

IDWR Concurrence:

Ernest Carlsen 9/7/05
Ernest Carlsen Date
IDWR Adjudication Supervisor

Chris M. Bromley 9/7/05
Chris M. Bromley Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 25-245

NAME AND ADDRESS:

COREY POOLE
3028 E 776 N
MENAN ID 83434

KATHY POOLE
775 N 3200 E
MENAN ID 83434

ROGER POOLE
775 N 3200 E
MENAN ID 83434

SOURCE: Source: Tributary:
EMIGRANT CREEK SNAKE RIVER

QUANTITY: 1.500 CFS

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:
T05N R38E S19 Lot 4 SWSWSW Within JEFFERSON County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
	IRRIGATION	04/01 10/31	1.500 CFS

EMR

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 S22 Lot 5 SWSE 18.0
T05N R37E S22 Lot 6 SESE 10.0
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 (Tract 41)
T05N R37E S27 Lot 7 SENE 16.0
T05N R37E S27 NENW 2.9 (Tract 39)
T05N R37E S27 Lot 2 NENW 26.0
T05N R37E S27 Lot 3 NWNW 17.0
T05N R37E S27 SWNW 3.0 (Tract 42)
T05N R37E S27 Lot 4 SWNW 38.0
T05N R37E S27 SENW 40.0
T05N R37E S27 NESW 11.0 (Tract 42)
T05N R37E S27 Lot 5 NESW 27.0
T05N R37E S27 NWSW 29.0 (Tract 42)

~~T05N R37E S27 NESW 10.0~~

~~T05N R37E S27 NWSW 28.7~~

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
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T05N R37E S27 Lot 5 NWSW 2.1
T05N R37E S27 SESW 6.5 (Tract 42)
T05N R37E S27 NESE 0.3
T05N R37E S28 NENE 2.0 (Tract 40)

~~T05N R37E S28 Lot 12 NENE 0.2~~

T05N R37E S28 SENE 10.0 (Tract 40)
T05N R37E S28 NESE 1.9 (Tract 40)

425.6 ACRES TOTAL

~~425.3 ACRES TOTAL~~

Use of the rights listed below is limited to the irrigation of a combined total of 425.6 acres in a single irrigation season. Combined Right Nos.: 25-245, 25-11218, and 25-11219.

Place of use does not include federal public lands

~~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.~~

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.

EMC

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

Water is delivered through Bear Trap Canal.

Use of this right is combined with water from Long Island Irrigation Co.
Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF MAILING

I certify that on _____, 2005, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to all parties in subcase:

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENTAL & NAT'L RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, IDAHO 83724

COREY POOLE
3028 E 776 N
MENAN, IDAHO 83434

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IDWR REPOSITORY
P.O. BOX 83720
BOISE, IDAHO 83720

Signature of person or attorney mailing the form