

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: A73-10077
Date Received: 12/04/1990
Receipt No: E013571
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GEORGE R. SMITH 208-756-3140
Address: RT 1 BOX 206
SALMON, ID 83467

2. Date of Priority: AUG 23, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	21E	25	SE	NE			LEMHI

5. Description of diverting works:
WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	21E	25	SE	NE		DOMEST	

11. Place of use in counties: LEMHI

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: BENEFICIAL USE

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 _____

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

Identification No. ~~173-10077~~

Date Received 4/20/90

Receipt Number E013571

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.

RECEIVED

APR 20 1990

Department of Water Resources
Eastern District Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) GEORGE R. SMITH Phone (208) 756-3140

Mailing Address PO Box 206 Salmon, Idaho Zip 83467

2. Date of Priority (Only one per claim) 8-23-51 Month/Day/Year

3. Source of water supply (Check one) (☒ Groundwater or Other () (a) Well

Name or kind of source

which is tributary to (b) Snake River

4. Location of point of diversion is: Township 15 north Range 2 East

Section 25 SE 1/4 of NE 1/4 of 1/4 Govt. Lot BM

County of Blaine

Additional points of diversion if any:

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.) including the dates of construction or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the type of each well.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1-1 to 12-31 amount 0.04 (cfs)

For Stockwater purposes from 1-1 to 12-31 amount 0.04 (Both dates are inclusive)

7. Total quantity claimed 0.04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single owner and Number of livestock) DOMESTIC 1 Home

DEC 14 1992

A7310077



25A Y

10. Place of use is: Township: 15 north Range 21 east
Section 25, SE 1/4 of NE 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Teton
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.
() None or _____
14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff vs Defendant _____
If applicable provide IDWR Water Right Number _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.
Signature of Claimant (s) George H. Smith Date 4/18/90

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 _____ Date _____
Title and Organization _____

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

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 12th day of April 19 90

SEAL

Notary Public Wayne
Residing at Salmon, ID
My Commission Expires 2/18/90

Last Name _____ Ident No. _____

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME SMITHCLAIM IDENT. NO. A 73-100 77

DATE RECEIVED _____

CK # _____

AMOUNT \$ _____

YES NO Require Info?

1. Is the name and address complete with zip code? _____ YES _____ NO _____ *
 2. Is a priority date entered? _____ YES _____ NO _____ *
 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? _____ YES _____ NO _____ *
 (b) Is a tributary to entered? (if required) _____ N/A _____ *
 4. Is the legal description of the p.d. sufficient? _____ YES _____ NO _____ *
 5. Is there a description of the diverting works? _____ YES _____ NO _____ *
 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. _____ YES _____ NO _____ *
 Is the period of use included? _____ YES _____ NO _____ *
 Is a quantity claimed for each use? _____ YES _____ NO _____ *
 7. Is a total quantity claimed entered? _____ YES _____ NO _____ *
 8. If required is a consumptive use entered? _____ YES _____ NO _____ *
 Is the consumptive use correct? _____ YES _____ NO _____ *
 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. _____ YES _____ NO _____ *
 10. Is (are) the place(s) of use and purpose(s) indicated? _____ YES _____ NO _____ *
 11. Is (are) the county(ies) entered? _____ YES _____ NO _____ *
 12. Is the ownership of p.u. checked? _____ YES _____ NO _____ *
 13. Are other water rights listed or "none" indicated? _____ YES _____ NO _____ *
 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.) _____ YES _____ NO _____ *
 15. Is the basis of the claim indicated? _____ YES _____ NO _____ *
 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) _____ YES _____ NO _____ *
 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. _____ YES _____ NO _____ *
 18. Has the claim been signed, sealed, and dated by a notary? _____ YES _____ NO _____ *
 19. Was this claim filed on time, or was an extension granted? _____ YES _____ NO _____ *
 20. Is the fee enclosed correct? _____ YES _____ NO _____ *
 21. If this claim is based on an existing water right, has the identification number been entered? _____ YES _____ NO _____ *
 22. Should this claim be data entered? _____ YES _____ NO _____ *

Claim checked by: JKDate: 7-27-90

Claim must be returned to claimant: _____ (Yes) _____ (No)

Claimant must be notified of modifications: _____ (Yes) _____ (No)

Receipt Prepared by: _____

Claim data entered by: JK

Sent to claimant by: _____

Date: _____

Date: 12/4/90

Date: _____

Checked by: _____

Date: _____

MICROFILMED

Comments: _____

DEC 14 1992

AJ0749NP
No. R73-10077

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 10/30/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLYDE A STOUT PO BOX 148 MAY ID 83253 (208) 876-4275	08/23/1951	DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T05N R21E S25

SENE

LEMHI County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
15N	21E	25	:																			:
			:																			:

POU County: LEMHI

Non-irrigation Uses: ONE HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Dates: Exam Made Date:

Verified Date: 10/30/1998

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

RECEIVED

OCT 30 1998

1. Water Right or Adjudication Claim No(s): 73-10077

2. The following **REQUIRED** information must be submitted with this form:

Department of Water Resources

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

LEE E. JUDKINS

4. New Owner/Claimant(s)

Clyde A. Stout

New Mailing Address

P.O. Box 148

City, State and ZIP Code

May ID 83253

New Telephone Number

208, 876 4275

5. Date you acquired the property

July 11, 1995

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Clyde A. Stout

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

October 19, 1998

CLYDE A STOUT
PO BOX 148
MAY ID 83253

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 73-10077

Dear Claimant(s):

We have been advised you may be the new owner(s) of the property with the water right referenced above.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please return the form, documentation and proof of domestic use to me attention at this office no later than November 2, 1998.

Please call this office toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Judy Givens
Clerical Specialist
Adjudication Bureau

/jg

Encl: Form 42-248/42-1409(6)
Water Right Profile Report

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: FEB-12-1998
PAGE: A-10

RIGHT NUMBER: 73-10077

NAME & ADDRESS: GEORGE R SMITH
RT 1 BOX 206
SALMON ID 83467

✓ Clyde A. STOUT
Box 148
MAN ID 83253

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 08/23/1951

POINT OF DIVERSION: T05N R21E S25

SENE

Within LEMHI County

PURPOSE AND

PERIOD OF USE:

T15N

PURPOSE OF USE

DOMESTIC DOMESTIC, 1 HOME

PERIOD OF USE

01-01 12-31

QUANTITY

0.04 CFS

PLACE OF USE:

DOMESTIC

Within LEMHI County

T15N R21E S25

SENE

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

don't data enter
aka 1st ADD Mtn View Acres to 1/2 lot 4 all of lot 5 R14E S2
RR00655002004AT
B

Verified by

Leland S. Tate

Date:

9/29/98

Verification Source:

Lemhi Co. Assessor

Warranty Deed

For Value Received LEE. E. JUDKINS, a single person,

the grantor, do hereby grant, bargain, sell and convey unto

CLYDE A. STOUT,

whose current address is Box 148, May, Idaho 83253

the grantee, the following described premises, in Lemhi County Idaho, to wit:

See Exhibit "A" annexed hereto

Lee Judkins
Bought The Property
from George Smith.
7-11-1991

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: July 11 1995

Lee E. Judkins
LEE E. JUDKINS

STATE OF IDAHO, COUNTY OF Lemhi--ss
On this 11th day of July, 1995,

before me, Notary Public, in and for said State, personally appeared

LEE E. JUDKINS

known to me, whose name is
subscribed to the instrument, and acknowledged to me that
executed the same.

Allen
Notary Public

Residing at Salmon, Idaho

Comm. Expires 2-19-97

County of Lemhi) SS No. 226633

This instrument was filed for record at the request of *Allen* at 2:31 o'clock PM 7-13 1995 and duly filed and indexed in the records of Lemhi County

Alberta Whitworth
Ex. Office Recorder
Terri J. Morton
Fee to
Return to

EXHIBIT "A"

The 12th and 13th Lots South from the Northeast Corner of the Southeast Quarter of the Northeast Quarter of Section 25, Township 15 North, Range 21 East of the Boise Meridian; the 12th Lot beginning 30 feet South of the Southeast Corner of the Lot formerly owned by Mamie L. Morphey and Mrs. Monk, then run West 125 feet; thence South at right angles 100 feet; thence East at right angles 125 feet; thence North along the West side of the main Valley Road 100 feet to the place of beginning, which description includes both Lots 12 and 13;

AND ALSO:

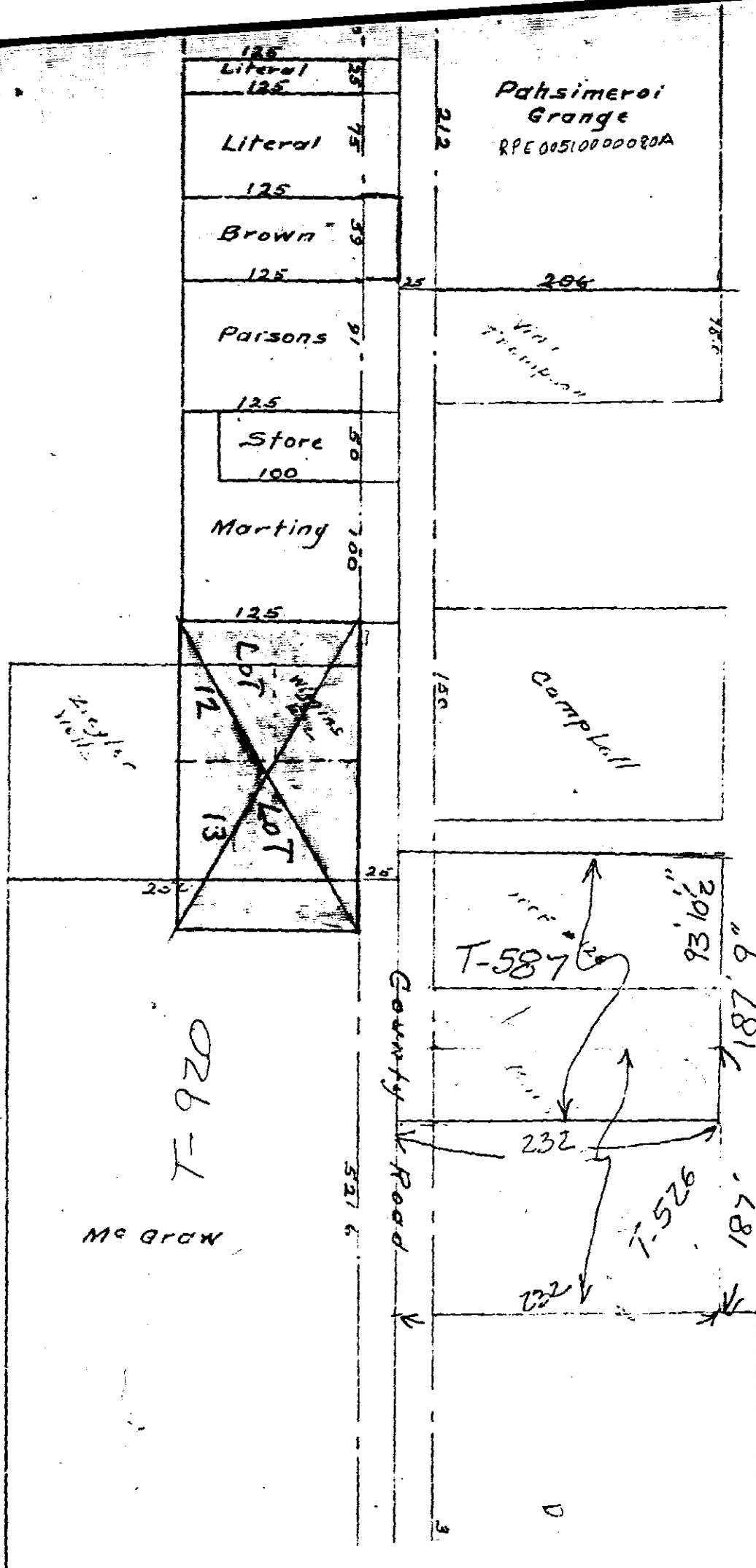
The following described tract of land located in May, Idaho; A tract of land on the West side of Main Street in May, Idaho, and joining the property formerly owned by Beatrice O'Neal on the North side. Said tract of land is 120 feet on the North and South side of said tract and 125 feet on the East and West side of said tract.

This tract of land includes all of that lot acquired by E. E. McGraw and Eva McGraw from F. L. Cochran and Marie Cochran by deed dated August 22, 1951, and recorded in the Office of the Lemhi County Recorder in Book 43 of Deeds at Page 364. AND, also includes part of the land acquired by Everett McGraw and Eva McGraw from George Wayman by deed dated September 13, 1947, and recorded in the Office of the Lemhi County Recorder in Book 40 of Deeds at Page 495.

The above conveyance is made free and clear of all other encumbrances except: Rights of way and easements, reservations in Federal patents and state deeds or other restrictions of record, building and zoning regulations and ordinances of any governmental unit.

VILLAGE OF MAY
(UNINCORPORATED)
Lemhi County, Idaho

SE 4 NE 4



NE, SE, NE

Lot 2

1320

