

MAR-03-1997
0029

1

RIGHT NUMBER:

71-10094

NAME AND ADDRESS:

LOYEL D SMITH
JUDY SMITH
PO BOX 734
CHALLIS ID 83226

SOURCE:

GROUNDWATER

QUANTITY:

0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE:

05/01/1964

POINT OF DIVERSION:

T10N R13E S09

SWNE NE Within CUSTER County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE:

DOMESTIC
T10N R13E S09

Within CUSTER County
NENE

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. E0027006007B
PROPERTY ALSO KNOWN AS LOTS 7 & 8, BLOCK 6, STANLEY ORIGINAL TOWNSITE.

KC
RECORDED BY 3-3-97

Water Right Number - R71-10094

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
SMITH

*** C - CURRENT OWNER ***
SMITH

LOYEL D

JUDY

1 - PO BOX 734
2 -
3 -
City- CHALLIS
Phone - 208-879-2416
1 - PO BOX 734
2 -
3 -
City- CHALLIS
Phone - 208-879-2416

State- ID Zip- 83226

State- ID Zip- 83226

Priority Date - +
05/01/1964

Region - - - +
17 SOUTHERN

Stage - - - +
J - BENEFICIAL USE

Status - - - - +

Source - - - - +
GROUNDWATER

Tributary - - - - +

Point of Diversion - - - - -

Diversion Name

Tw Rng Sec Tract Lot Rflg County

10N 13E 9 SW NE NE (37) CUSTER

Description

Water Use

Period From

Period To

Diversion Rate

Diversion Volume

43 - DOMESTIC

01/01

12/31

0.040

0.040

0.0

43 - DOMESTIC

Tw Rng Sec Tract Lot Acres

10N 13E 9 NE NE

Place of Use

Code

43 DOMESTIC

Diversion Means - 70' WELL, 1HP PUMP

Non-Irrigation Use - 1 HOME

Other Rights for Same Use - NONE

Remarks

EXP

PARCEL NO. E0027006007B

PROPERTY ALSO KNOWN AS LOTS 7 & 8, BLOCK 6, STANLEY ORIGINAL TOWNSITE.

Old Water Right Numbers

No Old Water Right Numbers found.

Handwritten notes:
- 1 -
RUBB BODYP
for Myle 91
K-10-8-97
Cody/monmouth

x^2

TOTAL QUANTITY: 0.04 CFS

FINAL
TOWNSITE

TRIBUTARY:

TOWNSITE

REMARKS: PARCEL NO. E0027006007B
PROPERTY ALSO KNOWN AS LOTS 7 & 8, BLOCK 6, STANLEY ORIGINAL

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: A71-10094
Date Received: 12/05/1989
Receipt No: S010589
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOYEL D SMITH 208-879-2416
Address: P.O. BOX 734
CHALLIS, ID 83226

Name: JUDY SMITH 208-879-2416
Address: P.O. BOX 734
CHALLIS, ID 83226

2. Date of Priority: MAY 01, 1964

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	13E	9	SW	NE	NE		CUSTER

5. Description of diverting works:
70' WELL, 1HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	13E	9	NE NE		DOMEST	

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:
LTS 7 & 8, BLK 6, STANLEY ORIGINAL. WATER ALSO USED BY SAWTOOTH
HOTEL AND NEIGHBOR.

15. Basis of Claim: BENEFICIAL USE

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)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. 772-10186

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

DEC 1 1989

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Department of Water Resources

Where Daily Use is less than 13,000 gallons per day. Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Loyel D. & Judy L. Smith Phone () 879 2416Mailing Address Box 734 Challis Id. Zip 832262. Date of Priority (Only one per claim) May 1 - 1964 Month/Day/Year3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____

which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 10 Range 13Section 9, SW 1/4 of NE 1/4 of NE 1/4, Govt. Lot _____, BM.,County of Custer

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Well 70ft 1 hp Pump

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from Jan 1 to Dec 31 amount 104 (cfs)

For _____ purposes from _____ to _____ amount _____ (Both dates are inclusive)

7. Total quantity claimed 104 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 2 house

MICROFILMED

MAR 17 1993

10. Place of use is: Township: _____ Range _____
Section 9, NE 1/4 of NE 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Custer

12. Do you own the property listed above as place of use? Yes ✓ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
(4) None or _____

14. Remarks: BLK 6 Lots 7 and 8 Stanley Original
Saw both Hotel and nabor use water

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do _____ do not not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) X Legal D Smith Date 11-29-89
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 29th day of November 89

SEAL

Notary Public Anna Baunhoff

Residing at _____

My Commission Expires December 7, 1994

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Copies

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MAR 17 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Dec. 5, 1989

Re: A71-10094
A72-07108A

LOYEL D SMITH
P O BOX 734
CHALLIS ID 83226

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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MAR 17 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

Charles Thompson
Box 130
Salmon ID 83467

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MAILING DATE: *July 7, 1992*

RESPONSE DATE: *July 22, 1992*

RE: NOTICE OF CLAIM NO[S]: *A 71-10094*

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

Loyel & Judy Smith
PO Box 734
Challis ID 83326

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the **Response Date** indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff
Manager Adjudication Section

state: ~~region~~ *Southern*

Enclosures:

Change of Ownership Form
Change of Address Form

MICROFILMED

MAR 17 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

AJ5808NP
(00-26)

WATER RIGHT NUMBER - A71-10094

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - +

+ - FIRST NAME - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***

SMITH

LOYEL D

1 - P.O. BOX 734

2 -

3 -

CITY- CHALLIS

PHONE - 208-879-2416

1 - P.O. BOX 734

2 -

3 -

CITY- CHALLIS

PHONE - 208-879-2416

STATE- ID ZIP- 83226

STATE- ID ZIP- 83226

SMITH

JUDY

+ - - - - PRIORITY DATE - - +

05/01/1964

+ - - - - REGION - - - +

17 SOUTHERN

+ - - - - SOURCE - - - - - +

GROUNDWATER

+ - - - - POINT OF DIVERSION - - - - -

STREAM INDEX (BLANK IF NO INDEX CODE)

TWN RNG SEC TRACT LOT RFLG COUNTY

10N 13E 9 SW NE NE (37) CUSTER

+ - - - - WATER USE - - - - -

PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01 12/31 0.040

+ - - - - TOTAL DIV. RATE - +

0.040

+ - - - - TOTAL DIV. VOLUME - +

+ - - - - TOTAL DIV. CAPACITY - +

+ - - - - TOTAL CONSUMPTIVE USE - +

0.0

+ - - - - PLACE OF USE - - - - -

TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

10N 13E 9 NE NE 43 DOMESTIC

+ - - - - DIVERSION MEANS - 70' WELL, 1HP PUMP

+ - - - - NON-IRRIGATION USE - D/I HOME

+ - - - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - -

LTS 7 & 8, BLK 6, STANLEY ORIGINAL. WATER ALSO USED BY SAWTOOTH HOTEL AND NEIGHBOR.

+ - - - - OLD WATER RIGHT NUMBERS - - - - -

NO OLD WATER RIGHT NUMBERS FOUND.

