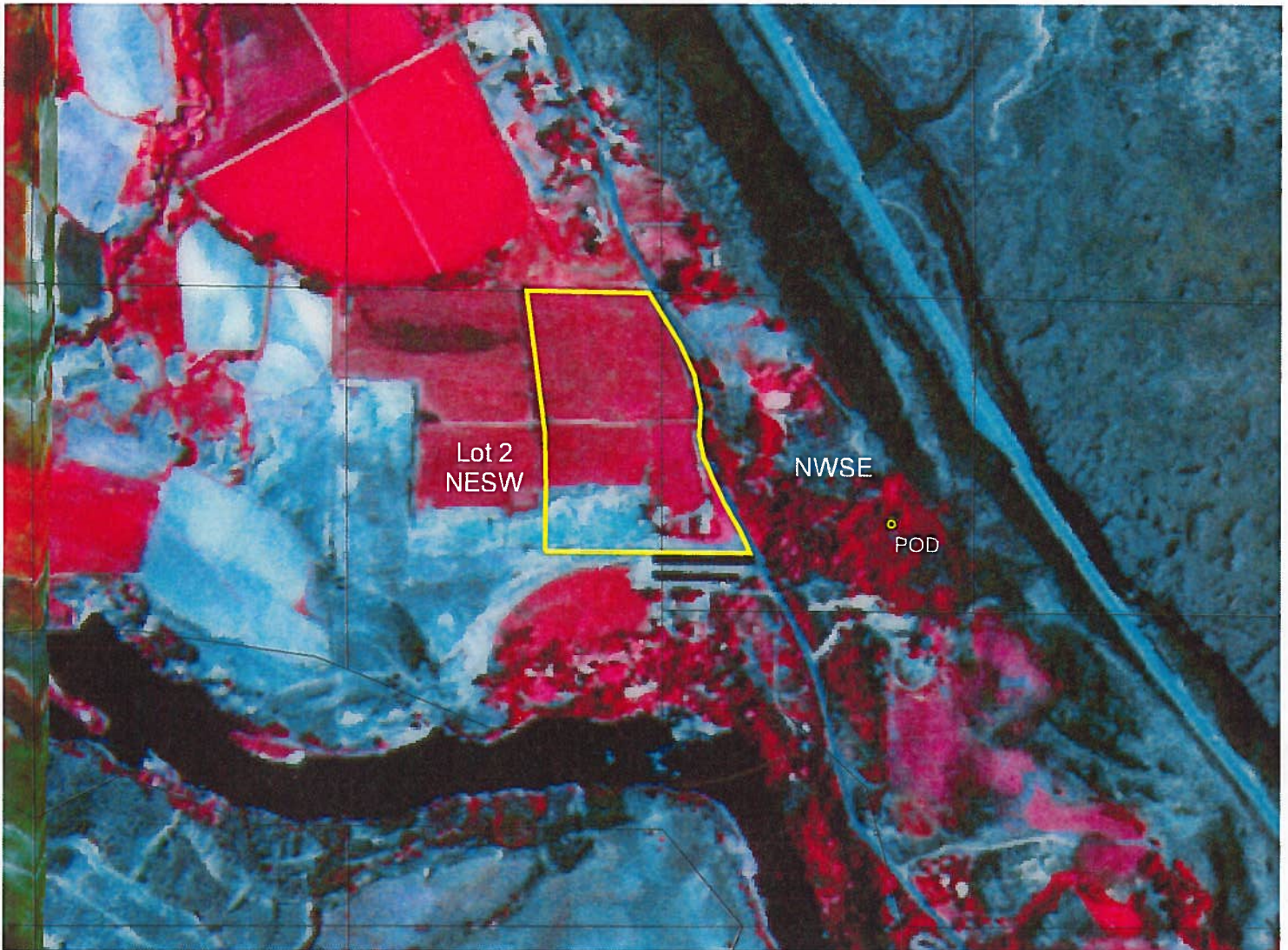


37-791B

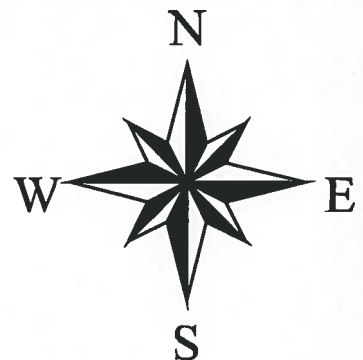


800 0 800 1600 Feet



T06S 13E S21

Map prepared by: Carter Fritschle
Date prepared: 02/02/05
1987-1988 NAPP photography
Idaho Department of Water Resources



02/04/2005

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

RIGHT NUMBER: 37-791B
NAME AND ADDRESS: MAURICE C SMITH
543 RIVER RD
BLISS ID 83314

DELORES SMITH
543 RIVER RD
BLISS ID 83314

Brent Smith
Bonnie Smith
Patty Gray

SOURCE: SPRING TRIBUTARY: SNAKE RIVER

QUANTITY: 0.360 CFS

The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/01/1888

POINT OF DIVERSION:

T06S R13E S21 SENWSE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.360 CFS
DOMESTIC	01/01 12/31	0.040 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T06S R13E S21 Lot 2 NESW 13.0 T06S R13E S21 NWSE 4.2

DOMESTIC same as IRRIGATION

17.2 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.

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Decreed

Source is also known as Montana Mining Company Ditch Spring No. 3 or Upper Decker Spring.

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 37-791B
Date Received: 7/19/1988
Receipt No: S000994
Received By:

Copy

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MAURICE C SMITH Phone: (208)837-6658

543 RIVER RD
BLISS ID USA 83314

DELORES SMITH Phone: (208)837-6658

543 RIVER RD
BLISS ID USA 83314

2. Date of Priority: 04/01/1888

3. Source: SPRING Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	13E	21	SE NW SE	GOODING	

5. Description of diverting works:

HEADBOX & 12" PIPELINE TO GRAVITY IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	1/01	12/31	0.364	
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.36 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	13E	21	NE	SW	IRRIGATION DOMESTIC	18.2
					Section Acres	18.2
					Total Acres	18.2

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

LIC. 37-2411 WILL NOT BE CLAIMED, WATER SPLIT BETWEEN 3 OWNERS, SAME WATER COVERED BY DECREEED RIGHT.

15. Basis of Claim: Decreed

Copy