

**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: 13-7898
Date Received: 10/2/2024
Receipt No: P001367
Claim Fee: \$25.00
Received By: CB

RECEIVED

OCT 02 2024

IDWR/Preston

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

For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day

1. Name of Claimant(s)

KC SMITH
2808 E HWY 36
PRESTON ID 83263

Phone: (208) 847-5750

OR

ASHLEY SMITH
2808 E HWY 36
PRESTON ID 83263

Phone: (208) 409-2357

2. Date of Priority: 1/1/1890

3. Source:
BEAR RIVER

Trib. to:
GREAT SALT LAKE

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
14S	40E	29	NE NW		FRANKLIN	

5. Description of diverting works:

A shallow sump will be dug next to the stream bank and a perforated pipe with a pump, installed.
Instream Stockwater.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
STOCKWATER	01/01	12/31	0.02		

7. Total Quantity Appropriated is:

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

8. Non-irrigation uses:

200 cattle

9. Place of use:

STOCKWATER within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
14S	40E	20	SW		SE		
14S	40E	29	NW		NE		
14S	40E	29	NE		NW		
14S	40E	29	NW		NW		

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:

12. Remarks:

Priority Date Explanation:

This is when the land was homesteaded by Hyrum James Smith and water first used and use continues today.

Stockwater use is for 200 range cattle.

This notice was filed in accordance with Section 42-113(3), Idaho Code. Diversion and use of water in accordance with this notice shall not exceed 13,000 gallons per day for stockwater use. The water delivery system established in accordance with this notice shall be fully enclosed and shall be equipped with an automatic shutoff valve or a mechanism for returning unused water to the source through an enclosed system. The water delivery system shall be designed to facilitate measurement of the rate of flow through the system.

The quantity of water under this right shall not exceed 13,000 gallons per day.

The system established for delivery of water to stock trough(s) under this right shall be fully enclosed and shall be equipped with an automatic shutoff valve or a mechanism for returning unused water to the source through an enclosed system. The water delivery system shall be designed to facilitate measurement of the rate of flow through the system.

13. Basis of Claim: Statutory Claim

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):

KC Smith

Date:

10-2-24

Date: _____