

Shellworth Island

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P/U →

MICROFILMED
MAR 29 2001

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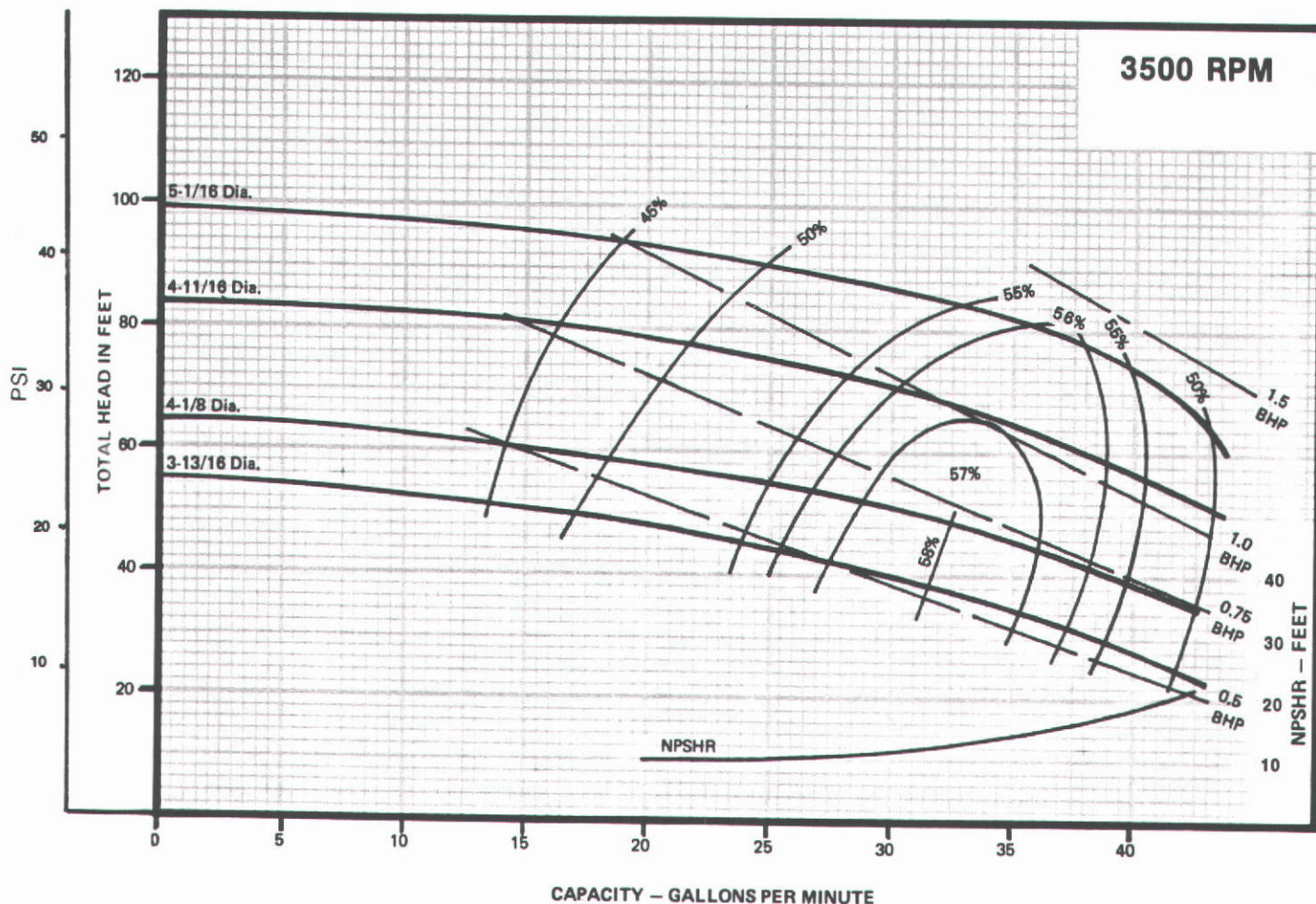
S-10
(1973)

(FIT SUMMIT)
2873 IV NW
19 N
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JACUZZI.

D Series Performance — Model DA1A

1" Discharge x 1¼" Suction



Performance Chart - 3500 RPM

DA1A 1" Discharge x 1¼" Suction			CAPACITIES GPM									Shut Off Head
			Total Head in Feet									
Model	HP	Imp. Dia	30	35	40	45	50	60	70	80	90	
3DA1A	⅓	3 13/16	38	35	30	24	18					55
5DA1A	½	4 1/8			40	36	32	17				65
7DA1A	¾	4 11/16					44	38	32	18		84
1DA1A	1	5 1/16							43	37	26	100

Note: All performance data based on rated motor nameplate voltage.

Ordering Information -

DA1A

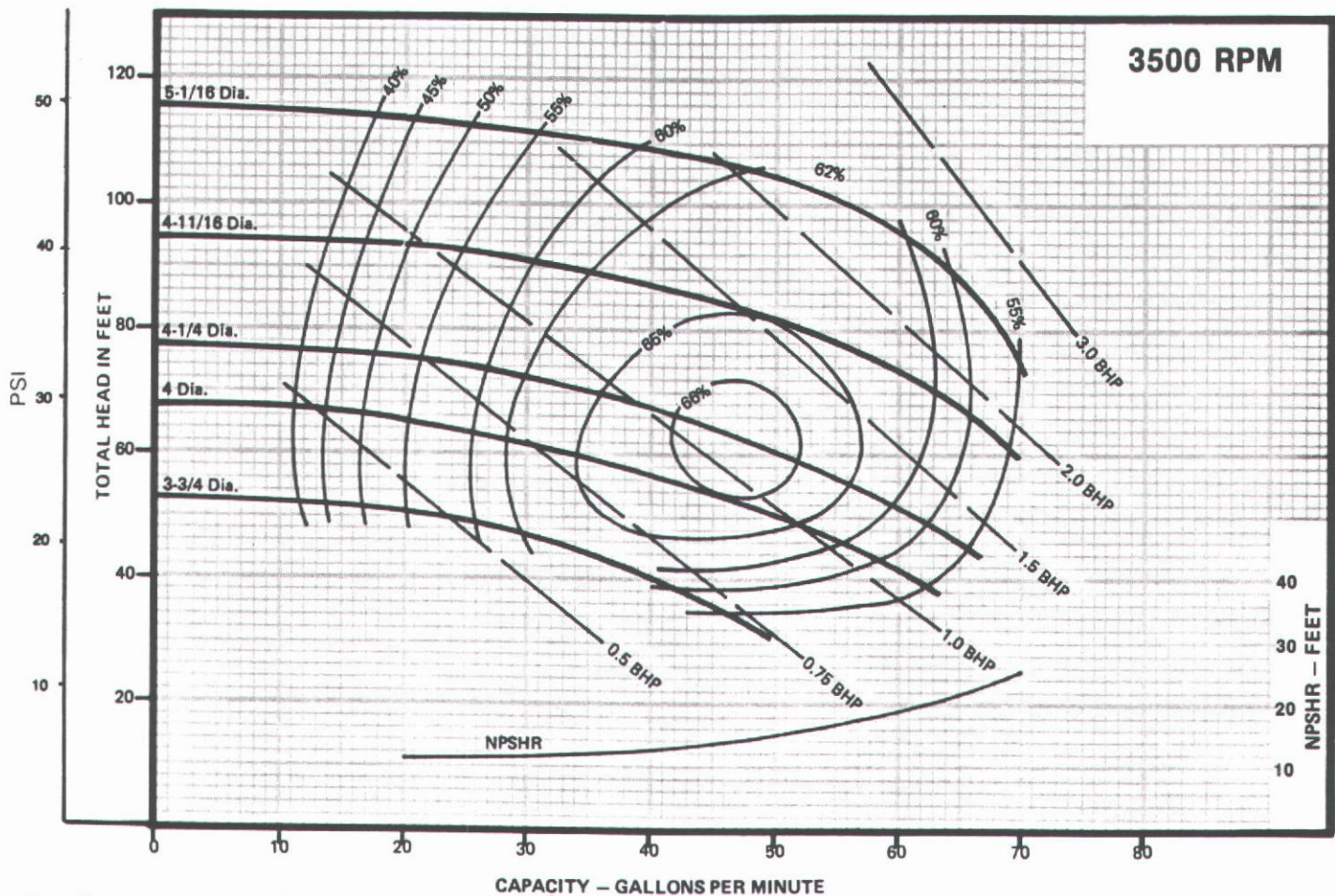
Order No.	Model No.	HP	Mtr. Phase	Volt.	Amps	Svc. Fact.
9312-0012	3DA1A-S	⅓	1	115/230	9.0/4.5	1.75
9312-0020	5DA1A-S	½	1	115/230	10.6/5.3	1.60
9312-0038	7DA1A-S	¾	1	115/230	14.8/7.4	1.50
9312-0046	1DA1A-S	1	1	115/230	17.0/8.5	1.50
9312-0053	3DA1A-T	⅓	3	230/460	2.2/2.2/1.1	1.75
9312-0061	5DA1A-T	½	3	230/460	2.9/2.7/1.35	1.60
9312-0079	7DA1A-T	¾	3	230/460	3.7/3.4/1.7	1.50
9312-0087	1DA1A-T	1	3	230/460	4.7/4.4/2.2	1.50

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MAR 29 2001

JACUZZI.

D Series Performance — Model DA1B

1" Discharge x 1¼" Suction



Performance Chart - 3500 RPM

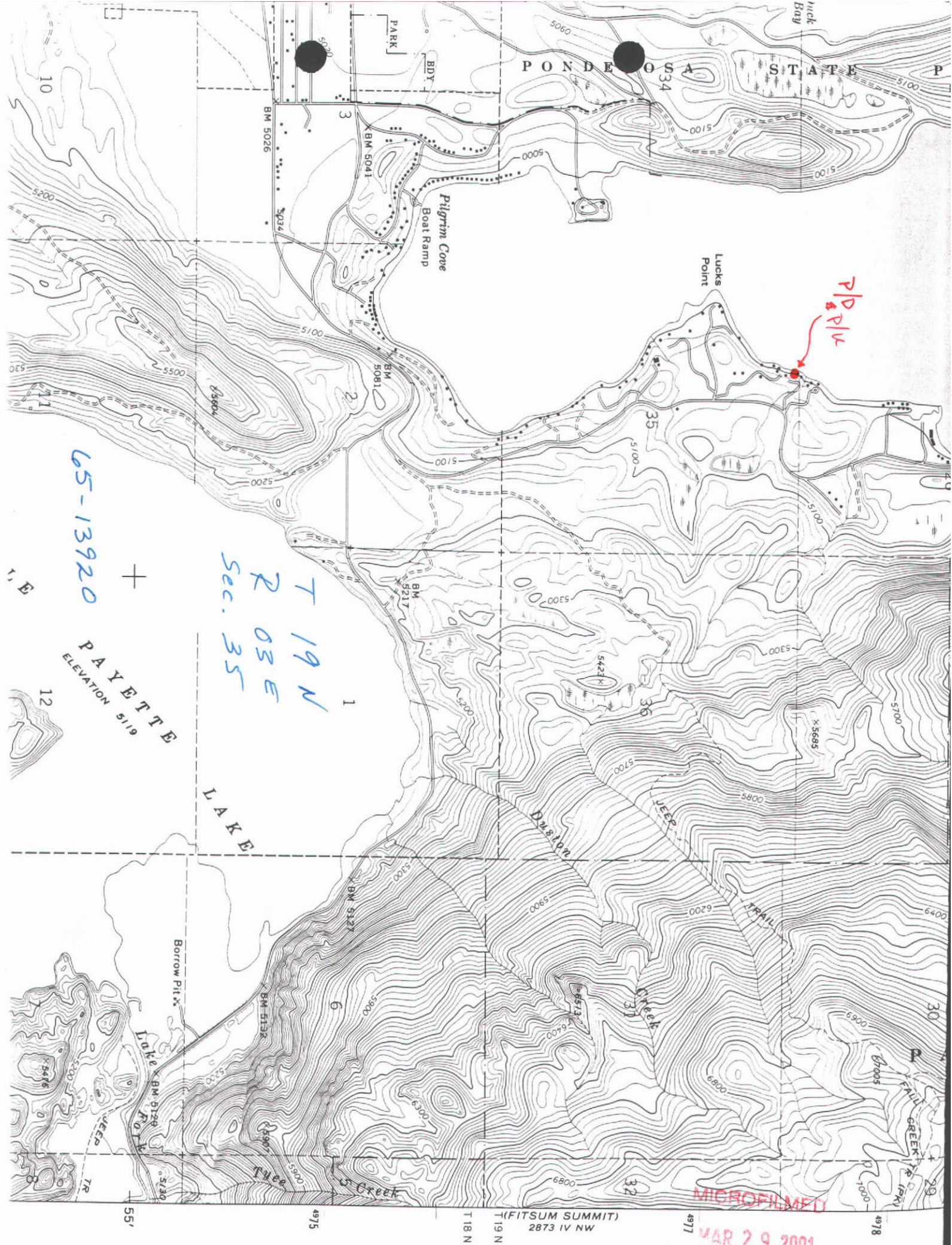
DA1B 1" Discharge x 1¼" Suction			CAPACITIES GPM											Shut Off Head
			Total Head in Feet											
Model	HP	Imp. Dia	30	35	40	45	50	60	70	80	90	100	110	
5DA1B	½	3 ¾	50	46	40	34	23							53
7DA1B	¾	4			62	57	51	35						68
1DA1B	1	4 ¼					62	51	35					78
15DA1B	1½	4 11/16						70	63	53	33			95
2DA1B	2	5 1/16								69	64	56	38	116

Note: All performance data based on rated motor nameplate voltage.

Ordering Information - DA1B

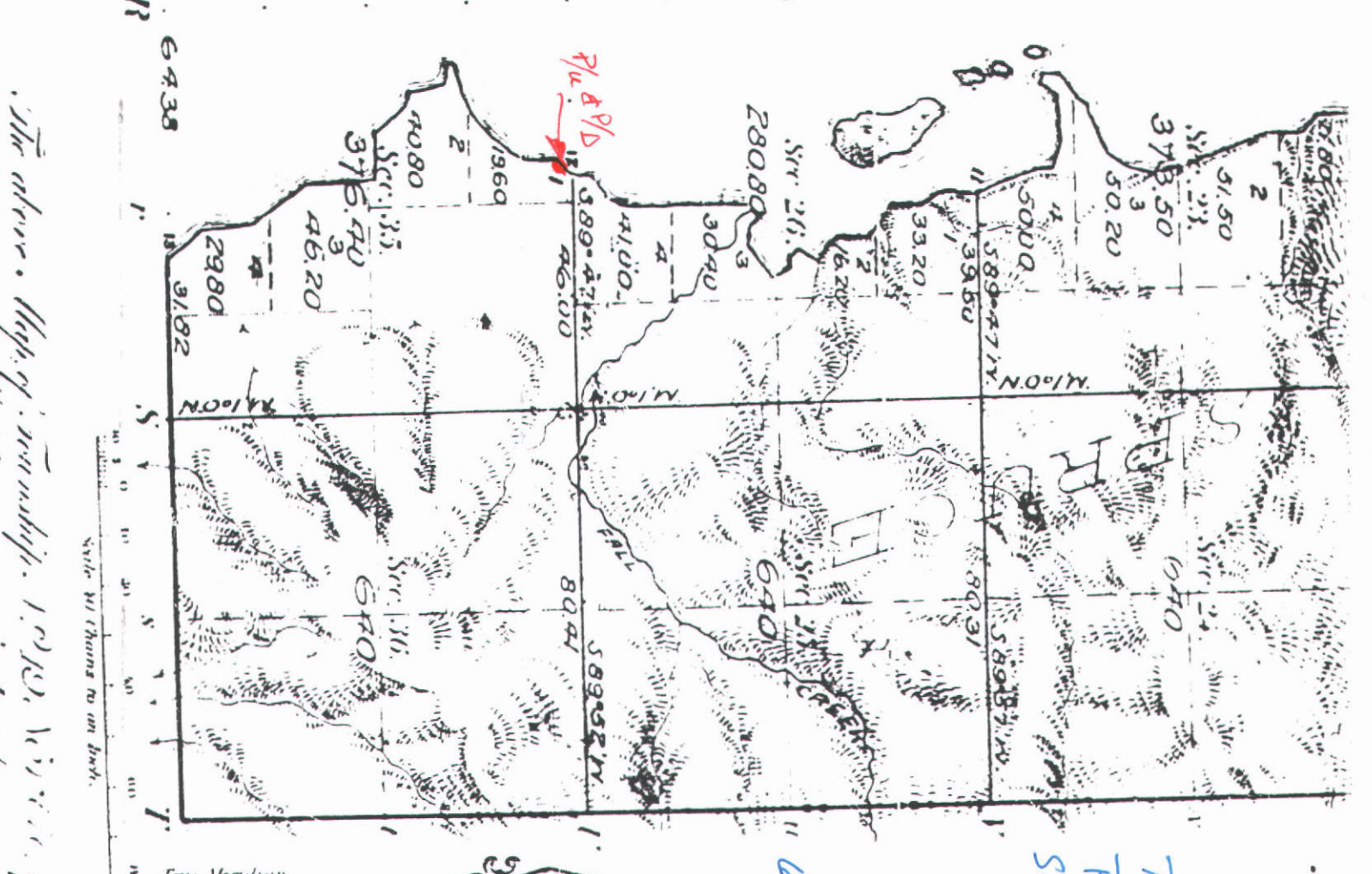
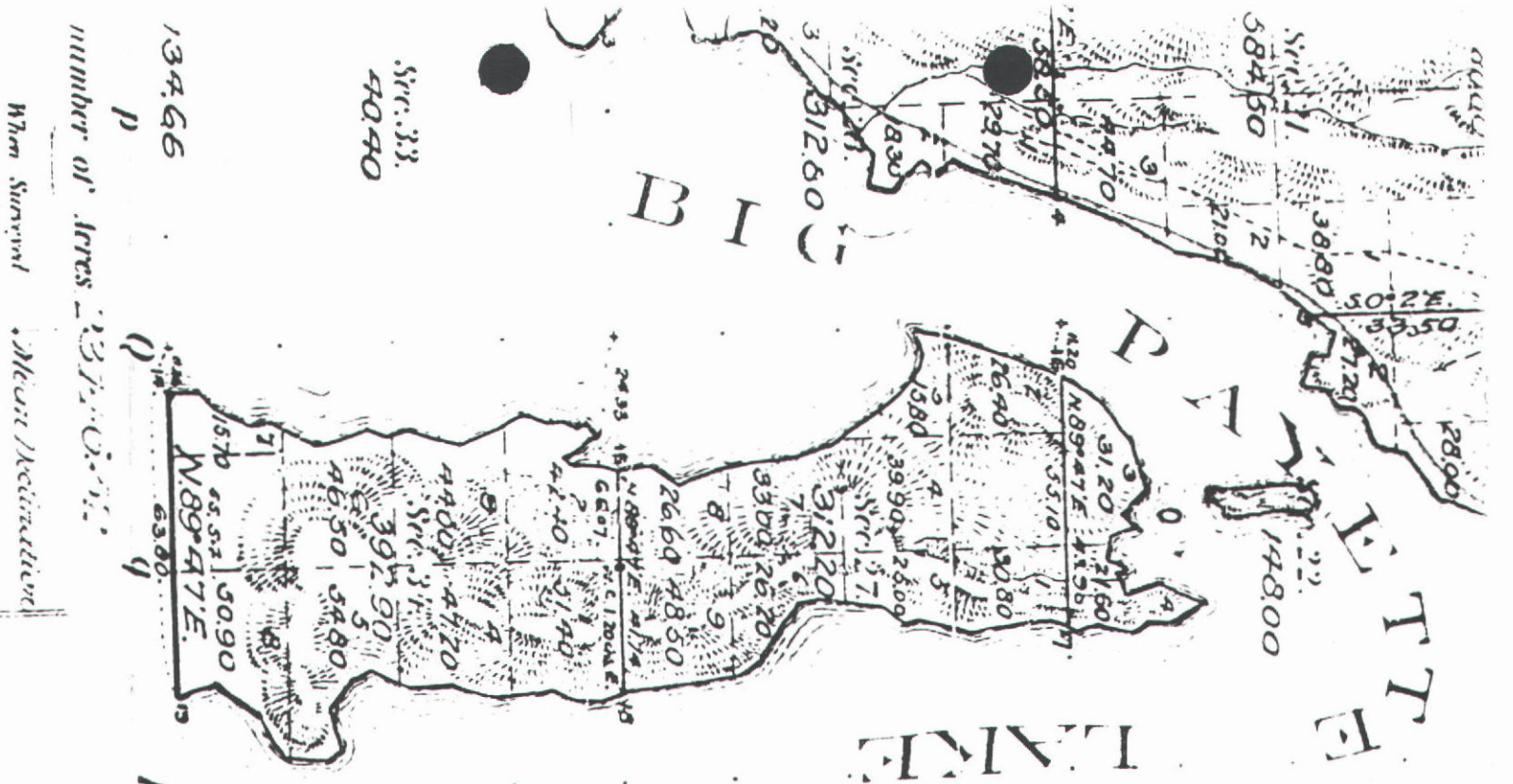
Order No.	Model No.	HP	Mtr. Phase	Volt.	Amps	Svc. Fact.
9312-0137	5DA1B-S	½	1	115/230	10.6/5.3	1.60
9312-0145	7DA1B-S	¾	1	115/230	14.8/7.4	1.50
9312-0152	1DA1B-S	1	1	115/230	17.0/8.5	1.50
9312-0160	15DA1B-S	1½	1	115/230	19.8/9.9	1.33
9312-0178	2DA1B-S	2	1	115/230	22.6/11.3	1.25
9312-0186	5DA1B-T	½	3	230/460	2.9/2.7/1.35	1.60
9312-0194	7DA1B-T	¾	3	230/460	3.7/3.4/1.7	1.50
9312-0202	1DA1B-T	1	3	230/460	4.7/4.4/2.2	1.50
9312-0210	15DA1B-T	1½	3	230/460	6.2/5.7/2.9	1.30
9312-0228	2DA1B-T	2	3	230/460	7.2/6.5/3.2	1.20

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T 19 N
 R 03 E
 Sec. 35
 65-13920
 MICROFILMED
 MAR 29 2001
 True Meridian
 Scale in Chains to an Inch
 The above Map of Township 19 N. R. 03 E. of Range 35 E.

P/D



Point of Diversion



MICHAEL J. BROWN
MAR 29 2001

65-13920

P/u



Place of Use

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MAR 29 2001

65-13920

Publisher's Affidavit of Publication

STATE OF IDAHO }
County of Valley } .SS

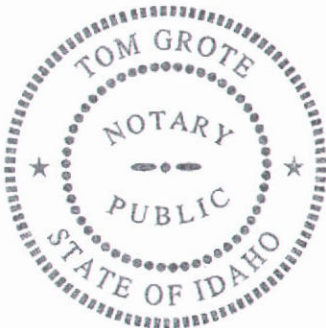
I, Carol J. Wright, being duly sworn and say, I am the receptionist of The Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of afore said and is a legal newspaper; that the PUBLIC NOTICE, a copy of which is enclosed hereto and is a part hereof, was published in said newspaper once a week for a period of two weeks in the regular and entire issue of every number there of during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began January 20, 2000 and ended January 27, 2000.

Carol J. Wright

Subscribed and sworn before me this the 28th day of January, 2000.
STATE OF IDAHO

COUNTY OF VALLEY }
}

On this 28th day of January, in the year of 2000, before me, a Notary Public, personally appeared Carol J. Wright, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.



Tom Grote
Tom Grote
Notary Public for Idaho
Residing at McCall, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13920 Burris, Rodger, Burris, Joanne, P.O. Box 1265, McCall, ID 83638.

Source: Big Payette Lake. Tributary: Payette River, North Fork. Diversion Pt: Lot 1 (NENW) Sec 35 T 19N R 03E in Valley County. Use: Domestic (0.020 CFS). Total Diversion: (0.020 CFS).

Date Filed: 12/7/1999. In: Valley County. T19N R03E S35 Lot 1 (NENW).

65-13922 Albertson, E. Pete, Albertson, Judith, 5905 Kluncy Canyon, Winnemucca, NV 89445.

Source: Groundwater. Diversion Pt: SESE Sec 9 T 16N R 03E in Valley County. Use: Domestic (0.040 CFS). Total Diversion: (0.040 CFS).

Date Filed: 11/4/1999. In: Valley County. T16N R03E S09 SESE.

65-13923 Leavitt, Kenneth, Leavitt, Marilyn,

P.O. Box 1167, McCall, ID 83638.

Source: Groundwater. Diversion Pt: NESW Sec 11 T 17N R 03E in Valley County. Use: Domestic (0.040 CFS). Total Diversion: (0.040 CFS).

Date Filed: 10/13/1999. In: Valley County. T17N R03E S11 NESW.

65-13927 Maki, Will, P.O. Box 686, Lake Fork, ID 83635.

Source: Mud Creek. Tributary: Cascade Reservoir. Diversion Pt: NENW Sec 9 T 17N R 03E in Valley County. Use: Irrigation (1.360 CFS). Total Diversion: (1.360 CFS).

Date Filed: 12/3/1999. In: Valley County. T17N R03E S09 NWNW SWNW NWSW. 102.0 Acres Total.

Applicant agrees to mitigate consumptive use in the future as needed.

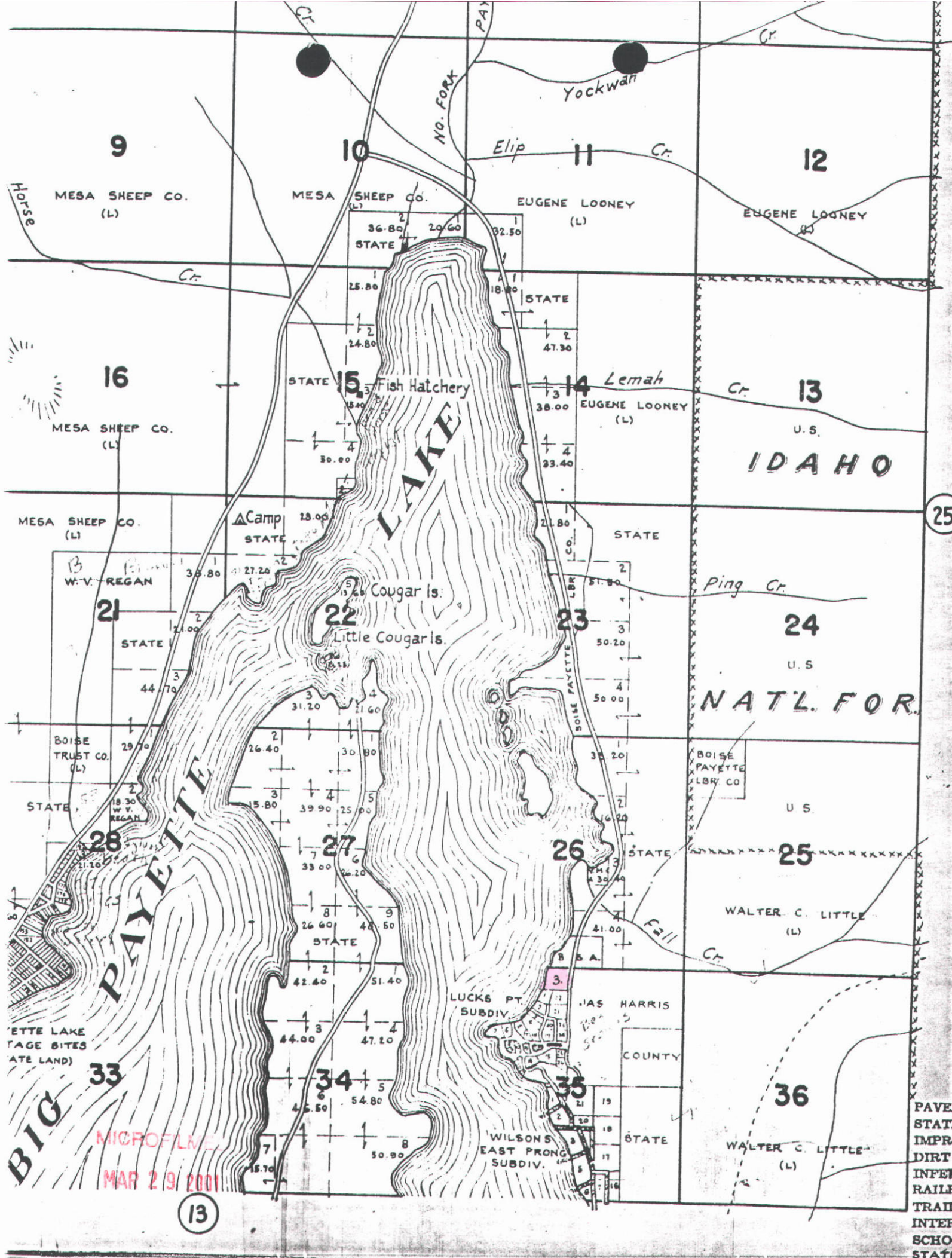
Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way,

Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before February 7, 2000. The protestant must also send a copy of the protest to the applicant. Karl J. Dreher, Director 2tc/1/27

RECEIVED
FEB 03 2000

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MAR 29 2001



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-13920

Priority: December 07, 1999

Maximum Diversion Rate 0.02 CFS
Maximum Diversion Volume 0.6 AF

It is hereby certified that RODGER BURRIS And JOANNE BURRIS
PO BOX 1265
MC CALL ID 83638 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated December 07, 1999; and has
submitted Proof of Beneficial Use on March 21, 2000. An examination indicates that the works have a
diversion capacity of 0.06 cfs of water from:

SOURCE

PAYETTE LAKE

Tributary: NORTH FORK PAYETTE RIVER

and a water right has been established as follows

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE LAKE L1 NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 35, Twp 19N, Rge 03E, B M., VALLEY 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	
19N 03E 35					X												
					L1												

CONDITIONS OF APPROVAL

1. The availability of water for this right is subject to all prior water rights of Lake Reservoir Co.
2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. Use of water under this water right will be regulated by the watermaster of State Water District No 65.

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MAR 23 2001

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-13920

4. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation
5. Rights 65-08480 and 65-08481 are also diverted through the point of diversion described above.
6. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources

Signed and sealed this 29TH day of MARCH, 2001

Acting for


KARL J. DREHER
Director

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MAR 29 2001

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MAR 21 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 65-13920 Telephone No. 634-6085

2. Name of Permit Holder(s). Joanne & Rodger Burris

3. Mailing Address: P.O. Box 1265

City McCall State ID Zip 83638

4. Source of Water: Big Payette Lake If GROUNDWATER (well), Date Drilled: mo. N/A / yr. N/A

Well Driller: N/A Drilling Permit Number: - N/A -

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.02 cfs OR _____ acre-feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional Please check either yes or no Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes _____ or No X
Has the measuring device been installed? Yes _____ or No X

8 Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name Rodger Burris Telephone Number: 634-6085 X

Address: P.O. Box 1265 McCall, ID 83638

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Joanne m Burris
Rodger Burris Date: 3/17/2000
(include your title, if on behalf of company or organization)

MICROFILMED NOV — June 1

* winter address: 8646 E. Aloe Dr
Return Proof Gold Canyon, AZ 85219
Acknowledgement 480-671-3854
to this address - Ade

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13920

Priority: December 7, 1999

Maximum Diversion Rate:

0.02 CFS

This is to certify, that JOANNE BURRIS
RODGER BURRIS
PO BOX 1265
MC CALL ID 83638

has applied for a permit to appropriate water from:

BIG PAYETTE LAKE tributary of PAYETTE RIVER, NORTH FORK

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

DOMESTIC	01/01 to 12/31	0.02 CFS
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LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENW), Sec. 35, Township 19N, Range 03E
VALLEY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

19N 03E 35 Lot 1 (NENW)

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before March 1, 2001.
2. Subject to all prior water rights.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.
4. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
6. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion.
7. The availability of water for this right is subject to all prior water rights of Lake Reservoir Co.
8. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

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APR 1 1999

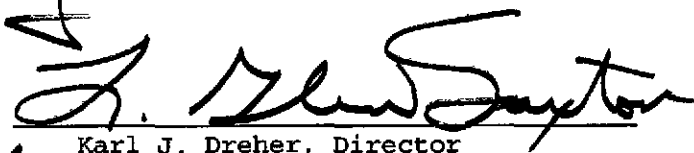
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13920

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

22nd day of February, 2000.


Karl J. Dreher, Director
for

MICROFILMED

MAR 21 1999

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DEC 07 1999

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR PERMIT

FEB 16 2000

To appropriate the public waters of the State of Idaho Department of Water Resources

1. Name of Applicant Rodger & Joanne Bueris Phone (208) 634-6085
Post Office address P.O. BOX 1265 McColl, Idaho 83638
2. Source of water supply Payette Lake which is a tributary of Payette River, NORTH FORK *
3. Location of point of diversion is NE 1/4 of NW 1/4 of 1/4, Gov. Lot 1
Sec. 35 Township 19N Range 3E B.M. Valley County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.02 cfs for domestic purposes purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.02 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pump from the payette lake
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
- 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? _____
- e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity if KW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. 1
e. Other; describe fully. MICROFILMED

MAR 2 2000

* added Per usgs map. DAN 12-8-99

9. 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 the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	3E	35					D												
							AT												

Total number of acres to be irrigated N/A

10. Describe any other water rights used for the same purposes as described above. 65-08481

irrigation right

11. a. Who owns the property at the point of diversion? Rodger & Joanne Burris

b. Who owns the land to be irrigated or place of use? Rodger & Joanne Burris

c. If the property is owned by a person other than the applicant, describe the arrangement enable the applicant to make this filing: _____

12. Remarks: _____

13. MAP OF PROPOSED PROJECT ATTACHED ☒ Show clearly the proposed point of diversion, place of use, section number, township and range number.

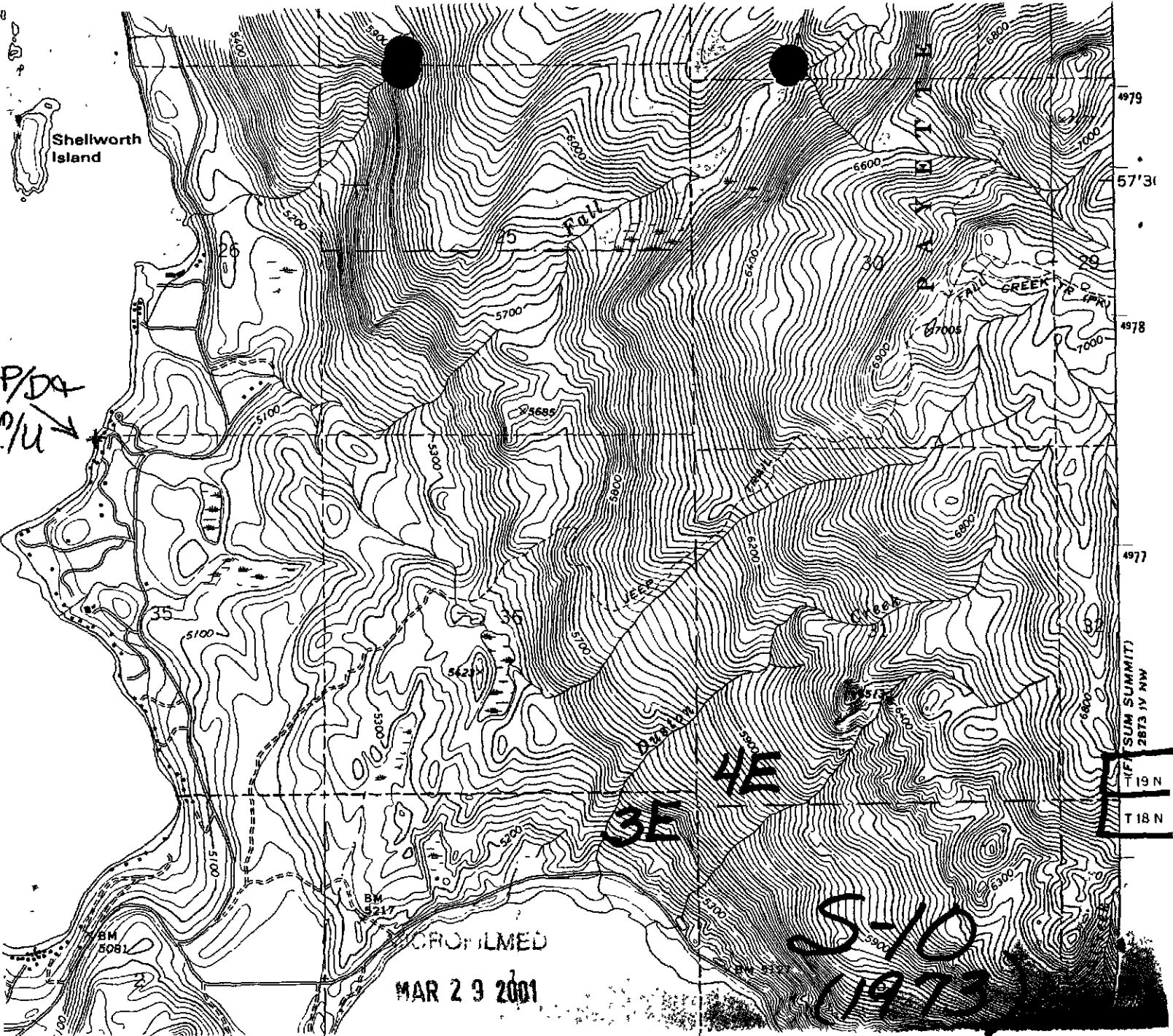
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

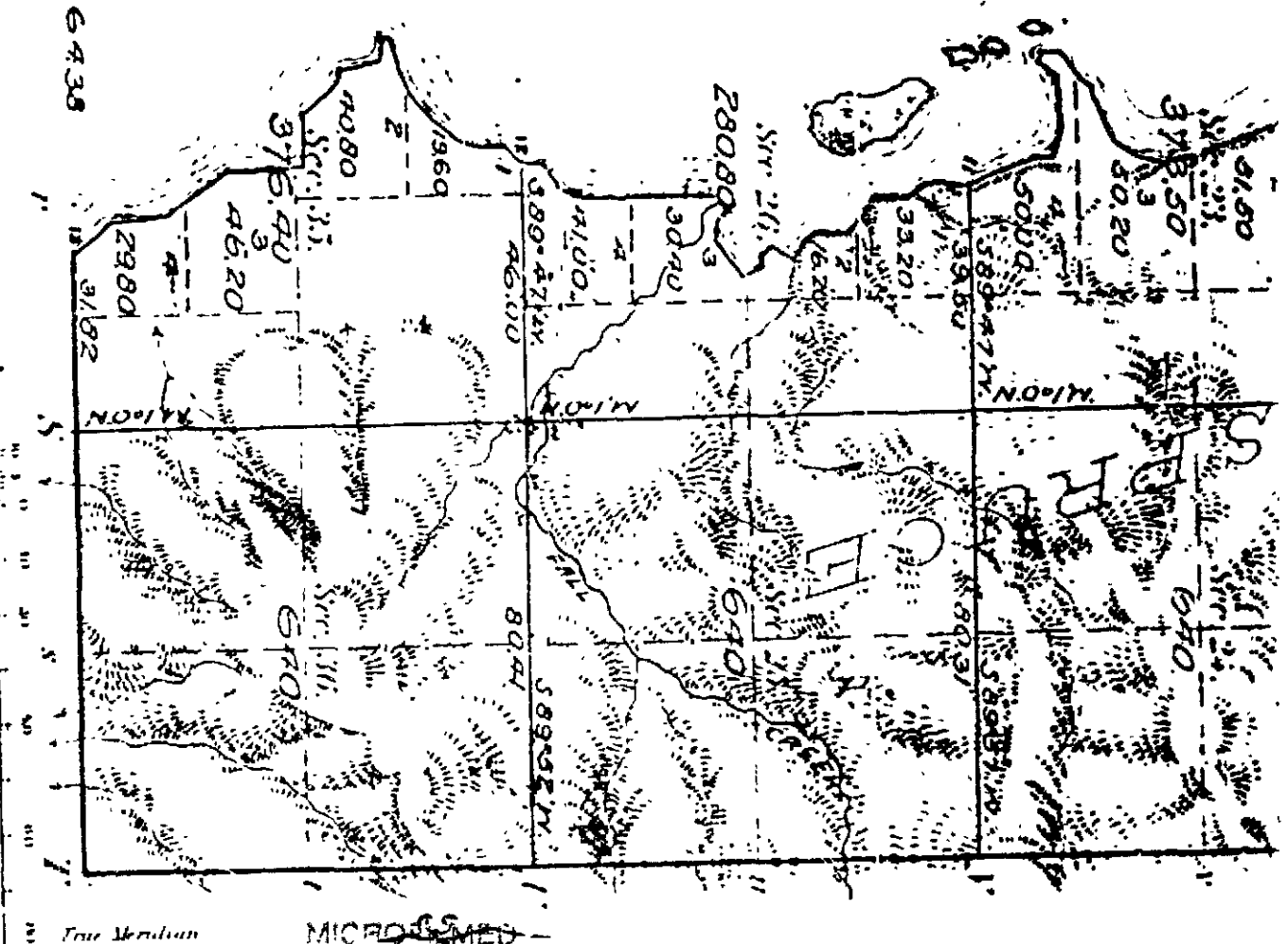
MICROFILMED
MAR 23 2001

Rodger Burris / Joanne M Burris
(Applicant)

Received by KL Date 12/10/99 Time 10:30 Preliminary check by DAN
Fee \$ 150.00 Receipted by DAN FOR KW # C-046918 Date 10-19-99 *
Publication prepared by AT Date 1-17-26-00 Published in STAR NEWS
Publication approved AT Date 2-7-00

* See memo Dated 12-8-99 DAN 12-8-99





APR 29 2001

The above. Hops of Township. 1839. No. 11. of. George
House. Meridian. Peterico. is which
notes of the survey being on file in this office. which have to



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 30, 2001

RODGER BURRIS
JOANNE BURRIS
PO BOX 1265
MC CALL ID 83638

RE License No 65-13920 - Issuance of License

Dear Water Right Holder(s).

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK.klt

Enclosure(s)

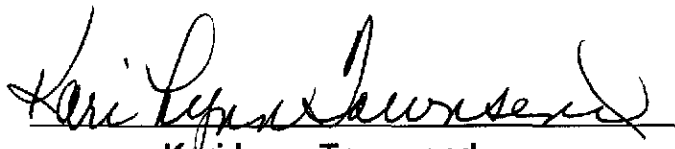
MICROFILMED
MAR 29 2001

CERTIFICATE OF MAILING

I hereby certify that on March 30, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below.

RE: WATER RIGHT NO. 65-13920

**RODGER BURRIS
JOANNE BURRIS
PO BOX 1265
MC CALL ID 83638**


Kari Lynn Townsend
Secretary

MICROFILMED

MAR 23 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303)

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal

LICENSE REVIEW CHECKLIST

Permit No 65-13920 Date 3-23-01 Reviewer Kay Walker

Change/OK

Name/Address OK

Source OK
Point of Diversion OK

Does change clarify original intended source? If no, void permit
Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps: Right(s) same pld. 65-08480/08481
File reviewed ✓ Profile reports printed ✓

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.02 cfs
Fee Limit 0.20 cfs
Measured 0.06 cfs
Theoretical 0.06 cfs

Recommended Total Diversion Rate 0.02

Water Uses

OK Change (P46)

Season of Use per new Standards

Irrigation 0.02 cfs 0.0 af
Stockwater 0.02 cfs 0.0 af
Domestic 0.02 cfs 0.0 af
Total 0.02 cfs 0.0 af

~~Irrigation~~ - overlap(R58-R61, R62-R65, R66-R69)
~~supp Gw~~ (WB7/065/104)
~~overlap spec combined rts~~ (W35)
~~51 acre~~ (W31)
Domestic (W01/Wb5/070/071/075) WB5
~~Power~~ (W42 or W43/025/027/R22 or R23)
~~Fish~~ (042)
~~Fire~~ (077)
~~Water Quality~~ (081/R07)
Payette - (W22/047/27A)
~~Stockwater for US~~ (R37)

Volume Determination

0.02 cfs x 1.9835 x 1 days = 0.04 af (vs) 0.02 acres x 1 (FHR) = 0.02 af

Remarks WB5, 047, 121, R04, R02, W36

Additional Conditions 65 Watermaster Control yes
R02 GW Measurement/Measuring Device
Other
Trust R55 - remove 051
Non-trust (048/049)

GW Dist?
Water Msmt. Dist?
Ent GWMA?
GWMA?
Government Lots? yes

Advance Priority? yes If yes, explain why below.
no

SRBA Claim?

Not req'd

Adjust memo

Amend Letters

P87, S06

Second Amendment Notice

S06

all 3 rights combined = 0.06 cfs - will not exceed capacity of system

03/23/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO **65-8480**

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CLINTON C WARREN
Current Owner	NOVA M WARREN

Priority Date	06/01/1946
Basis	Decreed
Status	Active

<u>Source</u>	<u>Tributary to</u>
PAYETTE LAKE	NORTH FORK PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4 15	10 15	0 02 CFS		
Total Diversion			0 02 CFS		

Location of Point(s) of Diversion

PAYETTE LAKE	NENW Lt 1	Sec 35	Township 19N	Range 03E	VALLEY County
--------------	-----------	--------	--------------	-----------	---------------

IRRIGATION Use
Acre Limit 1

Place(s) of use

Place of Use Legal Description	IRRIGATION	VALLEY County
--------------------------------	------------	---------------

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
19N	03E	35	1	NENW	1									

Total Acres 1

Conditions of Approval

1 C18 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

Dates

<u>Licensed Date</u>	
Claim Received Date	11/02/1988
Enlargement Use Priority Date	
Enlargement Statute Priority Date	
Decreed Date	01/21/1986
Date Filed with Court	
Objection Filed Date	
SF5 Filed	
Special Master Recom Signed Date	

Other Information

Receipt Number(s)	\999999
State or Federal	S

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO 65-8481

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOANNE BURRIS
Current Owner	RODGER BURRIS
Original Owner	CLINTON C WARREN
Original Owner	NOVA M WARREN

<u>Priority Date</u>	07/01/1968
<u>Basis</u>	Decreed
<u>Status</u>	Active

<u>Source</u>	<u>Tributary to</u>
PAYETTE LAKE	NORTH FORK PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/15	10/15	0.02 CFS		
Total Diversion			0.02 CFS		

Location of Point(s) of Diversion

PAYETTE LAKE	NENW 1/4	Sec 35	Township 19N	Range 03E	VALLEY County
--------------	----------	--------	--------------	-----------	---------------

IRRIGATION Use
Acre Limit 1

Place(s) of use

Place of Use	Legal Description	IRRIGATION	VALLEY County
--------------	-------------------	------------	---------------

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
19N	03E	35	1	NENW	1									

Total Acres 1

Conditions of Approval

1 C18 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

Dates

Licensed Date	
Claim Received Date	11/08/1988
Enlargement Use Priority Date	
Enlargement Statute Priority Date	
Decreed Date	01/21/1986
Date Filed with Court	
Objection Filed Date	
SF5 Filed	
Special Master Recom Signed Date	

Other Information

Hansen, Richard

From: Lester, Steve
Sent: Monday, October 23, 2000 1:13 PM
To: Hansen, Richard
Subject: Field exam information 65-13920

Richard:

Rodger Burris called today to relay some information. He was concerned about the field exam report documenting 95 psi. He said the gauge was reading 35 psi too high & that his indoor gauge showed the more accurate reading. He told me that his system is set to run between 40-60 psi. Said the indoor gauge is accurate but the one by the pump has not worked correctly for awhile, and that it is not worth the cost of fixing or replacing the gauge by the pump.

This probably does not matter with respect to the licensing recommendation. But Mr. Burris wanted to get this information in the file. Please place a copy of this email in 65-13920.

Thanks

Steve

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MAY 23 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 31 2000

A. GENERAL INFORMATION

Permit No. 65-13920 Department of Water Resources

1. Owner: Rodger and Joanne Burris Phone No. (208) 634-6085

Current Address: P.O. Box 1265, McCall, ID 83638

2. Accompanied by: Rodger Burris Exam Date: 07/18/2000

Address: P.O. Box 1265, McCall, ID 83638 Phone No. (208) 634-6085

Relationship to Permit Holder: Owner

3. Source: Big Payette Lake tributary to Payette River, North Fork

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 65-08481 (Irrigation)

2. Other water rights with the same point of diversion: 65-08480 and 65-08481

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	1/4	1/4	1/4	SEC	TWP	RNG	County	Method of Determination/Remarks
	1		NE	NW	35	19N	03E	Valley	USGS Topographic Map

2. Place(s) of Use: Indicate Method of Determination: USGS Topographic Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	03E	35					Lot 1 D												

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED SHEET.

 X Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

 Aerial Photo Attached (required for irrigation of 10+ acres).

 X Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Century AC Motor	1.0	BN5-228	Jacuzzi	Unknown
	Installed by Valley Pump Co.				

**Code to correspond with No. on map and aerial photo*

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calibration Date
N/A						

2. Measurements: None. A measurement was not possible.

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E. NARRATIVE/REMARKS/COMMENTS

The point of diversion and place of use are located in Government Lot 1 (NENW) in Section 35, Township 19N, Range 03E.

Water is diverted from Big Payette Lake through a 1¼-inch pipe laid about 250 feet along the bottom of the lake by a 1-hp pump. The pump is located in a small pump house on the shore of the lake. There is a control valve and pressure gauge. The water is pumped to a pressure tank. The pressure gauge read 95 psi when the pump was off. The requirement requiring a lockable device has been met because the pump house can be locked after turning off the pump.

There are three rights that use the same point of diversion. They are 65-08480, 65-08481, and 65-13920. Water right 65-08480 belongs to the permit holder's father. Water right 65-08481 belongs to the permit holders and is for irrigation water from Big Payette Lake. This permit (65-13920) is for internal domestic use for 1 home. The combined diversion rate of these water rights is 0.06 cfs (26.9 gpm). The 1-hp motor is capable of providing this diversion rate (See the attached pump curves).

I recommend that this permit be licensed for 0.02 cfs with an annual volume of 0.6 AF. Domestic use should be limited to internal use.

Have the conditions of permit been met? X YES NO

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F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measurement Method: *Pump Curves – See attachments*

The mainline into the pump is 1¼-inch pipe, so the suction size is probably close to 1¼-inches. I found the attached Jacuzzi pump curves that are likely to match the pump. The lift is no more than 30 feet. Therefore the pump should be able to provide the amount of water needed to satisfy the diversion rate of the three rights sharing the point of diversion. The combined diversion rate is 0.06 cfs (26.9 gpm).

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation: N/A

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{IR} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

Allow 0.6 AFA for internal domestic use for a single-family unit.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (AFA)
	From	To		
Domestic	01/01	12/31	0.02	0.6
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			0.02 cfs	0.6 AFA

2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above ☒ None

____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

I. AUTHENTICATION

Richard D. Hansen – Field Examiner

Field Examiner's Name Richard D. Hansen Date: 7/19/2000

Reviewer _____ Date: _____

seal

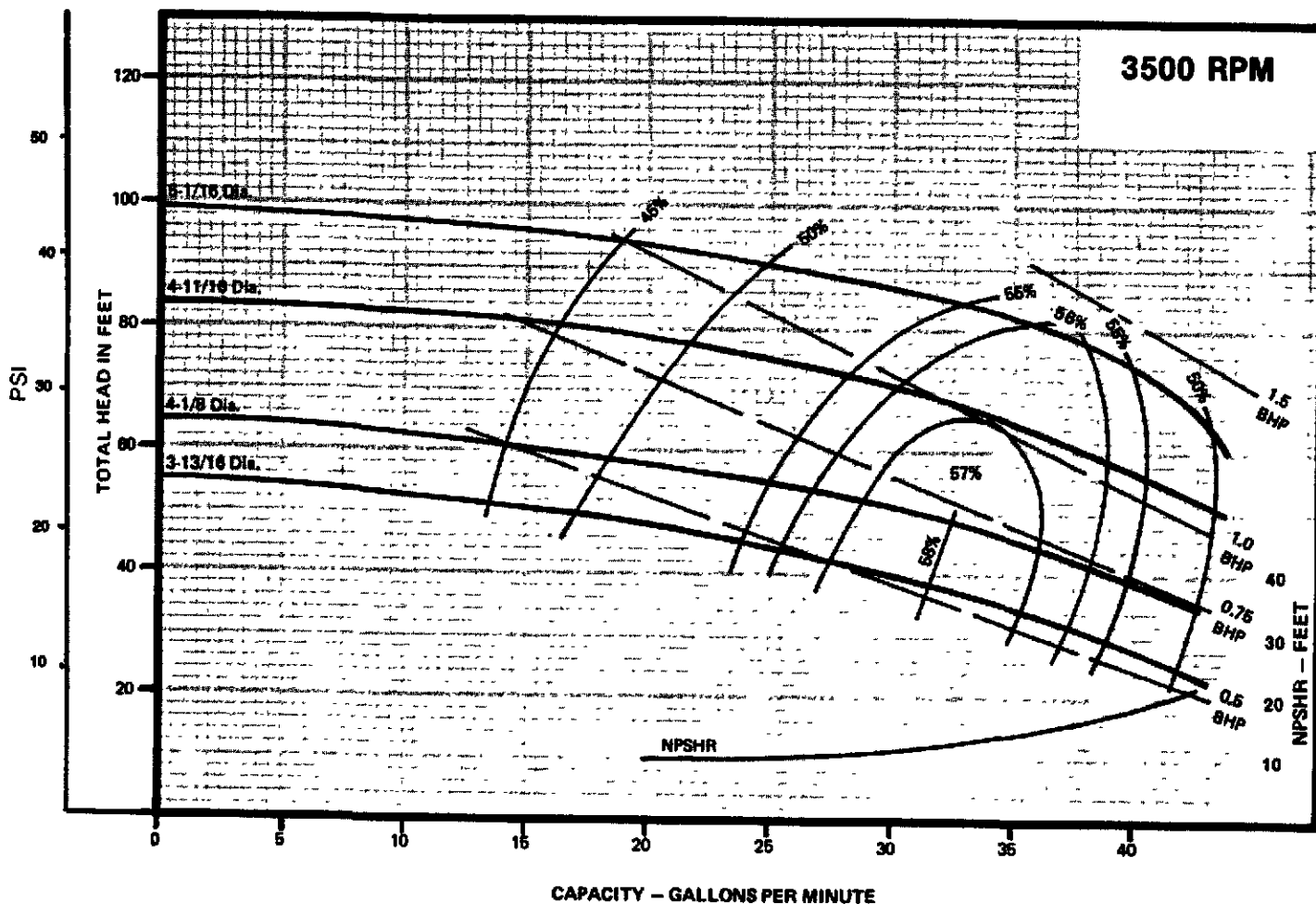
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MAR 25 2001

JACUZZI.

D Series Performance — Model DA1A

1" Discharge x 1¼" Suction



Performance Chart - 3500 RPM

DA1A 1" Discharge x 1¼" Suction			CAPACITIES GPM									Shut Off Head
Model	HP	Imp. Dia	Total Head in Feet									
			30	35	40	45	50	60	70	80	90	
3DA1A	⅓	3 13/16	38	35	30	24	18					55
5DA1A	½	4 ⅛			40	36	32	17				65
7DA1A	¾	4 11/16					44	38	32	18		84
1DA1A	1	5 1/16							43	37	26	100

Note: All performance data based on rated motor nameplate voltage.

Ordering Information -

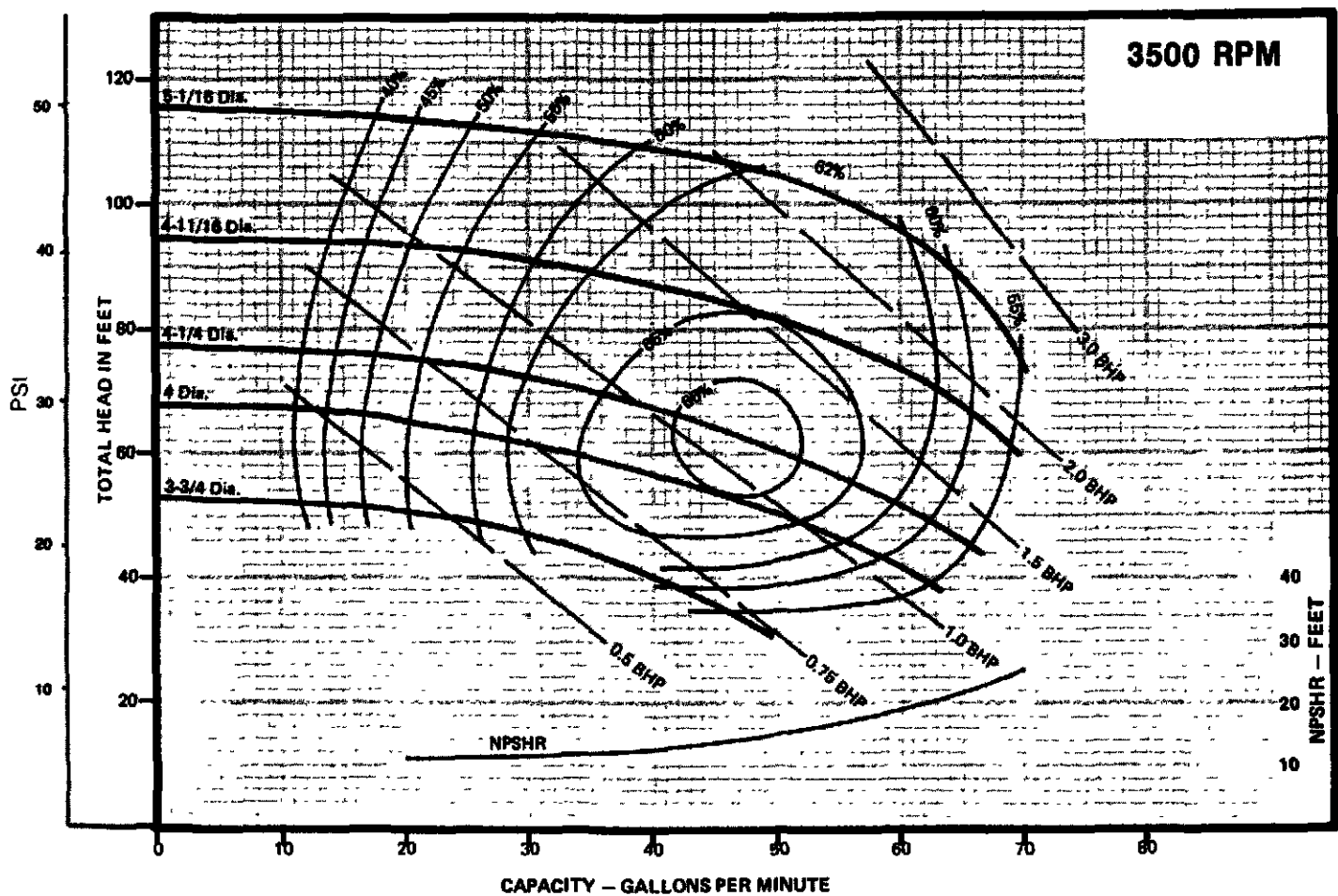
DA1A

Order No.	Model No.	HP	Mtr. Phase	Volt.	Amps	Svc. Fact.
9312-0012	3DA1A-S	⅓	1	115/230	9.0/4.5	1.75
9312-0020	5DA1A-S	½	1	115/230	10.6/5.3	1.60
9312-0038	7DA1A-S	¾	1	115/230	14.8/7.4	1.50
9312-0046	1DA1A-S	1	1	115/230	17.0/8.5	1.50
9312-0053	3DA1A-T	⅓	3	230/460	2.2/2.2/1.1	1.75
9312-0061	5DA1A-T	½	3	230/460	2.9/2.7/1.35	1.60
9312-0079	7DA1A-T	¾	3	230/460	3.7/3.4/1.7	1.50
9312-0087	1DA1A-T	1	3	230/460	4.7/4.4/2.2	1.50

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MAR 23 2001

JACUZZI.

D Series Performance — Model DA1B 1" Discharge x 1¼" Suction



Performance Chart - 3500 RPM

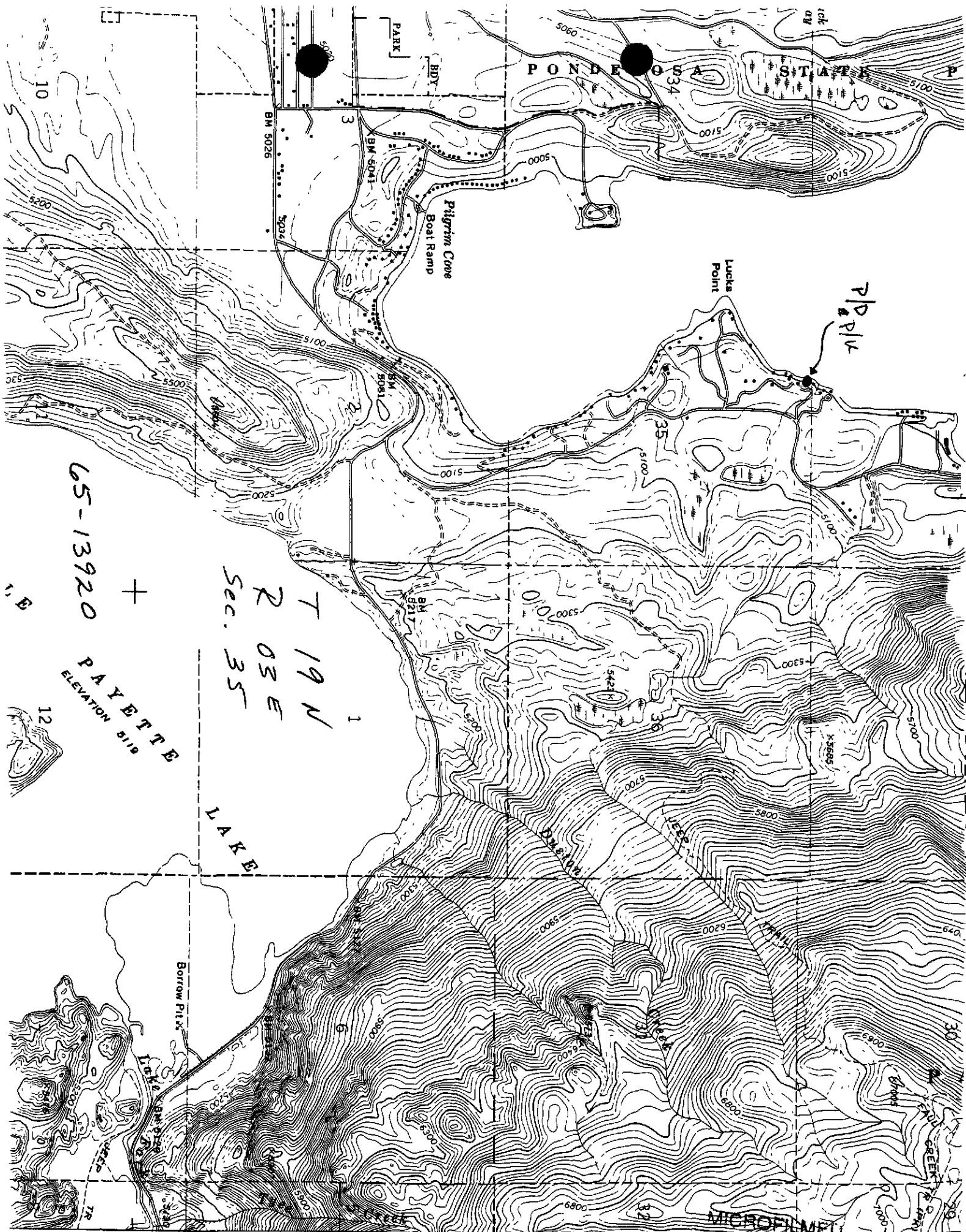
DA1B 1" Discharge x 1¼" Suction			CAPACITIES GPM											Shut Off Head
			Total Head in Feet											
Model	HP	Imp. Dia	30	35	40	45	50	60	70	80	90	100	110	
5DA1B	½	3 ¾	50	46	40	34	23							53
7DA1B	¾	4			62	57	51	35						68
1DA1B	1	4 ¼					62	51	35					78
15DA1B	1½	4 11/16						70	63	53	33			95
2DA1B	2	5 1/16								69	64	56	38	116

Note: All performance data based on rated motor nameplate voltage.

Ordering Information - DA1B

Order No.	Model No.	HP	Mtr. Phase	Volt.	Amps	Svc. Fact.
9312-0137	5DA1B-S	½	1	115/230	10.6/5.3	1.60
9312-0145	7DA1B-S	¾	1	115/230	14.8/7.4	1.50
9312-0152	1DA1B-S	1	1	115/230	17.0/8.5	1.50
9312-0160	15DA1B-S	1½	1	115/230	19.8/9.9	1.33
9312-0178	2DA1B-S	2	1	115/230	22.6/11.3	1.25
9312-0186	5DA1B-T	½	3	230/460	2.9/2.7/1.35	1.60
9312-0194	7DA1B-T	¾	3	230/460	3.7/3.4/1.7	1.50
9312-0202	1DA1B-T	1	3	230/460	4.7/4.4/2.2	1.50
9312-0210	15DA1B-T	1½	3	230/460	6.2/5.7/2.9	1.30
9312-0228	2DA1B-T	2	3	230/460	7.2/6.5/3.2	1.20

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M/P 2 3 2000



65-13920

+

PAYETTE
ELEVATION 5119

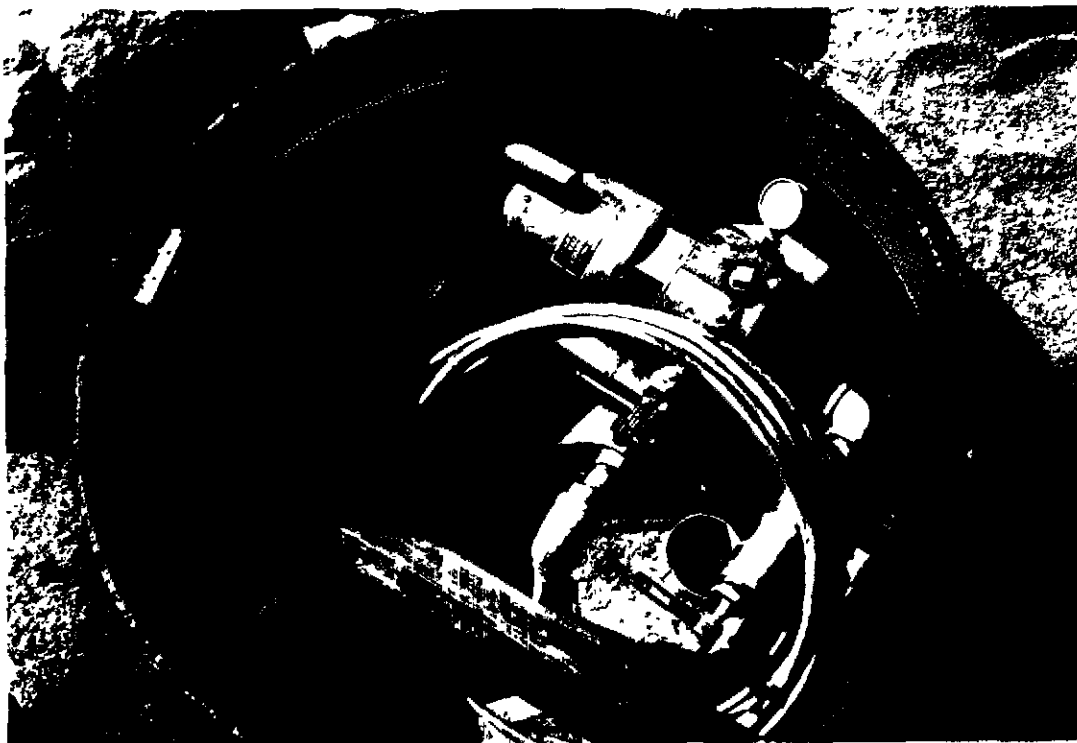
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Sec. 35

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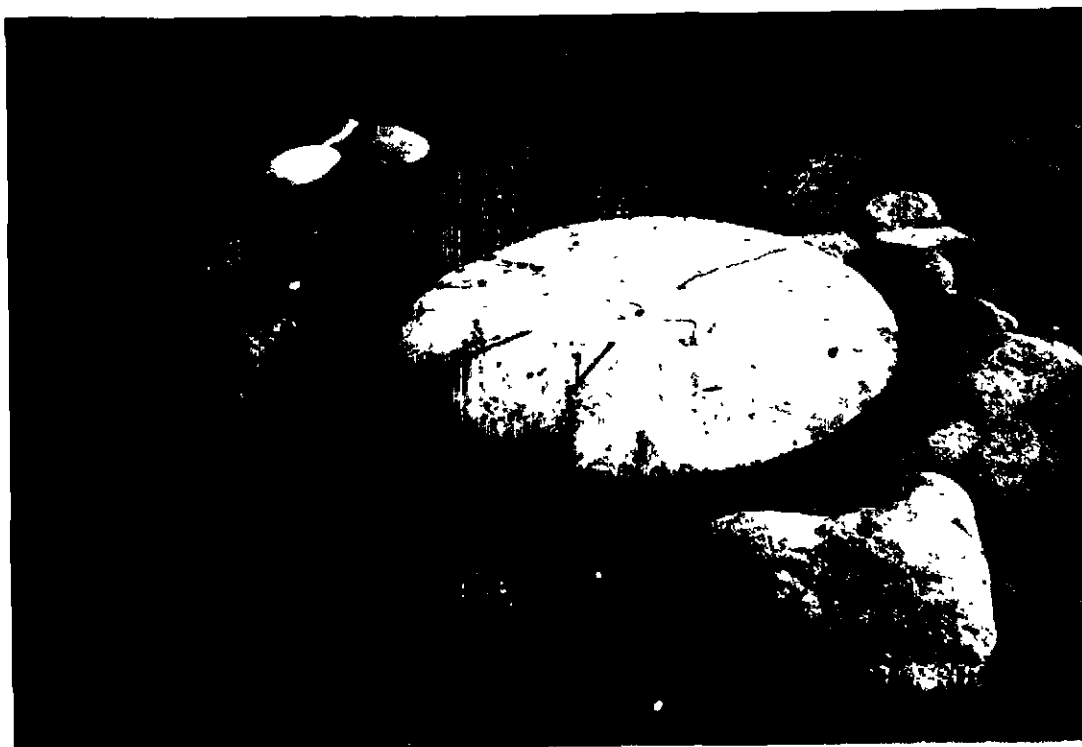
(FITSUM SUMMIT)
2873 IV NW

APR 29 2001

P/D



Point of Diversion



65-13920

P/u



Place of Use

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MAR 25 1981

65-13920

05-13920

Magnelek

Century AC Motor

Jet Pump

Serial # BNS-228

Jacuzzi Pump

Valley Pump

HP 1.0 230 V

95 psi - pump
off

pressure gauge
control valve
to
pressure tank

1 1/4" mainline

250' into the lake

Domestic use. Internal
~~Call county Assessor~~

Send a copy of the field report
to them.

There is a lockable device

No measurement ^{device} was required

No measurement was possible.

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MAR 29 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

April 17, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JOANNE & RODGER BURRIS
PO BOX 1265
MCCALL ID 83638

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13920

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the Regional Western Office of the department in Boise at (208) 334-2190.

Sincerely,

Deborah Drew-Ellis
Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

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MAR 23 2001

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 65-13920 Reviewed by D. Ellis Date 4/14/00

GENERAL CONSIDERATIONS

Yes Name same as permit?
Yes Address same as permit?
Yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

Surface Water
for Domestic
Correct Uses? Yes

SOURCE OF WATER

Yes Surface water source
No Ground water source
_____ Drilling permit required?
_____ Copy in the file? Drilling Permit No. _____
_____ Amount paid for permit _____ Correct?
_____ Well log in the file?

LICENSE EXAMINATION FEE

Yes Required?
\$50 Amount Submitted
Yes Correct?

MEASURING DEVICE

No Required?
_____ Installed?
_____ Waiver requested?

PRIORITY CALCULATION

Date proof received 3/21/2000
Date proof due 3/1/2001
No. of days late _____ = _____
Priority Date _____ + _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

Acknowledge proof.

DATA ENTRY

New Address No Proof Made 3/21/00



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 19, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JOANNE BURRIS
RODGER BURRIS
8646 E ALOE DR
GOLD CANYON AZ 85219

RE: Water Rights appurtenant to your McCall property

Dear Mr. and Mrs. Burris:

As you requested, I am writing to reaffirm the information I provided over the telephone about your water rights. According to my research, there are three water rights appurtenant to your property in McCall.

1. Water Right 65-02537X is for the diversion of water from an unnamed stream for domestic purposes. This right has a 1950 priority date. According to court's database, the right was decreed in the Snake River Basin Adjudication (SRBA) on 8/28/1998, but the decree document was returned undeliverable. I understand from our conversation that you are not using this water right because the source has dried up.
2. Water right 65-08481 is recommended for decree for one acre of irrigation from Big Payette Lake. You told me that you have sold part of the acre to which this water right is appurtenant. If the new landowner submits an ownership change notice and a copy of the deed to IDWR, the water right will probably be split in the same proportion as the land was divided.
3. On February 22, 2000, IDWR issued Permit 65-13920 to you. The permit authorizes you to establish a new water right for domestic use with water diverted from Big Payette Lake. This permit is for the diversion of 0.02 cfs in addition to the water diverted from Big Payette Lake under water right 65-08481 for irrigation purposes. Once you submit a proof of beneficial use statement and the required fee, IDWR will conduct a field inspection and issue a water right license for the development made in accordance with the permit.

You also asked about the lockable device requirement in condition no. 6 on Permit 65-13920. Based on the verbal description you provided of the ability to lock the "pumphouse", I believe you are in compliance with the condition.

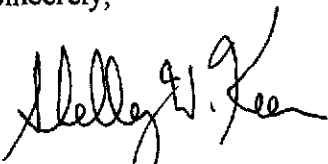
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MAR 29 2001

Rodger and Joanne Burris
March 19, 2000
Page 2

For your information, I am enclosing some printouts obtained from the SRBA court's home page.
If you have any questions, please contact me at 208-327-7946 .

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" and last name "Keen" being more legible than the middle initial "W".

Shelley Walter Keen
Water Rights Supervisor

Enclosures

MICROFILMED
MAR 29 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

February 23, 2000

DIRK KEMPTHORNE
GOVERNOR

JOANNE BURRIS
RODGER BURRIS
PO BOX 1265
MC CALL ID 83638

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13920

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a lockable device that will provide the watermaster control on your diversion.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt
Enclosures

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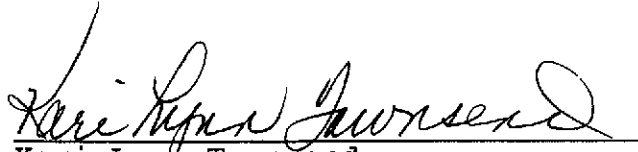
MAR 23 2001

CERTIFICATE OF MAILING

I hereby certify that on the 23rd day of February, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 65-13920

JOANNE BURRIS
RODGER BURRIS
PO BOX 1265
MC CALL ID 83638


Kari Lynn Townsend
Secretary

MICROFILMED

MAR 23 2001

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Reviewed by Sharla Curtis on 2/15/20

AREA OF CONCERN: No/Yes - ~~Moratorium~~ GWMA ~~TRUST/NON-TRUST~~

DRILLING PERMIT

~~WAD~~

COMMENTS

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 2/16/08

No. 65-13920 Name: Burris Corp. Officers N/A Ad ok ☒ Govt Lots ☒

AREA OF CONCERN: No/Yes ☐ ~~Moratorium~~ ☐ ~~GWMA~~ ☐ ~~TRUST/NON-TRUST~~

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046(P23)
Basin 34 - 085
Irr w/in WD - P05
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

~~Boise Front LoGeo~~ - 058 (<85 GW)
~~Mitigation~~ - 121
42-248 Area - P84 (70s-70s, 81-86)
Swan Falls Flag
Trust - 051(P74) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons > 10 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-081(P10)
FISH PROP - 029(70's only)-007-042-081(P10)
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

BENEFICIAL USE DUE: 3101/2001

MISC CONDITIONS/REMARKS:

~~Protested~~ - 020-W19
Development Period
≤ 1 yr - P16
> 1 yr - 26A(P17)
Ownership - 004
~~Non-consumptive~~ - 027
~~Water Quality~~ - 081-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response No objections
In/Above MSF - WB9
~~PLANNING SECTION REVIEW/RESPONSE~~
~~In-stream development~~ - P52
WD - R04 (WDB# 65)
≤ 0.20 cfs/others - 01H (01P or No MD ?)
> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

~~Snake R (01)~~ - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake)
~~Salmon R (70's)~~ - 029 (fish screens)
~~Weiser R (67)~~ - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)
MUNICIPAL
Restricted area - 022,075
Irr (GW supp to SW) - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R) Not needed - see Dan Nelsons comment
> 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5
Moratorium approvable - W03 (2500 gpd - meets domestic definition i.e. D/convenience store)

Multiple pd's per 1/4 - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON _____ - _____ (Per updated map)

OTHER CONDITIONS/REMARKS _____

COMMENTS _____

RECEIVED

FEB 16 2000

Department of Water Resources

FILE PRESENTATION

This application was processed prior to the January 12, 2000 memo "Changes to Water Right Applications." The old technique of making application changes was used.

To avoid additional processing delay, the file is forwarded as "one in the pipeline" with respect to that memo. The regional office anticipates that this will be acceptable for this limited group of applications.

MICROFILMED
MAR 23 2001

Comments: Date: 12/ 9/1999 User-ID: DNELSON

Subject: SECOND ADDRESS

Applicant has second address for the winter months. This address is Rodger & Joanne Burris, 8646 E Aloe Drive, Gold Canyon, AZ 85219.

Comments: Date: 12/ 9/1999 User-ID: DNELSON

Subject: ADDITIONAL INFORMATION

Applicant: This application is for in-house use only, irrigation is covered under water right 65-08481. This permit is to replace domestic water originally taken from an unnamed stream under water right 65-02537X, which has since dried up. The point of diversion for this right is the same point of diversion that supplies water to 65-08481 owned by the applicant and 65-08480 owned by the applicant's father Clinton Warren.

IDWR: This application was filed to replace a transfer filed on water right 65-08481. The applicant's had sold 2/3 of the acre associated with water right 65-08481 and could not transfer that portion of the water right to domestic use.

MICROFILMED
MAR 25 2001

IDA DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

FEB 16 2000

DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY: DAN DATE: 12-8-99 APPLICATION: 65-13920

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid
- Gov't. Lots:
yes P/D
yes P/U

ADDITIONAL INFORMATION

NO ADVERTISE REMARK(S)
(Reviewer identify which remarks)

NO T FLAG CHANGED TO P FLAG

YES NO

- ☒ ☐ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☒ ☐ Overlapping point of diversion.
- ☐ ☒ Critical groundwater area:
- ☐ ☒ Groundwater management area:
- ☐ ☒ 1992 moratorium:
- ☒ ☐ Surface water source, IDFG letter needed.
- ☐ ☒ Protected river or minimum flow reach, notify water planning bureau.
- ☐ ☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☐ ☒ E-mail to Dam Safety staff: (for any storage)
- ☐ ☒ Mitigation plan: Check any that apply. Domestic Inhouse US-1
- ☐ ☐ immediate = acceptable plan required and submitted.
- ☐ ☐ future = open areas, acceptance of condition of approval is in file.
- ☐ ☒ Send power requirement letter &/or fish farm requirement letter.
- ☐ ☒ Power residency affidavit:
- ☐ ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☐ ☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____ Date Response Received _____

PROCESSING

APP. NO. 65-13920

YES NO

☒ ☐ In form for advertising:
☐ ☒ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☒ I.D. District Health
☒ ☐ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Service
☒ ☐ Water Dist. # 65
☐ ☒ Water Planning Bureau
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:

☐ ☐ Final date for protest 2-7-00

☐ ☒ Protests received.

☐ ☒ Recommendations attached:

☐ ☒ Measuring device required:

☐ ☒ Water delivered by water master? District # _____

☒ ☐ Special conditions of approval or cover letter: Standard conditions

☒ ☐ See below for additional information

Recommended Date or Priority

Recommended by: Daniel A. Nelson Date: 2-11-2000

ADDITIONAL INFORMATION:

See memo Dated 12-8-99.

Overlapping Rights includes 65-02537X

which is for an unnamed stream that has

since dried up water right 65-08481

Overlaps both point of diversion and place of

use and is used to irrigate the property.

RECEIVED

DEC 07 1999

WATER RESOURCES
WESTERN REGION

REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant

Rodger & Joanne Burris

Mailing Address

P.O. Box 1265

McCall, Idaho

Application No.
(if known)

83638

 IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

 PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

☒ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

Rodger Burris / Joanne M Burris

Date

12-3-99

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

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MAR 24 2001

FAX COVER SHEET

DATE: 12-3-99

FAX NO: (208) 334-2348

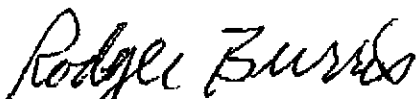
TO: DANIEL A. NELSON
DEPT. OF WATER RESOURCES
BOISE, IDAHO

FROM: RODGER & JOANNE BURRIS
8646 E. ALOE DRIVE
GOLD CANYON, ARIZONA 85219
(480) 67-3854 (FAX & PHONE)

MEMO:

DAN, THANKS FOR YOUR HELP. OUR WINTER ADDRESS AND PHONE NUMBER ARE LISTED ABOVE. PLEASE CALL IF YOU SEE ANYTHING IN THE FORM THAT IS NOT FILLED OUT CORRECTLY OR APPROPRIATELY. THX

WE WILL MAIL A SIGNED ORIGINAL TO YOU TODAY.



RODGER BURRIS

MICROFILMED

MAR 23 2001

Publisher's Affidavit of Publication

STATE OF IDAHO

.SS

County of Valley

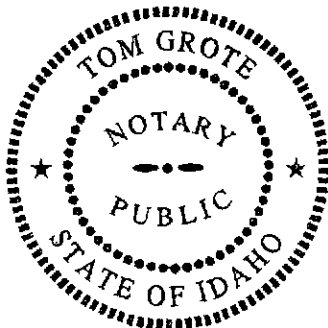
I, Carol J. Wright, being duly sworn and say, I am the receptionist of The Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of afore said and is a legal newspaper; that the PUBLIC NOTICE, a copy of which is enclosed hereto and is a part hereof, was published in said newspaper once a week for a period of two weeks in the regular and entire issue of every number there of during the period of time of publication, and was published in the newspaper proper and not in a supplement, and that publication of such notice began January 20, 2000 and ended January 27, 2000.

Carol J. Wright

Subscribed and sworn before me this the 28th day of January, 2000.
STATE OF IDAHO

COUNTY OF VALLEY

On this 28th day of January, in the year of 2000, before me, a Notary Public, personally appeared Carol J. Wright, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.



Tom Grote

Tom Grote
Notary Public for Idaho
Residing at McCall, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13920 Burris, Rodger, Burris, Joanne,
P.O. Box 1265, McCall, ID 83638.
Source: Big Payette Lake. Tributary: Payette River, North Fork Diversion Pt: Lot 1 (NENW) Sec 35 T 19N R 03E in Valley County. Use: Domestic (0.020 CFS). Total Diversion: (0.020 CFS).

Date Filed: 12/7/1999. In: Valley County.
T19N R03E S35 Lot 1 (NENW)
65-13922 Albertson, E. Pete, Albertson, Judith,
5905 Kluncy Canyon, Winnemucca, NV 89445

Source: Groundwater Diversion Pt: SESE Sec 9 T 16N R 03E in Valley County. Use: Domestic (0.040 CFS) Total Diversion: (0.040 CFS)

Date Filed: 11/4/1999. In: Valley County
T16N R03E S09 SESE.
65-13923 Leavitt, Kenneth, Leavitt, Marilyn,

P.O. Box 1167, McCall, ID 83638
Source: Groundwater Diversion Pt: NESW Sec 11 T 17N R 03E in Valley County Use: Domestic (0.040 CFS). Total Diversion (0.040 CFS).

Date Filed: 10/13/1999 In Valley County
T17N R03E S11 NESW.

65-13927 Maki, Will,
P.O. Box 686, Lake Fork, ID 83635
Source: Mud Creek Tributary Cascade Reservoir Diversion Pt NENW Sec 9 T 17N R 03E in Valley County Use: Irrigation (1.360 CFS). Total Diversion: (1.360 CFS)

Date Filed: 12/3/1999. In Valley County
T17N R03E S09 NWNW SWNW NWSW
102.0 Acres Total.

Applicant agrees to mitigate consumptive use in the future as needed

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way,

RECEIVED
FEB 03 2000

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Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before February 7, 2000. The protestant must also send a copy of the protest to the applicant. Karl J. Dreher, Director 2tc/1/27



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

January 14, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Permit Nos. 65-13896 in the Name of Rex Lantham, ~~65-13920~~ in the Name of Rodger Burris, 63-12554 in the Name of Robert L. Green, 65-13927 in the Name of Will Maki; Application for Transfer No. 5632 in the Name of Jan Siebelink; and Application for Amendment No. 51-07363 in the Name of Matthew Olivas

Dear Sir:

outside my area - refer to Dave Parrish in Jerome

Enclosed are copies of the above-referenced applications that the proposed use is from surface water. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by February 7, 2000.

If you have any questions regarding the application, please contact this office

Sincerely,

Gary Spackman

Gary Spackman

GS:st

Encl.

*Gary -
None of these applications
should impact fish or wildlife
habitats. Thank you.
J. H. 1-20-2000*

MICROFILMED

DEC 24 2001

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

RECEIVED

JAN 19 2000

WATER RESOURCES
WESTERN REGION

Application No: 65-13920

Applicant's Name: Rodger & Jeanne Burris

Watermaster's Recommendation:

- a) ☐ I do not oppose approval of this application.
- b) ☒ I do not oppose approval of this application if it is conditioned as follows: Under control of Watermaster for Water District
No. 65
- c) ☐ I oppose approval of this application for the following reasons:
- d) Additional Comment:

Dated this 15th day of January, 2000

Water District No. 65

Mark Limbaugh, Watermaster

Use reverse side of page if you need more space

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MAR 23 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

January 14, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
Nampa ID 83686

Re: Application for Permit Nos. 65-13896 in the Name of Rex Lantham, 65-13920 in the Name of Rodger Burris, 63-12554 in the Name of Robert L. Green, 65-13927 in the Name of Will Maki; Application for Transfer No. 5632 in the Name of Jan Siebelink; and Application for Amendment No. 51-07363 in the Name of Matthew Olivas

Dear Sir:

Enclosed are copies of the above-referenced applications that the proposed use is from surface water. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by February 7, 2000.

If you have any questions regarding the application, please contact this office.

Sincerely,

Gary Spackman

GS:st

Encl.

MICROFILMED

MAR 29 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

December 15, 1999

KARL J. DREHER
DIRECTOR

MARK LIMBAUGH
102 N MAIN
PAYETTE ID 83661

Re Applications for Water Right Nos. 65-13896 in the Name of Rex Lanham, and 65-13920
in the Name of Rodger Burris

Dear Watermaster:

Enclosed are copies of the above-referenced applications for permit. Also enclosed are forms for your recommendation concerning these applications.

Please review the applications and return any comments you might have within two weeks.

If you have any questions or need information, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman

GS.st

Encl: Copy of Application
Recommendation of Watermaster Form

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MAY 24 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

12/8/99

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RODGER AND JOANNE BURRIS
8646 E ALOE DRIVE
GOLD CANYON, ARIZONA 85219

RE: WITHDRAWN TRANSFER

Dear Mr. and Ms. Burris

Enclosed you will find your withdrawn transfer. Your application for permit has been sent to advertising and should be advertised in The Star News on January 6 and 13, 2000. Per your instructions I have kept the maps from the transfer. The fee for the application for permit is \$50.00 and I have applied a portion of the transfer fee that you paid on 10/19/1999. The remaining \$50.00 will be refunded to you from our state office under a different letterhead within the next month or so.

If you have any questions please contact me at the above telephone number if you have any questions.

Respectfully,

Daniel A. Nelson
Sr. Water Right Agent

COPY

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MAR 24 2001

MEMORANDUM

TO: FILE

FROM: DANIEL A. NELSON

DATE: 12/8/99

SUBJECT: BURRIS TRANSFER AND APPLICATION FOR PERMIT

The Burris's filed an application for transfer on water right 65-08481 to change a one-acre irrigation right into a domestic water right with $\frac{1}{2}$ acre of irrigation. However, a review of the ownership showed that applicant has since sold $\frac{2}{3}$ of the original 1-acre property and did not withhold the water right in the sale. Therefore, the applicant only has a $\frac{1}{3}$ -acre irrigation right and needed to apply for a new application for permit for the in house-use.

The applicant has since withdrawn the application for transfer and has filed an application for permit for the in-house use.

MICROFILMED

165 2 3 9000

ROUTING SLIP

DISTRIBUTION	PROVIDED FOR YOUR:	
DATE: 12/8/99	INFORMATION	
TO: FISCAL DEBBIE ALLEN	COMMENTS	
FROM: DANIEL A. NELSON WESTERN REGION	APPROVAL	YES
	SIGNATURE	
SPECIAL NOTES: Debbie could you please correct this receipt. The applicants filed an application for transfer and then withdrew it and filed an application for permit. The requested that the transfer fee be put toward the permit application and refund the remainder. Thank you Dan Nelson Western		

COPY

MICROFILMED

MAR 23 2001

MEMORANDUM

TO: IDWR FISCAL DEPT. - ATTN: DEBBIE ALLEN

FROM: DANIEL A. NELSON - WATER RIGHT AGENT

DATE: 12/8/99

SUBJECT: REFUND OF TRANSFER FEE AND CHANGE RECIEPT ACCOUNT

Please refund \$ 50.00 of the \$ 100.00 received for receipt number C046918 paid by Burris, Rodger & Joanne for an application for transfer. The transfer was withdrawn and a replaced by an application for permit. You will also need to change the receipt codes and description so the funds can go to the proper fee account.

The following is the necessary information.

RECEIPT -- # C046918 (Copy of receipt included)

AMOUNT OF REFUND -- \$ 50.00

ADDRESS -- RODGER & JOANNE BURRIS
8646 E ALOE DRIVE
GOLD CANYON, ARIZONA 85219

The receipt should read as follows:

Description	Fund	FD	PCA	Obj	Subsid	
Application for permit	229	21	62103	1155		50.00
Total Amount						50.00

Thank you for your time and effort. If you have any questions please contact me at the Western Office of IDWR.

Sincerely,



Daniel A. Nelson
Senior Agent

DATE 12-8-99

MICROFILMED

1999 2 5 2001

C046918

10/19/1999

BURRIS, RODGER & JOANNE

APPLICATION FOR TRANSFER 65-08481	56105	229 21 1155	100.00
-----------------------------------	-------	-------------	--------

CHECK	315	\$	100.00
-------	-----	----	--------

Region: STATE

Signature: _____

MICROFILMED

MAR 29 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

12/2/99

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RODGER AND/OR JOANNE BURRIS
PO BOX 1265
MC CALL, ID 83738

COPY

RE: APPLICATION FOR TRANSFER FOR WATER RIGHT 65-08481

Dear Mr. and Ms Burris,

Our office received your application for transfer of water right 65-08481, on 10/19/1999. Before we can continue to process this application we will need some clarification of the rights involved with this property. The transfer review indicates that there are possibly 4 water rights associated with the property described in the transfer. These water rights are in your name and Clinton and Nova Warren. These water rights also show that there is 1 acre irrigated under water right 65-08481 and another 1 acres irrigated under 65-08480. In your transfer application you state that the water from 65-02537X for an unnamed stream was no longer used because the stream dried up and is no longer a factor in this transfer. The fourth water right is a groundwater right that has been used for domestic use for Clinton and Nora Warren (65-11214).

This transfer proposes to change the nature of use of 65-08481 to a domestic right. This right is in your name for irrigation of 1 acre of ground. The tax statement you supplied states that you only own .337 acres of ground. I spoke with the Valley County Assessor and they stated that the only record of ownership in your name is the .337 acre parcel. I also asked the assessor for the records for Mr. Warren. These records show that Mr. Warren only owns a .730 acre parcel. Both of these two parcels put together only equal 1 acre of ground.

Therefore, please explain the discrepancies between the two water rights and which land they are associated with.

- 1.) We will need to know if there is one acre or 2 acres and we will need to know the owners of these acres.
- 2.) If there has only been one acre of irrigation we will need a statement from Mr. Warren that he no longer will use his portion of the water right. We will also need to know that he is aware of the transfer and approves of your changing the nature of use and ownership into your name.

Page 2

MICRO. 2001

MAR 29 2001

Page 2
Burris

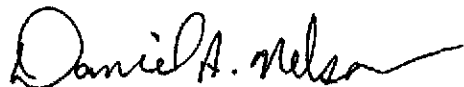
If there is only one acre of irrigation we will need to cancel either water right 65-08480 or 65-08481. If there were two acres of ground irrigated and is now owned by another individual, we will need to know which water right is associated with which piece of property.

Our office will also need proof that this property has been irrigated within the last 5 years. You can do this by showing us an aerial photo of the property or by attaining affidavits from independent parties not involved with the property (neighbors, city officials etc.).

In order to process all of the applications in our office as efficiently as possible, we are required by Idaho Code § 42-204 to ask that this information be sent to our office within 30 days or we are to void the application for permit. **Therefore, if we do not receive the above information by 1/3/2000 we will be forced to void your applications for permit.** If your application for transfer is voided you will be able to re-file at a later date.

If you have any questions or concerns please contact me at the above address.

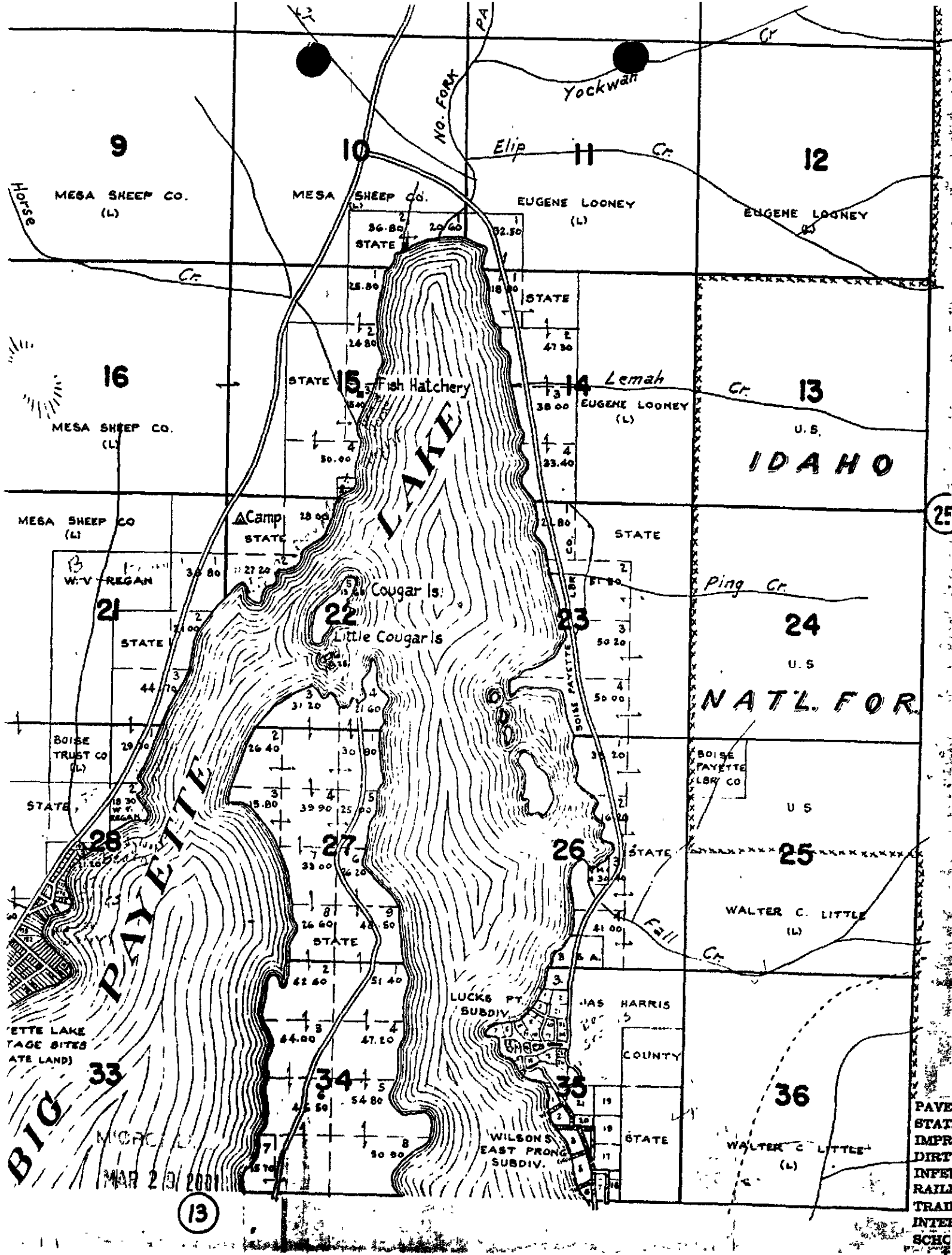
Respectfully,



Daniel A. Nelson
Sr. Water Right Agent

MICROFILM

MAR 23 2000



RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Dan
Neher

Receipt No: C046918

RECEIVED
DEC 13 1999
WATER RESOURCES
WESTERN REGION

Date: 12/10/99
Time: 09:35:40

Received

From:

BURRIS, RODGER & JOANNE

Type of Payment	Program A cct	Amount
APPLICATION FOR PERMIT	0229 210062103 1155	\$ 50.00
TO BE REFUNDED	0229 210062103 1155	\$ 50.00
Total		\$ 100.00

CHECK. 315

Idaho Department of Water Resources

Region: STATE

Signature: _____

MOOREHEAD

MAR 29 2001

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: C046918
BACKOUT

Date: 12/10/99
Time: 09:35:40

Received

From:

BURRIS, RODGER & JOANNE

Type of Payment

Program A cct

Amount

APPLICATION FOR TRANSFER 65-08 0229 210056105 1155

\$ -100.00

Total

\$ -100.00

CHECK 315

Idaho Department of Water Resources

Region: STATE

Signature: _____

MAILED
DEC 21 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JANUARY 12, 2000

Legal Notices Department
THE STAR NEWS
1000 FIRST ST
MCCALL, ID 83638

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before FEBRUARY 7, 2000.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

URGENT

JAN 20 2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

MAR 23 2001

65-13920

BURRIS, RODGER
BURRIS, JOANNE
PO BOX 1265
MC CALL, ID 83638

Source: BIG PAYETTE LAKE

Tributary: PAYETTE RIVER, NORTH FORK

Diversion Pt: LOT 1 (NENW) Sec 35 T 19N R 03E in VALLEY County.

Use: DOMESTIC	(	0.020 CFS)
Total Diversion:	(	0.020 CFS)

Date Filed: 12/ 7/1999

In: VALLEY County
T19N R03E S35 Lot 1(NENW)

2000

2000

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before FEBRUARY 7, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 1/20/2000 & 1/27/2000