

**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 BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

RECEIVED

JAN 28 2025

IDWR/Preston

Ident. Number: 13-2052
Date Received: 10/3/2024
Receipt No: P001776
Claim Fee: \$54.00
Received By: MB

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

1. Name of Claimant(s)

ROSS AND LEONE SMITH REVOCABLE TRUST
14416 N HWY 34
THATCHER ID 83283

Phone: (208) 427-6227

2. Date of Priority: 8/9/1912

3. Source:

WILLIAMS CREEK
WILLIAMS CREEK
WILLIAMS CREEK
SPRING

Trib. to:

BEAR RIVER
BEAR RIVER
BEAR RIVER
WILLIAMS CREEK

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
12S	41E	28	NE NE		FRANKLIN	
12S	41E	19	SW SE		FRANKLIN	
12S	41E	29	NW NE		FRANKLIN	
12S	41E	28	NW NE		FRANKLIN	

5. Description of diverting works:

Bubbler with two pipes that deliver water to the upper fields that are used for sprinkle irrigation from hand lines.

Open ditch diverts water from the creek and is used for flood irrigation.

Rocks in the creek are used to divert water into a closed piping system. The piping system delivers water to a pivot and other risers that supply handlines to irrigate areas that the pivot cannot reach.

Pipe buried in the spring that collects water and diverts it down the valley to supply the house.

Water is only used in the house.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
DOMESTIC	01/01	12/31	0.04		
IRRIGATION	04/01	10/31	1.34		

7. Total Quantity Appropriated is:

1.34 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

2 homes.

9. Place of use:

DOMESTIC within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
12S	41E	19	SE		SW		
12S	41E	19	SW		SE		
12S	41E	30	NW		NE		
12S	41E	30	NE		NW		

IRRIGATION within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
12S	41E	19	SE		SW		0.4
12S	41E	28	NW		NW		0.8
12S	41E	29	NE		NE		5.9
12S	41E	29	NW		NE		1.1
12S	41E	29	SW		NE		26
12S	41E	29	SE		NE		19
12S	41E	29	SW		NW		14
12S	41E	29	SE		NW		21
12S	41E	29	NE		SW		6.9
12S	41E	29	NE		SE		0.4
12S	41E	29	NW		SE		23
12S	41E	30	NE		NE		27
12S	41E	30	NW		NE		25
12S	41E	30	SE		NE		35
12S	41E	30	NE		NW		0.5

Total Acres = 206

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

If your answer is no, describe in remarks below the authority you have to claim this water right.

11. Other Water Rights Used:

13-854 and 13-821A.

12. Remarks:

Priority Date Explanation:

This is the date that was licensed and the use continues today.

The licensed water right originally included domestic use. I am not sure where or how the domestic use was used, but in the 1980's I changed the domestic use from the creek as licensed and instead began using the spring. The spring is tributary to Williams Creek. The spring supplies the in-home use for both homes (one main home and the other is a "hired hand house"), both of which were built prior to the spring development.

THE SOURCE, BRIDGE CK., WHICH APPEARS ON LIC. IS NAMED WILLIAMS CK. ON USGS MAP. P/D ON LIC. APPEARS AS SW CORNER OF NWNW, S27, 12S, 41E.

13. Basis of Claim: License

14. 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 BEAR 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 Organizations:

I do solemnly swear or affirm under penalty of perjury that I am, and I have signed the foregoing document in the space below as the

Trustee of Ross & Leone Smith Revocable Trust
Agents Title (please print) Name of Organization (please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Ross Smith Date 10/03/2024

Printed Name of Authorized Agent Ross Smith

10

1,050

0

2,100 Feet



[illegible]

Conclusion: 

1,700 Feet



BRBA Claims 13-821A, 854, and 2052

