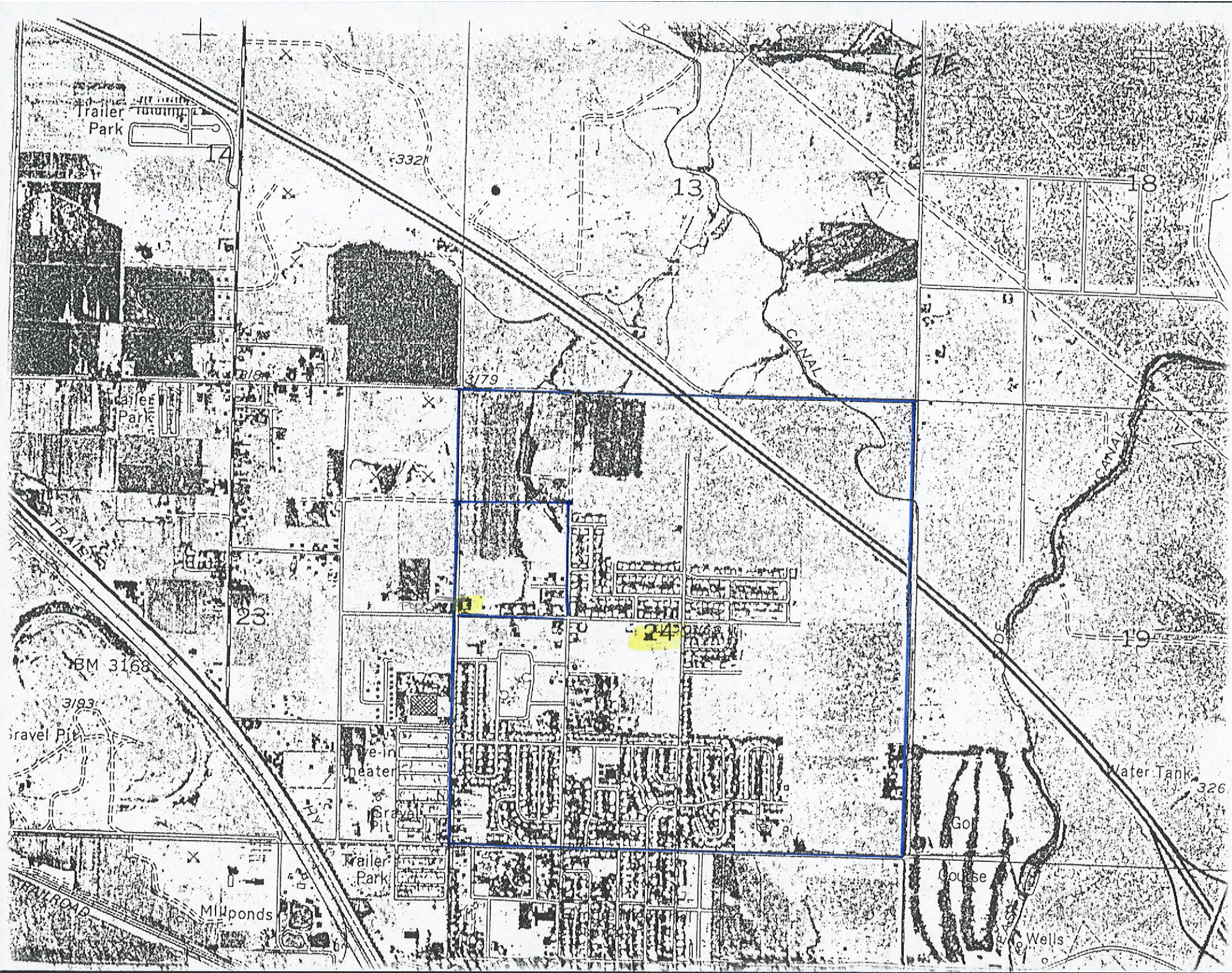
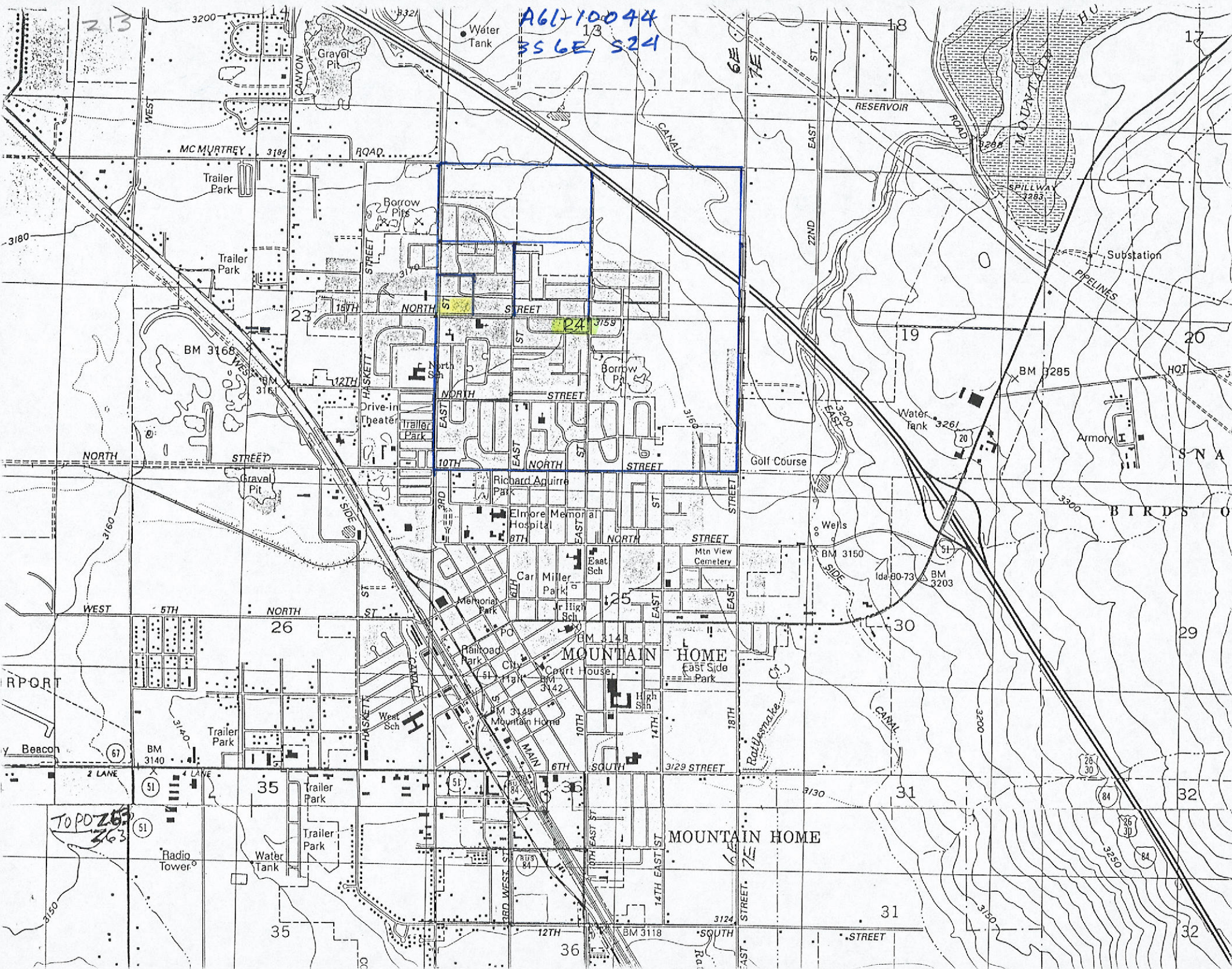
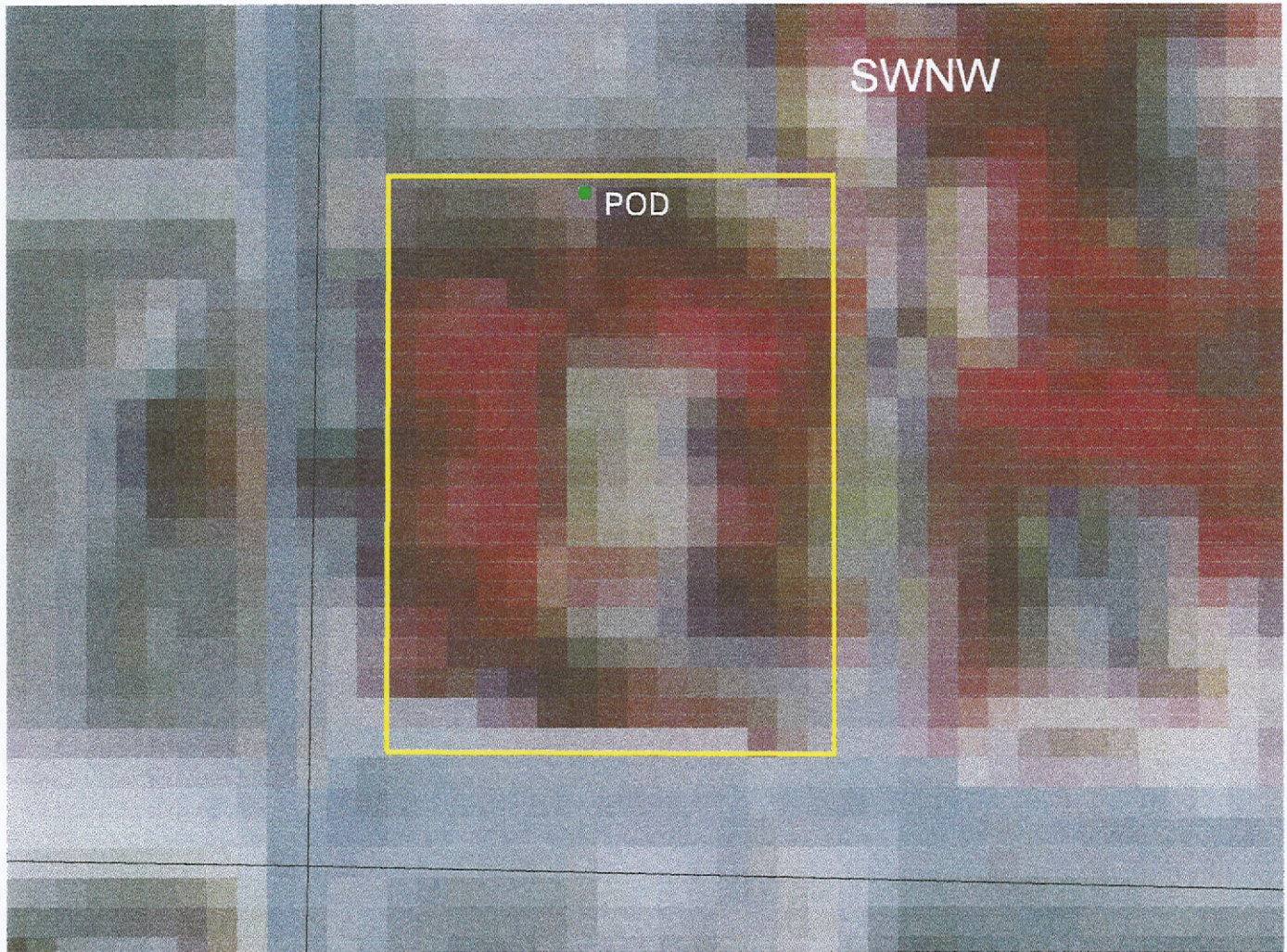






61-10044

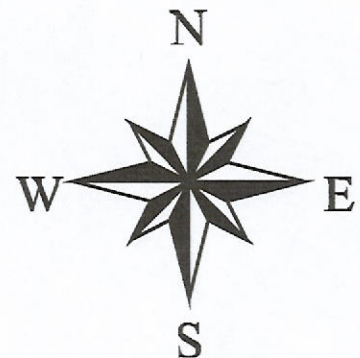


100 0 100 Feet

A horizontal scale bar with a central black segment labeled '0' and two white segments extending to the left and right, each labeled '100'. The word 'Feet' is at the far right end.

T03S R06E S24

Map prepared by: Carter Fritschle
Date prepared: 10/13/98
1987-1988 NAPP photography





3S 6E Sect 24
SW SW NW

EN 9-1-94

Photo #1-1 Looking N. FROM 30' S. OF THE WELL
SHOWING THE COVER OVER THE WELL



3S 6E Sec. 24
SW SW NW

EN 9-1-94

Photo #1-2 Looking NE FROM THE SW CORNER OF THE
PROPERTY SHOWING HOME, DRIVEWAY, GARAGE.

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: A61-10044
Date Received: 7/27/1989
Receipt No: W003857
Received By: DE JDN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN D BERMENSOLO 208-587-4471
Address: 1510 NORTH 3RD EAST STREET
MT HOME ID 83647

2. Date of Priority: DEC 31, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	06E	24	SW	NW			ELMORE

5. Description of diverting works:
525' WELL, 6" CASING, 5 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	06E	24	SW	NW		IRR	1.0

Section Acres 1.0

Total Acres 1.0

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:
NONE

14. Remarks:
SHOULD THE CITY OF MT HOME WATER SYSTEM FAIL COULD BE USED FOR
DOMESTIC PURPOSES ALSO.

15. Basis of Claim: BENEFICIAL USE

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

AUG 11 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM**RECEIVED**
FEB 3 1992

Department of Water Resources

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

CIVIL CASE NUMBER: 39576

Ident. Number

AG-10044

Date Received

7-27-89

Receipt Number

W003857

RECEIVED
JUL 27 1989Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) John D. Bermensolo Phone (208) 587-4471Mailing Address 1510 North Third East Street, Mtn. Home, Idaho Zip 836472. Date of Priority (Only one (1) per claim) Deep Well 19553. Source of water supply (a) groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 3 South Range 6 East Section 24,SW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot _____ B.M., County of ElmoreOne acre described as: Lot 1, Block 10, Bel Air Subdivision #3, Mountain Home, Elmore
~~County, Idaho~~ County, Idaho

b. If instream flow, beginning point of claimed instream flow is:

Township 3 South Range 6 East Section 24, SW 1/4 of NW 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. One irrigation well that is 525 feet deep
with a 6 inch casing with a 5 horse pump - static level 205 feet

MICROFILMED

AUG 11 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Lawn and garden and purposes from 1988 to 1989 amount _____ or _____
could be used as a
 For domestic well purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.03 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 0.03 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) one dwelling

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3	6	24																	

Total number of acres irrigated one acre

11. In which county (ies) are lands listed above as place of use located? Elmore

12. Do you own the property listed above as place of use? Yes x No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

Should the City of Mtn. Home water system fail could be used for domestic purposes also. or None ()

14. Remarks:

MICROFILMED

AUG 11 1992

Last Name _____ Ident No. _____

Copies: White - State, Yellow - Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

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

Signature of Claimant (s) John S. Bernuncio Date July 19, 1989

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Elmore) SS.

Subscribed and sworn (or affirmed) before me this 19th day of July 19 89

SEAL

Notary Public Margaret L. Seale

Residing at Mountain Home

My Commission Expires 11-2-92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

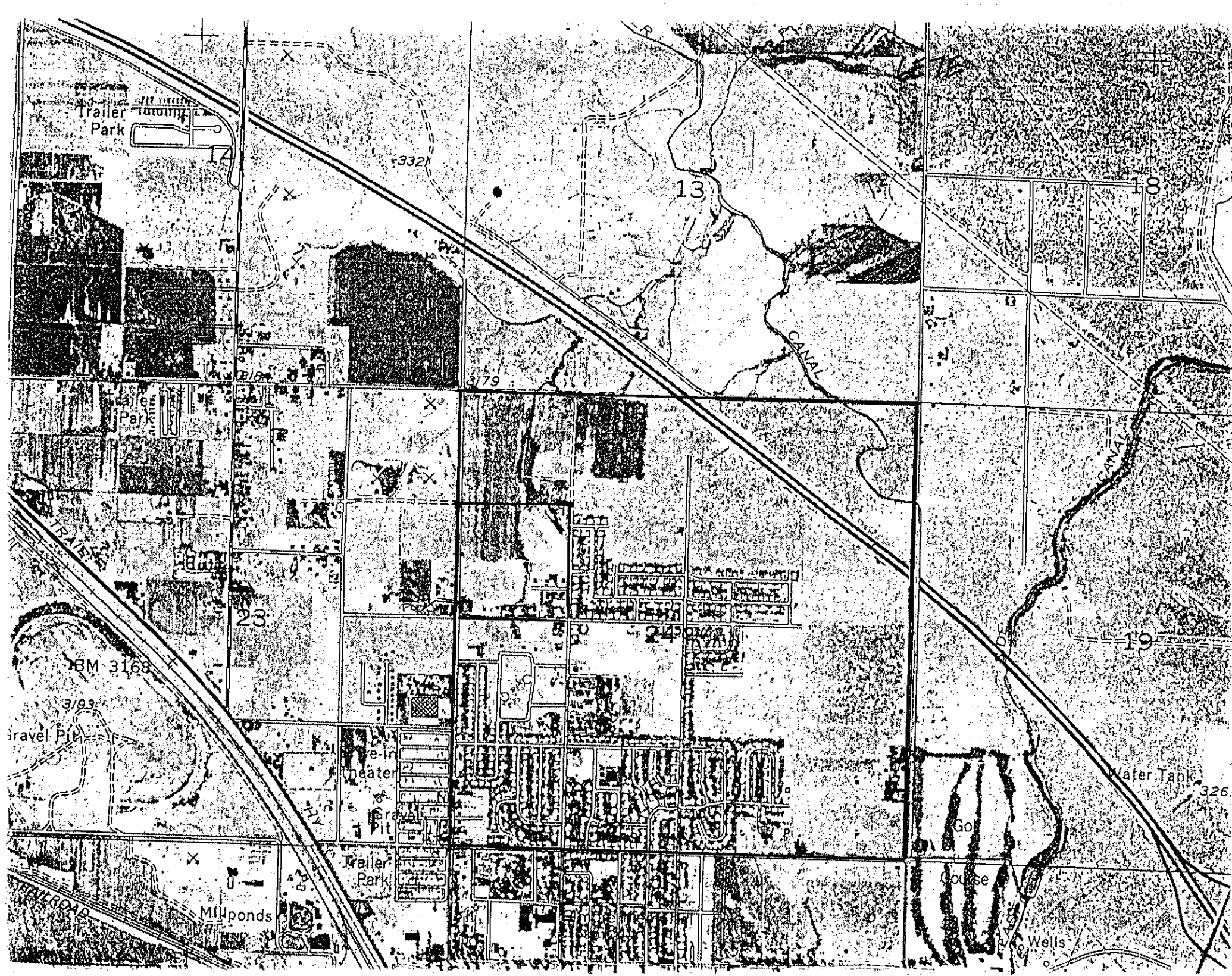
Address _____

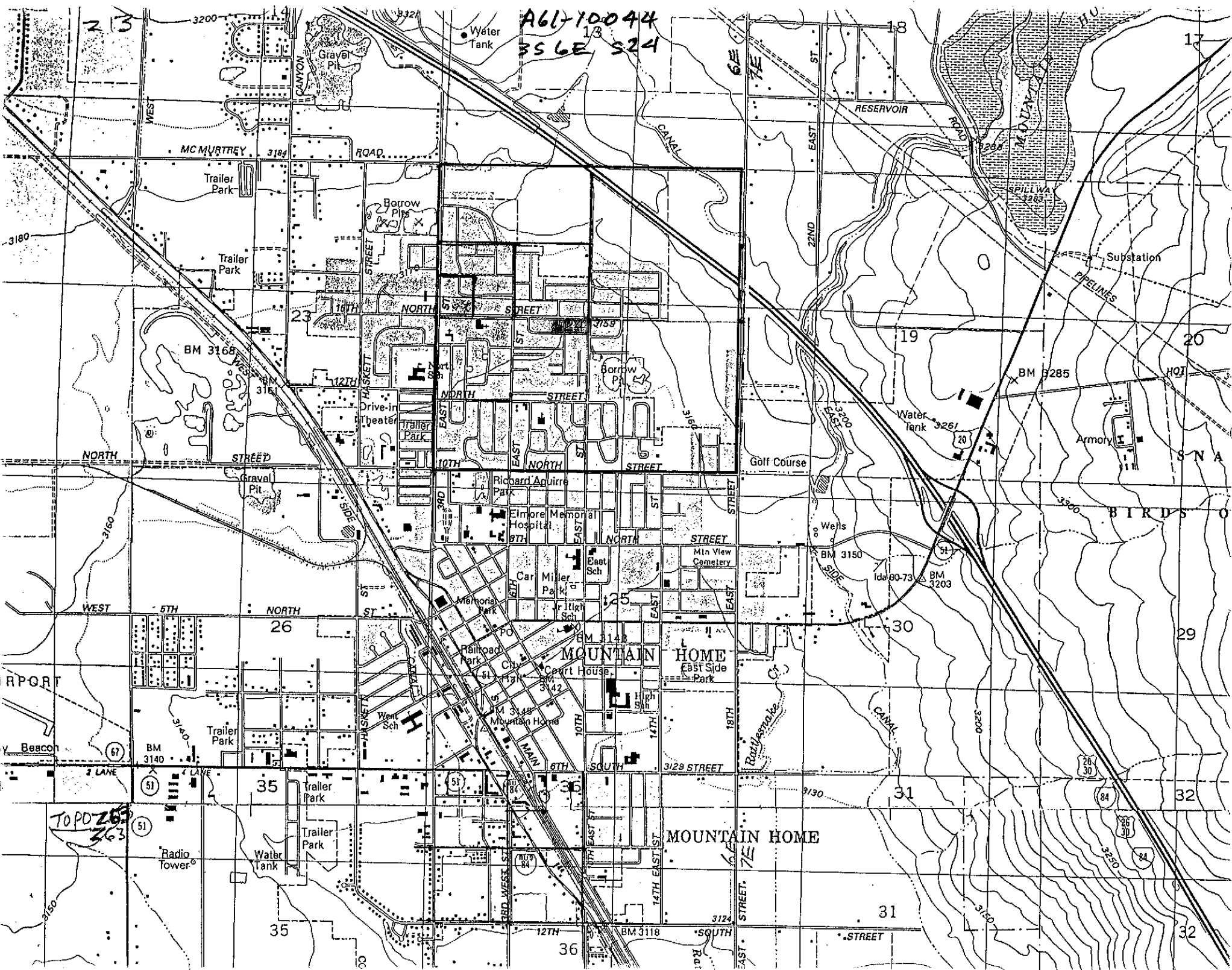
Date _____

Last Name _____ Ident. Number _____

MICROFILMED

Aug 11 1992
Copies White-State, Yellow-Claimant





AGL-10044
356E S24

TOPD 263
363

November 20, 1998

NOTICE OF ERROR **RECEIVED**
REPLY **DEC 07 1998**

WATER RESOURCES
WESTERN REGION

RECEIVED
DEC 07 1998
Department of Water Resources

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: 61-10044

JOHN D BERMENSOLO
1510 N 3RD EAST ST
MT HOME ID 83647

Daytime Telephone Number: 587-4471

Evening Telephone Number: 587-4279

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:

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

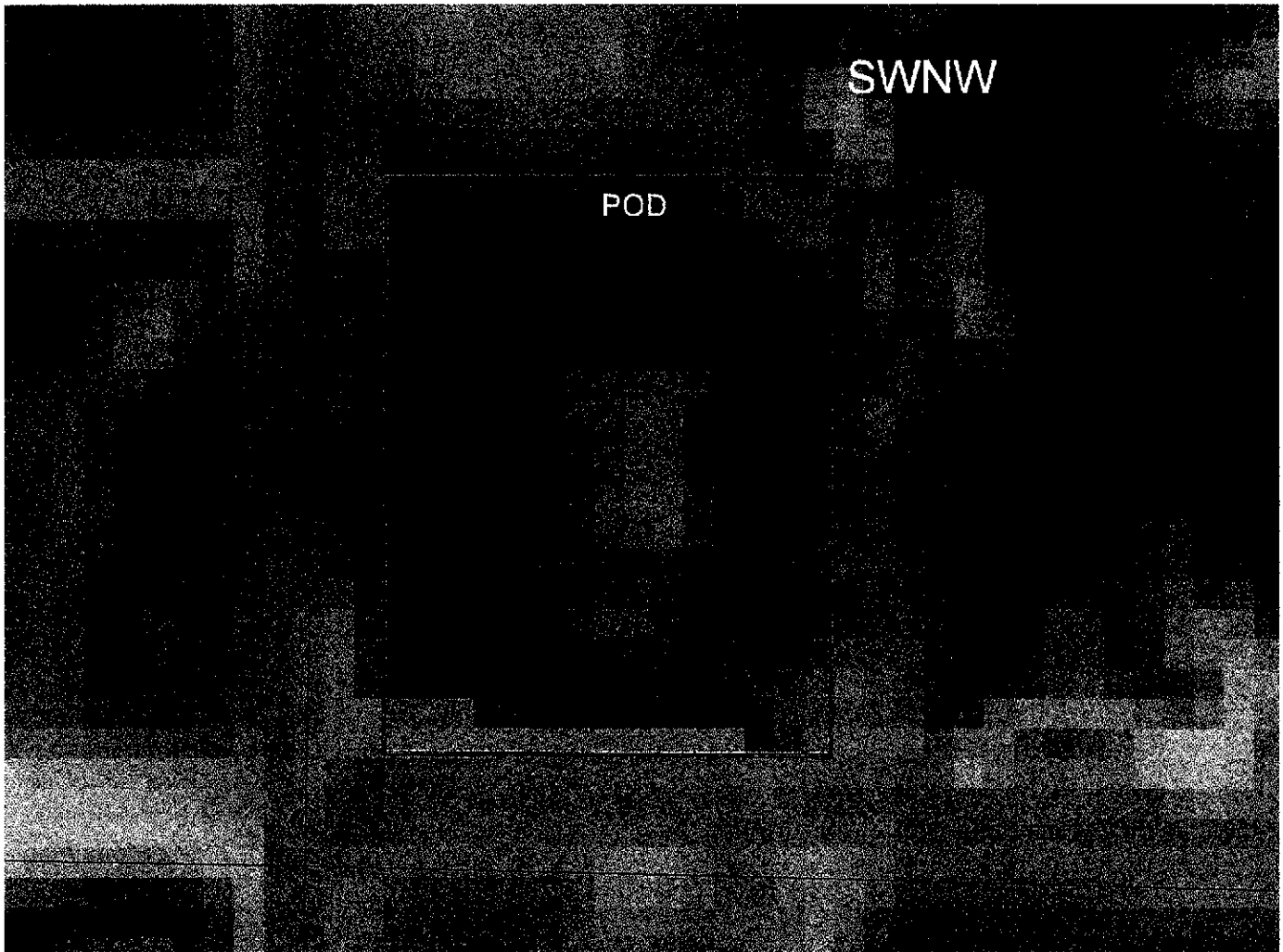
DATE: 12-4-1998

SIGNATURE:

Please print your name: John D. Bermensolo

IDWR Western Regional Office, 2735 Airport Way, Boise, ID 83705-5082, (208) 334-2190

61-10044

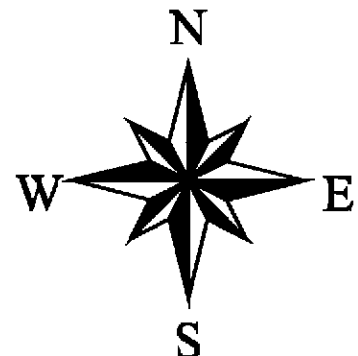


100 0 100 Feet



T03S R06E S24

Map prepared by: Carter Fritschle
Date prepared: 10/13/98
1987-1988 NAPP photography



AJ0743NP
(0D-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

10/13/98 13:59:20
Page 1

Water Right Number - R61-10044

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BERMENSOLO

JOHN D

1 - 1510 N 3RD EAST ST
2 -
3 -
City- MT HOME
Phone - 208-587-4471

State- ID Zip- 83647

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1956 14 WESTERN J - BENEFICIAL USE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
+ TwN Rng Sec Tract Lot RFlg County
03S 06E 24 SW SW NW (39) ELMORE

+ - - - - Water Use - - - - - +
+ Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.030 3.60

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.030 3.60 0.0

+ - - - - Place of Use - - - - - +
+ TwN Rng Sec Tract Lot Acres Code Description County
03S 06E 24 SW NW 0.9 01 IRRIGATION (39) ELMORE
Total Acres: 0.9

+ - - Diversion Means - 205'X 6" WELL, 5 HP PUMP, 1.25" PIPELINE, SPRINKLER SYSTEM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
No Remarks found.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

CA 10-13-98

AJ0743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

10/13/98 13:59:20
Page 2

Water right number - R61-10044

Prefix Translation: RESEARCH

+ - - - - - Comments - - - - - +

Date: 09/07/1994 User Id: ENORQUES Subject: COPIED FROM REMARKS
SHOULD THE CITY OF MT HOME WATER SYSTEM FAIL COULD BE USED FOR DOMESTIC PURPOSES ALSO.

+ - - Audit Fields - - +

10/13/98 CFRITSCH

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 09/01/1994	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 07/27/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- W003857	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:20:31
08/25/94

PAGE: 12
QUICKLOOK INFORMATION

12
CLAIM NUMBER: A61-10044

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	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	Y	<i>western</i>	<i>CA 9-1-94</i>	<i>Y</i>	<i>CA 9-2-94</i>	<i>EA 9-7-94</i>	<i>CA 9-2-94</i>	<i>EA 9-7-94</i>
POINT OF DIV	Y		<i>9/1 9-1-94</i>	<i>N</i>	<i>EA 9-2-94</i>	<i>✓</i>	<i>E.N. 9-2-94</i>	
SOURCE	Y		<i>✓</i>	<i>N</i>	<i>✓</i>	<i>✓</i>		
PLACE OF USE	Y		<i>✓</i>	<i>Y</i>	<i>✓</i>	<i>✓</i>		
DIV. AMOUNT CFS/VOLUME	Y		<i>calc</i>	<i>N</i>	<i>✓</i>	<i>✓</i>		
CONSUMPTIVE USE	-					<i>✓</i>		
PURPOSES OF USE	Y		<i>✓</i>	<i>N</i>	<i>✓</i>	<i>✓</i>		
PERIOD OF USE	Y		<i>✓</i>	<i>N</i>	<i>✓</i>	<i>✓</i>		
BASIS OF CLAIM	Y		<i>✓</i>	<i>N</i>	<i>✓</i>	<i>✓</i>		
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

11-8-94 CWC 55 EN
CA 11-28-94 RR-72

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:20:31
08/25/94

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A61-10044

LAST: BERMENSOLO
ADDRESS: 1510 NORTH 3RD EAST STREET
CITY: MT HOME
PHONE NUMBER: 208-587-4471

FIRST: JOHN D
STATE: ID ZIP: 83647

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(X)

CLAIM REMARKS: SHOULD THE CITY OF MT HOME WATER SYSTEM FAIL COULD BE USED FOR
DOMESTIC PURPOSES ALSO.

copy to comments

FIELD EXAMINATION INFORMATION

CONTACT PERSON: John Bermenso

PHONE NUMBER: (208) 587-4471

DATE OF FIELD EXAM: 9/1/94

APPOINTMENT MADE: Y(X) N()

TIME: 10:00 AM P()

ACCOMPANIED BY: _____

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Gear Jammer - American Legion Blvd. to center of town
same Block as Circle K Mt. Home Agency 310 E 2nd North

A. AJ CLAIM: # A61-10044 PRIORITY DATE: 12-31-1955 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

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: Letter from claimant states well was drilled in 1955
and the residence was placed on the tax roles in
1957. Letter from Carol Wood, Elmore County Deputy
Assessor states the property was "built" in 1957. The
P.O.U. is a 1 acre residential lot (208' x 208') that
is in lawn garden & flower beds. The only portion
not irrigated is the area occupied by the house, garage
driveway and small storage area behind the garage.
The priority date recommended reflects the earliest date
possible to irrigate after the priority date claimed.

RECOMMENDED PRIORITY DATE: claimant stated lawn was irrigated at the time
4-1-1956 the house was built.

REVIEWED BY CA

DATE 9-2-74

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
A61-10044	03S	06E	24	SW	SW	NW			ELMORE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

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 _____) Y(☐) N(☒)

AJ FIELD EXAM (DATE OF FIELD EXAM 9-1-24 NAME OF EXAMINER CF/EH) Y(☒) N(☐)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: 10 A POD LOCATION VERIFIED AS 35 6E Spt 24 S02S41NW.

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

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
03S	06E	24	SW	SW	NW			ELMORE		
35	6E	24	SW	SW	NW			Elmore		

SOURCE: Groundwater

TRIB: _____

REVIEWED BY: EN

DATE: 9-2-94

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

205'x6" Well, 5 HP Pump, 1 1/4" Pipeline, Sprinkler system.

A. ROOT WATER RIGHT NUMBERS: A61-10044

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
03S	06E	24	SW	NW		BERMENSOLO, JOHN D	A61-10044	~~1.00~~	/		29.0
ADDITIONAL POU FOUND								90			

TOTAL ACRES A61-10044 ~~1.00~~ 90 29.00

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 ()

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

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

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(☒)

CHECK DOCUMENTS USED TO VERIFY POU: ☒ ORTHOPHOTOQUAD, IDWR NO. 213; ☒ TOPOGRAPHIC QUAD, IDWR NO. 213;
() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES:

HOUSE AREA EST. 2000 $\square$

GARAGE EST 860 $\square$

DRIVEWAY EST 1500 $\square$

$$4360 \square / 43,560 \square / \text{AC} = .1 \quad \text{POU} = 1 \text{ AC} - .1 = .9 \text{ ACRE}$$

RECOMMENDATIONS:

TOTAL ACRES: .90 N/A()

REVIEWED BY: 21

DATE: 9-2-94

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A61-10044 IRRIGATION	FROM 04-01 TO 10-31 3-15 to 11-15	.030 CFS ✓	
TOTAL DIVERSION RATE/VOLUME		.030 CFS ✓	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
----------------	---------------------------	------------------------	------------------------

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(X) 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(X) N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y(X) N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y(X) 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(X) 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(X) N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(X) 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(X) N()

NOTES:

$$\frac{5 \text{ HP} \times 8.8 \times .70^{10}}{205' + (2.13 \times 40 \text{ PSI})} = .10 \text{ CFS}$$

New Standard Irrigation season 3-15 to 11-15

AJ CLAIM TOTAL DIVERSION RATE: 0.030 ☒ CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 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 Calculated Page 7, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES .9 x ^{.03}0.02 CFS/ACRE = .027 CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN ^{.03}0.02 CFS/ACRE CLAIMED? Y(☐) N(☒)

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A
ACRES .90 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =
TOTAL CONSUMPTIVE USE 2.70 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES .90 x DIVERSION VOL. AF/A FOR AREA 4.0 =
TOTAL DIVERSION VOLUME 3.60 AF/A

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

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE CFS		VOL. AF/A		USE	
IRRIGATION	3-15 04-01	11-15 10-31	DATABASE 0.030	EXAMINER 1.03	DATABASE 3.60	EXAMINER 3.60	DATABASE 0.0	EXAMINER 2.70
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT			1.03		3.60		2.70	

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: EA DATE: 9-2-94

FLAG: _____
STANDARD CONDITIONS (CODE): N/A

STANDARD REMARKS (CODE): NA

EXPLANATORY CONDITIONS (CODE): N/A

EXPLANATORY REMARKS (CODE): N/A

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

N/A

ROOT WATER RIGHT NUMBER: 61-10044

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A61-10044	0.030	-	-	-	-
TOTAL CFS		0.030				

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
N

FIELD
EXAMINER
Y() N()

NOTES:

No Splits

AUTHENTICATION:

SIGNATURE: _____

Eric Perquist

DATE: _____

9-2-94

NAME OF FIELD EXAMINER: _____

Eric Perquist

TITLE: _____

WRA

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>8-4-74</u> IDWR ID NO. <u>213</u>	Y(☒) N(☐)
☒ TOPOGRAPHIC	DATE FIELD CHECKED <u>1992</u> IDWR ID NO. <u>213</u>	Y(☒) N(☐)
☐ NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y(☐) N(☐)
☐ 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 _____	_____	_____
☐ WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
☐ SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
☒ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN <u>9-1-94</u>	<u>1</u>	_____
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☒ OTHER <u>Field Notes</u>	DATE <u>9-1-94</u>	<u>1</u>	_____
☐ OTHER _____	DATE _____	_____	_____

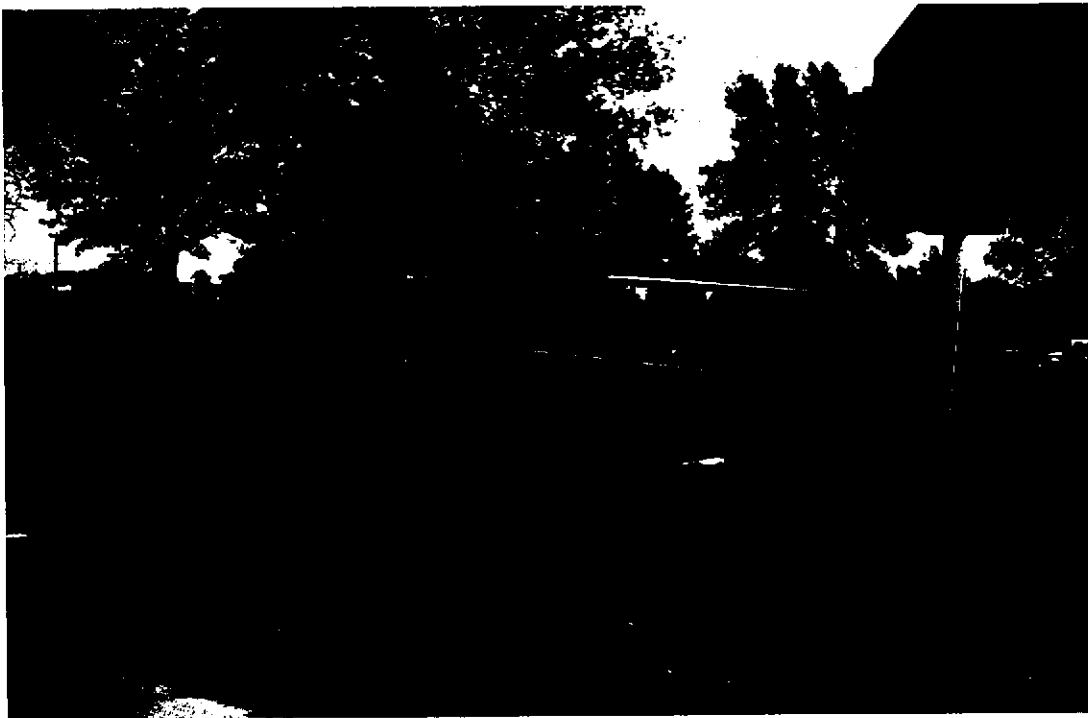
T 3S 6E Sec 24
SW SW NW



EN 9-1-94

↓
Photo #1-1 Looking N. FROM 30' S. OF THE WELL
SHOWING THE COVER OVER THE WELL

T 3S 6E Sec. 24
SW SW NW



EN 9-1-94

↓
Photo #1-2 Looking NE FROM THE SW CORNER OF THE
PROPERTY SHOWING HOME, DRIVEWAY, GARAGE

AGI-10049] 35/6E/S24/SW & NW. Bernardo 9-1-84

Well - 6" casing 1 1/4" PIPELINE

FRANKLIN ELEC MOD. 2821139103 SHP 205' LIFT

Pump Controls in the basement of the house.

Photo 1-1 Looking N from 30' S of well showing cove over the well.

Photo 1-2 Looking NE from SW corner of the property underground lawn sprinkler system & garden 7 lines, 6-7 sprinklers per line.

3 types of sprinklers Nelson 90 5/32 nozzle impact Rainbird 1800 PopUp

Hummer G Type PopUp

Property 208' x 208' - Landmark is 182 except House, Driveway, Garage

Replaced 5 HP pump with new 5 HP pump approx 2 yrs ago. Depth to water - approx 205'

LIABANT stated the the land was irrigated at the time the house was built in 1935

$$\text{Flow} = \frac{5 \text{ HP} \times 8.8 \times 20866}{205^4 (2.13 \times 10)^{5/2}} = 10 \text{ cfs}$$

3 car Gar 24 x 36

House 2000 sq

Driveway 12' x 125' = 1500 sq

RECEIVED
FEB 25 1993
Department of Water Resources
Western Regional Office

February 23, 1993

State of Idaho
Department of Water Resources
2735 Airport way
Boise, Idaho 83705-5082

Attn: Adjudication Section

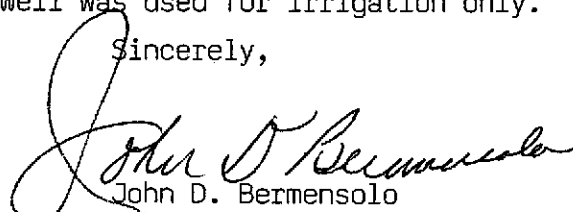
Re: Claim #A61-10044

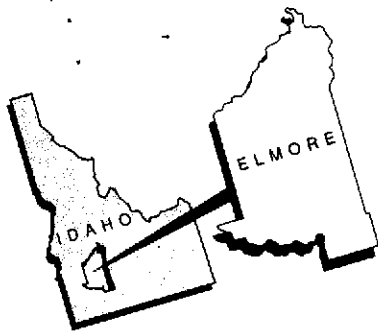
Gentlemen:

Reference is made to the above captioned and your letter of January 28, 1993.

Relative to Evidence of Priority, the well was drilled in December of 1955 and my dwelling was placed on the Elmore County tax rolls in 1957 per the attached letter from the Elmore County Assessor. Said Lot 1, Block 10, Bel Air Subdivision #3, was outside of the city limits at the time the dwelling was constructed and city water was not available. The said well was used for domestic and irrigation until such time as the City of Mountain Home water mains were installed adjacent to said lot and at that time we connected to the City of Mountain Home water system and the well was used for irrigation only.

Sincerely,


John D. Bermensolo
1510 North 3rd east street
Mountain Home, Idaho 83647



JAMES HAYDON
Assessor
JO GRIDLEY
Chief Deputy

RECEIVED
FEB 25 1993

ELMORE COUNTY ASSESSOR
150 SOUTH 4TH EAST, SUITE 2 • MOUNTAIN HOME, IDAHO 83647-3028
Phone (208) 587-2126 • Motor Vehicle Department (208) 587-2127

February 23, 1993

To Whom It May Concern,

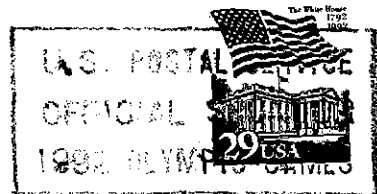
The property owned by John D. Bermensolo, known as Lot 1 Block 10 Bel Air Subdivision #3 was built in 1957, according to our records.

Sincerely.

A handwritten signature in cursive script that reads "Carol Wood".

Carol Wood
Deputy Assessor

John D. Bermensolo
1510 North 3rd East Street
Mountain Home, Idaho 83647



State of Idaho
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082





State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

January 28, 1993

Re: Claim No(s). AG1-10044

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

JOHN D BERMENSOLO
1510 NORTH 3RD EAST STREET
MT HOME ID 83647

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area should be conducted this summer by Department personnel. Prior to conducting the field exams, we will contact you to discuss details and schedule a time convenient for you.

Please submit the required evidence supporting the priority date(s) by March 15, 1993, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the toll-free number listed on the back page of the pamphlet or the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

May 6, 1992

[John D. Bermensolo]
1510 North 3rd East St.
[Mt. Home, ID 83647]

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Dear Claimant(s):

We have received your Notice(s) of Claim to a Water Right filed in the Snake River Basin Adjudication.

In the initial review of this claim(s) we found it necessary to either complete or change an item or items on your claim form(s). A copy of the computer generated copy with these changes and Receipt No. CD23113 are enclosed. Only the item(s) shown below with a checkmark have been either changed or added to your claim(s).

- X Item #2 - Only a portion of your priority date was listed. This item requires a month, day and year. We have added in the required information based on the Department's rules for dates of priority.
- _____ Item #4 - The point of diversion appears to be incorrectly described or not described at all. Based on other information provided which included your legal description, we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, enclosed is a copy of the subdivision map from which we computed the quarter-quarter legal description.
- _____ Item #5 - No description of diverting works was listed. Because the source was described as a groundwater source, we have completed this item with well, pump and pipeline. If your groundwater source is not a well, please notify us.
- _____ Item #6 - The period of use is not listed for the use(s) claimed. The Department has recommended periods of use for certain uses. The recommended period of use has been added to your claim.

MICROFILMED

AUG 11 1992

- _____ Item #7 - The total quantity claimed was not completed.
The use(s) claimed have been added together and
this amount added to your claim.
- _____ Item #9 - The number of homes was not listed on your claim.
It appears to be filed for one domestic home and
this information has been added to your claim.
- X Item #10- The place of use appears to be incorrectly
described, or not described at all. Based on
other information submitted we have added in the
quarter-quarter, section, township and range.
If you had listed the Lot, Block and Subdivision
name, we have enclosed a copy of the subdivision
map from which we computed the quarter-quarter
legal description. Or, if you have listed a
quarter-quarter legal description under Item No.
4, we have listed this same quarter-quarter,
section township and range on this item.
- _____ Item #12- The ownership of the place of use has not been
marked. We have assumed you own the place of use
and this information has been added to your
claim.
- _____ Item #15- Basis of Claim was not completed. No previously
recorded water rights were found, therefore, we
have marked beneficial use of the water as the
basis for filing this claim.
- _____ Other _____

If you have any problems or questions concerning these additions and/or changes, please contact this office within 30 days from the date of this letter. If we do not hear from you within this time, we will assume you agree with these changes, and your claim will remain on file as shown on the enclosed data entered copy.

Sincerely,

Roxanne McCarthy

ROXANNE MCCARTHY
Sr. Water Resource Agent

Enclosures

MICROFILMED

AUG 11 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 9, 1992

John D. Bermensolo
1510 N. 3rd East St.
Mountain Home, ID 83647

Re: Snake River Basin Adjudication (SRBA)
Elmore County - Claim No. A61-10044

Dear Mr. Bermensolo,

As we discussed on the phone January 7, 1992, we are returning your Notice of Claim to a Water Right. We are also enclosing your receipt #W003857 for the filing fees. There are several items on the claim that require clarification or correction. To correct the claim, please line through the present information and initial any additions or corrections.

✓ At Item #2, we need the priority date. This would be the date the water was first used for irrigation of your lawn and garden.

✓ At Item #3, please supply your source of water. Your source appears to be groundwater.

✓ At Item #6, you use the water for "irrigation" purposes. As I explained, a domestic purpose would only cover irrigation of one-half acre or less. The period of use we need at Item #6 would be that time during each year that you typically use this water for irrigation. (Our recommendation for your area is April 1 to October 31.) You must also indicate the amount of water that is used for irrigation. Please refer to the instruction booklet that we have enclosed for your use.

✓ At Item #7, a total quantity must be indicated. This amount usually matches the amount given in Item #6.

At Item #10, please show the location of your home. Again, please refer to our instruction booklet. If you have any questions, please call me at (208) 327-7925.

✓ As we discussed, your claim does not qualify as a simple domestic claim because you irrigate more than one-half acre. The filing fees for an irrigation claim are a \$50.00 flat fee and \$1.00 per acre. This would be a total of \$51.00. You have submitted \$25.00; \$26.00 should accompany this claim or we will not be able to process it.

C-2713

MICROFILMED

AUG 11 1992

John D. Bermensolo
January 9, 1992
Page 2 - Elmore County

Please return the documents to this office to the attention of Roxanne McCarthy. If you will make these corrections before February 10, 1992, you will not be assessed a late filing fee. Do not hesitate to contact this office if you have any questions or desire an appointment to obtain assistance in completing the form.

Sincerely,

Roxanne McCarthy
Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:sf:state:tf

Enclosures:

Claim No. A61-10044
Instruction Booklet
Receipt #W003857

MICROFILMED

AUG 11 1992

CLAIMANT'S NAME Bormensola, John CLAIM IDENT. NO. AL61-10044DATE RECEIVED 7-27-89 RECEIPT # W003857 AMOUNT \$ 25.00

- | | YES | NO | Require Info |
|---|-------------------------------------|-------------------------------------|--------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? <u>12/31/1955</u> | ☐ | ☒ | * |
| Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☐ | ☐ | * |
| 3. (a) Is a source entered? | ☐ | ☒ | * |
| (b) Is a tributary to entered? (if required) N/A ☒ | ☐ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form | ☒ | ☐ | * |
| Is the period of use included? <u>4/1 - 10/31</u> | ☐ | ☒ | |
| Is a quantity claimed for each use? <u>0.03</u> | ☐ | ☒ | * |
| 7. Is a total quantity claimed entered? <u>0.03</u> | ☐ | ☒ | |
| 8. If required is a consumptive use entered? N/A ☒ | ☐ | ☐ | |
| Is the consumptive use correct? N/A ☒ | ☐ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4 | ☐ | ☒ | |
| 10. Is (are) the place(s) of use and purpose(s) indicated? <u>35, 6E, 5.24, SW NW</u> | ☒ | ☒ | * 100% |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated?
(See Item No.'s 16 & 17 for checking other water rights) | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A ☒ | ☐ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed? N/A ☒
(Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim) | ☐ | ☐ | * |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. or name on the claim? N/A ☒
(If yes, describe the right in "Comments" and attach a proof report) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed. | ☐ | ☐ | |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A ☒ | ☐ | ☐ | |
| 19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | |
| 21. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | |
| 22. Is the fee enclosed correct? Exempt | ☒ | ☐ | |

mod. letter

MICROFILMED

AUG 11 1992

23. Should this claim be data entered?

YES ☒ NO ☒

Claim reviewed by: LN RIF Date 11-20-91 2/5/92

Claim data entered by: LO Date 2-27-92

Claim is being returned to claimant: (Yes) (No)

Claimant is being notified of modifications: ✓ (Yes) (No)

Comments: Could probably assume priority as 1969 from #6.

Period of use, quantity claimed and Poll missing.
