

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 PALOUSE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 59576

Claim ID: 87-10080Date Received: 5-16-2019Receipt No: N034510

Claim Fee: _____ By: _____

RECEIVED

MAY 16 2019

DEPT. OF WATER RESOURCES

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

Please type or print clearly

- Name of claimant(s) DALE R Pool AND/OR JANIS E. Pool Phone (208) 882-7968
Mailing address 1049 Lyon Rd. Moscow Id. Zip 83843
Street or Box City State
Email address (optional) dpool@moscow.com
- Date of priority: (Only one per claim) 08/12/2014 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
- Source of water supply (Check one) Ground Water () or Other () (a) _____
which is tributary to (b) _____
- Location of point of diversion is: Township 40N, Range 05W, Section 36
SW 1/4 of SE 1/4, or Govt. Lot _____ BM, County of LATAH
Parcel no. RP40N05W368506A
Additional points of diversion, if any: NONE
If available, GPS coordinates: N/A
- Description of diverting works (wells, pumps, spring boxes, pipelines, etc.) including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.
Well only, NO CHANGES 58ft installed 1973
- Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)
For domestic purposes from 1/1 to 12/31 amount 0.02 cfs () or AFY ()
For stockwater purposes from 1/1 to 12/31 amount 0.02
- Total quantity claimed 0.04 cfs () or AFY ()
- Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)
1 home - single family - stock Stockwater - 2 HORSES

9. SEE #4 Location of place of use is: Township _____, Range _____, Section _____,
_____ 1/4 of _____ 1/4, Govt. Lot _____ BM, Parcel no. _____
If different than shown in Item 4

for (check one) **Domestic** () **Stock** () **Domestic and Stock** ()

Additional places of use, if any _____

10. In which county(ies) are lands listed above as place of use located? SEE #4

11. Do you own the property listed above as place of use? Yes (✓) No ()

If the answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (✓)

13. Remarks (include an explanation of the priority date selected):

When license was originally issued

14. Basis of claim (check one) Beneficial Use () Posted Notice () License (✓) Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 87-10080

15. **Signature(s)**

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Palouse River Basin Water System 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: 6

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) Dale Blaw

Date: 5/15/2019

Jarvis E. Pool

Date: 5/15/2019

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

_____ of _____
Agent's title (Please print)

Name of organization (Please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Date _____

Printed Name of Authorized Agent _____

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) _____, will be acting as attorney at law of behalf on the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) _____

Claim ID _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

February 24, 2015

DALE R POOL And/Or
JANIS E POOL
1049 LYON RD
MOSCOW ID 83843

RE: License No. 87-10080

Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

A license examination fee is not required in connection with permits which use a ground water (well) source **AND** have a total rate of diversion of 0.04 cfs or less or where the total volume stored is 4.0 AF per annum or less. A refund of \$50 has been requested and will be mailed under separate cover from the Idaho State Controller's Office.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-287-4947.

Sincerely,

for Shelley W. Keen
Water Rights Section Manager

Enclosure(s)

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 87-10080

Priority: August 12, 2014

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 1.4 AF

It is hereby certified that DALE R POOL
And/Or

JANIS E POOL
1049 LYON RD

MOSCOW ID 83843

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 12, 2014; and has submitted Proof of Beneficial Use on November 12, 2014. An examination confirms water is diverted from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW1/4SE1/4 Sec. 36, Twp 40N, Rge 05W, B.M., LATAH County

PLACE OF USE: DOMESTIC and STOCKWATER

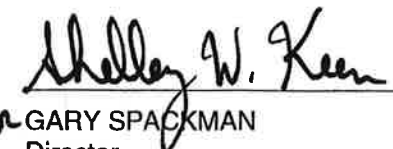
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
40N	05W	36																X	

CONDITIONS OF APPROVAL

1. Domestic use is for 1 home.
2. This right does not grant any right-of-way or easement across the land of another.
3. The irrigation occurring under this domestic use shall not exceed 1/2 acre.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 24th day of February, 2015.


for GARY SPACKMAN
Director

State of Idaho
Department of Water Resources
Attachment To Water Right License
87-10080

This map depicts the DOMESTIC and STOCKWATER place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

05W



- Point of Diversion
- Place Of Use Boundary

- Townships
- PLS Sections
- Quarter Quarters

0 0.025 0.05 0.1 Miles



MEMORANDUM

TO: Sascha Marston
FROM: Jean Hersley 
DATE: February 24, 2015
RE: **Refund: Proof of Beneficial Use for Water Right 87-10080**

Please refund \$50.00. No fee required

NAME: Pool, Dale R and Janis E

ADDRESS: 1049 Lyon Rd
Moscow ID 83843

RECEIPT #:C099600

Thank you.

Jean

Idaho Department of Water Resources Receipt

Receipt ID: C099600

Payment Amount \$50.00 Date Received 11/12/2014 2:19 PM Region STATE
Payment Type Check Check Number 7055
Payer POOL, DALE R AND JANIS E
Comments PROOF OF BENEFICIAL USE FOR WR# 87-10080

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$50.00	BENEFICIAL USE	56104	0229	21		1155



Signature Line (Department Representative)

CERTIFICATE OF SERVICE

I hereby certify that on February 25, 2015 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

87-10080

**DALE R POOL
1049 LYON RD
MOSCOW ID 83843**

**JANIS E POOL
1049 LYON RD
MOSCOW ID 83843**

A handwritten signature in cursive script, reading "Jean Hersley", is written over a horizontal line.

Jean Hersley

Technical Records Specialist II