

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: **A29-07286**  
Date Received: 1/20/2000  
Receipt No: E025564  
Received By: Emc

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

1. Name: BRENT PHILLIPS 208-775-3489  
Address: 5250 W OLD HWY 91  
POCATELLO ID 83204  
OR  
Name: ANN MARIE SMITH 208-775-3489  
Address: 5250 W OLD HWY 91  
POCATELLO ID 83204

2. Date of Priority: SEP 2, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 07S      | 35E   | 23      | SW     | SE     | NE     |     | BANNOCK |

5. Description of diverting works:  
WELL, PUMP AND PIPELINE

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 05/01 | 10/01 | 0.130  |      | 39.50  |

7. Total Quantity Appropriated is:  
0.130 C.F.S. (and/or) 39.50 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 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 07S      | 35E   | 23      | SE     | NE     |     | IRR | 12.0  |



10. Place of Use: Continued

Section Acres 12.0

Total Acres 12.0

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:

14. Remarks:

IN 1985 PROPERTY WAS PURCHASED BY BRENT PHILLIPS. THE POINT  
OF DIVERSION HAD ALREADY BEEN MOVED TO THE WELL LISTED IN ITEM 4.

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:**

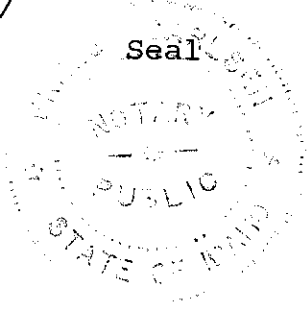
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Ann Marie Smith Date: 1-20-00  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Bonneville. ) SS.

Subscribed and sworn (or affirmed) before me this 20 day  
of Jan 20 00

Ernest Carlson  
Notary Public



Residing at Idaho Falls

My Commission Expires 6-14-2000

A PARCEL OF LAND LOCATED IN THE  
S 1/2, NE 1/4, SEC 23,  
T 7 S, R 35 E, B. M.

A29-07286



SCALE: 1 - 100

1. JOHN ELL, LS 4440 DAWD, HEREBY CERTIFY THAT THE PLAN CORRECTLY REPRESENTS A SURVEY MADE BY ME OR UNDER MY DIRECTION, IN CONFORMANCE WITH LAWS, CHAPTER 19, TITLE 55, DAWD CODE, AT THE REQUEST OF JAMES GABRIELSON.

RE-MONT.  
FD 1056 BULK  
NE SEC COR



### \* BASIS OF BEARINGS

BLACK - ROCK SUBDIVISION  
INST #175137

LOT 13                      |                      LOT 14                      LOT 1

BITHELL ENGINEERING INC

RECORD OF SURVEY PLAT FOR JAMES GABRIELSON  
SHA. NEVA. SEC 23. T 7 S. R 35 E. B.M.

COUNTY RECORDER

INSTRUMENT No. \_\_\_\_\_ DATE \_\_\_\_\_

COUNTY RECORDER

### LEGEND

Round Barnack County Gross Coo Monument (BCH)

(R- ) indicates record bearing/distance from reference documents listed in Note 1.

COUNTY RECORDER

BOOK \_\_\_\_\_ PAGE \_\_\_\_\_ FILE \_\_\_\_\_

COUNT MICROBOLA

|                    |                        |                 |
|--------------------|------------------------|-----------------|
| JO# NO. 02124      | PROD. DATE             | DWG. NO.        |
| ISSUED BY: ECU     | DATE: 5/7/1991         | SHEET: 1 OF 1   |
| DESIGNED BY: DWT   | QUANTITY: 175          | DATE: 4/15/1991 |
| PLT SCALE: 1/8"=1' | 1 PLS. NOTED: 5/8/1991 | BY: E           |
|                    |                        | 36              |