

RECEIVED

OCT 24 2024

FORM 202 Rev. 09/16

DEPT. OF WATER RESOURCES
EASTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIdent. No. 13-9518

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Jeffrey Smart Phone (208) 509-8559
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 5825 N. Westside Hwy City Clifton
 State ID ZIP 83228 Email drijsmart@gmail.com
2. Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
 State _____ ZIP _____ Email _____
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Spring / Ground water which is a tributary of Sinks
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
14S	38E, B.M. 16			NE	SW		Franklin	Spring	
14S	38E, B.M. 16			NE	SW		Franklin	Ground Water	

5. Water will be used for the following purposes:
 Amount 0.04 cfs for Domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.04 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
 a. Describe type and size of devices used to divert water from the source. Spring Empties Into Approx. 8,000 gal. Retention Tank. Well for use when Spring Runs Low.
 b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No
 c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
 e. If well is already drilled, when? Summer 1978; drilling firm Unknown - Father Does Not Remember; well was drilled for (well owner) WAYNE SMART; Drilling Permit No. _____

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by M. J. Potts Receipt No. E050449 Date 10-24-24

13-9518

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in kW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; must complete and attach the Municipal Water Right Application Checklist.
- Domestic; show number of households ONE
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	38E	16									D								

Total number of acres to be irrigated: _____

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? USE A Small Amount of Water From WAYNE SMART (FATHER) IRRIGATION WATER SHARES IN Rushville Irrigation Co. For LAWN, GARDEN, LANDSCAPE USE. YES; A Small Amount of water may be used For yard purposes.

11. a. Who owns the property at the point of diversion? WAYNE SMART
b. Who owns the land to be irrigated or place of use? Jeffrey SMART
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Requesting A permit for A Shared water Source with my father (WAYNE SMART - Has A permit for 3 Houses). I Am Applying for my home (2 home) for domestic use (household with some outside useage).

13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Jeffrey W. Smart, DVM
Signature of Applicant
Jeffrey Wayne Smart, DVM
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

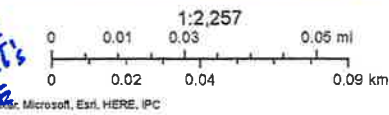
ArcGIS Web Map



10/17/2024, 4:46:22 PM

- Counties
- PLS Sections
- Quarter Quarters
- Townships

Home. PLACE of USE. Father, WAYNE SMART'S HOME
5825 N. Westside Hwy.
Clifton, ID 83228



ArcGIS Web AppBuilder
Maxar, Microsoft | IDWR | Idaho Department of Water Resources (IDWR)

Clifton City Limits
1/2 mi To The South.

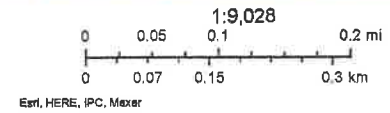
13-9518

ArcGIS Web Map



10/17/2024, 4:54:03 PM

- Counties
- PLS Sections
- Quarter Quarters
- Townships



ArcGIS Web AppBuilder
Maxar | IDWR | Idaho Department of Water Resources (IDWR)

SEE Accompanying
MAP.

13-9518



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

December 31, 2024

JEFFREY WAYNE SMART
5825 N WESTSIDE HWY
CLIFTON, ID 83228

RE: Application for Permit No. 13-9518

Dear Applicant:

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the PRESTON CITIZEN on 1/8/2025 and 1/15/2025. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Tuesday, December 31, 2024 2:07 PM
To: legals@prestoncitizen.com
Subject: Legal Notice for Preston Citizen
Attachments: 13-9516, 13-9518, 89484 Preston Citizen.docx

LEGAL NOTICE DEPARTMENT
PRESTON CITIZEN
PO BOX 472
PRESTON, ID 83263

RE: Application for Permit No. 13-9516, 13-9518, 89484

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 1/27/2025. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

13-9516

JIMMIE D & ANNABETH OLSON, 4724 E STATION CREEK RD, PRESTON, ID 83263-5227

Point of Diversion NENENE S34 T14S R40E FRANKLIN County

Source SPRING Tributary STATION CREEK

Use: STOCKWATER

01/01 to 12/31

0.02 CFS

Total Diversion:

0.02 CFS

Date Filed: 11-14-2024

Place Of Use: STOCKWATER

T14S R40E S34

NENE

13-9518

JEFFREY WAYNE SMART, 5825 N WESTSIDE HWY, CLIFTON, ID 83228

Point of Diversion NESW S16 T14S R38E FRANKLIN County

Source SPRING Tributary SINKS

Point of Diversion NESW S16 T14S R38E FRANKLIN County

Source GROUND WATER Tributary

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Total Diversion:

0.04 CFS

Date Filed: 10-24-2024

Place Of Use: DOMESTIC

T14S R38E S16

NESW

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Eastern office at (208)525-7161; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 1/27/2025. The protestant must also send a copy of the protest to the applicant.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 89484

E & M TRUST and GREG GOLIGHTLY, 2378 S 1600 E, PRESTON, ID 83263 has filed Application No. 89484 for changes to the following water rights within FRANKLIN County(s): Right No(s). 13-9542; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion and place of use. Proposed point of diversion is in NWNW Sec 6 T16S R40E for 1.14 cfs from Spring Creek. Proposed place of use is in NENE and SENE Sec 12 T16S R39E, and Lot 1 (NWNW), Lot 2 (SWNW), and SENW Sec 7 T16S R40E for 57 acres and stockwater.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 1/27/2025. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 1/8/2025 and 1/15/2025