

RIGHT NUMBER: 29-7287
NAME AND ADDRESS: LUELLA P SMITH
928 W GLOVER RD
ARIMO ID 83214

AFTON A SMITH
928 W GLOVER RD
ARIMO ID 83214

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.71 CFS
345.0 AFY
PRIORITY DATE: 09/12/1975
POINT OF DIVERSION:

T10S R36E S16 NENWNW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.710 CFS 345.00 AFY

PLACE OF USE:

IRRIGATION Within BANNOCK County

T10S R36E S16	NENW	38.0	T10S R36E S16	NWNW	39.0
T10S R36E S16	NESE	39.0	T10S R36E S16	NWSE	40.0

156 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: License

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
10S	36E	16	NE		NW		IRR	38.0
			NW		NW		IRR	39.0
			NE		SE		IRR	39.0
			NW		SE		IRR	40.0
							Section Acres	156.0
							Total Acres	156.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
N/A

14. Remarks:

15. Basis of Claim: LICENSE

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: A29-07287
Date Received: 4/04/1990
Receipt No: MOD 473
Received By: QEP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: AFTON A. SMITH 208-254-3536
Address: 928 WEST GLOVER ROAD
ARIMO, ID 83214
OR
Name: LUELLA P. SMITH 208-254-3536
Address: 928 WEST GLOVER ROAD
ARIMO, ID 83214

2. Date of Priority: SEP 12, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	36E	16	NE	NW	NW		BANNOCK

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.710		345.00

7. Total Quantity Appropriated is:
0.710 C.F.S. (and/or) 345.00 A.F.A.

8. Total consumptive use is 390.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION

A29-07287

Page 1

Date: 04/04/90

MICROFILMED

NOV 13 1992

A2907287



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: 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): *John A. Smith* Date: 4-4-1990
Date: _____

State of Idaho)
County of BANNOCK) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of Apr. 19 90

Shirley E. Sully
Notary Public

Seal

Residing at Boise, ID
My Commission Expires 11/08/1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A29-07287	10S 36E	16	NE	NW	NW			BANNOCK		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
29-07287	10S 36E	16		NW	NW			BANNOCK		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM NAME OF EXAMINER) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

TWP. 10S	RGE. 36E	SEC. 16	1/4 NE	1/4 NW	1/4 NW	LOT	POD FLAG	COUNTY BANNOCK	DIVERSION NAME	DIVERSION NBR
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: GROUNDWATER

TRIB: _____

REVIEWED BY: _____ DATE: _____

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (___)

A. ROOT WATER RIGHT NUMBERS: A29-07287

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	36E	16	NE	NW		SMITH, AFTON A	A29-07287 / 38.0	29-07287 / 38.0	37.0		
10S	36E	16	NW	NW		SMITH, AFTON A	A29-07287 / 39.0	29-07287 / 39.0	3.0		
10S	36E	16	NE	SE		SMITH, AFTON A	A29-07287 / 39.0	29-07287 / 39.0	39.0		39.0
10S	36E	16	NW	SE		SMITH, AFTON A	A29-07287 / 40.0	29-07287 / 40.0	35.0		

ADDITIONAL POU FOUND

TOTAL ACRES A29-07287 156.00 156.00 114.00

POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: N/A

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

Y() N()

Y() N()

[illegible]

TOTAL ACRES: _____ N/A()

REVIEWED BY: _____ DATE: _____

P.O.

P.U. P.U.
39Ac. 38Ac

P.O. P.O.
40Ac. 39Ac

T10S
R36E
Sec 16

NOV 13 1992

Log for claim A29-07287

Spatial Dynamics BTD

7/7/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s36e	16	NENW	38	40	
10s36e	16	NWNW	39	39	
10s36e	16	SESW	0	0	
10s36e	16	NESE	39	40	
10s36e	16	NWSE	40	40	
10s36e	16	SWSE	0	0	
Totals:			156	159	

AJ5809NP
No. A29-07287

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/27/00
PAGE: 177

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	AFTON A SMITH	09/12/1975	IRRIGATION	03-15 11-15	0.710 CFS	345.00 AFA
C	LUELLA P SMITH					
	928 W GLOVER RD					
	ARIMO ID 83214			TOTAL DIVERSION:	0.710 CFS	345.00 AFA
	(208) 254-3536			CONSUMPTIVE USE:		390.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T10S R36E S16 NENWNW

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
10S	36E	16	:							38	39					39	40			:	156.0
																			TOTAL ACRES	:	156.0

POU County: BANNOCK

Non-Irrigation Uses: STOCKWATER INCIDENTAL TO IRRIGATION

Other Rights: N/A

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 04/04/90 MOBILE3 07/26/94 THOMPSON 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. Priority September 12, 1975 Amount 0.71 cfs

THIS IS TO CERTIFY, that Afton A. Smith
of Arimo, Idaho, has complied with the terms and conditions of Permit
No. 29-7287 issued pursuant to Application for Permit dated September 12, 1975,
and has submitted proof to the Department of Water Resources on September 17, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.71 cfs of water from a groundwater source,
tributary to , and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>0.71</u> cfs and	<u>345.0</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

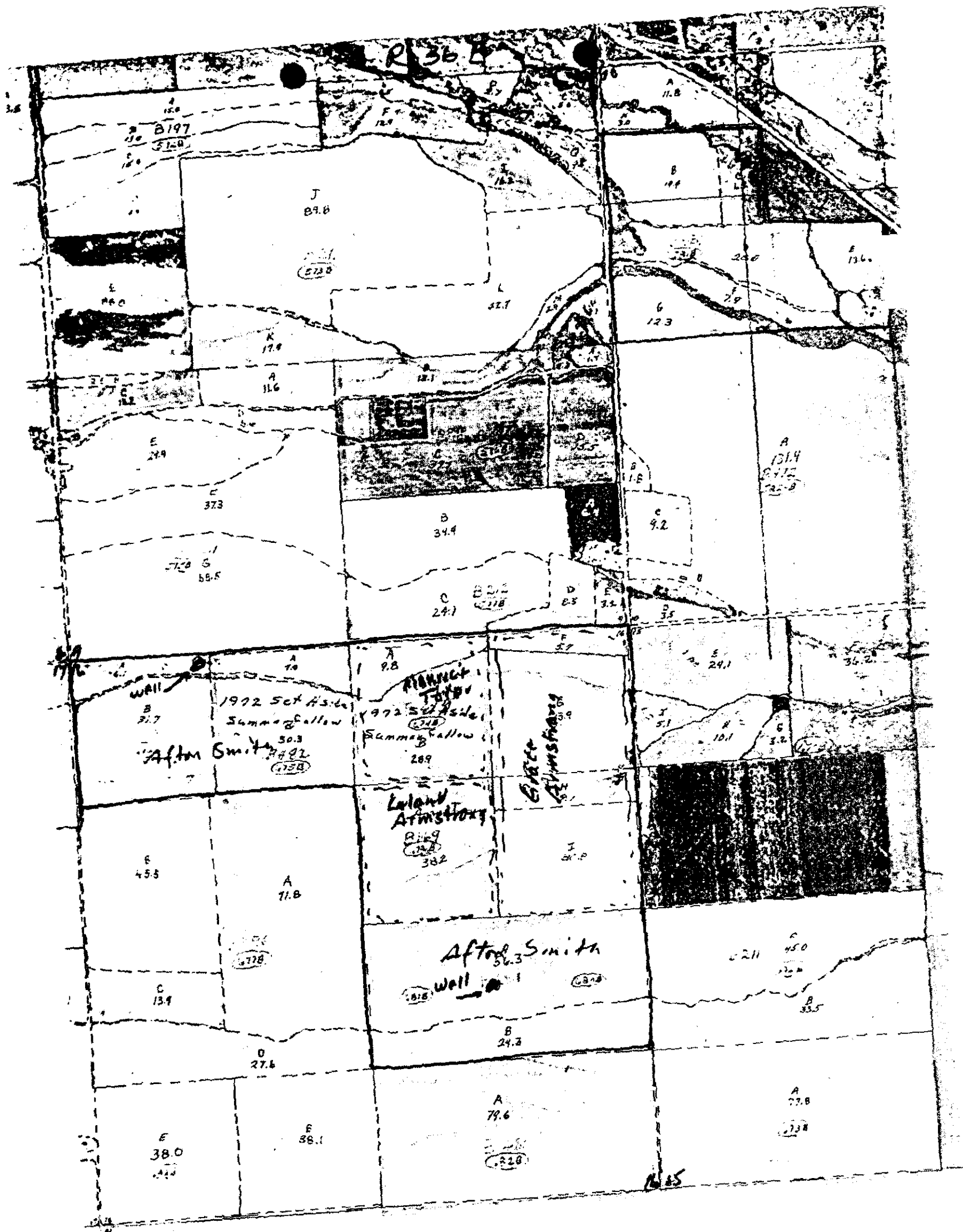
Subject, however, to the condition that no more than 0.71 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
345.0 acre feet per year, said waters to be diverted within the NW1/4 NW1/4 Section 16,
Twp 10S, Rge 36E in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
10S	36E	16					38	39							39	40			156

Total number of acres irrigated 156

WPCDOW 1480



Identification No. _____

Application No. _____

APPROVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Afton A. Smith Phone: 254-3536
post office address Star Route, Arimo, Idaho 83214
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 16 Township 10S
Range 36E B.M. Bannock County; additional points of diversion if any: _____
NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, T. 10S, R. 36E
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 6.40 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 6.40 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, pump and sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 300 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 100,000.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

RECORDED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	
10S	36E	16	40	40	40	40	40	40							40	40			320

Total number of acres to be irrigated 320

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Applicant

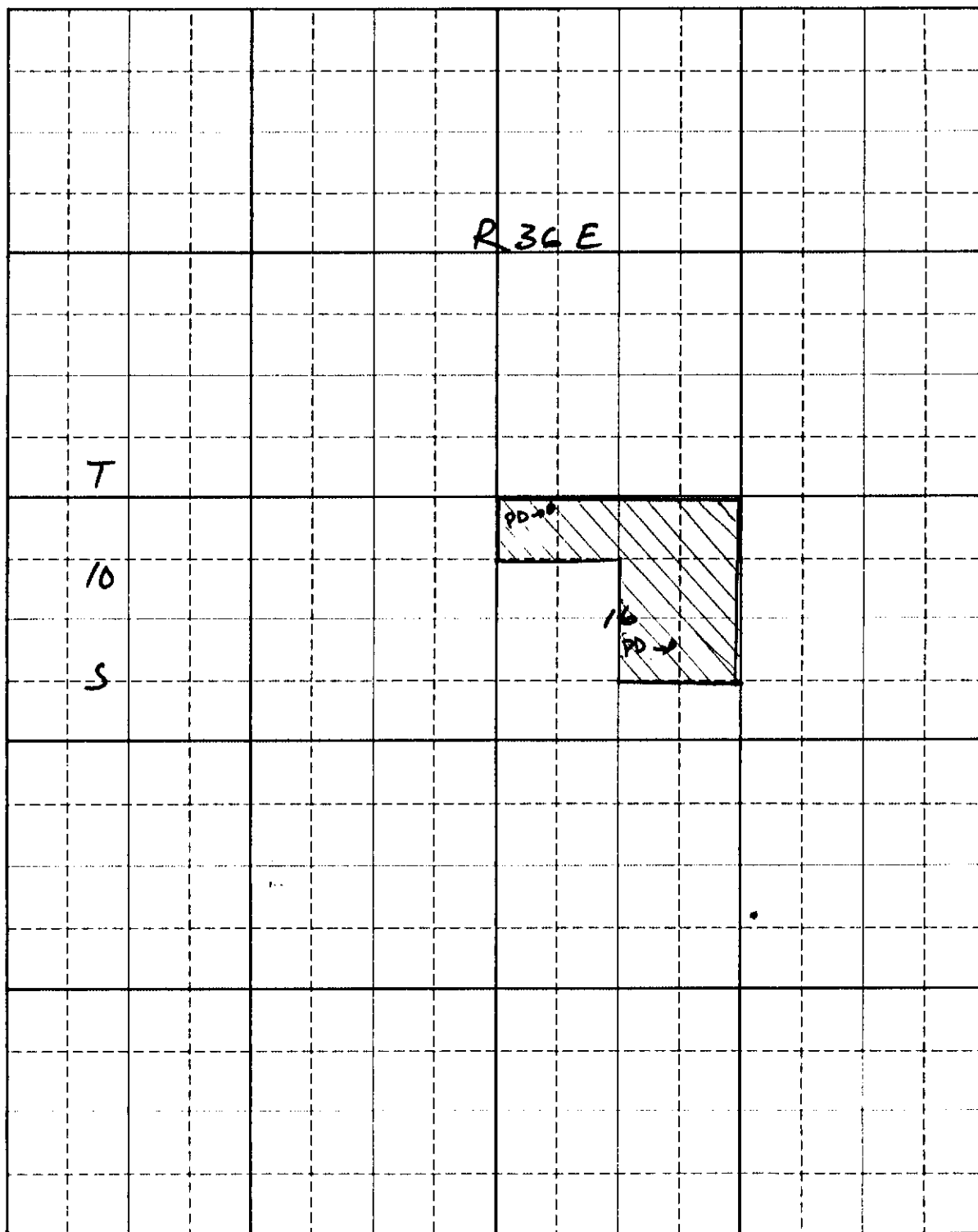
b. Who owns the land to be irrigated or place of use Applicant, Maurice Toler, Leland & Grace Armstrong

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks Applicant is leasing the NE 1/4, Sec. 16, T. 10S, R. 36E, from cousins

Maurice Toler NW 1/4 NE 1/4, from Leland Armstrong SW 1/4 NE 1/4; Grace Armstrong
E 1/2 NE 1/4.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Robert A. Smith
(Applicant)

Proposed Priority 9-12-1975

Received by lw Date 9-12-75 Time 11:20h
Preliminary check by mf Fee \$ 85.00
Received by lw Date 9-12-75 # 15412
Publication prepared by lw Date 9-12-75
Published in Idaho State Journal
Publication dates Sept. 18 & 25, 1975
Publication approved lw Date 9-26-75
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RPC BJC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

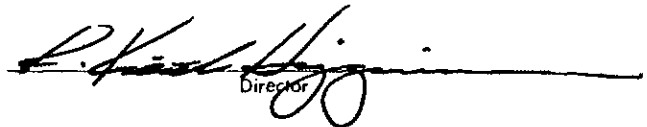
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7287, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 80.
- c. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 25 day of November, 19 75.


Director

RECEIVED

SEP 21 1984

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

29-7287

Permit No.

Department of Water Resources
CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 7-9-81 Accompanied by Afton Smith Total Q measured 0.71 cfs ✓
 If source is surface water, estimate total flow of source _____
 Methods of measurement Annubar ✓ Meets Permit requirements? _____

Measurement calculations: $V = 74 \text{ cfs} \times 3.5 \text{ af} = 259 \text{ af}$ $= 156 \text{ acres} \times 3.5 \text{ af} = 546 \text{ af}$	$(7.25' \text{ ID})^2 \times 3.95 \times \sqrt{2.46} \text{ (adjusted annubar)}$ $= \frac{317.4 \text{ gpm}}{448.8} = 0.71 \text{ cfs}$ <u>capacity</u>	$V = 0.71 \text{ cfs} \times 1.9835 \times 214 \text{ day}$ $= 301.37$ $V = 0.71 \times 1.9835 \times 245 = 345.0$ $V = 156 \times 3.5 = 546.0 \text{ af}$
--	---	---

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	125	G.E.	H03806113	Aurora	37572633			

System Description From well/pump to 1 mile of mainline to one 1/2 mile sprinkler line

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =	AFA/Acre
<u>Irrigation</u>	<u>0.71</u> ✓	<u>3.5</u> ✓
	Q (cfs)	V (afa)
	<u>0.71</u> ✓	<u>259</u> ✓
		<u>345.0</u>
		<u>3/15 11/15</u>
		<u>per rules & regs.</u>

Total 0.71 cfs 345.0 afRemarks As per request re-exam made on 7-27-83 and 77 additional acres verified in N 1/2 NW 1/4 of Sect. 16 HWTNo Overlapping rights ✓P/D overlap per VAX: none

MICROFILMED

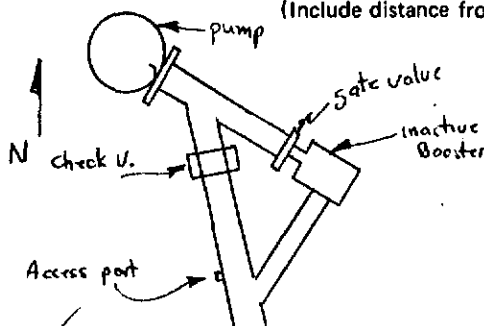
R 36 E

Point of Diversion

T 10 S

County Rd

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NW 1/4 of NW 1/4 Section 16 T10S R36E

Place(s) of Use

[illegible]

Total = 156

☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

☐ Add P.D. as reflected above☐ Add P.U. as reflected above☒ None☐ Other

Examiner's Signature

Checked by

Approved by _____

Date 11-25-81

Date 12-4-87 20 Sept 1984

Da 11-5-82

Kay Walker
6/25/86

AMERICAN

Not to Scale

indicate this across
58.5

2.9

(0.000)

303

31.7

B296
(0.000)

A
1345

R36E

T10S

B421
(0.000)

A
289

Plg

B421
(0.000)

A
1345

B423
(0.000)

B421
(0.000)

A
740

C
301

A
390

B472
(0.000)

A
575

B237
(0.000)

B415
(0.000)

B412
(0.000)

A
740

A
807

G
410

E
455

D
319

C
400

14