

08/14/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-11009

NAME AND ADDRESS: FLORIAN WERNETTE
494 N 600 E
FIRTH ID 83236

OPAL WERNETTE
494 N 600 E
FIRTH ID 83236

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.240 CFS

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

PRIORITY DATE: 03/07/1910

POINT OF DIVERSION:

T02S R36E S12 NENENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.040 CFS
STOCKWATER	1/01 12/31	0.240 CFS

PLACE OF USE: DOMESTIC Within BINGHAM County

T02S R36E S12 NENE

STOCKWATER Within BINGHAM County

T02S R36E S12 NENE

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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

EXPLANATORY MATERIAL: Beneficial Use
1000 CATTLE RP 0422400

SCANNED
MAY 25 2006

Water Right 27-11009

1

PROFIT ED

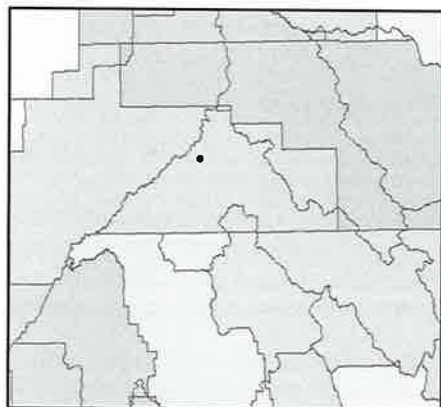


Idaho Department of Water Resources

Water Right
27-11011
(STOCKWATER)

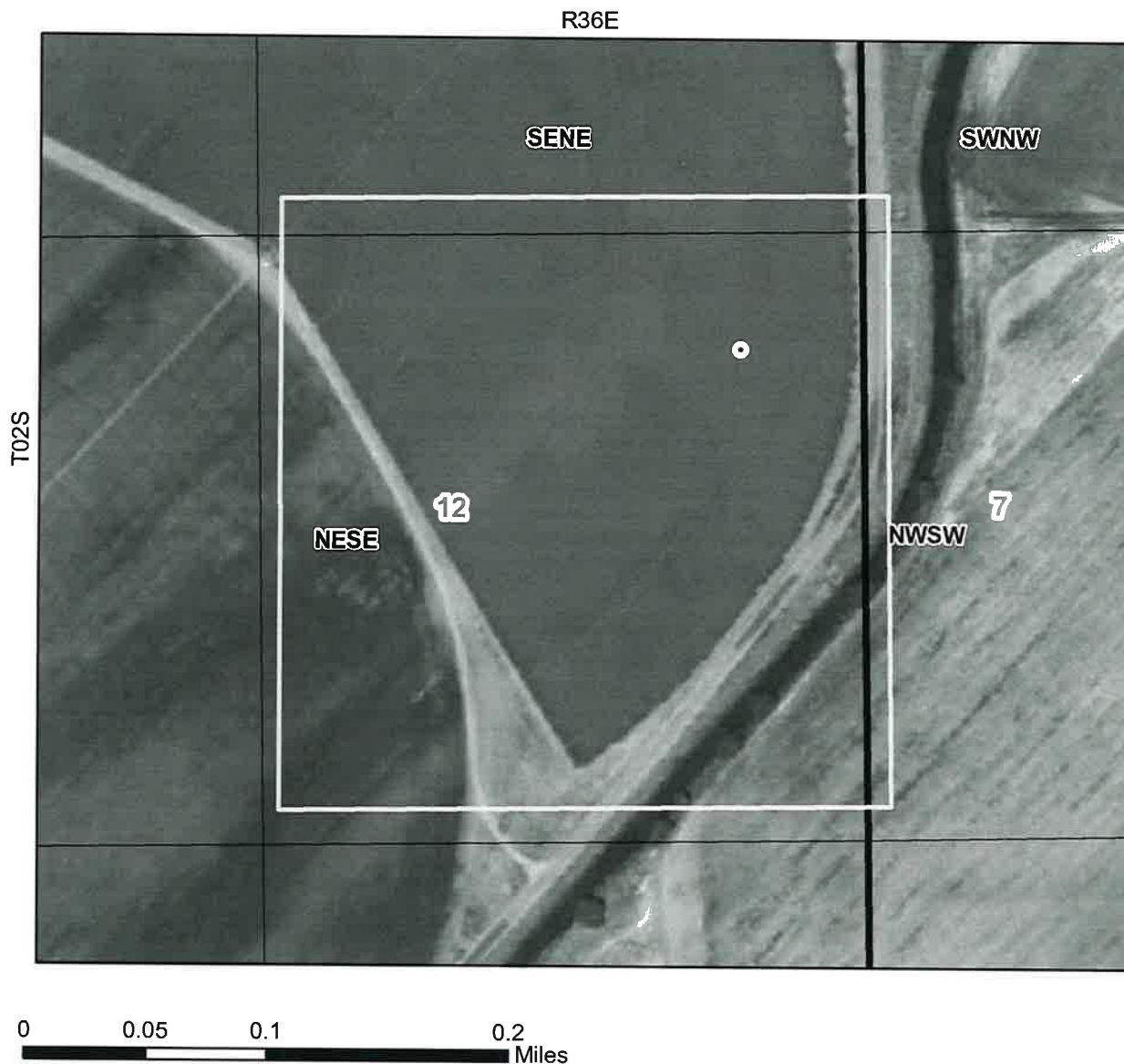
Legend

- ⊙ Point of Diversion
- Place of Use
- ▭ State Outline
- ▭ Townships
- ▭ PLS Sections
- ▭ Quarter Quarters



Bingham County
IDWR Basin 27

Prepared by Denise Kidman
On August 07, 2008
2004 Aerial Photography



Disregard

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 27-11011

WATER RIGHT NUMBER: 27-11011

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	OPAL WERNETTE 494 N 600 E FIRTH, ID 83236 (208)785-0534
Current Owner	FLORIAN WERNETTE 494 N 600 E FIRTH, ID 83236 (208)785-0534

Priority Date: 10/12/1982

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.230 CFS	
<u>Total Diversion:</u>		0.230 CFS	

Location of Point(s) of Diversion

GROUND WATER NE1/4NE1/4SE1/4 Sec. 12, Twp 02S, Rge 36E, B.M.
BINGHAM County

Place of Use

STOCKWATER

Twp Rge Sec	NE	NW	SW	SE	Totals
02S 36E 12	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	X

Conditions of Approval:

1. UP TO 1000 HEAD STOCK RP 0422602
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

amended P.D. 3-23-00

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 27-11011

Comments:

Dates and Other Information:

Licensed Date:
Decreed Date: 4/23/1999
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

24 - get bill from W.D.

→ Theoretical



SRBA Recommendation

27-11009

(STOCKWATER)

Domestic

Legend

⊙ Point of Diversion

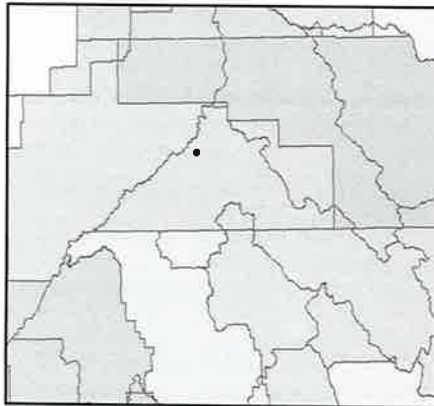
Place of Use

State Outline

Townships

PLS Sections

Quarter Quarters



Bingham County
IDWR Basin 27

Prepared by Denise Kidman
On August 07, 2008
2004 Aerial Photography

Idaho Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 21-39H V1

1. P16 Recommended as Right No. 21-12997: This is included for a claim that is proposed to be disallowed because the right claimed is recommended pursuant to another right. The remark indicates the water right number of the other right that is proposed to be recommended. If you are not mailed a notice of the recommendation of the other right, then the other right is recommended in another claimants name.
2. P06 Recommended as Right No. 21-12997.

Remarks:Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		10

Combined Water Rights: 21-53J , 21-39H

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 21-2165 V1

WATER RIGHT NUMBER: 21-2165 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ROBIN H RILEY 1623 W 3400 S REXBURG, ID 83440 (208)356-5873
Original Owner	BOB W GOHR , ID
Original Owner	ALLEN BALL C/O KENT W FOSTER HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130 IDAHO FALLS, ID 83405 (208)523-0620
Original Owner	NORMAN N RILEY 1623 W 3400 S REXBURG, ID 83440 (208)356-5873
Original Owner	DARWIN MICKELSEN 142 W FIRST N REXBURG, ID 83440 (208)356-5418
Current Owner	DON MICKELSEN 1260 TWIN BUTTE RD MENAN, ID 83434-5118 (208)754-0009

Priority Date: 04/24/1956

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.900 CFS	238.00 AF
	<u>Total Diversion:</u>	0.900 CFS	238.00 AF

Location of Point(s) of Diversion

GROUND WATER NW 1/4SE1/4SE1/4 Sec. 33, Twp 06N, Rge 38E, B.M.
JEFFERSON County

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 38E 33				7.6									35.0	5.0	30.0	25.0	102.6

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

RIGHT NUMBER: 27-11009

NAME AND ADDRESS:

FLORIAN WERNETTE
494 N 600 E
FIRTH ID 83236

OPAL WERNETTE
494 N 600 E
FIRTH ID 83236

SOURCE:

Source:
GROUND WATER

Tributary:

QUANTITY:

0.090 CFS

~~0.240 CFS~~

The quantity of water under this right shall not exceed 13,000 gallons per day.

The rights listed below are limited to a total combined annual diversion volume of 14.33 af for stockwater. Combined Right Nos.: 27-11009, 27-11010, and 27-11011.

PRIORITY DATE:

03/07/1910

POINT OF DIVERSION:

T02S R36E S12 NENENE
Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

STOCKWATER

01/01 12/31

0.090 CFS 14.33 AFY

~~0.240 CFS~~

DOMESTIC

01/01 12/31

0.040 CFS

Domestic use is for 1 home.

PLACE OF USE:

STOCKWATER within BINGHAM County
T02S R36E S12 NENE

DOMESTIC within BINGHAM County
T02S R36E S12 NENE

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

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 400 cow/calf pairs and 400 yearlings.

~~1000 CATTLE RP 0422400~~



**SHOSHONE-BANNOCK TRIBES
WATER RESOURCES DEPARTMENT**

P.O. BOX 306
FORT HALL, ID 83203

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Ernie Carlsen Cindy Bird/Desginee	Else Teton
COMPANY:	DATE:
IDWR	5/29/2008
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
(208) 525-7177 (208) 547-3939	1
PHONE NUMBER:	SENDER'S TELEPHONE NUMBER:
(208) 525-7161 (208) 527-3993	(208) 239-4580
RE:	
Request for Preparations of SF5s for Water Rights	

NOTES/COMMENTS:

The Shoshone-Bannock Tribes, Florian and Opal Wernette (through their Attorney Jerry Rigby) have reached agreement in two Basin 27 subcases. We request you prepare the following SF5s's for water rights as shown. Should you have any questions give me a call at the number listed above.

<u>Water Right No.</u>	<u>Purpose of Use</u>	<u>Period of Use</u>	<u>Quantity</u>
27-11009	Stockwater	01/01 - 12/31	14.33 AFY

Note: Calculation is based on 400 cow/calf pairs @ 20 gal per day for 365 days and 400 yearlings @ 12 gal per day for 365 days.

REMARKS: Water rights 27-11009 and 27-11010 shall not exceed a total combined annual diversion volume of 14.33 AFY for stockwater use

<u>Water Right No.</u>	<u>Purpose of Use</u>	<u>Period of Use</u>	<u>Quantity</u>
27-11010	Stockwater	01/01 - 12/31	14.33 AFY

Note: Calculation is based on 400 cow/calf pairs @ 20 gal per day for 365 days and 400 yearlings @ 12 gal per day for 365 days.

REMARKS: Water rights 27-11010 and 27-11009 shall not exceed a total combined annual diversion volume of 14.33 AFY for stockwater use

Florian Wernette

08/22/2003

NOTICE OF ERROR
REPLY

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:

Water right number: 27-11009

FLORIAN WERNETTE
494 N 600 E
FIRTH ID 83236
Telephone Number: (208)785-0534

OPAL WERNETTE
494 N 600 E
FIRTH ID 83236
Telephone Number: (208)785-0534

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:

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

DATE: 6-13-05 SIGNATURE: Opal Wernette
Please print your name: OPAL WERNETTE

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

RECEIVED

JUL 11 2005

Department of Water Resources
Eastern Region



SCANNED
MAY 25 2006

RECEIVED

KWJ
7/12

5/14/03 27-11009.

limit diversion volume (Qty Remark)
to 13,000 gpd.

✓ add C18, N11; N13 Remarks/ Conditions

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Wengeth

CLAIM

ENT. NO.

A27-11009

DATE RECEIVED

5/31/89

CK #

E08457

AMOUNT \$

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ *
2. Is a priority date entered? ☒ YES ☐ NO ☐ *
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO ☐ *
3. (a) Is a source entered? ☒ YES ☐ NO ☐ *
(b) Is a tributary to entered? (if required) ☒ YES ☐ NO ☐ *
N/A
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ *
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ *
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. ☒ YES ☐ NO ☐ *
Is the period of use included? ☒ YES ☐ NO ☐ *
Is a quantity claimed for each use? ☒ YES ☐ NO ☐ *
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ *
8. If required is a consumptive use entered? ☒ YES ☐ NO ☐ *
Is the consumptive use correct? ☒ YES ☐ NO ☐ *
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. ☒ YES ☐ NO ☐ *
N/A
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO ☐ *
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.) ☒ YES ☐ NO ☐ *
N/A
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO ☐ *
N/A
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ *
20. Is the fee enclosed correct? ☒ YES ☐ NO ☐ *
Exempt
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO ☐ *
N/A
22. Should this claim be data entered? ☒ YES ☐ NO ☐ *

Claim checked by: AB

Date: 6/16/89

Claim must be returned to claimant: ☒ (Yes) ☐ (No)

Claimant must be notified of modifications: ☒ (Yes) ☐ (No)

Receipt Prepared by: _____
Claim data entered by: _____
Sent to claimant by: _____

Date: _____
Date: _____
Date: _____

Checked by: _____

Date: _____

MICROFILMED

Comments: _____

NOV 13 1992

WATER RIGHT NUMBER - A27-11009

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

*** C - CURRENT OWNER ***
WERNETTE

FLORIAN

1 - 494 N. 600 E.

2 -

3 -

CITY- FIRTH

STATE- ID ZIP- 83236

PHONE - 208-785-0534

1 - 494 N. 600 E.

2 -

3 -

CITY- FIRTH

STATE- ID ZIP- 83236

PHONE - 208-785-0534

WERNETTE

OPAL

+ - - PRIORITY DATE - - - + - - - REGION - - - + - - - STAGE - - - + - - - STATUS - - - +
03/07/1910 15 EASTERN J - BENEFICIAL USE+ - - - - SOURCE - - - - - + - - - - - TRIBUTARY - - - - - +
GROUNDWATER+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

02S 36E 12 NE NE NE (11) BINGHAM

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01

12/31

0.040

04 - STOCKWATER

01/01

12/31

0.240

+ - TOTAL DIV. RATE - + - - TOTAL DIV. VOLUME - + - - TOTAL DIV. CAPACITY - + - - TOTAL CONSUMPTIVE USE - + - - KW USAGE - +
0.240 0.0+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

02S

36E

12

NE NE

LOT

ACRES

04

STOCKWATER

(11) BINGHAM

02S

36E

12

NE NE

LOT

ACRES

43

DOMESTIC

(11) BINGHAM

+ - - DIVERSION MEANS - WELL, 98' DEEP WITH 2 HP PUMP

+ - - NON-IRRIGATION USE - D/1 HOME, S/1000 HD CATTLE

+ - - OTHER RIGHTS FOR SAME USE - NONE

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

WATER RIGHT NUMBER - A27-11009

PREFIX TRANSLATION: ADJUDICATION CLAIM

----- CONDITIONS OF APPROVAL -----
NO CONDITIONS OF APPROVAL FOUND.

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

+ - - - - AUDIT FIELDS - 06/10/69 KRISER

----- 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	- 05/31/1909	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	- 5004657	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLAG	-	PGU MEMBERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND		

R.P. 0422400

DATA ENTRY DS
ENTERED 716
CHECKED 716

"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
AUG - 1991

PROOF
JUL 30 1991

CERTIFIED
00787 1991
WATER EXAMINER

JUL 13 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: A27-11009
Date Received: 5/31/1989
Receipt No: E008457
Received By: SK

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FLORIAN WERNETTE 208-785-0534
Address: 494 N. 600 E.
FIRTH, ID 83236
AND
Name: OPAL WERNETTE 208-785-0534
Address: 494 N. 600 E.
FIRTH, ID 83236

A2711009

2. Date of Priority: MAR 07, 1910

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	36E	12	NE	NE	NE		BINGHAM

5. Description of diverting works:
WELL, 88' DEEP WITH 2 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		
STOCKWATER	01/01	12/31	0.240		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME, S/1000 HD CATTLE

A27-11009

Page 1

Date: 06/16/89

MICROFILMED
NOV 13 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	36E	12	NE	NE		DOMEST	
			NE	NE		STOCK	

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:

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A27-11009

Date Received 5-31-89

Receipt Number 6008457

EW

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) FLORIAN and OPAL WERNETTE Phone (208) 785-0534

Mailing Address 494N. 600E FIRTH, IDAHO Zip 83236

2. Date of Priority (Only one per claim) Mar. 7, 1910 Month/Day/Year

3. Source of water supply (Check one) (X) Groundwater or Other () (a) _____

which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 2S Range 36E

Section 12, NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot _____, BM.,

County of Bingham

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. Well 88ft deep with 2 H.P. pump

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

For Domestic purposes from January 1 to December 31 amount 0.04 (cfs)

For Stock purposes from Jan 1 to Dec. 31 amount 1.24 (Both dates are inclusive)

7. Total quantity claimed 1.24 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 home ~~with~~ 1000 head cattle

MICROFILMED

NOV 13 1992

10. Place of use is: Township: 2S Range 36E

Section 12, NE 1/4 of NE 1/4, Govt. Lot _____, B.M.,

County of Bingham 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? Bingham

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. None X

14. Remarks: _____

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 _____

16. Signature (s) Florian Wernette

Number of Attachments 0

By signing I/We acknowledge reading the notice on the back of this claim form.
I/We wish to receive for a small annual fee monthly copies of the docket sheet.
YES _____ NO X

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

Signature of Claimant (s) Florian Wernette Date May 31, 1989
+ Opal Wernette Date May 31, 1989

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 Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 31 day of May 1989

SEAL

Notary Public E. J. [Signature]

Residing at Idaho Falls, ID

My Commission Expires 22 Aug 1994

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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