

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 PALOUSE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 59576

Claim ID: 87-12265

Date Received: 3-22-2021

Receipt No: N036821

Claim Fee: \$25.00 By: JL

RECEIVED

MAR 22 2021

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

IDWR / NORTH

Please type or print clearly

1. Name of claimant(s) KERNS FARMS INC Phone (509) 336-0876
Mailing address 1014 KERNS WAY POTLATCH ID 83855
Street or Box City State Zip
Email address (optional) _____
2. Date of priority: (Only one per claim) 2/02/1889 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) _____
4. Location of point of diversion is: Township 42N, Range 05W, Section 17,
NW 1/4 of NW 1/4, or Govt. Lot _____ BM, County of LATAH
Parcel no. RP42N05W170607
Additional points of diversion, if any: _____
If available, GPS coordinates: _____
5. Description of diverting works (wells, pumps, spring boxes, pipelines, 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.
NEW WELL DRILLED AROUND THE 1960's-1970's. WELL ALSO SUPPLIES HOME ADDED TO THE
PROPERTY IN 1976, CLAIM 87-11737.
6. Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)
For DOMESTIC purposes from 1/1 to 12/31 amount .04 cfs (✓) or AFY ()
For _____ purposes from _____ to _____ amount _____
7. Total quantity claimed .04 cfs (✓) or AFY ()
8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)
1 HOME

9. Location of place of use is: Township 42N, Range 05W, Section 17,
NW 1/4 of NW 1/4, Govt. Lot _____ BM, Parcel no. RP42N05W170607

If different than shown in Item 4

for (check one) **Domestic** (✓) **Stock** () **Domestic and Stock** ()

Additional places of use, if any _____

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

11. Do you own the property listed above as place of use? Yes (✓) No ()
If the answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

87-11737 _____ or None ()

13. Remarks (include an explanation of the priority date selected):

PRIORITY DATE IS WHEN THE PROPERTY WAS ORIGINALLY HOMESTEADED, SEE ATTACHMENTS.

14. Basis of claim (check one) **Beneficial Use** (✓) **Posted Notice** () **License** () **Permit** () **Decree** ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. **Signature(s)**

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Palouse River Basin Water System 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: 2

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

President

of

Kerns Farms Inc

Agent's title (Please print)

Name of organization (Please print)

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

Signature of Authorized Agent Tyrus L. Kerns Date 3-19-21

Printed Name of Authorized Agent Tyrus L. Kerns

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) _____, will be acting as attorney at law of behalf on 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 _____ Date _____

Address _____

Name of claimant(s) KERNS FARMS INC Claim ID _____

NENE

NWNW

SENE

SWNW

18

42N05W

17

87

PIN: RP42N05W170607

The USDA-FSA Aerial Photography Field office asks to be credited in derived products.

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Land Patent Details						
Accession Nr: ID0420__016 Document Type: State Volume Patent State: Idaho Issue Date: 2/2/1889 Cancelled: No						
Names On Document			Miscellaneous Information			
☒ DAVIS, WILLIAM W 			Land Office:	Lewiston		
			US Reservations:	No		
			Mineral Reservations:	No		
			Tribe:	---		
			Militia:	---		
Military Rank: ---			State In Favor Of:	---		
			Authority:	May 20, 1862: Homestead EntryOriginal (12 Stat. 392)		
Document Numbers			Survey Information			
Document Nr:	534		Total Acres:	160.00		
Misc. Doc. Nr:	1052		Survey Date:	---		
BLM Serial Nr:	IDIDAA 026981		Geographic Name:	---		
Indian Allot. Nr:	---		Metes/Bounds:	No		
Land Descriptions						
State	Meridian	Twp - Rng	Aliquots	Section	Survey #	County
ID	Boise	042N - 005W	NW¼NW¼	17		Latah
ID	Boise	042N - 005W	W½SW¼	8		Latah
ID	Boise	042N - 005W	SE¼SW¼	8		Latah