

10/06/2004

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

RIGHT NUMBER: 25-11218
NAME AND ADDRESS: COREY POOLE
3028 E 775 N
MENAN ID 83434
KATHY POOLE
3200 E 775 N
MENAN ID 83434
ROGER POOLE
3200 E 775 N
MENAN ID 83434

SOURCE: EMIGRANT CREEK TRIBUTARY: SNAKE RIVER
QUANTITY: 5.660 CFS
PRIORITY DATE: 06/01/1888

In times of scarcity, this right shall be subordinate to all surface water rights diverted from the Snake River and its tributaries, with a priority date earlier than December 16, 1910, as adjudicated by the court in Rexburg Irrigation Company, et al. v. Teton Irrigation Canal Company, et al. (Sixth Judicial District, Fremont County, December 16, 1910), commonly known as the Rexburg Decree.

POINT OF DIVERSION:

T05N R38E S19 SWSWSW Lot 4 Within JEFFERSON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	5.660 CFS

PLACE OF USE: IRRIGATION Within JEFFERSON County

T05N R37E S22	SESW	3.2	T05N R37E S22 Lot 6	NESE	10.0
T05N R37E S22 Lot 5	NWSE	18.0	T05N R37E S22	SWSE	2.4
T05N R37E S26	SWNE	40.0	T05N R37E S26	SENE	34.0
T05N R37E S26 Lot 1	SWNW	6.9	T05N R37E S26 Lot 2	SENW	35.0
T05N R37E S26 Lot 5	SENW	0.2	T05N R37E S27 Lot 1	NWNE	38.0
T05N R37E S27	SENE	5.2	T05N R37E S27 Lot 7	SENE	16.0
T05N R37E S27	NENW	2.9	T05N R37E S27 Lot 2	NENW	26.0
T05N R37E S27 Lot 3	NWNW	17.0	T05N R37E S27	SWNW	3.0
T05N R37E S27 Lot 4	SWNW	38.0	T05N R37E S27	SENW	40.0
T05N R37E S27	NESW	10.8	T05N R37E S27 Lot 5	NESW	27.0
T05N R37E S27	NWSW	28.7	T05N R37E S27 Lot 5	NWSW	2.1
T05N R37E S27	SESW	6.5	T05N R37E S27	NESE	0.3
T05N R37E S28	NENE	2.0	T05N R37E S28 Lot 12	NENE	0.2
T05N R37E S28	SENE	10.0	T05N R37E S28	NESE	1.9

425.3 ACRES TOTAL

Use of the rights listed below is limited to the irrigation of a combined total of 425.3 acres in a single irrigation season. Combined Right Nos.: 25-245, 25-11218, and 25-11219.

10/04/2004

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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.

Rights have also been claimed to water from Basin 01 for the same purpose of use at the same place of use described above, which will be included in a Directors Report to be filed at a later date. Any water rights recommended in the Basin 01 report for the same purpose of use at the same place of use described above will contain combined use limitations for this right and the Basin 01 rights.

EXPLANATORY MATERIAL: Decreed

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Use of this right is combined with water from Long Island Irrigation Co.

Water is delivered through Bear Trap Canal.

This right is a combination of old right nos. 25-231 and 25-243.