

08/02/2004

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

RIGHT NUMBER: 25-10069

NAME AND ADDRESS: COVINGTON BROS LTD
C/O BRENT COVINGTON
1890 NIAGRA ST
IDAHO FALLS ID 83404

SOURCE: GROUND WATER

TRIBUTARY:

POINT OF INJECTION INTO DRY BED. POINT OF REDIVERSION FROM SOUTH FORK
SNAKE RIVER.

QUANTITY: 0.100 CFS
10.000 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 5.31 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 2264 AF. COMBINED RIGHT NOS.:
25-07106, 25-10069

PRIORITY DATE: 07/01/1985

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY
DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS
ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN
WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426,
IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

POINT OF DIVERSION:

T04N R40E S26 NWNE Lot 9 Rediversion Within JEFFERSON County

T04N R40E S27 SWSW Within JEFFERSON County

T04N R40E S27 SWSW Injection Within JEFFERSON County

WATER DIVERTED UNDER THIS RIGHT IS EXCHANGED BY INJECTING WATER
DIVERTED UNDER THIS RIGHT INTO THE DRY BED AT THE POINT OF INJECTION
DESCRIBED ABOVE, AND DIVERTING AN EQUAL AMOUNT FROM SOUTH FORK
SNAKE RIVER AT THE POINT OF REDIVERSION DESCRIBED ABOVE.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

IRRIGATION

PERIOD OF USE

04/01 10/31

QUANTITY

0.100 CFS
10.00 AFY

PLACE OF USE:

IRRIGATION Within MADISON County

T04N R40E S01	SWNE	6.0	T04N R40E S01	SENW	2.0
T04N R40E S01	NESW	28.0	T04N R40E S01	NWSW	1.0
T04N R40E S01	SWSW	29.0	T04N R40E S01	SESW	36.0
T04N R40E S01	NESE	27.0	T04N R40E S01	NWSE	40.0
T04N R40E S01	SWSE	36.0	T04N R40E S01	SESE	40.0
T04N R40E S02	SESE	5.0	T04N R40E S11	NENE	32.0
T04N R40E S11	SENE	38.0	T04N R40E S11	NESE	39.0
T04N R40E S12	NENE	35.0	T04N R40E S12	NWNE	40.0
T04N R40E S12	SWNE	40.0	T04N R40E S12	SENE	32.0
T04N R40E S12	NENW	39.0	T04N R40E S12	NWNW	39.0
T04N R40E S12	SWNW	39.0	T04N R40E S12	SENW	39.0
T04N R40E S12	NESW	37.0	T04N R40E S12	NWSW	35.0
T04N R40E S12	SESW	34.0	T04N R40E S12	NESE	39.0

Water Right 25-10069

1

Rediversion pump in Sunnydell Canal
Well pumps into Dry bed

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IDAHO DEPARTMENT OF WATER RESOURCES
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T04N R40E S12	NWSE	40.0	T04N R40E S12	SWSE	36.0
T04N R40E S12	SESE	39.0	T04N R40E S13	NWNE	37.0
T04N R40E S13	SWNE	40.0	T04N R40E S13	NENW	39.0
T04N R40E S13	NWNW	39.0	T04N R40E S13	SENW	40.0
T04N R41E S06	NESW	5.0	T04N R41E S06 Lot 6	NWSW	26.0
T04N R41E S06 Lot 7	SWSW	40.0	T04N R41E S06	SESW	16.0
T04N R41E S07	NENW	28.0	T04N R41E S07 Lot 1	NWNW	40.0
T04N R41E S07 Lot 2	SWNW	40.0	T04N R41E S07	SENW	22.0

1334 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.

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 25-07106 PURSUANT TO SECTION 42-1426, IDAHO CODE.

State Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within Water District No. 34.

EXPLANATORY MATERIAL: Beneficial Use

USE OF THIS RIGHT IS COMBINED WITH WATER FROM PALISADES WATER USERS ASSN.

THIS RIGHT IS FOR AN ENLARGEMENT OF 374 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.

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 25-10069
Date Received: 7/25/1988
Receipt No: E000867
Received By:

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

1. Name of Claimant(s)

COVINGTON BROS LTD Phone: (208)522-0406

C/O BRENT COVINGTON
1890 NIAGRA ST
IDAHO FALLS ID USA 83404

2. Date of Priority: 07/01/1985

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	40E	27	SW SW	JEFFERSON	

5. Description of diverting works:

WELL, PUMP & PIPELINE. RECHARGE INTO DRY BED.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	4.84	

7. Total Quantity Appropriated is:
4.84 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
04N	40E	1	SW NE	IRRIGATION	6
			SE NW	IRRIGATION	2

			NE	SW		IRRIGATION	28
			NW	SW		IRRIGATION	1
			SW	SW		IRRIGATION	29
			SE	SW		IRRIGATION	36
			NE	SE		IRRIGATION	27
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	36
			SE	SE		IRRIGATION	40
					Section Acres		245
04N	40E	2	SE	SE		IRRIGATION	5
					Section Acres		5
04N	40E	11	NE	NE		IRRIGATION	32
			SE	NE		IRRIGATION	38
			NE	SE		IRRIGATION	39
					Section Acres		109
04N	40E	12	NE	NE		IRRIGATION	35
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	32
			NE	NW		IRRIGATION	39
			NW	NW		IRRIGATION	39
			SW	NW		IRRIGATION	39
			SE	NW		IRRIGATION	39
			NE	SW		IRRIGATION	37
			NW	SW		IRRIGATION	35
			SE	SW		IRRIGATION	34
			NE	SE		IRRIGATION	39
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	36
			SE	SE		IRRIGATION	39
					Section Acres		563
04N	40E	13	NW	NE		IRRIGATION	37
			SW	NE		IRRIGATION	40
			NE	NW		IRRIGATION	39
			NW	NW		IRRIGATION	39
			SE	NW		IRRIGATION	40
					Section Acres		195
04N	41E	6	NE	SW		IRRIGATION	5
			NW	SW	6	IRRIGATION	26
			SW	SW	7	IRRIGATION	40
			SE	SW		IRRIGATION	16
					Section Acres		87
04N	41E	7	NE	NW		IRRIGATION	28
			NW	NW	1	IRRIGATION	40
			SW	NW	2	IRRIGATION	40
			SE	NW		IRRIGATION	22
					Section Acres		130
					Total Acres		1334

11. Place of use in counties: MADISON

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

DIRECT OVERLAP WITH A01-10011 SHARED P/D WITH A25-07106 SEE ALSO A01-07006
PRIORITY DATE BASED ON PENDING APPLICATION FOR PERMIT 01-07087 ADDRESS CHANGED PER
REQUEST. AJ/09-16-1997

15. Basis of Claim: Beneficial Use

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 Organizations:

I do solemnly swear or affirm that I am _____ of
Title

_____, that I have signed the foregoing
Organization
document in the space below as _____ of
Title

_____, and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this
of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

AJ0749NP
No. A25-10069

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/09/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	COVINGTON BROS LTD C/O BRENT COVINGTON 1890 NIAGARA IDAHO FALLS ID 83404 (208) 522-0406	07/01/1985	IRRIGATION	04-01 11-01	4.840 CFS	0
TOTAL DIVERSION: CONSUMPTIVE USE:					4.840 CFS	484.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04N R40E S27

SMSW

JEFFERSON County

Place of use Legal Description for: IRRIGATION

NE	SE	SW	SH	SE	SE	SUM
T R S : Lt Ac Lt Ac Lt Ac	NESE : Lt Ac Lt Ac Lt Ac	SESE : Lt Ac Lt Ac Lt Ac	SESE : Lt Ac Lt Ac Lt Ac	SESE : Lt Ac Lt Ac Lt Ac	SESE : Lt Ac Lt Ac Lt Ac	SUM
04N 40E 1 : 33	04N 40E 2 : 35	04N 40E 11 : 40	04N 40E 12 : 40	01 29	06 36	30.0
TOTAL ACRES						242.0

POU County: MADISON

Other Rights: A01-10011, A25-07106, 01-07087

Remarks: GEN DIRECT OVERLAP WITH A01-10011
SHARED P/D WITH A25-07106
SEE ALSO A01-07006
PRIORITY DATE BASED ON PENDING APPLICATION FOR PERMIT 01-07087
ADDRESS CHANGED PER REQUEST. AJ/09-16-1997

Dates:

Exam Made Date:

Verified Date:

Objection filed Date:

Misc:

Water District Number:

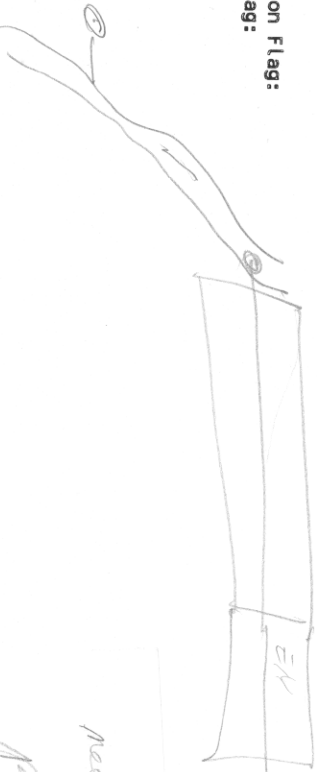
Field Inspection Flag:
Presumption Flag:

REQ:

OWNER
PHOTO
O MEAS
POU

> 1963

WELL INTO RIVER



need info for
permit

enlargement?

see 15-7106