

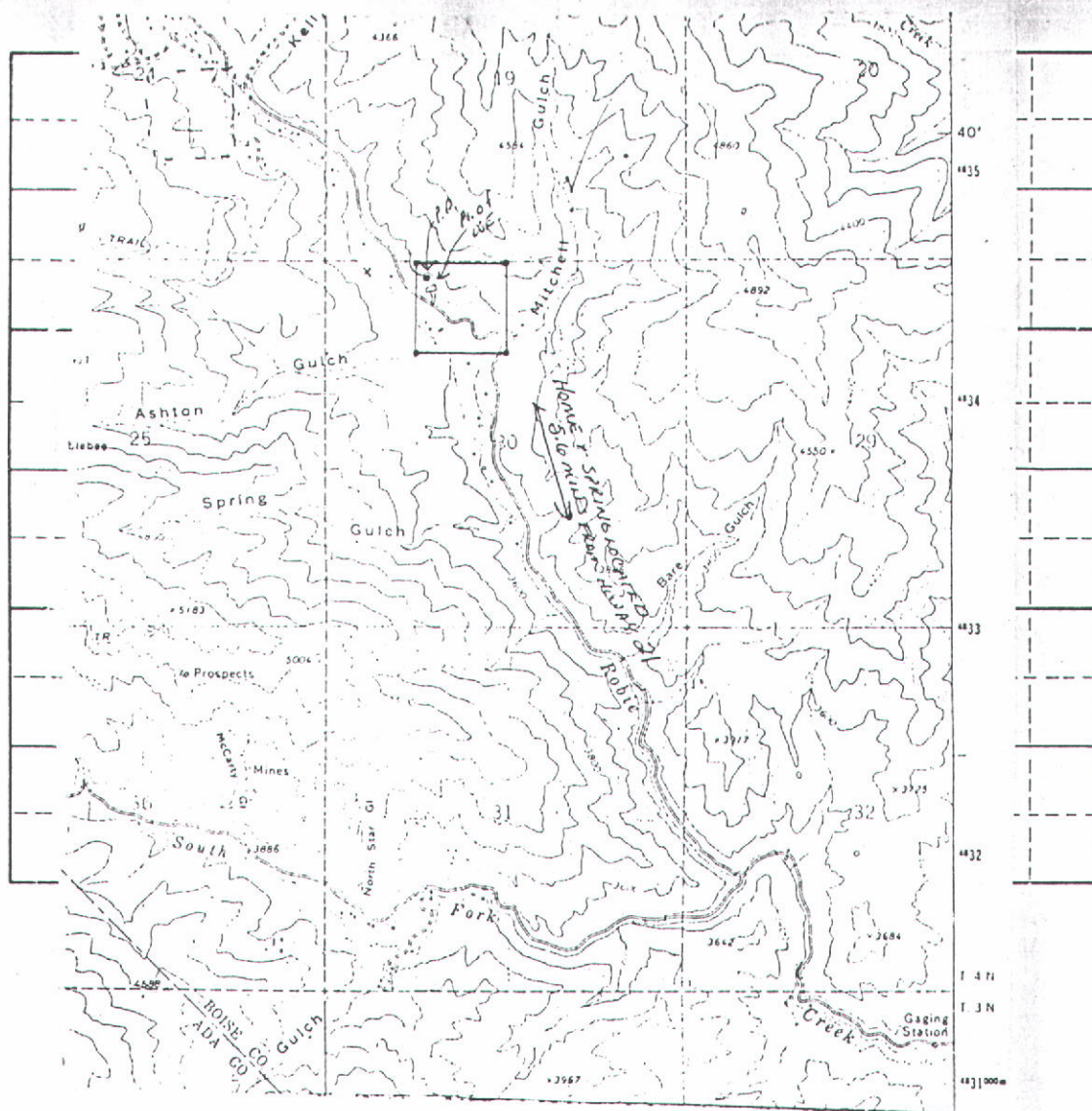
T04N, R04E

Butner



NENW

30



Point(s) of diversion: NE NW, S. 30, T. 4N, R. 4E.

Place(s) of Use ☒

TWP.	RGE.	SEC.	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	4E	30																	

Recommended Amendments:

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

Examiner's Signature

Jan Shute

Date 2/25/86

Checked by

Date 3/11/86

Approved by

K. Walker

Date 4-25-86

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: A63-09834
Date Received: 4/25/1989
Receipt No: 0006482
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT E. BUTNER 208-343-8794
Address: HC 33, BOX 2230
BOISE, ID 83706

OR
Name: BESSIE A. BUTNER 208-343-8794
Address: HC 33, BOX 2230
BOISE, ID 83706

2. Date of Priority: NOV 12, 1981

3. Source: SPRING Trib. to: ROBIE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04E	30		NE	NW		BOISE

5. Description of diverting works:
PIPELINE, TANKS & GRAVITY LINE

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:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	04E	30	NE NW		DOMEST	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
DOMESTIC WELL

14. Remarks:
USE OF WATER UNDER THIS LIC. IS LIMITED TO IN-HOUSE USE ONLY

15. Basis of Claim: LICENSE

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 x wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: -0-

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): Bessie A. Butner Date: 4-25-89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of April 19 89

Carter Fritschle
Notary Public

Seal

Residing at _____

My Commission Expires _____

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires March 21, 1994

02/21/2002

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

RIGHT NUMBER: 63-9834

NAME AND ADDRESS: ROBERT E BUTNER
10 GRANDPA MTN LANE
BOISE ID 83716

BESSIE A BUTNER
10 GRANDPA MTN LANE
BOISE ID 83716

SOURCE: SPRING

TRIBUTARY: ROBIE CREEK

QUANTITY: 0.04 CFS
0.6 AFY

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

PRIORITY DATE: 11/12/1981

POINT OF DIVERSION:

T04N R04E S30 NWNENW Within BOISE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC

PERIOD OF USE
01/01 12/31

QUANTITY
0.040 CFS
0.60 AFY

PLACE OF USE: DOMESTIC Within BOISE County

T04N R04E S30 NENW

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: License

PARCEL NO. RP 04N04E300050A
DOMESTIC USE IS LIMITED TO IN-HOUSE USE ONLY.

02/28/2002

NOTICE OF ERROR
REPLY

RECEIVED

MAR 13 2002

WATER RESOURCES
WESTERN REGION

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: April 5, 2002

Water right number: 63-9834

ROBERT E BUTNER
10 GRANDPA MTN LANE
BOISE ID 83716
Telephone Number: (208)343-8794

BESSIE A BUTNER
10 GRANDPA MTN LANE
BOISE ID 83716
Telephone Number: (208)343-8794

RECEIVED

MAR 12 2002

Department of Water Resources

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: 3/9/02 SIGNATURE: Robert E. Butner

Please print your name: ROBERT E. BUTNER

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190



NENW

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-9834 Priority November 12, 1981 Amount 0.04 cfs

THIS IS TO CERTIFY that Robert Earl Butner &/or Bessie A. Butner
of Boise, Idaho has complied with the terms and conditions of Permit
No. 63-9834 issued pursuant to Application for Permit dated November 12, 1981
and has submitted proof to the Department of Water Resources on April 29, 1983
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a spring
tributary to Robie Creek and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>0.6</u> acre feet
<u>(1 Unit)</u>	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
	<i>(both dates inclusive)</i>		

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
0.6 acre feet per year, said waters to be diverted within the NE1/4NW1/4 Section 30,
Twp. 4N., Rge. 4E in the County of Boise

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	4E	30					X												

Total number of acres irrigated _____

CONDITIONS OF APPROVAL

- a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.
- b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.
- c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Use of water under this license is limited to in-house use only.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of April, 19 86.

Norm C Young
Acting for the Director

KEY POINTS

Department of Water Resources

ROBERT E. BUTNER
P/O: SEC 30 TWP 04N RNG 04E
IRRIGATION? N

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☒ Telephone call made (List Telephone No. used)	5/1/85	JP	
☒ Appointment scheduled for: (Date, time, location)	5/2/85 4:00		1 mile past Torrey on st. and side (Rabbit Creek)

EXAMINATION

Date: 5/2/85 Accompanied by: Miss Butner Total Q measured Est. - 0.00 cfs
Source: Spring Tributary to: Radie Creek Supp. annubar measurement sheet used?
If source is surface water, estimate total flow of source
Methods of measurement estimated Meets permit requirements?

Measurement calculations:

Domestic - 0.04 cfs + 0.10 cfs (in house use only)

[illegible]

System Description SPRING 1/4 GRAVEL PACKED & AER. PIPE W/2-1000
GALLON STORAGE TANKS. 1/2" PIPELINE TO HOME.
RUNS 1-1 1/2 GPM. WELL FOR IRRIGATION PURPOSES.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Q (cfs)	V (afa)	FROM	TO
DOMESTIC - 1 home ✓	0.04 cfs ✓	0.6 afa ✓	1-1 ✓	12-31 ✓
Total	0.04 cfs ✓	0.6 afa ✓		

Remarks _____

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

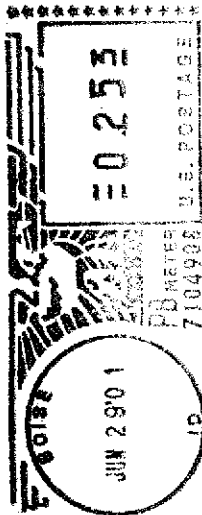
RETURN SERVICE REQUESTED

Robert E
BESSIE A BUTNER
HC 33 BOX 2230
BOISE, ID 83706

63-9834

Boise City } 10 Grandpa Mtn Lane
address } Boise 83716

PRESORT
FIRST CLASS



RECEIVED

JUL 03 2001

WATER RESOURCES
WESTERN REGION



NO SUCH
ADDRESS

BOISE, ID 83706

BOISE, ID 83706

BOISE, ID 83706