

10/18/2005

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

RIGHT NUMBER: 22-2175B
NAME AND ADDRESS: RICHARD F SMITH
PO BOX 8
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.250 CFS
273.00 AFY

PRIORITY DATE: 02/23/1960

POINT OF DIVERSION:
T06N R40E S31 SENESE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.250 CFS 273.00 AFY

PLACE OF USE: IRRIGATION Within MADISON County
T06N R40E S32 SWSW 39.0 T06N R40E S32 SESW 39.0

78 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: BASIS OF CLAIM - License

Right No. 22-2175A is also diverted through point of diversion described above.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Claim renumbered from 22-10021 to accurately reflect the water right as split.

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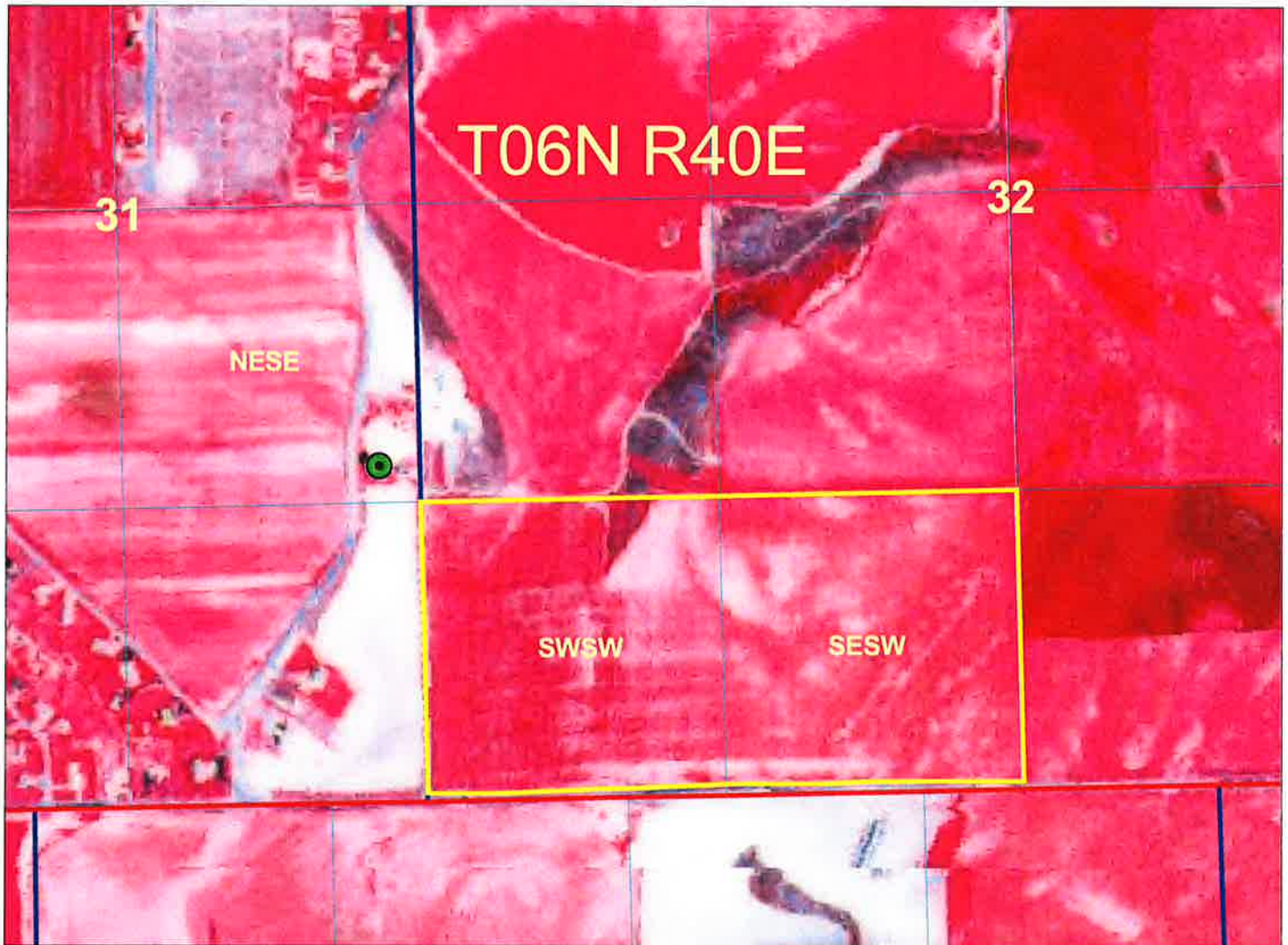
JUL 19 2007

Department of Water Resources

Eastern Region

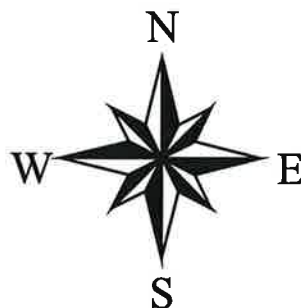


Claim No.: 22-2175B



0 1320 2640 Feet

- Point of Diversion
- 22-2175B
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: October 2005

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	22-10021	→	RENUMBERED TO	22-2175B	
	22-2175A		SEE Docs.		

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

GREGORY H. RICKS
3366 S 1400 W, Rexburg ID 83440

4. New Owner/Claimant(s)

RICHARD F. SMITH
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 8

City, State and ZIP Code

REXBURG IDAHO 83440

New Telephone Number

() 208 390 7000

5. Date you acquired the property

Nov 30 1994

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22-2175A

NWSE

NESE

22-2175B

SWSE

SESE

SWSW

SESW

T6N, R40E

T5N, R40E

T5N, R39E

T5N, R40E

1 6

31 32

6 5

Contacts Data Entry Form

Claim Number: A22-2175A

Owner Type	Full Name	Address	City	State	Zip
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Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.

Only part of original license is claimed. Additional lands to the east are also irrigated from this POU but this does not seem to be a split of the right, but instead a separate Bu right. Claim references A22-10021.

Land is currently being developed. Richard Smith (operator) states that a transfer will be filed.

Please send copy of preliminary recommendation to Richard Smith, PO Box 8, Rexburg ID 83440

Well is capable of producing 2.64 cfs per HydroLammer's report (see Attached Letter) 22-2175A (part of ORIGINAL Lic) claims 2.6 cfs on 156[±] ac LEAVING ONLY 0.54 cfs UNCLAIMED OR CLAIMED UNDER Bu claim 22-10021

→ 22-10021 IS RENUMBERED TO 22-2175B TO REFLECT AN ACCOMPISHED TRANSFER OF 78 ACRES OF THE ORIGINAL LICENSE.

Reviewer: _____ Date: _____

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Water Right No(s).

2175B
A22-10021

Same Well AS 22-2175A



GPS
Tag
Photo
Looking
East

GPS DATA:

Tag # A0013623 (Existing) Location: on power panel

Diversion Data:

GPS data - 2678711
1402520 GPS Rte# - 221002

Source: Groundwater Trib to: _____

MOTOR

Make: GE Model: _____ Hp: 200
SN: STJG06001

PUMP

Make: Johnston Model: _____ Disch: _____
SN: JR-2511

NOTES:

New owner is Richard Smith Phone # 356-4912
P.O. Box 8 Cell 396-7000
Rexburg, ID 83440
POD & POA verified by Grant Rick's, original claimant.
Will Give him a change of ownership form.

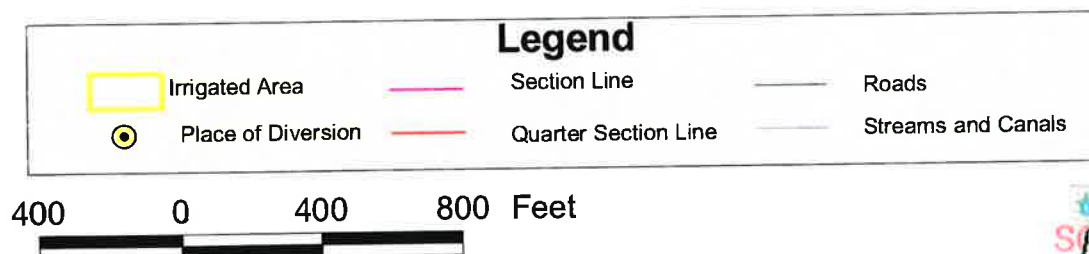
Field Exam Date: 7-15-05 Agent: J. Wyman

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Water Right Claim Number 22-10021
Townships , 6N40E, 5N40E

07/12/2001



SPATIAL
DYNAMICS

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06N40E31

221002

06N40E32

19 JUL 1970

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 22-2175B
Date Received: 9/23/2005
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

RICHARD F SMITH Phone: (208)356-4912
PO BOX 8
REXBURG ID USA 83440

2. Date of Priority: 02/23/1960

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	40E	31	SE NE SE	MADISON	

5. Description of diverting works:

WELL TO MAINLINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1.25	273

7. Total Quantity Appropriated is:

1.25 C.F.S. and/or 273 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
06N	40E	32	SW SW	IRRIGATION	39
			SE SW	IRRIGATION	39
				Section Acres	78
				Total Acres	78

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:

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14. Remarks:

CLAIM RENUMBERED FROM 22-10021 TO ACCURATELY REFLECT THE WATER RIGHT AS SPLIT.

15. Basis of 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): [Signature] Date: _____

_____ Date: _____

State of Idaho)
County of Maldison) SS.

Subscribed and sworn (or affirmed) before me this eleventh day
of Oct 20 05 Marilyn Dife

Notary Public

Residing at Rigby

My commission Expires 9/7/06



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