

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: A63-26907
Date Received: 2/28/1990
Receipt No: C015082
Received By: _____

*Rec'd from
So 6-19-92*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: BURRILANE FARMS INC
Address: 3824 E POWERLINE RD
NAMPA ID

208-466-6978

83687

2. Date of Priority: SEP 13, 1962

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	02W	24	SW	SW	SE		CANYON

5. Description of diverting works:
60' WELL WITH TWO 1.5HP PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.030		
COMMERCIAL	01/01	12/31	0.260		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC, 1 HOME; DAIRY OPERATION, APPROX 500 HEAD

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	02W	24	SW	SE		DOMEST	
			SW	SE		COMMER	

A63-26907

Page 1

Date: 06/17/92

MICROFILMED

SEP 15 1992

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
OTHER RIGHTS FOR IRRIGATION.

14. Remarks:
TWO WELLS WITHIN 100' OF EACH OTHER. BOTH WELLS ARE CLAIMED
SEPARATELY FOR THE SAME PURPOSES. ONE WELL HAS 2 PUMPS; THE
OTHER A SINGLE PUMP. ALL PUMPS HAVE THE SAME CAPACITY.

15. Basis of Claim: BENEFICIAL USE

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:

Ident. Number

Date Received

Receipt Number

39576

AG 3 26907

2/28/90

C015082

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

FEB 28 1990

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Burrlane Farms, Inc. Phone (208) 466-6978Mailing Address 3824 E. Powerline Rd. Nampa Id Zip 836872. Date of Priority (Only one (1) per claim) Sept 13 19623. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 3N Range 2W Section 24,
SW 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of CanyonAdditional points of diversion if any: NAb. If instream flow, beginning point of claimed instream flow is: NA

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. Well for Domestic Household and
Dairy Operation. Well depth approximately 60 feet. The water is
distributed by two 1.5 horsepower pumps.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from Jan 1 to Dec 31 amount .03 or _____

For Commercial (Dairy) purposes from Jan 1 to Dec 31 amount .26 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .29 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is .29 (cfs) acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) one household, one acre yard, Dairy operation with approximately 500 head of cattle, Stockwater.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				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	
3N	2W	24																DIC	

Total number of acres irrigated _____

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

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

There are 2 wells within 100 feet of each other. Both wells are claimed separately for the same purposes, one well or None ()

14. Remarks:

has 2 pumps; the other a single pump. All pumps have the same capacity.

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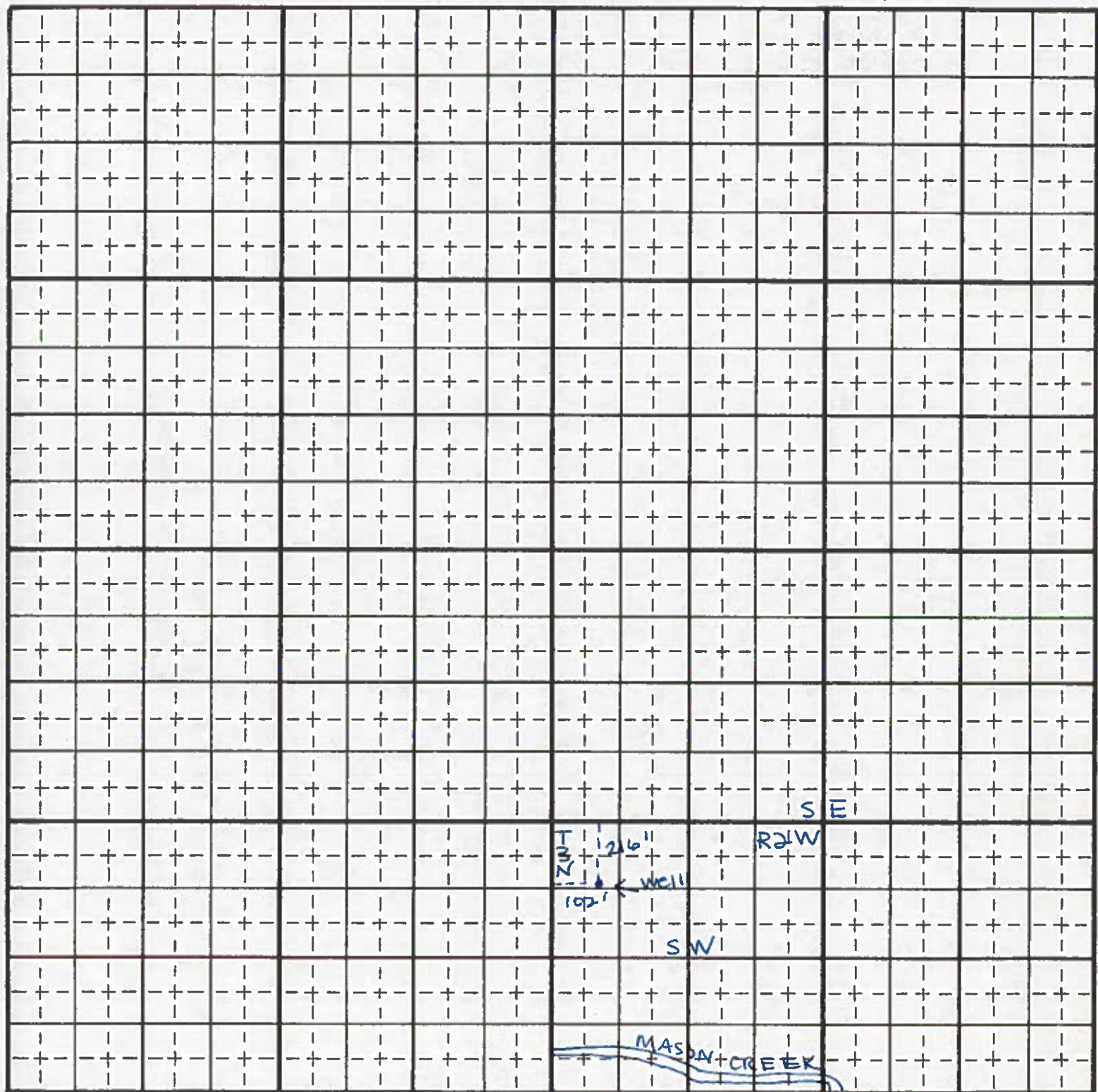
Last Name Burriame Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T3N R2W BM S24, SW 1/4 of SE 1/4



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Last Name Burri lane

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number N/A
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 none

For Individuals: I 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 Secretary Title
of Burri lane Farms Inc Organization, that I have signed the foregoing
document in the space below as Secretary Title of Burri lane Farms Inc Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Rosalee F Burri
Title and Organization Secretary, Burri lane Farms, Inc. Date 2/26/90

State of Idaho/or Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 26 day of February 19 90

Notary Public Patricia J Nelson

Residing at Nampa Idaho

My Commission Expires 6-23-94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of 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 _____

Address _____

Date _____

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SEP 15 1992

Last Name Burri lane Ident. Number _____

Copies White-State, Yellow-Claimant

ADJUDICATION CLAIM REVIEW CHECKLIST

4-3-91

CLAIMANT'S NAME Burillan Farms Inc

CLAIM IDENT. NO. AG-2-26907

DATE RECEIVED 2-28-90 RECEIPT # W015082 AMOUNT \$ 16800

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	<u>X</u>		*
2. Is a priority date entered?	<u>X</u>		*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	<u>X</u>		*
3. (a) Is a source entered?	<u>X</u>		*
(b) Is a tributary to entered? (if required)	N/A <u>X</u>		
4. Is the legal description of the p.d. sufficient?	<u>X</u>		*
5. Is there a description of the diverting works?	<u>X</u>		
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	<u>X</u>		*
Is the period of use included?	<u>X</u>		
Is a quantity claimed for each use?	<u>X</u>		*
7. Is a total quantity claimed entered?	<u>X</u>		
8. If required is a consumptive use entered?	N/A <u>X</u>	<u>X</u>	
Is the consumptive use correct?	N/A <u>X</u>	<u>X</u>	
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	N/A <u>X</u>		*
10. Is (are) the place(s) of use and purpose(s) indicated?	<u>X</u>		*
11. Is (are) the county(ies) entered?	<u>X</u>		
12. Is the ownership of p.u. checked?	<u>X</u>		
13. Are other water rights listed or "none" indicated? (See Item No.'s 16 & 17 for checking other water rights)	<u>X</u>		
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.)	N/A <u>X</u>		
15. Is the basis of the claim indicated?	<u>X</u>		
16. If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed? (Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim)	N/A <u>X</u>		*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. or name on the claim? (If yes, describe the right in "Comments" and attach a proof report) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.	N/A <u>X</u>		
18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	N/A <u>X</u>		
19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	<u>X</u>		*
20. Has the claim been signed, sealed, and dated by a notary?	<u>X</u>		
21. Was this claim filed on time, or was an extension granted?	<u>X</u>		*
22. Is the fee enclosed correct?	Exempt <u>X</u>		*

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SEP 15 1992

water rights for irrigation

NO

Date 6-5-92

Date 6-7-92

___(Yes) X (No)

____ (Yes) X (No)

Comments:

Receipt Details for ID C015082

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/28/1990 8:36:14 AM	2/28/1990	State	\$168.00	Check
Payer		BURRILANE FARMS, INC.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
4037			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEES

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$168.00	ADJUDICATION FEES	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	22141		\$25.00	Claim
63	26907		\$79.00	Claim
63	26908		\$64.00	Claim

Print Report

05/24/2006

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

RIGHT NUMBER: 63-26907

NAME AND ADDRESS: BURRILANE FARMS INC
3824 E POWERLINE RD
NAMPA ID 83651

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 2,500 gallons per day.

PRIORITY DATE: 09/13/1962

POINT OF DIVERSION:

T03N R02W S24 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	01/01 12/31	0.040 CFS
Commercial use if for a dairy.		

PLACE OF USE: COMMERCIAL Within CANYON County

T03N R02W S24 SWSE

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

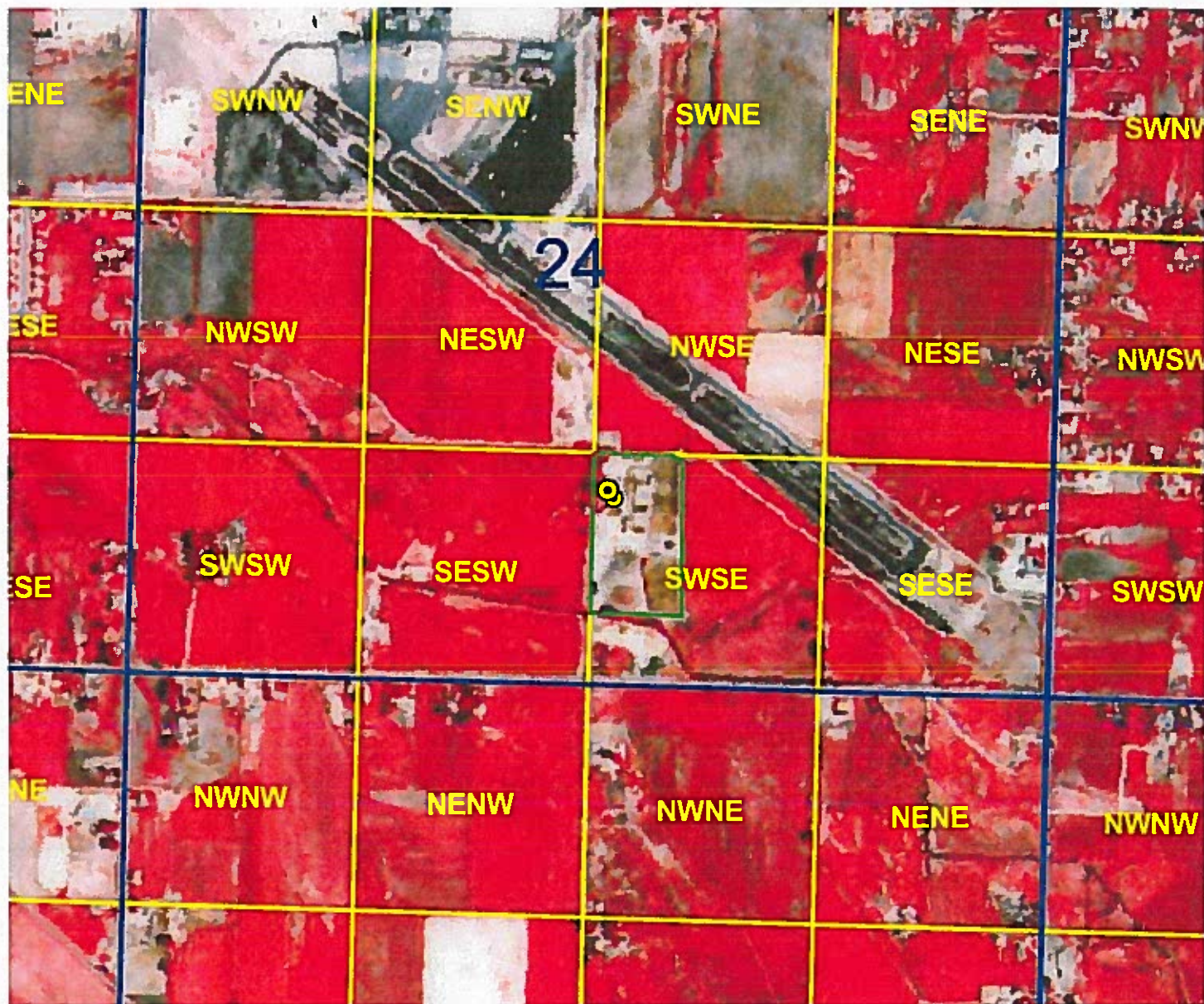
Parcel No. R3174500000.



State of Idaho
Idaho Department of Water Resources
Western Region

T3N R2W SECTION 24

Water Right (s): 63-26907 and 63-26908



1320 0 1320 Feet



- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: May 2006

CONVERSATION MEMORANDUM

TO: CLAIM FILE NO. 63-26907 AND 63-26908

FROM: VICKY L MUSIC, SR. WATER RESOURCE AGENT, IDWR / WESTERN REGION

SUBJECT: PHONE CALL TO JIM FUHRMAN/ CLAIM REVIEW

DATE: 5/24/2006

CC:

On 4-27-06, I called current owner James Fuhrman to follow up on my letter request for evidence of priority and commercial use for these 2 beneficial use claims. The 63-26907 claim is for domestic for 1 home and commercial for a dairy. 63-26908 is a claim for domestic and commercial also - same purpose, same pou but different well. He had sent in the commercial use worksheet but no evidence of priority. I did not ask for a change of ownership in the letter because I was not sure at that time if he was the owner of Burrilane farms.

Mr Fuhrman was very argumentative and uncooperative. He kept interrupting me and I finally was able to get him to let me explain what I needed. In the beginning of the conversation he was pretty insistent that I was asking for something that he could not get.

As the conversation progressed, he said that he had worked at the farm as a teenager and could get in touch with the prior owner for evidence of priority. I also explanted that I would need a change of ownership.

He stated that he bought the property in the last couple of years and that the dairy was no longer operating but that he wanted to keep the water right. I explained that I would need more information about the dairy use and the evidence of priority to recommend it as a valid right.

The evidence of priority that I have is Canyon Co Assessor information that states that the house was built in 1965 and IDSOS information that Burrilane farms was incorporated in January 1965. This would indicate that the operation of the dairy as a commercial enterprise was in violation of the groundwater licensing statute.

A field exam was attempted in 2003 but the dairy was no longer operating at that time, so the uses claimed could not be verified. As of this date, I have not received evidence of priority so will reduce 63-26707 to commercial [field earns note says this well not used for house or yard] with a 2500 gpd limitation and 63-26908 to ~~domestic and stockwater~~. VLM

12-11-16 - Commercial use w/ 2500 gpd limit - Claimant already has domestic rt for home 63-22141.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

February 28, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JAMES A FUHRMAN
P O BOX 821
MERIDIAN, ID 83680

RE: EVIDENCE OF PRIORITY, COMMERCIAL USE -
Snake River Basin Adjudication Claim No(s): A63-26907 AND 63-26908

Dear JAMES A FUHRMAN:

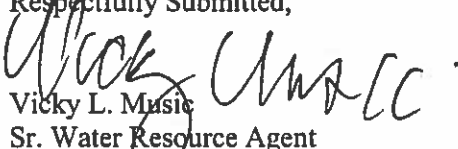
In the past, BURRILANE FARMS INC submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. You may be the owner of this water right claim. Enclosed is a computer generated printout of the claim(s) for your reference. BURRILANE FARMS INC indicated, when this claim was filed, that the water right(s) was based on a "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. This claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date."

Additionally, BURRILANE FARMS INC claimed a commercial use. Information is needed about this commercial use. If no evidence of this priority date or the commercial use is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future.

The required evidence supporting the priority date(s) and the commercial use requested needs to be submitted by March 17, 2006. Please call me as soon as possible if you think you may own a portion of this claim, to let me know if you may not be able to submit proof of priority or if you have any questions not covered by this letter and the enclosed pamphlet.

Respectfully Submitted,


Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau

Enclosures: "Evidence of Priority" pamphlet, Notice of Claim Reports, commercial use worksheet

NOTE: If you do own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.

RECEIVED

MAR 06 2006

WATER RESOURCES
WESTERN REGION

COMMERCIAL USE VOLUME

* Please keep in mind that these questions pertain only to the use of the water listed on the enclosed Adjudication Claim Report.

Type of Establishment: (example – camp, church, country club, bar/lounge, boardinghouse, factory, motel, highway rest area, hospital, laundry, office, park, restaurant, school, service station, theater)

Dairy Barn and Facilities

Type of Facilities: (example: kitchen facility/cafeteria, lavatory facilities, shower(s), bath(s), sink(s), trailers, flush toilets)

showers, sinks, wash basins, wash down areas, flush
Toilets

Number of Fixtures: (example: number of flush toilets, number of bathtubs, number of bathroom/kitchen sinks, number of showers, etc.)

Toilets (5) Sinks 9, Showers 6,

How many employees (and/or public individuals) per day use each of the facilities your commercial use is based upon?

Six To Ten

How many hours per day is the facility open for this specific use?

Twelve

How many days per week is the facility open for this use?

Seven

Is this facility open year round? ☒ Yes ☐ No

If not, please indicate the length of time the facility is open during the year.

** Most businesses have a good idea of how many gallons of water per day they use. If this is true in your case, please indicate how many **total gallons of water** you use for the commercial purposes explained above:

four thousand

Additional information you feel may be pertinent:

John Lubna
Your name

371-5530
Business telephone number

Please return to:

ATTN: Vicky L. Music
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

desk-top review/num

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-26907

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER
- ☐ No change Address
- ☐ NEW ADDRESS
- ☐ How long owned property? _____

*JAG Fahrman, P.O. 921
Meridian 83600-0921*

*per Canyon
CO. Assessor*

*1-2 years - no change of ownership
submitted*

Accompanied by: _____

PRIORITY DATE

- ☐ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 1962

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works:

see 2003 field exam notes**OVERLAP REVIEW**Other water rights with the same point of diversion: no

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

NA**WATER USES**☒ No change☐ Different Uses

Use com From 1-1 To 12-31 Amount .04 CFS _____ AFA _____
Use _____ From _____ To _____ Amount _____ CFS _____ AFA _____
Use _____ From _____ To _____ Amount _____ CFS _____ AFA _____

TOTAL VOLUME – Groundwater only 2500 gpd☒ Incomplete on claim, the total is, Amount _____ CFS _____ AFA _____☐ Changes found, the new total is, Amount _____ CFS _____ AFA _____☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: _____

03-26908

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

SAME USE, SAME PWD, ALSO LIMITED TO 2500 ACRY
PRV 42-111B

Delivery System Narrative: _____

SEE 2003 FHLI NOTES

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

✓ Parcel # R 3174500000

✓ Commercial use is for dairy

✓ Q limited to 2500 acft.

- (1) sent ep, commercial use letter to James Fuhrman.
- (2) ID SOS says Farm incorporated in 1965, dissolved in 2005.
- (3) Canyon CO Assessor info - house built in 1965. Believe this commercial use began > when EW permissions started.
- (4) see memo in file. recommended as 42-1116 r7.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☒ Photographs of POD's and POU
- ☒ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED:

5-24-06

FIELD EXAMINER:

Wick WWC

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-26907

WATER RIGHT NUMBER: 63-26907

Owner Type Name and Address
 Current Owner BURRILANE FARMS INC
 3824 E POWERLINE RD
 NAMPA, ID 83651
 (208)466-6978

Priority Date: 09/13/1962 - now submitted. recommended as 42-111b it -
 Basis: Beneficial Use
 Status: Active

Source Tributary
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.030 CFS	
COMMERCIAL	1/01 to 12/31	0.260 CFS	
	<u>Total Diversion:</u>	0.290 CFS	

.04
 .04

Location of Point(s) of Diversion

GROUND WATER SW1/4SE1/4 Sec. 24, Twp 03N, Rge 02W, B.M.
 CANYON County

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	02W	24																X	

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	02W	24																X	

Conditions of Approval:

1. TWO WELLS WITHIN 100' OF EACH OTHER. BOTH WELLS ARE CLAIMED SEPARATELY FOR THE SAME PURPOSES. ONE WELL HAS 2 PUMPS; THE OTHER A SINGLE PUMP. ALL PUMPS HAVE THE SAME CAPACITY.

Q limited to 2500 gpd

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-26907

05/24/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-22141	Claim	03N	02W	24	SW	SE		GROUND WATER	BURRILANE FARMS INC
63-23354	Claim	03N	02W	24	SW	SE		GROUND WATER	MELVIN L DOBSON
63-26907	Claim	03N	02W	24	SW	SE		GROUND WATER	BURRILANE FARMS INC
63-26908	Claim	03N	02W	24	SW	SE		GROUND WATER	BURRILANE FARMS INC
63-23523	Claim	03N	02W	24	SW	SE		GROUND WATER	CAROL A JOSEPH
63-5409	Water Right	03N	02W	24	SW	SE		GROUND WATER	BURRILANE FARMS INC
63-8969	Water Right	03N	02W	24	SW	SE		GROUND WATER	BURRILANE FARMS INC
63-10680	Water Right	03N	02W	24	SW	SE		GROUND WATER	BURRILANE FARMS INC
63-22141	Water Right	03N	02W	24	SW	SE		GROUND WATER	BURRILANE FARMS INC
63-23523	Water Right	03N	02W	24	SW	SE		GROUND WATER	CAROL A JOSEPH

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-26907**

02/13/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
5409	Water Right	03N	02W	24	SW	SE		IRRIGATION	10/19	BURRILANE FARMS INC
8969	Water Right	03N	02W	24	SW	SE		IRRIGATION	20/90	BURRILANE FARMS INC
10680	Water Right	03N	02W	24	SW	SE		IRRIGATION	10/19	BURRILANE FARMS INC
23523	Water Right	03N	02W	24	SW	SE		STOCKWATER		CAROL A JOSEPH
26907	Claim	03N	02W	24	SW	SE		COMMERCIAL		BURRILANE FARMS INC
26908	Claim	03N	02W	24	SW	SE		COMMERCIAL		BURRILANE FARMS INC
26907	Claim	03N	02W	24	SW	SE		DOMESTIC		BURRILANE FARMS INC
26908	Claim	03N	02W	24	SW	SE		DOMESTIC		BURRILANE FARMS INC
22141	Water Right	03N	02W	24	SW	SE		DOMESTIC		BURRILANE FARMS INC
23523	Water Right	03N	02W	24	SW	SE		DOMESTIC		CAROL A JOSEPH



IDAHO SECRETARY OF STATE Viewing Business Entity

Ben Ysursa, Secretary of State

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BURRILANE FARMS, INC.

3824 EAST POWERLINE ROAD
NAMPA, ID 83687

Type of Business: CORPORATION, GENERAL BUSINESS

Status: DISSOLVED 04 Oct 2005

State of Origin: IDAHO

Date of 08 Jan 1965

Origination/Authorization:

Current Registered Agent: WAYNE W BURRI
3824 EAST POWERLINE ROAD
NAMPA, ID 83687

Organizational ID / Filing C36048
Number:

Number of Authorized Stock 1
Shares:

Date of Last Annual Report: 10 Nov 2004

Amendments:

Amendment filed 08 Jan 1965 INCORPORATION

Amendment filed 10 Aug 1979 OTHER - RA

Amendment filed 04 Oct 2005 ARTICLES OF
DISSOLUTION

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Comments, questions or suggestions can be emailed to: sosinfo@idsos.state.id.us

FILED EFFECTIVE



ARTICLES OF DISSOLUTION

(General Business and Professional Corporations)

To the Secretary of State of Idaho
Pursuant to Title 30, Chapter 1 and 13, Idaho Code, the
undersigned corporation has elected to dissolve.

1. The name of the corporation is:

BURRILANE FARMS, INC.

2. The date the dissolution was authorized is: OCTOBER 1, 2005

3. The dissolution was approved by the shareholders as follows:

- a) The number of shares entitled to vote: ALL
- b) The number voting for dissolution: ALL
- c) The number voting against dissolution: NONE

4. (optional) The dissolution shall be effective on DEC. 1, 2005

(The articles will be effective on the date filed with the Secretary of State, unless a future date is specified.)

Dated: 10-1-05

Signature: Rosalee Burri

Typed Name: ROSALEE BURRI

Capacity: SECRETARY

Customer Acct #:

(If using pre-paid account)

Secretary of State use only

g:\comptcorp\form\articles of dissolution_print.pdf
Revised 07/2002

IDaho SECRETARY OF STATE
10/04/2005 05:00
CK: 6500 CT: 192922 BH: 915833
1 @ 30.00 = 30.00 PROF DISSD \$ 2

C36048

REAL PROPERTY INQUIRY

```

+++++
01 6R31745-000- -0 144-00 N SCH131+ 01 7,300 11.19
+++++
BURRILANE FARMS INC + 05 170 5.09
% FUHRMAN, JAMES A & + 10 35,600 1.00
% FUHRMAN, DIANE C H/W @@ + 18 27,000 1.00
+ 19 2.81
+ 31 103,100
+ 52 313,400
+
PO BOX 821
MERIDIAN ID 83680

```

```

+++++
24-3N-2W SE + TOTAL 491,370 35.96
SWSE LS TX 45,51,52 & 96637,, ++++++
TX 33 LS TX 96637 & TX 45,, + SURVEY INST 200553972
TX 30 SESW,, + DRAIN DR VALUE APPR BWL
+ CLASS R2 REAP 00 MAN 99 UNIT 2
+ PARCEL 6R03N02W248706 H/O N C/B N
+ PRIOR ACCOUNT 5R31745-000- -0
+ 02 MH on Property NO

```

MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R31745000 0 UNIT 001 TOTAL UNITS 2

```

SITE 3824 E POWERLINE RD NA SEC/TWN/RNG 24-3N-2W
ASSESSED VALUE 491,370 ACREAGE 35.96
SUB/PARK NAME YEAR/MAKE
CLASS R2 RENTAL HOUSE CLASS '2' SPACE LOT BLOCK

```

```

+++++
YR BUILT 1965 AIR COND CENTRAL AIR CARPORT N
STORY 1 STORY HEATING OIL CARPORT SQ FT
FIRST SQ FT 1458 EXTERIOR BRICK DECK/PATIO? Y
SECOND SQ FT ROOF COMP POOL? N
BEDS 3 BSMT SQ FT SPA? N
BATHS 2.00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT

```

```

+++++
COMMENTS (1 OF 2) 2 UNITS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO

```

MODE:F ACTION: COMPANION SHEET INQUIRY TRQK361

```

01 ACCOUNT: 6R31745-000- -0 AREA 144-00 DRAIN VALUE CLASS R2 H/O N
SEC 24 TWN 3N RNG 2W QTR SE CITY/SUB 0 BLK LOT 8706
OWNERSHIP MUST BE 'C' FOR CURRENT OR 'P' FOR PREVIOUS
OWNERSHIP C OWNERSHIP P
BURRILANE FARMS INC BURRILANE FARMS INC
% FUHRMAN, JAMES A &
% FUHRMAN, DIANE C H/W @@

```

MAILING ADDRESS

PO BOX 821
MERIDIAN ID 83680

SITE ADDRESS

3824 E POWERLINE RD NA

COMMENTS

PRIOR ACCOUNT 5R31745000 0
PARCEL 03N02W248706 SRVY
INSTR 200553972 ACRES 35.96
SPLIT YR 2005 DOCUMENT WD

LEGALS

24-3N-2W SE
SWSE LS TX 45,51,52 & 96637,,
TX 33 LS TX 96637 & TX 45,,
TX 30 IN SESW

REMARKS

SP TO -13,-14,-15-URBAN RENEWAL
(2-22-1995)SP TO -10, -11-ADJ TO
35.96AC(MAPPING)200553972@@PIONEER
TR 2 DOESN'T CLOSE.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

February 28, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JAMES A FUHRMAN
P O BOX 821
MERIDIAN, ID 83680

RE: EVIDENCE OF PRIORITY, COMMERCIAL USE -
Snake River Basin Adjudication Claim No(s): A63-26907 AND 63-26908

Dear JAMES A FUHRMAN:

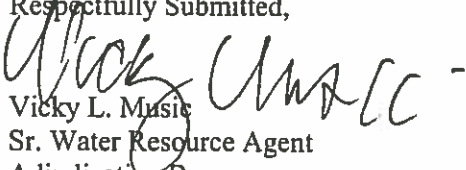
In the past, BURRILANE FARMS INC submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. You may be the owner of this water right claim. Enclosed is a computer generated printout of the claim(s) for your reference. BURRILANE FARMS INC indicated, when this claim was filed, that the water right(s) was based on a "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. This claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date."

Additionally, BURRILANE FARMS INC claimed a commercial use. Information is needed about this commercial use. If no evidence of this priority date or the commercial use is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future.

The required evidence supporting the priority date(s) and the commercial use requested needs to be submitted by March 17, 2006. Please call me as soon as possible if you think you may own a portion of this claim, to let me know if you may not be able to submit proof of priority or if you have any questions not covered by this letter and the enclosed pamphlet.

Respectfully Submitted,


Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau

Enclosures: "Evidence of Priority" pamphlet, Notice of Claim Reports, commercial use worksheet

NOTE: If you do own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.

Field Investigation Report

Completed by **Karan Waters**

Claim Number 63-26907

Contact:

Contact Date: 5/14/03

BURRILAN

3824 E POWERLINE RD

NAMPA

ID

83651

208-466-6978

Source of Information

Wayne

Contact Comments

☒ **Verified**

☐ **New owner**

Appointment Date: 5/16/03

Appointment Time: 1:00 PM

POD id 255243

Legal Description 03N 02W 24 SW SE

Desc of Diversion W 60' well with two 1.5hp pumps.

Site Tag # A0002016

GPS File Name 221

Motor Make Reliance s/n p56h1340n-qm

Pump Make Jacuzzi model 15jhs2/6

Horsepower 1.5

Pressure gage 40 psi

pump bowl or static static

Depth level 48 Ft.

dyn. pump level 58 Ft.

POD Remarks:

dairy well with 2 pumps, 1 is submersible.
Dairy is no longer in operation, last cows sold on 5-15-03 but all the equipment and buildings are still in good shape.
Pou is the same as 63-26908 - see that folder for pou photos.
*BGW map used for static level.
This well does not serve the home or yard.

Pressure gage at sprinkler 0 psi

Bucket Measurment (gps) 0

Calc Method: Theoretical

Flow (cfs) 0.05

Photos

dsc00311 pump and motor nameplates
dsc00312 pump system
dsc00313 pump house

Top dsc00311, middle dsc00312, bottom dsc00313

