

RECEIVED

JUN 18 2026

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, WR/Preston
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: 11-7712
Date Received: 8/11/2023
Receipt No: P000371
Claim Fee: \$62.00
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JODY SMITH
~~672 ALLEMAN LN~~ 210 HAYES LN
MONTPELIER ID 83254

Phone: (208) 840-0736

KALEB SMITH
~~672 ALLEMAN LN~~ 3091 Nounen Road
MONTPELIER ID 83254

Phone: (208) 881-7852

2. Date of Priority: 5/1/1885

3. Source:

~~NOUNAN CREEK~~ STAUFFER CREEK

Trib. to:
BEAR RIVER

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
11S	43E	22	NE NW		BEAR LAKE	REDIVERSION
11S	43E	22	NW SE		BEAR LAKE	
11S	43E	22	SW SE		BEAR LAKE	
11S	43E	22	SE SW		BEAR LAKE	
11S	43E	22	SE SW		BEAR LAKE	INJUNCTION

5. Description of diverting works:

To the best of my knowledge there is a tarp in the creek which dams and flood irrigates to my property.

Tarp in the creek which dams up the water for flood irrigation.

Water is diverted upstream from my property. There is a shared headgate on property owned by Kempton, which diverts water into an unnamed creek system. That creek system goes through my property which I use to irrigate from.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
IRRIGATION	04/20	09/30	~~0.15~~ 0.23		

7. Total Quantity Appropriated is:

~~0.15~~ 0.23 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

9. Place of use:

IRRIGATION within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
11S	43E	22	SW		SE		11
11S	43E	27	NW		NE		0.3

Total Acres = 11.3

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 the date decreed. Flood irrigation has continued today.

Acres Irrigated = 57.0.

Source also known as Nounan Creek.

POD incomplete, 5 ditches.

13. Basis of Claim: Decreed



Place of Use



Headgate
point of diversion

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 X 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):  Date: 6-13-26
Paul B. Smith Date: 6-13-26