

04/03/2006

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

RIGHT NUMBER: 67-7156

NAME AND ADDRESS: SMITH LAND & LIVESTOCK CO
2039 WEISER RIVER RD
WEISER ID 83672

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.380 CFS
311.000 AFY

PRIORITY DATE: 08/08/1973

POINT OF DIVERSION:

T10N R04W S4 SENESW Within WASHINGTON County

T11N R04W S35 NENE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.380 CFS 311.00 AFY

PLACE OF USE: IRRIGATION Within WASHINGTON County

T10N R04W S04	SENW	38.00	T10N R04W S04	NESW	18.00
T10N R04W S04	NWSE	13.00			

69 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



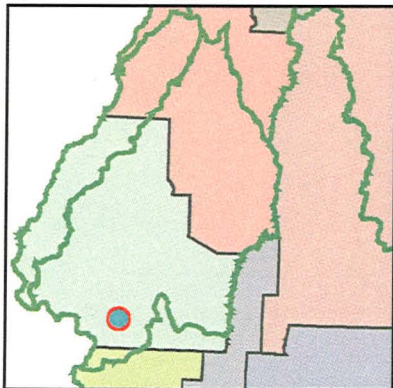
Idaho Department of Water Resources

Adjudication Claim:

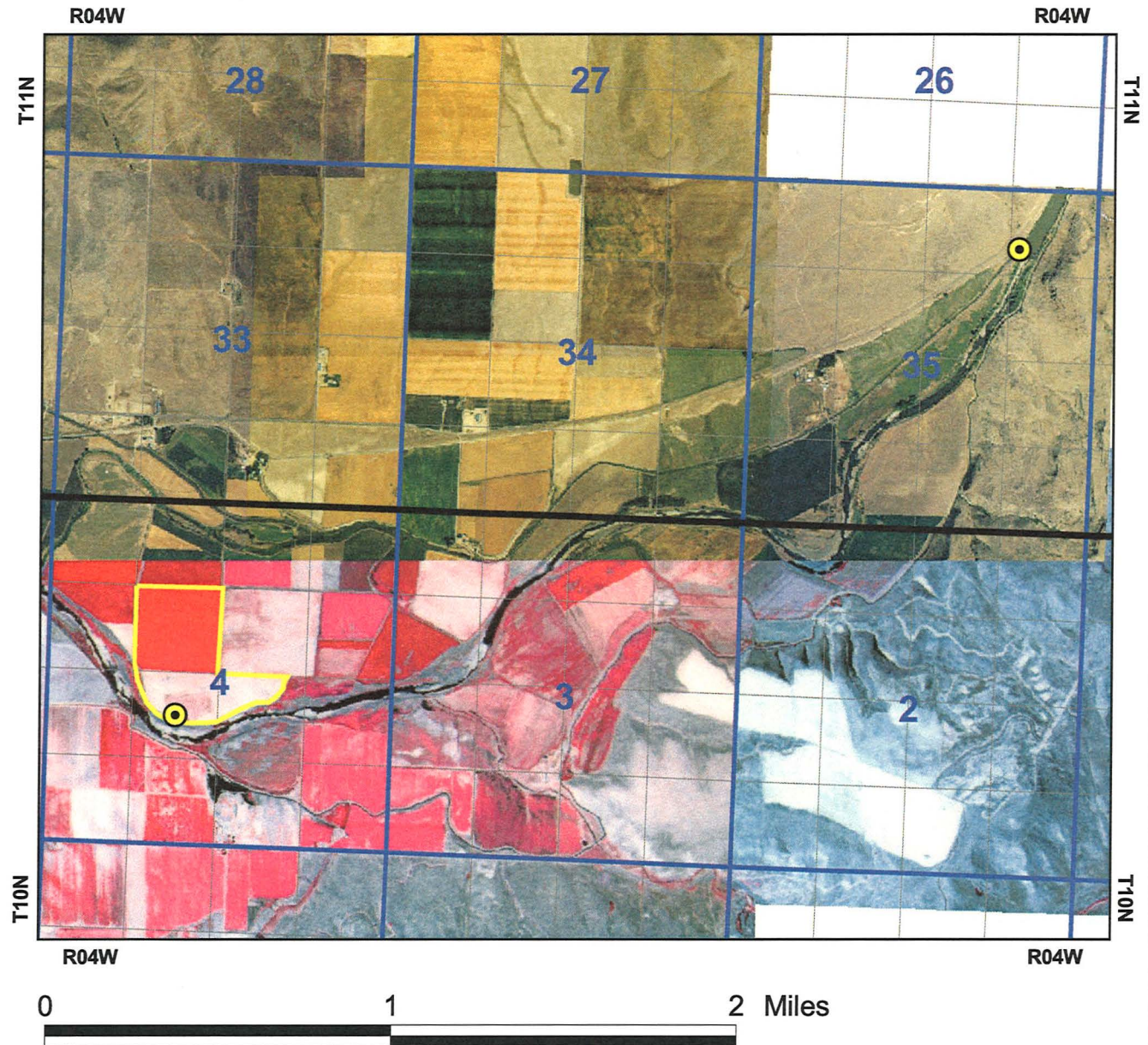
67-7156

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Washington County
IDWR Basin 67



Prepared by M. Van Bussum
On Monday, April 3, 2006
1987/88 Aerial Photography

67-7156



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: A67-07156
Date Received: 9/28/1989
Receipt No: M004741
Received By: CS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SMITH LAND & LIVESTOCK CO. 208-549-0867
Address: 2039 WEISER RIVER ROAD
WEISER, ID 83672

2. Date of Priority: AUG 08, 1973

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	04W	3	SW	NE	NW		WASHINGTON
		4	SE	NE	SW		WASHINGTON
11N	04W	35	SW	NE	NE		WASHINGTON

5. Description of diverting works:
CENTRIFUGAL PUMP & MOTOR FOR FLOODING, 10 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.380		311.00

7. Total Quantity Appropriated is:
1.380 C.F.S. (and/or) 311.00 A.F.A.

8. Total consumptive use is 241.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	04W	4	SE	NW		IRR	38.0
			NE	SW		IRR	18.0

A67-07156

Page 1

Date: 09/28/89

SCANNED
APR 19 2004

MICROFILMED
OCT 02 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	04W	4	NW SE		IRR	13.0
Section Acres						69.0
Total Acres						69.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

RIGHT 67-4037 & 67-2164. STOR.RIGHTS CRANE CK.RES.,280AF.

14. Remarks:

CLAIMANT HAS STATUTORY CLAIM FOR THIS USE, SINCE THE LAND HAS BEEN IRRIGATED WITH WEISER RIVER WATER FOR APPROX.50 YEARS. CLAIMANT HAS EXISTING RIGHT THROUGH THE DIVERSION IN SEC 35. (SEE 67-2164).

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am VICE-PRESIDENT of
SMITH LAND AND LIVESTOCK CO. _____, that I have signed the foregoing
Organization Title
document in the space below as VICE-PRESIDENT of
SMITH LAND AND LIVESTOCK CO _____ and that the statements contained in the
Organization Title
foregoing document are true and correct.

Richard C. Smith
Signature of Authorized Agent
VICE-PRESIDENT, SMITH LAND AND LIVESTOCK CO
Title and Organization
9/28/1989
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of SEPTEMBER 1989

Donna E. Smith
Notary Public

Seal

Residing at Boise, ID
My Commission Expires 11/08/1994



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MICROFILMED
OCT 6 2 1992

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that SMITH LAND AND LIVESTOCK CO.

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from March 15 to November 15 at	1.38 cfs and	311 acre feet
	from _____ to _____ at _____	cfs and	
	from _____ to _____ at _____	cfs and	

(month dates inclusive)

Description and location of place of use:

Total number of acres irrigated 69

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28 day of June, 19 79.

Deputy Director