

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: OCT-24-1997  
PAGE: A-135

RIGHT NUMBER: 37-10281

NAME & ADDRESS: JEAN SMITH  
EDGAR J SMITH  
581 N 450 W  
SHOSHONE ID 83352

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 01/01/1946

POINT OF DIVERSION: T05S R16E S01 SESWNE Within LINCOLN County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE  | PERIOD OF USE | QUANTITY |
|-------------------------------|-----------------|---------------|----------|
|                               | STOCKWATER      | 01-01 12-31   | 0.02 CFS |
|                               | DOMESTIC 1 HOME | 01-01 12-31   | 0.04 CFS |

PLACE OF USE: STOCKWATER Within LINCOLN County  
T05S R16E S01 SWNE

DOMESTIC Within LINCOLN County  
T05S R16E S01 SWNE

OTHER PROVISIONS 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. 05S16E011200A  
STOCKWATER, 50 RANGE CATTLE

Claim prepared by: 

Date:

OCT 31 1997

D  
7-29-98

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: A37-10281  
Date Received: 6/27/1988  
Receipt No: \_\_\_\_\_  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: EDGAR J. SMITH 208-886-2962  
Address: 581 NORTH 450 WEST  
SHOSHONE, ID 83352

AND/OR  
Name: JEAN SMITH 208-886-2962  
Address: 581 NORTH 450 WEST  
SHOSHONE, ID 83352

2. Date of Priority: JAN 01, 1946

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 05S      | 16E   | 1       | SE     | SW     | NE  |     | LINCOLN |

5. Description of diverting works:  
WELL & 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  |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.020  |      |        |

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 HOUSE S/ 50 RANGE CATTLE

A37-10281

Page 1

Date: 06/27/88

MICROFILMED  
FEB 24 1993

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use             | Acres |
|----------|-------|---------|------------|-----|-----------------|-------|
| 05S      | 16E   | 1       | SW         | NE  | STOCK<br>DOMEST |       |

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:  
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE  
Water Right Number:

MICROFILMED  
FEB 24 1993

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 \_\_\_\_\_

MICROFILMED  
FEB 24 1993

**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 A37-10281

Date Received \_\_\_\_\_

Receipt Number 5000554

**NOTICE OF CLAIM  
TO A  
WATER RIGHT**

**ACQUIRED UNDER STATE LAW**

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Please type or print clearly

1. Name of Claimant (s) SMITH, Edgar J. +/OR JEAN Phone (208) 886-2962Mailing Address 581 N 450 W Zip 833522. Date of Priority (Only one (1) per claim) 01/01/19463. Source of water supply (a) GROUNDWATER  
which is tributary to (b) \_\_\_\_\_4. Location of point of diversion is: Township 05S Range 16ESection 01, SE 1/4 of SW 1/4 of NE 1/4, Govt. Lot \_\_\_\_\_, B.M.,County of LINCOLN

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 + PUMP, 257' X 6",  
1.5 HP6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)  
(Both dates are inclusive) (cfs)For DOMESTIC purposes from 01/01 to 12/31 amount .04For Stock purposes from 01/01 to 12/31 amount .027. Total quantity claimed .04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of  
livestock) D/I HOUSE S/50 CATTLE

**MICROFILMED**  
**FEB 24 1993**  
Copies: White-State, Yellow-Claimant

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

[illegible]

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

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.  
\_\_\_\_\_ or None ☒

14. Remarks: CANAL CO SHARES

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐  
Decree ☐

If applicable provide IDWR Water Right Number \_\_\_\_\_  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant

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

Signature of Claimant (s) Edgar J. Smith Date 24 JUNE 88

**For Organizations:** I do solemnly swear or affirm that I am \_\_\_\_\_

of \_\_\_\_\_, Title \_\_\_\_\_, that I have signed the foregoing  
Organization

document in the space below as \_\_\_\_\_ of \_\_\_\_\_  
Title Organization

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

Signature of Authorized Agent

| Title and Organization | Date |
|------------------------|------|
|------------------------|------|

State of Idaho/or \_\_\_\_\_ )  
County of T. F. ) SS.

Subscribed and sworn (or affirmed) before me this 24<sup>th</sup> day of June 19 88

SEAL

Notary Public *Lois White* MICROFILMED

Residing at Twin Falls FEB 24 1932

My Commission Expires 5/95

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_ Copies White State, Yellow-Claimant

*Copies White-State, Yellow-Claimant*

WATER RIGHT NUMBER - A37-10281

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (O) NUMBER -

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

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

\*\*\* C - CURRENT OWNER \*\*\*  
SMITH

EDGAR J.

1 - 581 NORTH 450 WEST

2 -

3 -

CITY- SHOSHONE

STATE- ID ZIP- 83352

PHONE - 208-886-2962

1 - 581 NORTH 450 WEST

2 -

3 -

CITY- SHOSHONE

STATE- ID ZIP- 83352

PHONE - 208-886-2962

SMITH

JEAN

+ - - PRIORITY DATE - - +  
01/01/1946

+ - - - REGION - - - +  
ERROR IN REGION

+ - - - STAGE - - - +  
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - - +  
GROUNDWATER

+ - - - - TRIBUTARY - - - - - +

+ - - - - POINT OF DIVERSION - - - - - +  
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

05S 16E 1 SE SW NE (63) LINCOLN

+ - - - - WATER USE - - - - - +  
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01

12/31

0.040

04 - STOCKWATER

01/01

12/31

0.020

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +  
0.040 0.0

+ - - - - PLACE OF USE - - - - - +  
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

05S

16E

1

SW NE

04

STOCKWATER

(63 ) LINCOLN

05S

16E

1

SW NE

43

DOMESTIC

(63 ) LINCOLN

+ - - DIVERSION MEANS - WELL & PUMP

+ - - NON-IRRIGATION USE - D/ 1 HOUSE S/ 50 RANGE CATTLE

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - - +  
NO REMARKS FOUND.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +  
NO OLD WATER RIGHT NUMBERS FOUND.

MICROFILMED  
JUL 25 1994

WATER RIGHT NUMBER - A37-10281

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -  
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +                      + - - - - DECREE DEFENDANT - - - +                      + - DECREE DATE - +  
00/00/0000

+ - - AUDIT FIELDS - 06/27/88 MERRITT 09/26/89 REFUNDML

+ - - - - COMMENTS - - - - -  
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

|                       |              |                       |              |                         |         |
|-----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| COURT REPORT FILING   | - 00/00/0000 | FIELD INSPECTION MADE | - 00/00/0000 | CIVIL CASE NUMBER       | - 39576 |
| OBJECTION FILED DATE  | - 00/00/0000 | FIELD INSPECTION FLAG | -            | OLD CASE NUMBER         | -       |
| RESPONSE FILED DATE   | - 00/00/0000 | VERIFIED DATE         | - 00/00/0000 | OLD JUDICIAL DISTRICT   | -       |
| CLAIM RECEIVED DATE   | - 06/27/1988 | LAST AMENDED DATE     | - 00/00/0000 | TEMPORARY RIGHT         | - P     |
| PROOF DUE DATE        | - 00/00/0000 | PROOF MADE DATE       | - 00/00/0000 | WATER DISTRICT          | -       |
| LICENSED DATE         | - 00/00/0000 | RECEIPT NUMBER        | - S000554    | FEDERAL/STATE INDICATOR | - S     |
| CLAIMS TAPE ERROR FLG | -            | POU OWNERSHIP FLAG    | - Y          | PRESUMPTION FLAG        | -       |
| FEE EXEMPT FLAG       | -            | NAME CONNECTOR        | - AND/OR     | NOTICE OF ERROR FLAG    | -       |

05516E011200 A

DATA ENTRY  
ENTERED 11-3-93 DS  
CHECKED 2/6/94 DLD

"Verified By"  
Topo Map/Citho-PQ  
ASCE Map  
Watermaster Records  
NAPP Photos  
Field Exam  
Other (See Remarks)  
County Records  
Witness Statement  
Project Records  
IDWR Records

VERIFIED  
FEB 1 2 1992

PROOF  
JAN 06 1992

CERTIFIED  
MAK 2 2 1992  
WATER EXAMINER