

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 45-152
Date Received: 5/5/1989
Receipt No: S007044
Received By:

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

1. Name of Claimant(s)

KATHERINE POULTON Phone: (208)862-3340

605 W 2200 S
OAKLEY ID USA 83346

GARY R POULTON Phone: (208)862-3340

605 W 2200 S
OAKLEY ID USA 83346

2. Date of Priority: 02/21/1925

3. Source: GOOSE CREEK , EMERY CREEK Trib. to: SNAKE RIVER , GOOSE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
16S	21E	1	SW	NE	SE	CASSIA	
16S	21E	1	SE	SE	SE	CASSIA	

5. Description of diverting works:

DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.7	

7. Total Quantity Appropriated is:
0.7 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	
16S	21E	1	NE	SE	IRRIGATION	20	
			SE	SE	IRRIGATION	10	
			Section Acres				30
16S	21E	12	NE	NE	IRRIGATION	10	
			Section Acres				10
			Total Acres				40

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

RT. IS FOR ENTIRE FLOW OF EMERY CR., & .7 CFS FROM GOOSE CR.
 PRIORITY DATE NOT GIVEN IN DECREE.
 SEE DECREE FOR LIMITATIONS FOR DIVERSIONS.
 ***** OWNERSHIP CHANGE FILED 10/16/1992; SHOULDER "3" RANCHES TO
 POULTONS. COPY OF WARRANTY DEED ON FILE.
 12/9/1992 RVW.
 *****AMENDED CLAIM***** CLAIM AMENDED
 TO EXTEND SEASON OF USE TO STANDARD SEASON OF USE FOR AREA.
 8/12/99 jr

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

August 30, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MICHAEL POULTON
KATHERINE POULTON
605 W 2200 S
OAKLEY ID 83346

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim No. 45-152, 45-10455, 45-10464
Change of Address Notification

Dear Claimant(s):

Thank you for notifying us of your change in address on the water right claim(s) referenced above. Our records have been updated accordingly.

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

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf



IDAHO DEPT. OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

RECEIVED

JUL 20 2001

Department of Water Resources
Southern Region

CHANGE IN ADDRESS

☐ Water Right Number(s):

45-10464, 45-152, 45-10455

☒ Old Mailing Address:

Mike + Kathy Poulton

Box 112

Oakley, ID 83346

☒ New Mailing Address:

~~Mike Poulton~~ Mike + Kathy Poulton

605 W 2200 S

Oakley, ID 83346

☐ New Telephone Number: () -

☐ Signature of Claimant(s):

Michael A Poulton

Katherine S. Poulton

Date:

July 19, 2001

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

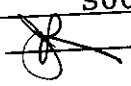
Date: By:

7/25/01 [Signature]

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: **A45-00152**
Date Received: 5/ 5/1989
Receipt No: S007044
Received By: 

AMENDED

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

AMENDED

1. Name: KATHERINE POULTON
Address: P O BOX 112
OAKLEY ID

83346

208-862-3340

AND
Name: GARY R POULTON
Address: P O BOX 112
OAKLEY ID

83346

208-862-3340

2. Date of Priority: FEB 21, 1925

3. Source: GOOSE CREEK
EMERY CREEK

Trib. to: SNAKE RIVER
GOOSE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16S	21E	1	SW	NE	SE		CASSIA
			SE	SE	SE		CASSIA

5. Description of diverting works:
DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.700		

7. Total Quantity Appropriated is:
0.700 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

100.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/500 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	21E	1	NE	SE		IRR	20.0
			SE	SE		IRR	10.0
Section Acres							30.0
		12	NE	NE		IRR	10.0
Section Acres							10.0
Total Acres							40.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:

RT. IS FOR ENTIRE FLOW OF EMERY CR., & .7 CFS FROM GOOSE CR.
PRIORITY DATE NOT GIVEN IN DECREE.
SEE DECREE FOR LIMITATIONS FOR DIVERSIONS.

OWNERSHIP CHANGE FILED 10/16/1992; SHOULDER "3" RANCHES TO
POULTONS. COPY OF WARRANTY DEED ON FILE. 12/9/1992 RVW.

*****~~AMENDED CLAIM~~*****

CLAIM AMENDED TO EXTEND SEASON OF USE TO STANDARD SEASON OF USE
FOR AREA. 8/12/99 jr *

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 2/21/1925

OAKLEY CANAL CO.
Decree Plaintiff

WILLIAM F. WHITTLE ET. AL.
vs Decree Defendant

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: A45-00152
Date Received: 5/ 5/1989
Receipt No: S007044
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: GARY R POULTON 208-862-3340
Address: P O BOX 112
OAKLEY ID 83346
AND
Name: KATHERINE POULTON 208-862-3340
Address: P O BOX 112
OAKLEY ID 83346

2. Date of Priority: FEB 21, 1925

3. Source: GOOSE CREEK Trib. to: SNAKE RIVER
EMERY CREEK GOOSE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16S	21E	1	SW	NE	SE		CASSIA
			SE	SE	SE		CASSIA

5. Description of diverting works:
DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	07/20	0.700		

7. Total Quantity Appropriated is: 4/18 10/31 M.R.P. K.S.P.
0.700 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/500 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	21E	1	NE	SE		IRR	20.0
			SE	SE		IRR	10.0
						Section Acres	30.0
		12	NE	NE		IRR	10.0
						Section Acres	10.0
						Total Acres	40.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:

RT. IS FOR ENTIRE FLOW OF EMERY CR., & .7 CFS FROM GOOSE CR.
PRIORITY DATE NOT GIVEN IN DECREE.
SEE DECREE FOR LIMITATIONS FOR DIVERSIONS.

OWNERSHIP CHANGE FILED 10/16/1992; SHOULDER "3" RANCHES TO
POULTONS. COPY OF WARRANTY DEED ON FILE. 12/9/1992 RVW.

extended S.U. to Standard Season of Use.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 2/21/1925

OAKLEY CANAL CO.
Decree Plaintiff

WILLIAM F. WHITTLE ET. AL.
vs Decree 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: _____

Township 15 South, Range 21 East of Boise Meridian
thence West 80 rods; thence North 10 rods; thence
East 80 rods; thence South 10 rods to the place of be-
ginning.

B.

FRED ELISON, MELVIN E. ELISON and JAMES F. DEVINE

Frederick B. Baker
~~The defendants Melvin E. Elison, Fred Elison and James F.~~
~~Devine shall be entitled to receive 215 inches or 4.3 cubic feet~~
~~per second of the Waters of Goose Creek and its tributaries for~~
~~use upon the following described real estate in the county of~~
~~Cassia, state of Idaho, to-wit:~~

Southeast quarter of the Northwest quarter ($SE\frac{1}{4}NW\frac{1}{4}$)
Northeast quarter of the Southwest quarter ($NE\frac{1}{4}SW\frac{1}{4}$)
All of the East half of Section 25, Township 15 South
Range 21 East Boise Meridian; Northeast Quarter of the
Northeast quarter ($NE\frac{1}{4}NE\frac{1}{4}$) of section 36, township 15
South, Range 21 East Boise Meridian.

C.

Eugene Emery Eugene Emery, Sr.

The defendant Eugene Emery, Sr., shall be entitled to receive
33 inches or .7 cubic foot per second of the waters of Goose
Creek and its tributaries, together with the entire flow of the
waters of Emery Creek, for use upon the following described real
estate in the County of Cassia, State of Idaho:

East half of the Southeast quarter ($E\frac{1}{2}SE\frac{1}{4}$) Section 1,
North half of the Northeast quarter ($N\frac{1}{2}NE\frac{1}{4}$) Section 12,
township 16 South, Range 21 East Boise Meridian.

D.

Frank C. Bedke, Jr. FRANK C. BEDKE, JR.

The defendant Frank C. Bedke, Jr., shall be entitled to re-
ceive 50 inches or 1 cubic foot per second of the waters of Goose
Creek and its tributaries for use upon the following described
real estate in the County of Cassia, Idaho, to-wit;

That the defendant, Mrs. Agnes Dunmer, is not entitled to take or divert any water from Goose Creek or Trepper Creek, or from any of the tributaries of said streams, but she shall be entitled to use any water from springs developed

45 0149 the premises owned by him which are described as follows:

H.E.S.
305

Beginning at Corner No. 1 from which the Quarter Corner to Section 1 in Township 15 South of Range 20 East of the Boise Meridian, and Section 6 in Township 15 South of Range 21 East of the Boise Meridian bears North 81 degrees 17' East 119.30 chains; thence South 53 degrees 51' West 11.49 Chains to Corner No. 2; thence North 41 degrees 33' West 77.4 chains to Corner No. 3; thence North 81 degrees 58' East 19.75 chains to Corner No. 4; thence South 43 degrees 21' East 24.05 chains to Corner No. 5; thence North 82 degrees 43' East 21.62 chains to Corner No. 6; the South 4 degrees 30' East 39.31 chains to Corner No. 1, the place of beginning, containing 155.72 acres, in Cassia County, Idaho.

17.

ARTHUR ANDERSON

That the defendant, Arthur Anderson, (having been made a defendant since the commencement of the action) is entitled to take and divert from Beaver Dam

45 0149 Creek a tributary of Goose Creek, between the 15th day of May and the first day of June, of each year, 40 inches, or .8 cubic foot per second so long as the same shall not interfere with the rights of Eugene Emery, Sr., in and to Beaver Dam Creek, which is hereby decreed to be prior and superior to the rights of the defendant Arthur Anderson, for use upon the following described premises, to-wit:

Land in the National Forest, designated as H. E. Survey No. 307, List No. 4-969; Commencing at Corner No. 1, from which the West quarter corner of Section 18, township 16 South, Range 21 East of the Boise Meridian bears south 83 degrees 39' East 65.83 chains, thence South 24 degrees east 19.05 chains to Corner No. 2, thence South 89 degrees 43' west 65.01 chains to Corner No. 3; thence North 41 degrees 46' East 49.57 chains to Corner No. 4; thence South 61 degrees 7' east 39.38 chains to Corner No. 1 the place of beginning in Cassia County, Idaho. 147.80 ac

18

ELVIRA SESSIONS

The defendant, Elvira Sessions, having since the commencement of this action sold the premises described in his cross-complaint to the plaintiff herein no water is decreed to said premises, and the said defendant, Elvira Sessions is not entitled to take or divert any of the waters of Goose Creek or any of its tributaries.

19.

That subject to the conditions and limitations hereinafter set forth, the defendants named in paragraphs "A" to "L", both inclusive, of this paragraph, are entitled to take and divert into their respective ditches for use on their

respective tracts of land hereinafter described, for irrigation, stock and domestic purposes, between April 15th and July 20th of each year, the amounts hereinafter set forth. That the water rights and water appropriations so owned and held by said defendants and the amount of water which the said defendants may respectively take and divert, and the lands to which said water is appurtenant and upon which it shall be used and applied, are as follows, to-wit:

A.

45 0150 DAVID A TAYLOR, THOMAS TAYLOR,
WINSLOW TAYLOR and WESLEY TAYLOR

The defendants, David A. Taylor, Thomas Taylor, Winslow Taylor and Wesley Taylor, sometimes known as Taylor Brothers, shall be entitled to receive 117 inches or 2.34 cubic feet per second of the waters of Goose Creek and its tributaries for use upon the following described real estate in the County of Cassia, State of Idaho, to-wit:

Southwest quarter of the Southeast quarter ($SW\frac{1}{4} SE\frac{1}{4}$) of Section 13, West half of the Northeast quarter ($W\frac{1}{2} NE\frac{1}{4}$), East half of the Northwest quarter ($E\frac{1}{2} NW\frac{1}{4}$) of Section 24, all in township 15 South, Range 21 East Boise Meridian;

Also beginning at the Southeast corner of the Northwest quarter of the Southeast quarter ($NW\frac{1}{4} SE\frac{1}{4}$) of Section 13, township 15 South, Range 21 East of Boise Meridian thence West 80 rods; thence North 10 rods; thence East 80 rods, thence South 10 rods to the place of beginning.

B.

45 0151 FRED ELISON, MELVIN E. ELISON and JAMES F. DEVINE
The defendants Melvin E. Elison, Fred Elison and James F. Devine shall be entitled to receive 215 inches or 4.3 cubic feet per second of the waters of Goose Creek and its tributaries for use upon the following described real estate in the County of Cassia, State of Idaho, to-wit:

Southeast quarter of the Northwest quarter ($SE\frac{1}{4} NW\frac{1}{4}$)
Northeast quarter of the Southwest quarter ($NE\frac{1}{4} SW\frac{1}{4}$)
All of the East half of Section 25, township 15 South Range 21 East Boise Meridian; Northeast quarter of the Northeast quarter ($NE\frac{1}{4} NE\frac{1}{4}$) of Section 36, Township 15 South, Range 21 east Boise Meridian.

45 0152 EUGENE EMERY, Sr.

The defendant Eugene Emery, Sr., shall be entitled to receive 35 inches or .7 cubic foot per second of the waters of Goose Creek and its tributaries, together with the entire flow of the waters of Emery Creek, for use upon the following described real estate in the County of Cassia, State of Idaho,

East half of the Southeast quarter ($E\frac{1}{2} SE\frac{1}{4}$) Section 1,

North half of the Northeast Quarter ($N\frac{1}{2} NE\frac{1}{4}$) Section 12,
township 16 South, Range 21 East Boise Meridian.

D.

FRANK C. BEDKE, Jr.

45 0153

The defendant Frank C. Bedke, Jr., shall be entitled to receive 50 inches or 1 cubic foot per second of the waters of Goose Creek and its tributaries for use upon the following described real estate in the County of Cassia, Idaho, to-wit:

Northwest quarter of the Southwest quarter ($NW\frac{1}{4} SW\frac{1}{4}$)
Southwest quarter of the Northwest quarter ($SW\frac{1}{4} NW\frac{1}{4}$)
Section 13, township 16 South, Range 21 East Boise
Meridian.

E.

POLLY A. BEDKE

45 0154

That the defendant Polly A. Bedke shall be entitled to receive 145 inches or 2.9 cubic feet per second of the waters of Goose Creek, for use upon the following described real estate in the County of Cassia, State of Idaho, to-wit:

East half of the Southeast quarter ($E\frac{1}{2} SE\frac{1}{4}$)
Southwest quarter of the Southeast quarter ($SW\frac{1}{4} SE\frac{1}{4}$)
of Section 14; Northwest quarter of the Northeast quarter
($NW\frac{1}{4} NE\frac{1}{4}$) of Section 23, township 16 South, Range 21
East Boise Meridian.

F.

45 0155

RAY BEDKE

The defendant Ray Bedke shall be entitled to receive 15 inches or .3 cubic foot per second of the waters of Goose Creek and its tributaries, for use upon the following described real estate in the County of Cassia, State of Idaho, to-wit:

East half of the Northeast quarter ($E\frac{1}{2} NE\frac{1}{4}$) Section 22,
North half of the Northwest quarter ($N\frac{1}{2} NW\frac{1}{4}$) Section 23,
all in Township 16 South, Range 21 East Boise Meridian.

G.

Solomon Clark, Charles Clark & John Clark

45 0156

The defendants Solomon Clark, Charles Clark and John Clark, sometimes known as Clark Brothers, shall be entitled to receive 62 inches or 1.24 cubic feet per second of the waters of Birch Creek, a tributary of Goose Creek, for use upon the following described real estate in the County of Cassia, State of Idaho, to-wit:

South Half of the Northwest Quarter ($S\frac{1}{2} NW\frac{1}{4}$) of
Section 23, township 16 South, Range 21 East, Boise
Meridian.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 13, 1999

GARY R POULTON
KATHERINE POULTON
PO BOX 112
OAKLEY ID 83346

RE: ~~A45-00152~~ (AMENDED) and A45-12747

Dear Mr. And Mrs. Poulton,

I apologize once again that our computers were down yesterday during your visit. After you left, I entered your amendment to claim #A45-00152, which extended the Season of Use from 4/1 to 10/31, as you requested. I have enclosed a copy of that amended claim for your records.

I then pulled the file which contained a copy of the original decree (Oakley Canal Co. vs. Whittle), upon which this claim is based. I found evidence in the file that the Season of Use was set by the decree at 4/15 to 7/20, as was originally claimed. While you may "claim" anything you wish on your filings, we will be bound in our recommendations to the court to follow previous decree guidelines for a right based on that decree. I just wanted to let you know that our recommendation will show the Season of Use as 4/15 to 7/20. (I have enclosed a copy the decree pertaining to your right for your reference.)

I also checked on your claim for Blue Hill Creek, A45-12747. That claim's Season of Use is for 4/01 to 10/31 and the affidavit from Mr. Bedke is still attached.

If I can be of further assistance or you have any questions, feel free to give me a call at the office or stop in during your next trip to Twin Falls.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

AJ0749NP
No. R45-00152

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

DATE: 08/13/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KATHERINE POULTON	02/21/1925	IRRIGATION	04-15 07-20	0.700 CFS	
C	GARY R POULTON					
TOTAL DIVERSION:					0.700 CFS	

Water Source: GOOSE CREEK
EMERY CREEK

Tributary to: SNAKE RIVER
GOOSE CREEK

Stage: DECREED

Point(s) of Diversion: T16S R21E S01 SENESE SESESE CASSIA County

Place of use	Legal Description for:	IRRIGATION	NE	NW	SW	SE	SUM
T	R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac
16S 21E 1	:	:	:	:	:	:	:
16S 21E 12	:	:	:	:	:	:	:
TOTAL ACRES							40.0

POU County: CASSIA

Non-Irrigation Uses: S/500 RANGE

Other Rights: NONE

Remarks: GEN RT. IS FOR ENTIRE FLOW OF EMERY CR., & .7 CFS FROM GOOSE CR.
PRIORITY DATE NOT GIVEN IN DECREE.
SEE DECREE FOR LIMITATIONS FOR DIVERSIONS.

OWNERSHIP CHANGE FILED 10/16/1992; SHOULD "3" RANCHES TO
POULTONS. COPY OF WARRANTY DEED ON FILE. 12/9/1992 RVW.

CLAIM AMENDED TO EXTEND SEASON OF USE TO STANDARD SEASON OF USE
FOR AREA. 8/12/99 jr

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 45C Field Inspection Flag: D
Presumption Flag:

Comments: Date: 08/13/1999 User-ID: JROBERTS Subject: AMENDED CLAIM
CLAIM WAS AMENDED TO EXTEND SEASON OF USE TO STANDARD FOR AREA.
DECREE SPECIFICS 4/75 7720 AND SHOULD BE RECOMMENDED AS SUCH. jr

Audit: 08/13/99 JROBERTS

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: **A45-00152**
Date Received: 5/ 5/1989
Receipt No: S007044
Received By: _____

Change of Owner.

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

1. Name: GARY R POULTON 208-862-3340
Address: P O BOX 112
OAKLEY ID 83346

AND

Name: KATHERINE POULTON 208-862-3340
Address: P O BOX 112
OAKLEY ID 83346

2. Date of Priority: FEB 21, 1925

3. Source: GOOSE CREEK Trib. to: SNAKE RIVER
EMERY CREEK GOOSE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16S	21E	1	SW	NE	SE		CASSIA
			SE	SE	SE		CASSIA

5. Description of diverting works:
DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	07/20	0.700		

7. Total Quantity Appropriated is:
0.700 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/500 RANGE

MICROFILMED

MAR 07 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	21E	1	NE	SE		IRR	20.0
			SE	SE		IRR	10.0
						Section Acres	30.0
		12	NE	NE		IRR	10.0
						Section Acres	10.0
						Total Acres	40.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:

RT. IS FOR ENTIRE FLOW OF EMERY CR., & .7 CFS FROM GOOSE CR.
PRIORITY DATE NOT GIVEN IN DECREE.
SEE DECREE FOR LIMITATIONS FOR DIVERSIONS.

|
OWNERSHIP CHANGE FILED 10/16/1992; SHOULDER "3" RANCHES TO
POULTONS. COPY OF WARRANTY DEED ON FILE. 12/9/1992 RVW.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 2/21/1925

OAKLEY CANAL CO.
Decree Plaintiff

WILLIAM F. WHITTLE ET. AL.
vs Decree 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: _____

MICROFILMED

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

_____ Date: _____

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Residing at _____

My Commission Expires _____

Date: 12/09/92



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

DATE OF CLOSING: October 9, 1992

OCT 10 1992

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM _____
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

see attached Exhibit "A"

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)
Assigned by IDWR: A-45-10455, A-45-00152 and A-45-10464

[] Name and Address of Former Owner/Claimant(s)(Seller): Shoulder "3" Ranches, Inc.

P.O. Box 211

Oakley, ID. 83346-

[] New Owner/Claimant (Purchaser): Gary R. Poulton and Katherine Poulton

[] New Mailing Address:

P.O. Box 112 -

Oakley, ID 83346-

[] New Telephone Number: (208) 862-3340-

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of ownership, describe proof attached: Copy of recorded Warranty Deed -

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s) Gary R. Poulton Date 10-09-92

Katherine S. Poulton Date 10-09-92

[] Signature of Former Owner/Claimant(s): Katherine Poulton Date 10-09-92

Shoulder "3" Ranches, Inc. Date 10-12-92

By: [Signature] Date 10-12-92

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED

MAR 07 1993

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

221441

WARRANTY DEED

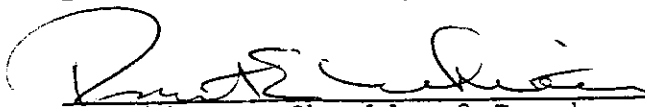
FOR VALUE RECEIVED, SHOULDER 3 RANCHES, INC., an Idaho corporation, hereinafter called "Grantor", does hereby grant, bargain, sell and convey unto GARY R. POULTON, aka Mike Poulton, and KATHERINE POULTON, husband and wife, whose mailing address is P.O. Box 112, Oakley, Idaho 83346, hereinafter called the "Grantee", the property described on Exhibit "A" attached hereto, located in Cassia County, Idaho.

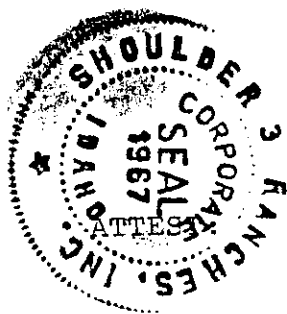
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. The said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that it is free from encumbrances except existing easements and rights of way of record and a mortgage to Metropolitan Life Insurance Company, being instrument 221412, and that the Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 12th day of October, 1992.

"SELLERS"

SHOULDER 3 RANCHES, INC.


President - Shoulder 3 Ranches,
Inc., an Idaho corporation



MICROFILMED

MAR 6 7 1993

W. Gary Whiteley
Secretary - Shoulder 3
Ranches, Inc.

STATE OF IDAHO)
 ss
County of Cassia)

On this 12th day of October, 1992, before me the undersigned, a Notary Public in and for said State, personally appeared Robert P. Whiteley and W. Gary Whiteley, the President and Secretary, respectively, of Shoulder 3 Ranches, Inc., known or identified to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that Shoulder 3 Ranches, Inc., an Idaho Corporation, executed the same.

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

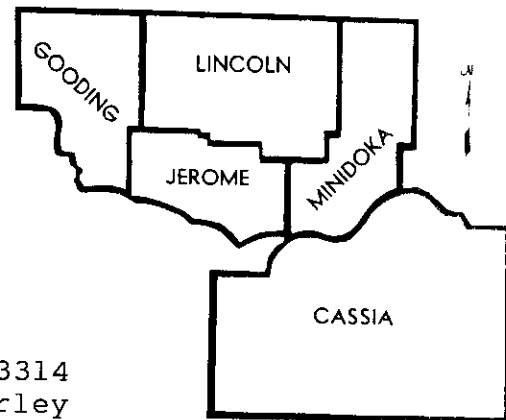
LARRY ROBERTS
NOTARY PUBLIC
STATE OF IDAHO
Residing at Burley, Idaho
My Commission Expires _____

W. Gary Whiteley
NOTARY PUBLIC FOR IDAHO
Residing at: Burley
My Commission Expires: 6-30-97

MICROFILMED
MAR 07 1993

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #23314
OFFICE: Burley

October 14, 1992

Idaho Dept. of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

RECEIVED

OCT 14 1992

Idaho Dept. of Water Resources
Twin Falls Region Office

Dear Clerk:

Enclosed please find an original Notice of Change of Water Right Ownership executed by Gary R. Poulton and Katherine S. Poulton and Robert E. Whiteley.

Please make the necessary changes in the records and receipt for the photostatic copy enclosed and return to this office.

Thank you.

Very truly yours,
LAND TITLE AND ESCROW, INC.

Nancy Garrett

Nancy Garrett
Escrow Department

/nrg
enc.

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 • FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 • FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 • FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 • FAX 1199

MICROFILMED

MAR 07 1993

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: A45-00152
Date Received: 5/05/1989
Receipt No: S007044
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SHOULDER "3" RANCHES, INC. 208-862-3377
Address: P.O. BOX 218
OAKLEY, ID 83346

2. Date of Priority: FEB 21, 1925

3. Source: GOOSE CREEK Trib. to: SNAKE RIVER
EMERY CREEK GOOSE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16S	21E	1	SW	NE	SE		CASSIA
			SE	SE	SE		CASSIA

5. Description of diverting works:
DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	07/20	0.700		

7. Total Quantity Appropriated is:
0.700 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/500 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	21E	1	NE	SE		IRR	20.0

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MAR 6 7 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	21E	1	SE	SE		IRR	10.0
						Section Acres	30.0
		12	NE	NE		IRR	10.0
						Section Acres	10.0
						Total Acres	40.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:
RT. IS FOR ENTIRE FLOW OF EMERY CR., & .7 CFS FROM GOOSE CR.
PRIORITY DATE NOT GIVEN IN DECREE.
SEE DECREE FOR LIMITATIONS FOR DIVERSIONS.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 2/21/1925

OAKLEY CANAL CO.
Decree Plaintiff

vs WILLIAM F. WHITTLE ET. AL.
Decree 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 Organizations:

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

Snowy "3" Ranches Inc., that I have signed the foregoing
Organization

document in the space below as President of _____

Snowy "3" Ranches Inc. and that the statements contained in the
Organization

foregoing document are true and correct.

X [Signature]
Signature of Authorized Agent

President Snowy "3" Ranches Inc.
Title and Organization

5-5-89
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 5th day

of May 19 89

Seal

[Signature]
Notary Public

Residing at Twin Falls

My Commission Expires Dec 7, 1994



MICROFILMED

MAR 67 1967

45-00152



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

10-Dec-1992

MR. & MRS. GARY R POULTON
P O BOX 112
OAKLEY ID 83346

Re: Ownership changes for Adjudication Claims No. A45-00152,
A45-10455 & A45-10464

Dear Claimant:

Pursuant to the notification that you presently own the property in which the above-referenced Adjudication Claims are appurtenant, the Department has changed the records of the current owners as you requested. Please find enclosed copies of the computer records of the claims noting the change in claimant.

Please review the records and if you have any corrections or questions, please feel free to call this office.

Sincerely,


Robert Worstell
Sr Adjudication Agent

Enclosures

cc: Land Title & Escrow, Inc. (File #23314)
P O Box 177, Burley, ID 83318

MICROFILMED

MAR 07 1993

10/03/2002

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

RIGHT NUMBER: 45-152
NAME AND ADDRESS: KATHERINE POULTON
605 W 2200 S
OAKLEY ID 83346
GARY R POULTON
605 W 2200 S
OAKLEY ID 83346

SOURCE: EMERY CREEK
GOOSE CREEK
QUANTITY: 0.70 CFS
PRIORITY DATE: 02/21/1925
POINT OF DIVERSION:

TRIBUTARY: GOOSE CREEK
TRIBUTARY: SNAKE RIVER

T16S R21E S1 SWNESE Within CASSIA County
T16S R21E S1 SESESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 07/20	0.700 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER JULY 20 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.		

PLACE OF USE:	T16S R21E S01	NESE	20.0	T16S R21E S01	SESE	12.0
	T16S R21E S12	NENE	8.0	T16S R21E S01	SESE	12.0

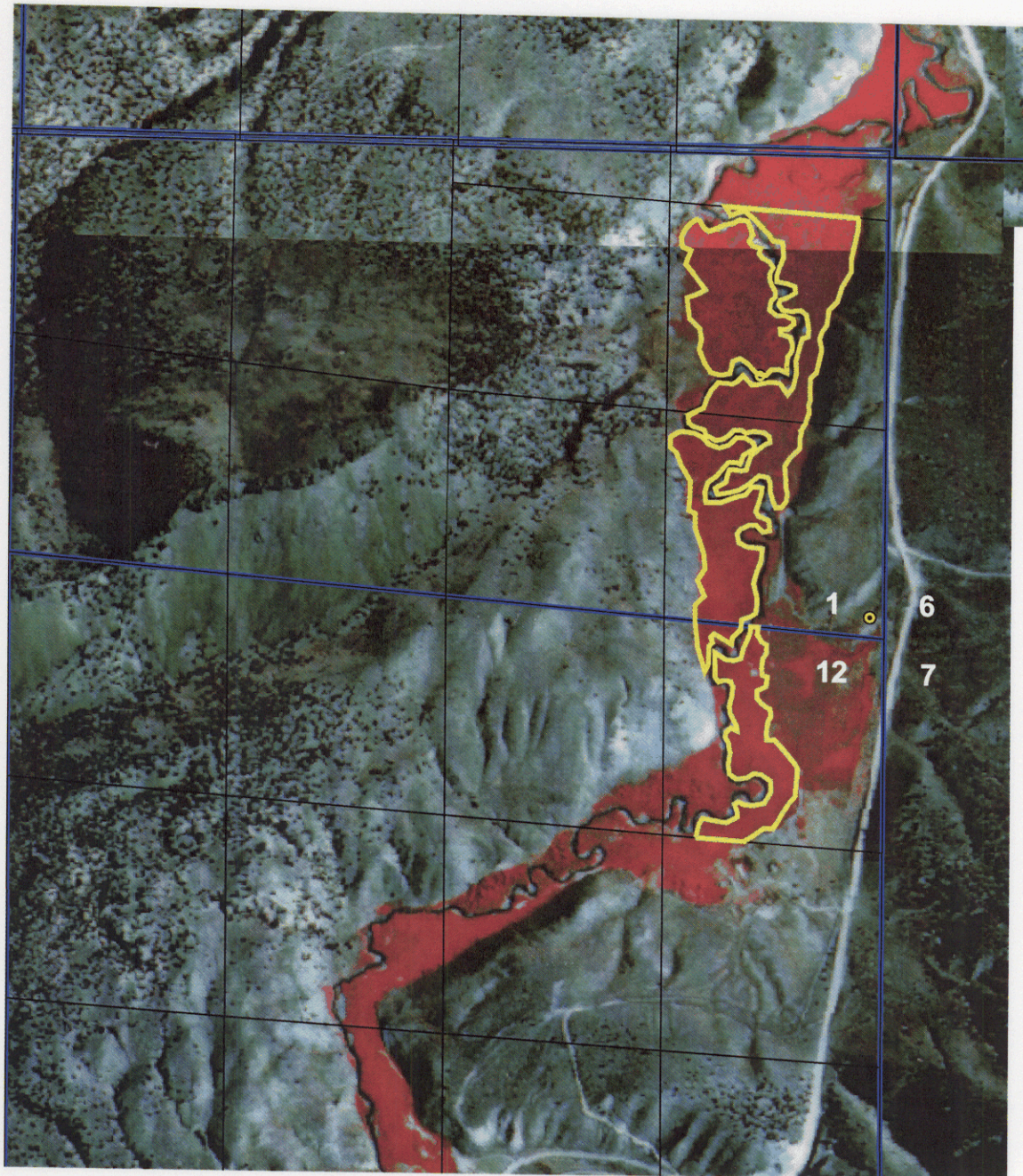
40 ACRES TOTAL

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.

EXPLANATORY MATERIAL: Decreed

45-152



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON OCT. 3, 2002
TWP 16S, RNG 21E, SEC. 1 & 12



- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-152 V1

WATER RIGHT NUMBER: 45-152 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KATHERINE POULTON 605 W 2200 S OAKLEY, ID 83346 (208)862-3340
Current Owner	GARY R POULTON 605 W 2200 S OAKLEY, ID 83346 (208)862-3340
Original Owner	SHOULDER 3 RANCHES INC PO BOX 218 OAKLEY, ID 83346 (208)862-3375

Priority Date: 02/21/1925

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
EMERY CREEK	GOOSE CREEK
GOOSE CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 07/20	0.700 CFS	
	<u>Total Diversion:</u>	0.700 CFS	

Location of Point(s) of Diversion

GOOSE CREEK CASSIA County	SW1/4NE1/4SE1/4	Sec. 1, Twp 16S, Rge 21E, B.M.
EMERY CREEK CASSIA County	SE1/4SE1/4SE1/4	Sec. 1, Twp 16S, Rge 21E, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
16S	21E	1	NE	NW	SW	SE	20.0
16S	21E	12	8.0				8.0

Total Acres: 40

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-152 V1

1. C18 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.

Remarks:

1. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER JULY 20 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Comments:

1. JROBERTS 8/13/1999 AMENDED CLAIM

Comment: CLAIM WAS AMENDED TO EXTEND SEASON OF USE TO STANDARD FOR AREA. DECREE SPECIFIES 4/15-7/20 AND SHOULD BE RECOMMENDED AS SUCH. jr

2. JROBERTS 10/3/2002 Basis of Recommendation

Comment: Recommended as claimed except for a slight shift in PoU acres per GIS. Shorter decreed SoU with shoulders.

3. JROBERTS 10/3/2002 Copied from Remarks

Comment: RT. IS FOR ENTIRE FLOW OF EMERY CR., & .7 CFS FROM GOOSE CR. PRIORITY DATE NOT GIVEN IN DECREE.

SEE DECREE FOR LIMITATIONS FOR DIVERSIONS.

***** OWNERSHIP CHANGE FILED 10/16/1992; SHOULDER "3" RANCHES TO POULTONS. COPY OF WARRANTY DEED ON FILE.

12/9/1992 RVW.

*****AMENDED CLAIM***** CLAIM AMENDED TO EXTEND SEASON OF USE TO STANDARD SEASON OF USE FOR AREA.

8/12/99 jr

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector:

Water District Number: 45C

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	10/3/2002 2:51:43 PM	JROBERTS			Active
POD	10/3/2002 2:52:12 PM	JROBERTS			Active
Source	10/3/2002 2:57:02 PM	JROBERTS			Active

10/03/2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-152 V1

POU	10/3/2002 2:58:22 PM	JROBERTS	Active
Use	10/3/2002 2:59:44 PM	JROBERTS	Active
Season	10/3/2002 3:02:39 PM	JROBERTS	Active
Quantity	10/3/2002 3:04:11 PM	JROBERTS	Active
Summary		10/03/2002 JROBERTS	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Priority Date	10/3/2002 2:51:43 PM	JROBERTS	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	10/3/2002 2:52:12 PM	JROBERTS	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	10/3/2002 2:55:48 PM	JROBERTS	Edited point location
POD	10/3/2002 2:55:57 PM	JROBERTS	Edited PLS
POD	10/3/2002 2:56:25 PM	JROBERTS	Edited point location
POD	10/3/2002 2:56:35 PM	JROBERTS	Edited PLS
Source	10/3/2002 2:57:02 PM	JROBERTS	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	10/3/2002 2:58:21 PM	JROBERTS	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	10/3/2002 2:58:51 PM	JROBERTS	Edited shape boundary
POU	10/3/2002 2:59:14 PM	JROBERTS	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-152 V1

Use	10/3/2002 2:59:43 PM	JROBERTS	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	10/3/2002 3:02:39 PM	JROBERTS	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	10/3/2002 3:04:11 PM	JROBERTS	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	10/3/2002 3:43:53 PM	JROBERTS	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-152

WATER RIGHT NUMBER: 45-152

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EUGENE EMERY SR
	, ZZ

Priority Date: 02/21/1925

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
EMERY CREEK	GOOSE CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15	7/20	0.700 CFS	
DOMESTIC	4/15	7/20		
STOCKWATER	4/15	7/20		
	<u>Total Diversion:</u>		0.700 CFS	

Location of Point(s) of Diversion

EMERY CREEK

Place of UseIRRIGATION Within CASSIA County

T16S R21E S01	NESE	T16S R21E S01	SESE
T16S R21E S12	NENE	T16S R21E S12	NWNE

DOMESTIC same as IRRIGATIONSTOCKWATER same as IRRIGATIONConditions of Approval:Remarks:

- General RT. IS FOR ENTIRE FLOW OF EMERY CR., & .7 CFS FROM GOOSE CR. PRIORITY DATE NOT GIVEN IN DECREE.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-152

Dates and Other Information:

Licensed Date:
Decreed Date: 2/21/1925
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 45C
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

Log for claim A45-00152

Spatial Dynamics MWY

2/29/00

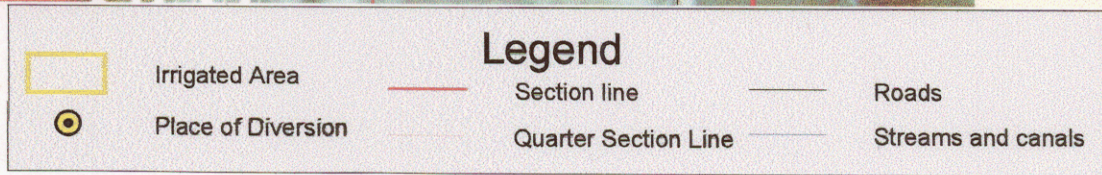
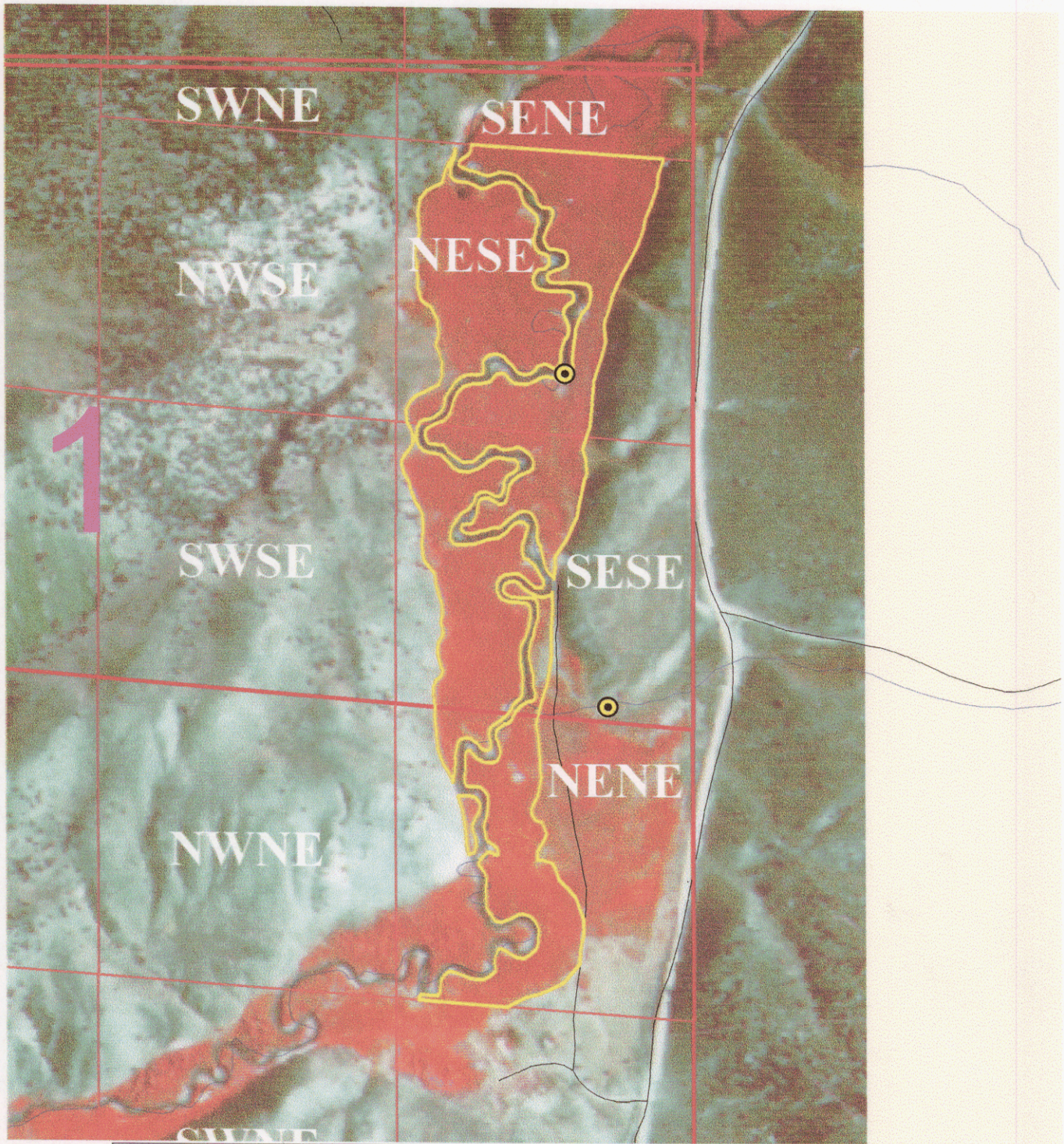
T	R	SEC	QQ	Acres Claimed	Acres Found	COMMENT
16	21	1	NESE	20	20 22	
16	21	1	SESE	10	12 15	
16	21	12	NENE	10	2 10	
Totals:				40	40 47	

- use decreed SD of shoulders

- acres were not decreed to NWNE of Sec 12
but were claimed

- if more acres claimed then amendment,
additional fees would be due

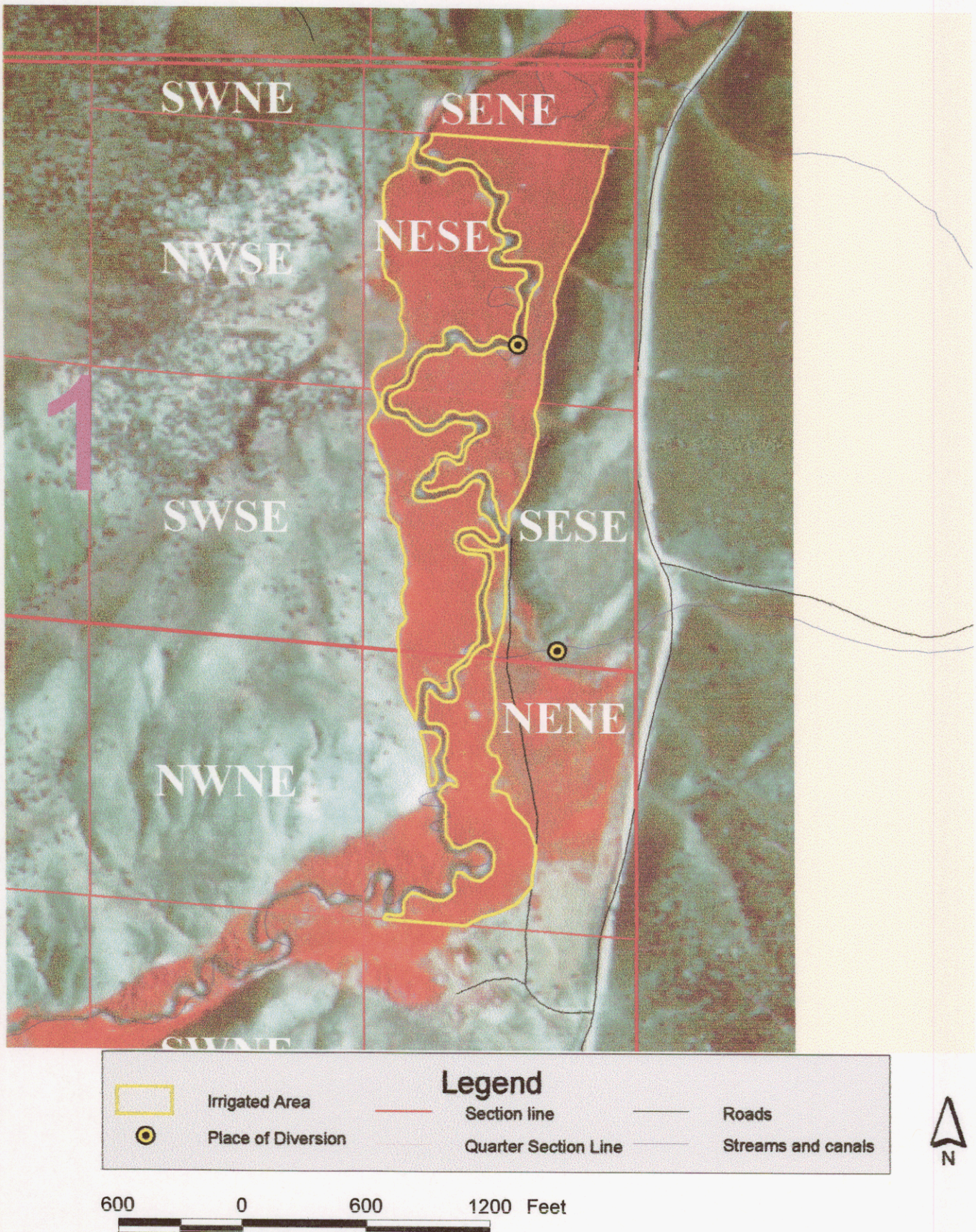
Township, 16S21E



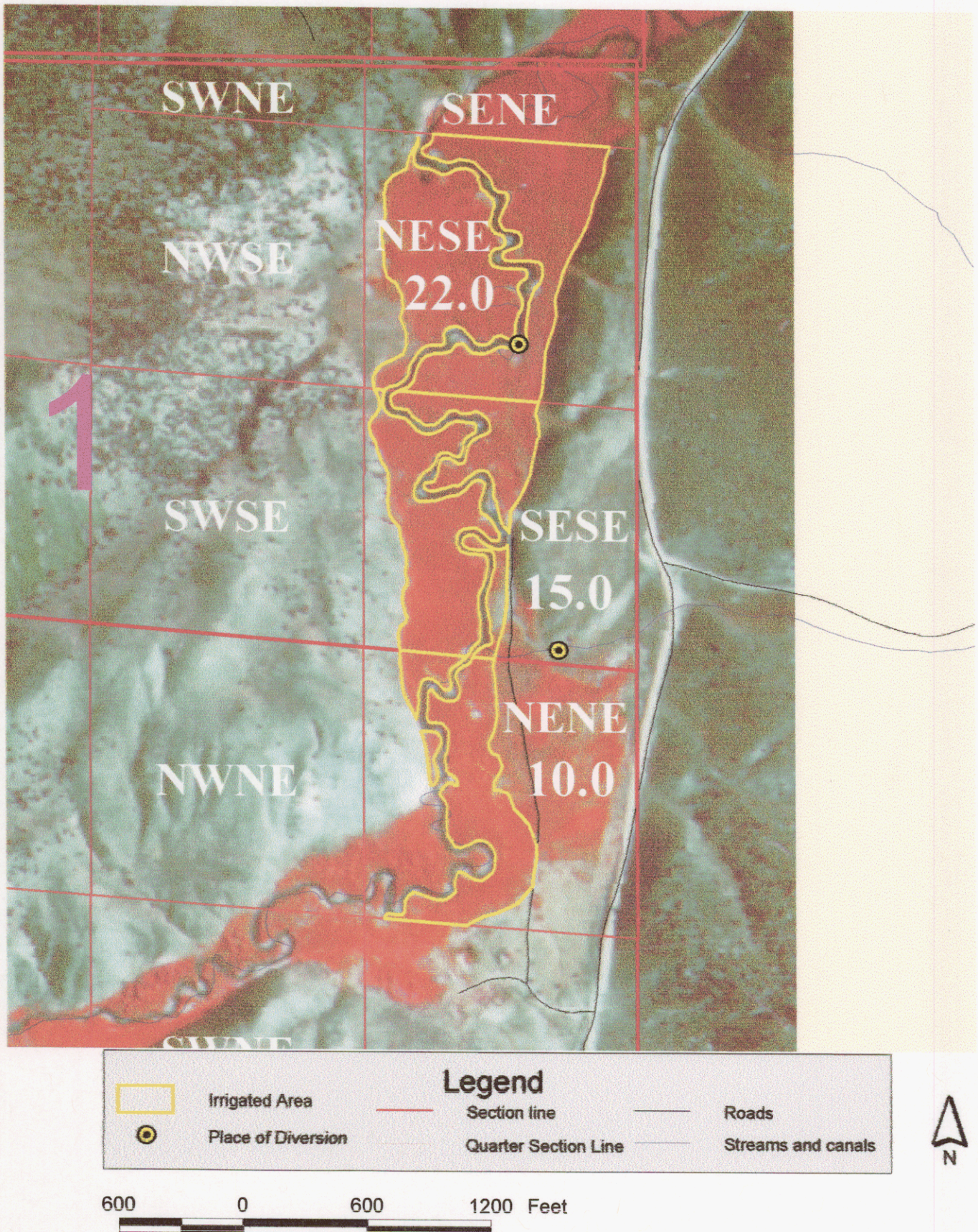
600 0 600 1200 Feet



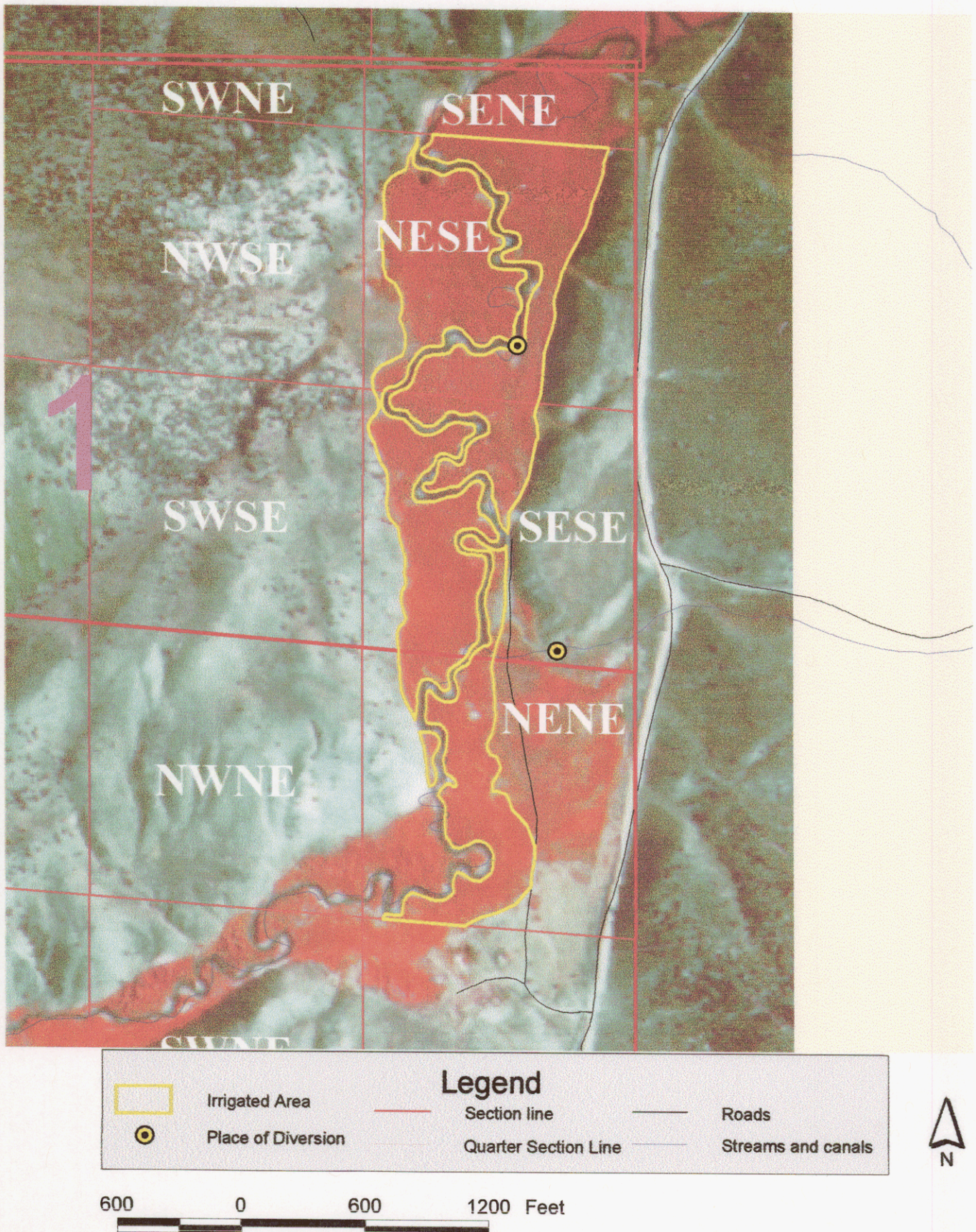
Township, 16S21E



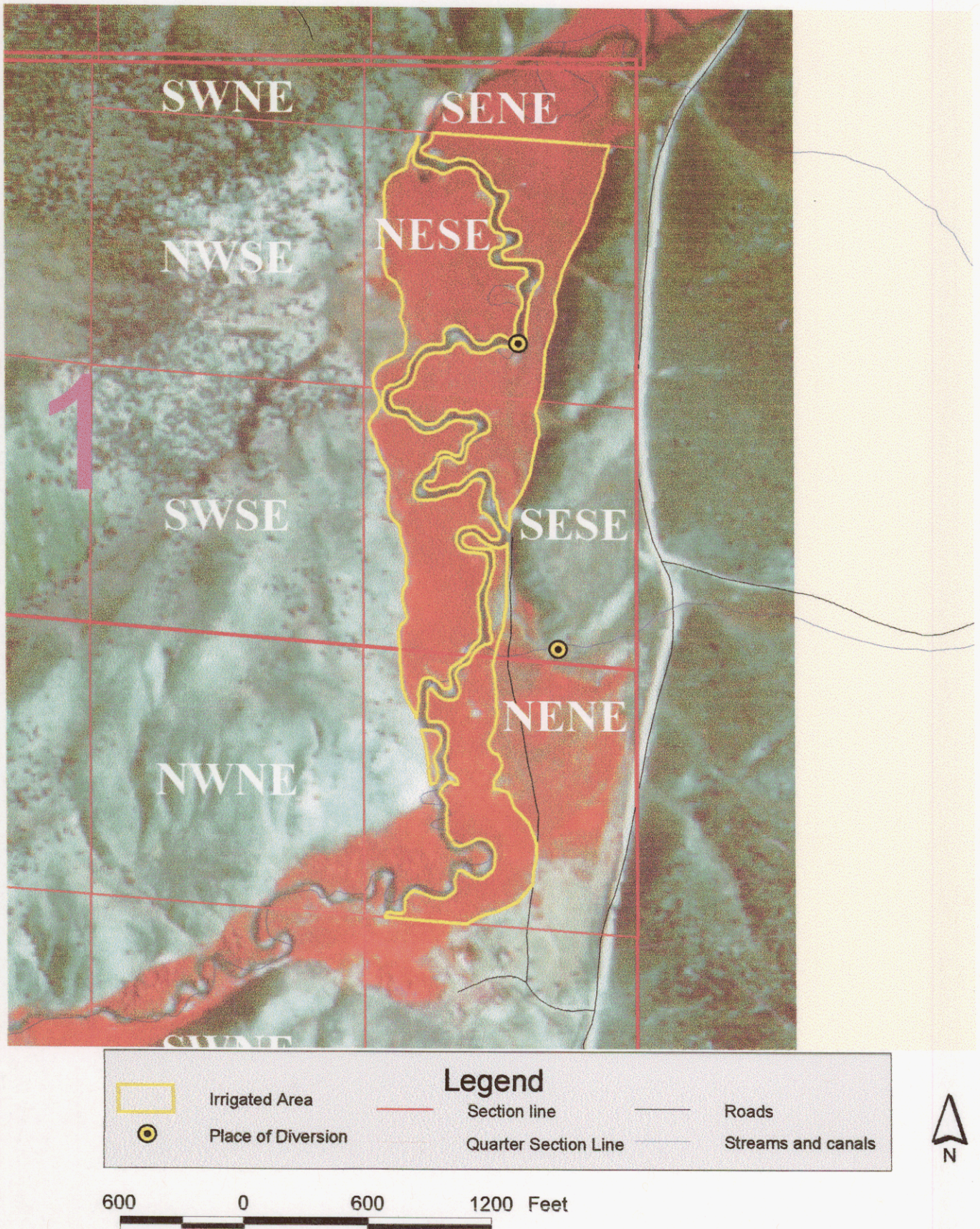
Township, 16S21E



Township , 16S21E



Township , 16S21E



AJ5809NP
No. R45-00152

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/21/00
PAGE: 11

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KATHERINE POULTON	02/21/1925	IRRIGATION	04-01 10-31	0.700 CFS	
C	GARY R POULTON					
TOTAL DIVERSION:					0.700 CFS	100.00 AFA
CONSUMPTIVE USE:						

Water Source: GOOSE CREEK
EMERY CREEK

Tributary to: SNAKE RIVER
GOOSE CREEK

Point(s) of Diversion: T16S R21E S01 SWNESE SESESE CASSIA County

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE		SUM	
T	R	S	Ac	Lt	Ac	Lt	Ac	Lt	Ac
16S	21E	1	:	:	:	:	:	:	:
16S	21E	12	:	10	:	:	:	20	:
								10	:
								30.0	:
								10.0	:
								40.0	:

TOTAL ACRES

POU County: CASSIA

Non-Irrigation Uses: S/500 RANGE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
R45-00152

Other Water Rights Listing Overlapping Place(s) of Use:
R45-00152

Remarks: GEN RT. IS FOR ENTIRE FLOW OF EMERY CR., & .7 CFS FROM GOOSE CR.
PRIORITY DATE NOT GIVEN IN DECREE.
SEE DECREE FOR LIMITATIONS FOR DIVERSIONS.

OWNERSHIP CHANGE FILED 10/16/1992; SHOULDER "3" RANCHES TO
POULTONS. COPY OF WARRANTY DEED ON FILE. 12/9/1992 RVW.
*****AMENDED CLAIM*****
CLAIM AMENDED TO EXTEND SEASON OF USE TO STANDARD SEASON OF USE
FOR AREA. 8/12/99 jr

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number: 45C	Field Inspection Flag: D	
Audit:	05/05/89 CLELLAND	12/09/92 WORSTELL	03/30/95 POST-STD 08/12/99 JROBERTS

AJ5809NP
No. A45-00152

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/21/00
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Audit: 08/13/99 JROBERTS