

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: **A47-11247**
Date Received: 11/ 3/1988
Receipt No: S003511
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARGARET I. BURKS
Address: 3072 BOEHM ESTATES
TWIN FALLS ID

208-733-5560

83301

2. Date of Priority: JAN 1, 1948

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	17E	24	NW	NW	NW		TWIN FALLS

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
COMMERCIAL	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:

C/BURK'S TRACTOR CO, INC.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	17E	24	NW	NW		COMMER	

11. Place of use in counties: TWIN FALLS

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OCT 28 1994

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

13. Other Water Rights Used:
A47-11248

14. Remarks:
WELL USED FOR BURK'S TRACTOR CO, INC.
OWNERSHIP CHANGE MADE 6-24-94 BY TLB

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 _____

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RECEIVED



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

MAY 03 1994

Department of Water Resources
Southern Region Office

DATE OF CLOSING: N/A

LEGAL DESCRIPTION OF PROPERTY: Township N/A Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM. _____
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A47-11239 A47-11247 A47-11248

☐ Name and Address of Former Owner/Claimant(s)(Seller): Douglas P. &/or Margaret I. Burks
Rt 3 Box 6555
Boehm Estates Dr Twin Falls ID 83301

☐ New Owner/Claimant (Purchaser): Margaret I. Burks

☐ New Mailing Address: 3072 Boehm Estates
Twin Falls ID 83301

☐ New Telephone Number: (208) 733-5560

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: N/A

(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 owner/claimant.)

☐ Signature of New Owner/Claimant(s): Margaret I. Burks Date 4-30-94

☐ Signature of Former Owner/Claimant(s): Margaret I. Burks Date 4-30-94

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 6-24-94 By: HLB

Claim Numbers of Split, if any:

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Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

5/9/94

COMMUNICATION DOCUMENTATION

Claim No. A47-11217-11248

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent 7H

Date 03-31-95

Contact Person(s) MRS. MARGARET BURKS

Nature of Contact proving pri. data - COMMERCIAL

Substance of Communication reviewed material w/ her
and suggested contacting ASSESSOR for
data ownership - she plans to do so.

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NOV 29 1996

May 9, 1995

STATE OF IDAHO
DEPT. OF WATER RESOURCES
222 SHOESHONE ST. EAST
TWIN FALLS, ID. 83301

TO WHOM IT MAY CONCERN.

Enclosed are two notarized statements concerning the wells on the property at 3140 Kimberly Road and the property at 3785 North 200 East. Leagel description of each piece of property is attached to each letter.

Yours truly,


Margaret I. Burks

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NOV 29 1996

A47-11247, A47-11248

RECEIVED

MAY 11 1935

Department of Water Resources
Southern Region

Margaret Burks
3072 Boehm Estates Dr.
Twin falls, ID 83301

3/27/95

Dear Margaret:

In regard to your quest for information about the water well
in front of Burks Tractor CO. Inc., Kimberly Road, Twin
Falls, ID:

Sterling and Elsa Vaughn purchased the acreage involved
on June 2, 1961, to establish a retail plant nursery.

We immediately started building the necessary
structures and arranging for a well to be drilled.

I cannot recall the well's specifications, such as
depth, bore, casing etc., nor the name of the
contractor. Our requirements would have been about
four times that of the average residence.

The date of the well's completion is not in my records
but I feel sure it was finished and in service during
the latter part of 1961.

Hope this meager information will fill your needs, if not,
possibly I could dig up someone with a better memory than
mine.

Sincerely

Sterling B. Vaughn
Sterling B. Vaughn
612 Hayes Drive
Twin Falls, Idaho 83301

Aileen Warren
Notary - 392000



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NOV 29 1996

A47-11247

GOVERNOR PHILIP E. BATT
Governor PHILIP E. BATTR. KEITH HIGGINSON
Director

January 10, 1995

A47-11247

MARGARET I. BURKS
3072 BOEHM ESTATES
TWIN FALLS

ID 83301

RE: Evidence of Priority

Dear Claimant:

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

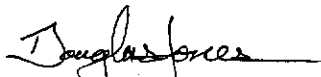
SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,


Douglas Jones, P.E.
Water Rights Supervisor

Enc.

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NOV 29 1996

SD-0601-2. Last Name: BURKS

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
-	-----						
-	BURKS						
-	DOUGLAS P.	C	A47-11248	01/01/1958	GROUNDWATER	0.040	10 COMMER
-	MARGARET I.	C	A47-11248	01/01/1958	GROUNDWATER	0.040	10 COMMER
-	DOUGLAS P.	C	A47-11239	04/01/1983	GROUNDWATER	0.040	43 DOMEST
-	MARGARET I.	C	A47-11239	04/01/1983	GROUNDWATER	0.040	43 DOMEST
-	DOUGLAS P.	C	A47-11247	01/01/1948	GROUNDWATER	0.040	10 COMMER
-	MARGARET I.	C	A47-11247	01/01/1948	GROUNDWATER	0.040	10 COMMER
-	CECELIA	C	A47-14925	02/26/1968	GROUNDWATER	0.050	43 DOMEST
-							04 STOCK
-	BURKS JR						
-	DOUGLAS	C	R47-14925	02/26/1968	GROUNDWATER	0.050	43 DOMEST
-							04 STOCK
-	BURKS						
-	CECELIA	C	R47-14925	02/26/1968	GROUNDWATER	0.050	43 DOMEST
-							04 STOCK
-							
-							

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MICROFILMED
OCT 28 1994

SD-0604-2 Township: 10S Range: 17E Section: 24			Tract:		Lot:		
S	L	STATE	O	S	Max # Records	43	
E	O	Water Name	W	T	Priority	Use	
L	Tract T	Right No. Last, First	N	AC	G	Date	Code Desc
-	-	-	-	-	-	-	-
-	NWNE	A47-13685 NORTHWEST CRANE, RIGGI	C		J	04/03/1947	43 DOMEST
-		ROSHOLT, JOHN	A				04 STOCK
-	NWNE	R47-13685 NW CRANE RIGGING & TRA	C		J	04/03/1947	43 DOMEST
-		ROSHOLT, JOHN	A				04 STOCK
-	NWNE	R47-13685 NW CRANE RIGGING & TRA	C		J	04/03/1947	43 DOMEST
-		ROSHOLT, JOHN	A				04 STOCK
-	SWNE	A01-00209Z3 LARGE CLAIM	C	40	D	01/01/1901	39 GWR FS
-	SENE	A47-13348 CHAMPLIN, EUGENE	C		J	11/01/1910	43 DOMEST
-	SENE	A01-00209Z3 LARGE CLAIM	C	34	D	01/01/1901	39 GWR FS
-	SENE	R47-13348 CHAMPLIN, EUGENE	C		J	11/01/1910	43 DOMEST
-	NENW	A47-13625 WHITEHEAD, LARRY	C		J	01/01/1920	10 COMMER
-		WHITEHEAD, RICHARD	C				
-	NENW	A01-00209Z3 LARGE CLAIM	C	40	D	01/01/1901	39 GWR FS
-	NWNW	A47-10380 BLAIR, JACK L.	C		J	01/01/1950	43 DOMEST
-		BLAIR, GERALDINE I.	C				
-	NWNW	A47-11247 BURKS, DOUGLAS P.	C		J	01/01/1948	10 COMMER

(Enter=Continue)

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MICROFILMED
OCT 28 1994

SD-0604-2 Township: 10S Range: 17E Section: 24			Tract:		Lot:	
S	L	STATE	O	S	Max # Records	43
E	O	Water	W	T	Priority	Use
L	Tract	Right No.	N	AC	Date	Code Desc
---	---	-----	---	---	-----	---
---	NWNW	A47-11247	C		J 01/01/1948	
---	NWNW	A47-11248	C		J 01/01/1958	10 COMMER
---		BURKS, MARGARET I.	C			
---	NWNW	A01-00209Z3	C	20	D 01/01/1901	39 GWR FS
---	SWNW	A47-10475	C		J 05/02/1920	43 DOMEST
---	SWNW	A01-00209Z3	C	40	D 01/01/1901	39 GWR FS
---	SESW	A01-00209Z3	C	40	D 01/01/1901	39 GWR FS
---	NESW	A01-00209Z3	C	40	D 01/01/1901	39 GWR FS
---	NWSW	A47-10121	C		J 06/20/1920	43 DOMEST
---	NWSW	A47-11339	C		J 05/12/1948	43 DOMEST
---		WALKER, WAYNE S.	C			
---		WALKER, JACKLYN J.	C			
---	NWSW	A01-00209Z3	C	40	D 01/01/1901	39 GWR FS
---	SWSW	A47-10477	C		J 01/01/1909	43 DOMEST
---		PITTS, I.W.	C			
---		PITTS, CORA F.	C			
---	SWSW	A47-11266	C		J 03/24/1970	43 DOMEST
---		CARLSON, PAUL R.	C			04 STOCK

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OCT 28 1994

SD-0604-2 Township: 10S Range: 17E Section: 1				Tract:		Lot:	
S	L	STATE	O	S	Max # Records	115	
E	O	Water	W	T	Priority	Use	
L	Tract	T	N	AC	G	Date	Code Desc
---	---	---	---	---	---	---	---
---	NWSW	A47-12233	TREAT, JODY L.	C	J	08/01/1980	04 STOCK
---	NWSW	R47-12233	TREAT, BERRY J	C	J	08/01/1980	43 DOMEST
---			TREAT, JODY L	C			04 STOCK
---	NWSW	R47-12233	TREAT, BERRY J	C	J	08/01/1980	43 DOMEST
---			TREAT, JODY L	C			04 STOCK
---	SWSW	A47-11239	BURKS, DOUGLAS P.	C	J	04/01/1983	43 DOMEST
---			BURKS, MARGARET I.	C			
---	SWSW	A47-11453	COX, JAMES S.	C	J	06/01/1980	04 STOCK
---	SWSW	A47-11454	COX, JAMES S.	C	J	09/01/1974	43 DOMEST
---	SWSW	A47-11475	LOBB, ROBERT S.	C	J	01/31/1978	43 DOMEST
---			LOBB, JANET C.	C			
---	SWSW	A47-11500	NEALE, DELBERT R.	C	J	04/10/1975	43 DOMEST
---			NEALE, PATRICIA A.	C			
---	SWSW	A47-12005	FLOYD, AVERY	C	L	06/16/1962	43 DOMEST
---			FLOYD, JEAN	C			
---	SWSW	A47-12006	FLOYD, MRS. HARVEY	C	J	06/16/1962	43 DOMEST

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OCT 28 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

10-May-1994 09:25

MARGARET I BURKS
3072 BOEHM ESTATES
TWIN FALLS, ID 83301

RE: ADJUDICATION CLAIM(S): A47-11239, A47-11248, & A47-11247
DOUGLAS P BURKS

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM, WE HAVE CHANGED THE DEPARTMENT'S RECORD(S) AS YOU HAVE REQUESTED. PLEASE REVIEW THE RECORD(S) FOR ACCURACY.

SHOULD YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
RECORDS CLERK

/TLB
ENCLOSURE

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OCT 28 1994

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: A47-11247
Date Received: 11/03/1988
Receipt No: S003511
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOUGLAS P. BURKS 208-733-5560
Address: RT 3 BOX 6555
BOEHM ESTATES DR
TWIN FALLS, ID 83301

AND/OR

Name: MARGARET I. BURKS 208-733-5560
Address: RT 3 BOX 6555
BOEHM ESTATES DR
TWIN FALLS, ID 83301

2. Date of Priority: JAN 01, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	17E	24	NW	NW	NW		TWIN FALLS

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	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:
C/BURK'S TRACTOR CO, INC.

A47-11247

Page 1

Date: 11/03/88

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MAR 12 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	17E	24	NW NW		COMMER	

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
A47-11248

14. Remarks:
WELL USED FOR BURK'S TRACTOR CO, INC.

15. Basis of Claim: BENEFICIAL USE

(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.

MAR 12 1993