



03/22/2005

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

RIGHT NUMBER: 27-12066
NAME AND ADDRESS: ROBERTA SMITH
PO BOX 298
BLACKFOOT ID 83221

THOMAS B SMITH
PO BOX 298
BLACKFOOT ID 83221

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 07/01/1994

POINT OF DIVERSION:
T02S R36E S33 SWSW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS

PLACE OF USE: DOMESTIC Within BINGHAM County
T02S R36E S33 SWSW

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 is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
PARCEL NO. PR0444302

PROFILED

SCANNED
MAY 04 2006

03/22/2005

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 27-12066

ROBERTA SMITH
PO BOX 298
BLACKFOOT ID 83221

THOMAS B SMITH
PO BOX 298
BLACKFOOT ID 83221

PHONE #
Day & Night
208-785-0315

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X ^{WE} I AGREE with this proposed recommendation: no changes need to be made.

DATE: 5/21/05

SIGNATURE:

Roberta Smith Thomas B. Smith

Please print your name:

ROBERTA SMITH

THOMAS B. SMITH

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

SCANNED

JUN 01 2005

PROFILED

RECEIVED

MAY 31 2005

Department of Water Resources
Eastern Region

KMJ
5/31

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 27-12066
Date Received: 3/21/2005
Receipt No: E030689
Received By: EMC

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

1. Name of Claimant(s)

ROBERTA SMITH Phone: (208)785-0315
PO BOX 298
BLACKFOOT ID USA 83221

THOMAS B SMITH Phone: (208)785-0315
PO BOX 298
BLACKFOOT ID USA 83221

2. Date of Priority: 07/01/1994

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	36E	33	SW SW	BINGHAM	

5. Description of diverting works:

6. Water is used for the following purposes:

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

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
02S	36E	33	SW SW	DOMESTIC	

SCANNED

MAY 04 2006

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

Parcel No. PR0444302

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 X 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):

Thomas J. Smith
Roberto J. Smith

Date:

3/21/05

Date:

3/21/05

State of Idaho

County of

Bonneville

SS.

Subscribed and sworn (or affirmed) before me this 21 of March 2005



Ernest M. Carlsen

Notary Public

Residing at

Albino Falls

My commission Expires

8-21-2009

SCANNED

MAY 04 2006