

E. NARRATIVE/REMARKS/COMMENTS

Date: 19 September 1999
From: Georgia Satterlee/Amanda Folsom
RE: 37-08562

A field examination was conducted on 02 August 1999 to verify the beneficial uses of irrigation and fire protection. In addition to the permitted uses, there is a claim 37-12275, for the domestic use. The recommendation to the court for Basin 37 was 3/5/1999 (for domestic and stock only).

The irrigation well was located by GPS with Tag #A0007870. The domestic well is approximately 100 feet west of the irrigation well, and the wells are not connected. The irrigation well also fills a 10,000-gallon tank that is used for fire protection. Initially, a pond was used for this purpose, however the underground tank replaced the pond, which has been filled in.

The 1.5-acre manicured lawn is irrigated by a system, which consists of 20 zones with an average of 5 sprinklers per zone. Each zone runs 20 minutes, every other day. There is a mixture of Rainbird pop-up and impact sprinklers with an average output of 3-5 gpm per sprinkler.

The irrigation system:

20 zones 5 sprinkler/zone

1 zone = 5 sprinklers x 4 gpm/sprinkler = 20 gpm or 0.04 cfs

The annual volume is based on the 1.5 acres irrigated multiplied by the irrigation requirement of 3.5.

The theoretical shows the irrigation well has a diversion capacity of 0.13 cfs. Because there was not a physical measurement conducted and the theoretical rate shows the well capable of diverting at least 24 gallons per minute, the applicant will be given the benefit of the doubt and the recommended diversion rate will be based on the permitted rate.

37-08562 0.05 cfs 5.2 afa irr/fire protection

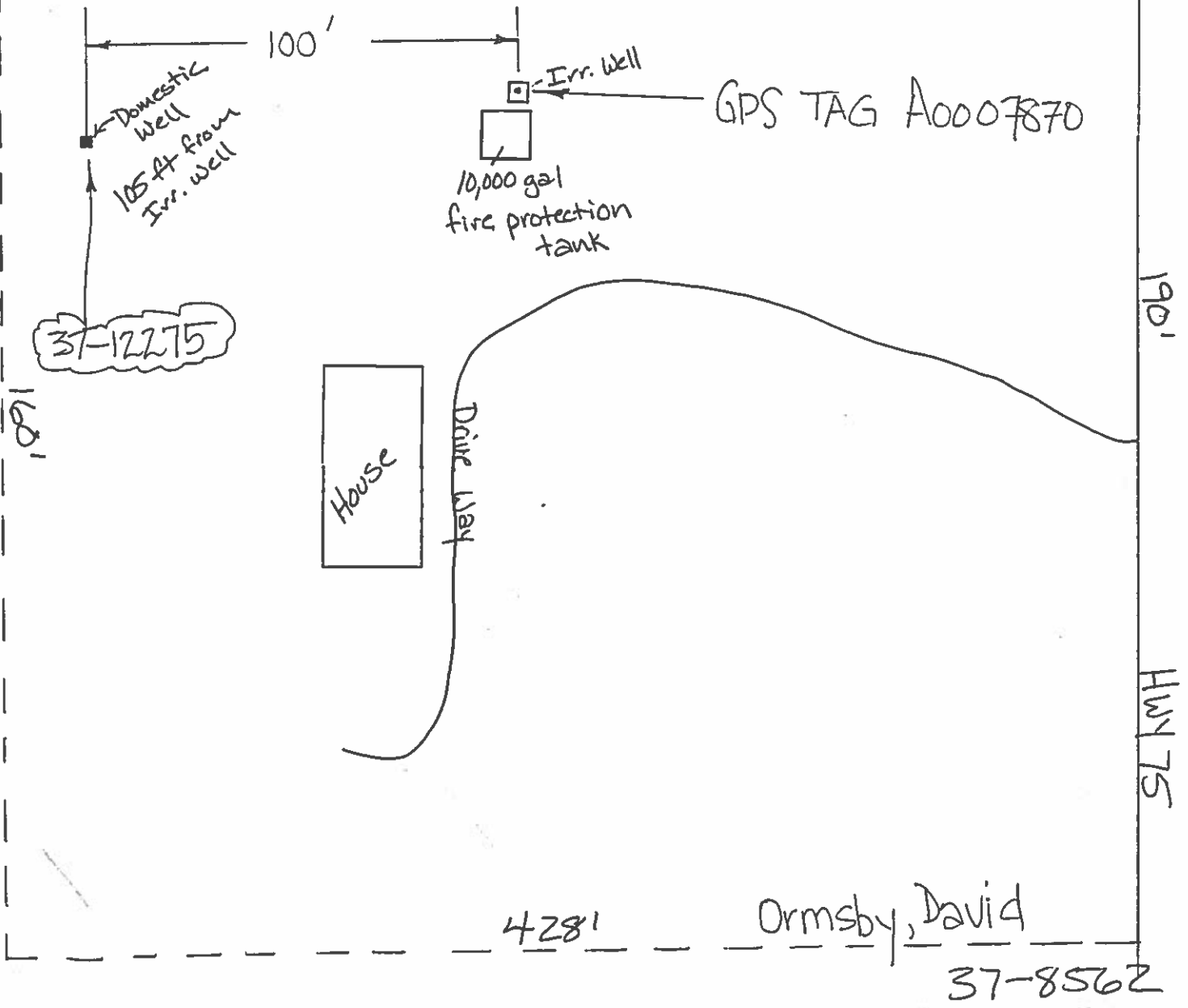
37-12275 0.04 cfs 0.6 afa domestic

37-13042 *do not recommend, duplicate use, see 37-08562*



BOTH WELLS LOCATED IN:
SE 1/4 SEC 23, T5N, R17E

106,780 sq ft 562'





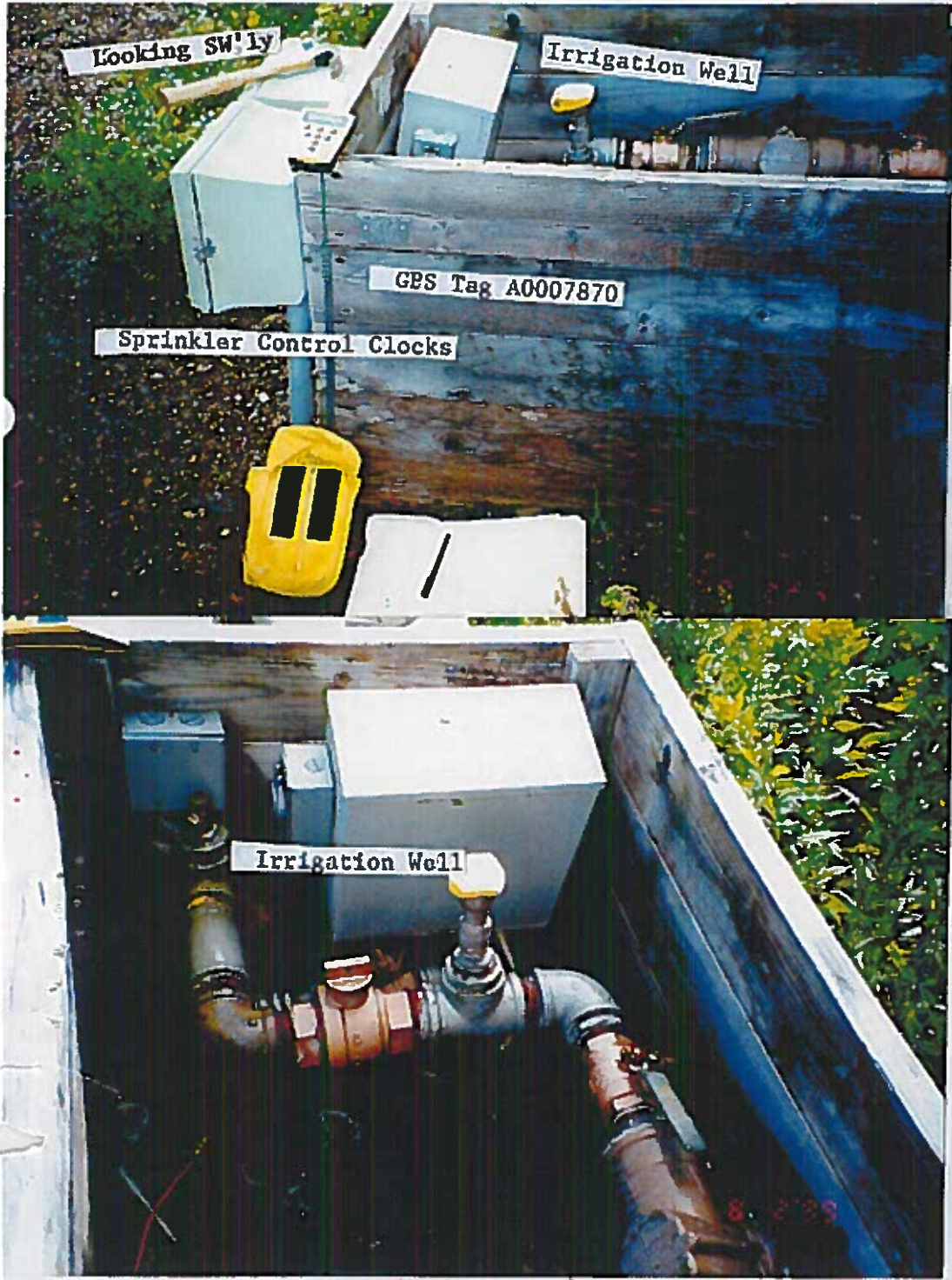
David Ormsby
FE: Amanda Folsom
2 August 99

37-8562



David Ormsby
FE: Amanda Folsom
2 August 99

37-8562



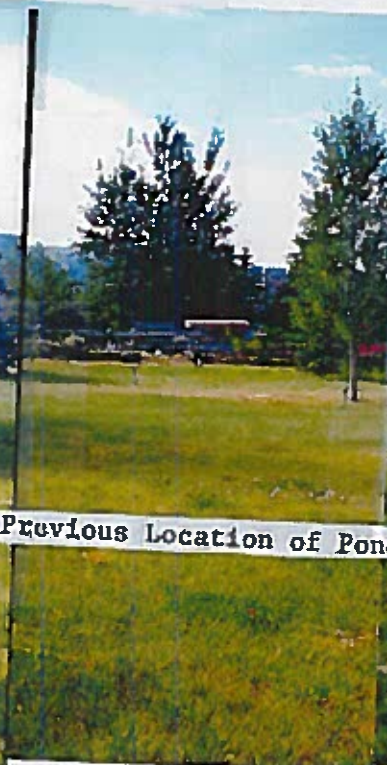
David Ormsby
FE: Amanda Folsom
2 August 99

37-8562



Looking SW'ly

Irrigated



Previous Location of Pond



Irrigated



Irrigated

David Ormsby
PE: Amanda Folsom
2 August 99

37-8562

AJ5856NP

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

DATE: OCT-24-1997
PAGE: A-1188

RIGHT NUMBER: 37-12275

NAME & ADDRESS: DAVID G ORMSBY
LINDSAY W ORMSBY
C/O JAMES L KENNEDY JR
PO BOX 2165
KETCHUM ID 83340

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 10/01/1967

POINT OF DIVERSION: T05N R17E S23 SENW Within BLAINE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within BLAINE County
T05N R17E S23 SENW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP05N170147990A

7-29-98

Claim processed by: WV

Date: 1103

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: A37-12275
Date Received: 12/13/1988
Receipt No: C003902
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: DAVID G. ORMSBY
Address: C/O JAMES L. KENNEDY, JR.
P.O. BOX 2165
KETCHUM, ID

208-726-8255

83340

AND

Name: LINDSAY W. ORMSBY
Address: C/O JAMES L. KENNEDY, JR.
P.O. BOX 2165
KETCHUM, ID

208-726-8255

83340

2. Date of Priority: OCT 1, 1967

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	17E	23	SE	of	NW		BLAINE

5. Description of diverting works:
WELL, 50' DEEP, 8" CASING, 1 HP PUMP

6. Water is used for the following purposes:

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

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	17E	23	SE	NW		DOMEST	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

2ND WELL W/3HP MOTOR 50' DEEP USED FOR IRRIGATION, POND

14. Remarks:

2ND WELL FILED SEPARATELY

PROPERTY ALSO KNOWN AS HOMESTEAD ENTRY NO. 129.

15. Basis of Claim: BENEFICIAL USE

RECEIVED
FEB 28 1991

CHANGE IN OWNERSHIP

Department of Water Resources

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[X] Water Right Number(s): A37-12275

[X] Name and Address of Former Claimant(s): JOHN H. HEMINGWAY

POST OFFICE BOX 387

SUN VALLEY, IDAHO 83353

[X] New Claimant(s): DAVID G. ORMSBY AND LINDSAY W.

ORMSBY, HUSBAND AND WIFE

[X] New Mailing Address: % JAMES L. KENNEDY JR.

POST OFFICE BOX 2165

KETCHUM, IDAHO 83340

X New Telephone Number: (208) 726-8255

[] Does the change in ownership result in a splitting of the water right claimed? yes X no
If yes, then describe the portion of the water right that is now claimed by the new owner:

NOT APPLICABLE

[X] Attach proof of ownership
Describe proof attached: COPY OF RECORDED WARRANTY DEED
(Proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former claimant.)

[X] Signature of New Claimant(s): David G. Ormsby

Lindsay W. Ormsby

Date: FEBRUARY 28, 1991

Spoke with Blaine Co. Assessor office, Hailey 788-5535 on 3/14/91. Confirmed this is the only property owned by John Hemingway at that location in (HES 129). It consists of 3.464 acres. OK for ownership change. J.R.C. 3/14/91 they also confirmed legal claim.

MICROFILMED

FEB 26 1993

WARRANTY DEED

For Value Received

John H. Hemingway, dealing with his sole and separate property as to an undivided one-half interest and as Personal Representative of the Estate of Byra Louise Hemingway, Deceased, as to an undivided one-half interest

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto David G. Ormsby and Lindsay W. Ormsby, husband and wife whose address is: 55 Baldwin Farms South, Greenwich, CT 06831

Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

A parcel of land within R.E.S. 129 in unsurveyed Township 5 North, Range 17 East, B.M., Blaine County, Idaho, more particularly described as follows:

COMMENCING at a stone marking Corner 2 of said E.E.S. 129; thence N. 30° 06' W., 786.35 feet to the TRUE POINT OF BEGINNING; thence N. 30° 06' W., 196.59 feet along the Westerly boundary of said H.E.S. 129; thence N. 54° 44' E., 784.01 feet to the Westerly boundary of U.S. Highway 93; thence S. 23° 29' E., 200.00 feet along the Westerly boundary of U.S. Highway 93; thence S. 54° 44' W., 760.87 feet to the TRUE POINT OF BEGINNING.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: August 28, 1989

John H. Hemingway Individually and as
Personal Representative of the Estate
of Byra Louise Hemingway, Deceased

STATE OF Idaho COUNTY OF Blaine
On this 30th day of August, 1989,
before me, a Notary Public in and for said State, personally appeared
John H. Hemingway, Individually and as
Personal Representative of the Estate
of Byra Louise Hemingway, deceased

proved to me on the basis of satisfactory evidence or known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

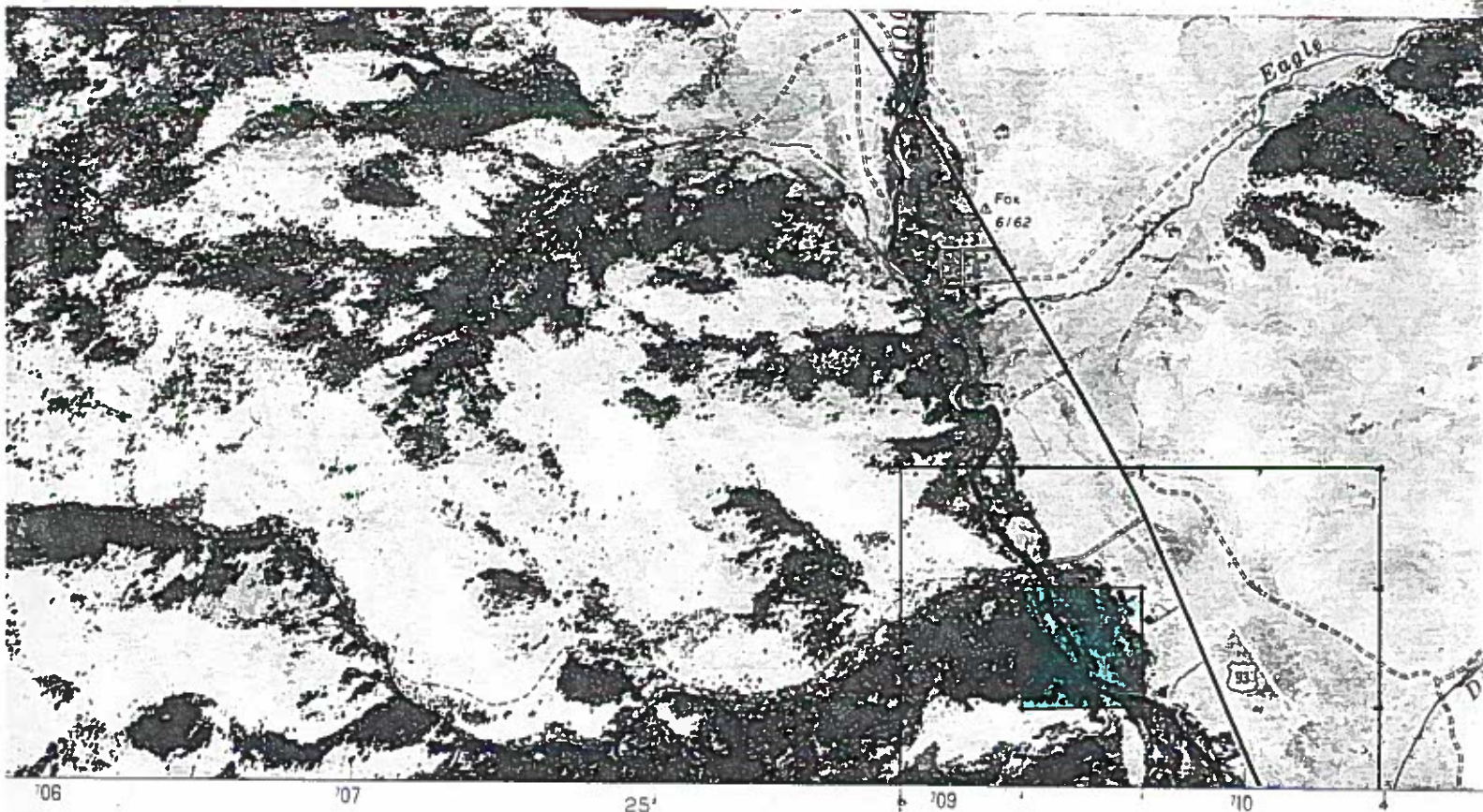
John H. Hemingway Notary Public
Residing at Hailey
Commission Expires 2-16-92

FIRST 309511
BLAINE CO. REQUEST
OF: _____
'89 SEP 1 PM 3 18
MAY GREEN TIERK
FEES \$ _____

Instrument No.

MICROFIL

FEB 26 1993



SCALE 1:24 000



QUADRANGLE LOCATION

AMBER LAK

'N4345-W11

1974

ADVANCE

LIES WITH NATIONAL MAP ACCURACY STANDARDS
GEOLOGICAL SURVEY, MENLO PARK, CALIF. 94025

Copies Of These Maps Can Be Obtained
At Bonneville Blue Print, Boise Idaho

AMBER LAKES, ID

272-25

MICROFILMED

FEB 26 1993



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

March 14, 1991

James L. Kennedy, Jr.
P.O. Box 2165
Ketchum, ID 83340

RE: Snake River Basin Adjudication (SRBA)
Blaine County - Claims #A37-12275 & #A37-13042
David G. & Lindsay W. Ormsby

Dear Mr. Kennedy:

Notice of the change in ownership of the above-referenced water rights has been received. The Claim to Water Rights records of the Department have been changed to reflect such notice.

Claims prepared from the Agency's computer are enclosed for your review and records. If you find the address is incorrect, please contact us.

Yours truly,

John D. Carlson
Adjudication Supervisor

JDC:sf:south

Enclosures:

Claims Referenced Above

MICROFILMED

FEB 26 1993

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: A37-12275

Date Received: 10/26/1988

Receipt No: C003902

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN H. HEMINGWAY 208-726-5562
Address: P.O. BOX 387
SUN VALLEY, ID 83353

2. Date of Priority: OCT 01, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	17E	23	SE	NW			BLAINE

5. Description of diverting works:
WELL, 50' DEEP, 8" CASING, 1 HP PUMP

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	17E	23	SE	NW		DOMEST	

11. Place of use in counties: BLAINE

A37-12275

Page 1

Date: 01/06/89

MICROFILMED
FEB 26 1993

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

13. Other Water Rights Used:

2ND WELL W/3HP MOTOR 50' DEEP USED FOR IRRIGATION, POND

14. Remarks:

2ND WELL FILED SEPARATELY

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 _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMIdentification No. A37-12275Date Received 10/20/88Receipt Number 0003902*Owner change*NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

OCT 24 1988

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) JOHN H. HEMINGWAY Phone (208) 726-5562Mailing Address Box 387, Sun Valley, ID Zip 833532. Date of Priority (Only one per claim) well put in service Oct 67 Month/Day/Year3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 5N Range 17ESection 23, SE 1/4 of NW 1/4 of _____ 1/4, Govt. Lot _____, BM.,County of BLAINE

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. 1 Well For Residence 50 Ft deep, 8" casing, 1 horsepower pump & pipeline to home

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from JAN 1 Month/Day to Dec 31 Month/Day (cfs) amount 9 gals. 04 cfs
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 household domestic use

MICROFILMED

FEB 26 1993

10. Place of use is: Township: 5N Range 17E

Section 23, SE 1/4 of NW 1/4, Govt. Lot _____, B.M.,

County of BLAINE for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

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

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

2nd Well w/ 3hp motor 50 ft deep used for irrigation, pond.
1972

14. Remarks: is also being filed for separately

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number 3 # 13 also filed for in 1972

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) [Signature] Date 25 Oct 88
Date _____

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

of _____, that I have signed the foregoing

document in the space below as _____ of _____

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of _____) SS.

Subscribed and sworn (or affirmed) before me this 25 day of Oct 1988

SEAL

Notary Public [Signature]

Residing at Ketchum Id

My Commission Expires Nov 1994

Last Name _____ Ident No. _____

MICROFILMED
Copies: White-State, Yellow-Claimant
FEB 26 1993

WATER RIGHT NUMBER - A37-12275

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +

+ - - - - 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

+ - - AUDIT FIELDS - 01/06/89 HARRINGT 10/03/89 REFUNDML 03/14/91 FRAZEE

+ - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	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	- 12/13/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- C003902	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND	NOTICE OF ERROR FLAG	-

RP05N170147990A

PROOF
JAN 11 6 1992

DATA ENTRY

ENTERED 1/8/92
CHECKED 6-4-92

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWN Records

VERIFIED
FEB 2 9 1992

CERTIFIED
MAR 4 1992
WATER EXAMINER