

RECEIVED
JUN 29 2018DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of IdahoDepartment of Water Resources
Eastern Region

1. Name of applicant(s) STANLEY W & AMBER C. BURKE Phone 801-440-8324
 Mailing address 1811 N 75 E City LAYTON
 State UTAH ZIP 84041 Email bur03015@gmail.com
 Name connector (check one): ☐ and ☐ or ☒ and/or
2. Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
 State _____ ZIP _____ Email _____
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply SPRING which is a tributary of SINKS
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
11S	36E	35		SE	SE	NW	BANNOCK	SPRING	

5. Water will be used for the following purposes:
- Amount 0.02 for DOMESTIC WATER purposes from 01/01 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.02 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. 6" PERFORATED PVC FRENCH DRAIN, 30' LONG WITH A 1,500 GALLON STORAGE TANK.
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☒ No
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? _____; drilling firm _____;
 well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by SC Date 6/29/18 Time _____ Preliminary check by _____
 Fee \$ 100- Received by SC Receipt No. 2044159 Date 6/29/18
29-14267

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in kW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; must complete and attach the Municipal Water Right Application Checklist.
- Domestic; show number of households 1 Household
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

(FROM MAP)
MH 8/8/18

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
	11S	36E	35			D													

Total number of acres to be irrigated: 0

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? This water right will be used for the domestic water for (1) residence and to irrigate a lawn, garden, and landscaping.

- Who owns the property at the point of diversion? Louis Bloxham Family Trust
- Who owns the land to be irrigated or place of use? Stanley W & Amber C. Burke
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Access to spring is granted in a Quit Claim Deed

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. To develop the above mentioned spring for domestic use by installing a french drain and storage tank. Water will be used by one residential house.

13. Time required for completion of works and application of water to proposed beneficial use is 4 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Stanley W. Burke
Signature of Applicant

Stanley W. Burke
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

2-1

21807163

AFTER RECORDING MAIL TO:

RECORDED
21807163

RECORDED
FEE 15
2010 MAY 17 P 3:57

Amber Celisse Burke
21807163
2010 MAY 17 P 3:57

Space Above This Line for Recorder's Use Only

QUITCLAIM DEED

Date: 5/17/2018

For Value Received
Louis Bloxham Family Trust

do(es) hereby convey, release, remise, and forever quit claim unto ,
Stanley W Burke and Amber Celisse Burke

whose address is ,
1811 N 75 E, Layton, Utah 84041

herein after called the Grantee, the following described premises situated in Bannock

County, Idaho, to-wit:

Parcel #R4431014200; S35-T11S-R36E TR SW4NE4 TAX 10 16.90AC.

Easement to the above mentioned property for a 20' wide road on the north side of Parcel
R4431013901 exact location to be agreed upon between the Grantee and Mark Bloxham, executor
of the Louis Bloxham Family Trust . Up keep on this road will be the responsibility of the Grantee.

Utility easement (Power, Water, Telephone) on the north side of the above mentioned road.

Easement for access to the spring in the south east corner of Land Parcel #4431015000 and
permission to fence said spring. Up keep on the fence will be the responsibility of Grantee.

together with its appurtenances.

29-14267

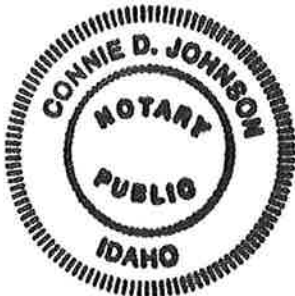
22

21807163

HL Burke trustee of Laura Blum Family Trust
Stanley Burke Amber Burke

STATE OF Idaho)
COUNTY OF Bannock) ss.

On this May 17th, 2018, before me, a Notary Public in and for said State, personally appeared Mark A Blum, Stanley Burke, Amber Burke, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



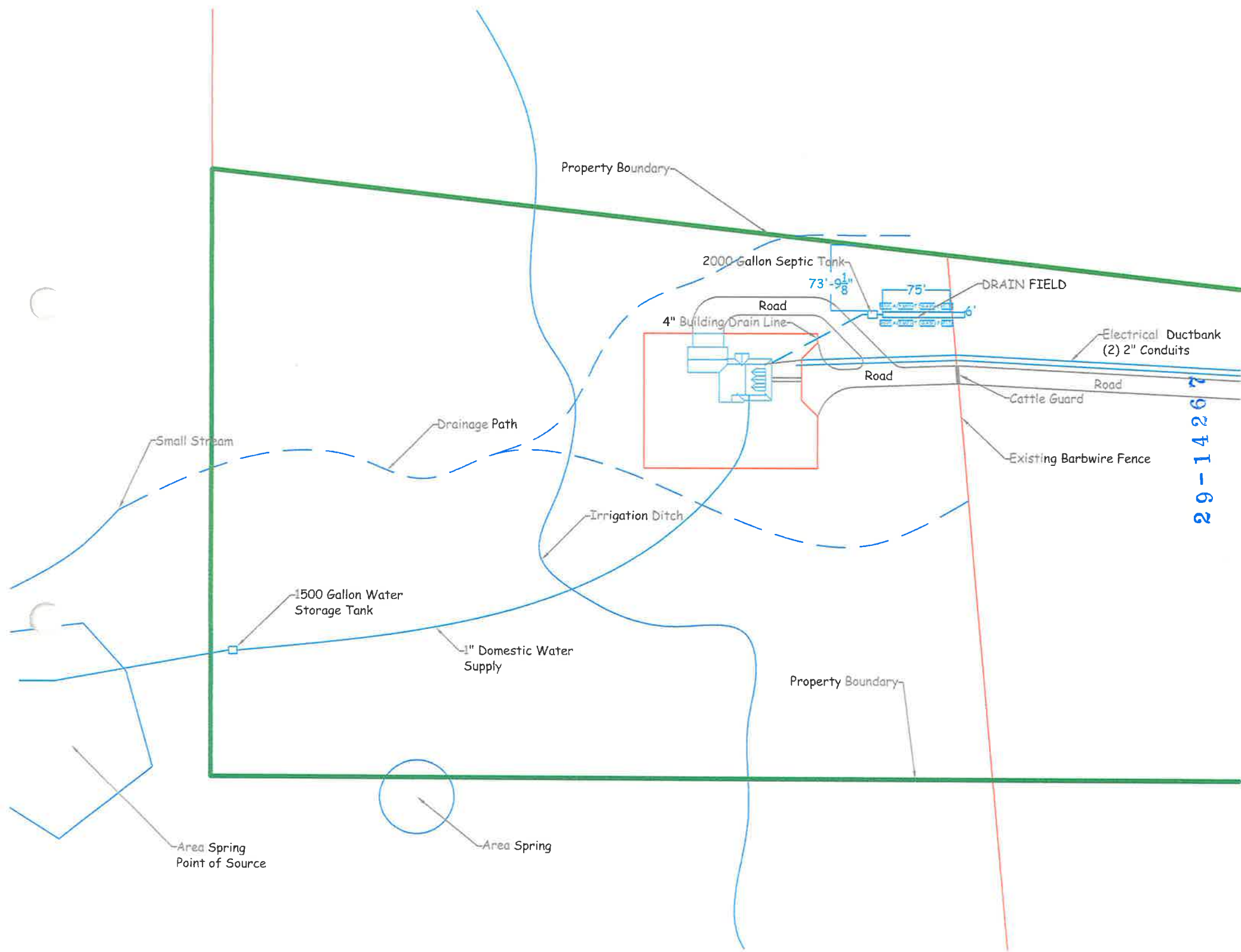
Connie D Johnson
Notary Public of Idaho
Residing at: Downey, Idaho
Commission Expires: June 24, 2019

Burke Application for Permit

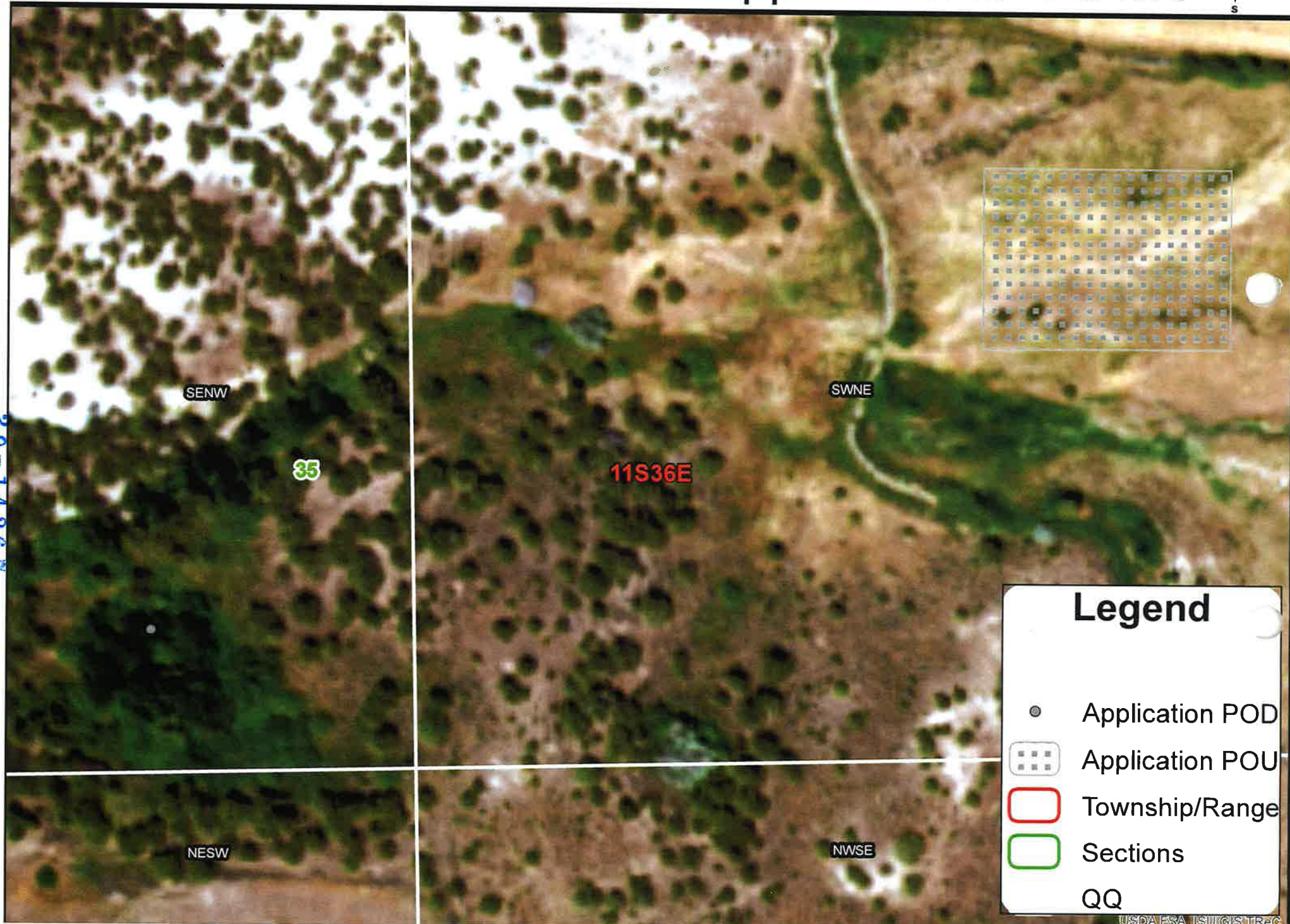


29-14267





Stanley and Amber Burke - Application for Permit





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

August 9, 2018

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Stanley W and Amber C Burke
1811 N 5 E
Layton UT 84041

Application For Permit No. 29-14267

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the IDAHO STATE JOURNAL on August 16 and 23, 2018. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**on September 4, 2018 at 5:00 pm**).

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in blue ink that reads "Sharla Cox". The signature is fluid and cursive, with the first name "Sharla" and last name "Cox" clearly visible.

Sharla Cox
Administrative Assistant



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 9, 2018

Kent Winward
WD-29G
699 Big Hollow Rd
Downey, ID 83234

RE: Application for Permit 29-14267

Dear Watermaster:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered during regional review. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.

Sincerely,

Sharla Cox
Administrative Assistant

Enclosure(s)

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, August 09, 2018 8:47 AM
To: 'legals@journalnet.com'
Subject: Legal Notice for your paper
Attachments: Id State Journal Cover Ltr.RTF

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

PLEASE NOTE: CAN CONTAINS 2 OR MORE PAGES

August 9, 2018
Legal Notice Department
IDAHO STATE JOURNAL
PO BOX 431
POCATELLO ID 83204

RE: Legal Ad for your Paper

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before September 4, 2018. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – Fax

PLEASE PUT IN NORMAL COLUMN AND NO BORDERS. THANK YOU.

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

29-14267
STANLEY W BURKE
AMBER C BURKE
1811 N 5 E
LAYTON UT 84041
Point of Diversion
SESENW S35 T11S R36E
BANNOCK County
Source SPRING Tributary SINKS
Use: DOMESTIC
01/01 to 12/31 0.02 CFS
Total Diversion: 0.02 CFS
Date Filed: 6/29/2018
Place Of Use: DOMESTIC
T11S R36E S35 SWNE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before September 4, 2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on August 16 and 23, 2018

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STANLEY W BURKE

AMBER C BURKE

1811 N 5 E

LAYTON UT 84041

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SESENW S35 T11S R36E

BANNOCK County

Source SPRING Tributary SINKS

Use: DOMESTIC

01/01 to 12/31 0.02 CFS

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