

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: A37-10146
Date Received: 6/16/1988
Receipt No: SD00446
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HERSHEL KERNER 208-886-7524
Address: 513 HWY. 75 NORTH
SHOSHONE, ID 83352

AND/OR
Name: SHARON KERNER
Address: SHOSHONE, ID 83352

2. Date of Priority: JAN 01, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	17E	11	NE	NE	NE		LINCOLN

5. Description of diverting works:
6" X 235' WELL, 1.5 HP MOTOR, STOCK TROUGHS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 6.20 A.F.A.

8. Total consumptive use is 6.2 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC - 1 HOME W/LAWN; STOCK - 100 DAIRY, 40 RANGE

10. Place of

Township
05S

Section
11

1/4 of 1/4
NE NE
NE NE

Lot

Use
STOCK
DOMEST

Acres

11. Place of u

ounties: LINCOLN

12. Do you own

property listed above as place of use? YES

13. Other Water
NONE

Used:

14. Remarks:

15. Basis of Cl
Water Right

EFICIAL 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: _____

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): Herbert K. Kern Date: June 7 1988

Date: _____

State of Idaho)
County of Twier Falls) SS.

Subscribed and sworn (or affirmed) before me this 16th day

of June 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding, Id
My Commission Expires 10/16/1992

AJ0749NP
No. R37-10146

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

DATE: 08/18/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HERSHEL KERNER 513 HWY 75 NORTH SHOSHONE ID 83352 (208) 886-7524	01/01/1950	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.04 CFS 0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	6.20 AFA

C SHARON KERNER
SHOSHONE ID 83352

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T05S R17E S11

NENENE

LINCOLN County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
05S	17E	11	:	S																:

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	:
05S	17E	11	:	D																:

POU County: LINCOLN

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP STOCKWATER 100 DAIRY, 40 RANGE
PARCEL NO. RP 05S17E110000

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

updated
2-8-99
KKC

AJ0749NP
No. R37-10146

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

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Audit: 08/18/98 SEGBERT

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: SEP-5-1997

PAGE: A-14

RIGHT NUMBER: 37-10146

NAME & ADDRESS: SHARON KERNER
SHOSHONE ID 83352

HERSHEL KERNER
513 HWY 75 NORTH
SHOSHONE ID 83352

*Bootjack Dairy
564 Hwy 75
Shoshone, ID 83352*

*For phone
call 7-29-98
P.O. Box 856*

*sent change of
address form
7-29-98*

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
6.2 AFY

PRIORITY DATE: 01/01/1950

POINT OF DIVERSION: T05S R17E S11 ✓ NENE ✓ Within LINCOLN County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.04 CFS
	DOMESTIC DOMESTIC - 1 HOME W/LAWN;	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within LINCOLN County
T05S R17E S11 ✓ NENE ✓

DOMESTIC Within LINCOLN County
T05S R17E S11 ✓ NENE ✓

CONSUMPTIVE USE: 6.2 AFY

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP 05S17E110000

Verified by AK Date: 7-15-98

Verification Source: Alpha, map

July 23, 1998

BOOTJACK DAIRY
564 HWY 75
SHOSHONE ID 83352

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right No. A37-10146

Dear Claimant:

We have been advised you may be the present owner of the property with the water right referenced above.

Before we can modify our records to reflect your ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by August 10, 1998.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

Sandy Egbert
Clerical Specialist

No response
8-18-98

cc: Regional office
Enclosures: Form 42-248/42-1409(6)
Copy of No.A37-10146 water right filing