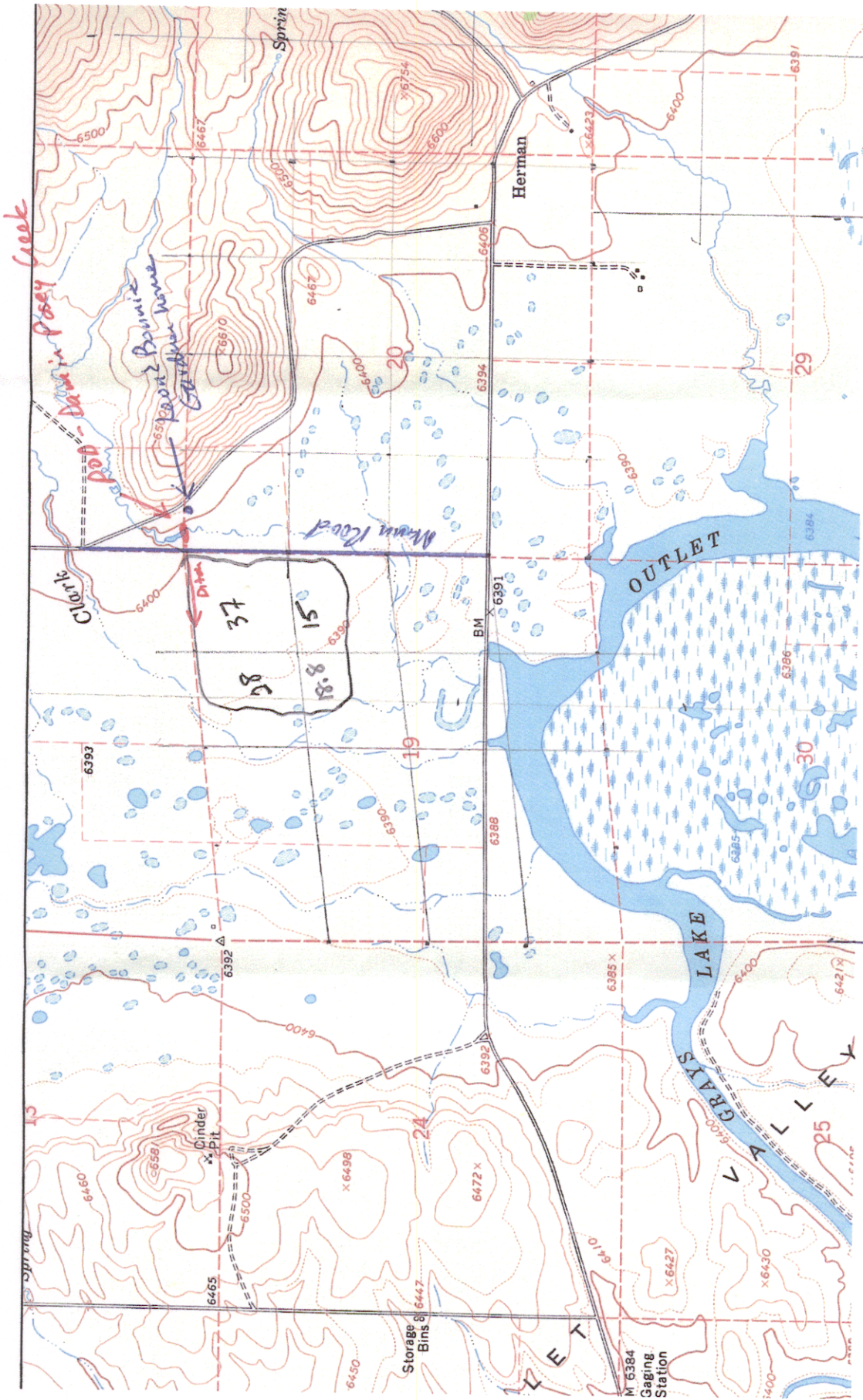
17. Notice of Appearance.
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____
Address _____
Date _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

A25-13326 Amended Place of Use 1 Point of Diversion



T35 R43E

T35 R42E