

8 54⁰⁰ +

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: A27-07327
Date Received: 5/31/1989
Receipt No: 6008457
Received By: SD

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 83236
OR
Name: OPAL WERNETTE 208-785-0534
Address: 494 N. 600 E.
FIRTH, ID 83236

A2707327



2. Date of Priority: AUG 31, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
02S	36E	12	SW		NW		SE		BINGHAM

5. Description of diverting works:
PUMP TO SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.080		

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

8. Total consumptive use is 462.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	36E	12	SW		NE		IRR	6.0
			SE		NW		IRR	4.0
			NE		SW		IRR	26.0
			SE		SW		IRR	24.0
			NE		SE		IRR	10.0
			NW		SE		IRR	40.0
			SW		SE		IRR	38.0
			SE		SE		IRR	6.0
							Section Acres	154.0
							Total Acres	154.0

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:
A27-10994

14. Remarks:

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: _____

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

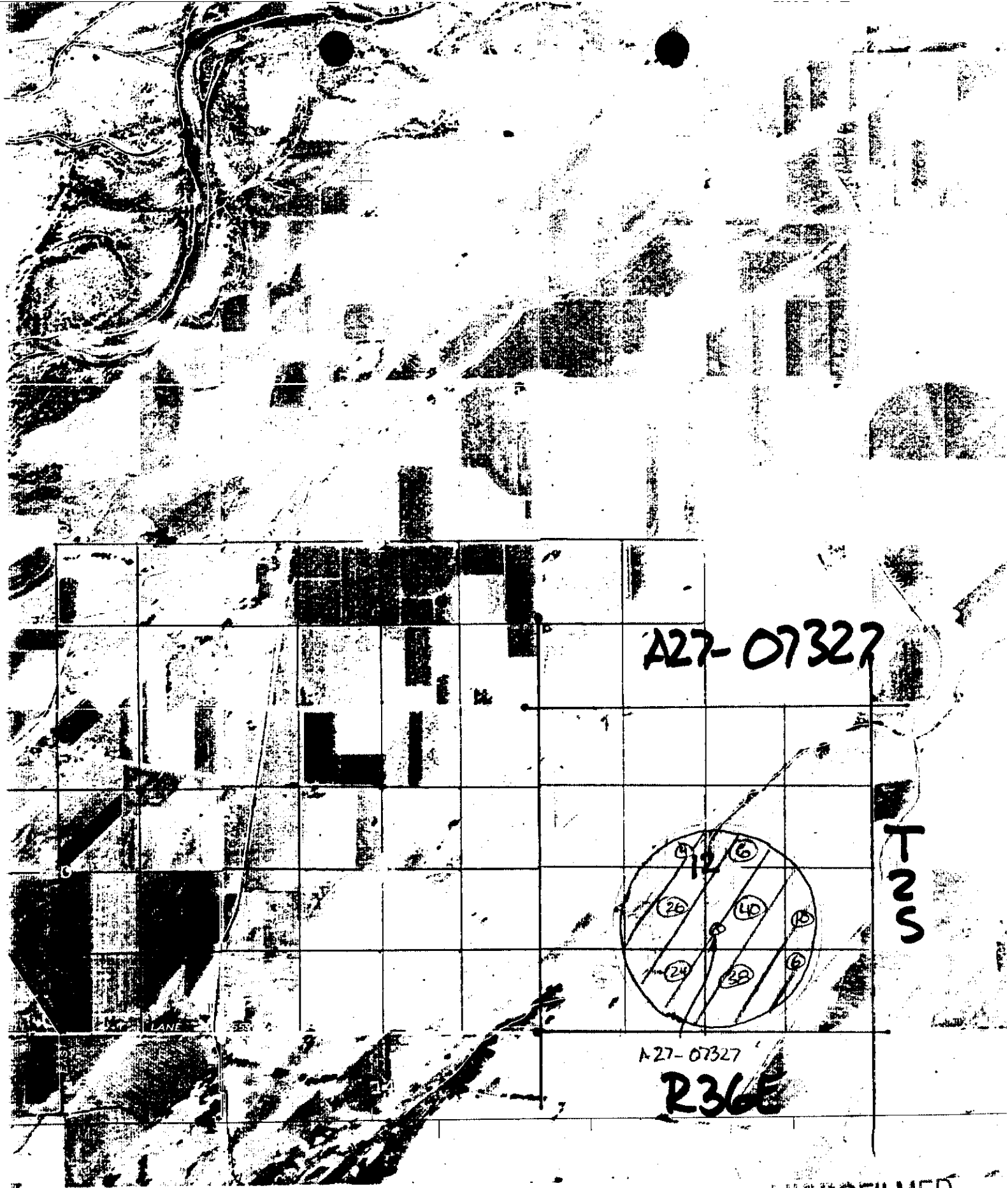
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 31 day
of May 19 89

[Signature]
Notary Public

Seal

Residing at Idaho Falls, ID
My Commission Expires 22 Aug 1994



A27-07327

T2S

A27-07327

R36E

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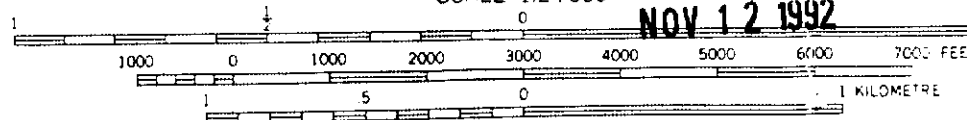
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NOV 12 1992

operation

-scale
1974

Idaho coordinate



Log for claim 27-07327

Spatial Dynamics LTD

1/2/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
02s36e	12	SWNE	6	7.1	
02s36e	12	SENE	4	2.9	
02s36e	12	NESE	10	9.4	
02s36e	12	NWSE	40	41	
02s36e	12	NESW	26	32	
02s36e	12	SESE	6	4.5	
02s36e	12	SWSE	38	34	
02s36e	12	SESW	24	24	
Totals:			154	154.9	

AJ5809NP
No. A27-07327

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 139

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FLORIAN WERNETTE	08/31/1982	IRRIGATION	03-15 11-15	3.080 CFS	
C	OPAL WERNETTE					
	494 N 600 E					
	FIRTH ID 83236			TOTAL DIVERSION:	3.080 CFS	
	(208) 785-0534			CONSUMPTIVE USE:		462.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T02S R36E S12

SWNWSE

BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
02S	36E	12	:			06	:			04	:	26		24	:	10	40 38 06 : 154.0
																TOTAL ACRES 154.0	

POU County: BINGHAM

Non-Irrigation Uses: NONE

Other Rights: A27-10994

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A27-07158

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

A01-00038 A01-00039 A01-00075Z1 A01-00076Z1 A01-00171 A01-00172 A01-00250 A01-00312Z1 A01-00328 A01-00368Z1
A01-00369Z1 A01-00370Z1 A01-10247 A25-00224Z1 A27-07158 A27-07339 A27-10994

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.

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: August 31, 1982

Maximum Diversion Rate:
Maximum Diversion Volume:¹

2.78 CFS
486.5 AF

This is to certify, that FLORIAN WERNETTE
OPAL WERNETTE

P.O. BOX 181
FIRTH, ID 83236

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 31, 1982; and has submitted Proof of Beneficial Use on December 2, 1982. An examination indicates that the works have a diversion capacity of 3.100 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	04/01 to 11/01	2.78 CFS	486.5 AF

LOCATION OF POINT(S) OF DIVERSION: NWSE , Sec. 12, 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	12	SWNE 5	SENW 1	NESW 25	
			SESW 18	NESE 9	NWSE 40	
			SWSE 36	SESE 5		139
Total number of acres irrigated:						139

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 use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use 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.

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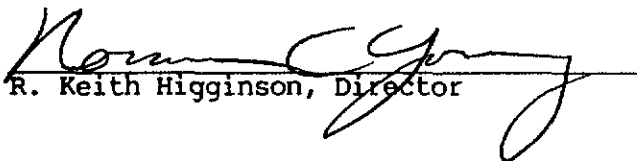
APR 17 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07327

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 4TH
day of April, 1990.

Acting for  R. Keith Higginson, Director

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APR 17 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Florian or Opal Wernette Phone 785-0534

Post office address Box 181, Firth, Idaho 83236

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

3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 2S

Range 36E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 3.08 for Irrigation purposes from 4-1 to 11-1 (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. 3.08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump to circular sprinkler

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: _____

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

[illegible]

Total number of acres to be irrigated **154**

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

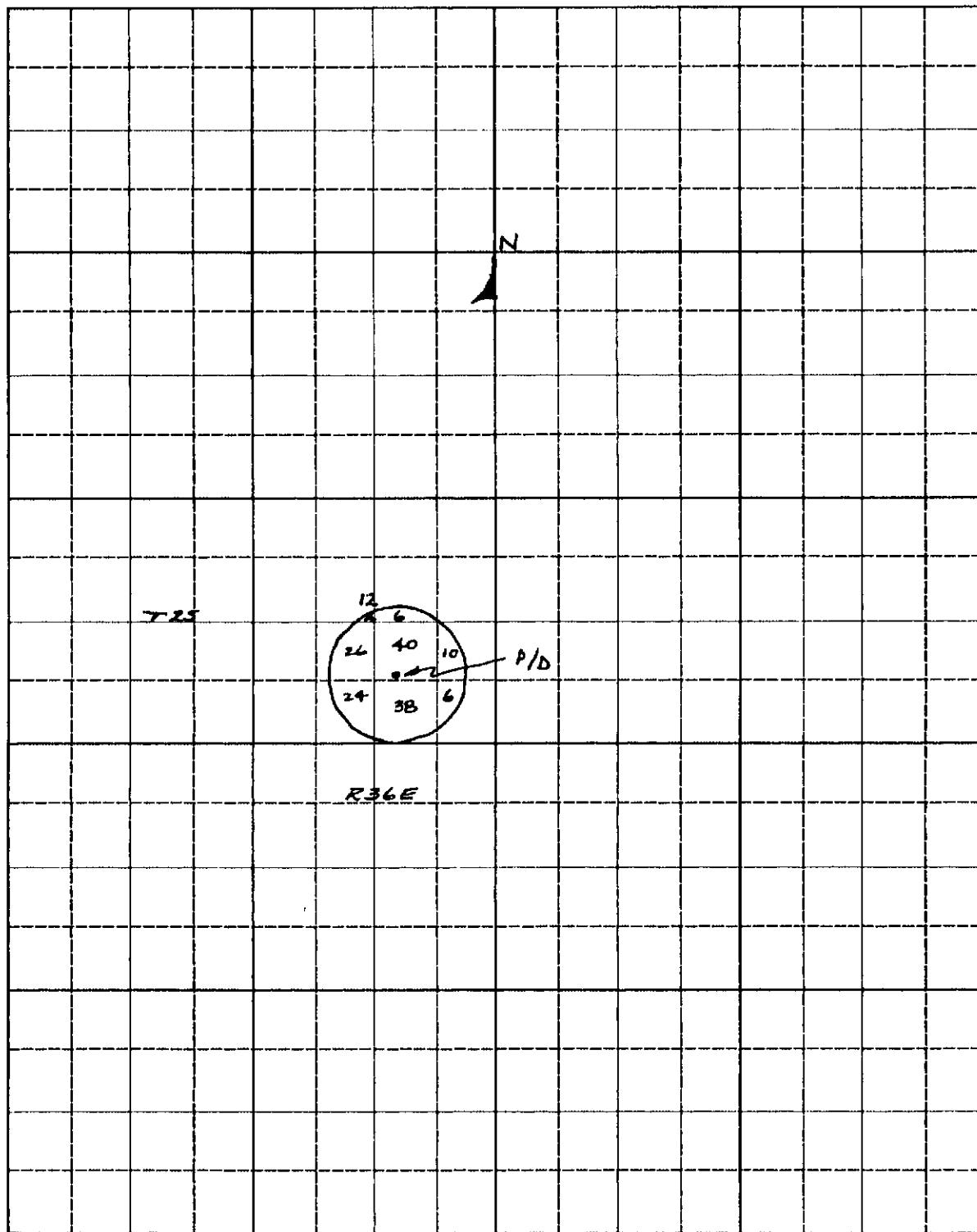
9. a. Who owns the property at the point of diversion Applicant

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

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.

Opal Wernette
(Applicant)

Proposed Priority 8/31/1982

Received by GR Date 8-31-82 Time 4:00p.m.

Preliminary check by Kew Fee \$ 105.00

Received by BP Date 9-1-82 #22479

Publication prepared by BP Date 9/9/82

Published in Blackfoot News

Publication dates 9/16 9/23/82

Publication approved BP Date 10/4/82

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC

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. 27-7327, 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 October 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 October, 1982.

L. Glen Saxton
Chief, Operations Bureau

JAN 13 1946

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

Permit No. 27-7327

Phone No. 785-0534

1. Owner: Florian Wernette Phone No. 785-0534
Current Address: Rt. 1 Firth, ID.
2. Accompanied by: Ken Wernette EXAM. DATE: 6-6-84
Address: _____ Phone No. _____
Relationship to Permit Holder: Son
3. Source: Groundwater tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	US Electric	75	R-6327-24-284	HA	NA
				Amorg	

*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 mainline + 8 tower lockwood pump

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Eagle Eye meter				091471		6-29-84
Annubar				191138	7.9"	

7. Measurements 8" ID mainline 7.9" Annular ☐ Additional data/computation sheets attached
large Meter # 091471 33" reading (meter)

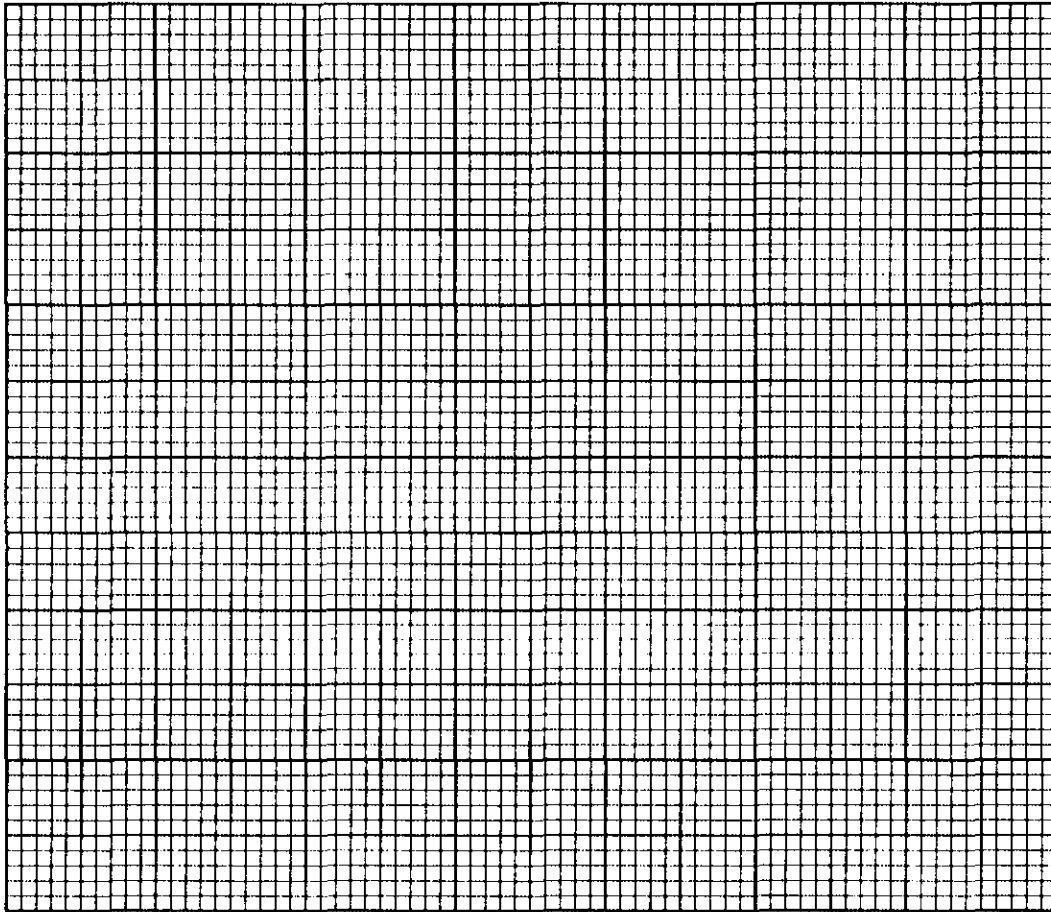
8. Point(s) of Diversion: Indicate Method of Determination *ASCS Photo*

[illegible]

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

[illegible]

10. Other water rights on these lands None
11. Other water right diverted from same p.d. None
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 HW Jones Date 4-12-85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

APR 17 1985

CONSULTANT SEAL

NOT FILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

JAN 13 1988

27-7327
Permit No.

1. Measurement Calculations

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

$$0.970 \text{ correct factor} \times 33 \text{ " meter reading} = 32.01 \text{ "}$$

$$(8'10")^2 \times 3.85 \times \sqrt{32.01} = 1394.06 \text{ gpm or } 3.106 \text{ cfs capacity}$$

$$139 \text{ acms} \times 0.02 \text{ cfs} = \underline{\underline{2.78 \text{ cfs}}}$$

b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{IR} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 139 \text{ acres} \times 3.5 \text{ af/a} = 486.5 \text{ af/a} \\ V_{DR} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.78 \text{ cfs} \times 214 \times 1.9835 = 1180.02 \\ V &= \text{Smaller of } V_{IR} \text{ and } V_{DR} = \underline{\underline{486.5 \text{ af/a}}} \end{aligned}$$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: N.A.

b) Other water rights with same point of diversion: N.A.

c) Analysis:

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RECOMMENDED AMOUNTS

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

4. Permit Holder: _____

Address: _____

5. Source: _____ tributary to _____

6. Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
Irrigation	4-1	11-1	2.78	486.5

Allowable Maximums: _____

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: _____

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~~APR 17 1990~~

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 Ad. Jones Date 4-12-85

Checked in Regional Office by Wm. S. K. Moore Date 1-3-86

Approved in State Office by Robert W. Gentry Date 11/30/88

RJGE

2 1

11 18

B-411
+11-B

A.
6.5
B
150
C.
6.5

H.
11.0

15.3

T2S,

APR 17 1990

FILED

Point of Div.

(18)

(36)

(9)

(5)

(19)

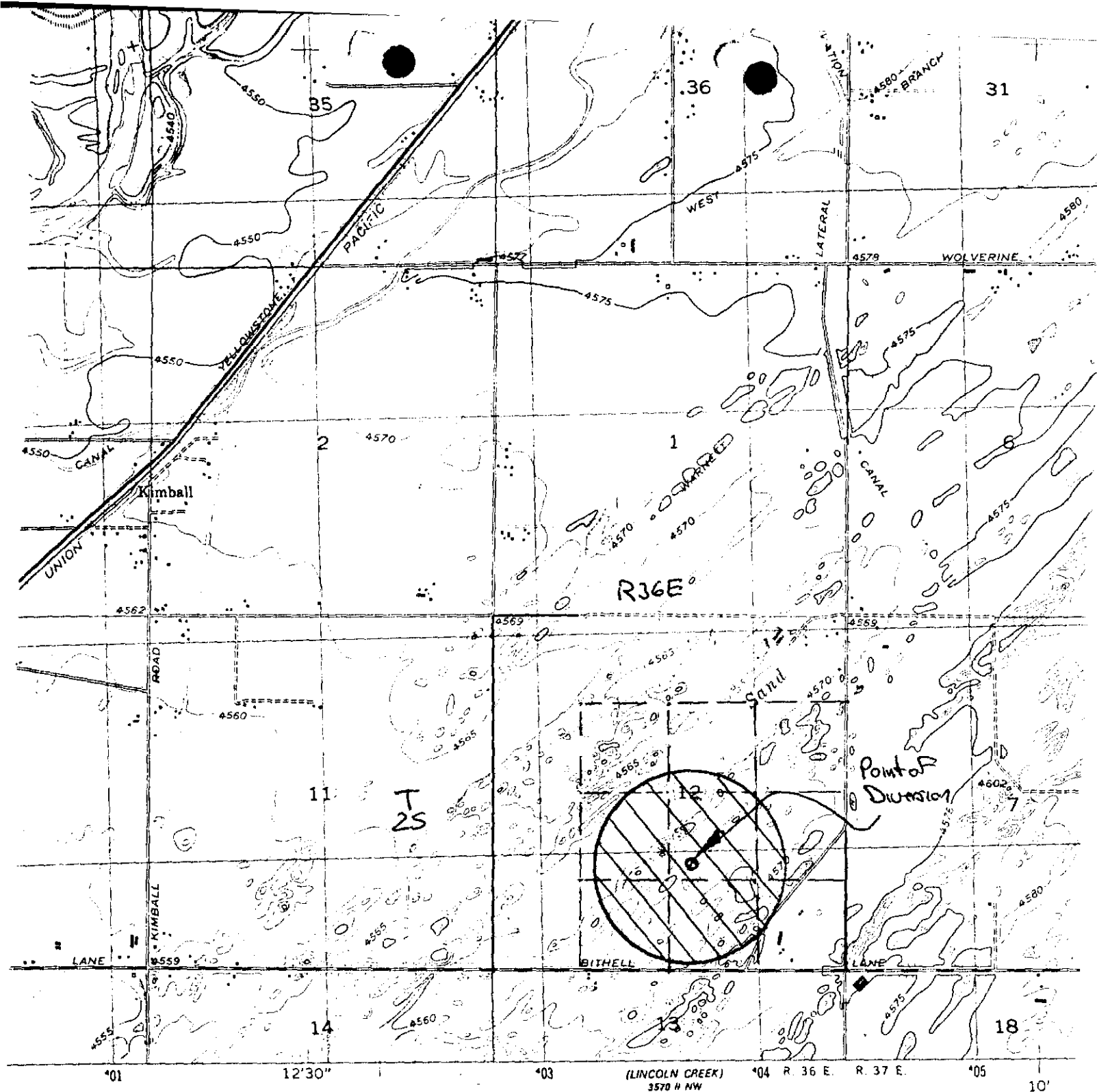
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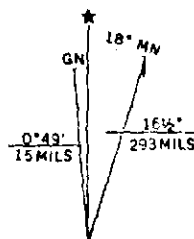
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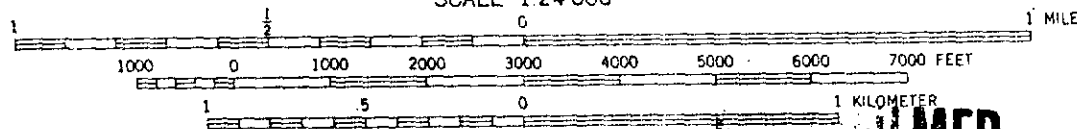
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photos taken 1946



UTM GRID AND 1979 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

SCALE 1:24 000



CONTOUR INTERVAL 5 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

MicroFILMED

APR 17 1990

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

*

27-7327

EASTERN

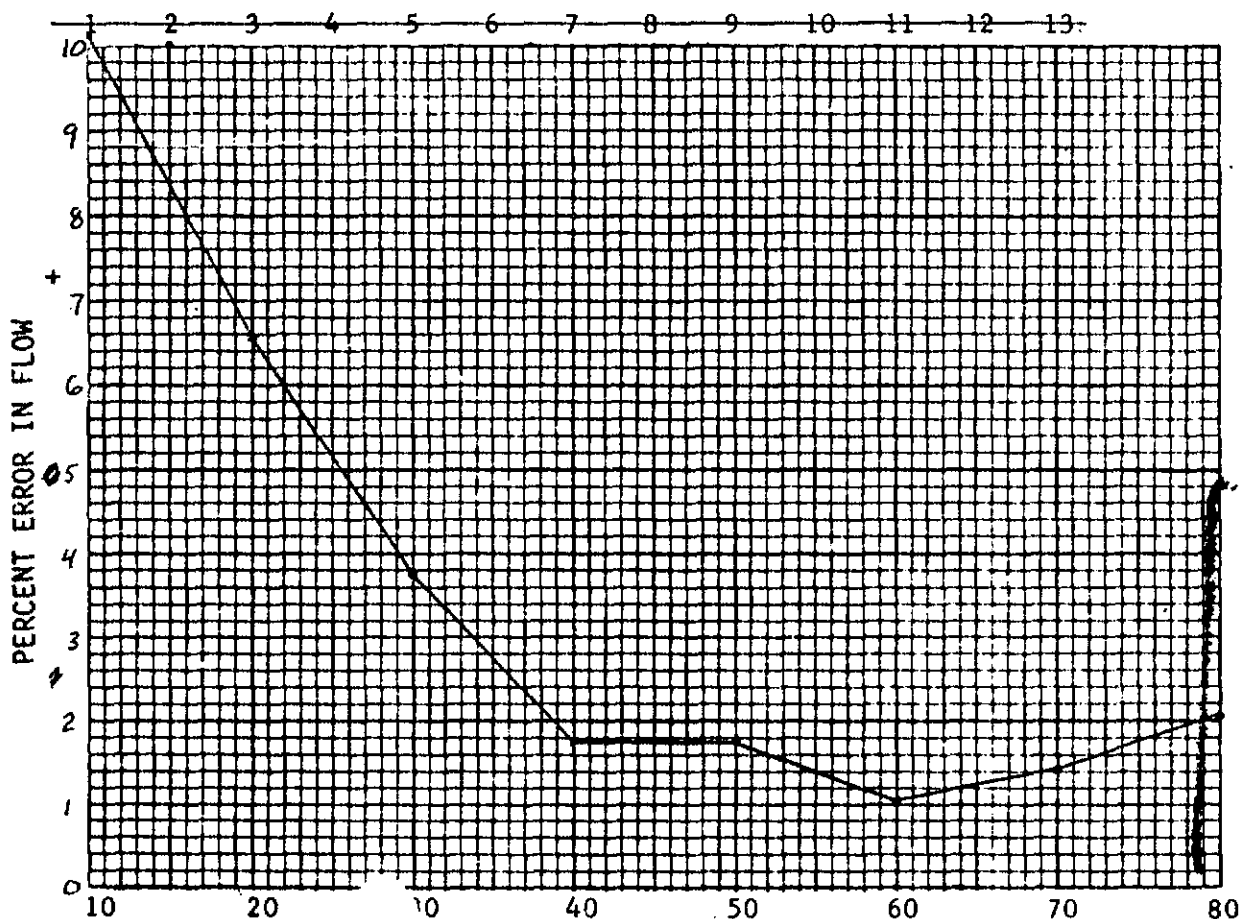
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METER NO. 091471

RANGE 10-80

DATE TESTED 5/29/84

APPLIED PRESSURE			METER READING	FLOW ERROR (%)	FLOW CORRECTION FACTOR
UPSCALE	DOWNSCALE	AVERAGE			
8.59	7.89	8.24	10	+10.16	.908
18.02	17.20	17.61	20	+6.57	.938
28.57	27.15	27.86	30 ²³³	+3.77	.964
39.42	37.81	38.62	40 ⁵	+1.78	.983
49.02	47.54	48.28	50	+1.77	.983
59.85	57.67	58.76	60	+1.05	.990
68.47	67.64	68.06	70	+1.42	.986
76.90	76.71	76.81	80	+2.06	.980



APR 17 1984

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