

09/27/2006

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

RIGHT NUMBER: 75-4190B  
NAME AND ADDRESS: JOSEPH F SMITH  
9 DANCE LN  
SALMON ID 83467-5256  
  
VICKI SMITH  
9 DANCE LN  
SALMON ID 83467-5256

SOURCE: WASTE WATER TRIBUTARY: SINKS  
QUANTITY: 0.080 CFS  
PRIORITY DATE: 07/01/1905  
POINT OF DIVERSION:

T21N R22E S18 NENW Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 11/01          | 0.080 CFS       |

PLACE OF USE: IRRIGATION Within LEMHI County  
T21N R22E S18 NENW 2.50

2.5 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

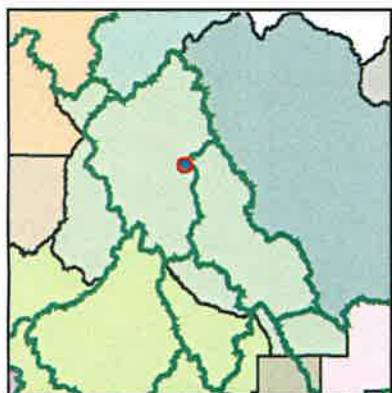


# Idaho Department of Water Resources

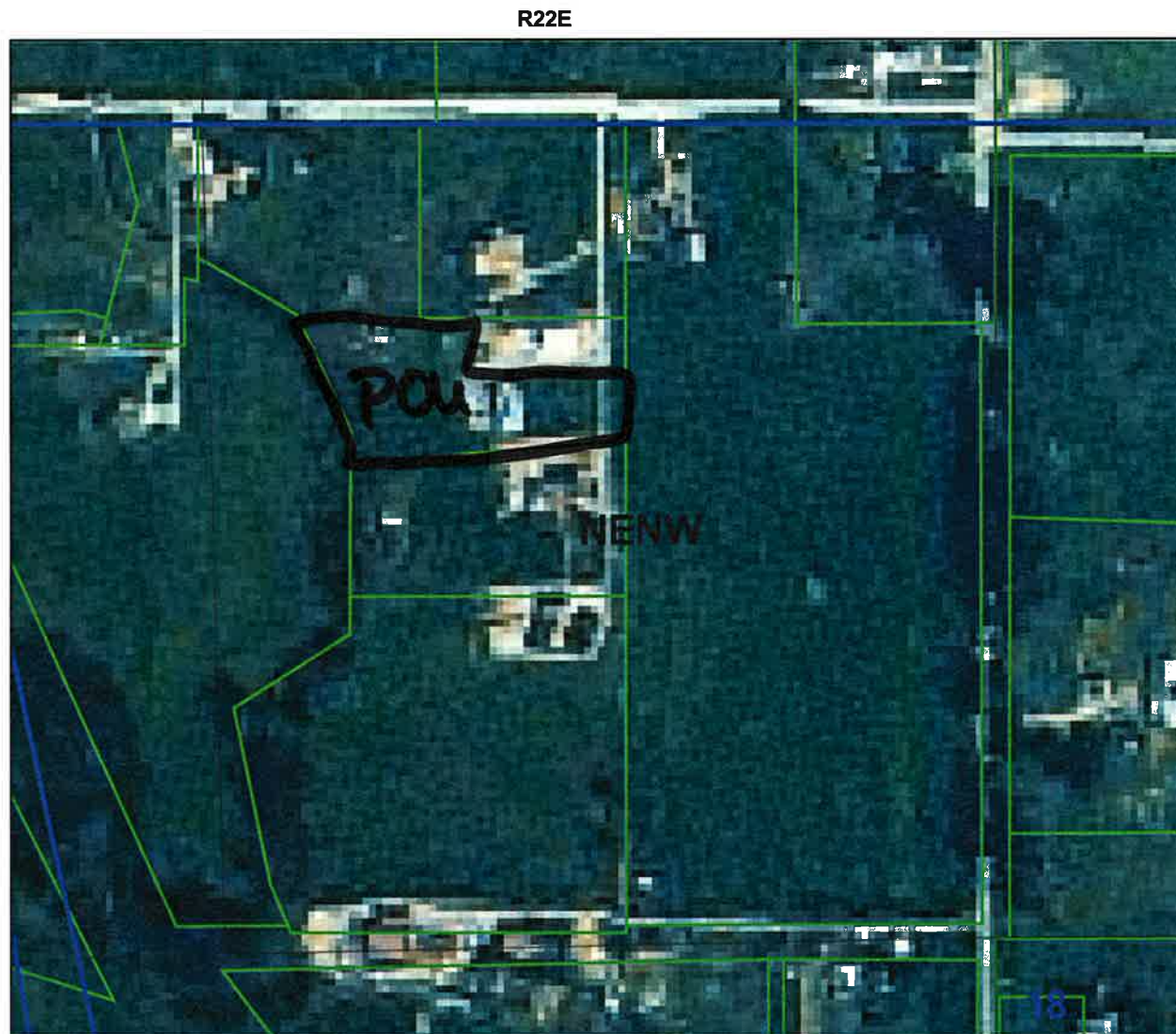
SRBA Claim:  
**75-4190B**

## Legend

-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Lemhi County  
IDWR Basin 75



0 0.1 0.2 Miles

A horizontal scale bar with markings for 0, 0.1, and 0.2 miles.

Prepared by R. Brown  
On Tuesday, May 16, 2006  
1987/88 Aerial Photography

WATER RIGHT # 75-4190B JOSEPH F. & Vicky Smith parcel # 2407 on photo



**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION SECTION  
CLAIM VERIFICATION FIELD EXAM SHEET  
(Use with the ECVR)**

CLAIM NO(s). 75-41908

1. ☒ No Change NAME IS SAME

☐ NEW OWNER: \_\_\_\_\_

☒ No Change ADDRESS

☐ NEW ADDRESS: \_\_\_\_\_

2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: \_\_\_\_\_

(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE

☐ Source is different than that claimed:

Source found: \_\_\_\_\_

4. ☐ No Change — POINT OF DIVERSION

☐ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.: A0015019

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

Waste Water Ditch enters property and  
is used to irrigate property → 4" pipe  
Ditch diverted into 4" pipe to water ground.

6. ☒ No Change - WATER USES  
☐ Different uses, (list uses found):

|           |            |          |              |           |           |
|-----------|------------|----------|--------------|-----------|-----------|
| Use _____ | From _____ | To _____ | Amount _____ | CFS _____ | AFA _____ |
| Use _____ | From _____ | To _____ | Amount _____ | CFS _____ | AFA _____ |
| Use _____ | From _____ | To _____ | Amount _____ | CFS _____ | AFA _____ |

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount \_\_\_\_\_ CFS \_\_\_\_\_ AFA

☐ Changes found, the new total is, Amount \_\_\_\_\_ CFS \_\_\_\_\_ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: \_\_\_\_\_ Stock # \_\_\_\_\_ List types: \_\_\_\_\_

Additional comments: \_\_\_\_\_

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

|            |                |             |               |           |           |
|------------|----------------|-------------|---------------|-----------|-----------|
| Use: _____ | Township _____ | Range _____ | Section _____ | 1/4 _____ | 1/4 _____ |
| Use: _____ | Township _____ | Range _____ | Section _____ | 1/4 _____ | 1/4 _____ |
| Use: _____ | Township _____ | Range _____ | Section _____ | 1/4 _____ | 1/4 _____ |
| Use: _____ | Township _____ | Range _____ | Section _____ | 1/4 _____ | 1/4 _____ |

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 07-17-06

FIELD EXAMINER: Asher Barton

Print Name

Signature

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Claim Report 75-4190B

RECEIVED  
AUG 01 2005  
DEPARTMENT OF  
WATER RESOURCES

WATER RIGHT NUMBER: 75-4190B

| <u>Owner Type</u> | <u>Name and Address</u>                                                |
|-------------------|------------------------------------------------------------------------|
| Current Owner     | JOSEPH F SMITH<br>9 DANCE LN<br>SALMON, ID 83467-5256<br>(208)756-2564 |
| Current Owner     | VICKI SMITH<br>9 DANCE LN<br>SALMON, ID 83467-5256<br>(208)756-2564    |

Priority Date: 07/01/1905

Basis: Statutory Claim

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| WASTE WATER   | SINKS            |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 4/01 to 11/01           | 0.200 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.200 CFS             |                      |

Location of Point(s) of Diversion

|              |            |                                 |
|--------------|------------|---------------------------------|
| WASTE WATER  | NE1/4NW1/4 | Sec. 18, Twp 21N, Rge 22E, B.M. |
| LEMHI County |            |                                 |

Place of UseIRRIGATION Within LEMHI County

T21N R22E S18    NENW    5.0

Total Acres: 5

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. & DISTRICT.
2. THIS RIGHT HAS BEEN SPLIT AND CLAIMED AS FOLLOWS: 75-04190A 0.28 CFS DANCE, DOYLE  
75-04190B 0.20 CFS SMITH VICKI

Remarks:

SCANNED

AUG 02 2005

[illegible]

50

SCANNED

OCT 0 - 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: A75-04190B

Date Received: 5/08/1990

Receipt No: E014385

Received By: \_\_\_\_\_

RECEIVED

MAY 10 1990

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

Department of Water Resources

Eastern District Office

1. Name: VICKI SMITH  
Address: RT.1 BOX 139 C  
SALMON, ID

208-756-2564

83467

OR

Name: JOSEPH F. SMITH  
Address: RT.1 BOX 139 C  
SALMON, ID

208-756-2564

83467

2. Date of Priority: JUL 01, 1905

3. Source: WASTEWATER

Trib. to: SINKS

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 | Lot | County |
|----------|-------|---------|-------------------|-----|--------|
| 21N      | 22E   | 18      | NE NW             |     | LEMHI  |

5. Description of diverting works:

WASTEWATER FLOWS INT MINZER-RUNSTEN DITCH DITCHES FOR FLOOD IRR.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.200  |      |        |

7. Total Quantity Appropriated is:

0.200 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

12.5 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

A7504190B



MICROFILMED

DEC 15 1992

10. Place of Use:

| Township      | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|---------------|-------|---------|------------|-----|-----|-------|
| 21N           | 22E   | 18      | NE NW      |     | IRR | 5.0   |
| Section Acres |       |         |            |     |     | 5.0   |
| Total Acres   |       |         |            |     |     | 5.0   |

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:  
75-00028J

14. Remarks:

THIS RIGHT HAS BEEN SPLIT AND CLAIMED AS FOLLOWS:  
75-04190A 0.28 CFS DANCE, DOYLE  
75-04190B 0.20 CFS SMITH VICKI

15. Basis of Claim: STATUTORY 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: 1

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): Vicky Smith Date: 5/8/90  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Lemhi ) SS.

Subscribed and sworn (or affirmed) before me this 9<sup>th</sup> day

of May 19 90

[Signature]  
Notary Public



Residing at Salmon, Ida.

My Commission Expires Sept. 13, 1992

ATIS-0419013  
MICROFILMED  
JAN 15 1992



POINT OF DIVERSION

PLACE OF USE

R22E

T21N

18

18

1681  
1587 1978

27N

25W

26W

35W

36W

37W

38W

39W

40W

41W

42W

43W

44W

45W

46W

47W

48W

49W

50W

51W

52W