

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

Identification No. A74-10179
Date Received 5/8/90
Receipt Number 1400695770

NOTICE OF CLAIM

RECEIVED
MAY 8 1990

TO A
WATER RIGHT

Department of Water Resources

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) Helen Smith Phone (208) 756-3980

Mailing Address 110 N. Eli, Salmon, Idaho Zip 83467

2. Date of Priority (Only one per claim) September 19, 1909 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other (X) (a) Spring
which is tributary to (b) sinks Name or kind of source

4. Location of point of diversion is: Township 21 N Range 22 E.B.M.
Section 11 , NW 1/4 of NW 1/4 of 1/4, Govt. Lot , BM.,
County of Lemhi, Idaho

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. Ditch from spring a distance of 200 yards to Mormon Canal

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

For stock water purposes from 1/1 ^{Month/Day} to 13/31 ^{Month/Day} amount .04 (cfs)
(Both dates are inclusive)
For purposes from to amount

7. Total quantity claimed .04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Stock water, 30 head of stock

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DEC 14 1992

10. Place of use is: Township: 21 N. Range 22 E.
Section 12, NW ^{SEPR} 1/4 of NW ^{SEPR} 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? Lemhi

12. Do you own the property listed above as place of use? Yes XX 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.
X None or _____

14. Remarks: When water in Mormon Canal is turned off at end of irrigation season, the
flow of this spring into Mormon Canal is the only source of stock water from Mormon Canal
for remainder of year.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments - 0 -

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

Signature of Claimant (s) *Helen G. Smith* Date May 7, 1990
_____ Date _____

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

of _____, 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 _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of Lemhi) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 7th day of May 19 90

SEAL

Notary Public *[Signature]*

Residing at Salmon, Idaho

My Commission Expires 3/21/91

Last Name ~~Malcolm~~ Smith Ident No. _____

Copies: White-State, Yellow-Claimant

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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: A74-10179
Date Received: 5/10/1990
Receipt No: M006970
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HELEN G. SMITH
Address: 110 N. ELI
SALMON, ID

208-756-3980

83467

2. Date of Priority: SEP 19, 1909

3. Source: SPRING

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
21N	22E	11	NW	NW			LEMHI

5. Description of diverting works:
DITCH FROM SPRING TO MORMON CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	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:
S/30 HEAD OF COWS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	22E	12	NW	NW		STOCK	

11. Place of use in counties: LEMHI

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Date: 05/10/90

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

13. Other Water Rights Used:
NONE

14. Remarks:

WHEN WATER IN MORMON CANAL IS TURNED OFF AT END OF IRRIGATION SEASON, THE FLOW OF THIS SPRING INTO MORMON CANAL IS THE ONLY SOURCE OF STOCKWATER FROM MORMON CANAL FOR THE REMAINDER OF THE YEAR.

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 _____

17. Notice of Appearance:

Notice is hereby given that I, Sherman F. Furey Jr will be
Print Name
acting as attorney at law on behalf of the claimant signing above, and that
all notices required by law to be mailed by the director to the claimant
signing above should be mailed to me at the address listed below.

Signature

[Handwritten Signature]

Address

114 N. Center Salmon, Idaho 83447

Date

5/10/90

MICROFILMED
NOV 18 1990

OCT-05-1998
0068

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RIGHT NUMBER: 74-10179

NAME AND ADDRESS: HELEN G SMITH
110 N ELI
SALMON ID 83467

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: ~~0.04~~ CPS .02

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

PRIORITY DATE: 09/19/1909

POINT OF DIVERSION: T21N R22E S11 NWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE
	STOCKWATER	01-01 12-31

QUANTITY

~~0.04~~ CPS .02

PLACE OF USE: STOCKWATER Within LEMHI County
T21N R22E S12 NWNW

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. RP21N22E117801A
STOCKWATER, 30 COWS

✓ RPT
11/10/98

JPB
11/27/98