



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

December 15, 1998

KARL J. DREHER
DIRECTOR

BURKE & JOAN POOLE
621 W 100 S
BLACKFOOT ID 83221

Re: Notice of Error form on 35-13025.

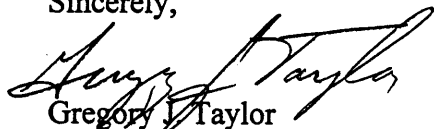
Dear Mr. & Mrs. Poole:

Enclosed for your review is a new layout of your property and a new profile report for the water right referenced above. The layout was prepared from the information you provided on the Notice of Error received Dec. 2, 1998. I have changed the point of diversion on the recommendation so that it describes a 40 acre tract in the NENE, section 12, instead of the 10 acre tract it previously described.

The department will recommend this right to the SRBA Court as it is on this report. If you still disagree with this recommendation you will have an opportunity to file an objection with the Court after the Court sends you a copy of your water right.

Please do not hesitate to contact me if you have any questions regarding this matter.

Sincerely,


Gregory J. Taylor
Sr. Water Agent

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED

DEC 02 1998

Department of Water Resources

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 35-13025

BURKE K POOLE
JOAN H POOLE
621 W 100 S
BLACKFOOT ID 83221

Daytime Telephone Number: 684-4732
Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
*Source is incorrect on map. Source is 800 ft south of NE corner of Section 12.
Source is from Isolated Pond 700' from Snake River. Water is purchased each year from water Resources @ Idaho Falls.*
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 11/30/98 SIGNATURE: Burke K Poole
Please print your name: Burke K. Poole

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

Change P.D. to ~~ENE~~ NENE

6

R35-13025

735, R34E S. 12

NE NE

424937
2123

RRold
Seeley

R. M. C. K. E.
HEL 1
HEL 2
6.5 6.0

HEL 1
10.8

724936
HEL 2
9.1
Pool

HEL 4.0

R34E

735

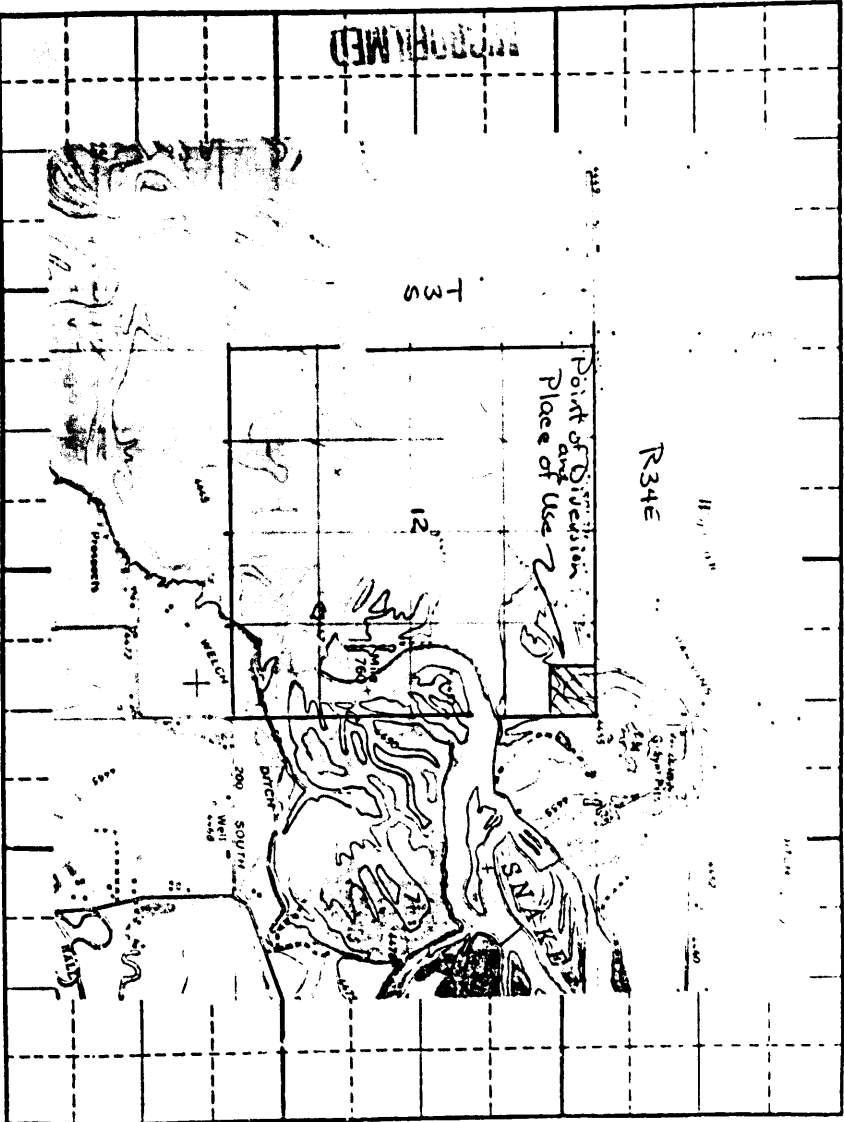
HEL 4
8.7

HEL 3
12.0

HEL 5.7

SNAPK
RIV

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Blaine) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 18th day of August

Frank H. Hinkle
(Claimant)

19 83

Frank H. Hinkle
Notary Public

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that **Burke K. Poole**

(Name of Claimant)

Rt. 2, Box 382 Blackfoot, ID 83221

(Mailing Address)

Telephone No **684-4732**

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) **August 15, 1954**

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Pond tributary to **Snake River**

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity 0.20cfs		Use Irrigation		Period of Use From 3-15	To 11-15
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

- (4) **0.20cfs** TOTAL QUANTITY USED.
(cfs, af)

- (5) A) Point of diversion. (Location of point where water is diverted from its source)

NE 1/4 NE 1/4, Sec. 12 Twp. 3S Rge. 34E B.M., County of Bingham

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. **Using 74hp with 3" laterals pump and pipeline.**

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3S	34E	12	10																10

No. of acres **10**

B) If water is used for other than irrigation, fully describe that use, being as specific as possible

NOTE: Include here the type and number of stock watered

- (7) If you are claiming water as a member of an organization, list name of organization