

AJ5856NP

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

DATE: SEP-9-1997

PAGE: A-649

RIGHT NUMBER: 45-10963

NAME & ADDRESS: BURLEY IRRIGATION DISTRICT
RT 1 BOX 1416
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 08/15/1980

POINT OF DIVERSION: T10S R23E S27 SESESE Within CASSIA County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE (EXP) PERIOD OF USE QUANTITY
DOMESTIC 1 HOME WITH SHOP AND OFFI 01-01 12-31 0.06 CFS

PLACE OF USE: DOMESTIC Within CASSIA County
T10S R23E S27 SESE

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 10S23E274649

Claim proofread by: C-1

Date: 9-22

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

RETURN SERVICE REQUESTED

DATA ENTRY DONE
REMAILED

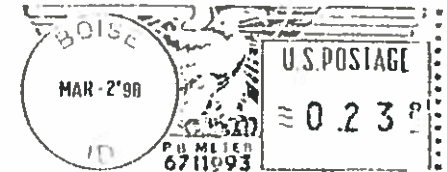
3/10/98 *dm*
IMPORTANT WATER RIGHT INFORMATION

45-10963
BURLEY IRRIGATION DISTRICT
RT 1 BOX 1416
BURLEY ID 83318

83318+3701



POSTED
FIRST CLASS



246 E 1005

10963

RECEIVED

MAR 06 1998

DEPT. OF WATER RESOURCES

LING, NIELSEN & ROBINSON

ATTORNEYS AT LAW

RUPERT, IDAHO 83350

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ROGER D. LING
LING, NIELSEN & ROBINSON
Attorneys at Law
P. O. Box 396
Rupert, Idaho 83350
Telephone No. (208) 436-4717

Attorneys for Big Lost River Irrigation District
Burley Irrigation District

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)

Case No. 39576

The State of Idaho, ex rel.)
R. Keith Higginson in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)

NOTICE OF APPEARANCE OF
ATTORNEY

Petitioner,)

Category: I-7-a
Fee: \$33.00

vs.)

The United States; the State)
of Idaho; and all Claimants to)
the use of water from the Snake)
River Basin Water System.)

TO: THE CLERK OF THE DISTRICT COURT, AND LARRY ECHOHAWK,
ATTORNEY GENERAL FOR THE STATE OF IDAHO:

You are hereby notified that Big Lost River Irrigation
District and Burley Irrigation District, both claimants to the

NOTICE OF APPEARANCE OF ATTORNEY - 1

50.
RECEIVED
JAN 17 1992

Department of Water Resources

RECEIVED

APR 06 1993

Department of Water Resources
Southern Region Office

R- A 45-10963
AOK 0000720

MICROFILMED

OCT 2 5 1994

1
2 use of water from the Snake River Basin Water System, have
3 retained Roger D. Ling of the firm of Ling, Nielsen and Robinson
4 to represent them in said cause and that I hereby appear for said
5 defendants in said cause.

6 You are further notified that all papers in said cause
7 are to be served on me at P.O. Box 396, Rupert, Idaho 83350.

8 DATED this 16th day of January, 1992

9 LING, NIELSEN & ROBINSON

10
11 By: Roger D. Ling
12 Roger D. Ling
13 Attorneys for Big Lost River
14 Irrigation District and Burley
Irrigation District

15 CERTIFICATE OF MAILING

16 I hereby certify that on the 16th day of January,
17 1992, I served a copy of the foregoing NOTICE OF APPEARANCE OF
ATTORNEY upon:

18 See Exhibit "A" attached hereto and made a part hereof
as though fully set forth herein.

19 by depositing a copy thereof in the United States mail, postage
20 prepaid, in an envelope addressed to said attorney at the forego-
ing address.

21
22 Roger D. Ling
23 Roger D. Ling
24 Attorney for Big Lost River
25 Irrigation District and Burley
26 Irrigation District
27
28

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OCT 26 1994

EXHIBIT "A"

Scott L. Campbell
David B. Lincoln
Elam Burke, & Boyd
P.O. Box 1539
Boise, Idaho 83701

Peter G. Monson
Indian Resources Section
Environment & Natural
Resources Division
U.S. Department of Justice
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P.O. Box 36
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P.O. Box 686
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Idaho Falls, Idaho 83405

MICROFILMED

OC1 2 8 1994

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Idaho Department of Water
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1301 North Orchard
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MICROFILMED

OCT 26 1984

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MICROFILMED

001 2 0 1994

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Division of Renewable Resources
Bureau of Land Management
Idaho State Office
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Ralph W. Tarr
Department of Interior
18th and "C" Streets, N.W.
Washington, DC 20420

The Honorable Darla Williamson
Judge, Magistrate Division
Valley County Courthouse
Cascade, Idaho 83611

Barbara Scott-Brier
U.S. Department of Interior
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Portland, Oregon 97232

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MICROFILMED

OCT 20 1984

Ed Thomas
Bureau of Reclamation
550 West Fort Street
Boise, Idaho 83724

William A. Parsons
Kent Fletcher
Parsons, Smith, Stone &
Fletcher
P.O. Box 910
Burley, Idaho 83318

U.S. Department of Justice
Environment and Natural
Resources Division
550 W. Fort Street, Box 33
Boise, Idaho 83724

Cliff S. Bentz
Yturri, Rose, Burnham, Bentz &
Helfrich
P.O. Box 450
Fruitland, Idaho 83619

MICROFILMED
OCT 25 1984

WATER RIGHT NUMBER - A45-10963

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

*** C - CURRENT OWNER ***
BURLEY IRRIGATION DIST.

1 - RT. 1 BOX 1416
2 -
3 -
CITY- BURLEY STATE- ID ZIP- 83318
PHONE - 208-678-2511

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
08/15/1980 ERROR IN REGION J - BENEFICIAL USE

+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)
10S 23E 27 SE SE SE (31) CASSIA

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
43 - DOMESTIC 01/01 12/31 0.060

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.060 0.0

+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY
10S 23E 27 SE SE 43 DOMESTIC (31) CASSIA

+ - - DIVERSION MEANS - 8" CASING 150'DEEP WITH 3/4 HP.SUB. PUMP
+ - - NON-IRRIGATION USE - D/ 1 HOUSE WITH SHOP AND OFFICE BATHROOMS
+ - - OTHER RIGHTS FOR SAME USE - B.I.D.

+ - - - - - REMARKS - - - - - +
THIS CLAIM IS FILED AS A PUBLIC ENTITY.

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

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

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

+ - - AUDIT FIELDS - 06/09/89 MERRITT

MICROFILMED
OCT 26 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: A45-10963
Date Received: 6/01/1989
Receipt No: 5007836
Received By: Adm

RECEIVED

JUN 6 1989

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BURLEY IRRIGATION DIST. 208-678-2511
Address: RT. 1 BOX 1416
BURLEY, ID 83318

2. Date of Priority: AUG 15, 1980

3. Source: Groundwater GROUNWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County
10S	23E	27	SE	SE	SE		CASSIA

5. Description of diverting works:
8" CASING 150'DEEP WITH 3/4 HP.SUB. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSE WITH SHOP AND OFFICE BATHROOMS

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
10S	23E	27	SE	SE		DOMEST	

11. Place of use in counties: CASSIA

A45-10963

Page 1

Date: 06/01/89

MICROFILMED

MAR 08 1993

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

13. Other Water Rights Used:
B.I.D.

14. Remarks:
THIS CLAIM IS FILED AS A PUBLIC ENTITY.

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: _____

For Organizations:

I do solemnly swear or affirm that I am Chairman - Board of Directors of
Burley Irrigation District, that I have signed the foregoing
Burley Irrigation District document in the space below as Chairman - Board of Directors of
Burley Irrigation District and that the statements contained in the
foregoing document are true and correct.

x Gayle Richie
Signature of Authorized Agent
x Chairman Burley Irrigation District
Title and Organization
x 6-5-89
Date

State of Idaho)
County of CASSIA) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of JUNE 19 89

Seal

Janet Rasmussen
Notary Public

Residing at BURLEY, CASSIA, IDAHO

My Commission Expires SEP. 23, 1992

MICROFILMED
MAR 08 1993

TIOS
TIIS





State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 15, 1989

Burley Irrigation District
Rt. 1, Box 416
Burley, Idaho 83318

RECEIVED

JUN 26 1989

Re: Snake River Basin Adjudication SRBA
Claim #A45-10963 - Cassia County

Department of Water Resources
Southern Region Office

Dear Claimant:

On June 9, 1989, I assisted your filing of an adjudication claim for Domestic purposes for the location of your house, shop and office.

Upon reviewing the claim recently and discussing the matter with our attorneys, I feel you should be advised that where the shop and office are located in structure separate from the house an application for permit should be filed for the shop and office uses.

I have enclosed an Application For Permit with some data filled in. Please review, complete, and send to our Southern Region Office along with the \$30.00 filing fee. Also, it would be advisable to remove the shop and office use from the claim form. Mail to the following address is:

Southern Region Office
2148 Fourth Avenue East
Twin Falls, Idaho 83301

If you have any questions, please feel free to contact either office.

Sincerely,

John D. Carlson
John D. Carlson
Water Rights Supervisor

JDC:mcc:south

Enclosures:

Permit Application w/Instructions
Claims Proof Reading Report

MICROFILMED

MAR 08 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

July 18, 1989

Re: A45-10963

Burley Irrigation Dist.
Rt. 1 Box 1416
Burley, Id 83318

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 18 1993

Copy

RECEIVED
JAN 17 1992

Department of Water Resources

REGISTRATION

ROGER D. LING
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Attorneys at Law
P. O. Box 396
Rupert, Idaho 83350
Telephone No. (208) 436-4717

Attorneys for Big Lost River Irrigation District
Burley Irrigation District

JAN 10 1992

Department of
Southern 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 the General Adjudication
of Rights to the Use of Water
from the Snake River Basin
Water System

Case No. 39576

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

NOTICE OF APPEARANCE OF
ATTORNEY

Petitioner,

Category: I-7-a
Fee: \$33.00

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System.

TO: THE CLERK OF THE DISTRICT COURT, AND LARRY ECHOHAWK,
ATTORNEY GENERAL FOR THE STATE OF IDAHO:

You are hereby notified that Big Lost River Irrigation
District and Burley Irrigation District, both claimants to the

1/23/92

MICROFILMED

NOTICE OF APPEARANCE OF ATTORNEY - 1

MAR 08 1993

see →

A01-0000720
A45-10963

LING, NIELSEN & ROBINSON

ATTORNEYS AT LAW

RUPERT, IDAHO 83350



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 15, 1989

Burley Irrigation District
Rt. 1, Box 416
Burley, Idaho 83318

Re: Snake River Basin Adjudication SRBA
Claim #A45-10963 - Cassia County

Dear Claimant:

On June 9, 1989, I assisted your filing of an adjudication claim for Domestic purposes for the location of your house, shop and office.

Upon reviewing the claim recently and discussing the matter with our attorneys, I feel you should be advised that where the shop and office are located in structure separate from the house an application for permit should be filed for the shop and office uses.

I have enclosed an Application For Permit with some data filled in. Please review, complete, and send to our Southern Region Office along with the \$30.00 filing fee. Also, it would be advisable to remove the shop and office use from the claim form. Mail to the following address is:

Southern Region Office
2148 Fourth Avenue East
Twin Falls, Idaho 83301

If you have any questions, please feel free to contact either office.

Sincerely,

John D. Carlson
John D. Carlson
Water Rights Supervisor

JDC:mcc:south

Enclosures:

Permit Application w/Instructions
Claims Proof Reading Report

A45-10963
Permanent file

1-30-91
no WR application
found.
Dennis Smith

MICROFILMED

MAR 08 1993



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

16-Dec-1992 16:27

RANDY BINGHAM
BURLEY IRRIGATION DISTRICT
RT 1 BOX 1416
BURLEY ID 83318

Dear Randy,

Enclosed are the copies of the Original Claims filed by the Burley Irrigation District as you requested so long ago. I'm sorry for the delay. If you have any questions or I can be of any further assistance in this matter, please feel free to call our office.

Sincerely,


Jeanie Robertson
Records Clerk

Enclosures: A45-10963
A01-00007
A01-00007Z0
A01-00007Z1

MICROFILMED

MAR 08 1993