

09/30/2005

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

RIGHT NUMBER: 22-2184
NAME AND ADDRESS: RICHARD F SMITH
PO BOX 8
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.550 CFS
1,085.000 AFY

The rights listed below are limited to a total combined diversion rate of 10.17 cfs and to a total combined annual diversion volume of 3899.0 AF. Combined Right Nos.: 22-2184, 22-2230, 22-7075, 22-7507, 22-11147, 22-11149.

PRIORITY DATE: 10/03/1960

POINT OF DIVERSION:

T06N R40E S28 SWNESW Within MADISON County
T06N R40E S28 SENESW Within MADISON County
T06N R40E S33 SWSESW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.550 CFS 1,085.00 AFY

PLACE OF USE: IRRIGATION Within MADISON County

T06N R40E S28	NESW	40.0	T06N R40E S28	NWSW	40.0
T06N R40E S28	SWSW	40.0	T06N R40E S28	SESW	40.0
T06N R40E S28	NESE	25.0	T06N R40E S28	NWSE	40.0
T06N R40E S28	SWSE	35.0	T06N R40E S28	SESE	31.0
T06N R40E S29	SWSE	37.0	T06N R40E S29	SESE	37.0
T06N R40E S32	NWNE	40.0	T06N R40E S32	SWNE	39.0
T06N R40E S32	NESW	31.0	T06N R40E S32	NWSE	40.0
T06N R40E S33	NENE	23.0	T06N R40E S33	NWNE	40.0
T06N R40E S33	SWNE	37.0	T06N R40E S33	SENE	37.0
T06N R40E S33	NENW	40.0	T06N R40E S33	NWNW	40.0
T06N R40E S33	SWNW	37.0	T06N R40E S33	SENW	40.0
T06N R40E S33	NESW	33.0	T06N R40E S33	NWSW	39.0
T06N R40E S33	SWSW	39.0	T06N R40E S33	SESW	37.0
T06N R40E S33	NESE	40.0	T06N R40E S33	NWSE	40.0
T06N R40E S33	SWSE	38.0	T06N R40E S33	SESE	39.0

1114 ACRES TOTAL

This right is limited to the irrigation of 310.0 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 1114.0 acres in a single irrigation season. Combined Right Nos.: 22-2184, 22-2230, 22-7075, 22-7507, 22-11147, 22-11149.

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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 - License

Right No. 22-11149 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

The following rights are also diverted through points of diversion described above: 22-2184, 22-2230, 22-7075, 22-7507 22-11147, 22-11149.

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: A22-02184
Date Received: 8/23/1988
Receipt No: E 901765
Received By: PPN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD F. SMITH 208-356-4912
Address: P. O. BOX 8
REXBURG, ID 83440

2. Date of Priority: OCT 03, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	33	NE	SW			MADISON

5. Description of diverting works:
WELL, PUMP TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.550		

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

8. Total consumptive use is 775.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	33	NE	SW		IRR	39.0
			NW	SW		IRR	38.0
			SW	SW		IRR	38.0
			SE	SW		IRR	37.0

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Date: 08/23/88

A2202184



MICROFILMED

OCT 29 1988

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	33	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	39.0
			SE	SE		IRR	39.0
						Section Acres	310.0
						Total Acres	310.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:

14. Remarks:

SHARED P/D WITH A22-02230, A22-11147, A22-11149.

15. Basis of Claim: LICENSE

Water Right Number: 29064

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): R. B. B. Date: 8/25/88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of August 19 88

Deena Green
Notary Public

Seal

Residing at Rio

My Commission Expires 4-22-1994

