

AJ5856NP

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

DATE: OCT-24-1997
PAGE: A-1542

RIGHT NUMBER: 37-12958

NAME & ADDRESS: JOHN D BERNARD
ABBY G BERNARD
PO BOX 3604
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: 09/01/1973

POINT OF DIVERSION: T03N R18E S18 SENE 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
T03N R18E S18 SENE

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. 004900000140A

D 7-29-98

Claim process

Date: _____

MH
11-3

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: A37-12958
Date Received: 10/19/1988
Receipt No: C006072
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN D. BERNARD 208-788-9602
Address: P.O. BOX 3604
KETCHUM, ID 83340
AND
Name: ABBY G. BERNARD 208-788-9602
Address: P.O. BOX 3604
KETCHUM, ID 83340

2. Date of Priority: SEP 01, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	18E	18	SE	NE			BLAINE

5. Description of diverting works:
2 WELLS, EACH APPROX. 30' DEEP, EACH WITH A 1-1/4 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:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	18E	18	SE NE		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:
NONE

14. Remarks:

PLACE OF USE IS LOTS 13 AND 14, RIVER BEND SUBD. (STREET ADDRESS IS 114 RIVER BEND LANE). HOUSE AND WELLS ON LOT 14. FIRST WELL WAS USED TO WATER LAWN UNTIL SECOND WELL INSTALLED IN 1981 TO RUN AN AUTOMATIC SPRINKLER SYSTEM INSTALLED AT THE SAME TIME.

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 _____

Bernard

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-
Date Received 3-27-84 10-19-88
Receipt Number COO6021
RECEIVED

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

OCT 10 1988

Department of Water Resources
Southern Region Office

For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

1. Name of Claimant(s) John D. and Abby G. Bernard
Phone: (208) 788-9602
Mailing Address: P.O. Box 3604, Ketchum, ID 83340

RECEIVED
MAR 27 1989

2. Date of Priority: September 1, 1973

3. Source of water supply (a) Groundwater
which is tributary to (b)

Department of Water Resources

4. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
3N	18E	18		SE	NE		Blaine

Additional points of diversion if any: None

5. Description of diversion works: Two (2) wells, each approx. 30 ft.
deep, and each with a 1 1/2 HP pump.

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Domestic	1/1	12/31	0.04 cfs

7. Total Quantity Claimed: 0.04 cfs

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses: N/A

10. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>
3N	18E	18	SE	NE

MICROFILMED
D

FEB 26 1993

11. Place of use is located in Blaine County.
12. Do you own the property listed above as place of use? Yes
13. Describe other water rights used? None
14. Remarks: Place of use is Lots 13 & 14, River Bend Subdivision (street address is 114 River Bend Lane). House and wells on Lot 14. First well was used to water lawn until second well installed in 1981 to run an automatic sprinkler system installed at the same time.
15. Basis of Claim:
IDWR Water Right Number: N/A
Court: Case Number: Decree Date:
Plaintiff v. Defendant:
16. Signature(s)
(a) By signing below, We acknowledge that We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b) We do ___ do not ___ wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments none.

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

Signature of Claimant(s)

John D. Bernard
John D. Bernard

Date 10.18.88

Abby G. Bernard
Abby G. Bernard

Date 10.18.88

State of Idaho)
County of) ss.

Subscribed and sworn before me this 18th day of Oct., 1988.

Notary Public Ruby M. Beck
Residing at Sun Valley
Commission Expires 1/17/92

Last Name: Bernard Ident No.:

MICROFILMED
FEB 26 1993

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

OF

ATTORNEYS

120 EAST AVENUE

POST OFFICE BOX 987

KETCHUM, IDAHO 83340

(208) 726-4421

TELECOPIER (208) 726-0752

TERRY G. HOGUE

JAMES P. SPECK

DOUGLAS J. AANESTAD

J. STEPHEN CRABTREE

TRACY DUNLAP

HAILEY OFFICE:

16 WEST CROY STREET

SUITE K

POST OFFICE BOX 460

HAILEY, IDAHO 83333

(208) 788-3567

March 23, 1989

RECEIVED
MAR 27 1989

Mr. Donald V. Shaff, Manager
Adjudication Section
Department of Water Resources
1301 N. Orchard St.
Statehouse Mail
Boise, Idaho 83720

Department of Water Resources

RE: John D. and Abby G. Bernard

Dear Don:

Pursuant to our telephone conversation, I am returning a Notice of Claim for Domestic Purposes and our check for \$25.00 as the filing fee. Thank you for your prompt review and attention to this matter.

Sincerely yours,

HOGUE, SPECK & AANESTAD

Jim

James P. Speck

JPS/rlk
encl.

MICROFILMED
FEB 26 1993

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

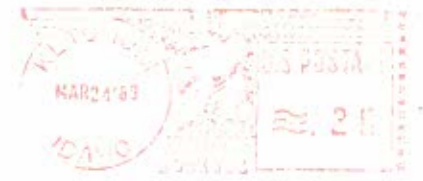
OF

ATTORNEYS

120 EAST AVENUE

POST OFFICE BOX 987

KETCHUM, IDAHO 83340



MICROFILMED
FEB 26 1993

Mr. Donald V. Shaff, Manager
Adjudication Section
Department of Water Resources
1301 N. Orchard St.
Statehouse Mail
Boise, Idaho 83720



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - [REDACTED]

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

. March 21, 1989

. Mr. James Speck
. P.O. Box 987
. Ketchum, ID 83340

John D Bernard

Claimant Initials: _____

Dear Claimant:

Your Notice of Claim to a Water Right filed for your Blaine County property is returned because several items were incomplete or blank. Your check # 8626 in the amount of \$ 25.00 is also being returned. Upon completing the items on the Notice of Claim as required, please return the completed claim form and the filing fee, unless you exercise the deferral option described in the enclosure.

Another set of instructions is enclosed to assist you in completing the form. If you decide to continue the decree of your water right at the present time, please put the initials of your name in the space provided above and return the claim completed to the best of your ability to this office with the fee along with this letter.

Before returning your claim you should read the enclosed information concerning the option of deferring filing domestic and/or stockwater claims. You are encouraged to complete the process of securing your water right to your property; however, the decision is up to you.

If you choose to submit the claim please complete the necessary corrections before MAY 1, 1989, to avoid being assessed a late filing fee. Should you choose to defer a determination of your water right until some time in the future, you do not need to do anything further. Please do not hesitate to contact any office of the Department shown in the instructions if you have any questions or concerns.

Yours truly,

Donald V. Shaff
Manager, Adjudication Section

DVS:DSR2 *ADT*
Enclosures

It appears that the wells are two separate systems and may require two separate claims.

Talked to Speck 3/23/89: Two wells used to do what one did. No second claim necessary. *df* 3/23/89
Speck returning initial claim.

MICROFILMED

FEB 26 1993

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

OF

ATTORNEYS

120 EAST AVENUE

POST OFFICE BOX 987

KETCHUM, IDAHO 83340

(208) 726-4421

TELECOPIER (208) 726-0732

HAILEY OFFICE:

16 WEST CROY STREET

SUITE K

POST OFFICE BOX 460

HAILEY, IDAHO 83333

(208) 788-3567

TERRY G. HOGUE

JAMES P. SPECK

DOUGLAS J. AANESTAD

J. STEPHEN CRABTREE

TRACY DUNLAP

October 18, 1988

RECEIVED

OCT 19 1988

CERTIFIED MAIL

Idaho Dept. of Water Resources
2148 4th Ave. East
Twin Falls, Idaho 83301
Attn: Jim Stanton

Department of Water Resources
Southern Region Office

RE: John D. and Abby G. Bernard - Snake River Basin Adjudication

Dear Jim:

Enclosed you will find a Notice of Claim for Domestic Well for Mr. John D. and Abby G. Bernard and a check in the sum of \$25.00 as the filing fee.

Sincerely yours,

HOGUE, SPECK & AANESTAD

15/ James P. Speck
James P. Speck

JPS/rlk

encl.cc: John Bernard

MICROFILMED
FEB 26 1993

WATER RIGHT NUMBER - A37-12958 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
BERNARD JOHN D. 1 - P.O. BOX 3604
2 -
3 -
CITY- KETCHUM STATE- ID ZIP- 83340
PHONE - 208-788-9602
1 - P.O. BOX 3604
2 -
3 -
CITY- KETCHUM STATE- ID ZIP- 83340
PHONE - 208-788-9602

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
09/01/1973 ERROR IN REGION J - BENEFICIAL USE

+ - - - - SOURCE - - - - - + + - - - - TRIBUTARY - - - - - +
GROUNDWATER

+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)
03N 18E 18 SE NE (13) BLAINE

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
43 - DOMESTIC 01/01 12/31 0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 0.0

+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY
03N 18E 18 SE NE 43 DOMESTIC (13) BLAINE

+ - - DIVERSION MEANS - 2 WELLS, EACH APPROX. 30' DEEP, EACH WITH A 1-1/4 HP PUMP
+ - - NON-IRRIGATION USE -
+ - - OTHER RIGHTS FOR SAME USE - NONE

*River Bend Sub
L 14*

+ - - - - REMARKS - - - - - +
PLACE OF USE IS LOTS 13 AND 14, RIVER BEND SUBD. (STREET ADDRESS IS 114 RIVER BEND LANE). HOUSE AND WELLS ON LOT 14. FIRST WELL WAS USED TO WATER LAWN UNTIL SECOND WELL INSTALLED IN 1981 TO RUN AN AUTOMATIC SPRINKLER SYSTEM INSTALLED AT THE SAME TIME.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A37-12958

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - DECREE PLAINTIFF - - - +	+ - - - - DECREE DEFENDANT - - - +	+ - DECREE DATE - + 00/00/0000

+ - - AUDIT FIELDS - 03/31/89 HARRINGT 10/03/89 REFUNDML

+-----COMMENTS-----+
NO COMMENTS FOUND[illegible]

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	- 03/28/1989	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	- C006072	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND	NOTICE OF ERROR FLAG	-

004 900 000 140 A

DATA ENTRY
ENTERED 11-7-93 MS
CHECKED 243194 AD

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

VERIFIED
MAR 04 1992

PROOF
JAN 07 1992

CERTIFIED
JUN 16 1992
WATER EXAMINER