

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 SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A27-07300
Date Received: 5/31/1989
Receipt No: 6008457
Received By: En

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FLORIAN WERNETTE 208-785-0534
Address: 494 N. 600 E.
FIRTH, ID 83263

OR
Name: OPAL WERNETTE 208-785-0534
Address: 494 N. 600 E.
FIRTH, ID 83263

2. Date of Priority: FEB 02, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	36E	11	SW	SE	NE		BINGHAM

5. Description of diverting works:
WELL, PUMP AND CENTER PIVOT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.560		

7. Total Quantity Appropriated is:
1.560 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 225.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A27-07300

Page 1

Date: 05/31/89

A2707300



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NOV 12 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	36E	11	SW	NE		IRR	33.0
			SE	NE		IRR	32.0
			NE	SE		IRR	10.0
						Section Acres	75.0
						Total Acres	75.0

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

CLAIM TO SAND CREEK WASTE WATER A27-10994

14. Remarks:

CLAIM BASED UPON BENEFICIAL USE FIELD EXAM DONE BY IDWR.

15. Basis of Claim: PERMIT

16. 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 Snake 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: 1

For Individuals:

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

Signature of Claimant(s): Theresa Wernette Date: May 31, 1989
Opal Wernette Date: May 31, 1989

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 31 day

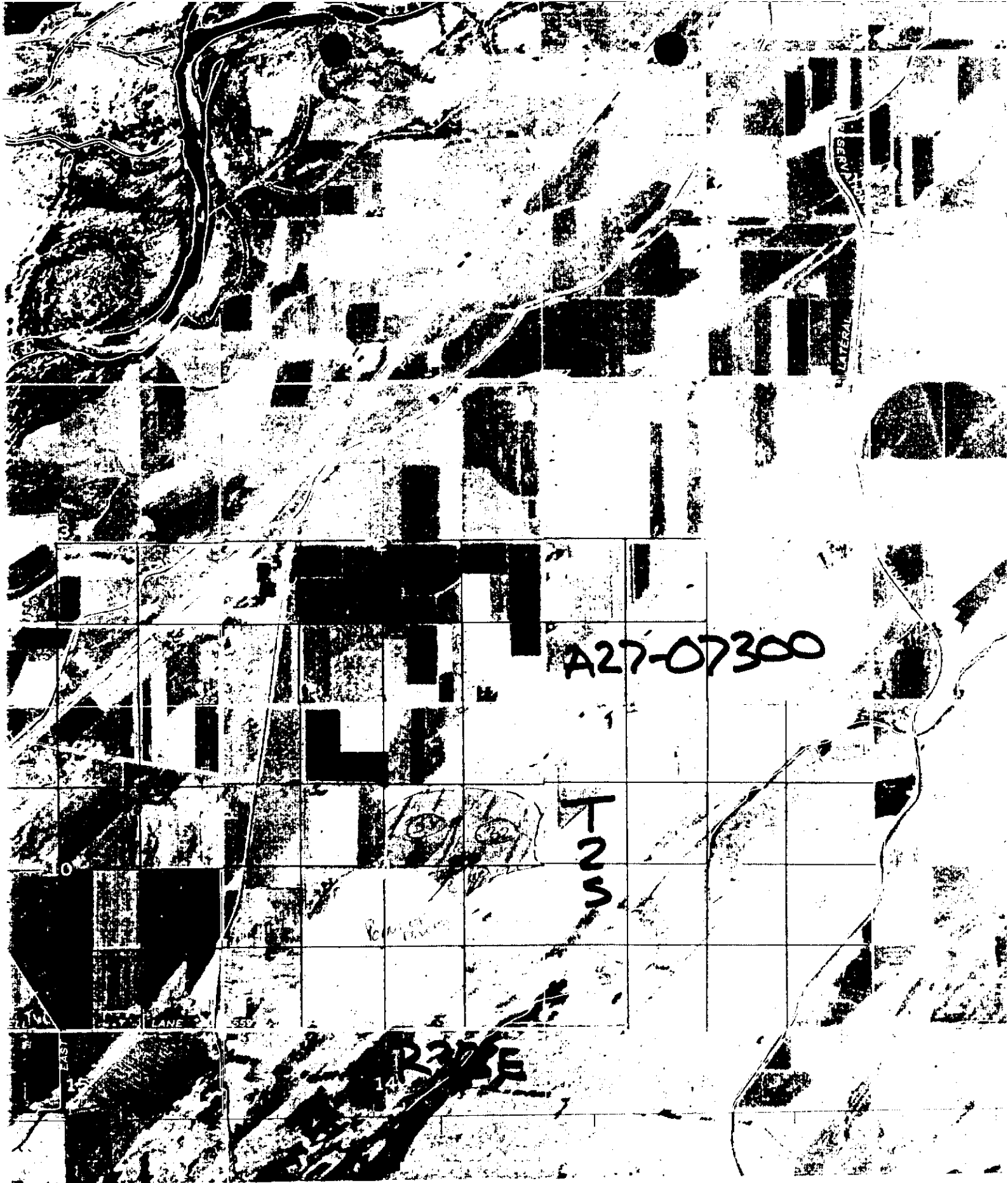
of May 19 89

Seal

[Signature]
Notary Public

Residing at Dahotell B

My Commission Expires 22 Aug 1994



operation

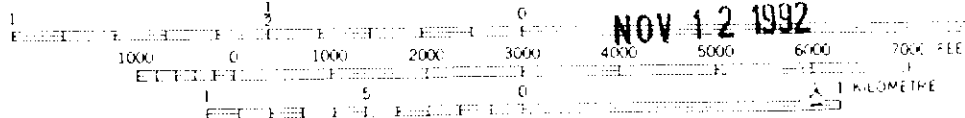
-scale
1974

Idaho coordinate

SCALE 1:24,000

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NOV 12 1992



Log for claim 27-07300

Spatial Dynamics LTD

12/29/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
02s36e	11	SENE	32	35	
02s36e	11	SWNE	33	37	
02s36e	11	NESE	10	6.7	
Totals:			75	78.7	

AJ5809NP
No. A27-07300

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 125

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FLORIAN WERNETTE	02/02/1982	IRRIGATION	03-15 11-15	1.560 CFS	
C	OPAL WERNETTE					
	494 N 600 E			TOTAL DIVERSION:	1.560 CFS	
	FIRTH ID 83263			CONSUMPTIVE USE:		225.00 AFA
	(208) 785-0534					
Water Source: GROUNDWATER		Tributary to:		Stage: PERMIT		

AJ5809NP
No. A27-07300

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 126

Point(s) of Diversion: T02S R36E S11 SWSENE BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE							
		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	

02S	36E	11	:				33		32	:							10				:	75.0	
																				TOTAL ACRES		75.0	

POU County: BINGHAM

Non-Irrigation Uses: NONE

Other Rights: CLAIM TO SAND CREEK WASTE WATER A27-10994

Other Water Rights Listing Overlapping Place(s) of Use:

A01-00001J A01-00038 A01-00039 A01-00171 A01-00172 A01-00250 A01-00298 A01-00328 A01-10247 A27-07157

Conditions of Approval:

- 01C - A flow measurement port or other device as specified by the
- Department shall be installed by the right holder to provide for
- the installation of measuring equipment and the determination of
- the rate of diversion by the Department.

Remarks: GEN CLAIM BASED UPON BENEFICIAL USE FIELD EXAM DONE BY IDWR.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 05/31/89 VERNER 01/17/95 JTHOMPSO 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. [REDACTED]

Priority: February 2, 1982 Maximum Diversion Rate: 1.46 CFS
Maximum Diversion Volume: 262.5 AF

This is to certify, that FLORIAN WERNETTE
494 N. 600 E.

FIRTH, ID 83236 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 2, 1982; and
has submitted Proof of Beneficial Use on December 2, 1982. An examination indicates
that the works have a diversion capacity of 1.460 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	1.46 CFS	273.0 AF

LOCATION OF POINT(S) OF DIVERSION: SENE, Sec. 11, Township 02S, Range 36E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	36E	11	SWNE 34	SENE 34	NESE 10	78
Total number of acres irrigated:						78

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The right to use water confirmed by this license is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

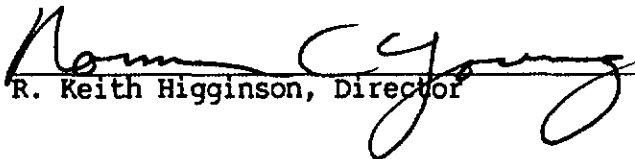
This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 8TH
day of AUGUST, 19 89.

MICROFILMED

AUG 21 1989

Acting for

R. Keith Higginson, Director



State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 27-07300

RECEIVED

MAY 11 1989

Date of Priority: February 2, 1982

Comes now
RT. 1
FIRTH, ID 83263

FLORIAN WERNETTE

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 27-07300, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	<u>3/15 to 11/15</u> ~~04/01 to 11/01~~	~~1.50~~ 1.46 CFS	262.5 AFA

LOCATION OF POINT(S) OF DIVERSION: SENE, Sec. 11, Township 02S, Range 36E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S 36E 11	SWNE 33 <u>84</u>	SENE 32 <u>34</u>	NESE 10	~~75~~ <u>78</u>
Total number of acres irrigated:				~~75~~ <u>78</u>

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Firth Idaho, this 9th day of May, 1989.

MICROFILMED

AUG 21 1989

Florian Wernette
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 27-07300

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$20.00 Received by K. Young Date 5/12/89

ACTION OF THE DEPARTMENT OF WATER RESOURCES #C006755

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 27-07300 with the following;

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Witness my hand this 8TH day of AUGUST, 1989

Norman C. Young
Acting for (Director)

MICROFILMED

AUG 21 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

No. changed 27-7300

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Florian Wernette Phone 785-0534
Post office address Firth, Idaho 83236

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 11 Township 2S
Range 36E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.56 for irrigation purposes from 4/01 to 11/01 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 1.56 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pump, center pivot

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 120 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

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b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	36E	11			40	38													78

Total number of acres to be irrigated 78

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Applicant

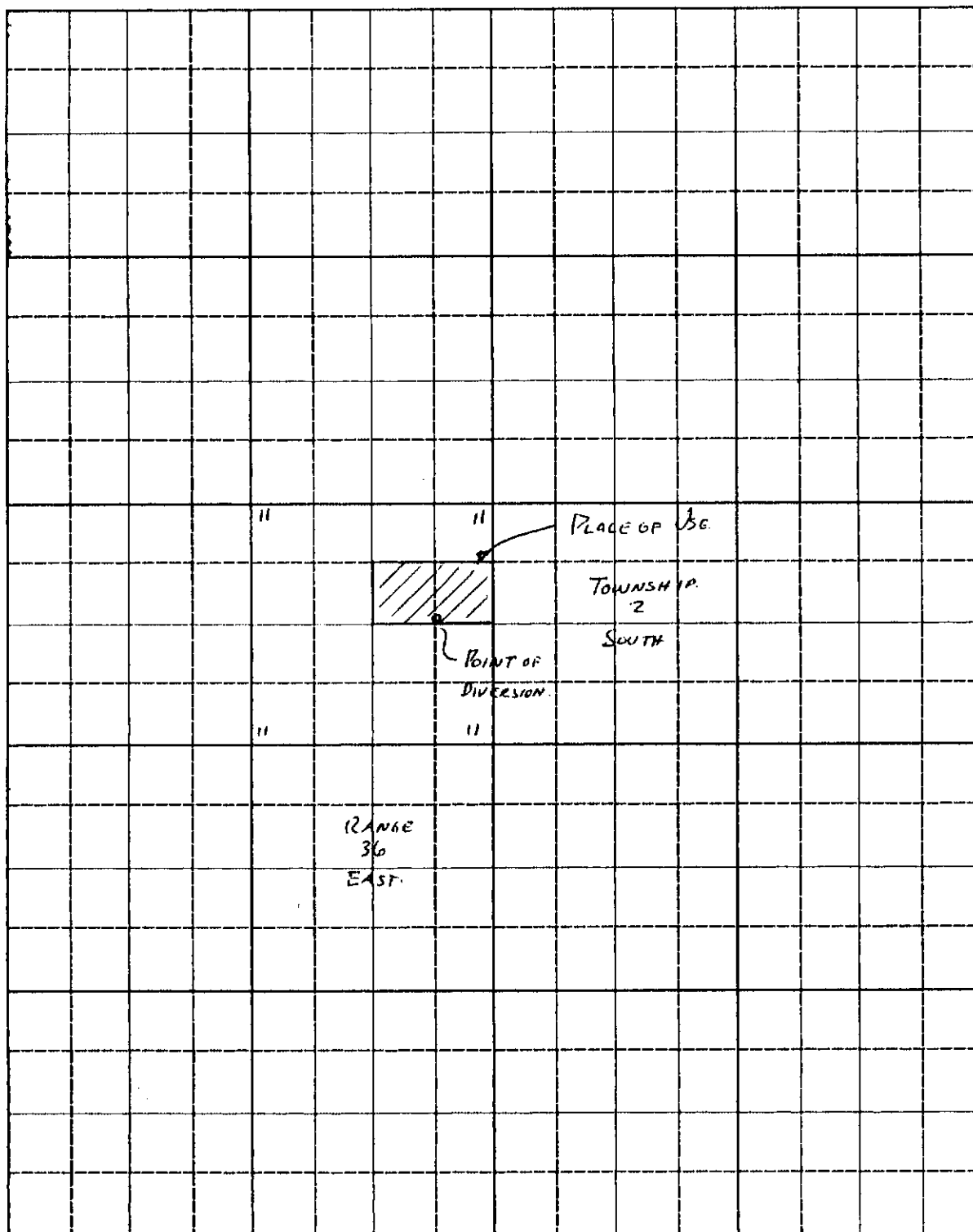
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

RECEIVED

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICROFILMED

Florian M. Vermette
(Applicant)

Received by SN Date 2/2/1982 Time 2:45
 Preliminary check by KCW Fee \$ 65.00
 Receipted by CW Date 2-02-82 # 20068
 Publication prepared by Bo Date 2-3-82
 Published in Blackfoot News
 Publication dates 2-11 EX 2-18-82
 Publication approved (CW) Date 3-02-82
 Protests filed by: None

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by EMC. R

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 27-7300, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
 An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 28th day of April, 1982.

J. Glen Saxton
 Chief, Operations Bureau

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JAN 2 1986

Department of Water Resources

1. Owner: Florian Wernette Phone No. 785-0534
Current Address: Rt 1 Firth, ID.
2. Accompanied by: Applicant EXAM. DATE: 7-06-84
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Groundwater tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	U.S. Electric	50	R-6231-06-112	Awara	NA

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. **System Description** (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

well pump to pivot on half circle + partial hand line
(8 tower lockwood)

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Annubar					6.0"	
Eagle Eye meter				091471	10-80	5/29/84

7. Measurements 7.5" ID 11" Meter ☐ Additional data/computation sheets attached
mainline Reading

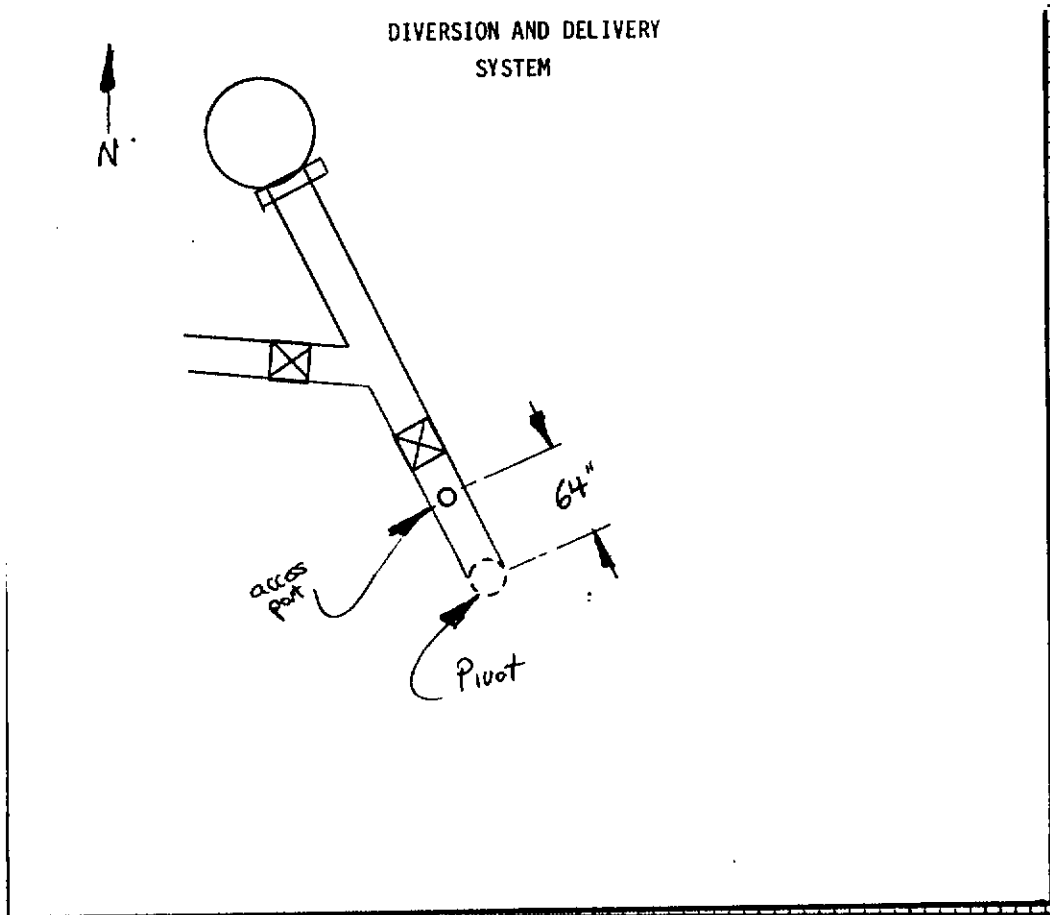
8. Point(s) of Diversion: Indicate Method of Determination *ASCS A w Photo*

[illegible]

- | | | |
|----|------------------|---|
| 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination |
|----|------------------|---|

[illegible]

10. Other water rights on these lands N.A.
11. Other water right diverted from same p.d. N.A.
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☐ Change P.U. as reflected above

☒ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature J.W. Jones Date 9-13-85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

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CONSULTANT SEAL

AUG 41 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
JAN 2 1986

27-7300
Permit No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$Q = \left(\underset{\text{Mainline}}{7.5" \text{ ID}} \right)^2 \times 3.85 \sqrt{\underset{\text{Reading}}{11" \text{ meter}} \times \underset{\text{Correction Factor}}{0.911}}$$

$$Q = 685.5 \text{ gpm or } \underline{\underline{1.53 \text{ cfs}}} \text{ capacity}$$

b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{IR} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{75 \text{ acres} \times 3.5 \text{ cfs/acre} = 262.5 \text{ cfs}} \\ V_{DR} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{1.48 \text{ cfs} \times 214 \times 1.9835 = 628.2} \\ V &= \text{Smaller of } V_{IR} \text{ and } V_{DR} = \underline{262.5 \text{ cfs}} \end{aligned}$$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: NA

b) Other water rights with same point of diversion: NA

c) Analysis:

1/ well has 1.53 cfs capacity but only irrigating 75 acres ($75 \times 0.02 \text{ cfs} = 1.50 \text{ cfs}$)
2/ 1.50 cfs maximum allowable & does not exceed permit amt.
3/ License for 1.50 cfs

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AUG 21 1989

RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity

4. Permit Holder: SAINT JOHN'S UNIVERSITY

Address: _____

5. Source: _____ tributary to _____

6. Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
Irrigation	4-01	11-01	1.50	262.5

Allowable Maximums: _____

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: _____

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None☐ Change P.U. as reflected above ☒ Add P.U. as reflected above ☐ Other

11. Examiner's Signature Adrian Jones

Checked in Regional Office by Hans Gellman

Approved in State Office by _____

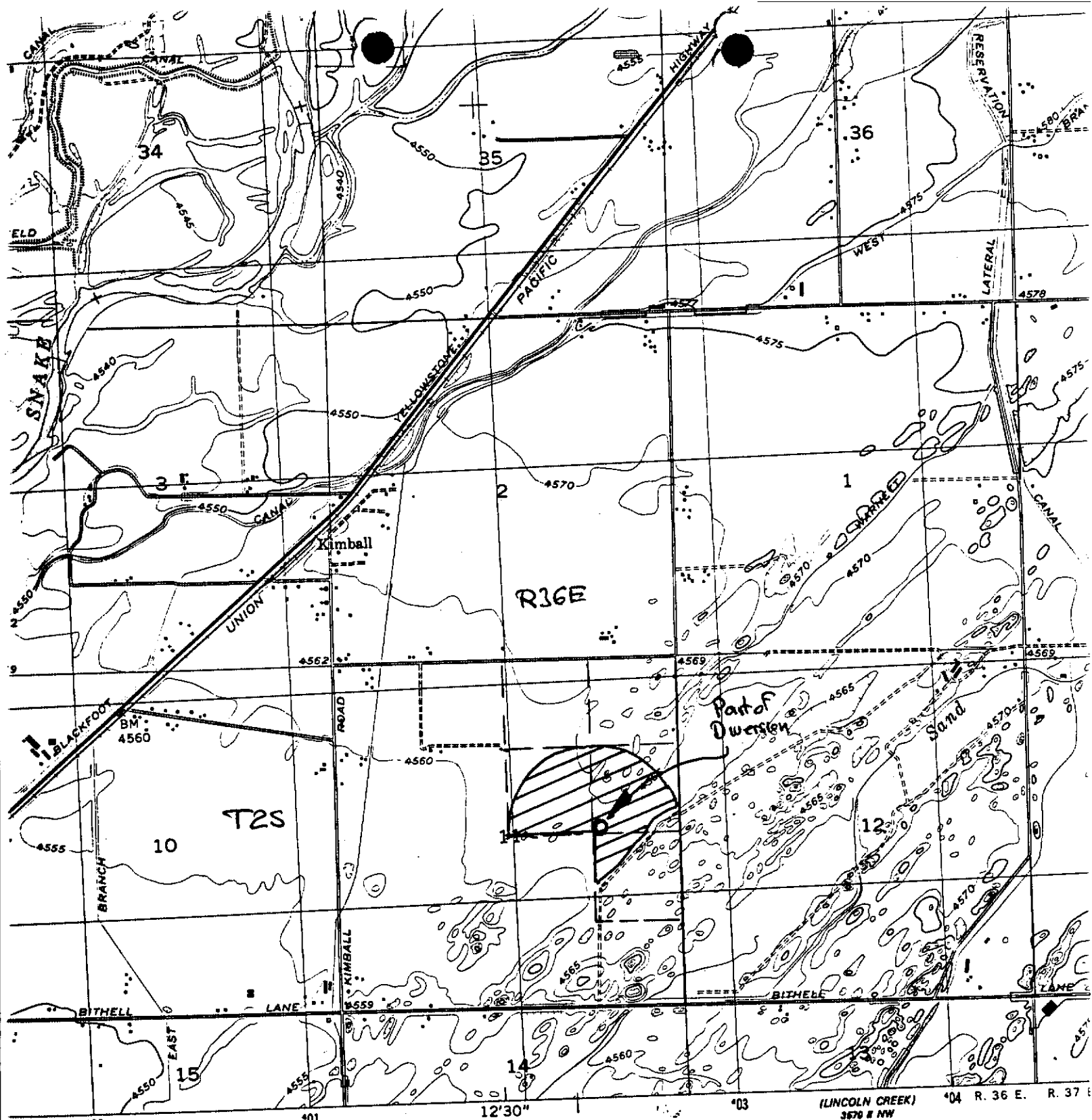
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AUG 21 1989

Date 9-16-85

Date 12-30-85

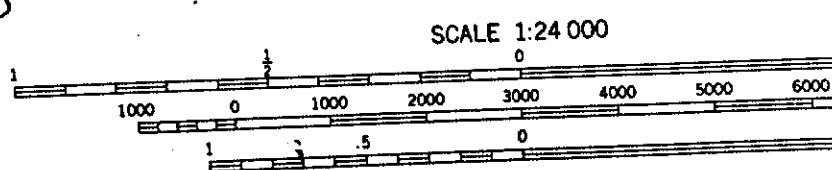
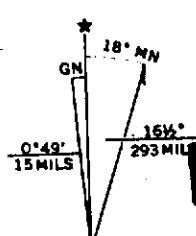
Date 2/22/89



1 by the Geological Survey
 ns by Kelsh plotter
 nd 1955. Aerial photographs taken 1946
 th American datum
 coordinate system, east zone
 Aercator grid

merican Datum 1983
 rs north and
 ed corner ticks
 ithin the boundaries of
 shown on this map
 dland compiled from

#27-7300



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CONTOUR INTERVAL 5 FEET
 NATIONAL GEODETIC VERTICAL DATUM OF 1929

UTM GRID AND 1979 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET
AUG 21 1989

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDAR
 FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTC
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON

R36E

2

B-411
411-B

T2S

P.D.

170

0.18

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AUG 21 1989

N
20.7

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#27-7300