

12/03/2004

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

RIGHT NUMBER: 1-10454
NAME AND ADDRESS: HAROLD D POOLE
PO BOX 33
MENAN ID 83434

CECIL R POOLE
PO BOX 33
MENAN ID 83434

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 3.260 CFS
PRIORITY DATE: 10/11/1901
POINT OF DIVERSION:

T05N R38E S20 SWNEW Lot 3 Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.260 CFS

PLACE OF USE: IRRIGATION Within JEFFERSON County

T05N R37E S23	NESE	26.0	T05N R37E S23	NWSE	25.0
T05N R37E S23	SWSE	40.0	T05N R37E S23	SESE	39.0

130 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

Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.

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

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

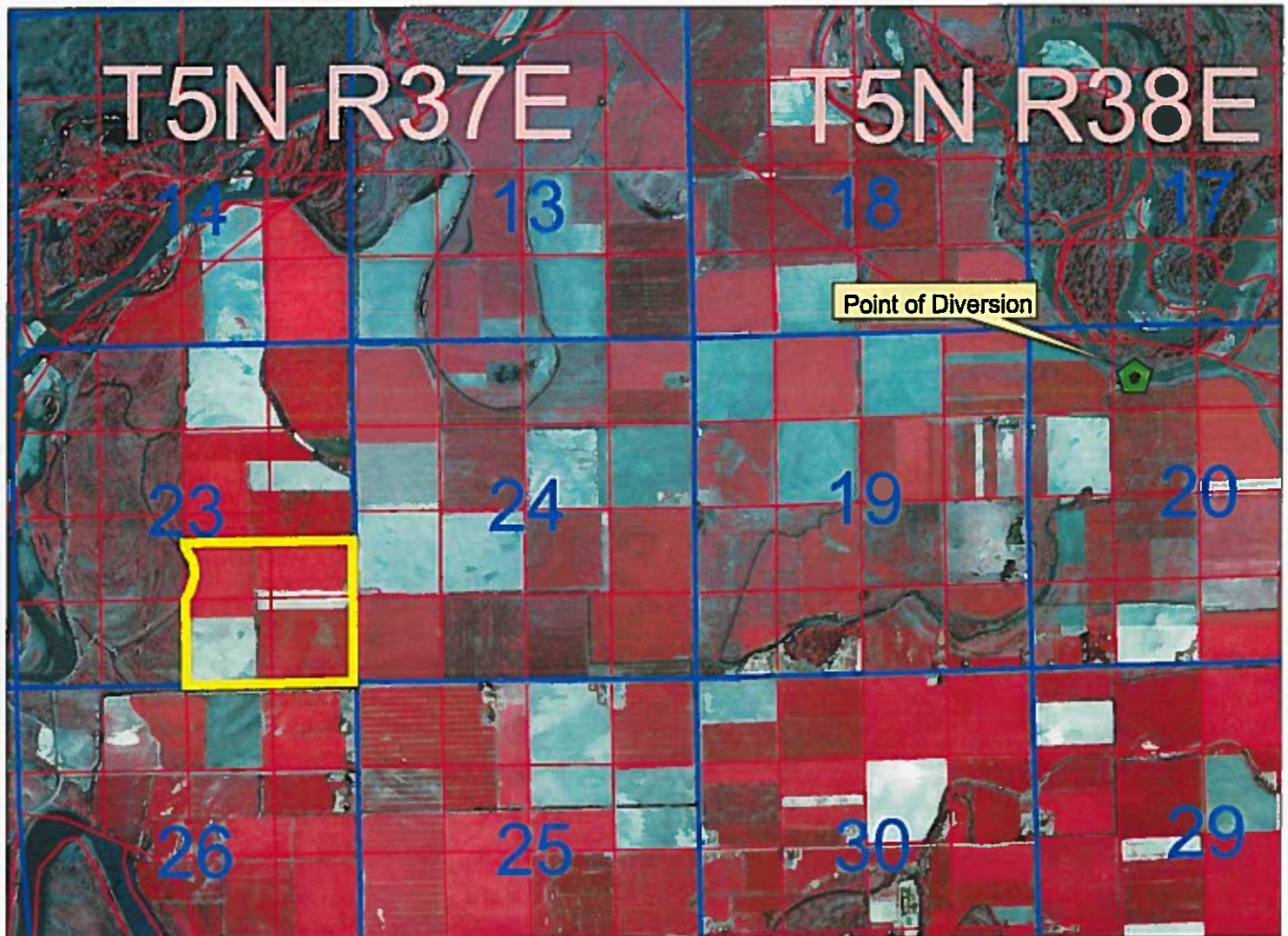
Water is delivered through Bear Trap Canal.

This right is a split from former right 25-230.



Department of Water Resources

Claim No.: 01-10454



0 1 2 3 Miles

-  Place of Use
-  Point of Diversion
-  Sections
-  QQ

PROFILED



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: December 2004

Wednesday, November 24, 2004

This statement is for the purpose of clarifying the distribution of water right 25-230 as it has been historically divided based on verbal agreements between the parties. The proper ownership of the water right is as follows:

Clyde Beck owns 6.84 cfs of 25-230.

Harold Dee Poole owns 3.26 cfs of 25-230.

Roger, Kathy, and Corey Poole own 2.7 cfs of 25-230.

Clyde Beck

11-24-04

Harold Dee Poole

11-24-04

Roger W Poole

11-24-04

DATE: 10/26/00

[illegible]

Geil d'ies.

25-230

			SEC 24		
			A36	A37	
SEC 23			A39	A36	D ₄₀ D ₄₀ D ₄₀
			A13 C23	A13 C25	
			C40	C38	
			F20 SHOULD BE CLAIMED HERE		
			X ^u	A38	A33 B2
			F38	F20 U	A19 B15
			F40	X _u	E36
					E32
					E18
SEC 27			SEC 26		
			SEC 25		

X = unclaimed

U = unirigated QQ

 = decreed Pou for 25-230

25-230

WOOD LIVE STOCK CO.

12.8 CFS

10/11/1901

BEAR TRAP CR

5N 37E 27 SENW

SWNE

NENE

LOT 1 (NWNE)

26 N $\frac{1}{2}$ N $\frac{1}{2}$

23 E $\frac{1}{2}$

APPEARS TO BE DECREED

AT 0.02 CFS/ACRE

FOR 640 ACRES,

25-230 A

CLYDE BECK

6.38 CFS 264 AC

25-230 B

RULON POOLE (CLYDE BECK)

0.46 CFS 17 AC

25-230 C

HAROLD DEE POOLE

3.26 CFS 126 AC

25-230 D

EMMETT SHIPPEN

2.80 CFS 120 AC

(NOT WITHIN DECREED POU)

25-230 E

VERDA MUNNS

0.94 CFS 86 AC

(NOT WITHIN DECREED POU)

25-230 F

ROGER POOLE

2.70 CFS 431 AC

(98 AC WITHIN DECREED POU)

8/27/2003

25-230 C

NE corner of irrigated ground where it borders Clyde Beck's property. Fence runs straight W from there for about $\frac{1}{2}$ mile.

GPS pt 036

N 296 002

E 656 000

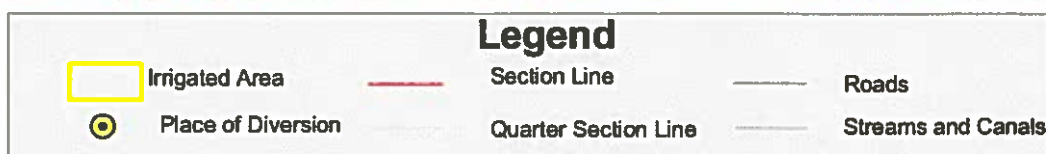
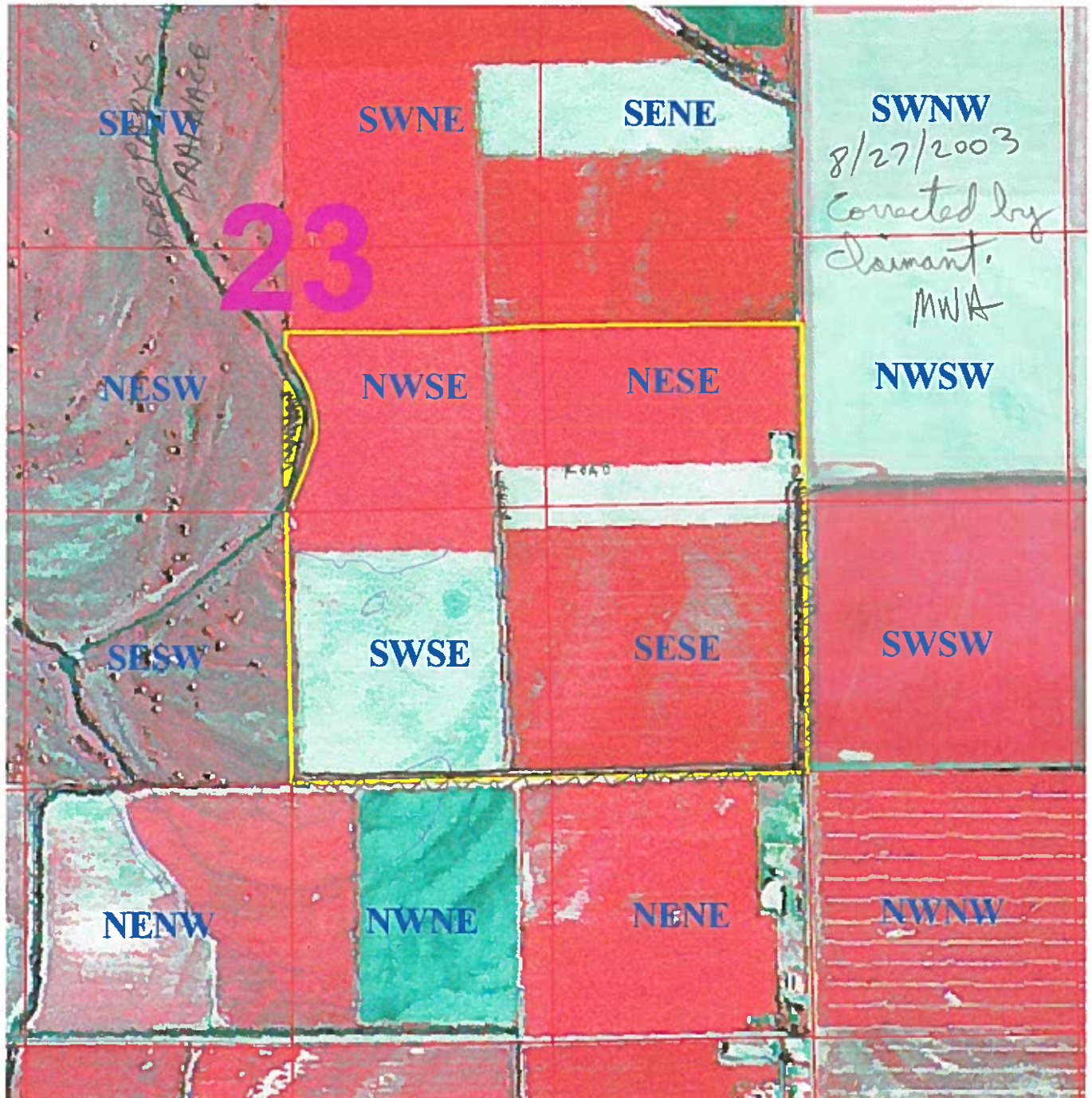
Ownership: Cecil Poole died. Harold Dee is sole owner.

P/D is head of Bear Trap Canal.
POU corrected by claimant.

Dee says that he has been paying WD 1 for this water but it is not being delivered to him. He says that he irrigates this ground with his Long Island canal shares via the Deer Park Canal.

Water Right Claim Number 25-00230C
Township , 5N37E

12/13/2000



SPATIAL
DYNAMICS



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 1-10454
Date Received: 8/24/2004
Receipt No:
Received By: MWH

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

1. Name of Claimant(s)

HAROLD D POOLE Phone: (208)754-4318
PO BOX 33
MENAN ID USA 83434

CECIL R POOLE Phone: (208)754-4318
PO BOX 33
MENAN ID USA 83434

2. Date of Priority: 10/11/1901

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	38E	20	SW NE NW	JEFFERSON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	3.26	

7. Total Quantity Appropriated is:
3.26 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
05N	37E	23	NE SE	IRRIGATION	25
			SW SE	IRRIGATION	40

SE SE
NW SE

IRRIGATION 40
IRRIGATION 25

Section Acres 130

Total Acres 130

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

THIS WAS ORIGINALLY FILED AS CLAIM NO. 25-230C.

AMENDED CLAIM TO INCLUDED ALL IRRIGATED ACRES.

15. Basis of Claim: Decreed

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 Individuals:

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

Signature of Claimant(s):

[Handwritten Signature]

Date:

11-24-04

Date:

State of Idaho)

County of

Bonneville

) SS.

Subscribed and sworn (or affirmed) before me this

24

of Nov 20 04

[Handwritten Signature: Jennifer Crabtree]

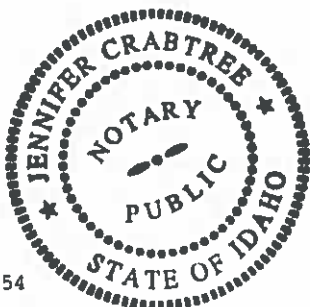
Notary Public

Residing at

Idaho Falls ID

My commission Expires

9/23/09



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 1-10454
Date Received: 8/24/2004
Receipt No:
Received By: MWH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

HAROLD D POOLE Phone: (208)754-4318
PO BOX 33
MENAN ID USA 83434

CECIL R POOLE Phone: (208)754-4318
PO BOX 33
MENAN ID USA 83434

2. Date of Priority: 10/11/1901

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	38E	20	SW NE NW	JEFFERSON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	3.26	

7. Total Quantity Appropriated is:
3.26 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
05N	37E	23	NE SE	IRRIGATION	25
			NW SE	IRRIGATION	23

SW	SE	IRRIGATION	40
SE	SE	IRRIGATION	38
		Section Acres	126
		Total Acres	126

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

THIS WAS ORIGINALLY FILED AS CLAIM NO. 25-230C.

15. Basis of Claim: Decreed

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 Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date:

State of Idaho)
County of _____) SS.

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

Notary Public

Residing at _____

My commission Expires _____

JUL 21 2001

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

RENUMBERED TO: 01-10454
Ident. Number: ~~A25-00230C~~
Date Received: 10/31/1988
Receipt No: E003644
Received By: ENC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CECIL R. POOLE 208-754-4318
Address: P.O. BOX 33
MENAN, ID 83434

AND/OR

Name: HERALD DEE POOLE 208-754-4318
Address: P.O. BOX 33
MENAN, ID 83434

2. Date of Priority: OCT 11, 1901

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	38E	20	SW	NE	NW		JEFFERSON

5. Description of diverting works:
CONCRETE HEADING WITH METAL SCREW GATE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.260		

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

8. Total consumptive use is 312.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A25-00230C

Page 1

Date: 10/31/88

MICROFILMED

NOV 10 1992



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	37E	23	NE		SE		IRR	25.0
			NW		SE		IRR	23.0
			SW		SE		IRR	40.0
			SE		SE		IRR	38.0

Section Acres 126.0

Total Acres 126.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CO. ET AL
Decree Plaintiff

vs

TETON IRR. CANAL CO. 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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): Becil R Poole Date: 31 Oct 1988

Date: _____

State of Idaho)
County of Bonneville) ss.

Subscribed and sworn (or affirmed) before me this 31 day
of October 19 88

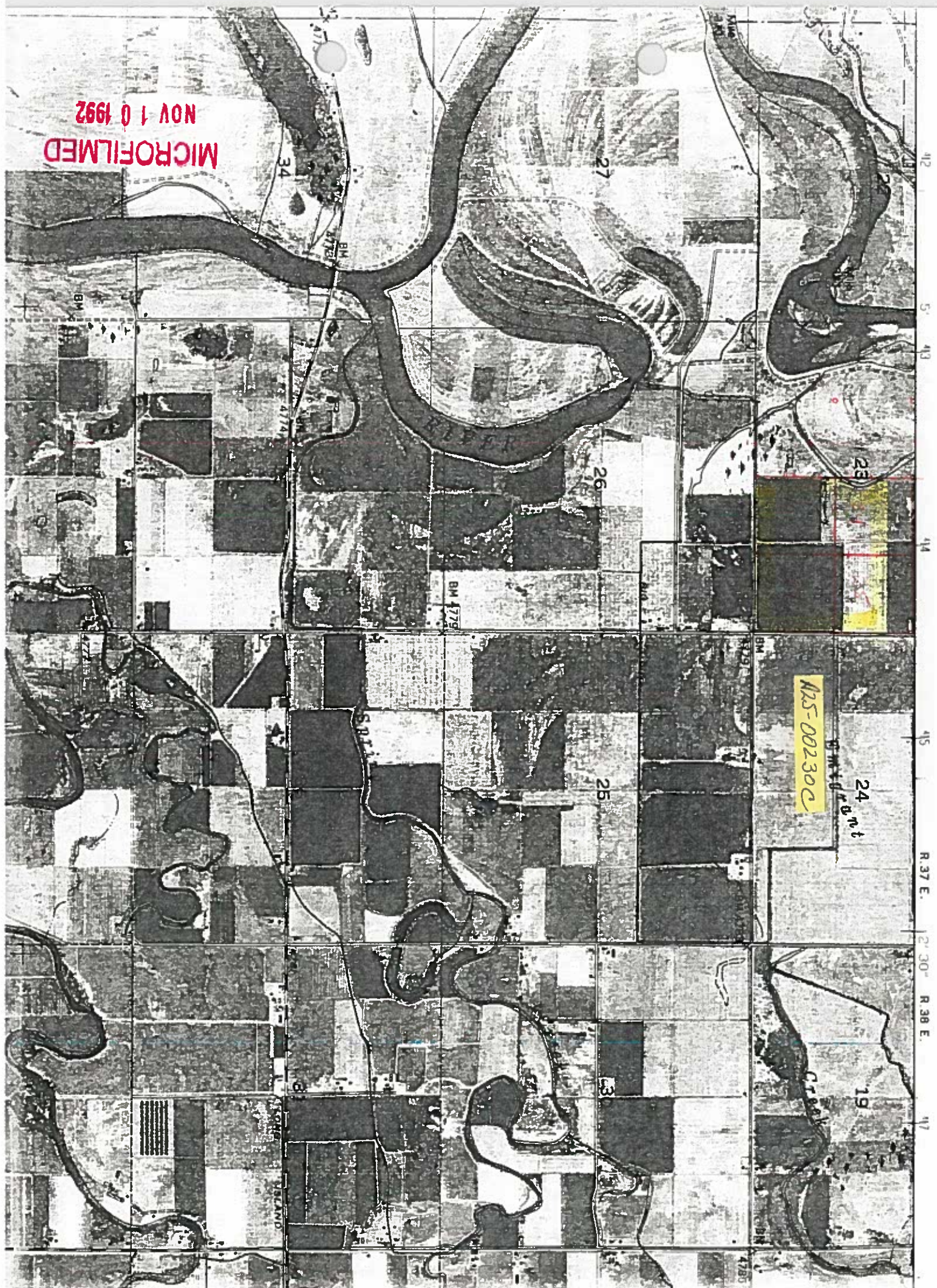
Ernest Carlson
Notary Public

Seal

Residing at Idaho Falls, ID.

My Commission Expires 14 June 1994

MICROFILMED
NOV 10 1992





SCALE 1:24,000



MICROFILMED NOV 10 1992

Bear Trap Heading

A25-00230 C