

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: A22-00427A

Date Received: 9/22/1988

Receipt No: M001391

Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: DON ATKINSON
Address: BOX 365
DRIGGS ID

208-354-8170

83422

2. Date of Priority: MAY 26, 1899

3. Source: DARBY CREEK

Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	46E	17	NW	NE			TETON

5. Description of diverting works:
HEADGATE/DITCH - CHERRY GROVE CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.100		

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

A.F.A.

8. Total consumptive use is 160.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	45E	13	SW	SE		IRR	40.0
			SE	SE		IRR	40.0

MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
					Total Acres	80.0

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:

A22-11809, CHERRY GROVE CANAL CO.

14. Remarks:

THIS CLAIM IS BASED ON 1/2 OF DECREED RIGHT 22-00427.

*THIS RIGHT ORIGINALLY CLAIMED AS A22-11810. RENUMBERED 5-7-96 GT

15. Basis of Claim: DECREED

Water Right Number: 00427

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CO. ET AL

Decree Plaintiff

TETON CANAL CO.

vs Decree Defendant

MICROFILMED
NOV 1996

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: A22-11810
Date Received: 9/22/1988
Receipt No: M001391
Received By: T.O.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DON ATKINSON 208-354-8170
Address: BOX 365
DRIGGS, ID 83422

2. Date of Priority: MAY 26, 1899

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	46E	17	NW	NE			TETON

5. Description of diverting works:
HEADGATE/DITCH - CHERRY GROVE CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.100		

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

8. Total consumptive use is 160.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	45E	13	SW	SE		IRR	40.0
			SE	SE		IRR	40.0
Section Acres							80.0

NOV 06 1988

A22-11810

Page 1

Date: 09/22/88

NOV 06 1988

10. Place of Use: Continued

Total Acres 80.0

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:
A22-11809, CHERRY GROVE CANAL CO.

14. Remarks:
THIS CLAIM IS BASED ON 1/2 OF DECREED RIGHT 22-00427.

15. Basis of Claim: DECREED
Water Right Number: 00427
Case Number:
Court :
Decree date: 12/16/1910

REXBURG IRR. CO. ET AL
Decree Plaintiff

vs

TETON CANAL CO.
Decree Defendant

MICROFILMED

NOV 06 1988

~~MICROFILMED~~
NOV 06 1988

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.

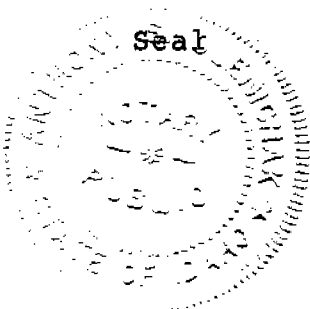
Signature of Claimant(s): Don Altman Date: 9/22/88
Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 22nd day
of September 19 88

Anthony S. Olenichol
Notary Public

Residing at Idaho Falls
My Commission Expires 9/12/1994



MICROFILMED

NOV 06 1990

~~MICROFILMED~~
~~NOV 06 1992~~

DATE: 02/20/98
PAGE: 1

Stage: DECREED

TETON County

SE

TOTAL ACRES

Other Rights: A22-11809, CHERRY GROVE CANAL CO.

*THIS RIGHT ORIGINALLY CLAIMED AS A22-11810, RENUMBERED 5-7-96 GT
*CHANGED NUMBERED AND RECLASSIFIED 4/10/97 TO 20 004

CHANGED OWNERSHIP PER REQUEST/JH/2-20-98

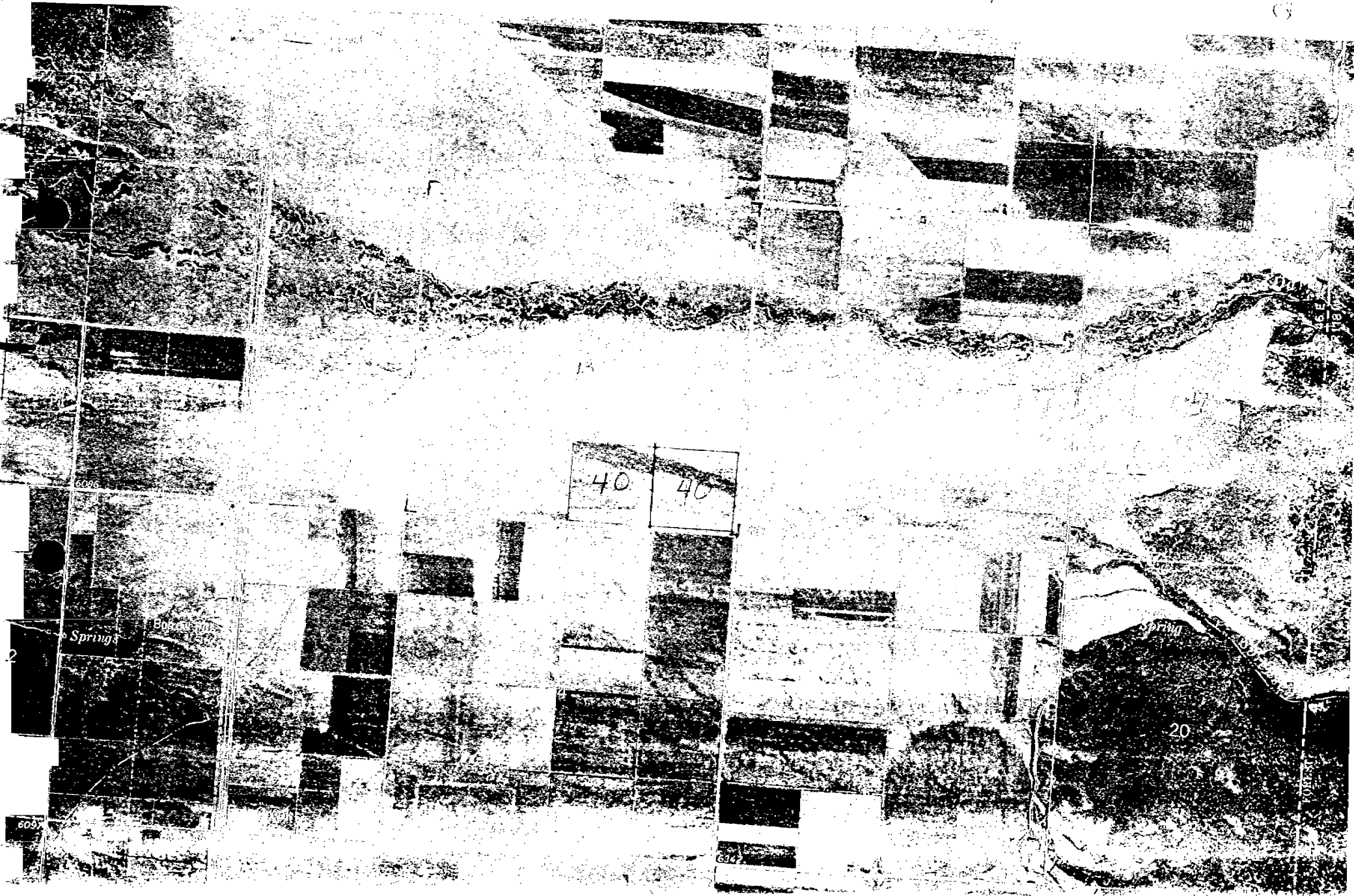
Misc: Water District Number: Field Inspection Flag:

Presumption Flag:

X

11

11/11/11



40 40

Spring

Spring

20

6006

6006



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 20, 1998

STEVEN & KENDRA SMITH
11391 9 MI RD
SOUTH LYON MI 48178

RE: CHANGE IN OWNERSHIP FOR A22-00426A, A22-00427A, A22-11475

Dear Mr. & Mrs. Smith:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure: Notice(s) of Claim

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 26 1997

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) with down OK OK
 Adjudication Claim Number(s) A22-11475, A22-00427A, A22-00426A

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

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 on file with the county.)

OR

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

3. Name and Address of Former Owner/Claimant(s) DON ATKINSON 190 EAST LITTLE

DRIGGS, IDAHO 83422

4. New Owner/Claimant(s) STEVEN & KENDRA SMITH

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address 11391 9mi Rd

City, State and ZIP Code South LEBON MICH 48178

New Telephone Number (248) 437-0659

5. Date you acquired the property 1988-1993

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 actually irrigated _____ Number and type of stock HAY & PASTURE

Diversion rate in CFS _____ Number of homes ONE Other uses _____
cubic feet per second

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/Claimant(s) Steven & Smith Date 12-12-97

Date _____

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

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.