

EXPENDITURE VOUCHER

AUDITOR USE

AGENCY USE

STATE OF IDAHO
Office of State Auditor

8520
Date 03/21/90
Code 193002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME: DEPT. OF WATER RESOURCES

Document No.	
Pre-Audit	Date
Warrant No.	

PAY
TO

JOHN H. SMITH & SON, INC.
PO BOX 805
REXBURG, ID 83440

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE
() STATE CONTRACT

() PURCHASE ORDER

() MISCELLANEOUS
ENCUMBRANCE REQUISITION

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Maj	Min			
1	04 10 162	9337	8831		REFUNDS PER D. SHAFF WR #A22-07418A 3/20/90 80.00	80.00	
A 22-02156							
TOTAL							80.00

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date

Head of Agency or Institution

State Auditor

TO: Debbie Allen

FROM: D. Shaff *DS*

DATE: 3-20-90

RE: Receipt *E002387* Refund

Please process a refund of \$ *80* — to:

*John H. Smith & Son, Inc.
PO Box 805
Rexburg ID 83440*

Re: A22-07418A

INDEXED

OCT 29 1992

HOOPES & THOMSON, CHARTERED

PROFESSIONAL LEGAL CORPORATION

130 EAST MAIN
P.O. BOX 70
REXBURG, IDAHO 83440-0070
(208) 356-9000

ATTORNEYS
AT LAW



R.J. HOOPES
DALE P. THOMSON
RICHARD F. SMITH
JOANN B. STRINGHAM

March 3, 1989

Mr. Keith C. Wilson
Department of Water Resources
150 Shoup Avenue
Suite 15
Idaho Falls, ID 83402

RE: ADJUDICATION CLAIM A22-07418

Dear Mr. Wilson:

Enclosed please find an original NOTICE OF CLAIM TO A
WATER RIGHT ACQUIRED UNDER STATE LAW as well as a copy of a
letter received from your office dated February 27, 1989.

Thank you very much.

Sincerely,

Sundee Jensen
Sundee Jensen
Secretary

Enclosures
7486d

RECEIVED

MAR 7 1989

Department of Water Resources
Eastern District Office

MICROFILMED

OCT 29 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

February 27, 1989

Richard F. Smith
P.O. Box 8
Rexburg, Idaho 83440

RE: Correction of Adjudication Claim A22-07418

Dear Mr. Smith:

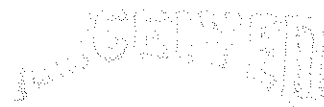
As per our telephone conversation on January 24, 1989, you informed me that that you would come into this office to sign the amended claim A22-07418A. On 14 February 1989, I sent a copy of A22-07418A for your signature, and on February 24, 1989, this office received a copy of the claim. The claim that was received by this office was a copy and not the original notarized copy.

For your convenience enclosed is the copy of A22-07418A that was received by this office and a newly printed claim that needs to be signed in front of a notary and the original notarized copy returned to this office on or before 10 March 1989.

Your prompt response will be appreciated.

Sincerely,

Keith C. Wilson
Senior Resource Agent



MAR 7 1989

Department of Water Resources
Eastern District Office

MICROFILMED

OCT 29 1992

February 14, 1989

Richard F. Smith
P.O. Box 8
Rexburg, Idaho 83440

RE: Correction of Adjudication Claim A22-07418

Dear Mr. Smith:

As per our telephone conversation on January 24, 1989, you informed me that that you would come into this office to sign the amended claim A22-07418A. As of the date of this letter I find no indication that you have signed the form.

For your convenience enclosed is a copy of A22-07418A that needs to be signed in front of a notary and returned to this office on or before 28 February 1989.

Your prompt response will be appreciated.

Sincerely,

Keith C. Wilson
Senior Resource Agent

UNRECORDED

OCT 29 1992

RECEIVED
JAN 27 1989

MEMO

24 JANUARY 1989

FROM: KEITH C. WILSON

TO: DON SHAFT

Department of Water Resources

SUBJECT: ADJUDICATION CLAIM A22-07418 CHANGED TO A22-07418A AND REFUND OF
PART OF THE ADJUDICATION FEE.

06/16/1988 MR. SMITH CLAIM ENTERED A22-07418 INTO THE COMPUTER - P/U
INCLUDED W1/2E1/2 SEC 13

07/19/1988 WEBSTER CLAIM A22-07418B ENTERED - WENT TO TEMP HOST
A22-07071 ENTERED - WENT TO TEMP HOST

SMITH ADJ. CLAIM A22-07418A CREATED TO MATCH WEBSTER CLAIM
P/U W1/2E1/2 SEC 13 WAS CHANGED TO S1/2NW1/4 SEC 18.

08/22/1988 SMITH ADJ. CLAIM A22-07418 RECEIVED INTO OFFICE

08/24/1988 WEBSTER ADJ. CLAIMS A22-07418B/07071 RECEIVED & RECEIPTED
A22-07418B P/U W1/2NE1/4 SEC 13 (i.e. N1/2W1/2E1/2 SEC 13)
A22-07071 P/U W1/2SE1/4 (ie S1/2W1/2E1/2 SEC 13)

09/16/1988 MR. SMITHS CLAIMS WERE RECEIPTED (#E002387) AFTER RECEIPTING IT
WAS NOTICED THAT WEBSTER CLAIMS A22-07418B/07071 HAD BEEN FILED
ON THE W1/2E1/2 OF SEC 13

--/--/1988 ADJ. CLAIM A22-07418 WAS REMOVED FROM ADJUDICATION DATA BASE
TEMP.HOST.

--/--/1988 NUMEROUS PHONE CALLS WERE MADE IN ORDER TO GET IN TOUCH WITH MR.
SMITH.

11/04/1988 LETTER TO MR. SMITH EXPLAINING HIS NEED TO CHANGE HIS FILING TO
A22-07418A.

12/02/1988 MR. CRAIG SMITH MR. SMITH'S SON CALLED SAID HIS FATHER WAS OUT OF
THE STATE FOR THE WINTER WOULD SEND INFO ASAP.

01/18/1989 RICHARD SMITH (ATTORNEY & PART OWNER OF LAND UNDER RIGHT) CALLED
THIS OFFICE - I RETURNED HIS CALL AND HAD TO LEAVE A MESSAGE FOR
HIM TO RETURN HIS CALL TO ME.

01/24/1989 RICHARD SMITH CALLED - HE HAD RECEIVED MY LETTER TO MR. JOHN H.
SMITH. HE WANTED TO FILE AS I HAD RECOMMENDED ON ADJ. CLAIM
A22-07418A. HE SAID THAT HE WOULD COME TO THIS OFFICE ON
01/24/1989 TO SIGN A22-07418A.

01/24/1989 PHONE CALL TO DON SHAFT EXPLAINING THAT SINCE THE W1/2E1/2 OF SEC
13 HAD ALREADY BE HAD THE VARIABLE FEE PAID BY WEBSTER UNDER
A22-07418B & A22-07071 (E001701) THAT MR. SMITH'S ADJ. CLAIM
A22-07418A (REPLACING A22-07418) (E002387) NOW WAS AN OVER
PAYMENT OF \$80.00, AND THE RECEIPT: E002387 NEEDED TO BE
CHANGED TO:

ADJ. FEE = \$1198.00
OVER PAYMENT = \$80.00

WR/NR: A22-07418 CHANGED TO A22-07418A

DON FELT THAT AN OVERPAYMENT HAD BEEN MADE. SEE ATTACHED COPY OF
CLAIM FOR CHANGES.

Keith C. Wilson

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OCT 29 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

John H. Smith
P.O. Box 805
Rexburg, Idaho 83440

NOT CODED
YET

4 November 1988
RE: A22-11638
A22-07418

Dear Mr. Smith:

In reviewing your file on adjudication claim A22-11638 I need to be able to verify that the copy of the claim that you have is the same as what is in the computer. I would appreciate it if you would make a copy of A22-11638 and send it to this office on or before 23 November 1988.

The irrigation adjudication claim A22-07418 that you filed has a problem in that Frank Webster has also filed on a portion of the original right (A22-07418) under claim # A22-07418B. To facilitate the explanation enclosed are copies of aerial photos showing how both you and Mr. Webster filed. I have also enclosed an amended claim (A22-07418A) indicating how this office feels would be your best approach to this problem. Claim A22-07418A would allow Mr. Webster's claims to remain the same while allowing you to claim the irrigation of the S1/2 NW1/4 Sec 18, R41E with the center pivot.

Both you and Mr. Webster need to get together before the end of November 1988, to decide how both of you wish to correct the filings, unless you decide to file claim A22-07418A.

Please contact this office on or before 7 December 1988 with your decision.

Sincerely,

Keith C. Wilson
Senior Resource Agent

12-2-88

Son called
will send in info ASAP

MICROFILMED

OCT 29 1992

E002387

09/16/88
11:53:06

SMITH, JOHN H. & SON, INC

ADJUDICATION FEE

0410162 9337 6490

\$1,278.00

~~587.00~~

~~FEE~~

\$1,278.00

A22-07418A

CHECK 1909

NO. CHANGED TO

WR/NO: A22-07418

A22-07054

A22-02156

A22-10060

A22-11638

~~667.00~~

~~365.00~~

~~196.00~~

~~25.00~~

~~25.00~~

Idaho Department of Water Resources

Region: EASTERN

Signature: _____

UNRECORDED

OCT 29 1992

09/16/88
11:53:06

SMITH, JOHN H. & SON, INC

ADJUDICATION FEE
OVERPAYMENT

0410162 9337 6490

\$ 1,198.00
\$1,278.00
- 80.00

\$1,278.00

CHECK 1909

A22-07418A
WR/NO: A22-07418 A22-07054 A22-02156 A22-10060 A22-11638

Idaho Department of Water Resources

Region: EASTERN

Signature: _____

COPY

SIGNED

OCT 29 1992