

**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

Ident. Number: 13-7392
Date Received: 8/22/2024
Receipt No: P001238
Claim Fee: \$155.00
Received By: CG

RECEIVED

AUG 29 2024

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

IDWR/Preston

1. Name of Claimant(s)

WAYNE CECIL SMART
5805 N WEST SIDE HWY
CLIFTON ID 83228

Phone: (208) 909-9341

AND/OR

CAROLYN SMART
5805 N WEST SIDE HWY
CLIFTON ID 83228

Phone: (208) 909-9341

2. Date of Priority: 5/27/1983

3. Source:

GROUND WATER
SPRING SINKS

Trib. to:

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
14S	38E	16	NE SW		FRANKLIN	
14S	38E	16	NE SW		FRANKLIN	

5. Description of diverting works:

3 hp water pump pumps water to 10,000 gallon tank that tank piped to homes on property. A 7 1/2 hp water pump pumps water to irrigate with.
Buried corrugated pipes from the spring pipe directly to the 10,000 gallon tank and enters from two directions front and side.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
DOMESTIC	01/01	12/31	0.08		1.8

IRRIGATION	04/01	10/31	0.51	216.5
STOCKWATER	01/01	12/31	0.08	8

7. Total Quantity Appropriated is:

0.59 C.F.S. and/or 226.3 A.F.A.

8. Non-irrigation uses:

80 head of mixed stock.
3 homes.

9. Place of use:

DOMESTIC within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
14S	38E	16	NE		SW		

IRRIGATION within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
14S	38E	16	SW		NE		9.8
14S	38E	16	SE		NE		0.4
14S	38E	16	SE		NW		1.2
14S	38E	16	NE		SW		23
14S	38E	16	NW		SW		21
14S	38E	16	SW		SW		13
14S	38E	16	NE		SE		1.2
14S	38E	16	NW		SE		19

Total Acres = 88.6

STOCKWATER within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
14S	38E	16	NE		SW		

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:

None.

12. Remarks:

Priority Date Explanation:

This is the date licensed to this water right. Use continues to this day.

Rights 13-4227 and 13-7392 when combined shall not exceed a total diversion rate of 0.08 cfs and are limited to 3 homes.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

Use of this right is combined with water from Rushville Irrigation Co.

Domestic use is for 3 homes. Irrigation of lawn, garden and landscaping associated with the homes is authorized under the irrigation component of this right.

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 Individuals:

I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

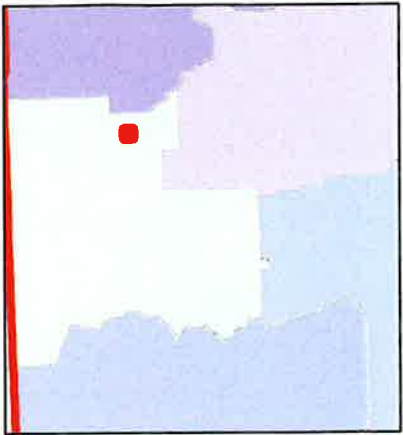
Signature of Claimant(s): Wayne Cecil Smart Date: Aug 29, 2024
_____Wayne Cecil Smart_____
Date: _____



Idaho Department of Water Resources

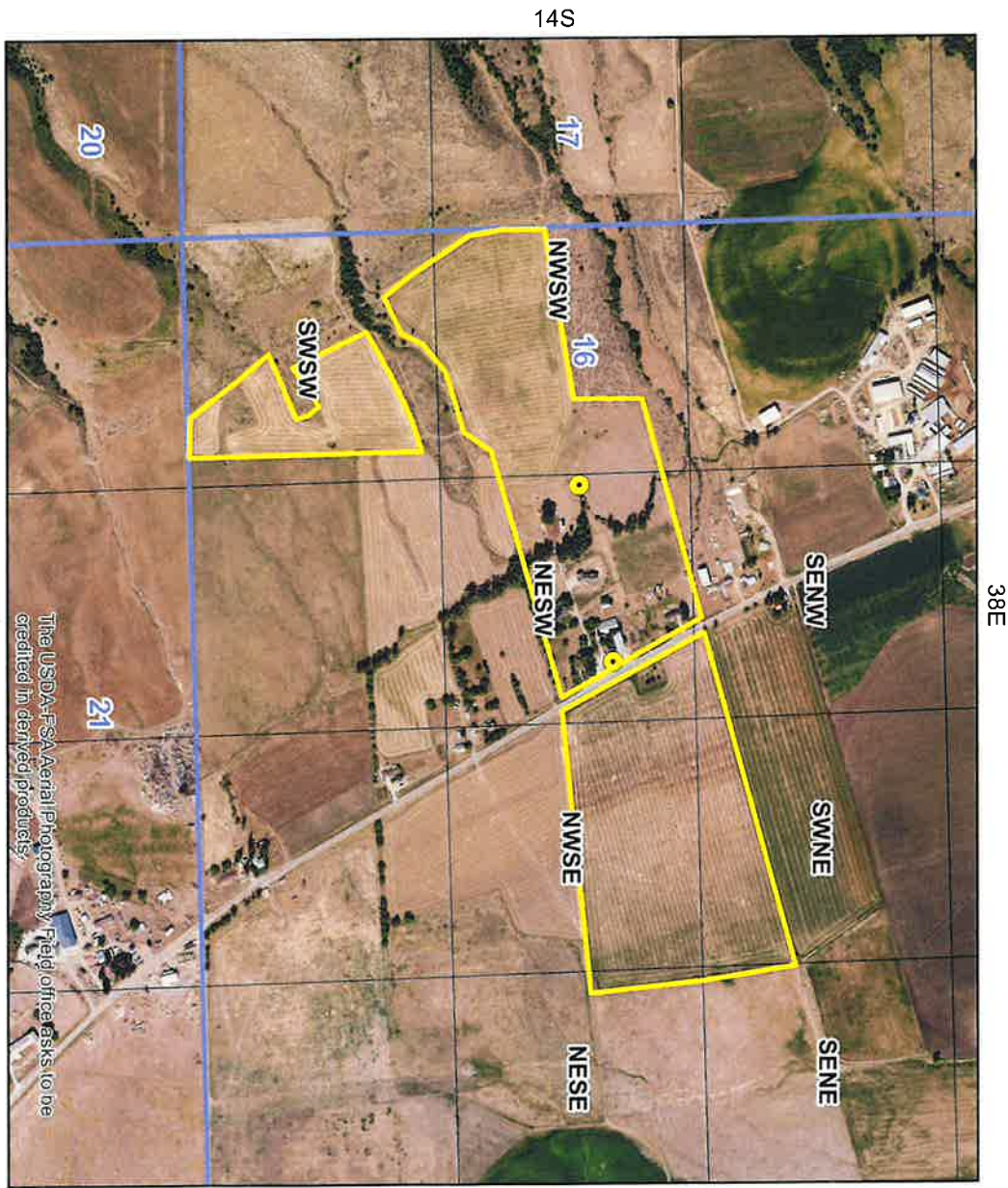
Adjudication Claim
13-7392
(IRRIGATION)

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



Franklin County
IDWR Basin 13

Prepared by Glass, Collin
On August 29, 2024
Background: 2021 Aerial Photography



Wayne Cecil Smart
NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.