



69
Z-13

T 38, R6E, Sec. 11

Lockman

Butte

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 61-7213 Priority February 24, 1975 Amount .08 cfs

THIS IS TO CERTIFY, that ROBERT J. &/or MARY Y. BERG
of Mountain Home, Idaho, has complied with the terms and conditions of Permit
No. 61-7213 issued pursuant to Application for Permit dated February 24, 1975,
and has submitted proof to the Department of Water Resources on February 22, 1980
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .08 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u> at _____	<u>.08 cfs</u> and _____	<u>9 acre feet</u>
Domestic	from <u>January 1</u> to <u>December 31</u> at _____	<u>.08 cfs</u> and _____	<u>1.2 acre feet</u>
	from _____ to _____ at _____ cfs and _____		

(with dates inclusive)

Subject, however, to the condition that no more than .08 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
10.2 acre feet per year, said waters to be diverted within the NE 1/4, Sec. 11, Twp. 35,
Rge. 6E, B.M. in the County of Elmore

Description and location of place of use:

Twp	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
35	6E	11																	2

Total number of acres irrigated 2

Domestic use for one home with two families.

NOTE: 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 right may be forfeited by five years of non use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 14th day of

April 19 81

[Signature]
Director

Berg, Robert J / Mary X

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

P/D NESE S. 11
T. 35 R. 6 E

61-7213
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)	10/27/80 587-4895	J	
☐ Appointment scheduled for: (Date, time, location)	10/30/80 11:30 Cannonville Rd. - right on 45th St.		

EXAMINATION

Date 10/30/80 Accompanied by Robert Berg Total Q measured 0.07 cfs
If source is surface water, estimate total flow of source _____
Methods of measurement Pressure Gauge Meets Permit requirements? yes

Measurement calculations:

6 3/4" Sanborns 4/45 psi = 4.96 gpm/ea x 6 = 29.76 gpm $\times 1.48 = 0.044$
(from rainwater)
2 acres @ 4.5 ac/acre = 9 ac
1 house (no lawn) - 2 families upstairs & basement = .6 + .6 = 1.2 ac/acre
Allow .08 cfs
As per permit for domestic

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	1/2	EMERSON		EMERSON		WATER METER		

System Description 6 3/4" Sanborns 4/45 psi, 29.76 gpm, 1.48 = 0.044
29.76 gpm, 1.48 = 0.044
2 acres w/ lawn = 4.5 psi

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Q (cfs)	V (afa)	FROM	TO
Domestic	.08	1.2	1.2	1.2
Irrigation	.08	9	9	9

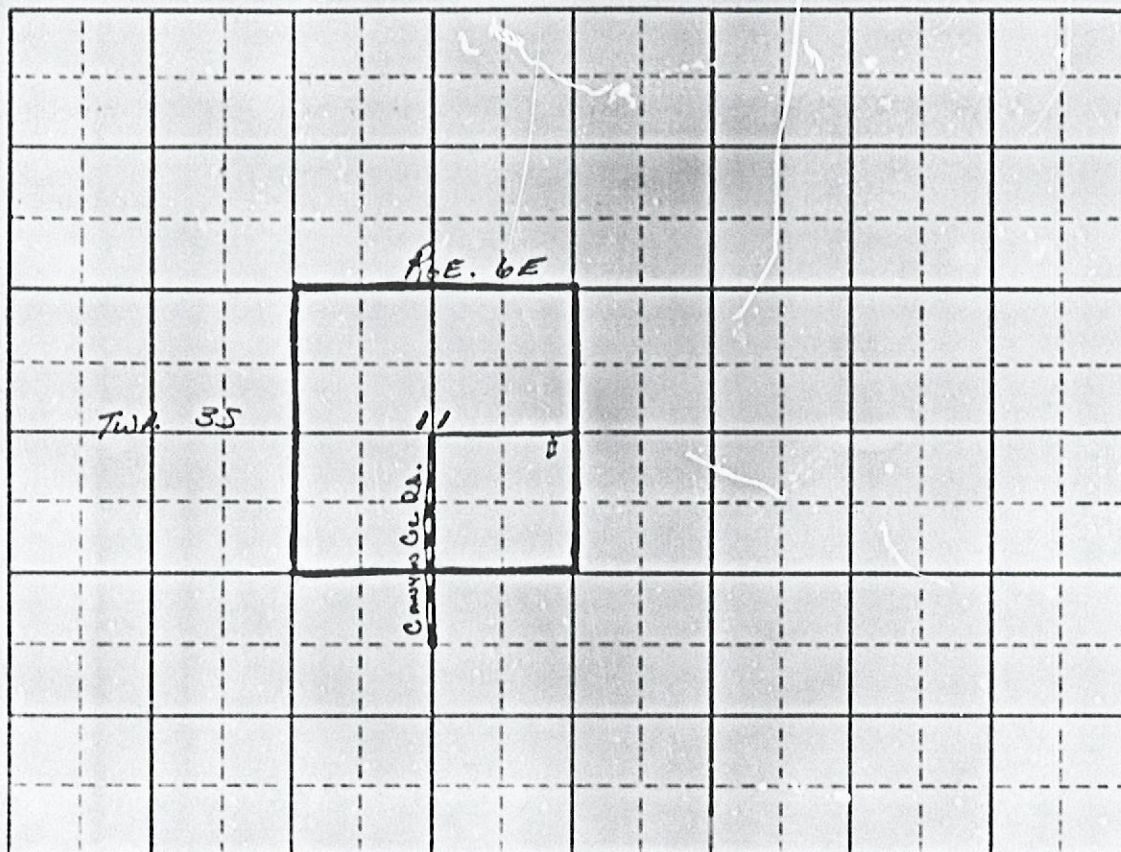
Total 0.18

Remarks

Domestic $Q = .08$ cfs for 1 house w/ 2 units
 $V = .6 \times 2 \text{ units} = 1.2 \text{ AF}$

Irrigation $Q = \text{Allow } .08$ for 2 Acres as approved per permit
 $V = 2 \text{ Acres} \times 4.5 = 9.0 \text{ AF}$

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: 11/1/12

Placets of Use

TAP	P.D.	S.E.	N.E.				N.W.				S.W.				S.E.				TOTALS
			N.E.	N.W.	S.W.	S.E.	N.E.	N.W.	S.W.	S.E.	N.E.	N.W.	S.W.	S.E.	N.E.	N.W.	S.W.	S.E.	

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

Examiner's Signature

Checked by

Approved by

Date

Date

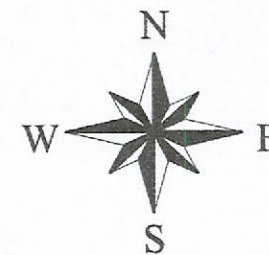
Date

[Signature]

11/1/12
3/12/16

IDAHO DEPARTMENT OF WATER RESOURCES

T03S, R06E, S11



1987 NAPP PHOTO

-  POINT OF DIVERSION
-  PLACE OF USE
-  1/4 1/4 LINES
-  SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 61-07213

OWNER(S): MARY & ROBERT BERG

Prepared by Mel Schulte

DATE: JULY 28, 1998



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: A61-07213

Date Received: 9/24/1993

Receipt No: W167914 W16792

Received By: SRW

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

1. Name: MARY Y BERG 208-587-4895
Address: ROUTE 3 BOX 652G
MOUNTAIN HOME ID 83647

OR

Name: ROBERT J BERG 208-587-4895
Address: ROUTE 3 BOX 652G
MOUNTAIN HOME ID 83647

2. Date of Priority: FEB 24, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	06E	11	NE	SE			ELMORE

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.080		9.00
DOMESTIC	01/01	12/31	0.080		1.20

7. Total Quantity Appropriated is:
0.080 C.F.S. (and/or) 10.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED
JUL 22 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	06E	11	NE	SE		IRR	2.0
Section Acres							2.0
Total Acres							2.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

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): Mary Yvonne Berg Date: Sept. 24. 93

Date: _____

MICROFILMED

JUL 22 1994

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 24 day
of Sept. 19 93

Linda Werner
Notary Public

Seal

LINDA WERNER
Residing at RESIDING AT EAGLE, IDAHO
My Commission Expires MY COMMISSION EXPIRES DEC. 8, 1994

MICROFILMED

JUL 22 1994

AJ0749NP
No. R61-07213

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/28/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARY Y BERG	02/24/1975	IRRIGATION	03-15 11-15	0.08 CFS	9.00 AFA
C	ROBERT J BERG		DOMESTIC	01-01 12-31	0.08 CFS	1.20 AFA
	ROUTE 3 BOX 652G					
	MOUNTAIN HOME ID 83647					
	(208) 587-4895			TOTAL DIVERSION:	0.08 CFS	10.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03S R06E S11 NESE

ELMORE 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	Lt	Ac	Lt	Ac	:	SUM
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	----
03S	06E	11	:																	:	2.0
																				TOTAL ACRES	2.0

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	
03S	06E	11	:																	:	D

POU County: ELMORE

Non-Irrigation Uses: TWO HOMES

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

61-10162 61-10775 A61-07213 A61-07429 A61-07434 A61-10162 A61-10775 R61-07429 R61-07434

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

A61-07213 A61-07428 A61-07429 A61-07434 R61-07428 R61-07429 R61-07434

Conditions of Approval:

- N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N12 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
- NOT EXCEED 13,000 GALLONS PER DAY.

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

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

AJ0749NP
No. R61-07213

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/28/98
PAGE: 2

=====

Comments: Date: 12/19/1994 User-ID: LWERNER Subject: SINGLE OWNERSHIP
DOMESTIC USAGE IS FOR TWO HOMES. BOTH ARE OWNED BY THE BERGS.

Audit: 07/28/98 MSCHULTE

November 20, 1998

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 61-07213

MARY Y BERG
ROBERT J BERG
ROUTE 3 BOX 652G
MOUNTAIN HOME ID 83647

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12-10-98 SIGNATURE: Mary Y. Berg
Please print your name: Mary Y. Berg

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO <u>1974</u> IDWR ID NO. <u>Z-13</u>	Y(☒) N(☐) <i>6a</i>
☐ TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y(☐) N(☐)
☒ <i>MAP GIS map</i>	DATE OF PHOTO <u>7-28-1998</u> IDWR ID NO. _____	Y(☒) N(☐) <i>6b</i>
☐ ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y(☐) N(☐)
☐ ASCS COLOR SLIDE	DATE OF PHOTO _____	Y(☐) N(☐)
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y(☐) N(☐)
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y(☐) N(☐)
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____	Y(☐) N(☐)
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

☒ LICENSING FIELD EXAM	DATE OF FIELD EXAM <u>10-30-1980³</u>	<u>2</u>	<u>Unsure as of year could not read copy</u>
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED <u>4-14-1981</u>	_____	_____
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
☐ SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:50:37
11/28/94

PAGE: 15
QUICKLOOK INFORMATION

15
CLAIM NUMBER: A61-07213

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	In-office FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	ELEMENT DOCUMENTED WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			L. Werner					
POINT OF DIV			11-28-94		L. Werner	L. Werner		
SOURCE					12-19-94	12-19-94		
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME				Y				
CONSUMPTIVE USE								
PURPOSES OF USE								
PERIOD OF USE				Y				
BASIS OF CLAIM				L				
REMARKS								

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:52:49
11/28/94
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A61-07213

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARY Y BERG	02/24/1975	IRRIGATION	03-15 11-15	0.08 CFS	9.00 AFA
C	ROBERT J BERG		DOMESTIC	01-01 12-31	0.08 CFS	1.20 AFA
	ROUTE 3 BOX 652G					
	MOUNTAIN HOME ID 83647					
	(208) 587-4895					
				TOTAL DIVERSION:	0.08 CFS	10.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03S R06E S11

NESE

ELMORE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		
03S	06E	11	:					:					:					:	02					:	2.0
																							TOTAL ACRES	2.0	

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: ELMORE

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

WR0749NP
No. 61-07213

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/28/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT J. BERG	02/24/1975	IRRIGATION	03-15 11-15	0.08 CFS	9.00 AFA
C	MARY Y. BERG		DOMESTIC	01-01 12-31	0.08 CFS	1.20 AFA
TOTAL DIVERSION:					0.08 CFS	10.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T03S R06E S11

NESE

ELMORE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	: Lt Ac	NENE	NWNE	SWNE	SENE	: Lt Ac	NENW	NWNW	SWNW	SENW	: Lt Ac	NESW	NWSW	SWSW	SESW	: Lt Ac	NESE	NWSE	SWSE	SESE	: SUM	
03S	06E	11	:					:					:					:	02					: 2.0
TOTAL ACRES																							: 2.0	

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: ELMORE

Other Water Rights with Same Point(s) of Diversion and Source:

61-07429 ✓ 61-07434 61-07684-Well
Liggett (aka) Letler Berg

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

61-07168 ✓ 61-07428 61-07429 61-07434 61-07684
Berg Hopson

Dates: App. Received: 02/24/1975
Proof Due Date: 03/01/1980
Exam Made Date: 01/01/1900
Licensed Date: 04/12/1982

Priority Date: 02/24/1975
Proof Made Date: 01/01/1900
Exam Sent to S.O.:

Misc: Water District Number:

Field Exam Fee:

Audit: 09/08/86 05/01/88 CONVERT

✓ = claimed in SRBA

A. AJ CLAIM: # A61-07213 PRIORITY DATE: 02-24-1975 STAGE: L

B. WR RECORD: # 61-07213 PRIORITY DATE: 02-24-1975 STAGE: L

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

Y(☐) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW)

Y(☐) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED

N/A(☐) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE

N/A(☐) Y(☐) N(☐)

LICENSE ISSUED

N/A(☐) Y(☐) N(☐)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED?

N/A(☒) Y(☐) N(☐)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y(☒) N(☐)

NOTES:

=====

RECOMMENDED PRIORITY DATE:

02-24-1975

REVIEWED BY

Linda Werner

DATE

11-28-94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A61-07213	03S 06E	11		NE	SE			ELMORE		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A61-07429	R61-07429
A61-07434	R61-07434
A61-10162	R61-10162
A61-10775	

WR RECORDS IN SAME 40 ACRE TRACT

61-07168
61-07429
61-07434
61-07684

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
61-07213	03S 06E	11		NE	SE			ELMORE		

OTHER WR RECORDS WITH SAME WR POD

61-07168
61-07429
61-07434
61-07684

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A61-07429	R61-07429
A61-07434	R61-07434
A61-10162	R61-10162
A61-10775	

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y(☒) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N(☒)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(☒) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM 1980)

Y(☒) N(☐)

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y(☐) N(☐)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (☒)

TWP. 03S	RGE. 06E	SEC. 11	1/4	1/4 NE	1/4 SE	LOT	POD FLAG	COUNTY ELMORE	DIVERSION NAME	DIVERSION NBR
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: Anda W. Warner

DATE: 11-28-94

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (☐) , SEE LICENSE FILE (☒) , OR SEE ATTACHMENT (☒)

A. ROOT WATER RIGHT NUMBERS: A61-07213

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
03S	06E	11	NE	SE		BERG, MARY Y	A61-07213 / 2.0	61-07213 / 2.0	28.0		2
			NE	SE		LIGGETT, HERBERT	R61-07429 / 3.0	61-07429 / 3.0			
			NE	SE		HOPSON & HOPSON	A61-07428 / 11.0	61-07428 / 11.0			
			NE	SE		LEFLER, TED	A61-07434 / 2.0	61-07434 / 2.0			
			NE	SE		LIGGETT, HERBERT	A61-07429 / 3.0	- /			
			NE	SE		LIGGETT, HERBERT	A61-10162 /	- /			
			NE	SE		GREEN, PHYLLIS I	A61-10775 /	- /			
			NE	SE		LIGGETT, HERBERT	R61-10162 /	- /			
			NE	SE		HOPSON & HOPSON	R61-07428 / 11.0	- /			
			NE	SE		LEFLER, TED	R61-07434 / 2.0	- /			
			NE	SE		BERG, ROBERT		61-07168 / 2.0			
			NE	SE		BERG, ROBERT		61-07684 / 1.5			

ADDITIONAL POU FOUND

TOTAL ACRES	A61-07213	2.00	2.00	28.00	2
-------------	-----------	------	------	-------	---

POU COUNTY: ELMORE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(☒)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET () See remarks on page 12.

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A61-07213	GROUNDWATER	BERG, MARY Y	0.080	0.040	10.20	5.10
R61-07428	GROUNDWATER	HOPSON & HOPSON	0.340	0.015	90.40	4.10
A61-07428	GROUNDWATER	HOPSON & HOPSON	0.340	0.015		
A61-07429	GROUNDWATER	LIGGETT, HERBERT	0.060	0.020	13.50	4.50
R61-07429	GROUNDWATER	LIGGETT, HERBERT	0.060	0.020	12.00	4.00
R61-07434	GROUNDWATER	LEFLER, TED	0.070	0.035	8.00	4.00
A61-07434	GROUNDWATER	LEFLER, TED	0.070	0.035	9.60	4.80

Lockman

T 39, R 6E, Sec. 11
Butte

Z-13



WESTERN REGION

OWNER(S): Mary & Robert Berg
 CLAIM NUMBERS 1761-07213
 AGENT MS DATE 7-28-98
 TOTAL ACRES FROM RECOMMENDATION 2
 GEOGRAPHIC INFO SYSTEM ACRES 2
 READY FOR DECREE ____ (YES) SENT FOR DECREE ____ (YES)

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	35	6E	11													2			2
GIS																			
RECOM																			
GIS																			
																			2

POLYGON CREATED ON 330

POLYGON # (209)() () () _____ UPDATED BY MS

ATTRIBUTES OF B61-POU.SHP (209)() () () ()

ATTRIBUTES OF B61-POD.SHP (209)() () () ()

B61-DBPOU.DBF _____ UPDATED BY MS 11-19-98

B61-DBPOD.DBF _____ UPDATED BY MS 11-19-98

LIST OF ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION:

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A61-07213	DOMESTIC	BERG, MARY Y	FROM 01-01 TO 12-31	.080 CFS	1.20 AF/A
A61-07434	DOMESTIC	LEFLER, TED	FROM 01-01 TO 12-31	.040 CFS	.60 AF/A
A61-10162	DOMESTIC	LIGGETT, HERBERT	FROM 01-01 TO 12-31	.040 CFS	
A61-10162	STOCKWATER	LIGGETT, HERBERT	FROM 01-01 TO 12-31	.020 CFS	
A61-10775	DOMESTIC	GREEN, PHYLLIS I	FROM 01-01 TO 12-31	.040 CFS	
R61-10162	DOMESTIC	LIGGETT, HERBERT	FROM 01-01 TO 12-31	.040 CFS	
R61-10162	STOCKWATER	LIGGETT, HERBERT	FROM 01-01 TO 12-31	.020 CFS	
R61-07434	DOMESTIC	LEFLER, TED	FROM 01-01 TO 12-31	.040 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE? Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS? N/A() Y(☒) N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y() N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? Y() N(☒)

NOTES:

TOTAL ACRES: 2 N/A()
REVIEWED BY: Linda Warner DATE: 11-28-94

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A61-07213 IRRIGATION	FROM 03-15 TO 11-15	.080 CFS	9.00 AF/A
A61-07213 DOMESTIC	FROM 01-01 TO 12-31	.080 CFS	1.20 AF/A
TOTAL DIVERSION RATE/VOLUME		.080 CFS	10.20 AF/A

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
61-07213 IRRIGATION	FROM 03-15 TO 11-15	.080 CFS	9.00 AF/A
61-07213 DOMESTIC	FROM 01-01 TO 12-31	.080 CFS	1.20 AF/A
TOTAL DIVERSION RATE/VOLUME		.080 CFS	10.20 AF/A

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☐) N(☒)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☒) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

new charts

NOTES:

~~Diversion volumes will be reduced due to new standards.~~
~~Also - volumes for domestic use will be included based on SRBA~~
~~memo 34.~~

As licensed

AJ CLAIM TOTAL DIVERSION RATE: 0.080 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.080 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(☒) N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N(☒)

E. FLOW MEASUREMENT

MEASUREMENT METHOD N/A, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 2 x 0.03 CFS/ACRE = 0.06 CFS
(Taken from pour review)

1b. CALCULATIONS

→ OK - Recommend as licensed.

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

Volume is limiter

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 2 x CONSUMPTIVE VOL. AF/A FOR AREA 3 NA

TOTAL CONSUMPTIVE USE 6.0 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 10.20 AF/A

ACRES 2 x DIVERSION VOL. AF/A FOR AREA 4.0

TOTAL DIVERSION VOLUME 8.0 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

~~v(d.r.): 0.06 cfs x 1.9835 x 214 days = 25.5 AFA~~

MS
7-28-98

8 AF
As licensed

NOTES: Overlap? 61-07684 - well - $1\frac{1}{2}$ acres, same POD + POU.
Application on hold, no SRBA claim filed.
61-07168 - wastewater, 2 acres, no SRBA claim filed.

Licensed for 0.08 cfs 2 ac. + 0.08 cfs, 2 homes (units)
for 0.08 cfs total. Should amount be reduced to
0.06, 2 ac, 0.06 2 homes for a total of 0.08 cfs?

To be continued...

(According to permit file 0.08 cfs is necessary to maintain pressure.
→ OK as licensed - 12-19-97 L.R.W

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
IRRIGATION	03-15 11-15	0.080	9.00	0.0
DOMESTIC	01-01 12-31	0.080	1.20	
<u>Irrigation</u>	<u>4-1 10-31</u>	<u>0.08</u>	<u>~~8.0~~ 9.</u>	<u>~~6.0~~ NA</u>
<u>Domestic</u>	<u>1-1 12-31</u>	<u>0.08</u>	<u>1.2</u>	<u>N/A</u>
TOTAL FOR THIS RIGHT		0.080 <u>0.08</u>	10.20 <u>~~9.2~~ 10.2</u>	<u>6.0</u>

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY:

DATE:

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that ROBERT J. A/or MARY Y. BERG
of Mountain Home, Idaho, has complied with the terms and conditions of Permit
No. 61-7213 issued pursuant to Application for Permit dated February 24, 1975
and has submitted proof to the Department of Water Resources on February 22, 1980
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .08 cfs of water from a groundwater source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Subject, however, to the condition that no more than .08 cfs of water be diverted at any one time, and that the amount of water to be diverted and to which such right is entitled and assigned, for the purpose aforesaid and is limited to the amount which can actually be beneficially used and shall not exceed 10.2 acre feet per year, said waters to be diverted within the NE 1/4 Sec. 11, Twp. 35,
Rng. 6E, R. 1N, in the County of Elmore

[illegible]

Life number of a fish (years)

Domestic use for one home with two families.

NOTE: Modifications to or variance from this Bureau must be made within the limits of Section 43.222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed as above. *sd* Day of

April 19 81

Discussion

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

Berg, Robert S / Mary X

P/D NESE S. 11
T. 35 R. 6E

61-7213

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)	10/27/80	RS	
☐ Appointment scheduled for: (Date, time, location)	11/20		Call to check for right on 45th St.

EXAMINATION

Date 11/20/80 Accompanied by Robert Berg Total Q measured 0.07 cfs
If source is surface water, estimate total flow of source
Methods of measurement Pressure Gauge Meets Permit requirements? Yes

Measurement calculations:

$7/2" \text{ diameter } 45 \text{ psi} = 4.56 \text{ gpm} \times 1.6 = 7.3 \text{ in } 100 \text{ ft} = 0.008$
 $\text{Allow } 0.08/2 = 0.04$
 $\text{As per permit for domestic}$
 $2 \text{ acres } (1.2 \text{ AF}) = 2 \text{ acres } \times 4.5 \text{ AF} = 9.0 \text{ AF}$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	1/2							

System Description 6 7/2" surface pump
2" discharge
2" pipe with 1" valve

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Q (cfs)	V (af)	FROM	TO
	0.08	2		
	0.08	2		

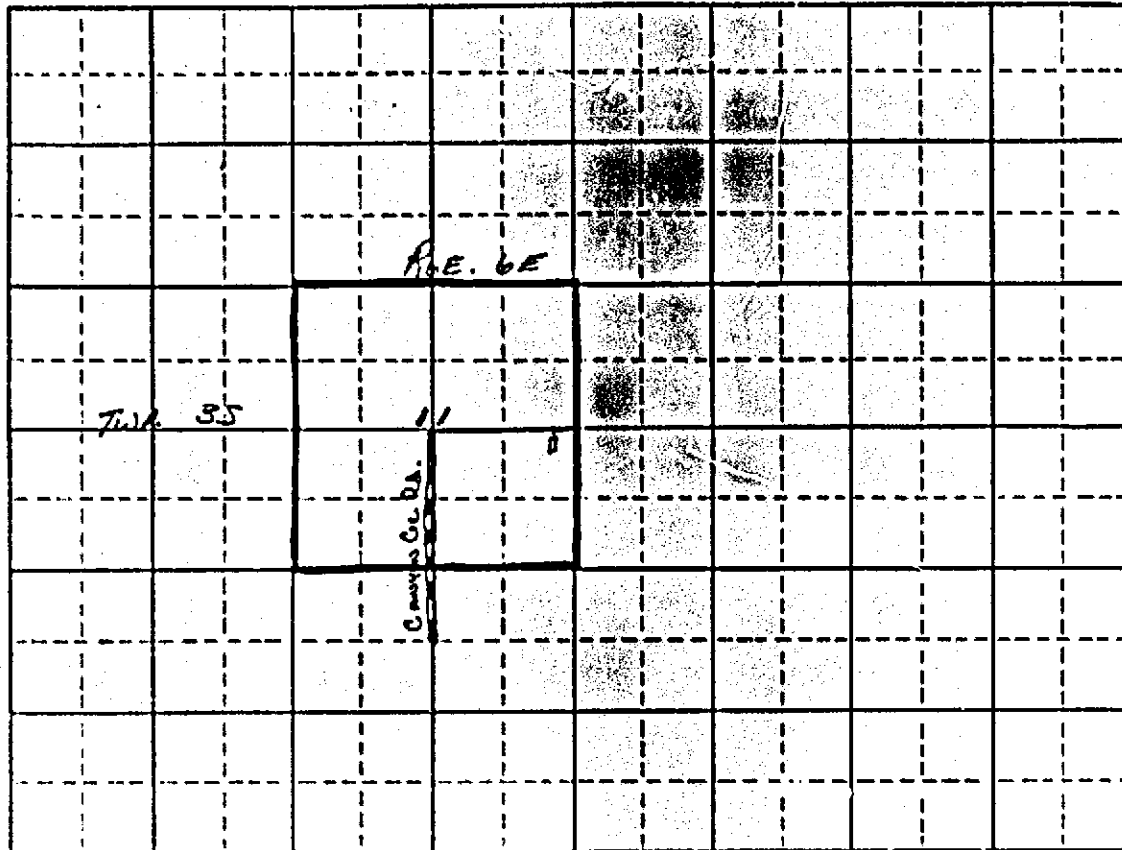
Total 8

Remarks

Domestic $Q = .08 \text{ cfs for } 1 \text{ house w/2 units}$
 $V = .6 \times 2 \text{ units} = 1.2 \text{ AF}$

Irrigation $Q = \text{Allow } .08 \text{ for } 2 \text{ Acres as Approved per permit}$
 $V = 2 \text{ Acres} \times 4.5 = 9.0 \text{ AF}$

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion:

Twp.	R.	Sec.	NE 1/4				NW 1/4				SE 1/4				SW 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Recommended Amendments:

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

Engineer's Signature

Checked by

Approved by

[Signature]

Date

Date

Date

11/14/61
9/14/61

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(X)	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 61-07213

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 0.080	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A61-07213	0.080	-		61-07213	0.080
TOTAL CFS		0.080				0.080

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT()?

DATABASE	FIELD EXAMINER
Y	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE:

In-office

NAME OF FIELD EXAMINER:

DATE:

TITLE:

Linda Werner
2. Werner
12-19-94
Sr. WR Agent

ADJUDICATION MEMORANDUM

CLAIM NO.: AG1-07213

SUBJECT: Questions

EMPLOYEE: Linda (Dinner)

DATE: 11-28-94

CLAIMANT: Robert Berg

How many acres are they irr? 2

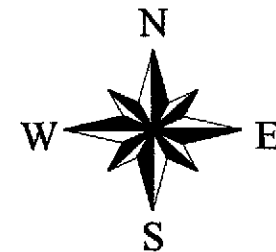
How many wells do they have? 1 PG1-7684 was
filed by the well driller & is unnecessary.

Are they still using wastewater? No - change in adjacent
landowners irr. practices decreased quantity

Are they covered under Mtn. Home Irr. District? No

IDAHO DEPARTMENT OF WATER RESOURCES

T03S, R06E, S11



1987 NAPP PHOTO

- POINT OF DIVERSION
- ▭ PLACE OF USE
- ▭ 1/4 1/4 LINES
- ▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 61-07213

OWNER(S): MARY & ROBERT BERG

Prepared by Mel Schulte

DATE: JULY 28, 1998

0 0.25 0.5 0.75 Miles