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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: A29-11621
Date Received: 4/23/1990
Receipt No: E013517
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KURTTIS B. SMITH 208-254-3170
Address: 9562 S. MARSH CREEK RD.
MC CAMMON, ID 83250

OR

Name: SUZAN K. SMITH 208-254-3170
Address: 9562 S. MARSH CREEK RD.
MC CAMMON, ID 83250

2. Date of Priority: JUN 18, 1902

3. Source: MARSH CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	36E	22	NE	NW	SW		BANNOCK

5. Description of diverting works:
PUMP, PLASTIC PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.280		

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

8. Total consumptive use is 35.0 Acre Feet Per Annum.

9. Non-irrigation uses:



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	36E	22	NW	SW		IRR	14.0
Section Acres							14.0
Total Acres							14.0

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:

A29-07617, A29-04045C, RUNOFF (FILED SEPARATELY)

14. Remarks:

15. Basis of Claim: LICENSE

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 _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

A. ROOT WATER RIGHT NUMBERS: A29-11621
A29-022690

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09S	36E	22	NW	SW		SMITH, KURTTIS B	A29-11621 / 14.0	- /			
			NW	SW		POWELL, ARTHUR	29-10008 /	- /			
			NW	SW		ALLEN, VIRGINIA B	A29-04252 /	29-04252 /			
			NW	SW		POWELL, ARTHUR	A29-10007 / 1.0	- /			
			NW	SW		POWELL, ARTHUR	A29-10008 /	- /			
			NW	SW		WORTHYLAKE, MURIEL L	A29-04113A / 5.0	- /			
			NW	SW		SMITH, SUZAN K	A29-07617 /	29-07617 /			
			NW	SW		SMITH, KURTTIS B	A29-11622 / 14.0	- /			
			NW	SW		SCOTT, ELOISE A	29-04252 /	- /			
			NW	SW		MUETING, CONSTANCE MARIE	29-12552 /	- /			
			NW	SW		MURRAY, MAUREEN	29-07246 /	29-07246 /			
			NW	SW		WORTHYLAKE, MURIEL L	A29-04045B / 6.0	- /			
			NW	SW		SMITH, KURTTIS B	A29-04045C / 14.0	- /			
			NW	SW		MUETING, CONSTANCE MARIE	A29-022690 / 15.0	- /			
			NW	SW		MUETING, CONSTANCE MARIE	A29-04045D / 15.0	- /			
			NW	SW		MUETING, CONSTANCE MARIE	A29-12552 /	- /			
			NW	SW	9	WORTHYLAKE, DONALD H	A29-02269B / 6.0	- /			
			NW	SW	9	MURRAY, ROBERT J	A29-02269C / 7.6	- /			
			NW	SW	9	MURRAY, ROBERT	A29-07246 /	- /			
			NW	SW		LEW, FRANK		29-04045 / 26.0			
			NW	SW		LEW, FRANK		29-04097 / 25.0			
			NW	SW		HUSKAMP, EMIL A.		29-04113 / 10.0			
			NW	SW	9	BISHOFF, FRED R.		29-02269 / 35.0			

ADDITIONAL POU FOUND

TOTAL ACRES

A29-11621

14.00

POU COUNTY: BANNOCK

A29-
2269

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TMP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A29-11621	09S 36E	22	NE	NW	SW			BANNOCK		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A29-02269C	29-07246
A29-02269D	29-10008
A29-07246	29-12552
A29-07617	
A29-10008	
A29-12552	

WR RECORDS IN SAME 40 ACRE TRACT

29-02269
29-07246
29-07617

SOURCE: MARSH CREEK

TRIB: PORTNEUF RIVER

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

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)

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 29-11621

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 2.000	EXAMINER _____	CFS
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SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
29-02269	A29-02269D	0.600	-		29-02269	2.000
A29-02269	A29-11621	0.280	-		-	
TOTAL CFS		0.880				2.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE	FIELD EXAMINER
N	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

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IN RE THE GENERAL ADJUDICATION
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CIVIL CASE NUMBER: 39576

Ident. Number

A29-11621

Date Received

4-23-90

Receipt Number

EC13517

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 23 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

SUZAN K.

1. Name of Claimant (s)

KURTIS B. SMITH

Phone (208)

254-3770

Mailing Address

9562 SO. MARSH CR. ROAD
MC CORMAN, IDAHO

Zip

83250

2. Date of Priority (Only one (1) per claim)

APRIL 2 JUNE 18, 1902

3. Source of water supply (a)

MARSH CREEK

which is tributary to (b)

PORTWENT RIVER

4. a. Location of existing point of diversion is: Township

9S

Range 36E

Section 22

NE 1/4 of NW 1/4 of SW 1/4, Govt. Lot,

B.M., County of

Bannock

Additional points of diversion if any:

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.

Pump, Plastic Pipe

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3-15 to 11-15 amount .28 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .28 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 35 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				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	
9S	36E	22										14							14

Total number of acres irrigated 14

11. In which county (ies) are lands listed above as place of use located? BANNOCK

12. Do you own the property listed above as place of use? Yes ☒ No ☐

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

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

A29-02617, A29-04045 (PORTION), Runoff or None ()

14. Remarks:

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 29-02269 (portion)

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Matthew B. Smith Date MAR 21, 1990

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 21st day of March 19 90

SEAL

Notary Public Helen Harrington

Residing at Helen Harrington, Notary Public

Residing at Boise, Idaho

My Commission Expires December 1, 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of 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 _____

Address _____

Date _____

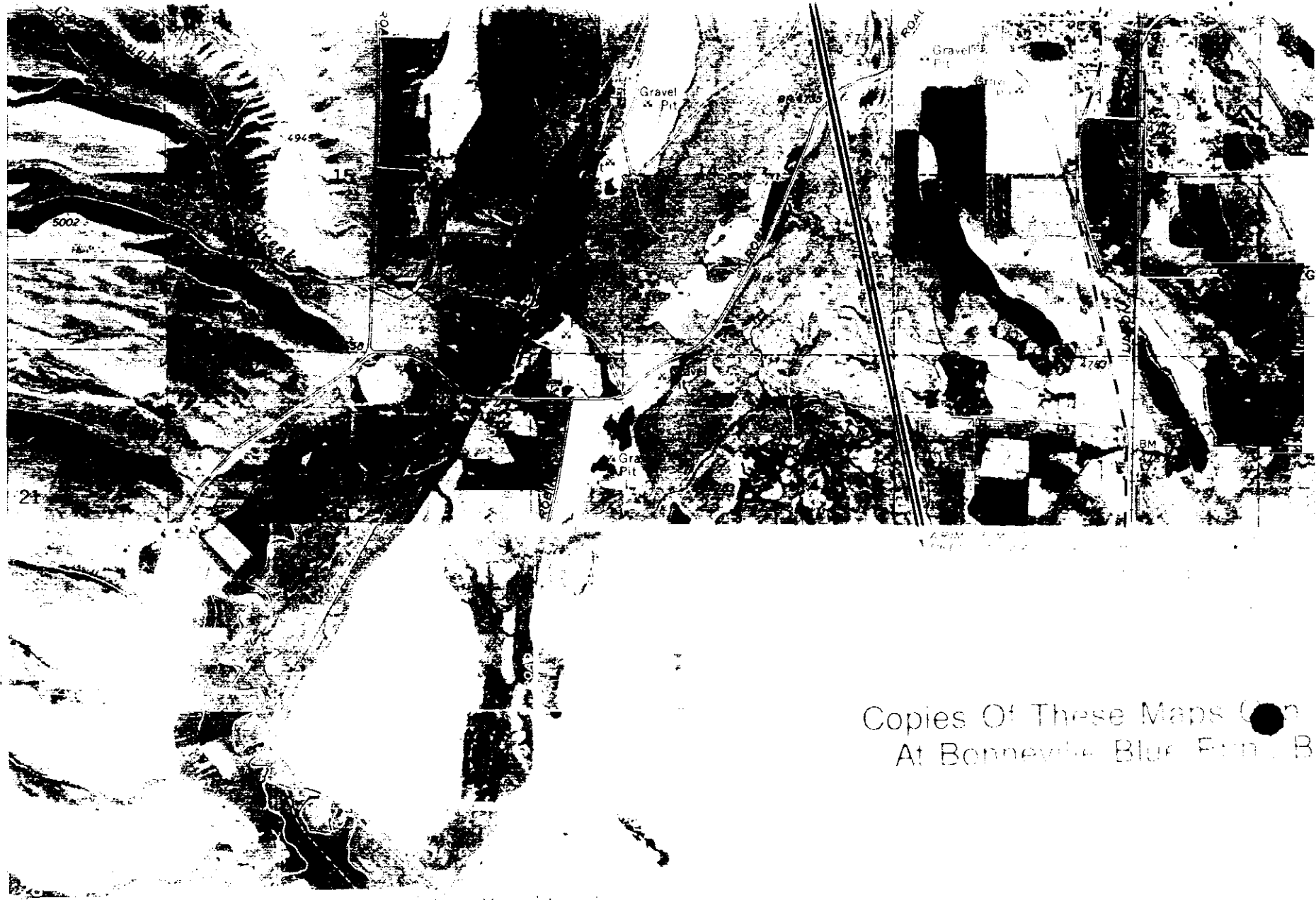
Last Name _____ Ident. Number _____

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Copies White-State, Yellow-Claimant

A29-O 2269



Copies Of These Maps Can
At Bonneville Blue Fern B

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Log for claim A29-11621

Spatial Dynamics LTD

7/14/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s36e	22	NWSW	14	38	Indiscernible
Totals:			14	38	

AJ5809NP
No. A29-11621

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/27/00
PAGE: 251

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KURTIS B SMITH	06/18/1902	IRRIGATION	03-15 11-15	0.280 CFS	
C	SUZAN K SMITH					
	9562 S MARSH CREEK RD			TOTAL DIVERSION:	0.280 CFS	
	MC CAMMON ID 83250			CONSUMPTIVE USE:		35.00 AFA
	(208) 254-3170					

Water Source: MARSH CREEK

Tributary to: PORTNEUF RIVER

Stage: LICENSE

Point(s) of Diversion: T09S R36E S22 NENWSW

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
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	---
09S	36E	22	:												14					:	14.0
																				TOTAL ACRES	14.0

POU County: BANNOCK

Other Rights: A29-07617, A29-04045C, RUNOFF (FILED SEPARATELY)

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-07246 29-10008 A29-02269C A29-07246 A29-10008

Other Water Rights Listing Overlapping Place(s) of Use:
A29-02269D A29-04045 A29-04045B A29-04045C A29-04045D A29-04113 A29-04113A A29-07617 A29-10007 A29-11622

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

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

Audit: 04/25/90 ESRBA 09/09/94 JTHOMPSO 03/29/95 POST-STD 04/13/00 CVANDERM

CLAIMANT'S NAME SmithCLAIM IDENT. NO. A29-1162DATE RECEIVED 4/23/90CHK # AMOUNT \$

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.			
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required) N/A	☒	☐	*
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered? N/A	☒	☐	
Is the consumptive use correct? N/A	☒	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A	☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A	☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A	☒	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct? Exempt	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered? N/A	☒	☐	
22. Should this claim be data entered?	☒	☐	

Claim checked by: Rob Date: 4/24/90Claim must be returned to claimant: (Yes) (No)Claimant must be notified of modifications: (Yes) (No)Receipt Prepared by: Claim data entered by: RobSent to claimant by: Date: 4/25/90Date: 4/25/90Checked by: RobDate: 4/25/90Comments: this is actually a portion of 29-02269 ; average feepd 4mm A29-07617

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