

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

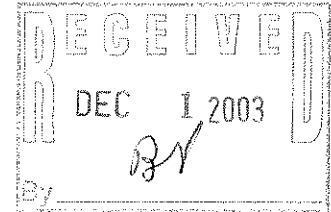
CIVIL CASE NUMBER: 39576

Ident. Number 27-11947
Date Received: 7/16/2003
Receipt No:
Received By:

AMENDED

AMENDED

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



1. Name of Claimant(s)

BENJAMIN G PACK Phone: (208) 785-2745

938 E AIRPORT RD
BLACKFOOT ID USA 83221

CHRISTINE PACK Phone: (208) 785-2745

938 E AIRPORT RD
BLACKFOOT ID USA 83221

2. Date of Priority: 05/26/1962

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	35E	34	NE SE NE	BINGHAM	

5. Description of diverting works:

WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	35E	34	SE	NE	DOMESTIC	

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:

14. Remarks:

Claim Amended to reflect single family home owned by the Packs.
They also have the well on their property for other 3 claimants from
parent claim 27-04112.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

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): B P M N Date: 11/26/03

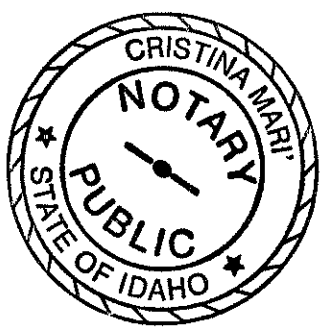
Date: _____

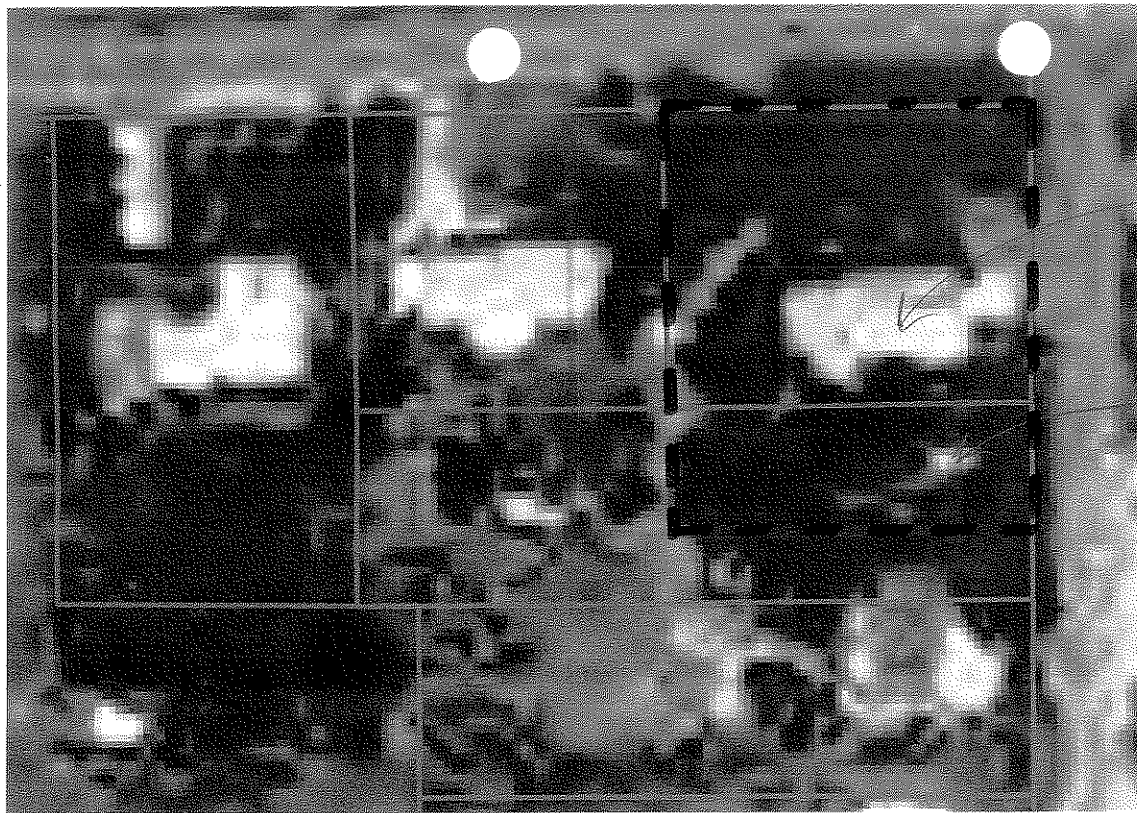
State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of November 2003

[Signature]
Notary Public

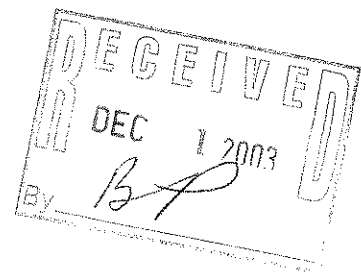
Residing at Blackfoot, ID
My commission Expires 04-10-2009





Our house
938 E Airport
Rd, Bladensburg

well house
on our property



SCANNED

JUL 18 2001

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: A27-04112
Date Received: 6/01/1989
Receipt No: E008666
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT M. KERR JR. 208-785-0990
Address: P.O. BOX 160
BLACKFOOT, ID 83221

2. Date of Priority: MAY 26, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	36E	34	NE	SE	NE		BINGHAM

5. Description of diverting works:
WEL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.260		
IRRIGATION	04/01	11/30	0.050	None	
STOCKWATER	01/01	12/31	0.001	NO	

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

A.F.A.

8. Total consumptive use is 6.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/4 HOUSEHOLDS, S/6 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	35E	34	SE	NE		DOMEST	1.2

A27-04112

Page 1

Date: 07/26/89

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NOV 13 1996

A2704112



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	35E	34	SE	NE		STOCK	
			SE	NE		IRR	
					Section Acres		1.2
		35	SW	NW		DOMEST	0.8
			SW	NW		IRR	
					Section Acres		0.8
					Total Acres		2.0

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:
NONE

14. Remarks:

I OWN .80 ACRE, PLUS THE WELL, FROM WHICH I FURNISH THREE (3) OTHER SINGLE FAMILY HOUSEHOLDS, IN ADDITION TO MY OWN, FOR D/USE, IRRIGATION AND STOCKWATER. PLEASE SEE THE PLAT MAP UNDER ATTACHMENT #1. WE ALL SHARE EXPENSES. I SOLD LOTS AS DESCRIBED ON ATTACHMENT #1 WITH THE RIGHT TO USE WATER FROM MY WELL.

15. Basis of Claim: BENEFICIAL USE

8-1-91
This claim was discussed among
Bier, Ship + Co. Ship said
they were more lenient in
1983 and let them file his
statutory claim. as is. Now, each
claimant will need to file
on their portion of the well
- citing OH 112 A, B, C, etc. (to track)
go

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 _____

852

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

A27-04112

Date Received

6/1/89

Receipt Number

E008664

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUN - 1 1989

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Robert M. Kerr, Jr. Phone (208) 785-0990Mailing Address P.O. Box 160, Blackfoot, Idaho Zip 832212. Date of Priority (Only one (1) per claim) May 26, 19623. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 2 South Range 35 E.B.M. Section 34,
NE 1/4 of SE 1/4 of NE 1/4, Govt. Lot, - B.M., County of BinghamAdditional points of diversion if any: Noneb. If instream flow, beginning point of claimed instream flow is: N/A

Township _____ Range _____ Section _____, _____ 1/4 of _____ 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.

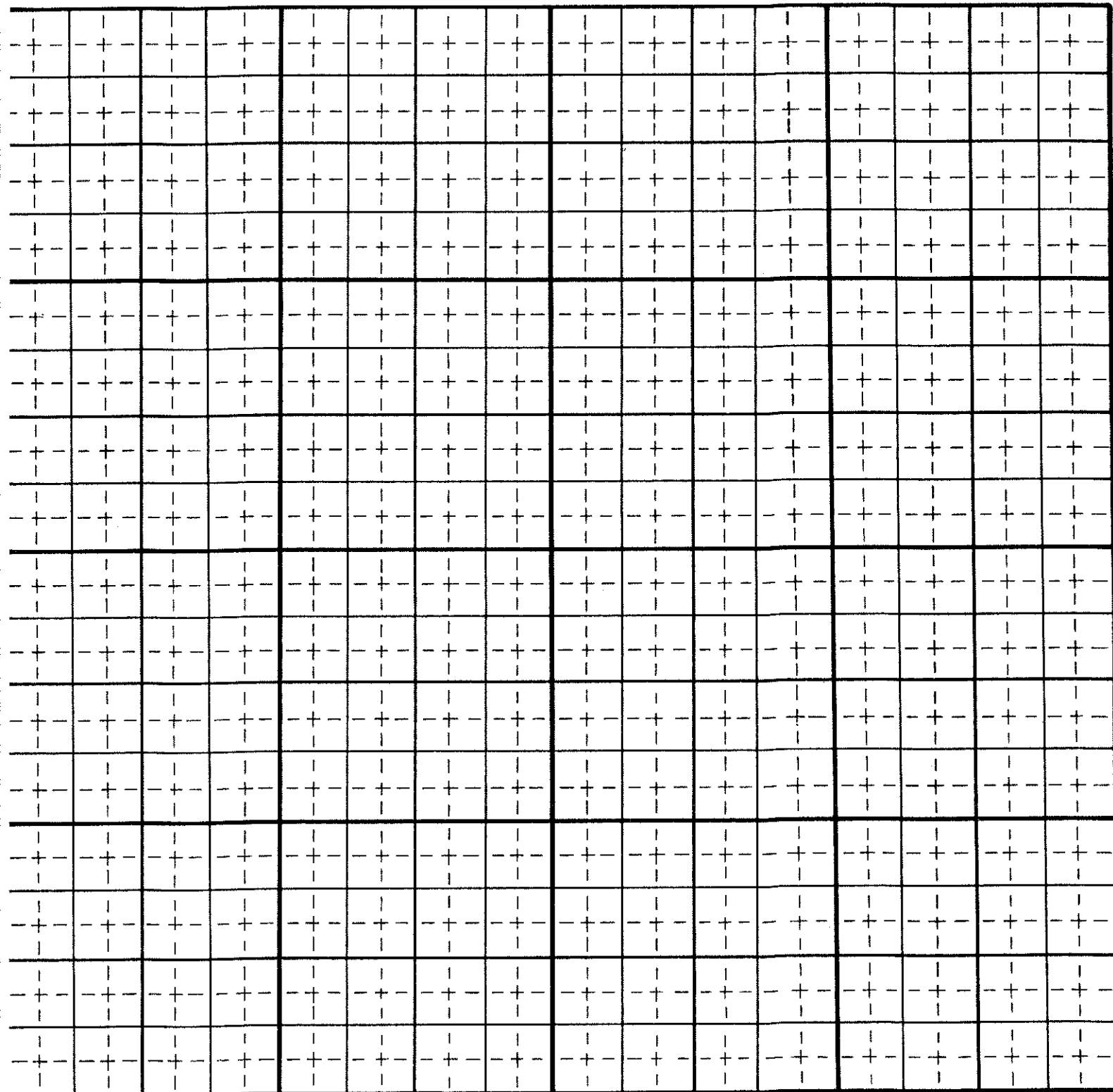
Well, 8" casing, 66 feet deep, 3 H.P. submersible pump, piped to four (4) single
family households, each under separate ownership, with the well in the ownership
of above listed claimant, Robert M. Kerr, Jr. A 2" line delivers water to each
household for Domestic and Irrigation use. One household uses a small quantity
c.f.s for stockwater.

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

Scale: 2 inches equals 1 mile

SEE ATTACHMENT NO. 1, for a Plat map of well location and parcels served.



Last Name R. Kerr

Ident No. SS#

Copies: White-State, Yellow-Chairman

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1/1 to 12/31 amount .16 or _____

For Irrigation purposes from ~~1/1~~ ^{4/30} to ~~4/30~~ ^{11/30} amount .05 or _____ *RMK*

For Stockwater purposes from 1/1 to 12/31 amount .00132 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .21132 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is Six (6) acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic- serves four (4) single family households
Stockwater- Sufficient for six (6) head of horses

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	
2 So.	35 E	34				<u>D & S</u> 1.2													1.20
2 So.	35 E	35							.80										.80

Total number of acres irrigated 2.0

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

12. Do you own the property listed above as place of use? Yes _____ No X (Only a portion- see If your answer is No, describe in Remarks below the authority you have to claim this water right. #14 below.)

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks: I own .80 acre, plus the well, from which I furnish three (3) other single family households, in addition to my own, for domestic use, irrigation & stockwater. Please see the Plat Map under attachment #1. We all share expenses. RMK
I sold lots as described on attachment #1, with the right to use water from my well and pump.

Last Name B. Kerr Ident No. SS #

Copies: **MICROFILMED**
 NOV 13 1996

Please note attachment No. 2, attached, which is a copy of the Claim To A Water Right which as sent to your office 6/20/83. I, knowledge I have never received a license or permit No.??

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 Two (2)

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

Signature of Claimant (s) x Robert M Kerr Jr Date May 30 1989

Date _____

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

of _____ Organization _____, that I have signed the foregoing

document in the space below as _____ Title _____ of _____ 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 Bingham) SS.

Subscribed and sworn (or affirmed) before me this 30th day of May 19 89

SEAL

Notary Public Jana A. Haggman

Residing at Blanchard, Ida

My Commission Expires 5/30/95

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 _____

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NOV 13 1996

Last Name R. Kerr Ident. Number SS#

Copies White-State, Yellow-Claimant

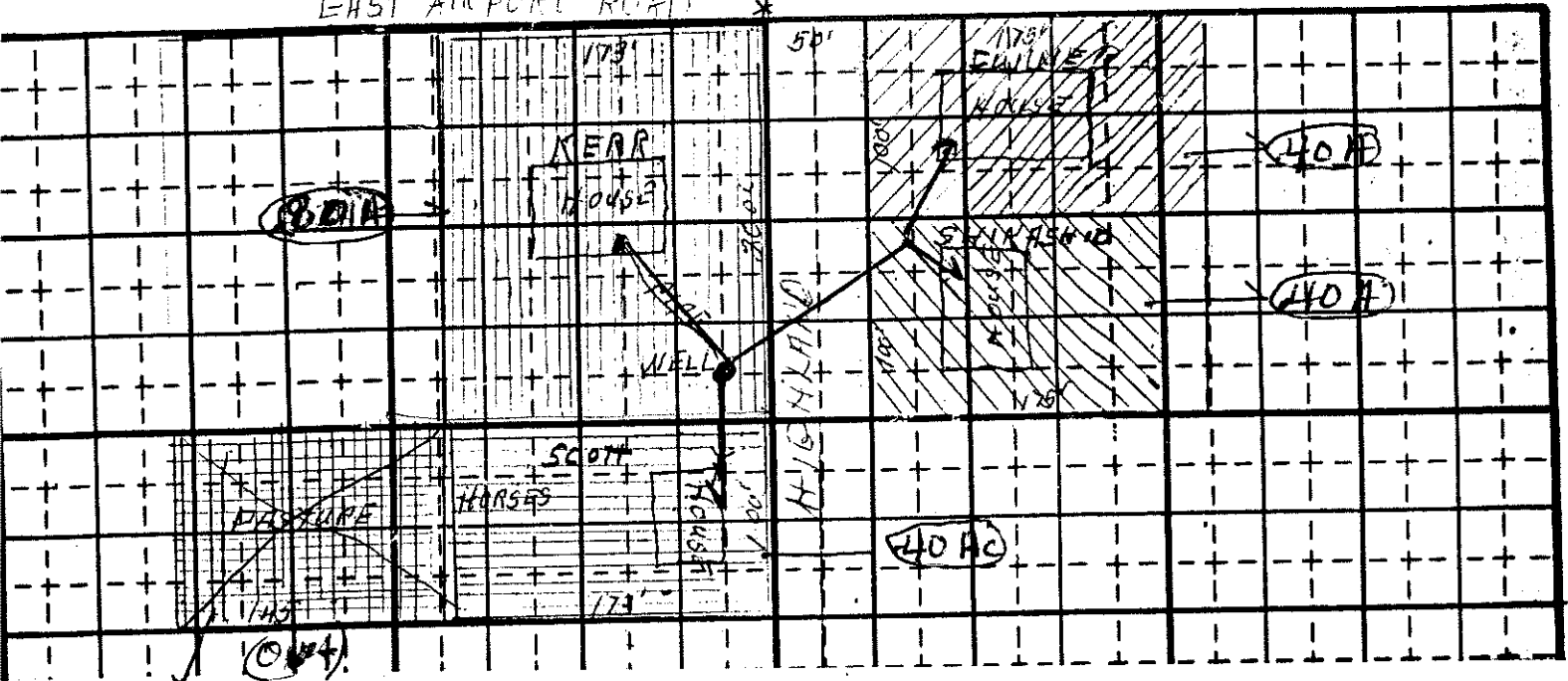
PLOT MAP

Map of Project: show clearly the position, place of use, section number, p, and range number.

Scale: 2 inches equals 200 feet

PART OF SE 1/4 NE 1/4 SEC 34, T2S, R35EBM
EAST AIRPORT ROAD

PART OF SW 1/4 NW 1/4 of SEC 35, T2S, R35EBM



This parcel is
flood irrigated from
the Dipple Ditch.



Property of Robert M. Kerr, Jr. & Ann T. Kerr, P. O. Box 160,
Blackfoot, Idaho, 83221, located in the SE 1/4 Sec. 34, T2S, R35EBM

Beginning at a monument described as a cross mark
chiseled in the top of an iron wheel hub which is
located on the South line of the right-of-way of
a County road 1337.20 feet South and 25 feet West
from the Northeast corner of Section 34 Township
2S Range 35 E.B.M. as located by the US Cadastral
survey of the Bureau of Land Management in 1957,
and designated by a brass cap monument, and from
such point of beginning running thence South 89°06'27"
West 173 feet; thence South 200 feet; thence North
89°06'27" East 173 feet; thence North 200 feet to
the point of beginning.

Property of Donald L. Scott & Mary S. Scott, 2215 Highland Drive, Blackfoot,
Idaho, 83221, located in the SE 1/4 of Sec. 34, T. 2 S. R. 35 EBM.

Beginning at an iron rod which is 300 feet South of a monument described
as a cross mark chiseled in the top of an iron wheel hub which is located
on the South line of the right of way of a county road, which monument is
1337.20 feet South and 25 feet West from the Northeast corner of Section
34, Township 2 South, Range 35, East of the Boise Meridian, as located
by the U.S. Cadastral Survey of the Bureau of Land Management in 1957 and
designated by a brass cap monument; and from such point of beginning
running thence South 89°06'27" West 313 feet to an iron rod; thence North
100 feet to an iron rod; thence North 89°06'27" East to an iron rod; thence
South 100 feet to the point of beginning.

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NOV 13 1986

LAST 1/4 1/4 B. Kerr