



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 7, 2001

RECEIVED

JUN 12 2001

WATER RESOURCES
WESTERN REGION

H. RONALD BJORKMAN
PO BOX 188
EMMETT ID 83617-0188

RE: A65-00288; ~~A65-03086~~; A65-04055 and A65-04056

Dear Mr. Bjorkman:

Thank you for your letter dated May 18, 2001, asking for confirmation of information you received from Ms. Danni Smith of this office regarding filing additional claims for water rights for stockwater purposes in Basin 65.

The information you received from our office is correct. Idaho Code §42-113 provides that a water right is not required for the appropriation of water for the instream watering of livestock. In addition, claims to these instream stockwatering uses are not required, by order of the Snake River Basin Adjudication Court.

Thank you for addressing the helpfulness and courtesy of Danni Smith -- we agree that she is a gem, and I appreciate your note. Please advise if we can assist you further in this matter.

Sincerely,

David R. Tuthill, Jr., P.E.
Adjudication Bureau Chief

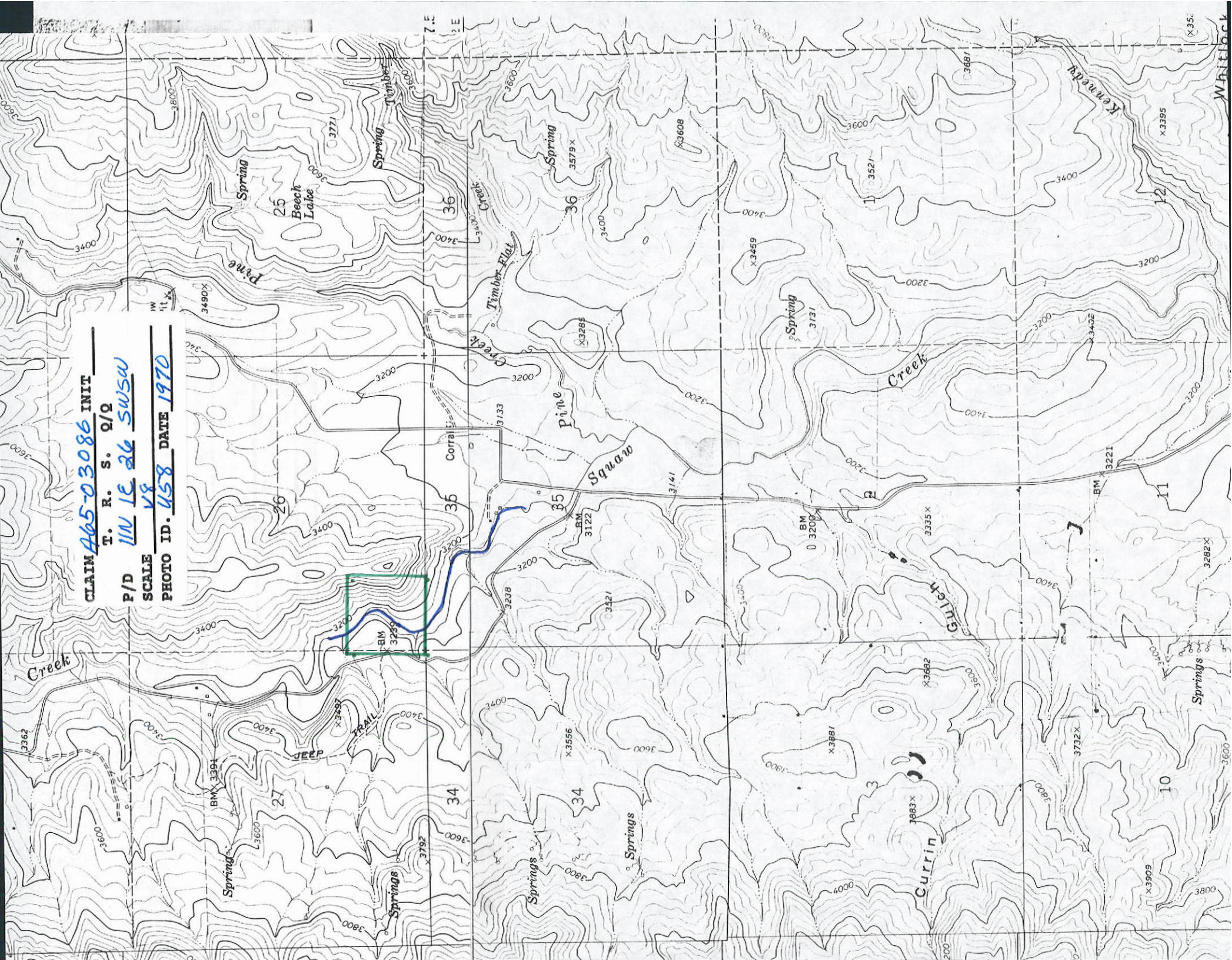
CLAIM A65-03086 INIT

T. R. S. Q/Q

P/D 11N 1E 26 SWSW

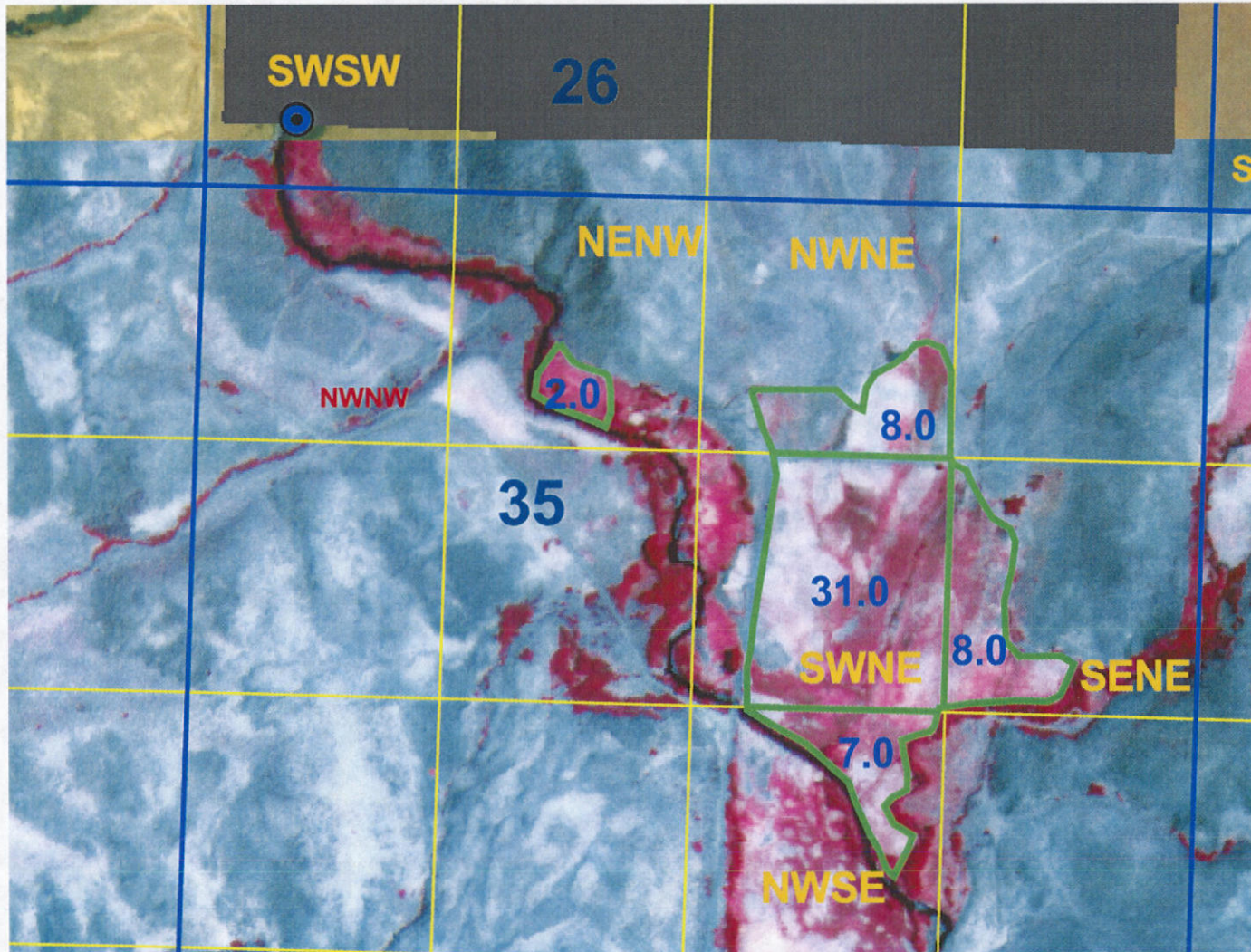
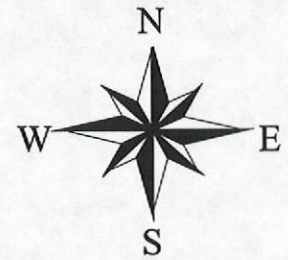
SCALE 1/8

PHOTO ID. 458 DATE 1970



IDAHO DEPARTMENT OF WATER RESOURCES

T11N, R01E, S35



1987 NAPP PHOTO

● POINT OF DIVERSION

SV PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-03086

OWNER(S): SMITH, JAMES & MARY

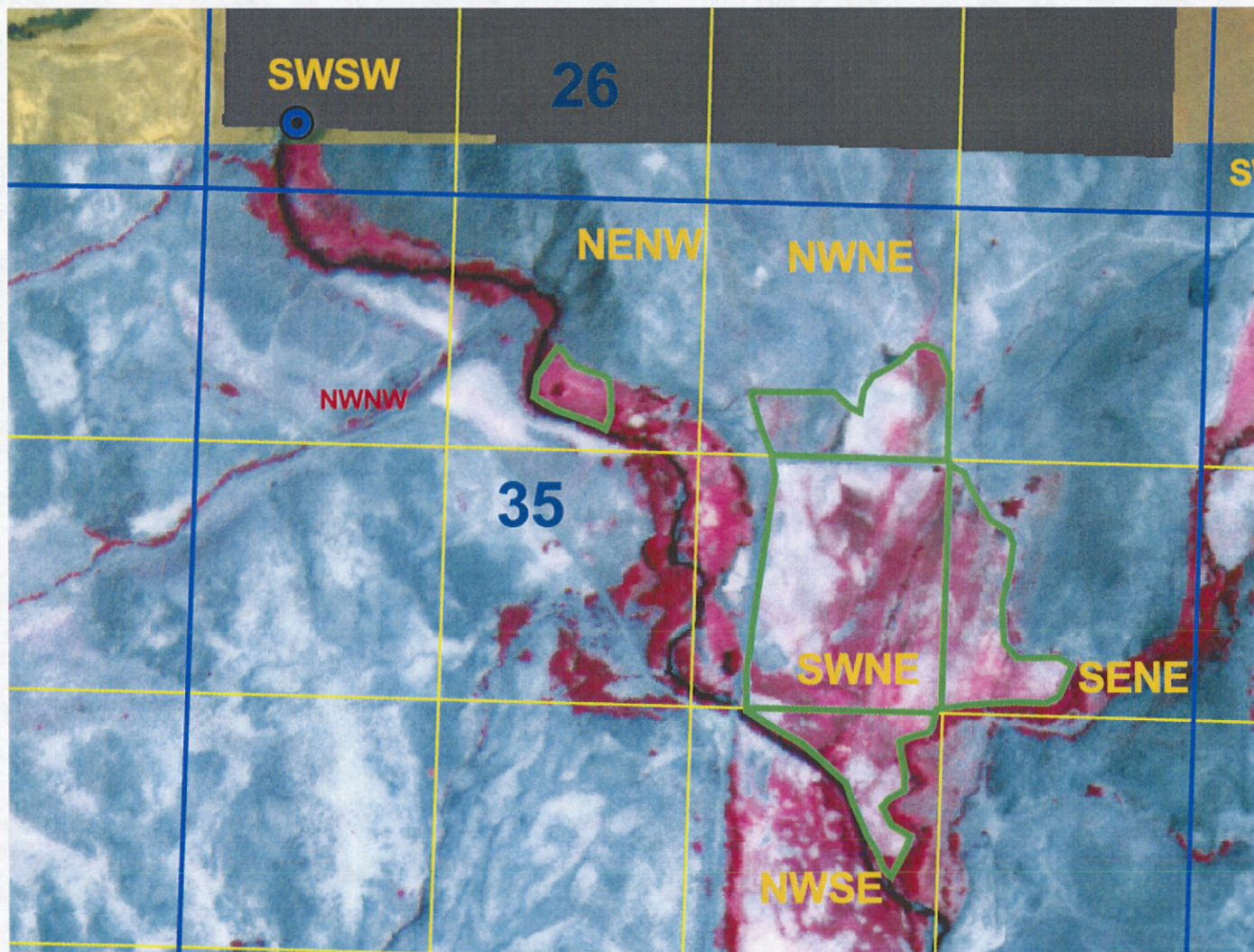
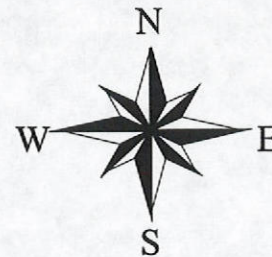
Prepared by Mel Schulte

DATE: JULY 11, 2000

0 0.25 0.5 0.75 1 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

T11N, R01E, S35



1987 NAPP PHOTO

● POINT OF DIVERSION

□ PLACE OF USE

□ 1/4 1/4 LINES

□ SECTION LINES

6 ACRES

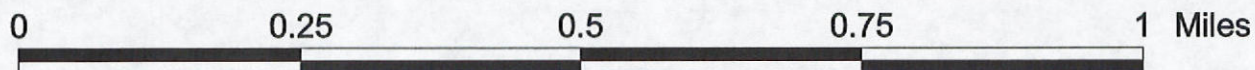
6 SECTION NUMBERS

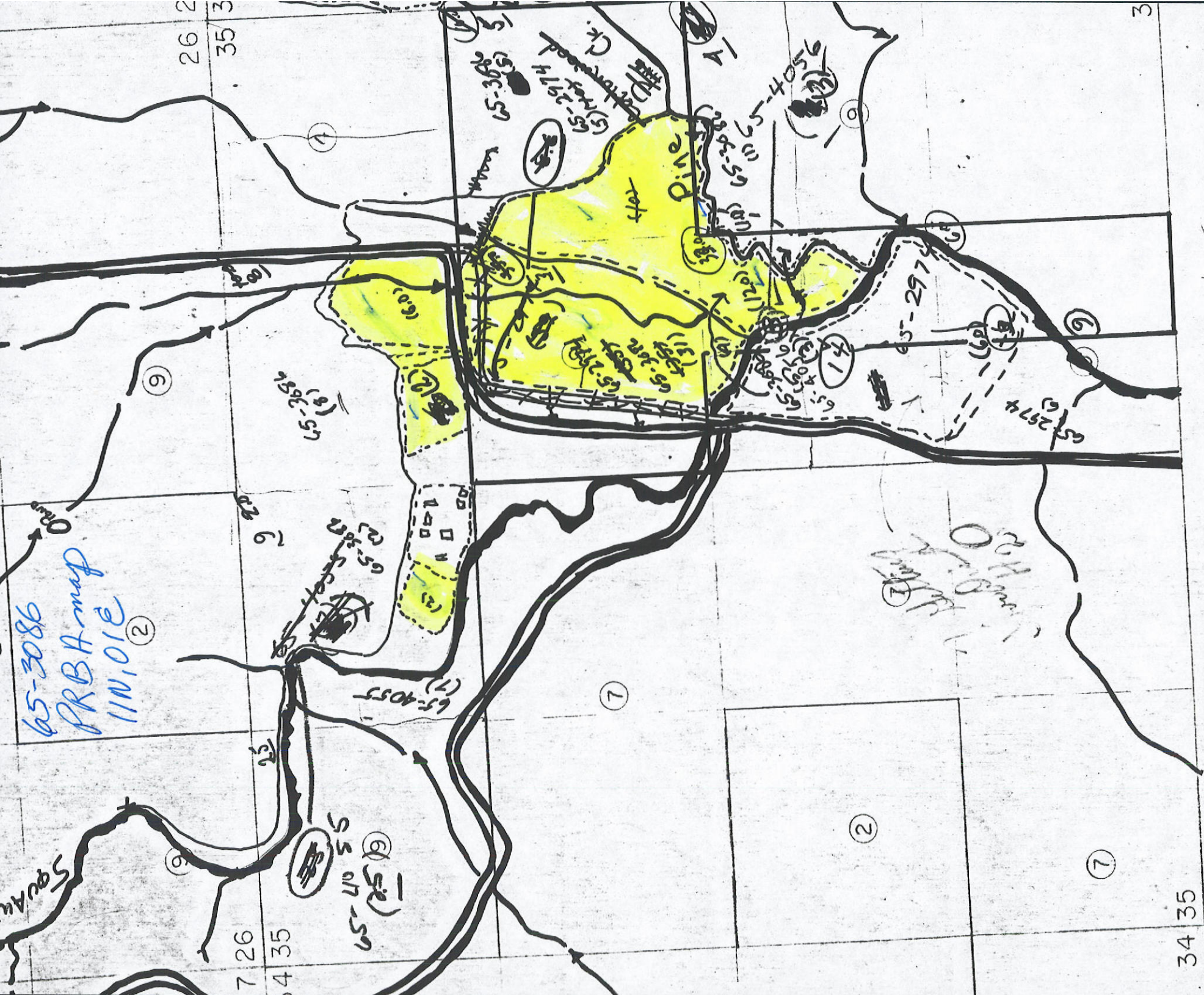
CLAIM(S): 65-03086

OWNER(S): SMITH, JAMES & MARY

Prepared by Mel Schulte

DATE: JULY 11, 2000





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: **A65-03086**

Date Received: 8/29/1988

Receipt No: X999999

Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: JAMES W SMITH
Address: 1024 PARK HILL DRIVE
BOISE ID

83703

OR

Name: MARY B SMITH
Address: 1024 PARK HILL DRIVE
BOISE ID

83703

2. Date of Priority: MAY 1, 1893

3. Source: SQUAW CREEK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	01E	26	SW	SW			GEM

5. Description of diverting works:
ROCK DAM TO DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.130		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED

AUG 03 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	01E	35	NW	NE		IRR	8.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	01E	35	SW	NE		IRR	31.0
			SE	NE		IRR	5.0
			NE	NW		IRR	2.0
			NE	SE		IRR	1.0
			NW	SE		IRR	9.0

Section Acres 56.0

Total Acres 56.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

NONE

14. Remarks:

PAGE 516, VOLUME 2 SURFACE WATER RIGHTS, PROPOSED FINDINGS PAYETTE RIVER DRAINAGE

*CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 12/3/93.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs

Decree 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: _____

MICROFILMED

AUG 03 1994

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 _____

MICROFILMED
AUG 03 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 10/20/92

See Attached filings

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s) _____
Assigned by IDWR: A-65-03086, 11NR1E- Section 26- Gem County, Idaho
A-65-04056 11N R1E- Section 35- Gem County, Idaho

☒ Name and Address of Former Owner/Claimant(s)(Seller): A-65-00288 Same
A-04055 Same B. W. Hoffman

☒ New Owner/Claimant (Purchaser): James W. Smith and Mary B. Smith
1024 Park Hill Drive, Boise, Idaho

☐ New Mailing Address: _____

☐ New Telephone Number: () _____

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes^x no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☒ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New Owner/Claimant(s) James W. Smith Date 10-19-92

Mary B. Smith Date 10-19-92

☒ Signature of Former Owner/Claimant(s) X B. W. Hoffman Date _____

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed: _____

Further Action Taken
Date: _____ By: _____

Final Review and Data-Entry
Date: _____ By: _____

Claim Numbers of Split, if any: _____

MICROFILMED

AUG 03 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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: A65-03086
Date Received: 8/29/1988
Receipt No: X999999
Received By: EJR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: B. W. HOFFMAN 208-584-3507
Address: P. O. BOX 44
OLA, ID 83657

2. Date of Priority: MAY 01, 1893

3. Source: SQUAW CREEK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	01E	26	SW	SW			GEM

5. Description of diverting works:
ROCK DAM TO DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.130		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	01E	35	NW	NE		IRR	8.0
			SW	NE		IRR	31.0
			SE	NE		IRR	5.0
			NE	NW		IRR	2.0

A65-03086

Page 1

Date: 08/29/88

MICROFILMED

SEP 22 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	01E	35	NE	SE		IRR	1.0
			NW	SE		IRR	9.0
Section Acres							56.0
Total Acres							56.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:
NONE

14. Remarks:
PAGE 516, VOLUME 2 SURFACE WATER RIGHTS, PROPOSED FINDINGS PAYETTE
RIVER DRAINAGE

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree 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 X 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): B.W. Hoff Date: Sept 6/88
Date: _____

State of Idaho)
County of Gem) ss.

Subscribed and sworn (or affirmed) before me this 6th day
of September 19 88
Seal
Residing at Emmett, Idaho
My Commission Expires 1-14-1994

Carolyn R. Farber
Notary Public

RECEIVED

JAN 24 2002

WATER RESOURCES
WESTERN REGION

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 65-3086
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100
Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234
Daytime Phone: (208) 678-0461 (Dala Walton)

Name & Address of Attorney, if any:
David W. Gehlert (303 312-7352)
Trial Attorney, General Litigation Section
Environment and Natural Resource Division
U.S. Department of Justice
999 18th Street, Suite N 945
Denver, CO 80202

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Mary B. Smith & James W. Smith
Address: 1024 Park Hill Dr.
Boise, ID 83702

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

- ☒ **General Provision Basin 65 Irrigation & Other Part III (3) Separate Streams**
1. ☐ **Name and Address**
Should be:
 2. ☐ **Source**
Should be:
 3. ☐ **Quantity**
Should be:
 4. ☐ **Priority Date**
Should be:
 5. ☐ **Point(s) of Diversion**
Should be:
 6. ☐ **Instream Flow Description**
Should be:
 7. ☐ **Purpose(s) of Use**
Should be:
 8. ☐ **Period of Year**
Should be:
 9. ☐ **Place of Use**
Should be:
11. **I object because:**
- ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S):

The Bureau of Reclamation objects to the separate stream provision of the Director's Report for Basin 65, Part III. These streams should be administered as part of the Payette River System in order to adequately protect water rights in the Payette River subbasin.

F.

VERIFICATION (Must be Completed)

State of Idaho

)

) ss.

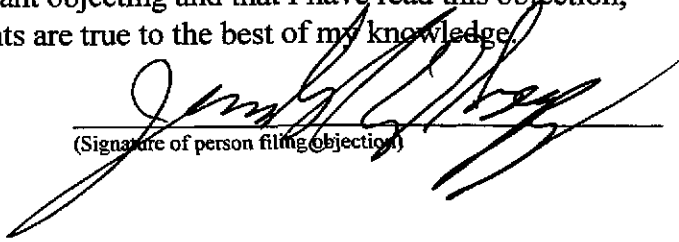
County of Ada

)

Jerrold D. Gregg, duly sworn, upon oath, deposes and says:

(Name of person filing objection)

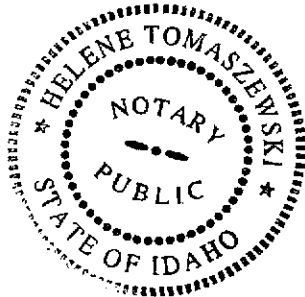
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

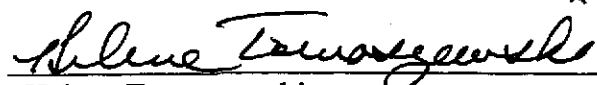

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

January 9, 2002





Helene Tomaszewski

Notary Public for: Idaho

Residing at: Meridian

My Commission Expires: 01-16-2002

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on January 17, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID. 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Mary B. Smith & James W. Smith

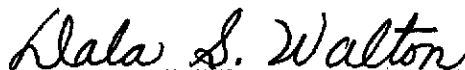
Address: 1024 Park Hill Dr.
Boise, ID 83702

3. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector or attorney mailing on Objector's behalf



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

RECEIVED

DEC 14 2001

WATER RESOURCES
WESTERN REGION

October 23, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MR AND MRS JAMES W SMITH
~~10000~~ CARTWRIGHT RD 11606
BOISE ID 83707 83703

Re: Snake River Basin Adjudication (SRBA)
Change of Address

Dear Water Right Holders:

Recommendations & claims:
ac 65-4056 } all
65-4055 } modified
65-3086 } 11-21-01.
P.P. 65-288 } -ss
PCAP prep. reqd.

When Mrs. James W. Smith called Monday to let us know your address has changed, the person she spoke to was not aware that we need the new address information in writing and signed by the water right holders before we can change our records. Future notices related to your water right(s) can be sent only to the address on your water right(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list your water right numbers before returning this letter by November 5, 2001. I checked our database under "James W. Smith" and found three, with three different spouses, of course, so was unable to determine your water right numbers since I don't know which spouse goes with which James W. Smith. Your signatures on this letter will clarify which James W. Smith you are (unless Mrs. Smith signs 'Mrs. James W. Smith'). Thank you for your help.

If there has been a change in ownership of the property connected with your water right(s), please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally
Sally Sherman X 7862
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

Telephone No.

Mary B. Smith

m 11/20

11/20/2001

To: Sally Sherman

Fax 327-7866

From: Mary B. Smith
11606 Cartwright Rd Boise Idaho 83702
Fax 938-9731

Following this cover sheet
is your letter signed by my
husband and myself. (James W. Smith)

Please put back to me
with right number and
clarified account.

Sincerely,
Mary B. Smith

Updated 65-288
{ -3086
-4055
-4056

no 11-21-01.

HP LaserJet 3100
Printer/Fax/Copier/Scanner

SEND CONFIRMATION REPORT for
WATER RESOURCES
2083275400
Nov-21-01 10:10AM

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status
156	11/21 10:08AM	1'56"	2089389731	Send.....	6/ 6	EC 96	Completed.....

Total 1'56" Pages Sent: 6 Pages Printed: 0



State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-5400

DON KEMPTON
DIRECTOR
KARL J. THOMPSON
TREASURER

FAX TRANSMITTAL COVER SHEET

DATE: November 21, 2001

TO: Mary B. and James W. Smith
Ph: 342-1010
Fx: 938-9731

FROM: Sally Sherman
Ph: 327-7862
Fx: 327-7866

DOCUMENT DESCRIPTION: 65-288, 65-3086, 65-4055 and 65-4056

These are the only records which needed updating. These are for your files. If you have questions, give me a buzz. I'll be gone Friday, but here today.

Have a lovely Thanksgiving.

COVER SHEET + 4 PAGES

5

Sally Sherman

RECEIVED

DEC 12 2001

WATER RESOURCES
WESTERN REGION

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Water Rights: 65-4055, 65-4056,
65-3086

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:



Address change



Substitution of Party



IC § 42-222 transfer



Point of diversion



Place of use



Period of use



Nature of use



Split of water right



Change in ownership

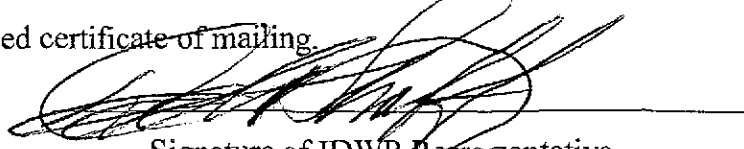


Other

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 12/10/01


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on December 11, 2001, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

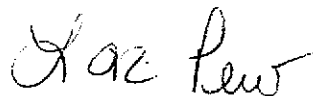
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

James W. Smith
Mary B. Smith
11606 Cartwright Rd.
Boise, ID 83703

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document

12/10/2001

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

RIGHT NUMBER: 65-3086

NAME AND ADDRESS: MARY B SMITH
11606 CARTWRIGHT RD
BOISE ID 83703

JAMES W SMITH
11606 CARTWRIGHT RD
BOISE ID 83703

SOURCE: SQUAW CREEK

TRIBUTARY: PAYETTE RIVER

QUANTITY: 1.130 CFS

PRIORITY DATE: 05/01/1893

POINT OF
DIVERSION:

T11N R01E S26 SWSW Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	1.130 CFS

PLACE OF USE: IRRIGATION Within GEM County

T11N R01E S35	NWNE	8.0	T11N R01E S35	SWNE	31.0
T11N R01E S35	SENE	8.0	T11N R01E S35	NENW	2.0
T11N R01E S35	NWSE	7.0			

56 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: BASIS OF CLAIM - Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 7, 2001

RECEIVED

JUN 12 2001

WATER RESOURCES
WESTERN REGION

H. RONALD BJORKMAN
PO BOX 188
EMMETT ID 83617-0188

RE: A65-00288; A65-03086; A65-04055 and A65-04056

Dear Mr. Bjorkman:

Thank you for your letter dated May 18, 2001, asking for confirmation of information you received from Ms. Danni Smith of this office regarding filing additional claims for water rights for stockwater purposes in Basin 65.

The information you received from our office is correct. Idaho Code §42-113 provides that a water right is not required for the appropriation of water for the instream watering of livestock. In addition, claims to these instream stockwatering uses are not required, by order of the Snake River Basin Adjudication Court.

Thank you for addressing the helpfulness and courtesy of Danni Smith -- we agree that she is a gem, and I appreciate your note. Please advise if we can assist you further in this matter.

Sincerely,

David R. Tuthill, Jr., P.E.
Adjudication Bureau Chief

11/24/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-3086

NAME AND ADDRESS: JAMES W SMITH
MARY B SMITH
1024 PARK HILL DRIVE
BOISE, ID 83703

SOURCE: SQUAW CREEK TRIBUTARY: PAYETTE RIVER

QUANTITY: 1.13 CFS

PRIORITY DATE: 05/01/1893

POINT OF DIVERSION: T11N R01E S26 SWSW Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 11-01	1.13 CFS

PLACE OF USE:

<u>IRRIGATION Within GEM County</u>					
T11N R01E S35	NWNE	8	T11N R01E S35	SWNE	31
T11N R01E S35	SENE	8	T11N R01E S35	NENW	2
T11N R01E S35	NWSE	7			

56 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: BASIS OF CLAIM - Decreed

AJ5809NP
No. A65-03086

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/11/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES W SMITH	05/01/1893	IRRIGATION	04-01 11-01	1.130 CFS	
C	MARY B SMITH 1024 PARK HILL DRIVE BOISE ID 83703			TOTAL DIVERSION:	1.130 CFS	

Water Source: SQUAW CREEK

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion: T11N R01E S26 SWSW

GEM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SESW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
11N	01E	35	:		08	31	05	:	02				:					:	01	07			:	56.0
																							TOTAL ACRES	56.0

POU County: GEM

Other Rights: NONE

Remarks: GEN PAGE 516,VOLUME 2 SURFACE WATER RIGHTS,PROPOSED FINDINGS PAYETTE
RIVER DRAINAGE
*CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 12/3/93.

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

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Audit: 08/29/88 ROUSH 12/03/93 WERNER 03/30/95 POST-STD

C18

A65-3080

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 516

INDICATES TOTAL

SOURCE: SQUAW CREEK

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION PCINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-3036	CARLOCK, CARROLL C CARLOCK, JANE I OLA, IDAHO 83657	4/ 1/1892	IRRIGATION	4/ 1 11/ 1	--- AFA .88 CFS	NWSW S13 TION R 1E	SESW(23) NESH(11) SESW(10) S35 TION R 1E *44*	DECREE
65-3089X	NESBITT, HOMER OLA, IDAHO 83657	5/ 1/1892	IRRIGATION	4/ 1 11/ 1	--- AFA .70 CFS	LOT 4 S 2 TION R 1E	SWNW(2) NWSW(8) SESW(10) S 2 TION R 1E NWNW(11) SWNW(4) S11 TION R 1E *35*	DECREE
65-3023	PERKINS, W.F. OLA, IDAHO 83657	4/ 1/1893	IRRIGATION	4/ 1 11/ 1	--- AFA .48 CFS	NWSW S12 TION R 1E	SESE(13) S34 TION R 1E SESW(11) S35 TION R 1E *24*	DECREE
65-3087	HUAGLAND, CLYDE M. ROUTE 1, MELBA, IDAHO 83651	5/ 1/1893	IRRIGATION	4/ 1 11/ 1	--- AFA .26 CFS	SENE S15 TION R 1E	NESE(6) NWSE(2) SWSE(2) SESE(3) S15 TION R 1E *13*	DECREE
65-3086	HOFFMAN, D. W. P. O. BOX 44, OLA, IDAHO 83657	5/ 1/1893	IRRIGATION	4/ 1 11/ 1	--- AFA 1.13 CFS	SWSW S26 TION R 1E	NWNE(8) SWNE(31) SENE(5) NENW(2) NESE(1) NWSE(9) S35 TION R 1E *56*	DECREE



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

Date December 3, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

[James or Mary Smith]
1024 Park Hill Dr.
[Boise, ID 83703]

Notice of Claim No.(s) A65-00288, A65-03086, A65-04055, A65-04056

Dear Claimant:

Enclosed is **your** copy(s) of the above referenced claim(s) which reflect the change in ownership of the land and appurtenant water rights covered by this claim(s).

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim(s) for final court decree.

If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosure(s)

MICROFILMED

AUG 03 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

Date December 3, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

[B W HOFFMAN]
PO BOX 44
OLA ID 83657
[]

Notice of Claim No.(s) A65-00288, A65-03086, A65-04055, A65-04056

Dear Claimant:

Our office has received the change of ownership notice on the above referenced claim(s).

We have completed the ownership change and a copy of the claim(s) has been sent to the new owner.

If you have any questions concerning the above, please feel free to contact this office.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

MICROFILMED

AUG 03 1994

DEED

POOR ORIGINAL

Printed and for sale by Syms-Vock Company, Boise, Idaho

Platted	☐	Key Punched	☐	To Treasurer	☐
Deed Card	☐	Master File	☐		☐
Compared	☐	Abstracted	☐		

Indexed ☐ Microfilmed ☐ Ordred ☐ (all)

(DO NOT WRITE ABOVE THIS LINE)

WARRANTY DEED

BERNARD W. HOFFMAN, a/k/a B. W. HOFFMAN, a single man

GRANTOR(S)
State of Idaho

of the County of Gem
hereby CONVEYS, GRANTS and WARRANTS TO

JAMES W. SMITH and MARY B. SMITH, husband and wife,

GRANTEE(S)

whose current address is 1024 Park Hill Dr., Boise, Id.

for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION Dollars (\$10.00)

the following described tract(s) of land in Gem

County, State of Idaho:

Property as more particularly described on attached Exhibit "A"

See A65-00288

Life Estate

MICROFILMED

AUG 03 1994

Location of above described property _____

House No. _____

Street _____

CLAIM A65-03086 INIT

T. R. S. Q/Q

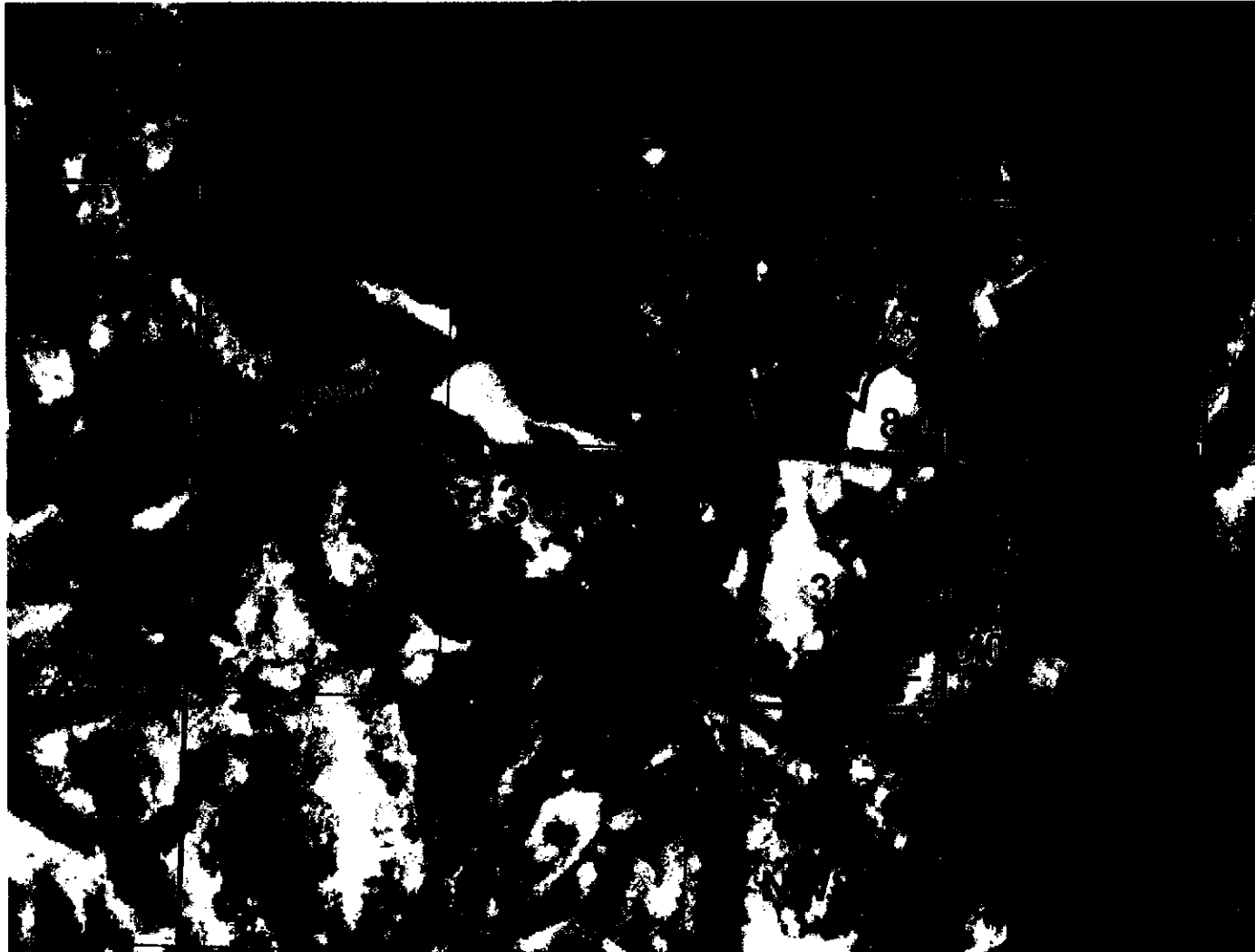
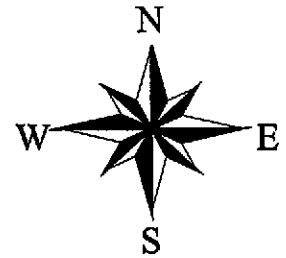
P/D 11N 1E 26 SWSW

SCALE ✓8

PHOTO ID. 458 DATE 1970

IDAHO DEPARTMENT OF WATER RESOURCES

T11N, R01E, S35



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-03086

OWNER(S): SMITH, JAMES & MARY

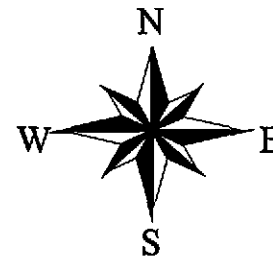
Prepared by Mel Schulte

DATE: JULY 11, 2000

0 0.25 0.5 0.75 1 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

T11N, R01E, S35



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-03086

OWNER(S): SMITH, JAMES & MARY

Prepared by Mel Schulte

DATE: JULY 11, 2000

0 0.25 0.5 0.75 1 Miles



