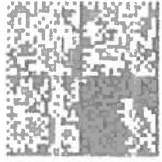


Dep't. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

POSTAGE
FIRST CLASS



02 1A
0004310839
\$ 00.830
NOV 18 2005
MAILED FROM ZIP CODE 83702

NO SUBJECT
NUMBER

2-4620, 2-7426
Preliminary Report

IDA ANNA SMITH
HC 79 BOX 39



05/30/2003

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

RIGHT NUMBER: 2-4020
NAME AND ADDRESS: IDA ANNA SMITH
HC 79 BOX 39
MELBA ID 83641
SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 1.120 CFS
PRIORITY DATE: 03/15/1969
POINT OF DIVERSION:
T01S R02W S35 NWNWNE Lot 2 Within OWYHEE County
T01S R02W S35 NENWNW Lot 4 Within OWYHEE County
PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	1.120 CFS

PLACE OF USE: IRRIGATION Within OWYHEE County

T01S R02W S35 Lot 2 NWNE	7.0	T01S R02W S35 Lot 3 NENW	29.0
T01S R02W S35 Lot 4 NWNW	20.0		

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: Beneficial Use

Idaho Department of Water Resources

Place of Use Layout 2-4020



0 0.25 0.5 Miles

Township 1S Range 2W Section 35



GIS Place of Use Presentation
1987 NAPP photography.
Map prepared by: Scott King
Date prepared: May 30, 2003

- | | |
|--|----------------------------|
| | Point of Diversion |
| | Place of Use |
| | PLSS Township |
| | PLSS Section Lines |
| | PLSS quarter-quarter lines |

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-04020

Date: 5-23-02

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	1S	2W	35	-1	-2			-3	-4											60
GIS				5	15			20	20											64
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

THIS ONE FOR BOTH
Make an
R file for
50 acres
1" per acre
w/limiter
that when com-
bined ^{not to} ~~be used~~
1.18 CFS

Number of POD's 2

Total Claimed Acres: 60

Overlapping FOU Claim #'s:

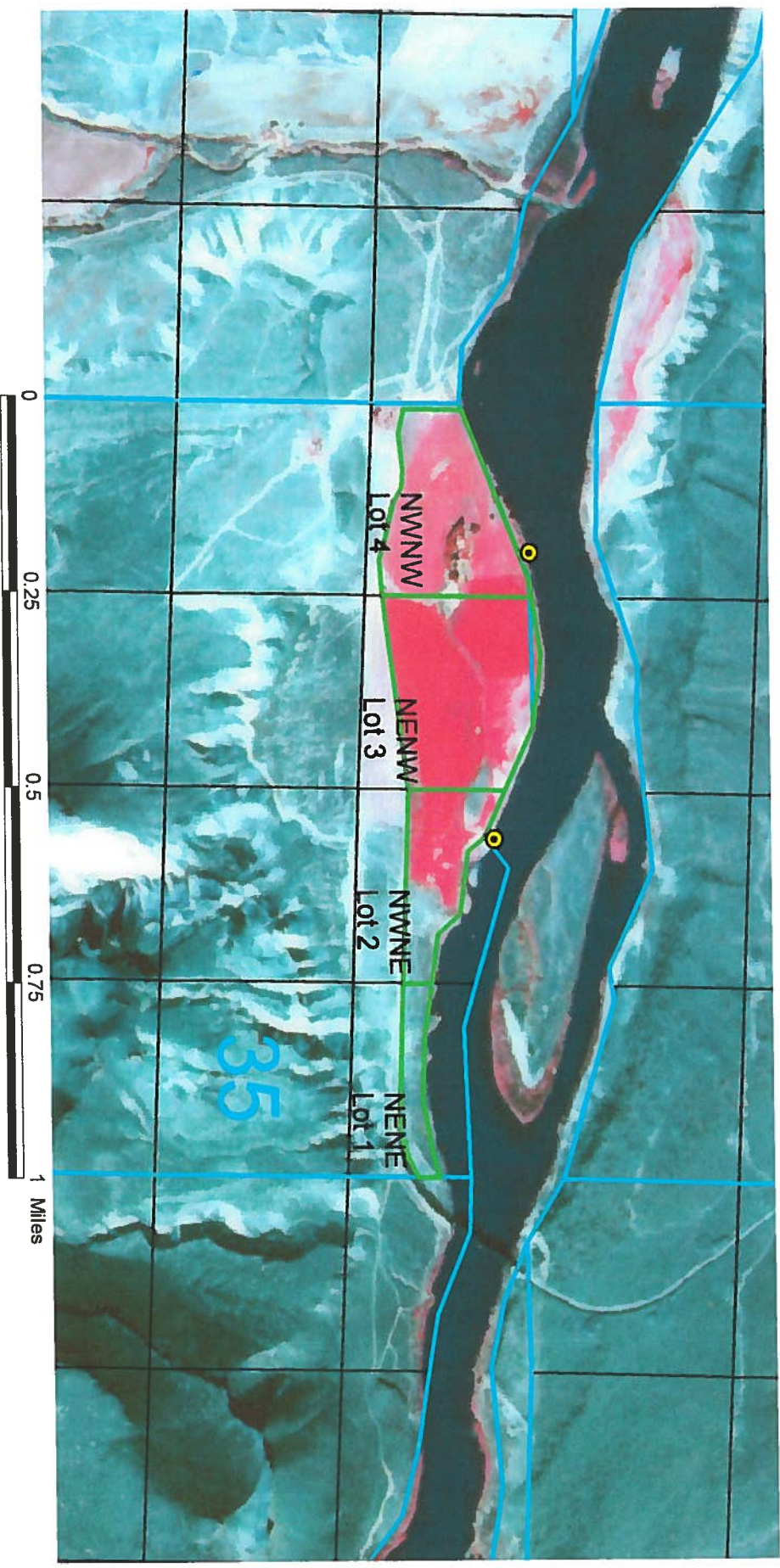
Total GIS Acres: 64

COMMENTS:

Per claim map & image interpretation.

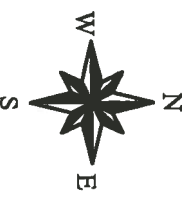
Idaho Department of Water Resources

1987 Napp Photo



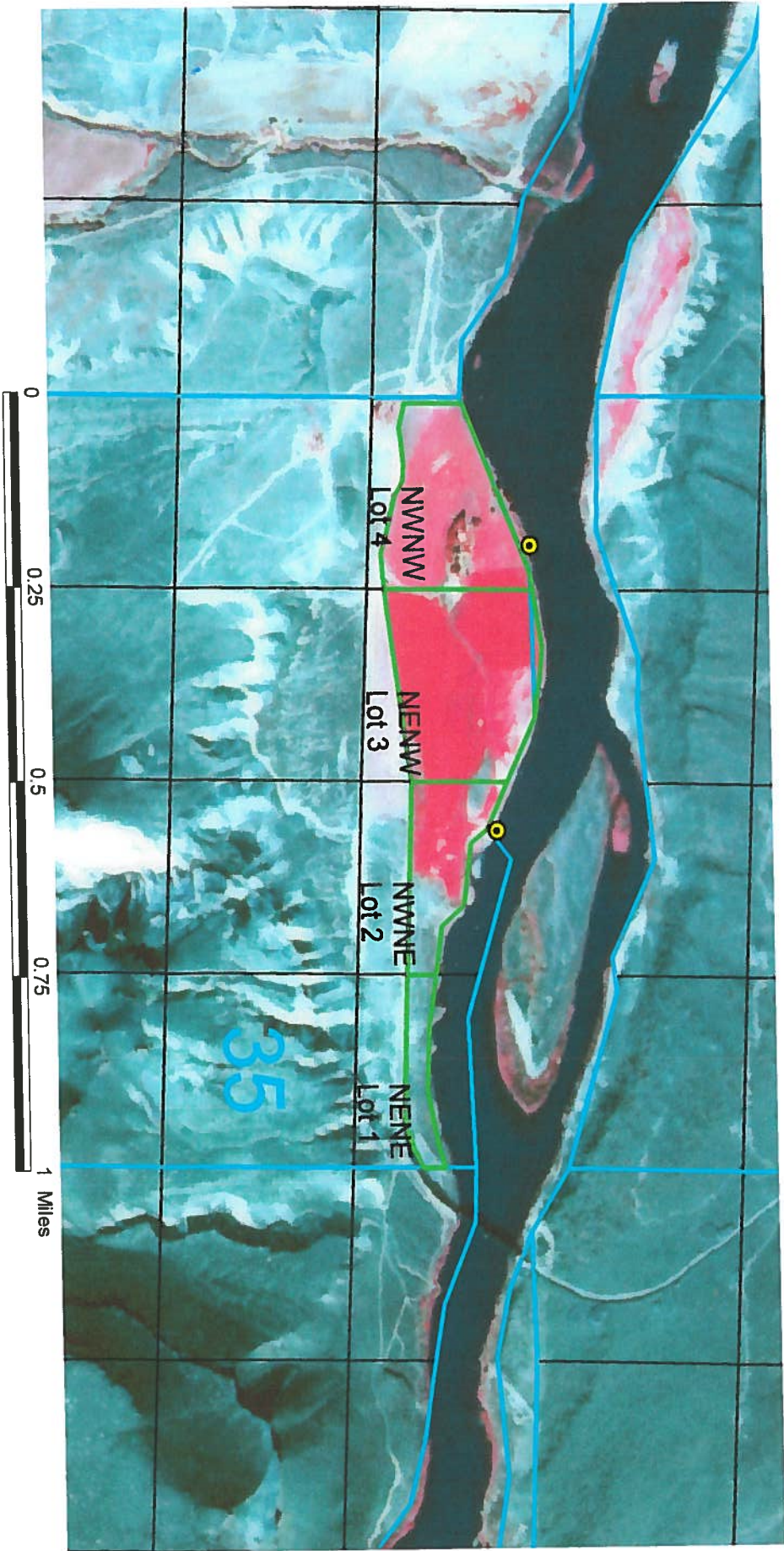
Claim Number: 02-04020
Legal: T01S, R02W, S35
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



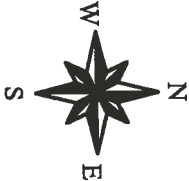
Idaho Department of Water Resources

1987 Napp Photo



Claim Number: 02-04020
Legal: T01S, R02W, S35
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



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: A02-04020
Date Received: 10/11/1988
Receipt No: W001082
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IDA ANNA SMITH 208-495-2620
Address: HC 79, BOX 39
MELBA, ID 83641

2. Date of Priority: JUN 01, 1946

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	02W	35		NW	NE	2	OWYHEE
				NW	NW	4	OWYHEE

5. Description of diverting works:
25 HP PUMP W/400' OF 8" PIPELINE TO SPRINKLER IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.200		

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

8. Total consumptive use is 210.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	35	NE	NE	1	IRR	5.0
			NW	NE	2	IRR	15.0
			NE	NW	3	IRR	20.0

A02-04020

Page 1

Date: 07/26/90

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	02W	35	NW	NW	4	IRR 20.0
Section Acres						60.0
Total Acres						60.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

CLAIM NO. A02-07426 FOR SAME P.D. DIFFERENT LANDS.

14. Remarks:

A \$65 FEE WAS PAID PREVIOUSLY IN THE SNAKE RIVER ADJ. WHICH INVOLVED THOSE USERS FROM MILNER DAM TO THE OREGON BORDER. TOTAL FEE WAS \$110 - \$65 FOR A \$45 FEE AT THIS TIME.

15. Basis of Claim: STATUTORY CLAIM

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): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

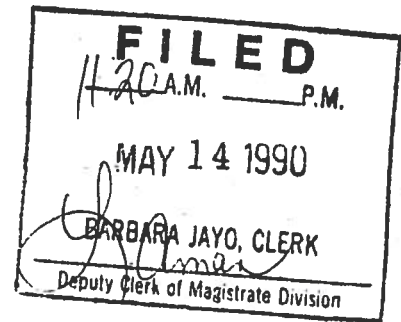
Residing at _____

My Commission Expires _____

RECEIVED
JUL 3 1990

DAVID L. WHITNEY
ALEXANDERSON, DAVIS, RAINEY,
WHITNEY & KERRICK
Attorneys at Law
110 North Ninth Avenue
Post Office Box 26
Caldwell, ID 83606-0026
Telephone (208) 459-3659

Department of Water Resources



Attorneys for Personal Representative

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF OWYHEE

IN THE MATTER OF THE ESTATE OF	)	CASE NO. 6-068
	)	
PHILLIP ARTHUR SMITH	)	
aka PHILIP SMITH	)	
	)	
Deceased.	)	ORDER APPROVING WAIVER OF
	)	ACCOUNTING AND DECREE OF
	)	DISTRIBUTION

The Petition of IDA ANNA SMITH for settlement and distribution of the above named estate having come before the Court for hearing, the Court makes the following findings:

1. IDA ANNA SMITH is the duly appointed, qualified and acting Personal Representative of the above named estate.
2. The Personal Representative has filed an Inventory and Appraisal of all property of the estate known to her.
3. Notice to Creditors has been published and the time for presenting claims that arose prior to the death of the decedent has expired.
4. All debts of the decedent and of the estate, and all expenses of administration, and all taxes that have attached to or accrued against the estate have been paid.

ORDER APPROVING WAIVER OF ACCOUNTING AND
DECREE OF DISTRIBUTION - 1

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5. The Personal Representative has filed a Waiver of Accounting and the estate is in a condition to be closed.

6. Proof of Service of the notice of the time for filing objections to the Waiver of Accounting and Petition for Distribution has been filed herein. No objections have been filed.

7. The decedent died testate on August 24, 1989, and decedent's Will was admitted to probate on December 11, 1990. By the terms of the decedent's Will, the following person is entitled to distribution of the remaining estate property:

"I hereby give, devise and bequeath all of my property, real, personal or mixed, and of every kind, nature and description and wherever the same may be found and together with the rents, issues and profits thereof to my sister, IDA ANNA SMITH. . . " The real property is described as follows: Lots numbered one (1), two (2), three (3), and four (4), and the Southwest Quarter (SW $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section thirty-five (35), Township One (1) South, of Range two (2), West of the Boise Meridian, Owyhee County, Idaho.

IT IS HEREBY ORDERED AND DECREED:

1. The Waiver of Accounting is allowed.
2. The Personal Representative is directed to make distribution of the remaining estate property, and any other property of the decedent or the estate not now known or discovered, to the person and in the manner set forth above, and said property is hereby distributed to said person.

3. The Personal Representative is discharged from further claim or demand of any interested person.

Dated this 14th day of May, 1990.

DANIEL T. EISMANN

Magistrate

STATE OF IDAHO) ss.

County of Owyhee)

I hereby certify that the foregoing instrument is a true and correct copy of the original on file in this office.

Dated 5/18 1990

Barbara Jara, Clerk of the District Court

Deputy Clerk of Magistrate Division

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AUG 07 1992

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: A02-04020

Date Received: 10/11/1988

Receipt No: W001082 (5 FEE - 65)

Received By: [Signature] (DEDUCTED FROM PREVIOUS FILING ATTACHED)

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHILIP SMITH 208-495-2620
Address: HC 79, BOX 39
MELBA, ID 83641

OR

Name: IDA ANNA SMITH 208-495-2620
Address: HC 79, BOX 39
MELBA, ID 83641

2. Date of Priority: JUN 01, 1946

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	02W	35	NW	NE		2	OWYHEE
			NW	NW		4	OWYHEE

5. Description of diverting works:

25 HP PUMP W/400' OF 8" PIPELINE TO SPRINKLER IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.200		

7. Total Quantity Appropriated is:

1.200 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 210.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	02W	35	NE		NE	1	IRR	5.0
			NW		NE	2	IRR	15.0
			NE		NW	3	IRR	20.0
			NW		NW	4	IRR	20.0
Section Acres								60.0
Total Acres								60.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

CLAIM NO. A02-07426 FOR SAME P.D. DIFFERENT LANDS.

14. Remarks:

NONE

15. Basis of Claim: STATUTORY CLAIM

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: 3

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): Deanna Smith Date: 10-11-1988

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 11th day
of October 19 88

Jan Shurt
Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-1994

Claimants map showing Govt. State & in the lot (not all are individual) see table.

The map shows a river labeled 'RIVER' and 'Rio' flowing through a series of land parcels. The parcels are numbered 1 through 6, with associated acreage and names. A large area is labeled '34' and '84801'. Another area is labeled '35' and '850-01'. A third area is labeled '36' and '507.21A'. The map is titled 'Guffey Butte'.

Parcel Number	Acreage	Name
1	849.02	84801
2	37.93	84801
3	34.66	850-01
4	26.00	850-01
5	22.50	507.21A
6	33.42	507.21A

[illegible]

IN THE DISTRICT COURT OF THE Fourth JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Ada

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
Snake River from base of Milner

Dam to Oregon DRAINAGE BASIN.
Border.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-4020	I.D. No.	Map No.
\$65.00		18840
Fee Paid		Receipt No.

Notice is hereby given that Phillip &/or Alvie &/or Ida Anna Smith
(Name of Claimant)

Star Route, Box 39, Malba, ID 83641
(Mailing Address)

Telephone No. 495-2620

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 1/1/1946
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|---|--|---|
| Quantity <u>1.2 cfs</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) 1.2 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF) (Lot 2) (NWNE)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source 1/4 1/4
Sec. 35, Twp. 1S, Rge. 2W, B.M., Owyhee County
Additional Points: _____
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 20 HP Electric Motor with 400 feet of 8" pipe with gravity irrigation.
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	2W	35	5	15			20	20											60

Total no. of acres 60

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks _____

(9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. _____

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old (D) Number -

Adj. Flag Translation: Standard Water Right Number

Water Right Number - 02-07426

First Name	Last Name	Address
John	Doe	123 Main St
Jane	Smith	456 Elm St
Bob	Johnson	789 Oak St
Alice	Williams	101 Pine St
Charlie	Brown	202 Cedar St
Diana	Miller	303 Birch St
Frank	Wilson	404 Spruce St
Grace	Moore	505 Willow St
Henry	Taylor	606 Ash St
Ivy	Anderson	707 Hickory St
Jack	Kim	808 Sycamore St
Karen	Lee	909 Magnolia St
Liam	White	1010 Dogwood St
Mia	Harris	1111 Redwood St
Noah	Clark	1212 Cypress St
Olivia	Evans	1313 Juniper St
Peter	Green	1414 Fir St
Quinn	Adams	1515 Palm St
Rachel	Baker	1616 Cottonwood St
Samuel	Nelson	1717 Laurel St
Tina	Phillips	1818 Chestnut St
Umar	Carter	1919 Walnut St
Victoria	Martin	2020 Pecan St
Walter	Roberts	2121 Maple St
Xavier	Scott	2222 Cherry St
Yara	Walker	2323 Plum St
Zoe	Young	2424 Pear St

*** C - CURRENT OWNER ***
SMITH

PHILLIP

1	-	HC 39
2	-	-
3	-	-

State- ID Zip- 836410000

SMITH

IDA ANNA

3 - City- MELBA
Phone -
State- ID Zip- 836410000

[illegible]

	+ - - - -	- Source - - - - -	+ - - - -	COLUMBIA RIVER
		- Snake River		

+	Division	point of	Stream	Index (Blank if no Index Code)
1	1	1	1	1
2	2	2	2	2
3	3	3	3	3
4	4	4	4	4
5	5	5	5	5
6	6	6	6	6
7	7	7	7	7
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75	75	75	75	75
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78	78	78	78	78
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80	80	80	80	80
81	81	81	81	81
82	82	82	82	82
83	83	83	83	83
84	84	84	84	84
85	85	85	85	85
86	86	86	86	86
87	87	87	87	8

01S	02W	35	NW NE	2	(73)	OWYHEE
01S	02W	35	NW NE	2	(73)	OWYHEE
			NW NE	4	(73)	OWYHEE

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
		02/15	11/15	0.800	

[illegible]

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
01S	02W	35	NW NE	2	10.0	01	IRRIGATION	(73) OWYHEE
01S	02W	35	SW NE		10.0	01	IRRIGATION	(73) OWYHEE
01S	02W	35	SW NW		10.0	01	IRRIGATION	(73) OWYHEE

Total Acres: 40.0

15 HP PUMP & 10 HP PUMP TO SPRINKLER SYSTEM.

+ - - Non-Irrigation Use -

4 - - Other Rights for Same Use -

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AUG 07 1992

Water right number - 02-07426

- - Remarks - -
No Remarks found.

Old Water Right Numbers
No Old Water Right Nu

Conditions of Approval

026 - Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

- and shall provide for the installation of such equipment.
- 01G - Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

031 - Department.
- Water shall not be diverted under this permit unless the flow of
- the Snake River exceeds established downstream minimum stream
- flows.

[illegible]+ - Decree Date - +
00/00/0000

CURTIS

06/08/90

CURTIS

102/88

CONCLUSIONS

88/36/3

COPYRIGHT

[illegible]

•

+	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
1	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
2	2	4	6	8	10	12	14	16	18	20	22	24	26	28	30	32	34	36	38	40	42	44	46	48	50	52	54	56	58	60	62	64	66	68	70	72	74	76	78	80	82	84	86	88	90	92	94	96	98	100	102	104	106	108	110	112	114	116	118	120	122	124	126	128	130	132	134	136	138	140	142	144	146	148	150	152	154	156	158	160	162	164	166	168	170	172	174	176	178	180	182	184	186	188	190	192	194	196	198	200
3	3	6	9	12	15	18	21	24	27	30	33	36	39	42	45	48	51	54	57	60	63	66	69	72	75	78	81	84	87	90	93	96	99	102	105	108	111	114	117	120	123	126	129	132	135	138	141	144	147	150	153	156	159	162	165	168	171	174	177	180	183	186	189	192	195	198	201	204	207	210	213	216	219	222	225	228	231	234	237	240	243	246	249	252	255	258	261	264	267	270	273	276	279	282	285	288	291	294	297	300
4	4	8	12	16	20	24	28	32	36	40	44	48	52	56	60	64	68	72	76	80	84	88	92	96	100	104	108	112	116	120	124	128	132	136	140	144	148	152	156	160	164	168	172	176	180	184	188	192	196	200	204	208	212	216	220	224	228	232	236	240	244	248	252	256	260	264	268	272	276	280	284	288	292	296	300	304	308	312	316	320	324	328	332	336	340	344	348	352	356	360	364	368	372	376	380	384	388	392	396	400
5	5	10	15	20	25	30	35	40	45	50	55	60	65	70	75	80	85	90	95	100	105	110	115	120	125	130	135	140	145	150	155	160	165																																																																			

Proof Due Date	-	06/01/1990	Field Exam Made	-	00/00/0000	Field Exam Fee	-
Approved/Denied	-	05/16/1988	Protested Date	-	00/00/0000	Swan Falls	-
Proof Made Date	-	05/09/1990	Hearing Date	-	00/00/0000	Temporary Right	-
Start Work Date	-	00/00/0000	Verified Date	-	00/00/0000	DLE/Carey Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-
Licensed Date	-	00/00/0000	Appl Received	-	02/25/1988	Transfer/Amended	-
Licensee Date	-	00/00/0000	Presumption Flag	-			-

Microfilm Roll Number -

MICROFILMED
AUG 07 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

September 22, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Ida Smith
HC 79 Box 39
Melba ID 83641

Dear Ida,

Enclosed is the information that I received from the Owyhee County Assessor's office. The map that you based your filings on was created using the old government lot plat map. Using this map was appropriate when you filed your SRBA claim A02-04020 and application for permit no. 02-07426 because it may have been the most accurate source available at the time. Fortunately we now have up-to-date ASCS aerial photography that depicts the acres actually irrigated. The 78.5 acres listed on the ASCS photo for your irrigated property coincides with the pump curve information I received from Dave at Rain For Rent and also with past information that you submitted to the department (see the attached letter submitted in 1990). If you have questions or disagreements about your taxable land base, you need to contact the Owyhee county Assessor's office.

The next thing you'll be receiving is a copy of the proposed license for permit no. 02-07426. You are given the opportunity to object to the field findings and recommendations at that time. If I can answer any questions, let me know. Take care and tell Tony hello.

Sincerely,

A handwritten signature in cursive script that reads "Lori Graves".

Lori Graves
Sr. Water Resource Agent

Encl: Assessor's info, ASCS photo, 1990 letter

MICROFILMED
SEP 19 1996



OWYHEE COUNTY ASSESSOR



LARRY BACHMAN
ASSESSOR

MURPHY, OWYHEE COUNTY, IDAHO
83650
TELEPHONE: 495-2817

RECEIVED

SEP 19 1994

WATER RESOURCES
WESTERN REGION

September 16, 1994

Lori Graves
Idaho Department of
Water Resources
2735 Airport Way
Boise, ID 83705

Dear Lori,

Enclosed is the map and copies of the assessment notices you requested on Ms. Ida Smith, in Township 1 South, Range 2 West, of section 35. Also written on the map is each parcel number with the legal description for each. I hope this will be of help to you.

I apologize again for the delay. Please let me know if there is anything else I may help you with.

Sincerely,



Sandra Hammel
Mapping Coordinator

enclosure

sgh

MICROFILMED
SEP 19 1995

results of
9/12/94 field exam
for 02-07426

A 25 hp Cornell pump supplies water to 80 acres via handline sprinklers. A 5 hp pump can also be used on the west 15 acres north of the road (around the homestead). Both pumps and the northern 50 acres are represented by claim 02-04020/A02-04020. This property was originally gravity irrigated. A field exam was conducted in 1981 and 50 acres were found to be irrigated at that time. In 1987, the gravity irrigation system was converted to sprinklers and 30 additional acres were developed and are represented by permit 02-07426. These acres can only get water from the 25 hp pump. The sprinkler nozzle sizes are mixed, the majority being 9/64". Pressure throughout the system varied between 35 and 50 psi. Permissible P/U was not recommended since the 5 hp pump is a separate system and water from this pump (25 hp) cannot be applied to the 02-07426 acres added after the system was converted to sprinklers. No other water rights are used.

(Note to file in case applicant disagrees with the field findings):

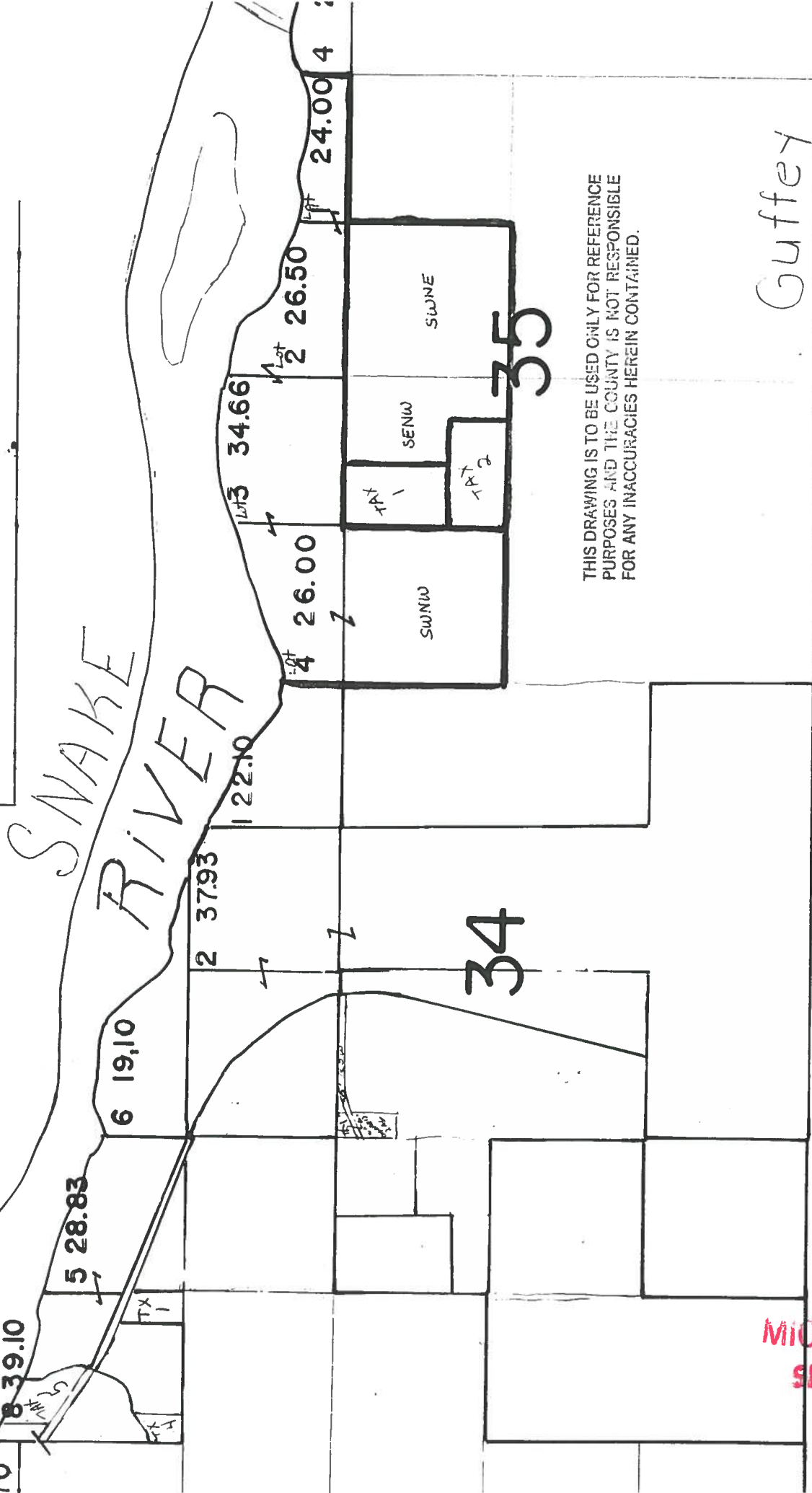
At the time of the exam for permit 02-07426, the applicant insisted that 100 acres were being irrigated based on the government lot plat map. The ASCS photo shows 78.5 acres. I included 1.5 acres of pasture/yard/garden area. Even after showing the applicant the ASCS photo, she still insisted that 100 acres were irrigated, but could not establish any additional irrigated area other than that on the photo. I tried to explain that the government lot plat map acres were based on old surveys that change over time. Also, looking through the SRBA file for A02-04020, the applicant had written a letter in 1990, stating that she estimated 84 acres of total irrigation after the sprinkler system was installed. The total system capacity (including the 5 hp pump) is 1.18 cfs, which is sufficient for 80 acres at .015 cfs/acre. The system capacity without the 5 hp pump included is .01 cfs/acre for 80 acres.

MICROFILMED
SEP 19 1996

21

01S02W354360 TAX 2
01S02W350500 Lots 1 thru 4, SWNW
01S02W351200 SWNE, SENW & 1+2
01S02W354350 TAX 1

oland



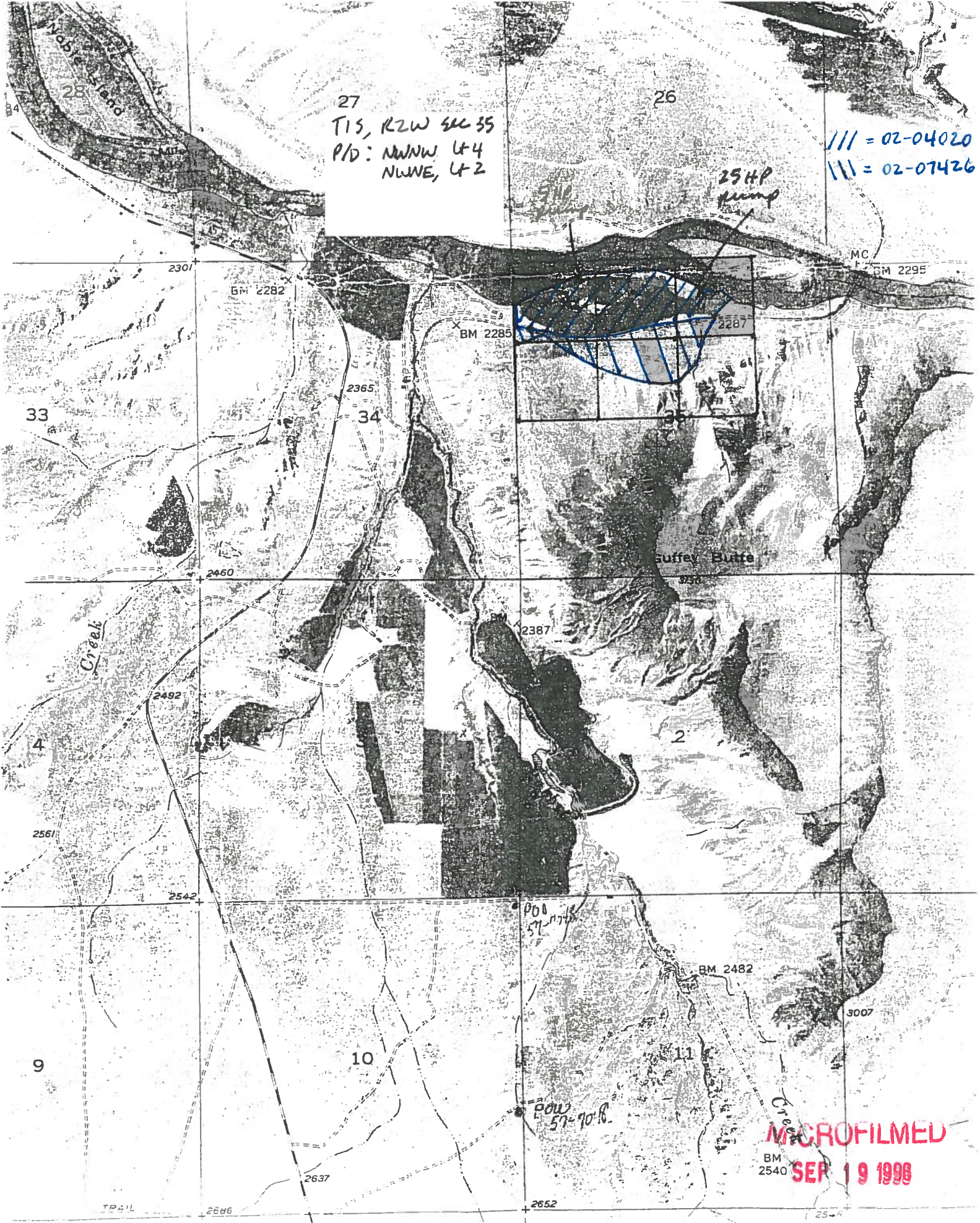
THIS DRAWING IS TO BE USED ONLY FOR REFERENCE
PURPOSES AND THE COUNTY IS NOT RESPONSIBLE
FOR ANY INACCURACIES HEREIN CONTAINED.

MICROFILMED
SEP 19 1993

Guffey
Butte

27
T15, R2W sec 35
P/D: NWNW 44
NWNE, 42

/// = 02-04020
/// = 02-07426



MICROFILMED
SEP 19 1998



7 1/2 HP Berkeley Pump
3" intake
130 BPM = .29 cfs

see file 02-07426 for photo of 25 HP Pump
+ photos of P/U

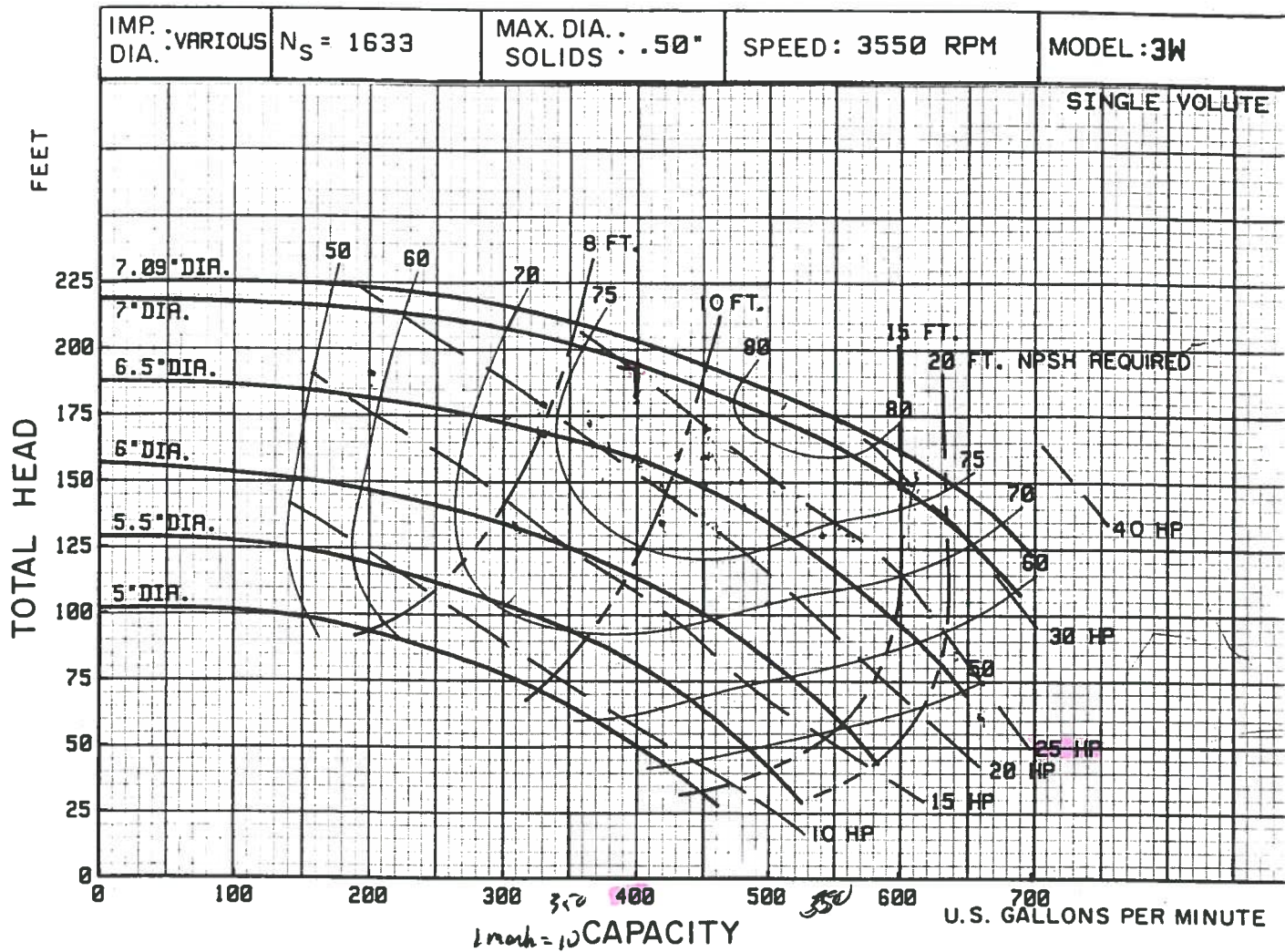
MICROFILMED
SEP 19 1998

SUPERSEDES I32-43, 43C
DEC. 75

APRIL 1985

MODEL 3W PUMP
SPEED - 3600 RPM
CLOSED IMPELLER
60 HERTZ

Lorry Groves won
Resource Dept
132-34
33 4-2190



HP	MAXIMUM IMPELLER DIAMETER	
	FOR FULL MOTOR LOAD	FOR FULL MOTOR LOAD + 15% S.F.
40	A (7.09")	
30	B (6.94")	B+ (7.09")
25	C (6.62")	C+ (6.81")
20	D (6.25")	D+ (6.5")
15	E (5.81")	E+ (6.19")
10	F (5.06")	F+ (5.62")

FT. x (.305) = METERS

GPM x (.227) = CUBIC METERS PER HOUR

400 @ 195' TDIT
9pm
89 cfs

MICROFILMED
SEP 19 1996

Performances shown are for close-coupled electric configuration with packing.
Other mounting styles may require horsepower and/or performance adjustments.

CORNELL PUMP CO. — PORTLAND, OREGON

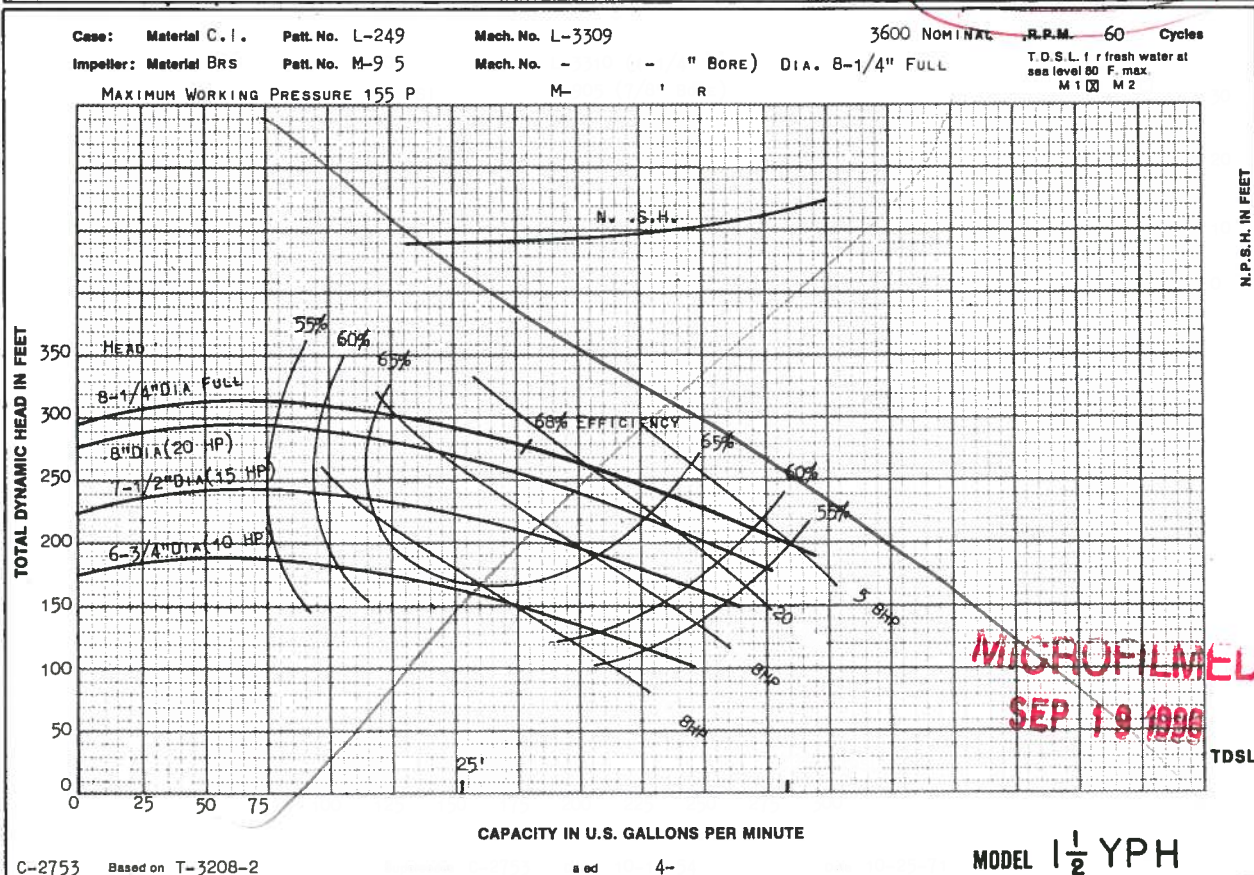
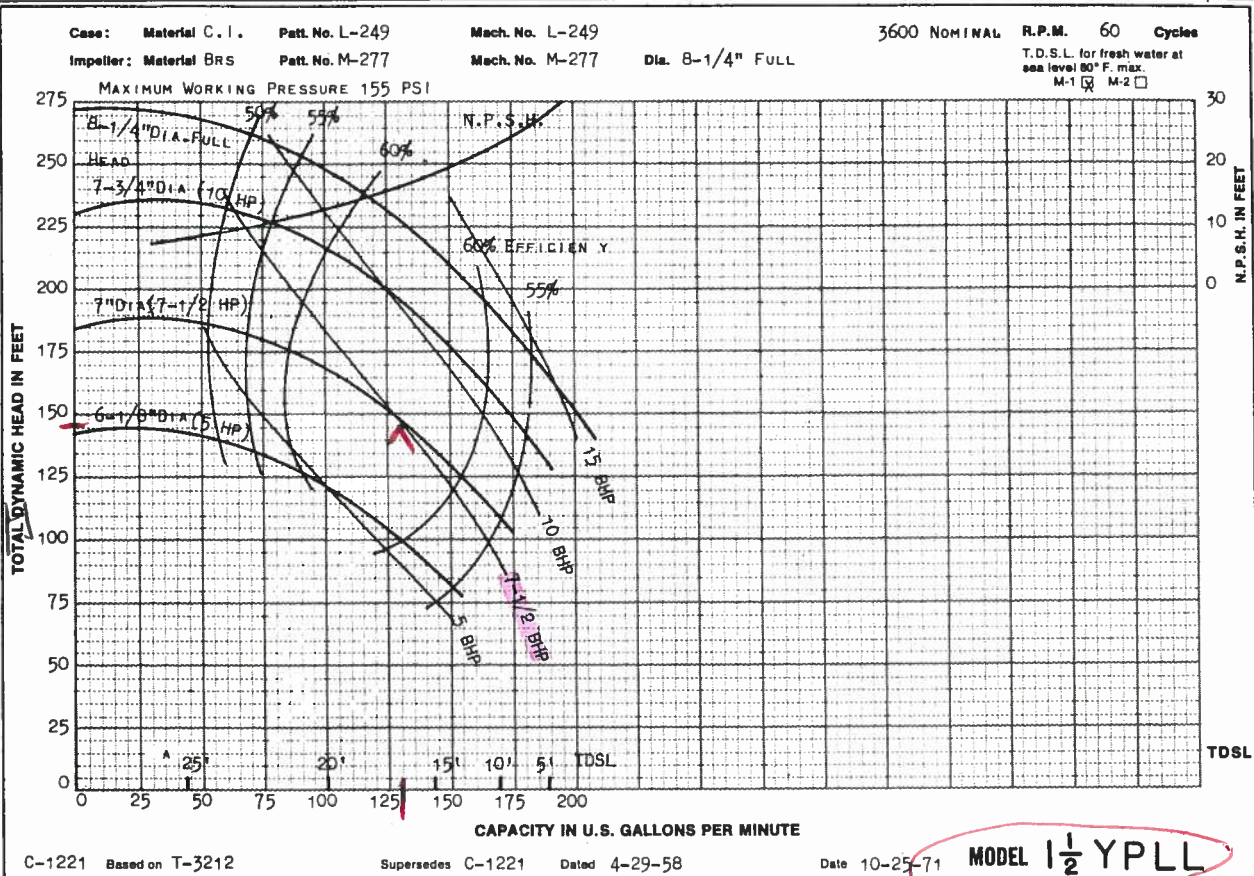


BERKELEY PUMP COMPANY

TYPE "A" RATING CURVES MOTOR DRIVE

CURVE 4085
DATE 6-1-72
PAGE 2.01

SUPERSEDES
All Previously Issued
4085 Curves



451-02

LAND APPRAISAL

Parcel Number

Smiths, Philip Ida Smith
St Pt. Box 39 Hq 79 Cav 39
Melba Id Melba, ID 83641

Lat 27° 26.5' N, 26° 42' W, 23° 47' S, 23° 47' S, 23° 47' S

County

Area

Section

Twp

Range

Total Acres 72.10

[illegible]

CATEGORIES

Cat #	Symbol	Land Use & Type
1	IA	Inv. Irrigated Ag
3	DA	Inv. Dry Ag.
4	MM	Inv. Meadow Land
5	DC	Inv. Dry Grazing
10	HS	Homesite
11	ES	Recreational Site
18	OR	Other Rural Land
19	W	Waste

Ownership Plat

Remarks

5 f. 7000

Appraiser

Computer

Assessor

Date

Date:

Date _____

250-51

Eda, with
HC 79 Box 29
Mda, W. 83

SW NE, SE NW
Sec 14-60
Total Acres 1.00

County Quincy
Area 350

Section 35
Twp 15
Range 20

Land Use Designation (Category)	Soil Classification	ADJUSTMENTS %							Total Adjustment %	Computed Per Cent	100% Area Base Value	Unit Value Per Acre	Acres	Recommended Market Value for Assessment Purposes
		Topog	Drain-Age	Field Size or Shape	WATER COST		Other							
					Gravity	Pump or Sprinkler								
1	20	15				15		50	50	400	400	9.5	3500	
5												17.5	3750	
5											25	50.5 50.5	1242 1362	
	</													

CATEGORIES

Cat #	Symbol	Land Use & Type
1	IA	Inv. Irrigated Ag
3	DA	Inv. Dry Ag.
4	MM	Inv. Meadow Land
5	DG	Inv. Dry Grazing
10	HS	Homesite
11	RS	Recreational Site
18	OR	Other Rural Land
19	W	Waste

The diagram shows a rectangular area divided into four equal square sections by a solid horizontal line and a solid vertical line. Each of the four sections is further divided into four smaller squares by dashed lines, creating a total of sixteen small squares. The label 'Ownership Plat' is written vertically along the left side of the diagram.

MICROFILMED
MM DG HS RS OR W
SEP 19 1996

Remarks

Totals

[illegible]

PARCEL RPO1S02W354350A PROPERTY ADDRESS
 EFFECTIVE DATE 7/17/91 EXPIRE DATE 0/00/00 CAT YR QUANTITY UNIT VALUE
 NAME SMITH, IDA 1 93 10.000 AC 4,000

HC 79 BOX 39
 MELBA ID 83641

DESC TX 1 35 1S 2W

TOTALS ----- 10.000 ----- \$4,000

TAX CODE AREA 35-00
 PREVIOUS PARCEL # RPO085002 A
 COMMENTS ***** SUB-SYSTEMS PRESENT *****
 ** NONE **

MAP #
 PHOTO # 195654 ZONE
 DEED #-NEW 0000 OLD
 SUBDIVISION LOCATION CODE
 PARCEL TYPE
 195653 DATE 0/00/00
 EXEMPTIONS: ** NONE **
 SPECIALS :

MICROFILMED
 SEP 19 1996

PARCEL RPO1802W354360A PROPERTY ADDRESS
 EFFECTIVE DATE 7/17/91 EXPIRE DATE 0/00/00 CAT YR QUANTITY UNIT VALUE
 NAME SMITH, IDA 5 93 10.000 AC 150

HC 79 BOX 39
 MELBA ID 83641

DESC TAX 2 35 1S 2W

TOTALS ----- 10.000 ----- \$150

TAX CODE AREA 35-00 RPO085005 A
 PREVIOUS PARCEL #
 COMMENTS
 **** SUB-SYSTEMS PRESENT ****
 ** NONE **

MAP #
 PHOTO # 209616 ZONE OLD
 DEED #-NEW 208359 DATE 0/00/00
 SUBDIVISION EXEMPTIONS: ** NONE **
 PARCEL TYPE LOCATION CODE SPECIALS :

MICROFILMED
 SEP 19 1998

8-9-1990

Ida's letter
Water Resource Board

I inherited
the land Philip had in his name
lots 1-2-3-4 and 40 acres
all of lots 1-2-3 and about 10
acres on the 40 are under
sprinklers we now have about
80 acres irrigated on the land
that was in Philip's name
Though we only filed on 50 acres
when we first filed the 34 acres
now was Pat in later

I will return this decree to you
It shows all 4 lots and the
40, were in Philip's name
my brother Philip and I were
in partnership but my name was
not on the land as it was
probated as his.

Ida A. Smith

MICROFILMED

AUG 07 1992

MICROFILMED

SEP 19 1996

8-9-1990

Idaho State

Water Resource Board

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Ida A. Smith

MICROFILMED

AUG 07 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 26, 1990

Ida A. Smith
HC 79, Box 39
Melba, ID 86341

RE: Snake River Basin Adjudication (SRBA)
Canyon County, Claims #A02-04020 & #A02-07426

Dear Mrs. Smith:

Thank you for submitting a change in ownership request. It was noted, however, that for Water Right #A02-07426, one-half of the land noted on this water right is not listed in the Estate Decree. This record has not been changed as you requested.

Please submit additional information to show you own this property, or notify us you gained only part of the property covered by #A02-07426.

Your Approval Order, as you requested in your letter, is returned. A copy has been retained in our records.

Yours truly,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state

Enclosures:

Claimant's Approval Order
Copy, Notices of Claim #A02-04020
and #A02-07426

MICROFILMED

AUG 07 1992

6-30-1990

Idaho Dept of water resources

I would like the
water Right permits NO A02-04020 and
NO A02-07426 changed to Ida A Smith
as I am the heir to the partnership of
Philip Smith Alice Smith and Ida Smith
Ida Smith

HC79 130139 Melba 83441

Phone 495-2620

please return Paper

LS

RECEIVED
JUL 3 1990

Department of Water Resources

MICROFILMED

AUG 07 1992

IN THE DISTRICT COURT OF THE Fourth JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Ada

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
Snake River from base of Milner
Dam to Oregon ~~DRAINAGE BASIN~~
Border.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-4020	<u>WALTERS BUTTE</u>
I.D. No.	Map No.
\$ <u>65.08</u>	<u>18840</u>
Fee Paid	Receipt No.

Notice is hereby given that Phillip &/or Alvie &/or Ida Anna Smith

(Name of Claimant)

Star Route, Box 39, Melba, ID 83641

(Mailing Address)

(Zip Code)

Telephone No. 495-2620

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 1/1/1946 3/15/1946
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) SNAKE RIVER tributary to COLUMBIA RIVER
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 1.2 cfs 1.0 Use Irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- (4) 1.0 1.2 cfs 176 STAT. CLM SAYS 360 AF TOTAL QUANTITY CLAIMED. SW (Lot 2) (NWNE)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source Sec. 35, Twp. 1S, Rge. 2W, B.M., Owyhee 73 County
Additional Points: SCI: 2720 (1) 447.1
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
20 HP Electric Motor with 400 feet of 8" pipe with gravity irrigation.
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>1S</u>	<u>2W</u>	<u>35</u>	<u>5</u>	<u>15</u>			<u>20</u>	<u>20</u>											<u>60</u>
				<u>5</u>			<u>27</u>	<u>18</u>											<u>45</u>

Total no. of acres 60.50

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks

(9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
FEL ☐ B) Right decreed by court, cite title of case.

☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-4020

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

April 17, 1981

(Date)

State of Idaho

County of Ada

ss.

Organization

Seal

Organization

(Signature of Spouse)

(Signature of Authorized Agent)

On this 17th day of April, in the year 1981, before me
a notary public, personally appeared IDA ANNA SMITH

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

My commission expires Life

Notary Public residing at Boise

KEYPUNCHED

WICHOLED

6/16/81

TO: FILE 02-4020

FROM: D. SHAFF

RE: RECOMMENDATION

BASED ON THE FIELD EXAM CONDUCTED ON 6/12/81, THE NUMBER OF ACRES IS BELIEVED DIFFERENT. THE CORRESPONDING DIVERSION RATE WAS RECOMMENDED IN CONFORMANCE WITH STATUTORY REQUIREMENTS (.02 CFS OR 1 ~~INCH~~ INCH PER ACRE). NO EXTENUATING CIRCUMSTANCES WERE OBSERVED IN THE FIELD NOR HAS ANY EVIDENCE BEEN SUBMITTED THAT WOULD JUSTIFY A GREATER DUTY.

THE ~~P~~RRIORITY DATE IS BELIEVED TO BE SLIGHTLY DIFFERENT THAN THAT CLAIMED. BENEFICIAL USE OF THE WATER FOR IRRIGATION COULD NOT HAVE LIKELY BEEN MADE BEFORE THE BEGINNING OF THE IRRIGATION SEASON. WITHOUT MORE INFORMATION, ON AVERAGE THIS DATE IS 3/15. NO EXCEPTIONS WERE FILED TO THE CLAIM WHEN IT WAS ~~FILE~~ PUBLISHED AS A LEGAL NOTICE IN THE NEWSPAPER IN DEXHEE COUNTY; THEREFORE, THE YEAR CLAIMED IS RECOMMENDED.

MICROFILMED

AUG 16 1994

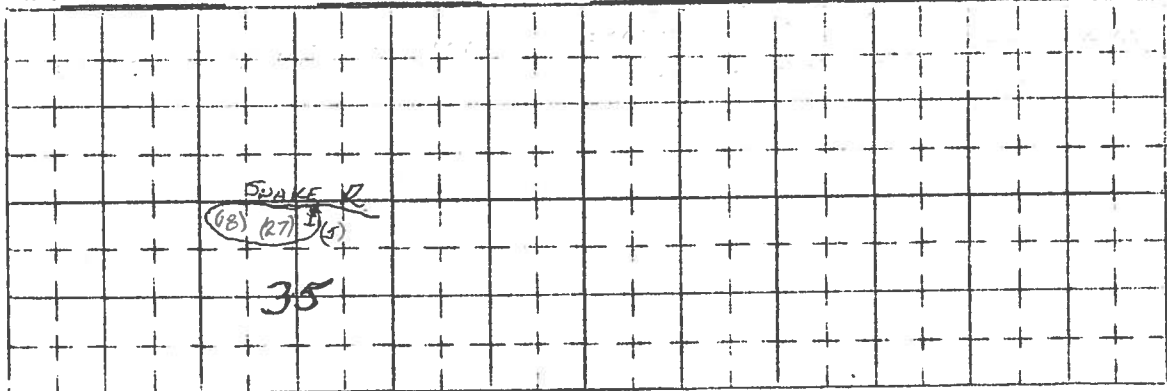
REPORT OF EXAMINERS - ADJUDICATION DIVISION

Claim No. 02-4020

1. Name of Applicant.....SMITH.....
2. Priority...3/15/1946.....
3. Source of Water.....SNAKE RIVER.....
4. (Quan.) (Dom., Irr., Stk. water, etc.) (Period of Use)
 1.0 cfs Use IRRIGATION From 3/15 To 11/15
 cfs Use From To
 cfs Use From To
5. Location of Point of Diversion: LOT 2 (NWNE) of Section 35
 Twp. 15, Rge. 2W, County of DWYH EE
6. Describe Diversion Works: 3 PHASE, 25 H.P. GENERAL ELECTRIC MOTOR
(S.D. ADJ 124443) w/ CORNELL TURBINE (M.D. APR H 25-4) MOUNTED ON
CONCRETE PAD w/ 8" INTAKE, & 8" PIPE DISCHARGING INTO GRAVITY DITCH.
7. Describe Location of Use:

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>15</u>	<u>2W</u>	<u>35</u>		<u>L. 2</u>			<u>L. 3</u>	<u>L. 4</u>											<u>50</u>
				<u>5</u>			<u>27</u>	<u>18</u>											

TWP. _____ RGE. _____ COUNTY _____ SCALE: 1" = 1 MILE



8. Purpose Other Than Irrigation: ASSOCIATED STOCKWATER.....
9. Remarks: MEASUREMENT MADE ABOUT 50 FT. EAST OF.....

.9 .10 .20 .30 .40 .50 .60 .70 .75 .80

Pygmy No. R-942
(Str. Inv. No. 0527)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

D. SHAFF
ACCOMPANIED BY
ALVIE SMITH

Date 6/12, 1981 DISCHARGE MEASUREMENT NOTES

10:45 AM
CLEAR 60°F

SMITH DITCH

River at Dwyer R.R. X ALONG SNAKE RIVER

Angle coef- ficient	Dist. from initial point	Width	Depth	Observa- tion depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjust- ed for hor. angle or -----	Area	Discharge
							At point	Mean in ver- tical			
	EW 1.2		0								
	1.5	.3	.5		16	41	.42			.275	.115
	2.0	.5	.7		32	42	.77			.35	.271
	2.5	.5	.8		37	42	.89			.40	.355
	3.0	.5	.9		57	41	1.38			.45	.619
	3.5	.5	.85		54	43	1.25			.425	.530
	4.0	.5	.7		3	43	.11			.735	.083
	4.8 EW		0		0	0					1.973

MICROFILMED

AUG 16 1994

No. 1 of 1 Sheets. Comp. by D. SHAFF Chk. by

.0 .10 .20 .30 .40 .50 .60 .70 .75

Q.E. MDC 3K284XAM202
25 HP S.N. AD 124443
3 PHASE

APR 1 1980
MICROFILMED

CORNELL TURBINE
MDC. 4PRH25-4
SN 9807

CONCRETE PAD w 8" INTAKE

$V = .956 N + .046$

DEPARTMENT OF RECONSTRUCTION
STATE OF MISSISSIPPI

MEASUREMENT FOR SMITH DITCH

PH

MEASUREMENT LOCATION GUFFEY, IDAHO LEGAL DESCRIPTION NWNE SEC 35 TWP 01S R

MEASURED BY D. SHAFER ON 6/12/1981

W = .956N + .046

DISTANCE FROM INITIAL POINT	DEPTH	AREA	REVOLUTIONS	TIME	VELOCITY	DIS
FEET	FEET	SQ. FT.		SEC.	FT/SEC.	
1.200	.000	.000	0	.000	.000	.
1.500	.500	.275	16	41.000	.419	.
2.000	.700	.350✓	32	42.000	.774	.
2.500	.800	.400✓	37	42.000	.888	.
3.000	.900	.450✓	57	41.000	1.375	.
3.500	.850	.425✓	54	43.000	1.247	.
4.000	.700	.735	3	43.000	.113	.
4.800	.000	.000	0	.000	.000	.

TOTALS 2.635 1

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by DSDate 6/05/81Right No. 02-4020Claimant SMITH

Recommendation differs from claim:
(Document any differences)

☒ Yes☐ No☐ Disallow

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☐ License☒ Previous Statutory Claim. Number if different than above _____☐ Permits, valid or lapsed. Number(s) if different than above _____☐ Decree. Name & date _____☐ Conveyance Loss Calculations. See printout included.☐ Title abstract. ☐ In file. Or, Name & location _____☐ County records. ☐ In file. Or, Name & location _____☐ Affidavits. ☐ In file.☐ Posted Notices, Water Locations Notices. ☐ In File. Or, Name &
location _____☐ Deed Records. ☐ In file. Or, Name & location _____☐ Patent Records. ☐ In file. Or, Name & location _____☐ Metzker Maps. Identify _____☐ A.S.C.S. Records. Year & Photograph No. _____☐ Irrigation Company/District Records. ☐ In File. Or Name &
location _____☐ Historical Books. Name(s) & location _____☐ Interview(s). Attach conversation memorandum.☒ Other RIGHTS NONE☐ _____Field Exam Made YESDate 6/12/81

IN THE DISTRICT COURT OF THE _____ JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF _____
Snake River from base of Milner

Dam to Oregon DRAINAGE BASIN.
Border.

NOTICE OF CLAIM TO A WATER RIGHT

02-4020	
I.D. No.	Map No.
\$ <u>65.00</u>	<u>18840</u>
Fee Paid	Receipt No.

Notice is hereby given that Phillip &/or Alvie &/or Ida Anna Smith
(Name of Claimant)

Star Route, Box 39, Melba, ID 83641
(Mailing Address)

Telephone No. 495-2620
(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 1/1/1946
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|---|--|---|
| Quantity <u>1.2 cfs</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) 1.2 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF) (Lot 2) (NWNE)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source _____ ¼ _____
Sec. 35, Twp. 1S, Rge. 2W, B.M., Owyhee County
Additional Points: _____
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give
sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 20 HP Electric Motor with 400 feet of 8" pipe with gravity irrigation.
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for
irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
			1.1	1.2			1.3	1.4											60
15	2W	35	5	5			20	20											

Total no. of acres 60

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks _____

(9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.

☐ B) Right decreed by court, cite title of case. _____

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Phillip Smith
(name of claimant)
of Star Route, Box 39, Melba, ID
(mailing address), claims a right to the diversion and beneficial use of
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Snake River
 _____, tributary to, Columbia
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|----------------------|-----------------------|--|
| Amount <u>360 AF</u> | Use <u>Irrigation</u> | Period of Use: From <u>April 1</u> To <u>Oct. 10</u> |
| Amount _____ | Use _____ | Period of Use: From _____ To _____ |
| Amount _____ | Use _____ | Period of Use: From _____ To _____ |
- (cfs, gpm or a/f) (dom., irri., stock, etc.) (both dates inclusive)

- (3) Total quantity of water claimed: _____ cubic feet per second, or 360 _____ acre feet per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1946

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
 Lc T2 N 10 1/4 NE 1/4, Sec. 35 Twp. 1S Rge. 2W B. M. County of Owyhee
 Additional points of diversion: _____

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. 20 hp electric motor 400 feet 8 inch pipeline

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:

- (7) If you are claiming water as a member of an organization, list name of organization: _____