

08/20/2001

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

RIGHT NUMBER: 29-4064A

NAME AND ADDRESS: CARMA B SMITH
5137 W PORTNEUF RD
INKOM, ID 83245

SOURCE: PAPOOSE CREEK TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.018 CFS

PRIORITY DATE: 05/02/1927

POINT OF DIVERSION: T07S R35E S26 NENWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 10-31	0.02 CFS

PLACE OF USE:

IRRIGATION Within BANNOCK County
T07S R35E S23 SESE 0.9

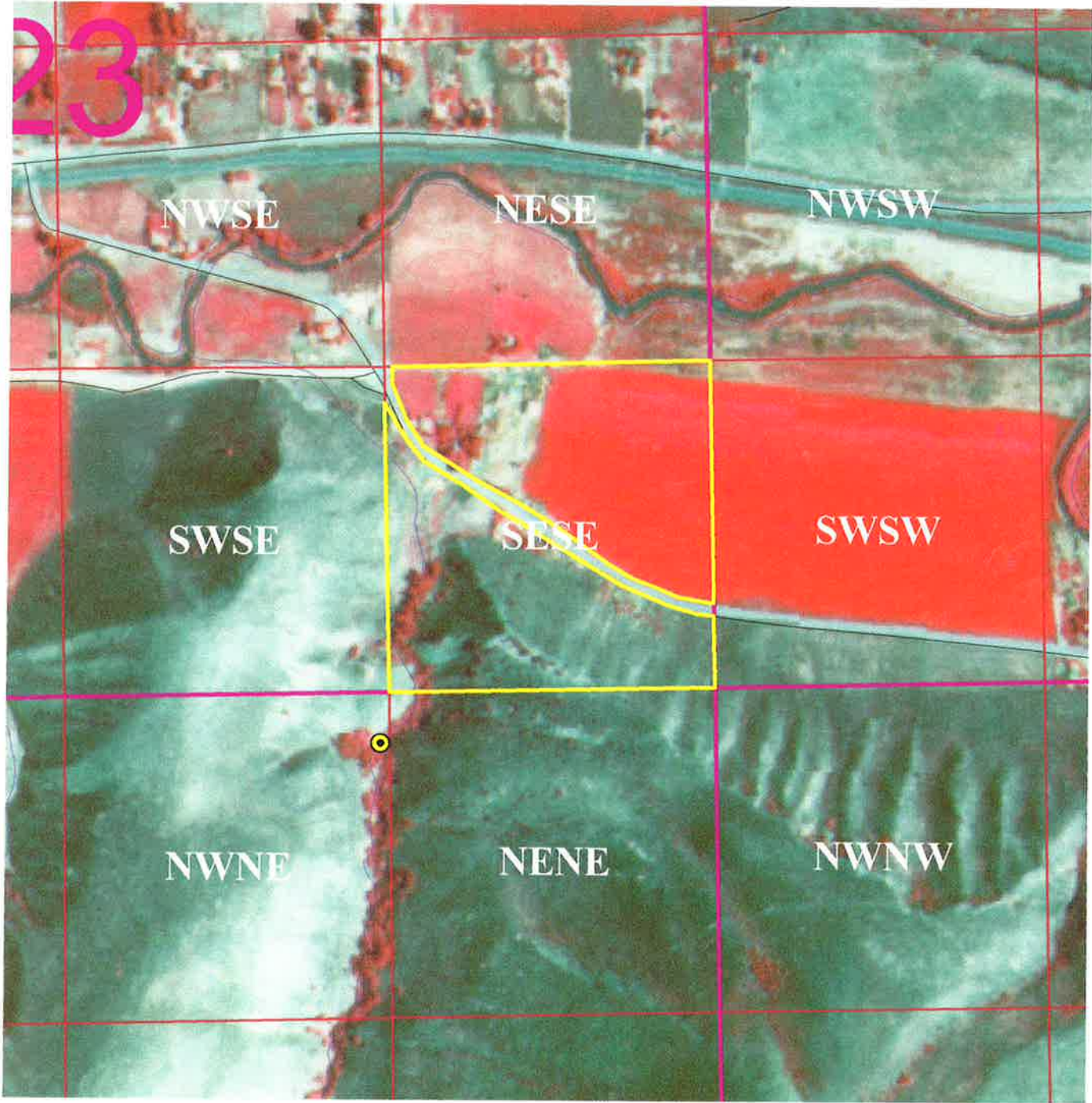
0.9 ACRES TOTAL

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.

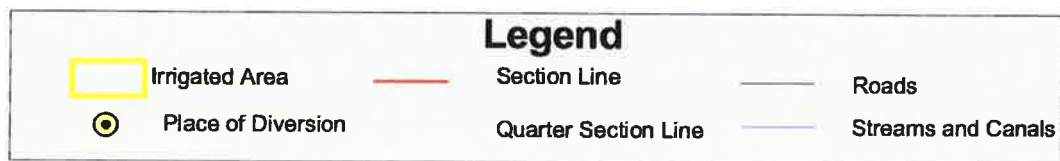
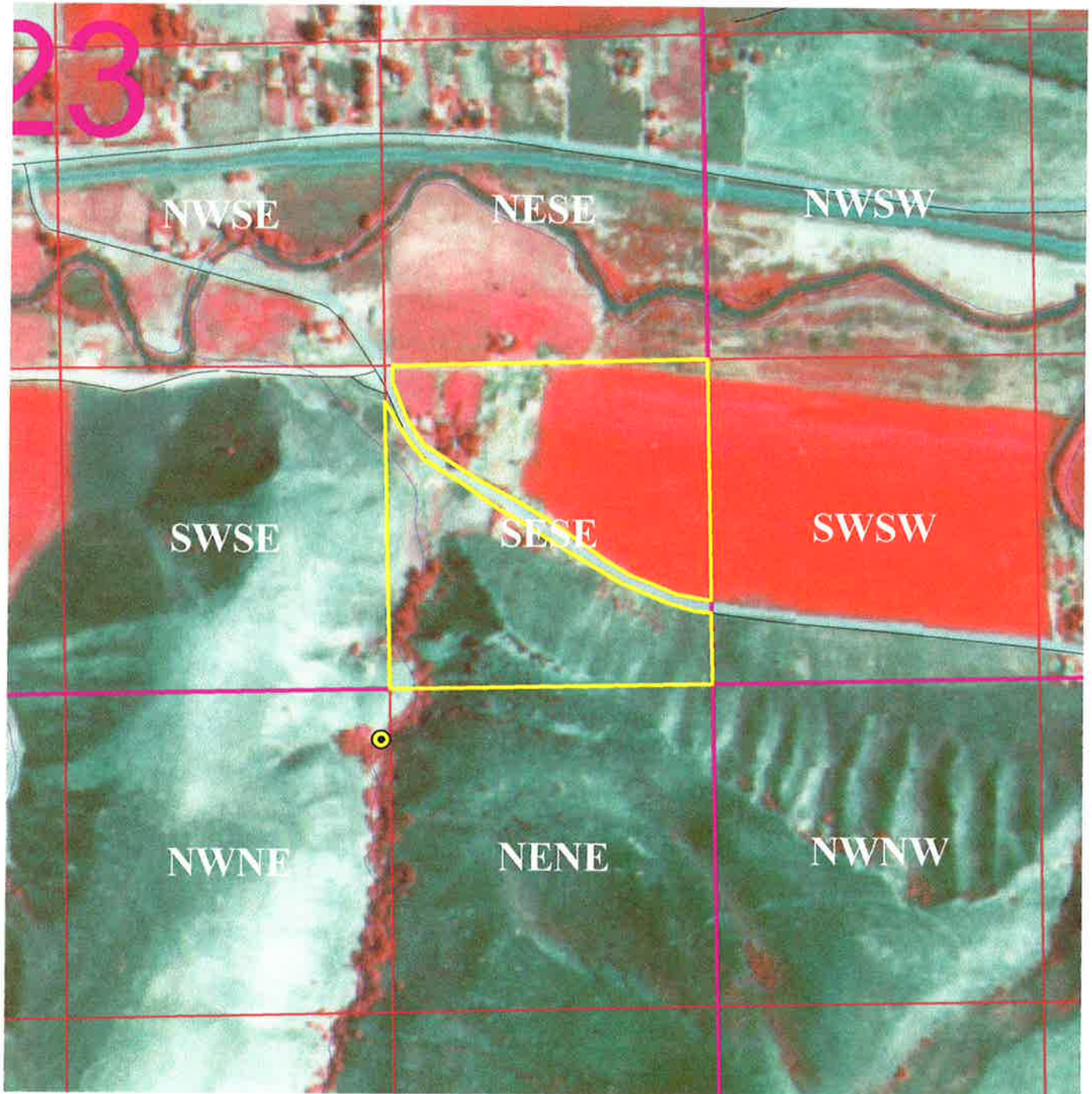
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 29-04064B, 29-04064C, 29-04064D,
29-10010



Water Right Claim Number A29-04064A
Township , 7S35E

08/31/2000



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4064A V1

WATER RIGHT NUMBER: 29-4064A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CARMA B SMITH 5137 W PORTNEUF RD INKOM, ID 83245 (208)775-3604
Original Owner	THERON J SMITH 5137 W PORTNEUF RD INKOM, ID 83245 (208)775-3604

Priority Date: 05/02/1927

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
PAPOOSE CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 10/31	0.018 CFS	
<u>Total Diversion:</u>			0.018 CFS	

Location of Point(s) of Diversion

PAPOOSE CREEK	NE1/4NW1/4NE1/4	Sec. 26, Twp 07S, Rge 35E, B.M.
BANNOCK County		

Place of UseIRRIGATION Within BANNOCK County

T07S R35E S23 SESE 0.9

Total Acres: 0.9

Conditions of Approval:

1. C18 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.

Remarks:

1. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 29-04064B, 29-04064C, 29-04064D, 29-10010

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-4064A V1

Comments:

1. FRITSCHL 12/5/91 COPIED FROM REMARKS
Comment: AC. IRR. = 1.8.
2. FRITSCHL 9/14/92 NOTICE OF APPEARANCE
Comment: THERON SMITH IS NO LONGER REPRESENTED BY LEGAL COUNSEL. THE FOLLOWING NAME AND ADDRESS WITH AN "A" OWNERSHIP CODE WAS REMOVED FROM THE NAME FIELD: THOMAS J. HOLMES PO BOX 1641 POCATELLO, ID 83204
3. cfritsch 5/10/01 Update
Comment: POD and POU updated in SDE. Condition C18 added.
4. csaxton 8/20/01 CHANGED OWNERSHIP
Comment: CHANGED OWNERSHIP PER CLAIMANT REQUEST (CSAXTON 8/20/01).

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 Owner Name Connector:
 Water District Number: 29
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary	5/10/01 2:15:07 PM		5/10/01 2:15:07 PM	cfritsch	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	5/10/01 2:10:52 PM	cfritsch	Edited PLS
POD	5/10/01 2:09:19 PM	cfritsch	Edited point location
POU	5/10/01 2:10:22 PM	cfritsch	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-4064A V1

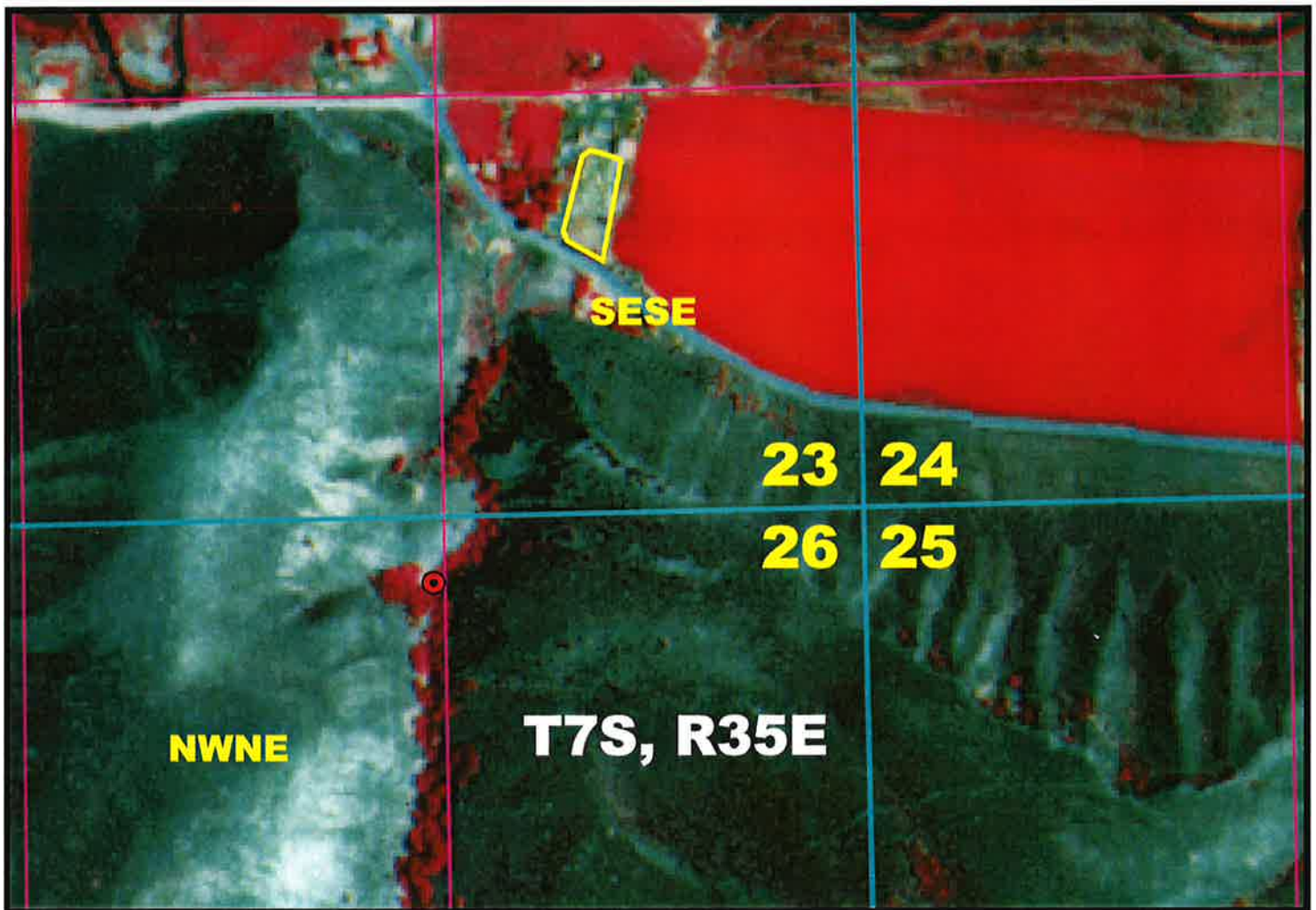
Summary	5/10/01 2:15:05 PM	cfritsch	1. (YES) The basis of the claim is beneficial use. 2. (NO) All the water being used for all the purposes is not being claimed and to the extent it was claimed. 4. (YES) A portion of the claim is being recommended. 5. (YES) General remark was required. 6. (NO) Explanatory remark was not required. 7. (NO) Additional condition was not required. 8. (YES) Wanted to view the recommended right. 9. (YES) This is a split right. 10. (NO) This is not a combined right. 11. (NO) Documents were not linked or attached to this file. 12. (YES) Set the verification date.
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STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-04064A



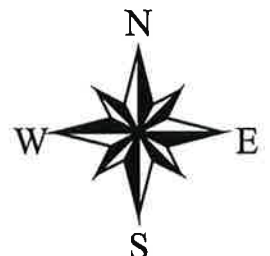
0 1320 Feet

Total Irrigated Acres: 0.9

-  Point(s) of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines

SCANNED
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GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: August 2001

02/18/2003

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: April 21, 2003

Water right number: 29-4064A

CARMA B SMITH

5137 W PORTNEUF RD

INKOM ID 83245

Telephone Number: (208) 775-3604

RECEIVED

MAR 17 2003

WATER RESOURCES
WESTERN REGION

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:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

3/13/03

SIGNATURE:

Carma B. Smith

Please print your name:

CARMA B. Smith

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

This was decreed Nov. 4, 1992

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SCANNED

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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, 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
<u>29-4065</u>					
<u>29-4156</u>					
<u>29-4215</u>					
<u>29-10010</u>					
<u>~~29~~ 75-10881</u>					

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) are 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) _____
4. New Owner/Claimant(s) Carma B Smith
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 5137 W Portneuf RD
- City, State and ZIP Code Idaho ID 83245
- New Telephone Number (208) 775-3604
5. Date you acquired the property _____

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6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Barbara S Smith
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

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CERTIFICATION OF VITAL RECORD

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE
CENTER FOR VITAL STATISTICS AND HEALTH POLICY

State File No.

Local Reg. No. 6-325

DECEDENT

TYPE OR
PRINT IN
PERMANENT
BLACK INK
DO NOT USE
FELTY PEN

DECEDENT NAME: Theron J. Smith		SEX: Male	DATE OF DEATH (Month, Day, Year): July 14, 1998
SOCIAL SECURITY NUMBER: 64-123456789	DATE OF BIRTH (Month, Day, Year): May 6, 1934	BIRTHPLACE (City, State, and County or Foreign Country): Bridgeland, Utah	
WAS DECEDENT EVER IN U.S. ARMED FORCES? ☒ Yes ☐ No			
PLACE OF DEATH (Check only one): (1) ☐ Inpatient (2) ☐ ER/Outpatient (3) ☐ DOA (4) ☐ Long-Term Care Facility (5) ☒ Own Residence (6) ☐ Other Private Residence (7) ☐ Other (Specify):			
FACILITY NAME AND ADDRESS (If not a hospital, enter name of place, street and number): Own Res. 5137 W. Portneuf Rd.		CITY, TOWN OR LOCATION OF DEATH: Inkom	COUNTY OF DEATH: Bannock
MARITAL STATUS: Married	SURVIVING SPOUSE (If wife, give maiden name): Carma Bowers	DECEDENT'S USUAL OCCUPATION (Last kind of work done during most of working life. Do not use retired): Teacher/Farmer	KIND OF BUSINESS / INDUSTRY: Education/Agriculture
RESIDENCE STATE: ID	COUNTY: Bannock	CITY, TOWN OR LOCATION: Inkom	STREET AND NUMBER: 5137 W. Portneuf Rd.
INSIDE CITY LIMITS? ☐ Yes ☒ No		ZIP CODE: 83245	
WAS DECEDENT OF HISPANIC ORIGIN? (Specify race, Puerto Rican, etc.): ☐ Yes ☒ No		RACE: White	
(Specify):		TE DECEDENT'S EDUCATION (Specify only highest grade completed): Elementary/Secondary (0-12): 5+ College (13 or 14 or 15):	

PARENTS

FATHER NAME: Jason Lynn Smith	BIRTHPLACE: Utah	MOTHER: FULL MAIDEN NAME: Ruby Alice Edwards	BIRTHPLACE: Utah
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INFORMANT

INFORMANT'S NAME (Type/print): Carma Smith	MAILING ADDRESS (Street and Number or Rural Route Number, City or Town, State, Zip Code): 5137 W. Portneuf Rd., Inkom, Idaho 83245
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DISPOSITION

METHOD OF DISPOSITION: ☒ Burial ☐ Cremation ☐ Removal from Idaho ☐ Donation ☐ Other (Specify):	PLACE OF DISPOSITION (Name of cemetery, crematory, or other place): Inkom Cemetery	LOCATION: City or Town, State: Inkom, ID
SIGNATURE OF FUNERAL SERVICE LICENSEE OR PERSON ACTING AS SUCH: <i>[Signature]</i>	LICENSE NUMBER (For Licensee): MRT 767	NAME AND ADDRESS OF FACILITY: Colonial Funeral Home 2005 South Fourth Pocatello, ID 83201

CAUSE OF DEATH

TIME OF DEATH: 12:00 PM	DATE PROHOUNCED DEAD (Month, Day, Year): July 14, 1998	WAS CASE REFERRED TO CORONER? ☐ Yes ☒ No	MANNER OF DEATH (Check one): ☒ Natural ☐ Homicide ☐ Suicide ☐ Accident ☐ Pending Investigation ☐ Could not be Determined
27. PART I. Enter the diseases, injuries, or complications that caused the death. Do not enter the mode or dying, such as cardiac or respiratory arrest, shock, or heart failure. List only one cause on each line. IMMEDIATE CAUSE (Final disease or condition resulting in death): Renal Cell Carcinoma DUE TO (or as a consequence of):			
27. PART II. Other Significant Conditions contributing to death but not resulting in the underlying cause given in Part I.			
WAS AN AUTOPSY PERFORMED? ☐ Yes ☒ No		WERE AUTOPSY FINDINGS AVAILABLE PRIOR TO COMPLETION OF CAUSE OF DEATH? ☐ Yes ☒ No	

CERTIFIER

CERTIFIER (Check only one): ☒ PHYSICIAN — To the best of my knowledge, death occurred at the time, date, and place, and due to the cause(s) and manner as stated. ☐ CORONER — On the basis of examination and/or investigation, in my opinion, death occurred at the time, date and place and due to the cause(s) and manner as stated.		
SIGNATURE AND TITLE OF CERTIFIER: <i>[Signature]</i>	LICENSE NUMBER: 0-126	DATE SIGNED (Month, Day, Year): 7/17/98
NAME AND ADDRESS OF CERTIFIER'S FACILITY: Dr. D. J. Smith, 220 Bannock St., Malad, Idaho 83252		

FOR USE FOR EXTERNAL CAUSES ONLY

DATE OF INJURY (Month, Day, Year):	PLACE OF INJURY: (Specify)	LOCATION: (Street or Route Number, City/Town or County, and State):
INJURY AT WORK? ☐ Yes ☒ No	TRANSPORTATION ACCIDENT, Specify: ☐ Driver ☐ Passenger ☐ Pedestrian ☐ Other	

CORONER'S REVIEW AREA

CORONER'S ACTION (Check one): ☐ Reviewed Only ☐ Reviewed and/or Amended, and Certified	CORONER'S SIGNATURE: <i>[Signature]</i>	DATE SIGNED (Month, Day, Year):
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REGISTRAR

REGISTRAR'S SIGNATURE: <i>[Signature]</i>	DATE FILED (Month, Day, Year): July 21, 1998
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This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO CENTER FOR VITAL STATISTICS AND HEALTH POLICY.

DATE ISSUED: **July 21, 1998**

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

JANE S. SMITH
STATE REGISTRAR

748621

THIS INDENTURE, made this 2nd day of January in the year of our Lord, One Thousand Nine Hundred and sixty nine, between

Hyrum Martin^W Palmer and Grace Palmer, husband and wife
of Pocatello, County of Bannock, State of Idaho
the parties of the first part, and Theron J. Smith and Carma Smith, husband and wife
of Pocatello, County of Bannock, State of Idaho
the parties of the second part:

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of

Ten Dollars and other valueable considerations - - - - - DOLLARS,
lawful money of the United States of America, to day in hand paid by the said parties of the
second part, the receipt whereof is hereby acknowledged do by these presents, Grant, Bar-
gain, Sell and Convey and Confirm unto said parties of the second part, and to their heirs
and assigns forever: All those certain lots, pieces or parcels of land situate, lying and
being in the County of Bannock, State of Idaho, bounded and more particularly
described as follows, to-wit: Parcels of land lying South of the Portneuf River in the
East $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23, in the North $\frac{1}{4}$ SW $\frac{1}{4}$ Section 24 and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 24 all
in T.7S., R.35E., B.M., Bannock County Idaho, more particularly described as follows:
Beginning at a point on the South $\frac{1}{16}$ line of said Section 23, 546 feet East of the
Southeast $\frac{1}{16}$ corner of said Section 23; Thence continuing East along said $\frac{1}{16}$
line 300 feet; Thence at right angles North to the centerline of the Portneuf river;
Thence Southeasterly along the centerline of said Portneuf River to the West line of
said Section 23; Thence South along the East line of said Section 23, 1542 feet,
more or less, to the Southeast corner of said Section 23; Thence West along the South
line of said Section 23, 1004 feet, more or less, to a point 316 feet East of the East
 $\frac{1}{16}$ corner of said Section 23; Thence N $90^{\circ}53'E$, 1320 feet, more or less, to the
Point of Beginning, containing 31.4 acres, more or less. And beginning at the South
 $\frac{1}{16}$ corner on the West line of Section 24, T.7S., R.35E., B.M.; Thence North along
said West line of Section 24, 222 feet, more or less, to the centerline of the
Portneuf River; Thence Southeasterly along said centerline of the Portneuf River
to the South $\frac{1}{16}$ line of said Section 24; Thence West along said South $\frac{1}{16}$ line
2075 feet, more or less, to the Point of Beginning, containing 10 acres, more or less.
And the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 24, T.7S., R.35E., B.M., containing 40 acres, more or less.

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MAR 07 2006

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belong-
ing or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and
privileges thereunto incident unto the said parties of the second part, and to their heirs and
assigns forever and the said parties of the first part, and their heirs
warrant the said premises in the quiet and peaceable possession of the said parties of the second part,
their heirs and assigns against the said parties of the first part, and their heirs and
against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and
will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands
and seals the day and year first above written

WARRANTY DEED

614649

For Value Received \$7,000.00

*Papoose Creek
Barn &
Pasture*

I, Hyrum Martin Palmer

the grantor, do hereby grant, bargain, sell and convey unto

Theron J. Smith or Carma B. Smith

whose current address is Route 2, Pocatello, Idaho 83245

the grantees, the following described premises, in Bannock County Idaho, to wit:

A parcel of land situated in the Southeast quarter of the Southeast quarter of Section 23, township 7 south, Range 35 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

COMMENCING AT THE SOUTHEAST 1/16TH CORNER OF SAID SECTION:
THENCE SOUTH 1° 48' EAST ALONG THE EAST 1/16 LINE OF SAID SECTION 25.00 FEET;
THENCE NORTH 88° 11' 30" EAST, 392.00 FEET TO THE TRUE POINT OF BEGINNING;
THENCE NORTH 1° 48' 00" WEST, 25.00 FEET TO THE SOUTH 1/16 LINE OF SAID SECTION;
THENCE NORTH 88° 11' 30" EAST ALONG SAID SOUTH 1/16 LINE, 154.00 FEET;
THENCE SOUTH 09° 57' WEST, 546.01 FEET TO THE NORTHERLY LINE OF PORTNUEF ROAD;
THENCE NORTH 59° 36' 27" WEST ALONG SAID NORTHERLY LINE, 175.00 FEET;
THENCE NORTH 12° 23' 34" EAST, 429.42 FEET TO THE TRUE POINT OF BEGINNING.

SAID PARCEL CONTAINING 1.8 ACRES MORE OR LESS.

PLUS EXISTING WATER RIGHTS AND RIGHT OF WAYS

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantees, that he is the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: December 11, 1978

Hyrum Martin Palmer

Grace Palmer

STATE OF IDAHO, COUNTY OF

On this 11th day of December, 1978, before me, a notary public in and for said State, personally appeared H. M. Palmer and Grace Palmer

SCANNED

MAR 07 2006

614649

RECORDED AT REQUEST

H. M. Palmer

SCANNED

JUN 13 2001

Log for claim A29-04064A

Spatial Dynamics LTD

8/31/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s35e	23	SESE	1	37	Indiscernible
Totals:			1	37	

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MAR 07 2006





IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

Former pipeline to sprinkler system. Owner says current use is to cistern for stockwater and domestic use.

Assumptions

Not enough data to estimate a flow rate.

Invoice

2000-037-01-0

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked
Photos

OD ID 110787 01.JPG

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

08-25-01

14:15

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water
above orifice
centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water
above nappe

Width of weir

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel
Description

Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System ☒

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information ☐

New Contact Comments

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RECEIVED
JAN 23 2003



Department of Water Resources
Eastern Region

AJ5809NP
No. A29-04064A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 171

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	Theron J Smith 5137 W Portneuf Rd Inkom ID 83245 (208) 775-3604	05/01/1889	IRRIGATION	04-01 11-01	0.040 CFS	
TOTAL DIVERSION:					0.040 CFS	
CONSUMPTIVE USE:						2.70 AFA

Water Source: PAPOOSE CREEK

Tributary to: PORTNEUF RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T07S R35E S26 NWNE BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
07S	35E	23	:															01	1.8
TOTAL ACRES																		1.8	

POU County: BANNOCK

Non-Irrigation Uses: NONE.

Other Rights: NONE.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

29-10011A 29-10011B 29-10103 A29-04064C A29-04064D A29-10010 A29-10011 A29-10103 R29-04064A R29-04064B
R29-04064C R29-04064D R29-10010

Other Water Rights Listing Overlapping Place(s) of Use:

A29-04064B A29-04064C A29-04064D A29-04065 A29-10010 R29-04064A R29-04064B R29-04064C R29-04064D R29-10010

Remarks: GEN AC. IRR. = 1.8.

Dates: Exam Made Date: 03/15/1990 Verified Date: Objection Filed Date:

Misc: Water District Number: 29 Field Inspection Flag:
Presumption Flag:

Audit: 06/29/88 MCC 12/09/91 FRITSCHL 03/29/95 POST-STD 04/13/00 CVANDERM

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Claim~~	~~29-4064~~	~~Palmer, Hyrum Martin~~	~~.30~~
Partial Assignment	29-4064A	Smith, Theron	.04
Partial Assignment	29-4064B	Payne, Harold G.	.16
Partial Assignment	29-4064C	Croxall, Stanley G. or Billie J.	.02
Partial Assignment	29-4064D	Palmer, D. Grace	.03
Partial Assignment	29-4064E	Palmer, Hyrum Martin	.05

PROFILED

SCANNED

MAR 07 2006

MICROFILMED

SCANNER

29-4064

State of Idaho
Department of Water Resources

RECEIVED

APR 22 1986

Department of Water Resources
Eastern District Office

ASSIGNMENT OF ~~PERMIT~~ CLAIM

I, I, Mrs. H. Martin Palmer, hereby assign to Mr. Theron Smith
of 5137 W. Portneuf Rd. Inkom, Idaho 83245
Address

CHECK ONE

☐ All my right, title, and interest in and to ~~Permit~~ CLAIM No. _____
to appropriate the public waters of the State of Idaho.

☒ The following described portion of my right, title, and interest in and to ~~Permit~~ CLAIM
No. 29-4064 to appropriate the public waters of the State of Idaho.

(Describe that portion of the ~~permitted~~ claim being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

0.036 cfs or 1.8 miners inches for use on 1.8
acres located in the SE4SE4 Sec 23 T 7s R 35 E
Recorded Deed 614649

Made this 21 day of April, 19 86.

Mrs. H. Martin Palmer
CLAIM ~~Permit~~ Holder

Spouse of ~~Permit~~ Holder
Claim

State of Idaho)
County of Bannock) ss.

On this 21 day of April, 19 86, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

John W. Moore
Notary Public residing at
Boise, Idaho

My commission expires:
late

RECEIVED

APR 24 1986

PROFILED

SCANNED
INDEXED
1986

Department of Water Resources

Original copies of claims A29-04064A, A29-04064B,
A29-04064C sent to Fifth Judicial Court in Twin
Falls. A29-04064D is in the Smith v.
Scottfield file.

CF 9-28-92

1-12-94 Danni Smith Asked me to look for c/o for 29-10102 and
anything re: ATTORNEY that be ATT. to claim. NO ATT.'S NAME
MENTIONED. C/o FORM WILL BE MAILED BY BOISE TO MR. THOMPSON.

DO NOT FILM

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 29-4064A
Date Received: 6/29/88
Receipt No: E000563
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CARMA B SMITH Phone: (208) 775-3604

5137 W PORTNEUF RD
INKOM ID USA 83245

2. Date of Priority: 05/01/1889

3. Source: PAPOOSE CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	26	NW NE	BANNOCK	

5. Description of diverting works:

PIPELINE TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.04	

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

SCANNED
MAR 07 2006

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	23	SE	SE	IRRIGATION	1.8
Section Acres						1.8
Total Acres						1.8

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

AC. IRR. = 1.8.

CHANGED OWNERSHIP PER CLAIMANT REQUEST (CSAXTON 8/20/01).

15. Basis of Claim: Beneficial Use

16. Signature(s)

JUN 13 2007

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 29-04064A
Date Received: 6/29/88
Receipt No: E000563
Received By:

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

1. Name of Claimant(s)

THERON J SMITH Phone: (208)775-3604

5137 W PORTNEUF RD
INKOM ID USA 83245

2. Date of Priority: 05/01/1889

3. Source: PAPOOSE CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	26	NW NE	BANNOCK	

5. Description of diverting works:

PIPELINE TO SPRINKLER SYSTEM.

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Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.04	

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

8. Total consumptive use:

9. Non-irrigation uses:

FILED

SCANNED
MAR 07 2006

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	23	SE	SE	IRRIGATION	1.8
					Section Acres	1.8
					Total Acres	1.8

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

AC. IRR. = 1.8

15. Basis of Claim: Statutory Claim