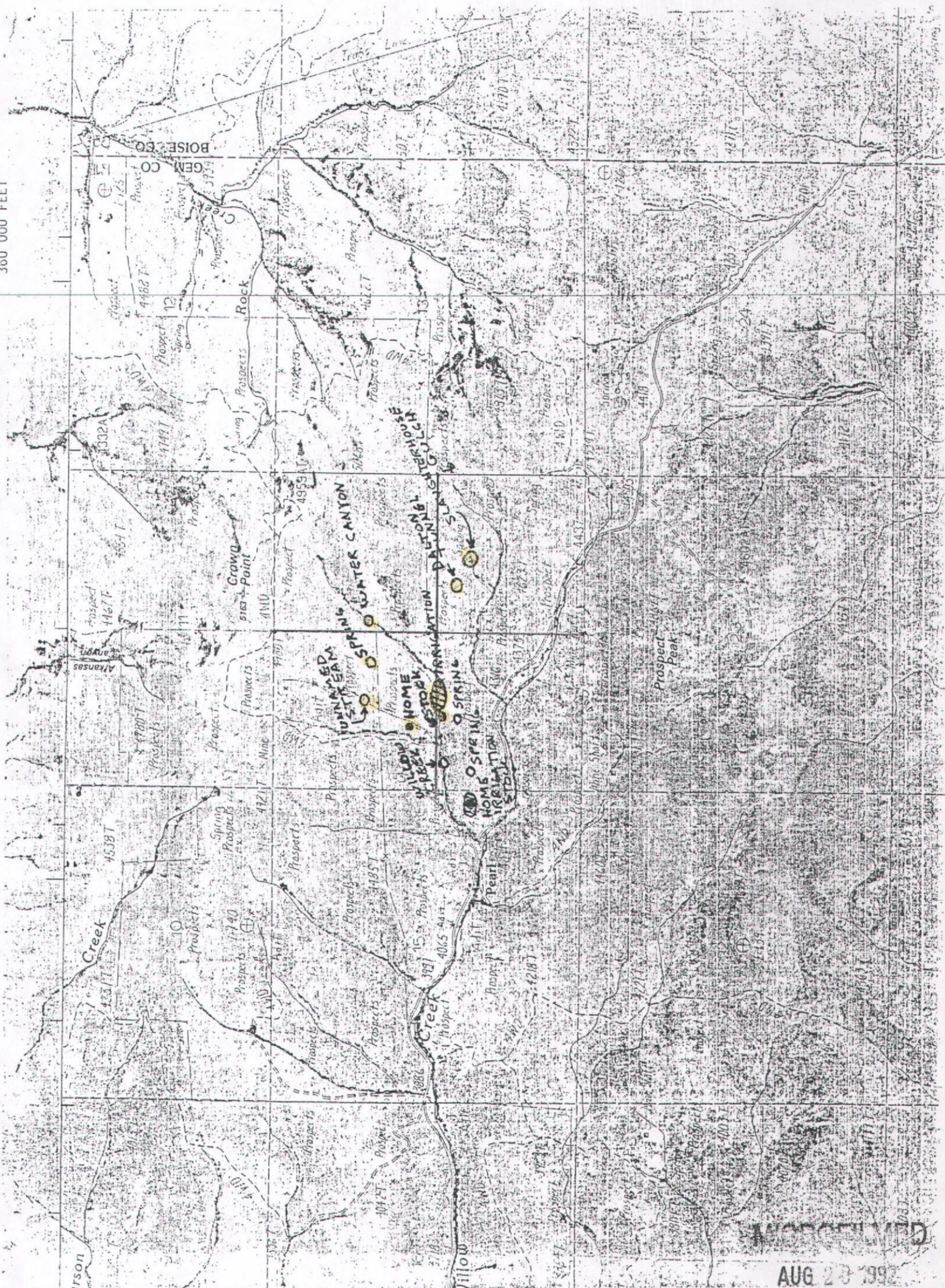


360 000 FEET

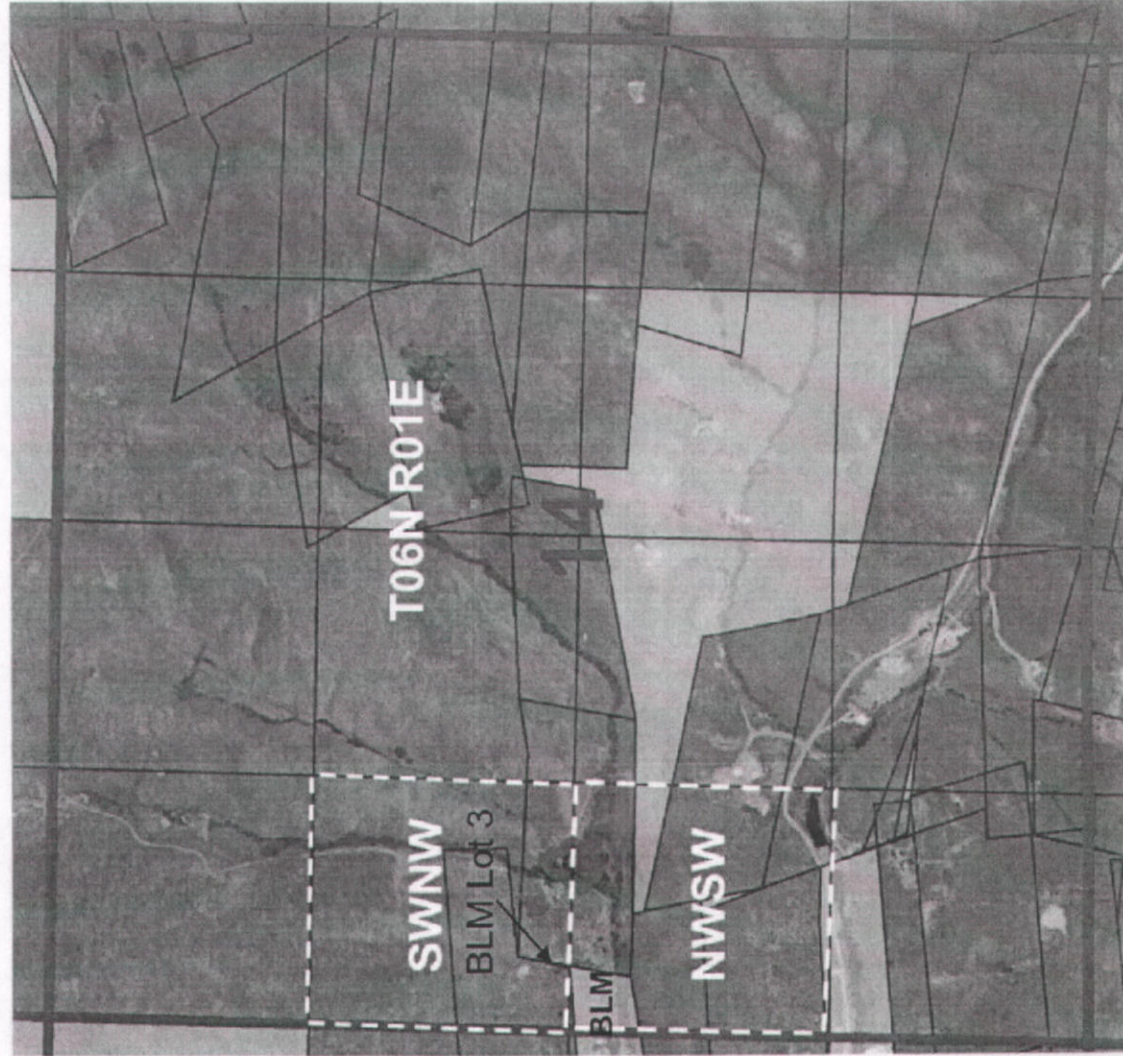


AUG 23 1997

100-443886-100

63-04603

Burkhart



Mixed POU:

- The places of use T06N R01E S14 SWNW & NW SW contains both private and public lands.
- Please clarify such that only private land is intended by inserting the following remark under place of use:

"The place of use does not include federal public land."

Idaho Department of Water Resources

T06N, R01E, SEC 14

Claim No: 63-4603

Prepared By: Kimberly Brown

Date: August 30, 2006



Place of Use



Section Lines

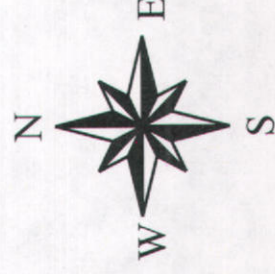


1/4 1/4



Point of Diversion

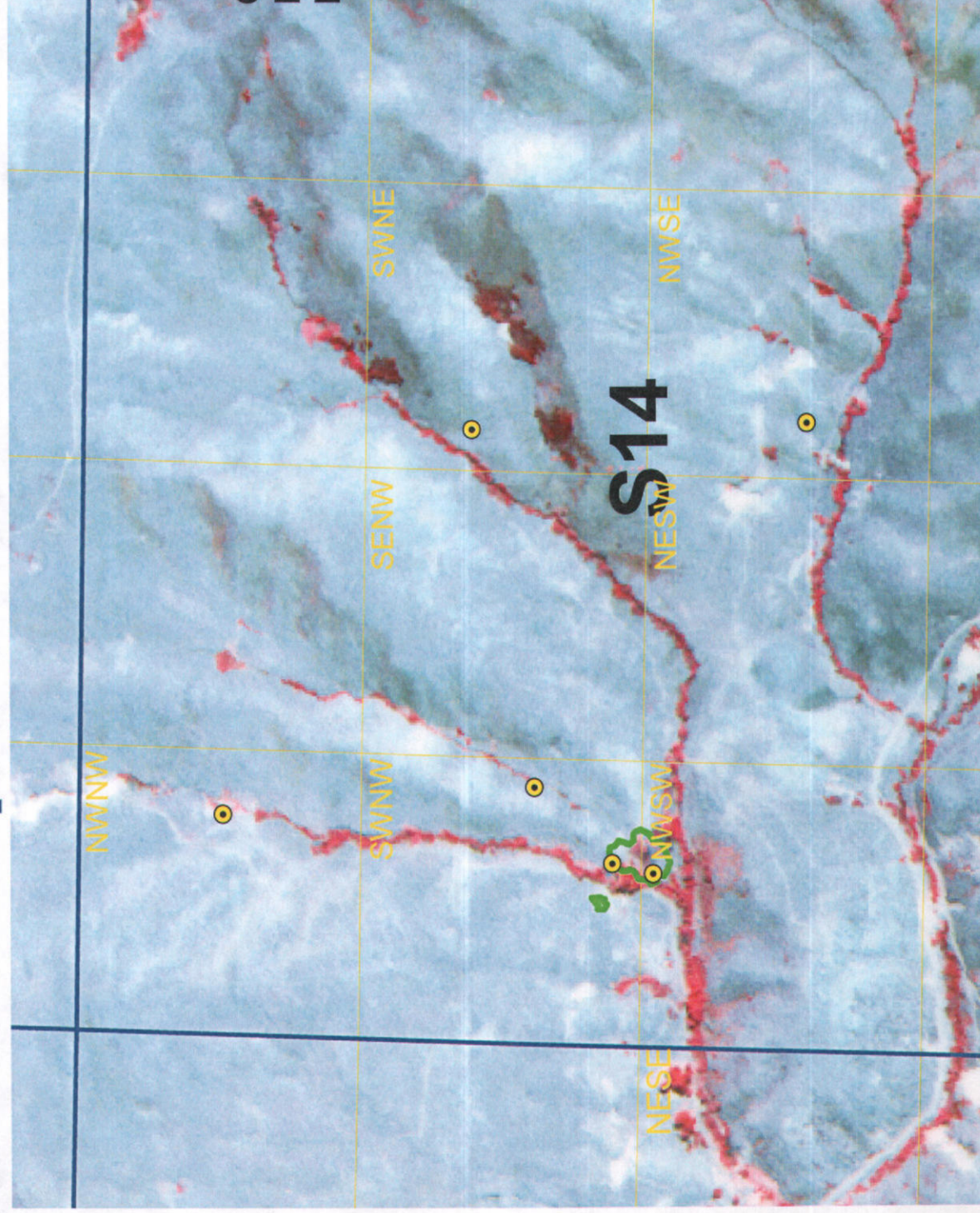
Irrigated Acres = 1.0



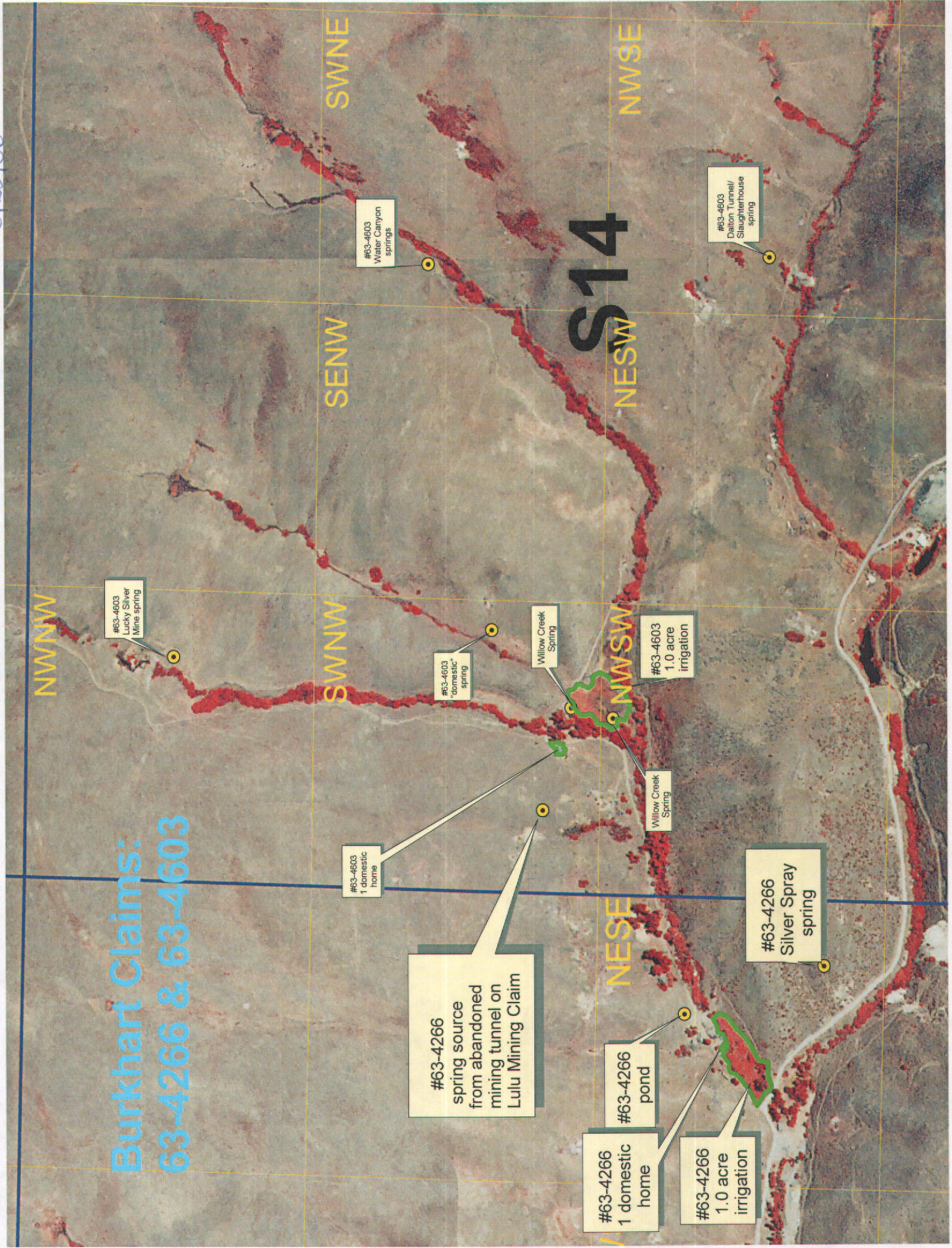
00.03 Miles



1987 NAPP



Burkhart Claims: 63-4266 & 63-4603



#63-4603
Domestic

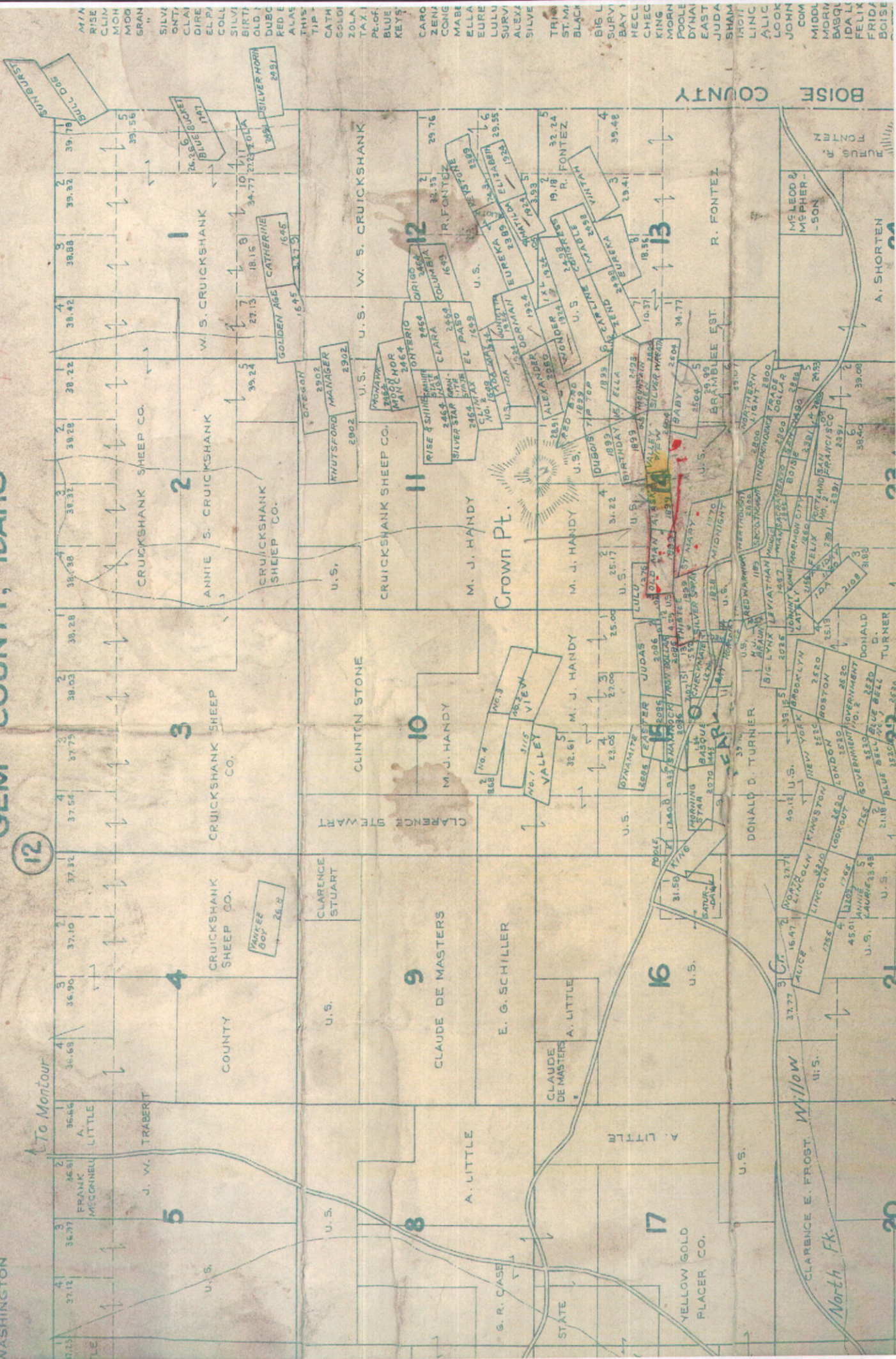
S14

#63-4603
3.5 AC irr.
NE (& NW?)

re,
1,

12

À To Montour



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 63-4603
Date Received: 9/8/1989
Receipt No: C011321
Received By:

AMENDED
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TERESA J BURKHART
10925 NETHERLAND ST
BOISE ID USA 83709

Phone: (208)375-3296

W G BURKHART
10925 NETHERLAND ST
BOISE ID USA 83709

Phone: (208)375-3296

2. Date of Priority: 06/01/1945

3. Source: SPRINGS

TRIB. to: WILLOW CREEK, NORTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	01E	14	SW NW SE	GEM	
06N	01E	14	SE SW NW	GEM	
06N	01E	14	NE NW NW	GEM	
06N	01E	14	NE NW SW	GEM	
06N	01E	14	NW SW NE	GEM	
06N	01E	14	SE SW NW	GEM	

5. Description of diverting works:

COLLECTION BOXES AND PIPELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.03	4
STOCKWATER	01/01	12/31	0.04	
DOMESTIC	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.09 C.F.S. and/or 4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	01E	14	SW	NW	STOCKWATER	
			SW	NW	DOMESTIC	
			NW	SW	IRRIGATION	0.5
			SW	SW	IRRIGATION	0.5
Section Acres						1
Total Acres						1

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

ALL SOURCES ARE INTERCONNECTED.

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): W. G. Blukhant Date: 8/29/2006

Date:

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of August 2006

29th
Lori Harris

Notary Public

Residing at Boise, Id

My commission Expires 12-8-06



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: A63-04603

Date Received:

Receipt No: 201321

Received By: CP

SEP 08 1989

Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: W. G. BURKHART 208-375-3296
Address: 10925 NETHERLAND ST.
BOISE, ID 83709
OR
Name: TERESA J. BURKHART 208-375-3296
Address: 10925 NETHERLAND ST.
BOISE, ID 83709
2. Date of Priority: JUN 01, 1945
3. Source: WATER CANYON Trib. to: NORTH FORK WILLOW CREEK
UNNAMED STREAM NORTH FORK WILLOW CREEK
SPRINGS NORTH FORK WILLOW CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	01E	14	NW	SW	NE		GEM
			NE	SE	NW		GEM
			NW	SE	NW		GEM
			NE	NW	SE		GEM
			SE	NW	SE		GEM
5. Description of diverting works:
COLLECTION BOXES AND PIPELINES
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.110		
STOCKWATER	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.040		
7. Total Quantity Appropriated is:
0.190 C.F.S. (and/or) A.F.A.

A63-04603

Page 1

Date: 06/29/89

MICROFILMED

AUG 28 1992

8. Total consumptive use is 12.2 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME, S/50 CATTLE AND 30 SHEEP

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	01E	14	SW	NW		DOMEST	
			NE	SW		IRR	3.5
			NW	SW		IRR	
						Section Acres	3.5
						Total Acres	3.5

11. Place of use in counties: GEM

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

13. Other Water Rights Used:
NONE

14. Remarks:
SOURCES ARE WATER CANYON IN NWSWNE, UNNAMED STREAM IN NWSNW,
SPRING (DALTON TUNNEL) IN NENWSE, SPRING (SLAUGHTERHOUSE GULCH)
IN SENWSE, AND SPRING IN NESENW. ALL SOURCES ARE INTERCONNECTED.

15. Basis of Claim: STATUTORY CLAIM

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): W. S. Burkhardt Date: 8-28-89
Leresa J. Burkhardt Date: 8-28-89

State of Idaho)

County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 29th day

of AUGUST 19 89

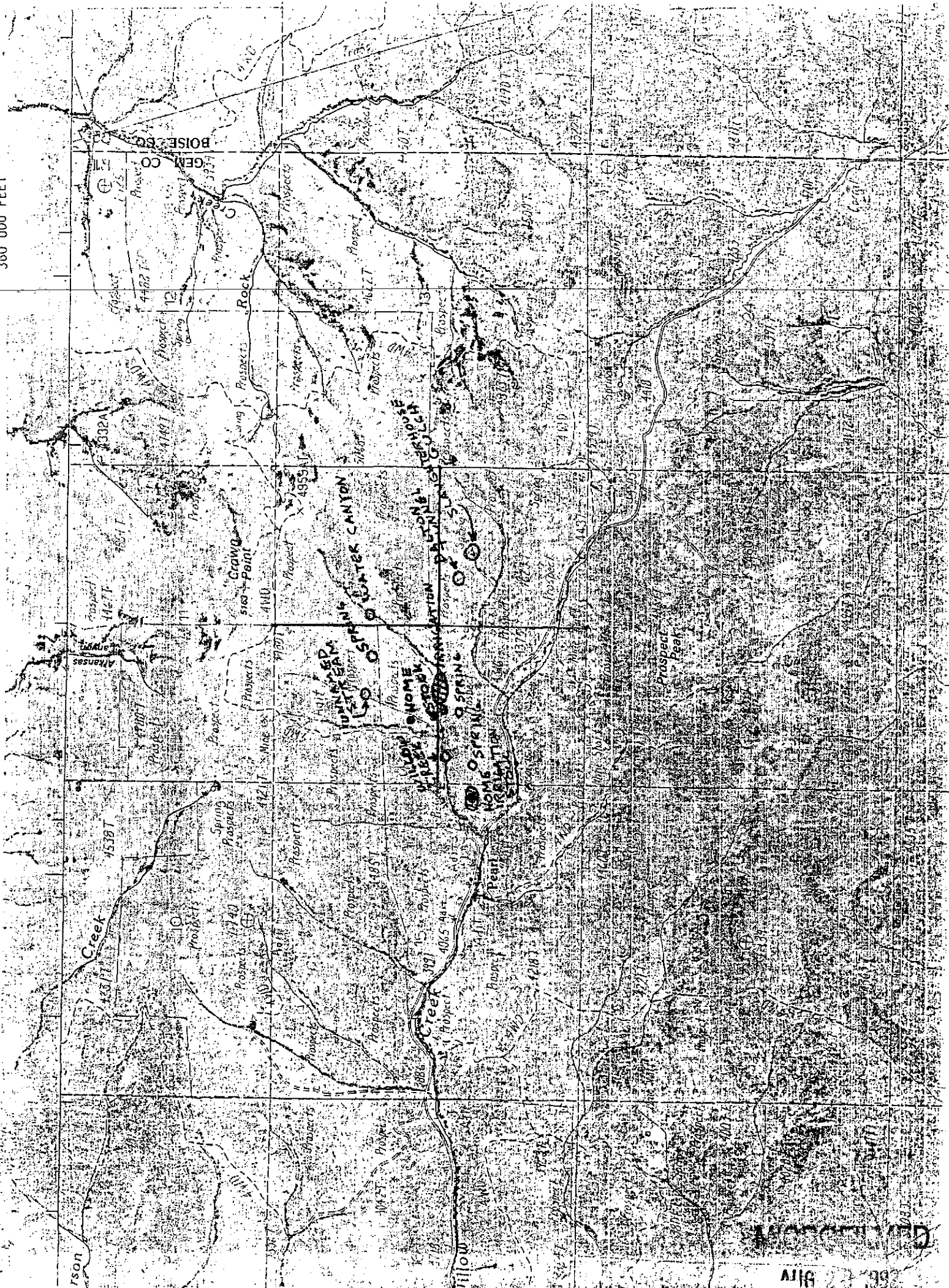
Donald E. Olms
Notary Public

Seal

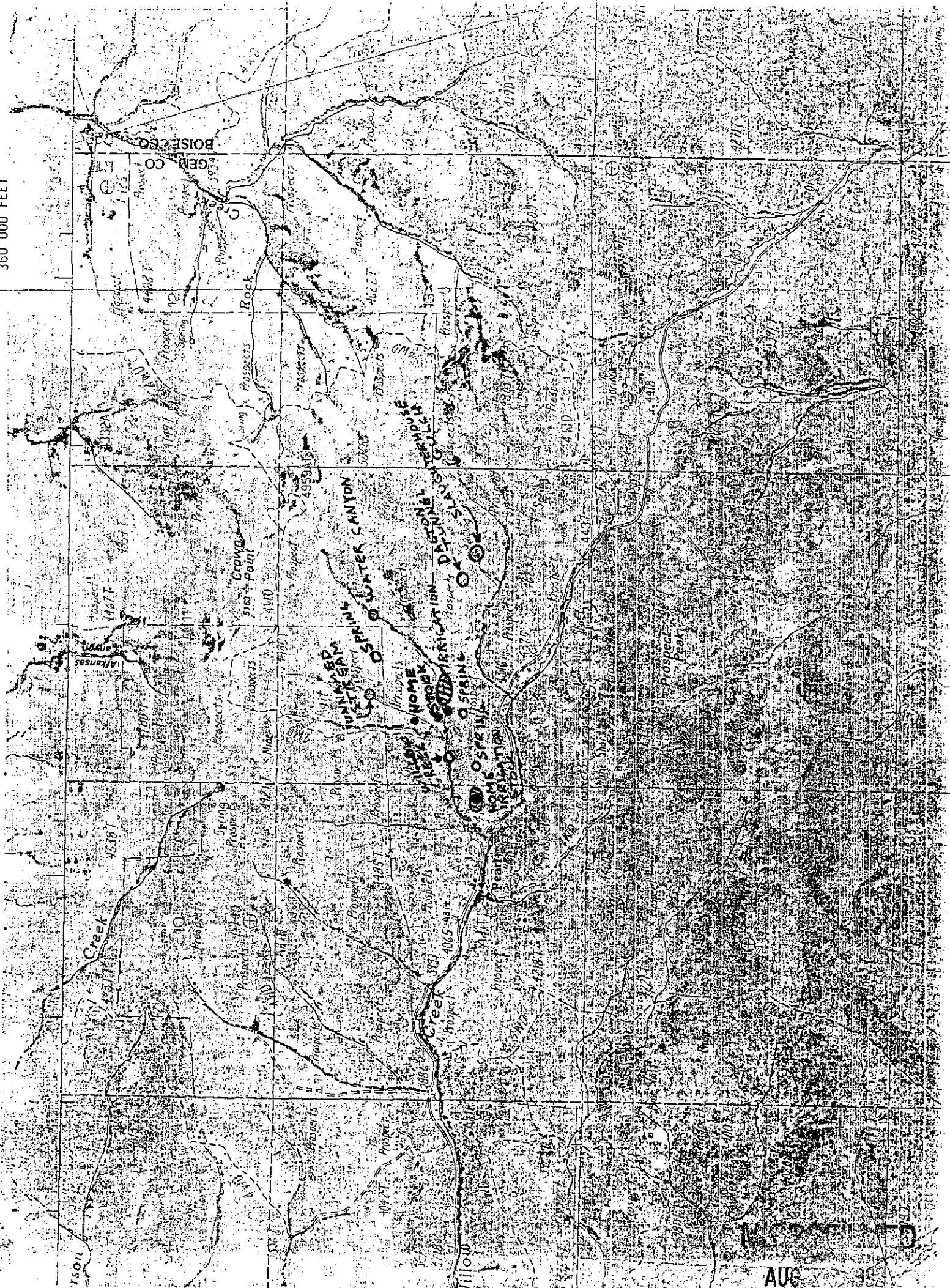
Residing at Boise Idaho

My Commission Expires May 10, 1992

360 000 FEET



360 000 FEET



100-443887-100

AUG

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Burkhardt

CLAIM IDENT. NO.

A63 - 04603

DATE RECEIVED

CK #

C011321

AMOUNT \$

YES

NO

Require 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? ☒ YES ☐ NO ☐ *
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 ☐ *
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 ☐ *
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 ☐ *
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 ☐ *
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 ☐ *
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 ☐ *
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO ☐ *
22. Should this claim be data entered? ☒ YES ☐ NO ☐ *

Claim checked by:

RM

Date:

5/24/90

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:

Comments:

MICROFILMED

AUG 28 1992

RECEIVED

FEB 01 2008

WATER RESOURCES
WESTERN REGION

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

)
)
)
)
)
)
)

Subcase No. 63-4603

STANDARD FORM 5

**STIPULATED ELEMENTS OF A
WATER RIGHT**

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT(s):

W.G. Burkhart

Date

Teresa J. Burkhart

Date

OBJECTOR:

United States of America
Bureau of Land Management

Larry A. Brown, USDOJ Date
Attorney for BLM

DWR Concurrence:

Kay Walker 2-1-08
Kay Walker Date
Senior Water Resource Agent

Nicholas B. Spencer 1-31-08
Nicholas B. Spencer Date
Deputy Attorney General
Attorney for IDWR

SF5 Right No. 63-4603

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

RIGHT NUMBER: 63-4603

NAME AND ADDRESS: TERESA J BURKHART
10925 NETHERLAND ST
BOISE ID 83709

W G BURKHART
10925 NETHERLAND ST
BOISE ID 83709

SOURCE: SPRING
SPRING

TRIBUTARY: WILLOW CREEK
TRIBUTARY: NORTH FORK WILLOW CREEK

QUANTITY: 0.090 CFS
4.000 APY

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1945

POINT OF DIVERSION:

T06N R01E S14 NWSWNE Within GEM County
T06N R01E S14 NENWNW Within GEM County
T06N R01E S14 SESWNW Within GEM County
T06N R01E S14 SESWNW Within GEM County
T06N R01E S14 NENWSW Within GEM County
T06N R01E S14 SWNWSE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.040 CFS
DOMESTIC	01/01 12/31	0.020 CFS
IRRIGATION	03/15 11/15	0.030 CFS 4.00 APY

Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE:

IRRIGATION in GEM County

T06N R01E S14 NWSW 0.50 T06N R01E S14 SWSW 0.50

STOCKWATER in GEM County

T06N R01E S14 SWNW

DOMESTIC in GEM County

T06N R01E S14 SWNW

1 ACRES TOTAL

Place of use does not include federal public lands.

WBS
kw

SF5 Right No. 63-4603

SF5 Right No. 63-4603

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 and stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 50 range cattle and 30 sheep.

NBS
kw

SF5 Right No. 63-4603

CERTIFICATE OF MAILING

I certify that on _____, 2008, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

TERESA J. BURKHART
W.G. BURKHART
10925 NETHERLAND ST
BOISE, ID 83709

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney mailing the form

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

RIGHT NUMBER: 63-4603

NAME AND ADDRESS: TERESA J BURKHART
10925 NETHERLAND ST
BOISE ID 83709

W G BURKHART
10925 NETHERLAND ST
BOISE ID 83709

SOURCE: SPRING
SPRING

TRIBUTARY: WILLOW CREEK
TRIBUTARY: NORTH FORK WILLOW CREEK

QUANTITY: 0.090 CFS
4.000 AFY

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1945

POINT OF DIVERSION:

T06N R01E S14 NWSWNE Within GEM County

T06N R01E S14 NENWNW Within GEM County

T06N R01E S14 SESWNW Within GEM County

T06N R01E S14 SESWNW Within GEM County

T06N R01E S14 NENWSW Within GEM County

T06N R01E S14 SWNWSE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.040 CFS
DOMESTIC	01/01 12/31	0.020 CFS
IRRIGATION	03/15 11/15	0.030 CFS
		4.00 AFY

Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE: IRRIGATION in GEM County

T06N R01E S14	NWSW	0.50	T06N R01E S14	SWSW	0.50
---------------	------	------	---------------	------	------

STOCKWATER in GEM County

T06N R01E S14 SWNW

DOMESTIC in GEM County

T06N R01E S14 SWNW

1 ACRES TOTAL

Place of use does not include federal public lands.

SF5 Right No. 63-4603

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 and stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 50 range cattle and 30 sheep.

Harris, Lori

From: Williams, Ray
Sent: Wednesday, January 09, 2008 6:45 AM
To: Harris, Lori
Cc: Spencer, Nick
Subject: FW: 63-04266, 63-0460, and 63-31410; Claimant: Burkhart

Lori,

I think these used to be Kimberly's. I'm not sure who is handling them now, but it looks like are ready for Sf5s. Could you please forward this to the appropriate person?

Thanks!

Ray

-----Original Message-----

From: Spencer, Nick
Sent: Tuesday, January 08, 2008 3:57 PM
To: Williams, Ray
Cc: Kelly, Vicki *Kay* *Kay* *Kay*
Subject: FW: 63-04266, 63-0460 and 63-32410; Claimant: Burkhart

Looks like Larry is getting confused as to whom to send things to in any particular basin. Ray, could you send this to the appropriate agent at Western? Thanks. NBS

-----Original Message-----

From: Brown, Larry (ENRD) [mailto:Larry.Brown@usdoj.gov]
Sent: Tuesday, January 08, 2008 3:17 PM
To: Spencer, Nick; Bromley, Chris; Kelly, Vicki; Jones, Doug
Cc: Fredric_Price@blm.gov; Sherman_Beazer@blm.gov; Casey_O'Brien@blm.gov
Subject: 63-04266, 63-0460, and 63-31410; Claimant: Burkhart

I just spoke with Bill Burkhart. We agreed to resolve BLM's objections to the above-referenced claims by adding the "no fed land" remark to the place of use element. He is checking on the legal description of the Point of Diversion for 63-32410 to make sure it reflects reality and will call me back. BLM is not aware of a POD on public land at the legal description, although BLM did not object to the POD and did not do a field investigation. We are only concerned that the water right have a correctly described POD.

Please prepare SF-5s and let Fred know when they are done. He will send them to Mr. Burkhart. Thanks,

Larry

*done 1/10/08
rw*

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA)

A. Subcase 63-04603
(Insert water right number)

Case No. 39576)

**STANDARD FORM 1
OBJECTION**

_____) Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau
of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: W.G. & Teresa J. Burkhardt
Address: 10925 Netherland St.; Boise, Idaho 83709

Name:
Address: ;

Name:
Address: ;

Name:
Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☐ **Priority Date**
Should be:
5. ☐ **Point(s) of Diversion**
Should be:
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☒ **Place of Use**
Should be: See attached.

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The legal description for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal land.

F.

VERIFICATION (Must be Completed)

State of Idaho)

) ss.

County of ADA)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

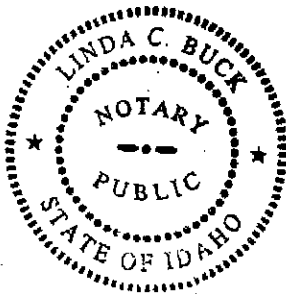
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

Larry A. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 13, 2007

Linda C. Buck
Linda C. Buck



Notary Public for State of Idaho
Residing at: Mountain Home, ID.
My Commission Expires: 12-21-2011

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on June 13th, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: W.G. & Teresa J. Burkhart
Address: 10925 Netherland St.; Boise, Idaho 83709
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

12/14/2006

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

RIGHT NUMBER: 63-4603 **Mixed POU:**
NAME AND ADDRESS: TERESA J BURKHART
10925 NETHERLAND ST
BOISE ID 83709 -The place of use identified below contains both private and public lands.
W G BURKHART
10925 NETHERLAND ST
BOISE ID 83709 -Please clarify such that only private land is intended.

SOURCE: SPRING TRIBUTARY: WILLOW CREEK
SPRING TRIBUTARY: NORTH FORK WILLOW CREEK

QUANTITY: 0.090 CFS
4.00 AFY
The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1945

POINT OF
DIVERSION: T06N R01E S14 NWSNW Within GEM County
T06N R01E S14 NENWNW Within GEM County
T06N R01E S14 SESWNW Within GEM County
T06N R01E S14 SESWNW Within GEM County
T06N R01E S14 NENNSW Within GEM County
T06N R01E S14 SWNWSE Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01/01 12/31	0.040 CFS
DOMESTIC	01/01 12/31	0.020 CFS
IRRIGATION	03/15 11/15	0.030 CFS 4.00 AFY

Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE: IRRIGATION in GEM County

Mixed	T06N R01E S14	NWSW	0.50	T06N R01E S14	SNWS	0.50	Mixed
	<u>STOCKWATER in GEM County</u>						
Mixed	T06N R01E S14	SWNW					
	<u>DOMESTIC in GEM County</u>						
Mixed	T06N R01E S14	SWNW					
1 ACRES TOTAL							

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.

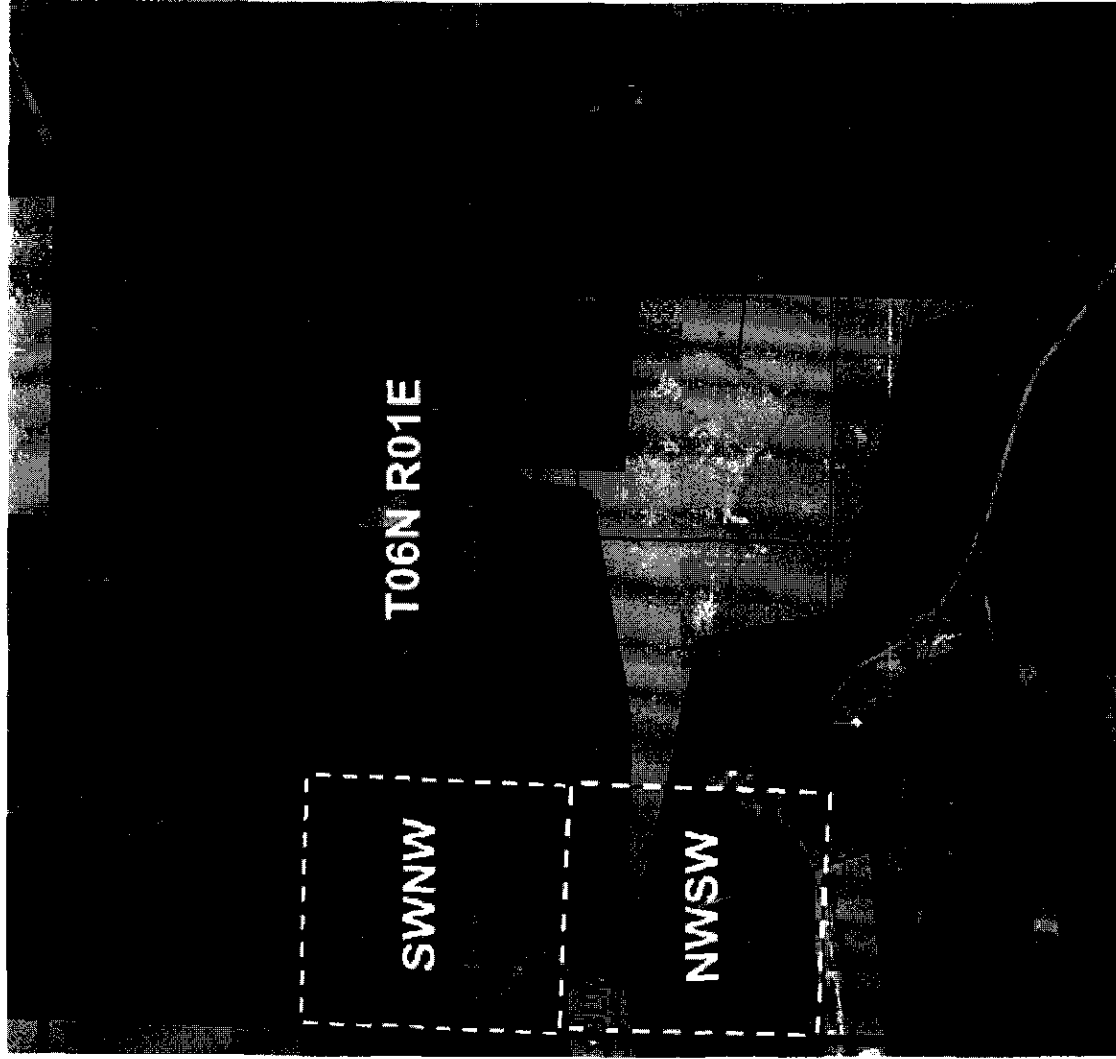
The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 50 range cattle and 30 sheep.

63-04603

Burkhart



Mixed POU:

- The places of use T06N R01E S14 SWNW & NWSW contains both private and public lands.
- Please clarify such that only private land is intended by inserting the following remark under place of use:

"The place of use does not include federal public land."

GEM COUNTY 045
BOISE DISTRICT SEC 3

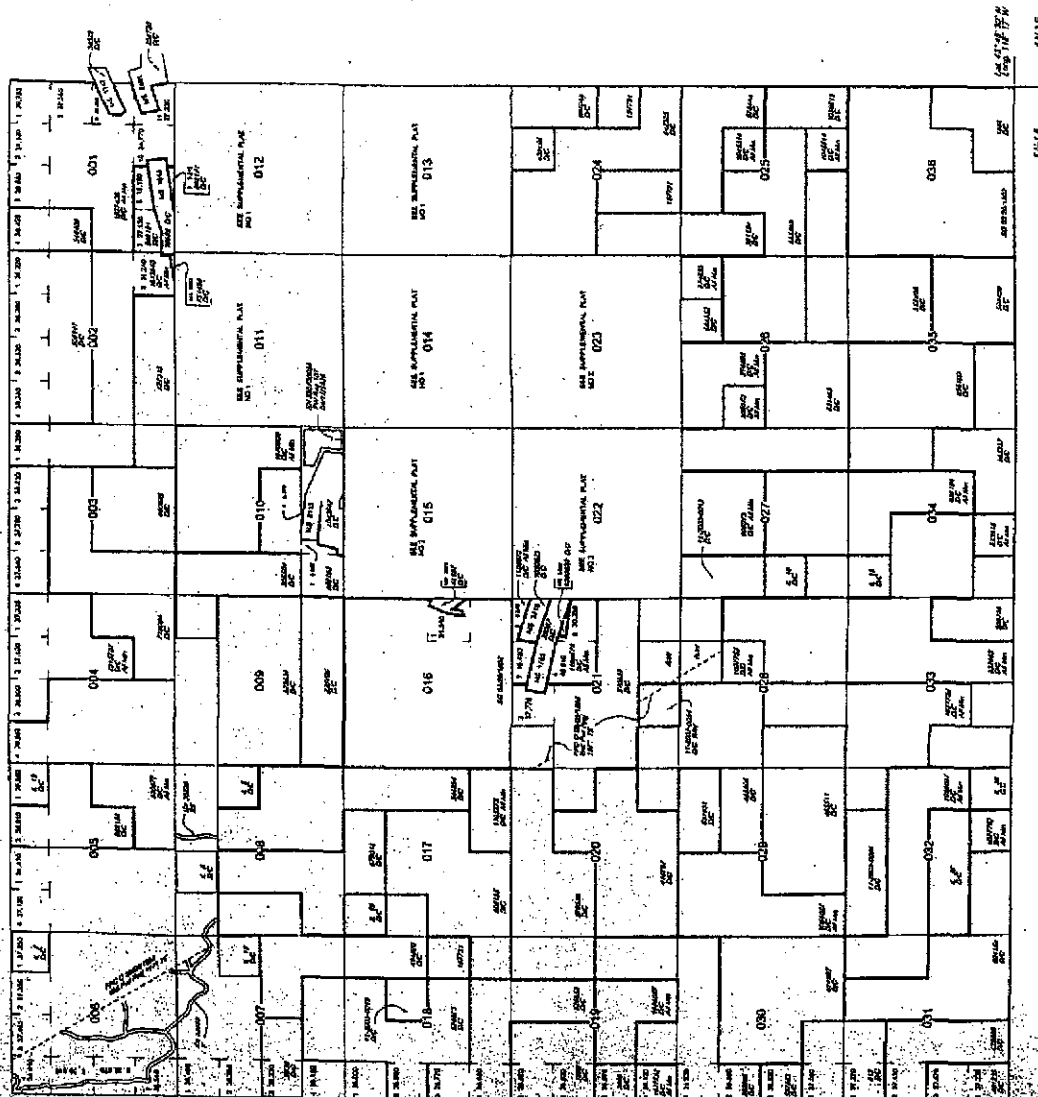
STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

MIT PLAT

[illegible]

26 449 (1894)

FOR DRIVERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LADS REFER TO INDEX OF
ACCESSIBLE DOCUMENTS

[illegible][illegible]

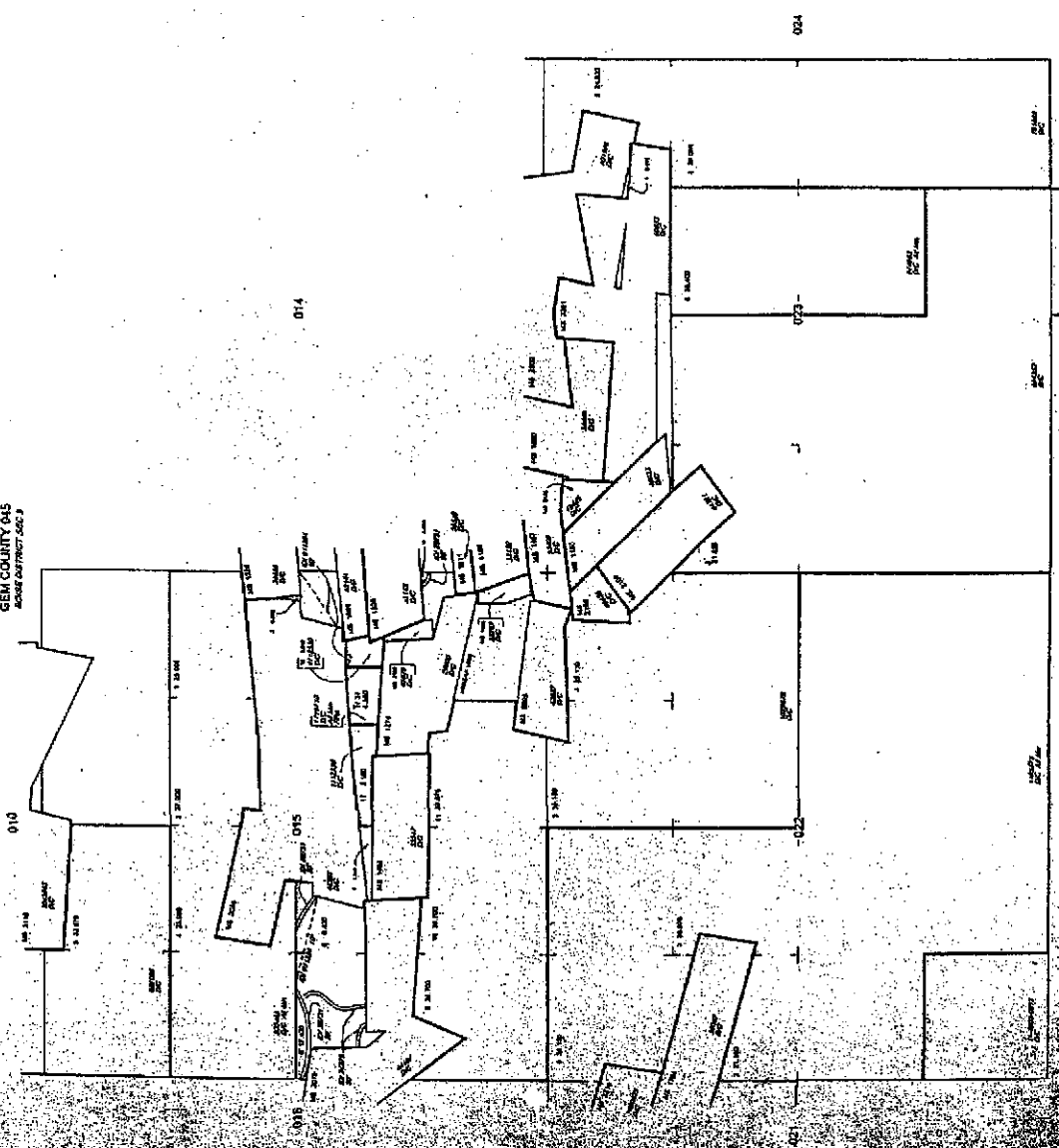
Bureau of Land Management - State Office
1221 S. Vermont Way, Suite 1000
Salt Lake City, Utah 84143



T. 8 M
R. 1 E

GEM COUNTY 045
BOOKS OUT INCT SEC 9

No. 2
STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
MT PLAT
SUPPL Sec 15.22.23

[illegible][illegible]

The figure consists of three horizontal timelines, each representing a different time scale. The first timeline, labeled 'RANGE in years', shows a range from 1940 to 2000. The second timeline, labeled 'RATES in days', shows a range from 1940 to 2000. The third timeline, labeled 'RATES in hours', shows a range from 1940 to 2000.

027

Minimorum - Negro Sam Oke
#1 Way - Sam, Mo 83708
208-373-1000

[illegible]

08/30/2006

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

RIGHT NUMBER: 63-4603

NAME AND ADDRESS: TERESA J BURKHART
10925 NETHERLAND ST
BOISE ID 83709

W G BURKHART
10925 NETHERLAND ST
BOISE ID 83709

SOURCE: SPRING
SPRINGS

TRIBUTARY: WILLOW CREEK
TRIBUTARY: NORTH FORK WILLOW CREEK

QUANTITY: 0.090 CFS
4.000 AFY

*The quantity of water under this right for domestic and stockwater uses
shall not exceed 13,000 gallons per day.*

PRIORITY DATE: 06/01/1945

POINT OF DIVERSION:

T06N R01E S14 NWSWNE Within GEM County
T06N R01E S14 NENWNW Within GEM County
T06N R01E S14 SESWNW Within GEM County
T06N R01E S14 SESWNW Within GEM County
T06N R01E S14 NENWSW Within GEM County
T06N R01E S14 SWNWSE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.040 CFS
DOMESTIC	01/01 12/31	0.020 CFS
IRRIGATION	03/15 11/15	0.030 CFS 4.00 AFY

Domestic use is for 1 home and does not include lawn, garden, landscape,
or other types of irrigation.

PLACE OF USE:

IRRIGATION Within GEM County

T06N R01E S14 NWSW 0.50

T06N R01E S14 SWSW 0.50

STOCKWATER Within GEM County

T06N R01E S14 SWNW

DOMESTIC Within GEM County

T06N R01E S14 SWNW

1 ACRES TOTAL

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 and
stockwater use is not a determination of historical beneficial use.

08/30/2006

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 50 range cattle and 30 sheep.

Idaho Department of Water Resources

**T06N, R01E,
SEC 14**

Claim No: 63-4603

Prepared By: Kimberly Brown

Date: August 30, 2006



Place of Use



Section Lines

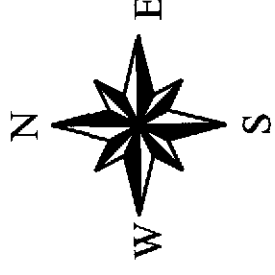


1/4 1/4



Point of Diversion

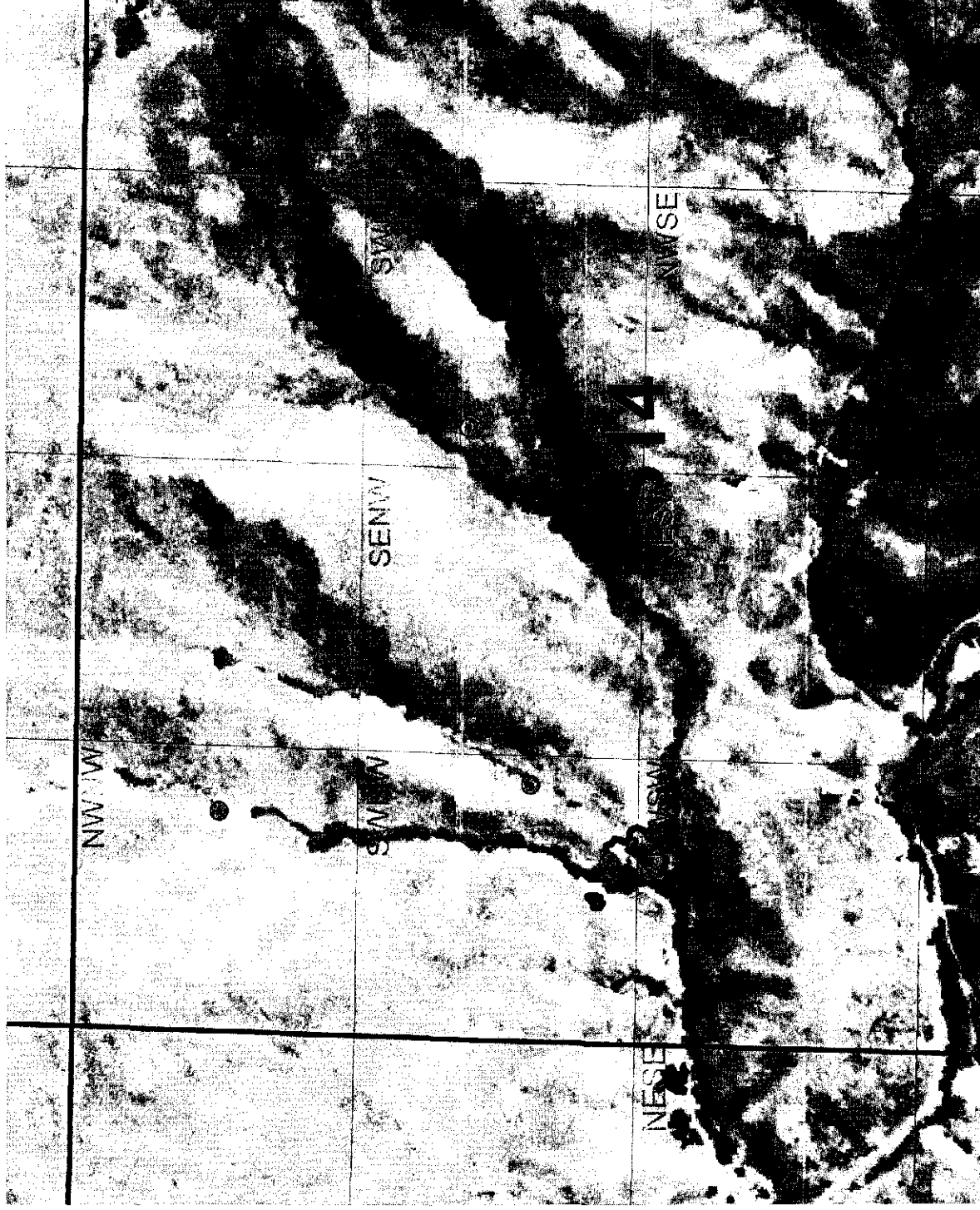
Irrigated Acres = 1.0



00.03 Miles



1987 NAPP



8/30/06

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4603

WATER RIGHT NUMBER: 63-4603 ✓

Owner Type

Current Owner

Name and AddressTERESA J BURKHART ✓
10925 NETHERLAND ST
BOISE, ID 83709
(208)375-3296

Current Owner

W G BURKHART ✓
10925 NETHERLAND ST
BOISE, ID 83709
(208)375-3296

Priority Date: 06/01/1945 ✓

Basis: Beneficial Use ✓

Status: Active

Source

(6) SPRINGS

Tributary~~RIGHT FORK~~ WILLOW CREEK # WILLOW CREEK
NORTHBeneficial Use

STOCKWATER ✓

DOMESTIC ✓

IRRIGATION ✓

From To

01/01 to 12/31 ✓

01/01 to 12/31 ✓

03/15 to 11/15 ✓

Diversion Rate

0.040 CFS ✓

0.020 CFS ✓

0.030 CFS ✓

Annual Volume

4.00 AF ✓

Total Diversion: 0.090 CFS ✓

4.00 AF ✓

Location of Point(s) of Diversion

SPRING ✓

GEM County

SW1/4NW1/4SE1/4 ✓

Sec. 14, Twp 06N, Rge 01E, B.M.

TRIB. TO: (X) (WILLOW CR.)

Dalton Tunnel
Slaughterhouse

SPRING ✓

GEM County

SE1/4SW1/4NW1/4 ✓

Sec. 14, Twp 06N, Rge 01E, B.M.

(NORTH FK.)

"domestic" spring

SPRING ✓

GEM County

NE1/4NW1/4NW1/4 ✓

Sec. 14, Twp 06N, Rge 01E, B.M.

(NORTH FK.)

Lucky Silver
Mine Spring

SPRING ✓

GEM County

NE1/4NW1/4SW1/4 ✓

Sec. 14, Twp 06N, Rge 01E, B.M.

(NORTH FK.)

Willow Creek
spring

SPRING ✓

GEM County

NW1/4SW1/4NE1/4 ✓

Sec. 14, Twp 06N, Rge 01E, B.M.

(NORTH FORK)

Water Canyon
spring

SPRING ✓

GEM County

SE1/4SW1/4NW1/4 ✓

Sec. 14, Twp 06N, Rge 01E, B.M.

(NORTH FORK)

Willow Creek
SpringPlace of Use

STOCKWATER ✓

Twp	Rge	Sec	NE	NW	SW	SE	Totals
			NE	NW	SW	SE	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4603

06N 01E 14 |

X

DOMESTIC ✓

Twp	Rge	Sec	NE				NW ✓				SW				SE				Totals
✓ 06N	01E	14	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
									X										

IRRIGATION ✓

Twp	Rge	Sec	NE				NW				SW ✓				SE				Totals ✓
✓ 06N	01E	14	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
													.5	.5					1.0

Total Acres: 1 ✓

Conditions of Approval:

Comments

1.

✓ SOURCES ARE WATER CANYON IN NWSWNE, ~~UNNAMED STREAM IN NWSWNE~~, SPRING (DALTON TUNNEL) IN ~~SENWSE~~, ~~SPRING (SLAUGHTERHOUSE GULCH) IN SENWSE~~, AND SPRING IN NESENW. ALL SOURCES ARE INTERCONNECTED.

Remarks:Comments:

ADD WB5 - Domestic use is for 1 home and does not include irrigation of lawn and garden.

ADD X02 - Stockwater use is for 50 range cattle and 30 sheep.

Water Supply Bank:

ADD N01 & N14 - for domestic and stockwater use

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right Nos. A63-4266 & -4603
Irrigated Acres**

September 26, 2006

Bill Burkhart called to inform me that he felt he needed "to go back to the 3 ½ acres."

[Basically, the last time Mr. Burkhart was in the Western Region office on August 29, 2006, I told him that I could only justify a maximum of 1.0 acre of irrigation on both claims; not the 3.5 or the 4.0 acres that he claimed on 63-4266 and 63-4603.]

Continuing the conversation, Mr. Burkhart added that "under normal conditions," he has the potential to irrigate 3 ½ acres. He then added that they used to grow potatoes on those acres. When I asked him the last time those 3 ½ acres were irrigated, Mr. Burkhart replied that the potato fields were last irrigated in 1976 or 1977. I explained that when we review these claims, we go back to the year 1987 to make our recommendation and that the 1987 NAPP barely shows 1.0 acre of irrigation on each claim. I informed Mr. Burkhart that since the last irrigation use was a decade prior to 1987 and because the 1987 aerial photograph barely indicates 1.0 acre of irrigation, that I felt my recommendation was justifiable. I also told Mr. Burkhart that we would be sending our Preliminary Recommendation, along with the corresponding shapefile, within the next two weeks and that he should study the aerial photograph closely. I also mentioned that if he wanted to object to my recommendation, that this would be his opportunity to basically let the court decide.

Kimberly Brown
Senior Water Resource Agent
Western Region

#63-4603
Lucky Silver
Mine spring

#63-4603
Water Canyon
springs

#63-4603
Dillon Tunnel/
Slaughterhouse
Spring

#63-4603
"domestic"
spring

Willow Creek
Spring

#63-4603
1.0 acre
irrigation

Willow Creek
Spring

#63-4603
1 domestic
home

#63-4266
spring source
from abandoned
mining tunnel on
Lulu Mining Claim

#63-4266
Silver Spray
spring

#63-4266
1 domestic
home

#63-4266
pond

#63-4266
1.0 acre
irrigation

rec'd. file 8/22/06

-KBrown

Page 1

08/23/2006

"lost on shelves"

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4603

WATER RIGHT NUMBER: 63-4603 ✓

Owner Type Name and Address
Current Owner TERESA J BURKHART ✓
 10925 NETHERLAND ST
 BOISE, ID 83709
 (208)375-3296
Current Owner W G BURKHART ✓
 10925 NETHERLAND ST
 BOISE, ID 83709
 (208)375-3296

Priority Date: 06/01/1945 ✓

Basis: ~~Statutory Claim~~ ✓ Beneficial Use

Status: Active

Source Water Canyon
 Springs
 Unhammed Stream
Tributary H. Fl. Willow Creek
 H. Fl. Willow Creek
 H. Fl. Willow Creek

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER ✓	1/01 to 12/31 ✓		0.040 CFS ✓	
DOMESTIC ✓	1/01 to 12/31 ✓		0.02-0.040 CFS ✓	
IRRIGATION ✓	3/15 to 11/15 ✓		0.03-0.110 CFS ✓	
<u>Total Diversion:</u>			0.09-0.190 CFS ✓	
			0.09	4.0 AF 4.0 AFA

Location of Point(s) of Diversion

Place of Use
DOMESTIC ✓

Twp	Rge	Sec	NE	NW	SW	SE	Totals
✓ 06N	01E	14		✓			

IRRIGATION ✓

Twp	Rge	Sec	NE	NW	SW	SE	Totals
✓ 06N	01E	14			✓		
					0.5	0.5	1.0

Total Acres: 3.5- 1.0

STOCKWATER same as DOMESTIC

6 Sources -

- covered {
- 1.) ~~Lucky Silver Mine spring/mine tunnel NE NWNW, S14~~
 - 2.) ~~Domestic spring SE SWNW, S14~~
 - 3.) ~~Water Canyon Springs NWSWNE, S14~~
 - 4.) ~~Dalton Tunnel / Slaughter house Spring ^{SW} NWSW, S14~~
changed 8/28/06

PLUS -

* BMT - "2 Pobs in ~~NE NWSW, S14~~
~~SE SWNW, S14~~" ? which ones



- 1) Willow Creek spring?
- 2) Willow Creek spring? (~~or lake tunnel~~)

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-4603

Conditions of Approval:

1. SOURCES ARE WATER CANYON IN NWSWN, UNNAMED STREAM IN NWSNW, SPRING (DALTON TUNNEL) IN NENWSE, SPRING (SLAUGHTERHOUSE GULCH) IN SENWSE, AND SPRING IN NESENW. ALL SOURCES ARE INTERCONNECTED.

Remarks:Comments:Dates and Other Information:

Claim Received Date: 9/8/1989
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 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:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

Water Supply Bank:

ADD WBS - Domestic use is for 1 home & does include lawn/garden ir.

ADD X02 - Stockwater use is for 50 range cattle and 30 sheep.

ADD H00 & H14 - domestic and stockwater use

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-4603

08/30/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~4603~~	~~Claim~~	~~06N~~	~~01E~~	~~14~~	~~SW~~	~~NW~~		~~STOCKWATER~~		~~TERESA J BURKHART~~
~~4603~~	~~Claim~~	~~06N~~	~~01E~~	~~14~~	~~SW~~	~~NW~~		~~DOMESTIC~~		~~TERESA J BURKHART~~
~~4603~~	~~Claim~~	~~06N~~	~~01E~~	~~14~~	~~NW~~	~~SW~~		~~IRRIGATION~~	~~0.5/1~~	~~TERESA J BURKHART~~
~~4603~~	~~Claim~~	~~06N~~	~~01E~~	~~14~~	~~SW~~	~~SW~~		~~IRRIGATION~~	~~0.5/1~~	~~TERESA J BURKHART~~
29341	Water Right	06N	01E	14	SW	SW		STOCKWATER		UNITED STATES OF AMERICA ACTING THROUGH

- no overlap

TABLE 1. RECOMMENDED DIVERSION RATES FOR STOCKWATER
in cubic feet per second (cfs).

No. of head	Dairy cows	Other cattle, horses & mules	Hogs	Sheep & goats
0 - 25	0.02	0.02	0.02	0.02
26 - 50	0.04	0.02	0.02	0.02
51 - 100	0.07	0.03	0.02	0.02
101 - 200	0.13	0.05	0.02	0.02
201 - 300	0.20	0.07	0.02	0.02
301 - 400	0.24*	0.09	0.03	0.02
401 - 500		0.12	0.04	0.02
501 - 600		0.14	0.05	0.03
601 - 700		0.16	0.05	0.03
701 - 800		0.19	0.06	0.03
801 - 900		0.20	0.07	0.04
901 - 1000		0.23 *	0.08	0.04

For chickens, round to the next highest 100 and multiply this number by 0.0000018.

For turkeys, round to the next highest 100 and multiply this number by 0.0000033.

*If you have more than: 370 head of dairy cows, or 1000 head of other cattle, horses, or mules, or 3250 head of hogs, or 6500 head of sheep and/or goats, or 130,000 chickens, or 72,200 turkeys you probably use more than 13,000 gallons of water per day. Form No. 42-1409(2)a is used for claims when the amount of water diverted exceeds 13,000 gallons per day.

If you have more than 1000 head of hogs, sheep, or goats, round the number to the next highest 100, and multiply this number by one of the following factors: For hogs, multiply by 0.000074

For sheep or goats, multiply by 0.000037

Round the amount you calculate to the nearest 0.01 cfs and enter this amount in the appropriate space on your claim. You may claim 0.01 cfs even if your calculated amount is less than 0.01 cfs.

#63-4603
Domestic

#63-4603
3.5 AC irr.
NE (& NW?)

IN THE MATTER OF WATER used by Joe Burkhardt and/or Mary
ON patented mining claims Alaska, Old Man, and Thistle
located in the Pearl Mining District in Township 6 North, Range
1 East, Boise Meridian. County of Gem State of Idaho.
Survey No. 1899. Sec. 14

This water is located at the extreme headwaters of the North
Fork of Willow Creek. One source referred to as Water Canyon
The other two sources[†] are located westerly direction of Water
Canyon and flow in a southerly direction from Crown Point
This water is used for domestic purpose, stock water, and
farm irrigation and has been used by claimant Joe Burkhardt
since the year 1945 and all years following from January 1
to December 31 of these years.

This water is used by means of ditch, pipe line, and sprinkler
system. The amount of water used is .04^{CF} for domestic
use, .01^{CF} for stock watering, and for approximately 7 acre of
farm ground irrigation.

† unnamed creeks and are tributary to sinks of
source.

3 copies as this states

4 copies changing date from 1945 to
the date of 1959 and adding Joe Burkhardt
and/or W. B. Burkhardt and/or Theresa J. Burkhardt

W. B. Burkhardt

Township:6N Range:1E Sections: 15, 16, 21, 22

Parcel Number	Owner	Owners continued or contract buyer	Legal Description	% Sec	Acres
RP00192300 A	BURKHART, W G		06N 01E SEC 14 & 15 Mineral Survey # 1899		40.968
RP00192500 A	BURKHART, WILLIAM G & TERESA J		06N 01E SEC 14 & 15 Mineral Survey # 1278		13.290
RP00192800 A	BURKHART, ROBERT <i>Bryan Olsen</i>		06N 01E SEC 15 Mineral Survey # 1455	SW	20.463
RP00192900 A	BURKHART, JOSEPH W & W G		06N 01E SEC 14, 15, 22, 23 Sny#s 1189, 1458, 1457, 1811, 1955		52.592
RP00193101 A	WENTHUR, MICHAEL L		06N 01E SEC 15 Mineral Survey #s 1264 & 1274 Less Tax001	SE	38.740
RP00193102 A	SMITH, WILLIS M		06N 01E SEC 15 TAX001	SE	1.283
RP00193300 A	HECLA-CHECKMATE MINING	%SMITH, WILLIS & BERNARD & STEPH	06N 01E SEC 15 Mineral Survey #2026	SE	15.121
RP00193400 A	HANAU, CHRISTOPHER HASTINGS		06N 01E SEC 15 & 16 Mineral Survey # 2070		39.955
RP00193500 A	SPRING VLY LIVESTOCK CO INC		06N 01E SEC 22 & 23 Mineral Survey # 2108		20.500
RP00193800 A	WALKER, JACK A		06N 01E SEC 15 Mineral Survey # 2068	SE	80.048
RP00193701 A	WESTERN CENTENNIALS INC <i>Burkhart, Greg T</i>		06N 01E SEC 21 & 22 Mineral Survey #s 1786, 3208, 3210		74.340
RP00193703 A	BURKHART, W G & TERESA J		06N 01E SEC 14 & 15 L18, SEC 15; Mineral Survey #1828		21.941
RP00194000 A	BEAN, JAMES L & MARIANNE		06N 01E SEC 10 & 15 Mineral Survey # 3115		88.140
RP00194100 A	CUNNINGHAM, GARUS J & KATHLEEN		06N 01E SEC 15 TRACT 37 & LOT 17	SE	9.750
RP00195300 A	BEAN, JIM & MARIANNE		06N 01E SEC 16 N1/2	NE	320.000
RP00197300 A	BEAN, JIM & MARIANNE		06N 01E SEC 15 LOTS 1, 3, 4, 5, W1/2 NW	NW	187.720
RP00197901 A	FIRST AMERICAN TITLE INS CO		06N 01E SEC 22 & 23 PARTS OF SECTIONS+		754.600
RP00197902 A	SPRING VLY LIVESTOCK CO INC		06N 01E SEC 21 LOTS 4, 6, 7, 8	NE	101.150
RP00197903 A	SPRING VLY LIVESTOCK CO INC		06N 01E SEC 22 NE NW, LOTS 2, 3, 6	NW	138.200
RP00198900 A	SPRING VLY LIVESTOCK CO INC		06N 01E SEC 21 N1/2 SE	SE	80.000
RP00199600 A	STILLWELL, GLENN & MARY ET AL		06N 01E SEC 15 L9, 10, 11, SEC 22 L48, S1/2 NE		255.350
RP00199900 A	HAYNESLAND & LIVESTOCK CO <i>Bettie, Nancy L. & Betty's Gravelly</i>		06N 01E SEC 21 S1/2 NW, L3, SW SW, N1/2 SW	NW	237.770
RP06N01E150100A	BLM	EXEMPT	06N 01E SEC 15 Portion of N1/2 NE 63-602A EXEMPT	NE	69.074
RP06N01E154800A	BLM	EXEMPT	06N 01E SEC 15 LOT 8 63-602A EXEMPT	SW	17.400
RP06N01E159000A	BLM	EXEMPT	06N 01E SEC 15 Portion of SE SE 63-602A EXEMPT	SE	2.601
RP06N01E164800A	BEAN, JIM & MARIANNE		06N 01E SEC 16 SW1/4, W1/2 SE, SE SE, LOT 1	SW	311.580
RP06N01E213000A	BLM	EXEMPT	06N 01E SEC 21 NW NW 63-602A EXEMPT	NW	40.000
RP06N01E219000A	BLM	EXEMPT	06N 01E SEC 21 S1/2 SE, 63-602A EXEMPT	SE	40.000
RP06N01E226000A	BLM	EXEMPT	06N 01E SEC 22 SW SW 63-602A EXEMPT	SW	40.000

Parcel Count: 29

2/12/2004 3:43:43PM

3,191.854

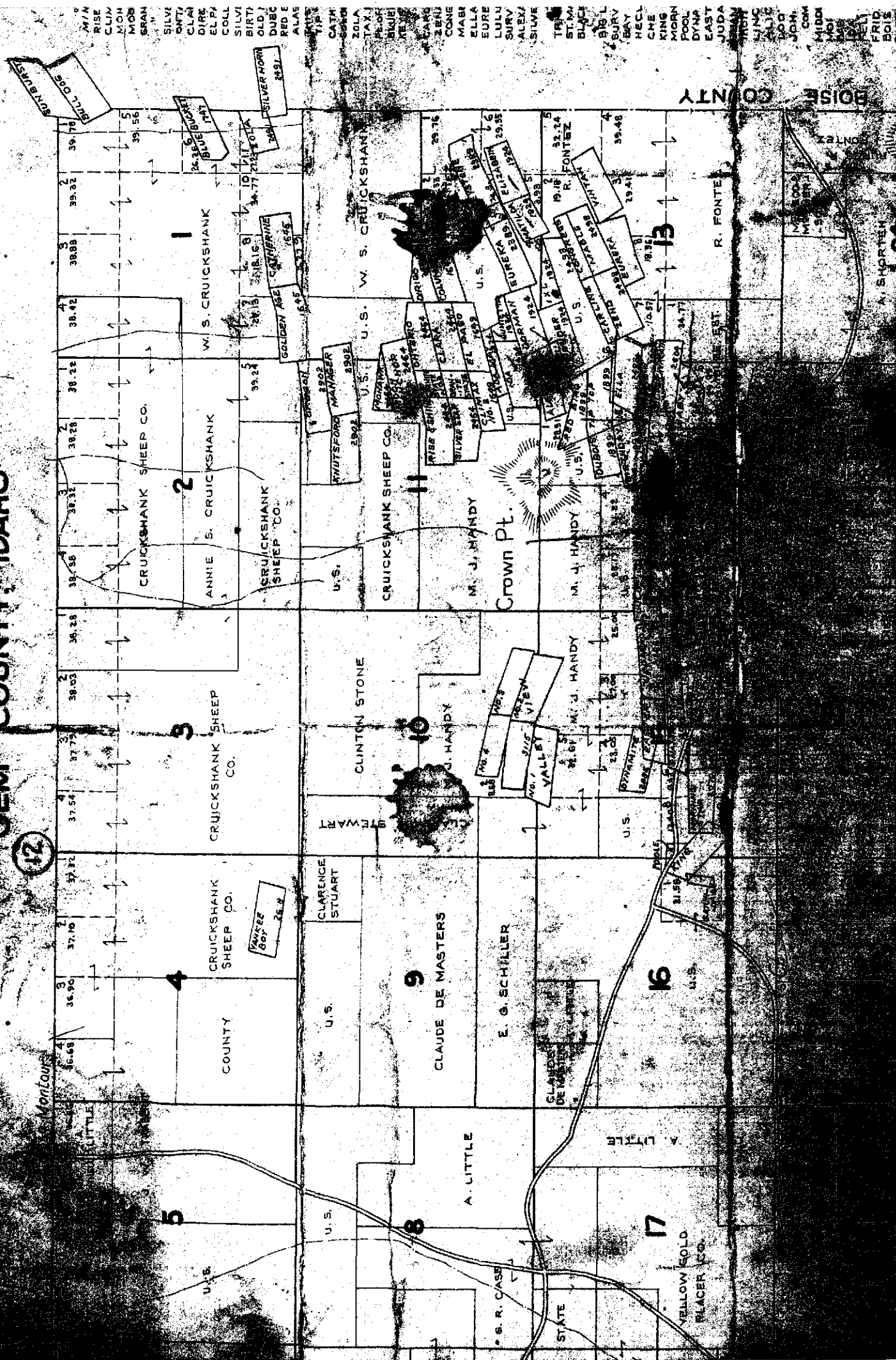
J:\Assessor\PLATS\6N1E6N1E15,16,21,22\6N1E SEC 15,16,21,22.rpt

RP06N01E213000 *6600*
Bettie, Nancy L. & Betty's Gravelly
HAYNES, Dave M. & Mary D

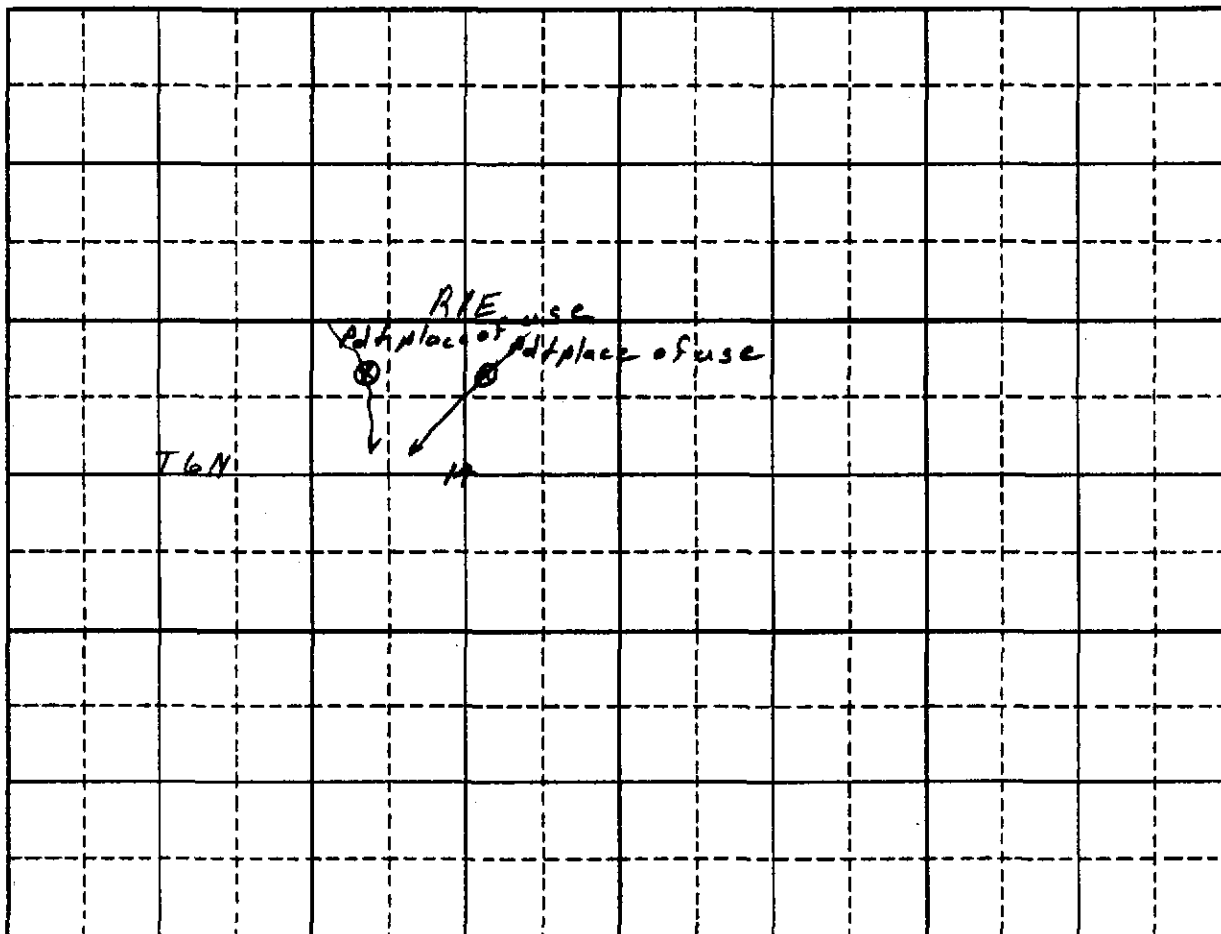
6N1E Sec 21 SE SW

40 Ac

12



(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 17th day of March 1978

W. B. Buckhart
(Claimant)
Rita B. Buckhart
Notary Public
Residing at Boise, Idaho

My commission expires March 8, 1978

For Department Use Only

Received by <u>rf</u>	Date <u>3-17-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RWH</u>	Date <u>3-20-78</u>		claimant by:	
\$10.00 fee received by <u>rf</u>	Date <u>3-17-78</u>	#11006		
Approved for publication by <u>[Signature]</u>				
Published in <u>Boise Evening Idaho</u>				
Dates <u>Jan 30 & April 6, 1978</u>				

Receipt Details for ID C011321

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
9/8/1989 10:31:28 AM	9/8/1989	State	\$54.00	Check
Payer		BURKHART, W.G. OR TERESA		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1822			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$54.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	4603		\$54.00	Claim

Print Report

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right Nos. A63-4266 & A63-4603
Evidence of Priority and Amended Claims**

August 18, 2006

William Burkhart called in response to the evidence of priority request for claim #63-4266. Mr. Burkhart began the conversation by stating that he didn't understand why I was requesting this information because he "submitted all the information a long time ago." He said that everybody's dead and that I should have everything that I need. "What's this all about?!" he said. What I eventually realized is that some affidavits could be found in the 63-4603 back file (however, I had not received the 63-4603 file yet, so there is no way I could have known this until Mr. Burkhart mentioned that there were more than just one right.) Mr. Burkhart said that he would call me on Monday, August 21st, 2006 to set up a time to come into the office.

August 23, 2006

William Burkhart came in to the office to show me where the PODs and POUs are located for 63-4266 and 63-4603 on a 2000 NAPP; which I am glad he did because what we eventually found regarding the locations of the PODs, etc. was very different than what was claimed. Therefore, Mr. Burkhart will come back to the office some time next week to file the Amended Claims for 63-4266 and 63-4603 and file a stockwater claim for springs in SESE, Section 15.

August 29, 2006

William Burkhart made a few more changes to the work we did on the 23rd and then signed the Amended Claims. He also filed A63-32410.

Kimberly Brown
Senior Water Resource Agent
Western Region