

01/28/2003

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

RIGHT NUMBER: 29-7171

NAME AND ADDRESS: NORBERT DARRELL SMITH
RT 1 N BOX 100
11300 RIO VISTA RD
POCATELLO ID 83202

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.160 CFS
24.000 AFY

PRIORITY DATE: 02/04/1974

POINT OF DIVERSION:

T06S R34E S5 SWNWSW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.160 CFS

24.00 AFY

Domestic use is for 39 trailers and 1 house.

PLACE OF USE: DOMESTIC Within BANNOCK County

T06S R34E S05 NWSW

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: License

Parcel #(s): R3853007901 & R3853007904.

NWSW

T6S, R34E

6

5

7

8

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7171 V1

WATER RIGHT NUMBER: 29-7171 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NORBERT DARRELL SMITH RT 1 N BOX 100 11300 RIO VISTA RD POCATELLO, ID 83202 (208)237-8634

Priority Date: 02/04/1974

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.160 CFS	24.00 AF
	<u>Total Diversion:</u>	0.160 CFS	24.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4SW1/4	Sec. 5,	Twp 06S,	Rge 34E, B.M.
BANNOCK County				

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	34E	5																	
												X							

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.
2. X01 Domestic use is for 39 trailers and 1 house.

Remarks:

1. Explanatory Parcel #(s): R3853007901 & R3853007904.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-7171 V1

Comments:

1. csaxton 1/28/2003 NCO
Comment: Change of Ownership needed and solicited.
2. csaxton 1/28/2003 POD
Comment: POD location determined from Licensing FE map.
3. csaxton 1/28/2003 Fees - N-codes
Comment: \$66 paid for this claim. Licensed - no n-codes.

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:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 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>
Contacts	1/28/2003 7:52:15 AM	csaxton			Active
Priority Date	1/28/2003 7:52:58 AM	csaxton			Active
POD	1/28/2003 7:53:10 AM	csaxton			Active
Source	1/28/2003 7:55:30 AM	csaxton			Active
POU	1/28/2003 7:55:40 AM	csaxton			Active
Use	1/28/2003 7:56:22 AM	csaxton			Active
Season	1/28/2003 7:57:11 AM	csaxton			Active
Quantity	1/28/2003 7:57:49 AM	csaxton			Active
Summary			01/28/2003	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	1/28/2003 7:52:15 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7171 V1

Priority Date	1/28/2003 7:52:59 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	1/28/2003 7:53:11 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POD	1/28/2003 7:53:44 AM	csaxton	Edited point location
POD	1/28/2003 7:54:15 AM	csaxton	Edited PLS
Source	1/28/2003 7:55:31 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	1/28/2003 7:55:41 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	1/28/2003 7:55:59 AM	csaxton	Edited shape boundary
Use	1/28/2003 7:56:23 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	1/28/2003 7:57:12 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7171 V1

Quantity	1/28/2003 7:57:50 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (No) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 10 - As Licensed
Summary	1/28/2003 8:00:57 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

1-24-03 : Recommend as Licensed

: C/O needed. Bannock CO tax lot information
Indicates that owner of the property is
owned By:

Ronald + Rosanne Horner
PO Box 4885
Pocatello ID 83205-4885

or

Ronald + Rosanne Horner
610 University Dr
Pocatello ID 83201 - 3467

or

This
is probably
owner { H + H Construction
PO Box 4885
Pocatello ID 83205-4885

: Parcel # R3853007904 + R3853007901
- Trailer Park - House

: Domestic 39 trailers and 1 home.

PROFILED SCANNED
APR 20 2006

AJ5809NP
No. A29-07171

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/27/03
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	NORBERT DARRELL SMITH 11300 RIO VISTA RD POCATELLO ID 83202 (208) 237-8634	02/04/1974	DOMESTIC	01-01 12-31	0.160 CFS	24.00 AFA
TOTAL DIVERSION:					0.160 CFS	24.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T06S R34E S05

SW NWSW

BANNOCK County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
06S	34E	5	:																		

POU County: BANNOCK

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

~~N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A~~
~~- DETERMINATION OF HISTORICAL BENEFICIAL USE.~~
~~N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000~~
~~- GALLONS PER DAY.~~

Remarks: EXP Domestic use is for 40 homes.

Dates: Exam Made Date:

Verified Date:

07/08/1987

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 09/30/1997 User-ID: AJU4-ECA Subject: DOMESTIC 1 HOME UPDATE
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO AN EXP REMARK.

Audit: 03/21/90 DCARLSON 03/29/95 POST-STD 09/30/97 AJU4-ECA

PROFIT

APR 20 2003
SCANNED

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 01/28/03
Time: 07:59:55

Rec/No - E012198 AR/No -
From: - SMITH, NORBERT DARREL

Receipt Type - CK Doc/No - 741
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 03/01/1990

Type Of Payment
ADJUDICATION FEE

Fund	FD	PCA	Obj	Subsid	Fee
9337		410162	6490		66.00

Total Due - 66.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A2907171	66.00				

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

PROFILE

SCANNED

APR 20 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 27, 2003

RONALD HORNER
ROSANNE HORNER
PO BOX 4885
POCATELLO ID 83205-4885

RE: CHANGE IN OWNERSHIP FOR 29-07171

Dear Mr. and Ms. Horner:

It has come to our attention that you may have recently purchased a tract of land in Bannock County. According to our records, the property to which I am referring to was most recently owned by Norbert Smith. The legal description is as follows:

T06S R34E S5 NW1/4 SW1/4

This property was filed on in the Snake River Basin Adjudication (SRBA). IDWR is currently in the processing of reviewing the Adjudication claims in basin 29. We recommend that if, in fact, you now own the property in question, and do use the water for the purposes claimed, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call 334-2190 or contact our Idaho Falls office at 525-7161.

Respectfully submitted,

Craig L. Saxton
SR Water Resource Agent
Enclosure(s)

PROFILED

SCANNED
APR 20 2006

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-7171

Priority: February 4, 1974 Amount: .16 CFS 24.0 AFA

This is to certify, that NORBERT DARRELL SMITH

RT. 1 N. BOX 100

RIO VISTA RD.

POCATELLO, ID 83202

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated February 4, 1974, and has submitted proof to the Department of Water Resources on February 7, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .18 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	01/01 to 12/31	.16 cfs	24.0 afa

LOCATION OF POINT OF DIVERSION(S): NWSW , Sec. 5, Township 6S, Range 34E
Bannock County

PLACE OF USE: Domestic

TWN RGE SEC

6S 34E 5 NWSW

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Domestic use is for 40 homes.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 2ND day of APRIL, 1987.

MICROFILMED

Acting for the Director



APR 10 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

RECEIVED

To provide additional time in which to submit
proof of beneficial use on a water right permit

JAN 18 1979

Department of Water Resources

Norbert Darrel Smith (BA) KD Mobile Home Court (Name) of Rio Vista Rd Rt. 1N Box 100 Pocatello Idaho (Address) 83201

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. 29 7171.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before March 1, 1979.

That he has heretofore performed the following work described under said permit: Completed
The water system for 40 mobile home spaces, with approximately 20 more
spaces to be completed before project is finished

Costing \$ _____

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: The county has refused to allow us to put in more septic
tanks at this time so we are unable to finish the project as of this date

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to March 1, 1989.

Norbert Darrel Smith
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit proof of beneficial use of water is extended to March 1, 1984.

Signed this 22nd day of January, 1979.

J. Glen Saxton
Chief, Operations Bureau

MICROFILMED

29-717

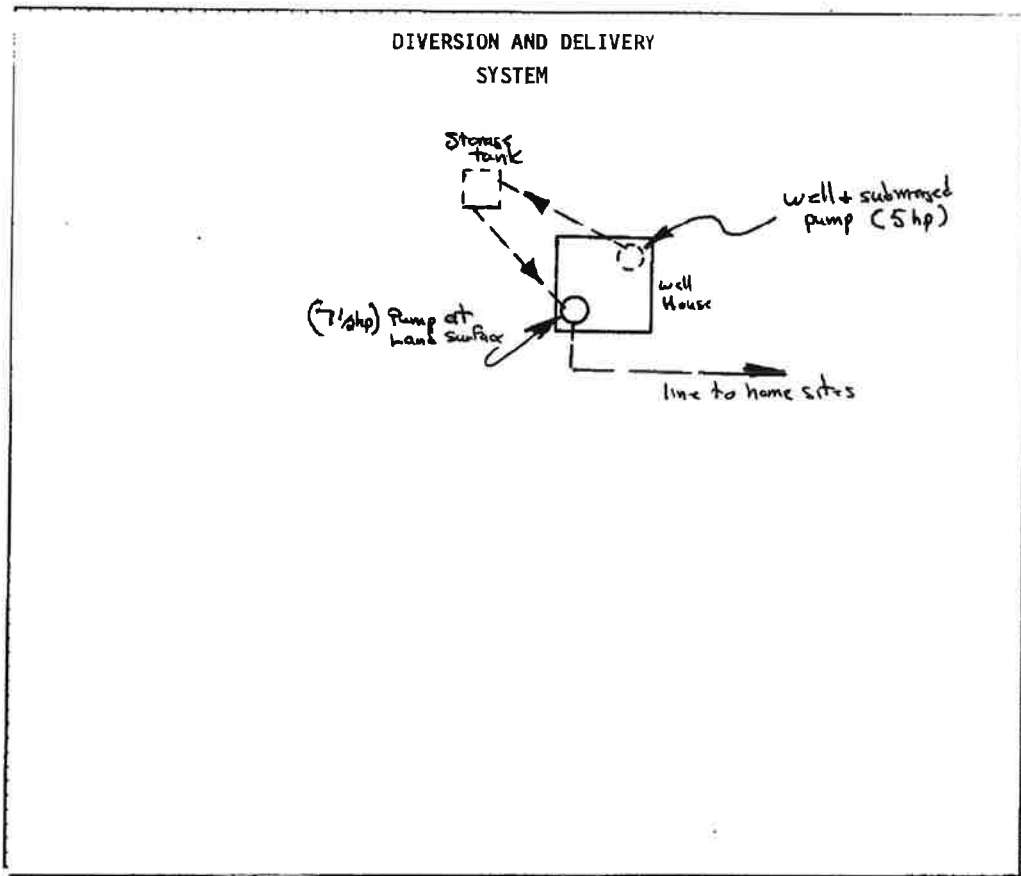
Department of Water Resources
Permit No. 20717

Phone No. 257 5634

- [illegible]

10. Other water rights on these lands N.A.
 11. Other water right diverted from same p.d. (Check & see about other permit) (Probably Not.)
N.A.

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

- ☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☒ None
☐ Other

16. Examiner's/Consultant's Signature Al Jones

Date 9-9-85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date _____

CONSULTANT'S
MICROFILMED

APR 10 1986

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

JAN 2 1986

29-7171

Permit No.

1. Measurement Calculations

Department of Water Resources

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Small Pump theoretical

$$Q = \frac{5 \text{ hp} \times 8.814 \times .8}{110' \text{ lift} + (35 \text{ psi} [2.308])}$$

$$= \frac{35.256}{190.78}$$

$$= 0.18 \text{ fs theoretical capacity}$$

OK

b) Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$$

c) Volume Calculations for Other Uses: used for domestic use in 39 mobile homes and 1 house;

$$40 \text{ homes} \times 0.6 \text{ afa} = \underline{24 \text{ afa}}$$

OK

2. Overlap Review

a) Other water rights with same place of use: NA

b) Other water rights with same point of diversion: NA

c) Analysis:

allow 0.156 fs for use in 40 homes
(39 mobile homes
1 house)
as this does not exceed amt. allowed (0.30 cfs) on
Domestic use chart. OK

MICROFILMED

APR 10 1981

Identification No. 29 7171
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To Appropriates the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Norbert Darrel Smith
post office address Rio Vista Rd Box 100 Rt. #1N Pocatello, ID
2. Source of water supply Underground Water (Well) which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 5 Township 6S
Range 34E B.M. Bannock County; additional points of diversion if any: _____

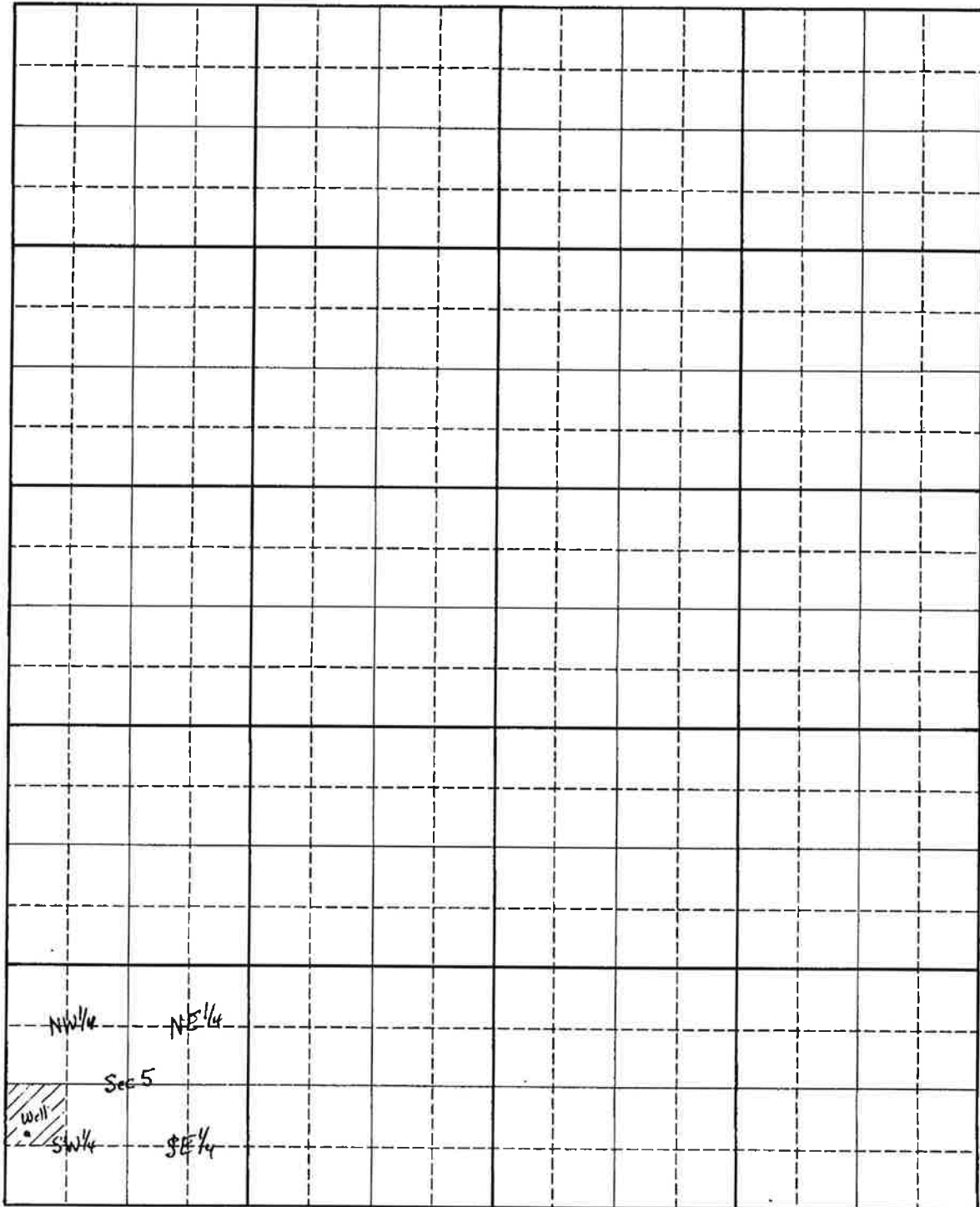
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.1561 for Domestic purpose from January 1 to December 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.1561 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 5 h.p. motor pump, 4 each
120 gallon pressure tanks, 3" & 2" main lines.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 8 inches; proposed depth of well is 217 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 6000⁰⁰.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 5 Township 6S
Range 34E B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 55.
(5) If water is to be used for other purposes describe: This well is now used for a
mobile home court.

29 7171

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

T 6 S R 34 E

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Robert David Smith
(Applicant)

20 11 19

29 7171

Proposed Priority 2-4-1974

Received by MB Date 2-4-74 Time 11:05 A
 Preliminary check by NC Fee \$ 10.00
 Receipted by MB Date 2-4-74 # 12729
 Publication prepared by MB Date 2-7-74
 Published in Idaho State Journal
 Publication dates Feb 14 + 21, 1974
 Publication approved CB Date 2/25/74
 Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCY ~~for~~

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7171, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 1979.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 11 day of March, 1974.


 Director

MAY 16 2001

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: A29-07171
Date Received: 3/21/1990
Receipt No: E012198
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NORBERT DARRELL SMITH
Address: 11300 RIO VISTA RD
POCATELLO, ID 83202 208-237-8634

2. Date of Priority: FEB 04, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	34E	5	NW	SW			BANNOCK

5. Description of diverting works:
WELL/PUMP 217' FEET

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.160		24.00

7. Total Quantity Appropriated is:
0.160 C.F.S. (and/or) 24.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 40 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	34E	5	NW	SW		DOMEST	

11. Place of use in counties: BANNOCK

A29-07171

Page 1

Date: 03/21/90

MICROFILMED

NOV 13 1992

A2907171

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

13. Other Water Rights Used:
NONE

14. Remarks:
Domestic use is for 40 homes.

15. Basis of Claim: LICENSE

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 _____

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Smith

CLAIM 1 INT. NO.

A29-07171

DATE RECEIVED

3/1/90

CK #

AMOUNT \$

YES

NO

Required Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☒ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO N/A *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? ☒ YES ☐ NO N/A *
- Is the consumptive use correct? ☒ YES ☐ NO N/A *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO N/A *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO N/A *
15. Is the basis of the claim indicated? ☒ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO N/A *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☒ YES ☐ NO Exempt *
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO N/A *
22. Should this claim be data entered? ☒ YES ☐ NO *

Claim checked by: DC

Date:

3/21/90

Claim must be returned to claimant:

(Yes) ☒ (No)

Claimant must be notified of modifications:

(Yes) ☒ (No)

Receipt Prepared by:

Date:

Claim data entered by: DC

Date:

Sent to claimant by:

Date:

Checked by:

Date:

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Comments:

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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 A29-07171Date Received 3-1-90Receipt Number E012198

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAR 1 - 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Norbert Darrel Smith Phone (208) 237 8634Mailing Address 11300 Rio Vista Rd Zip 832022. Date of Priority (Only one (1) per claim) February 4 19743. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 6S Range 34E Section 5,
NW 1/4 of SW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Bannock

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. 217' depth of well — 8" casing
5 H.P. pump.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 01/01 to 12/31 amount .16 or 24.0

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .16 (cfs) and/or (b) 24.0 (acre feet)

8. Total consumptive use claimed is 24.0 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic use for 40 homes

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6S	34E	5							D										

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Bannock

12. Do you own the property listed above as place of use? Yes ☒ 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.
_____ or None (☒)

14. Remarks:

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Last Name Smith Ident No. 39576

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____
If applicable provide IDWR Water Right Number 29-7171
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

Signature of Claimant (s) Robert Daniel Smith Date 2/20/90

Date _____

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

of _____ Title _____
Organization _____, that I have signed the foregoing

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 _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 20 day of February 19 90

SEAL

Notary Public Kathy Paul

Residing at LOCABELLO, ID

My Commission Expires 01/29/92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be 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 _____

Address _____

Date _____

Last Name Smith Ident. Number 39526

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Scale: 2 inches equals 1 mile

R-34 E

T-6 S

Section 5

Point of
Diversion and
Place of Use.

NOV 13 1992

Last Name Smith

Ident No. 39576

Copies: White-State, Yellow-Claimant