

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: A22-00134A  
Date Received: 9/27/1988  
Receipt No: 1001442  
Received By: EG

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: R. K. SMELLIE 208-456-2576  
Address: BOX 126  
TETONIA, ID 83452  
OR  
Name: ARDELL SMELLIE 208-456-2576  
Address: BOX 126  
TETONIA, ID 83452

2. Date of Priority: JAN 22, 1916

3. Source: SPRING CREEK Trib. to: TETON RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 06N      | 45E   | 33      | SW     | NW     | NE     |     | TETON  |

5. Description of diverting works:  
HEADGATE IN STREAM TO TETONIA CANAL CO. LTD. REDIV. PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 0.500  |      |        |

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

8. Total consumptive use is 40.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

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10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 06N      | 45E   | 28      | SE     | SW  |     | IRR | 20.0  |

Section Acres 20.0

Total Acres 20.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:  
22-7008

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

vs

Decree Defendant

RECORDED  
NOV 04 1992

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): *R. H. Mullie* Date: *Sept 27-88*  
Date: \_\_\_\_\_

State of Idaho )  
County of Teton ) SS.

Subscribed and sworn (or affirmed) before me this 27 day  
of September 19 88

*[Signature]*  
Notary Public

Residing at *Idaho Falls, Idaho*  
My Commission Expires *22 Aug 1994*

Seal

NOV 04 1992

R4SE  
T6N

E-5

