

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

Rge 1E
 Twp. 2N 9
 • P.R.
 UNRECORDED

Scale: 2 inches equal 1 mile

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

Richard J. Burke
(Applicant)

COUNTY OF ADA)

8552

SECRET

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR - 1 1988

Department of Water Resources

A. GENERAL INFORMATION

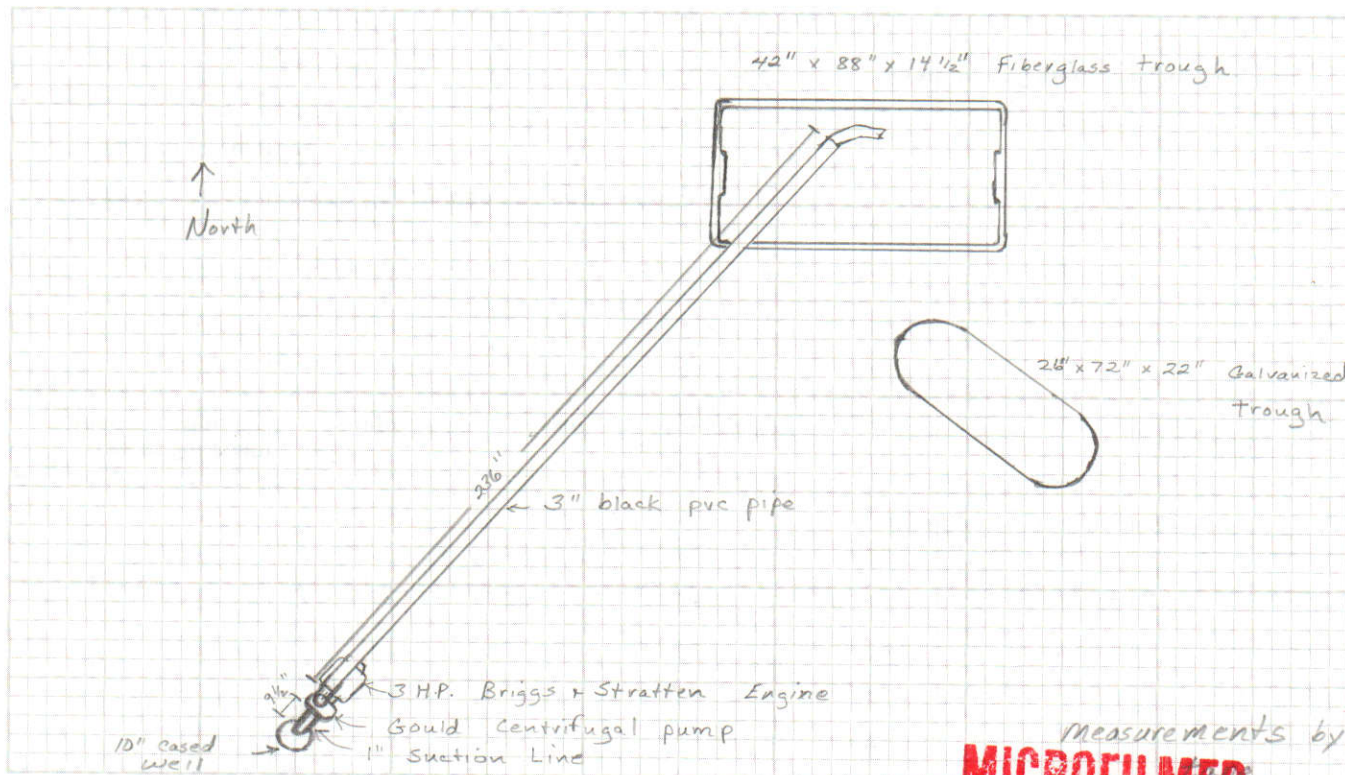
- Permit No. 63-9032
1. Owner: Estate of Richard N. Burke Phone No. (801) 322-5609
Current Address: P.O. Box 1286, Salt Lake City, Ut. 84110
2. Accompanied by: Wayne Upshaw EXAM. DATE: 9-3-87
Address: 1525 Rolling Hill, Meridian ID 83642 Phone No. 375-0234
Relationship to Permit Holder: Renter
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-2528 surface water, not used on this land for stockwater or domestic ☒ Copies Attached
2. Other water rights with same point of diversion: none
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = 5'

2. ☒ Copy of U.S.G.S. 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 or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

MICROFILMED

JUL 25 1990

63-9032

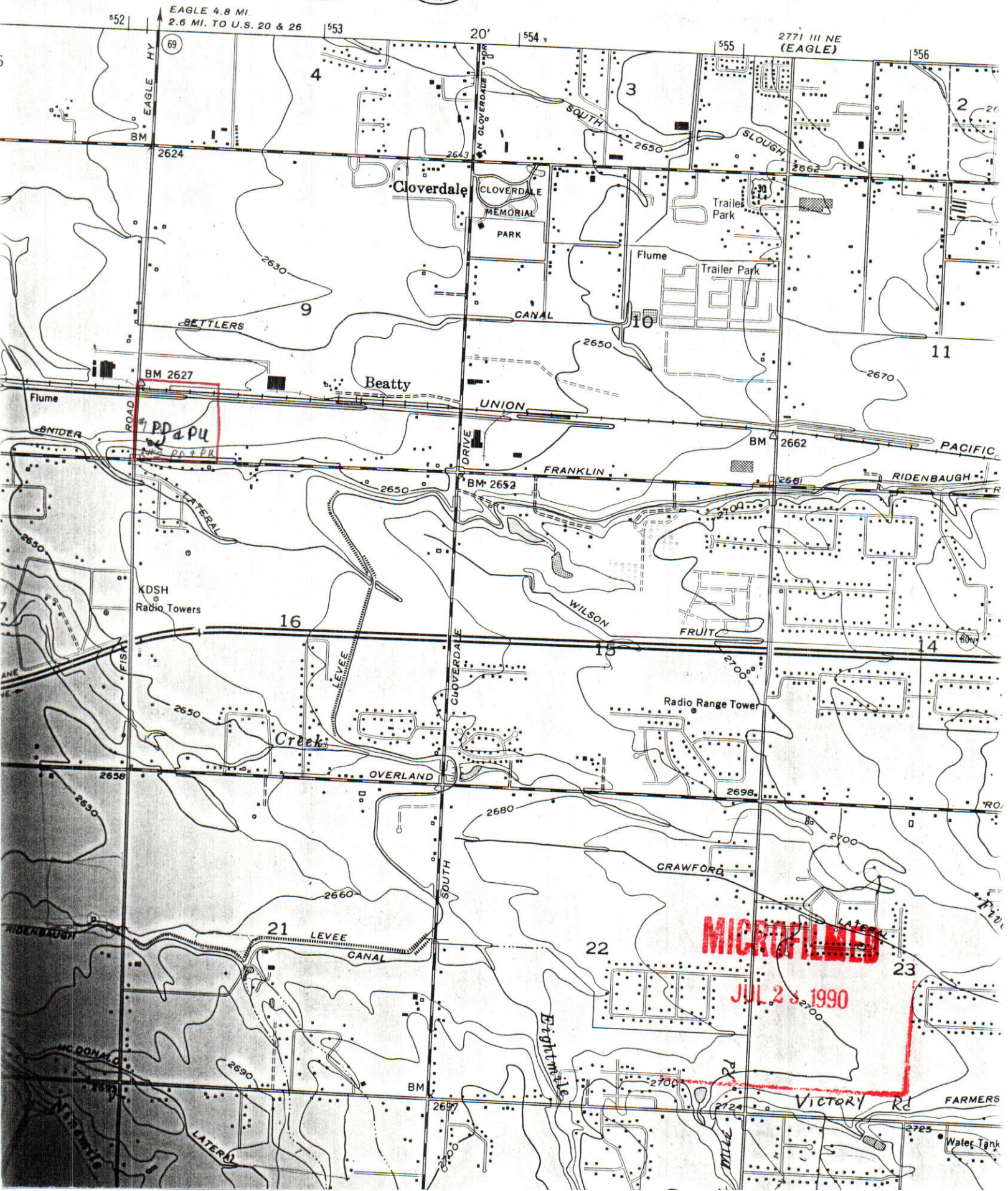


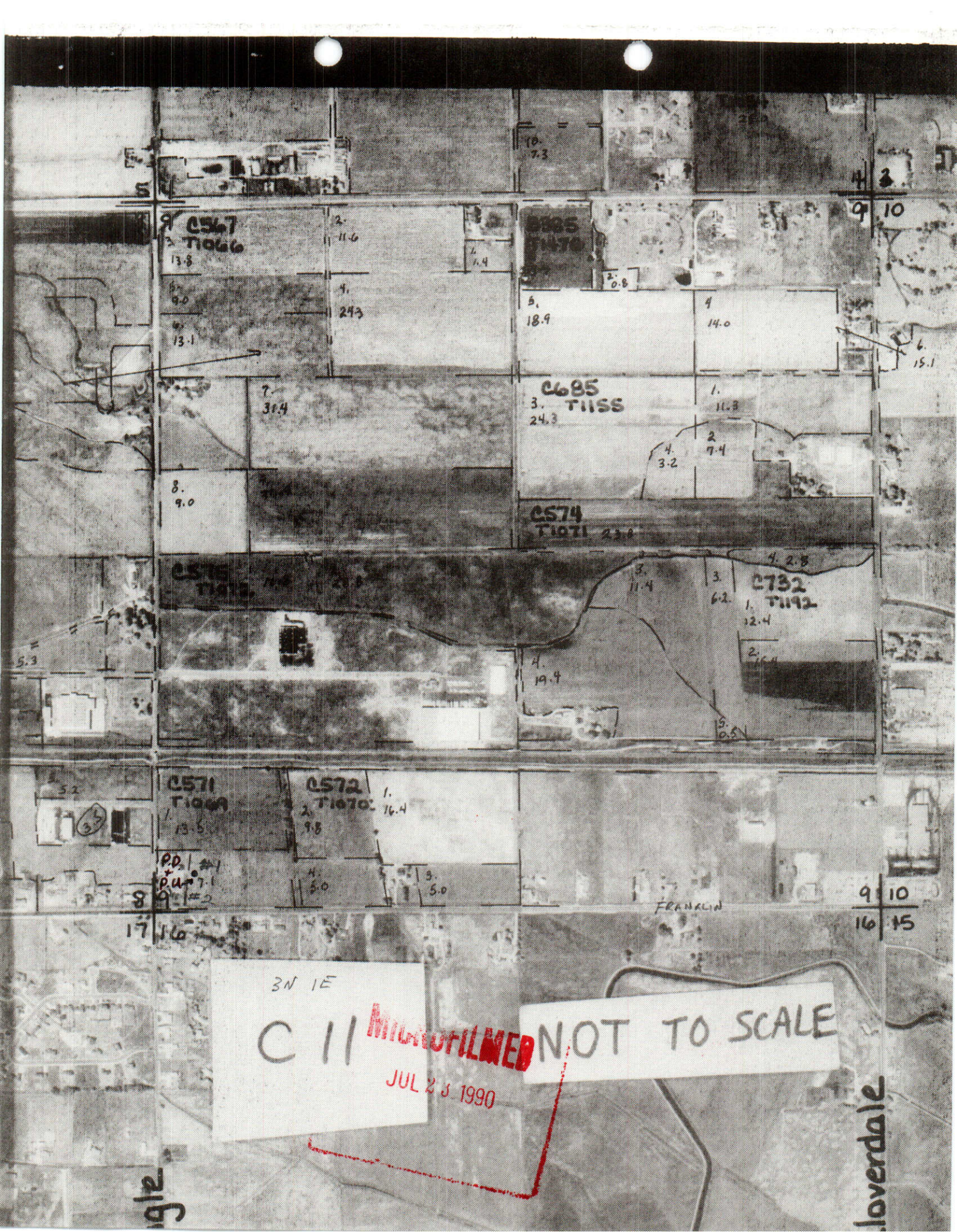
P.O. + P.U.
Looking North
at well (left
side of photo),
and stock
troughs (center
of photo).

MICROFILMED

JUL 23 1990

STATES
THE INTERIOR
L SURVEY





C567
T1066

C685
T1155

C574
T1071

C571
T1069

C572
T1070

C732
T1192

FRANKLIN

3N 1E

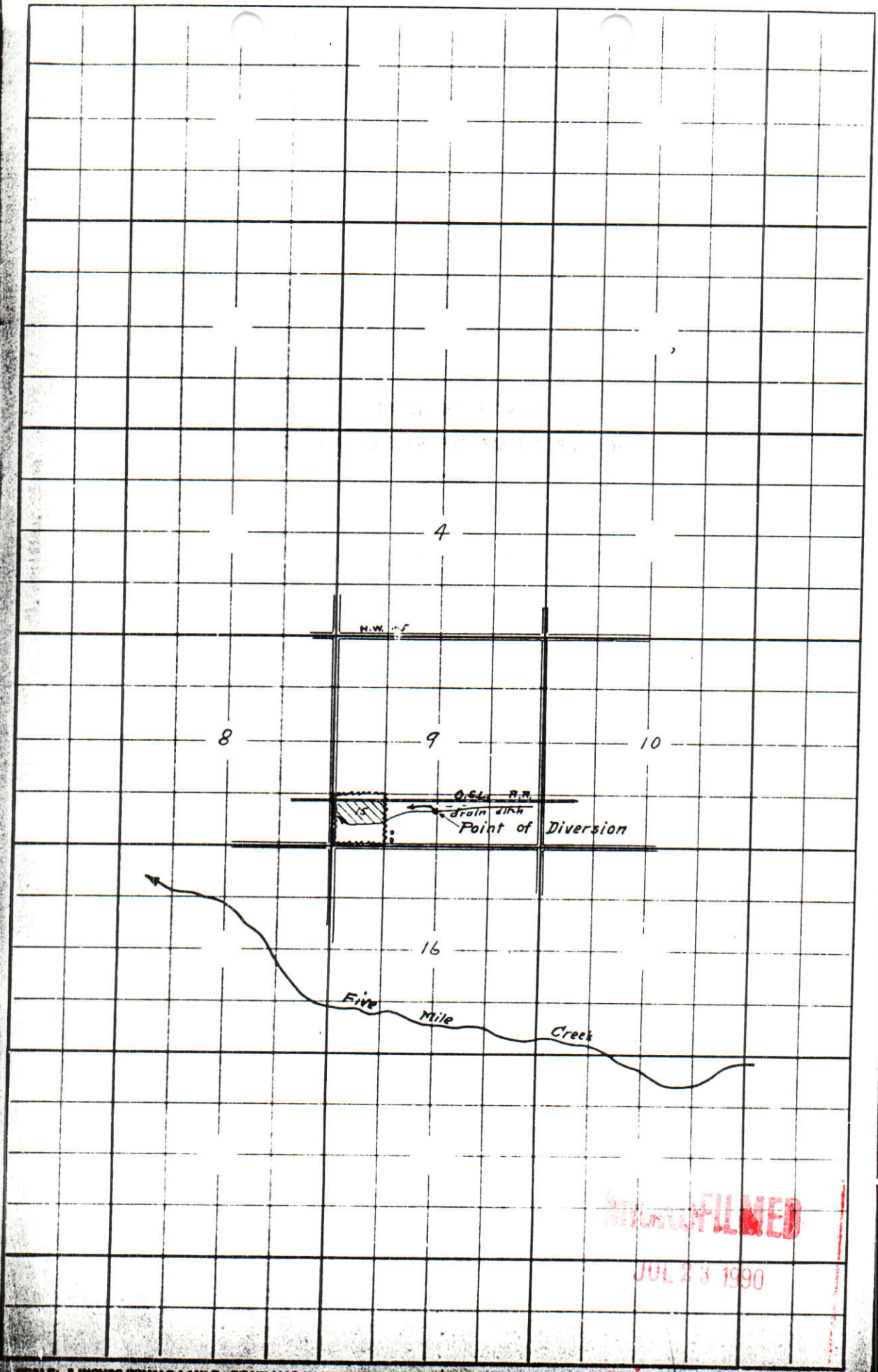
C 11

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JUL 23 1990

NOT TO SCALE

loverdale



MICROFILMED

JUL 23 1990

SCALE: 1/2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

18432

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-09032

Priority: September 21, 1977

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:¹

1.9 AF

This is to certify, that RICHARD N. BURKE
C/O MARTHLYN BURKE NEVILLE
P.O. BOX 1286

SALT LAKE CITY, UT 841100000 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 19, 1977; and has submitted Proof of Beneficial Use on December 3, 1984. An examination indicates that the works have a diversion capacity of .070 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.7 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.06 CFS	1.9 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 9, Township 03N, Range 01E
ADA County

PLACE OF USE: STOCKWATER

TWN RGE SEC

03N 01E 9 SWSW

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 2 points of diversion located in SWSW, S9, T2N, R1E.
6. Stockwater use is for 28 head; domestic use is for 1 home

FILED

JUL 23 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09032

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 20th
day of July, 1990.

Acting for R. Keith Higginson, Director

RECEIVED

JUL 20 1990

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-09032

Date of Priority: September 21, 1977

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:

1.9 AF

Comes now

RICHARD N. BURKE

C/O MARTHLYN BURKE NEVILLE

P.O. BOX 1286

SALT LAKE CITY, UT 841100000

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 63-09032, and requests that the permit be changed as follows:

Source: **GROUNDWATER**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.7 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.06 CFS	1.9 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW, Sec. 9, Township 02N, Range 01E
ADA County

PLACE OF USE: STOCKWATER

TWN RGE SEC
03N 2E 7/10/90
02N 01E 9

SWSW

PLACE OF USE: DOMESTIC, same as STOCKWATER use

RECEIVED
JUL 16 1990

Department of Water Resources

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Salt Lake City, UT, this 10th day of July, 1990.

Distribution has been made from Richard N. Burke
to the following heirs:
Heirs are Marthlyn Burke Neville
Robert B. Burke
Harry D. Burke
Jack D. Burke
Michael E. Burke

Marthlyn Burke Neville
(Signature)

MICROFILMED

JUL 23 1990

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-09032

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$20.00

Received by C. Wong Date 7/16/90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 63-09032 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 2 points of diversion located in SWSW, S9, T2N, R1E.
6. Domestic use is for 1 home.

Witness my hand this 20TH day of July, 1990.

Norm E. Young
Acting for R. Keith Higginson, Director

MICROFILMED

JUL 23 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT	)	
NO. 63-9032	)	
IN THE NAME OF	)	
ESTATE OF RICHARD N. BURKE	)	
	)	ORDER ADVANCING DATE OF PRIORITY

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 63-9032 for issuance of a license, the Department finds, concludes and orders:

FINDINGS OF FACT

1. The Department approved Application for Permit No. 63-9032 to appropriate the public waters of the State of Idaho with a proposed priority of SEPTEMBER 19, 1977.
2. On APRIL 30, 1986 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit. The examination fee was due on JUNE 29, 1986.
3. The license examination fee was received on JULY 01, 1986, 2 day(s) late.

MICROFILMED

JUL 23 1990

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 63-9032 should be advanced 2 day(s).

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 63-9032 is advanced to SEPTEMBER 21, 1977.

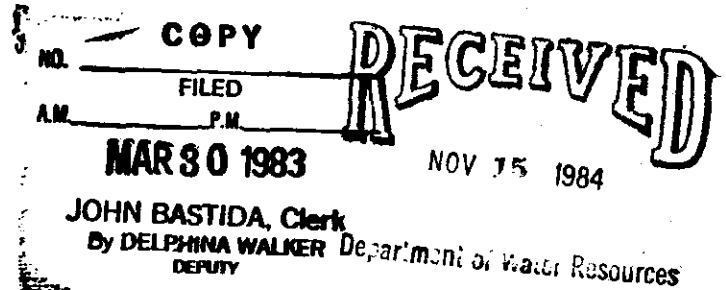
Dated this 13th day of June, 1990.

J. Glen Saylor
Chief, Water Allocation Bureau

MICROFILMED

JUL 23 1990

Robert M. Robson
Attorney at Law
999 Main Street-Drawer L
907 One Capital Center
Boise, ID 83702
Telephone: (208) 345-2298



IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT, STATE
OF IDAHO IN AND FOR ADA COUNTY

In The Matter Of:

RICHARD NORMAN BURKE,
Deceased.

DOCKET NO. 3P-8533

LETTERS OF ADMINISTRATION
AND OATH

ORDER

Marthlyn Burke Neville is hereby appointed administrator
of the estate of Richard Norman Burke, deceased.

WITNESS: A. RICHARD GRANT, Magistrate of the above
entitled court, with the seal thereof affixed the 29th day of
March, 1983.

A. RICHARD GRANT

A. RICHARD GRANT, Magistrate

STATE OF IDAHO)
) ss:
County of Ada)

I hereby accept the duties of administrator of the estate
of Richard Norman Burke and do solemnly swear that I will perform,
according to law, the duties of administrator.

Marthlyn Burke Neville
Marthlyn Burke Neville, Administrator

SUBSCRIBED AND SWORN TO BEFORE ME, this 29th day of
March, 1983.

MICROFILMED

STATE OF IDAHO)
COUNTY OF ADA) ss:
I hereby certify that the foregoing instrument is a full, true
and correct copy of the original on file in the office of the
undersigned Clerk of the District Court, Magistrate's Division,
of the Fourth Judicial District of Idaho, for Ada County.

JOHN BASTIDA 2-1-83
CLERK, MAGISTRATE'S DIVISION

Delphina Walker

Robert M. Robson
R.M. Robson, Notary for Idaho
residing at Boise therein

State of Idaho County of Ada
I hereby certify that this is a true
and exact copy of the original
instrument

Sally K. Kinsinger
Notary Public

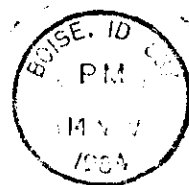
Sorry I couldn't
find this paper --
it's been so long
since I've needed
it.

Mertley Nail



James L. Neville & Associates

O. Box 1286
South Third East
Salt Lake City, Utah 84110



Attn. of Mr. Sexton
Dept. of Water Resources Statehouse
450 W. State Street
Boise, Idaho 83720

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

RECEIVED

SEP 26 1979

To provide additional time in which to submit
proof of beneficial use on a water right permit

Department of Water Resources

Richard N. Burke of Box 611 Meridian, Idaho
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public
Waters of the State of Idaho No. 63-9032. *I am filling this at Meridian*
and do not have access to my permit
number

That under the terms and conditions of said permit, work thereunder was required to be completed on or
before Nov. 9, , 1979.

That he has heretofore performed the following work described under said permit:

Drilled a well with 10" casing

Costing \$ 2487⁰⁰

That he is unable to complete the remainder of the work within the required time for the following
reasons, to-wit: I am attending college and this is taking
all my finances and I am unable to procure
the necessary pump

Wherefore, he asks that the Department of Water Resources extend the time for the completion of
obligations under said permit to Maximum allowable time, 1979.

Richard N. Burke
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time
within which to submit proof of beneficial use of water is extended to November 1,
1984.

Signed this 8th day of November, 19 79.

MICROFILMED

J. Glen Saylor
Chief, Operations Bureau

K. H. Burke
Box 611
Mondacan, Idaho
(83662



State of Idaho
Department of State Resources
Statehouse
Boise,
Idaho 83720

MICROFILMED

Identification No. _____

Application No. 63-9032

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

To Appropriates the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Richard N. Burke Phone: 384-1567 (work)
post office address Box 611, Meridian, ID 83642
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 9 Township 2N
Range 1E B.M. AAA County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.52 for irrigation purpose from MAR. 15 to NOV. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.52 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 5 hp. pump, gravity
irrig, centrifugal pump.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 8 inches; proposed depth of well is 120-110 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

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

TWP.	RANGE	SEC.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				TOTALS
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
2N	1E	9											26						26

Total number of acres to be irrigated 26

c. Describe any other water rights used for the same purposes as described above.

NAMPA - MERIDIAN IRRIG. DIST.

9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use "

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

10. Remarks

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

Rce 1E

Twp. 2N

9

P.R.

RECORDED

Scale: 2 inches equal 1 mile

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

Richard J. Burke
(Applicant)

Received by je Date 9/19/77 Time 4:55
Preliminary check by je Fee \$ 25.00 Rec# 9276
Received by je Date 9/19/77
Publication prepared by je Date 9-23-77
Published in Idaho
Publication dates 9-28-30-10-2-77
Publication approved je Date 10-17-77
Priority reduced to je Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by je

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

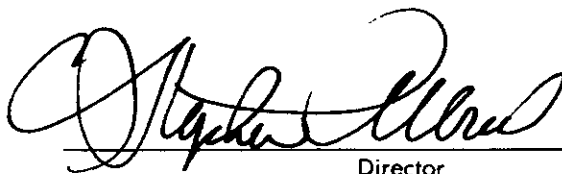
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-9032, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 1979.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 28 day of October, 1977.


Director

COUNTY OF ADA)

Two insertions, beginning with the issue of September 29, 1977, and ending with the issue of October 6, 1977.

Meliss Madarieta

Subscribed and sworn to before me this 6th
day of October, 1977.

Barth Eugene

Notary Public for Idaho, Residing at Boise, Idaho

OK 17-71



July 20, 1990

RICHARD N. BURKE
C/O MARTHLYN BURKE NEVILLE
P.O. BOX 1286
SALT LAKE CITY, UT 841100000

RE: PERMIT NO. 63-09032

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JUL 23 1990

June 14, 1990

RICHARD N. BURKE
C/O MARTHLYN BURKE NEVILLE
P.O. BOX 1286
SALT LAKE CITY, UT 841100000

RE: PERMIT NO. 63-09032

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

Also enclosed is an order advancing the date of priority of this right due to late submittal of the examination fee.

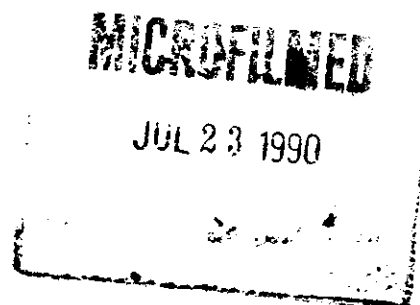
If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure



BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 63-9032

FROM: JOHN MCLEOD

RE: PRIORITY ADVANCE REVIEW

DATE: 13-JAN-1989

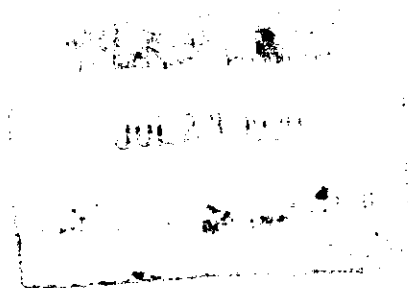
This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	SEPTEMBER 19 1977	262
EXAM FEE NOTICE		
Exam Fee Notice Date:	APRIL 30 1986	120
Exam Fee/Info Sheet Received Date:	JULY 01 1986	182
Exam Fee or Info Due Date:	JUNE 29 1986	180
Days Late:		2 DAY(S)

NEW PRIORITY DATE

Total Days Late: 2 DAY(S)

New Priority Date: SEPTEMBER 21 1977 264



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

63-9032
Permit No.

3N 1E 9 SWSW

RECEIVED

MAR - 1 1988

Department of Water Resources

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index OK 8-11-86 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☐ Other: _____

Check of P/U index OK 8-11-86 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☒ Other: surface water

Aerial Photo

Required? ☒ yes ☐ no If yes: ☒ copy attached?

Scheduling Letter sent? JS by CF 7-10-86 (Initial and date)

- ☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Carlton Antchell 9-3-87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent PP 1/13/88 (Initial and date)

Exam Reviewed by Manager of Regional Office PP 2/11/88 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office PP 2/22/88 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAR - 1 1988
Department of Water Resources

A. GENERAL INFORMATION

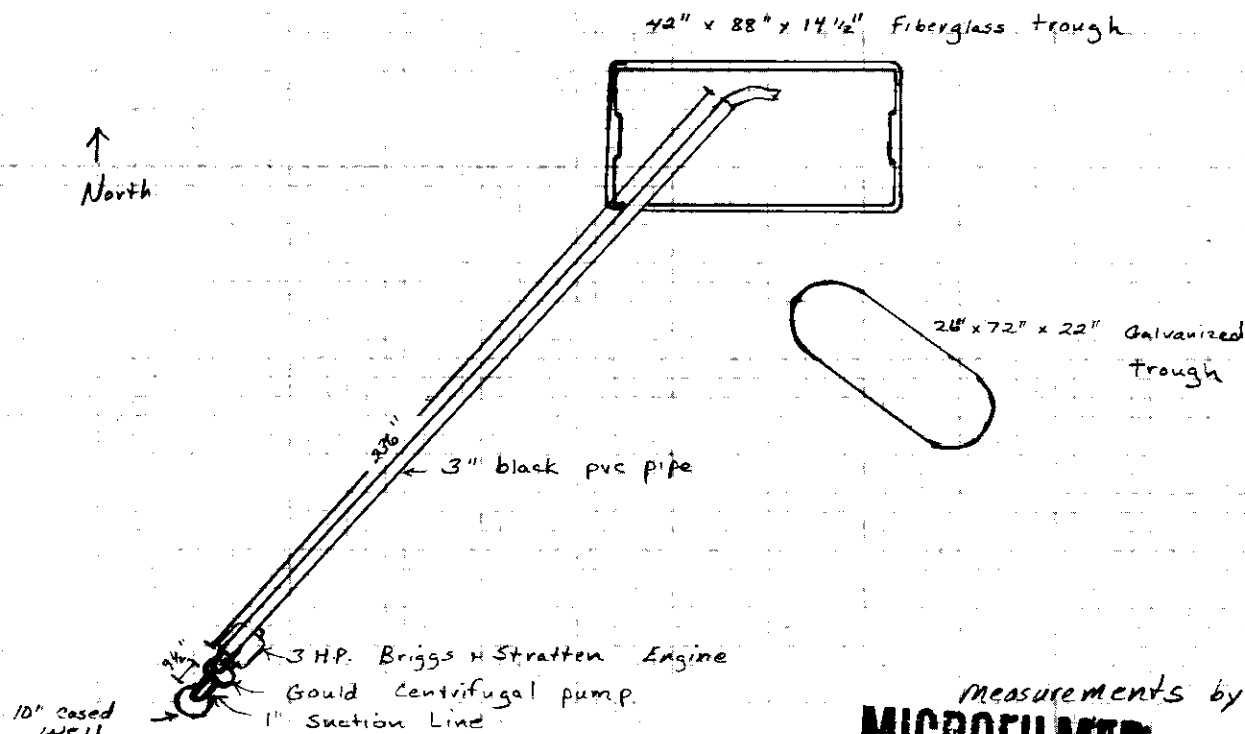
Permit No. 63-9032
1. Owner: Estate of Richard N. Burke Phone No. (801) 322-5609
Current Address: P.O. Box 1286, Salt Lake City, Ut. 84110
2. Accompanied by: Wayne Upshaw EXAM. DATE: 9-3-87
Address: 1525 Rolling Hill, Meridian ID 83642 Phone No. 375-0234
Relationship to Permit Holder: Renter
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-2528 surface water, not used on this land for stockwater or domestic ☒ Copies Attached
2. Other water rights with same point of diversion: NONE
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = 5'

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached JUL 25 1990
(required for irrigation of 10 acres or more).

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

The system has a 10" cased well 127' deep. A portable centrifugal pump driven by a 3 H.P. gasoline engine is used to fill 2 troughs. The renter has had up to 28 head of cattle on the land at one time. 20 head were present at the time of the exam. A separate domestic well and pump of unknown specifications

☒ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Stockwater #1	Briggs & Stratton	3	unknown	Gould	DU-3W-1504
Domestic #2	unknown	unknown	unknown	unknown	unknown

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#1			SW	SW	9	3N	1E	Ada	Topographic Map
#2			SW	SW	9	3N	1E	Ada	Topographic Map

6. Place(s) of Use:

Indicate Method of Determination Topographic Map

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	1E	9											Dom. Stock Water						

Do not use this space

MICROFILMED

JUL 23 1990

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5 gallon bucket					5 gal.	
stopwatch						

2. Measurements:

Filled a 5 gallon bucket in 10 seconds.

Water level in the well after filling the troughs was measured at 17' from the surface. (with well probe)

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$\frac{5 \text{ gal.}}{10 \text{ sec}} \times \frac{60 \text{ sec}}{1 \text{ min}} = 30 \text{ gpm} \quad \frac{30}{448.8} = 0.07 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

$$\frac{3 \times 8.8 \times 1.6}{17 \times 2.3(0)} = .93 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

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

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JUL 23 1990

2. Volume Calculations for Other Uses:

28 head of cattle allow 0.7 afa
Domestic w/lawn allow 1.2 afa
1.9 afa

$$.06 \times 365 \times 1.98 = 43.4 \text{ afa}$$

$$1.9 \text{ afa} < 43.4 \text{ afa}$$

H. REMARKS AND OVERLAP REVIEW ANALYSIS

supplies water for the house on the land. The ~~the~~ house was vacant at the time of the exam. The fields are irrigated with Nampa-Meridian Irrigation District water. Water Right No. 63-2528 is not used on this land for stockwater or domestic use.

The only irrigation use from groundwater on this land would be ~~the~~ possibly the lawn area around the house.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stockwater	1-1	12-31	0.02	0.7
Domestic w/lawn	1-1	12-31	0.04	1.2
Totals:			0.06	1.9

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 NATURE OF USE
NO EXPANSION WILL OCCUR

J. AUTHENTICATION

Field Examiner's Name Carter Fritschle

Signature Carter Fritschle

Certification Date

Field Report Preparation Date 9-3-87

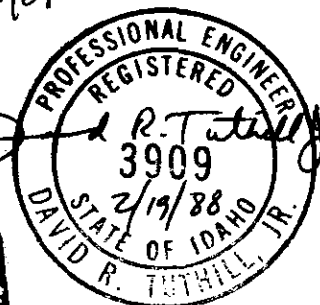
CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

10/11/89

MICROFILMED

JUL 20 1990



63-9032



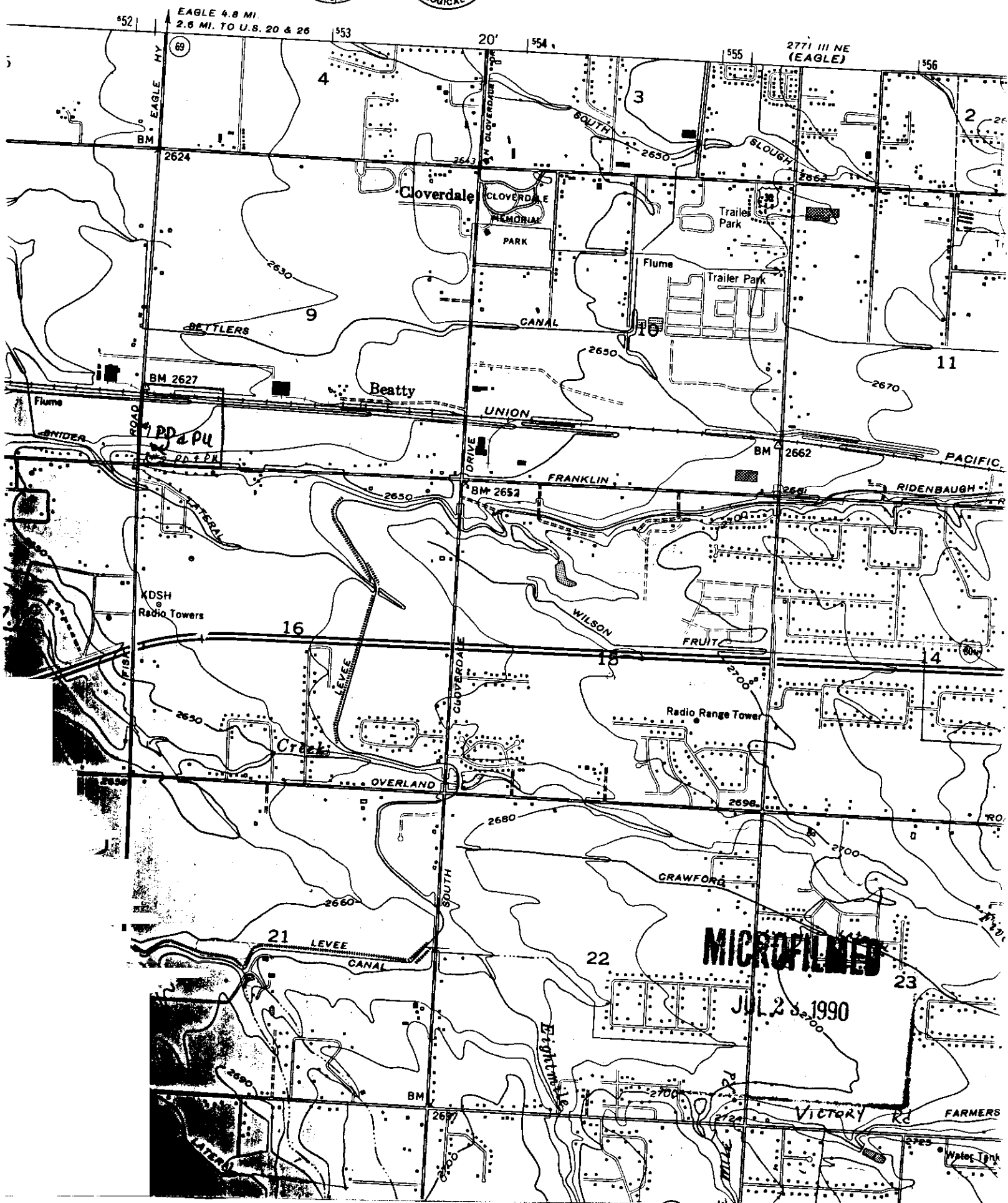
P.O. * P.U.

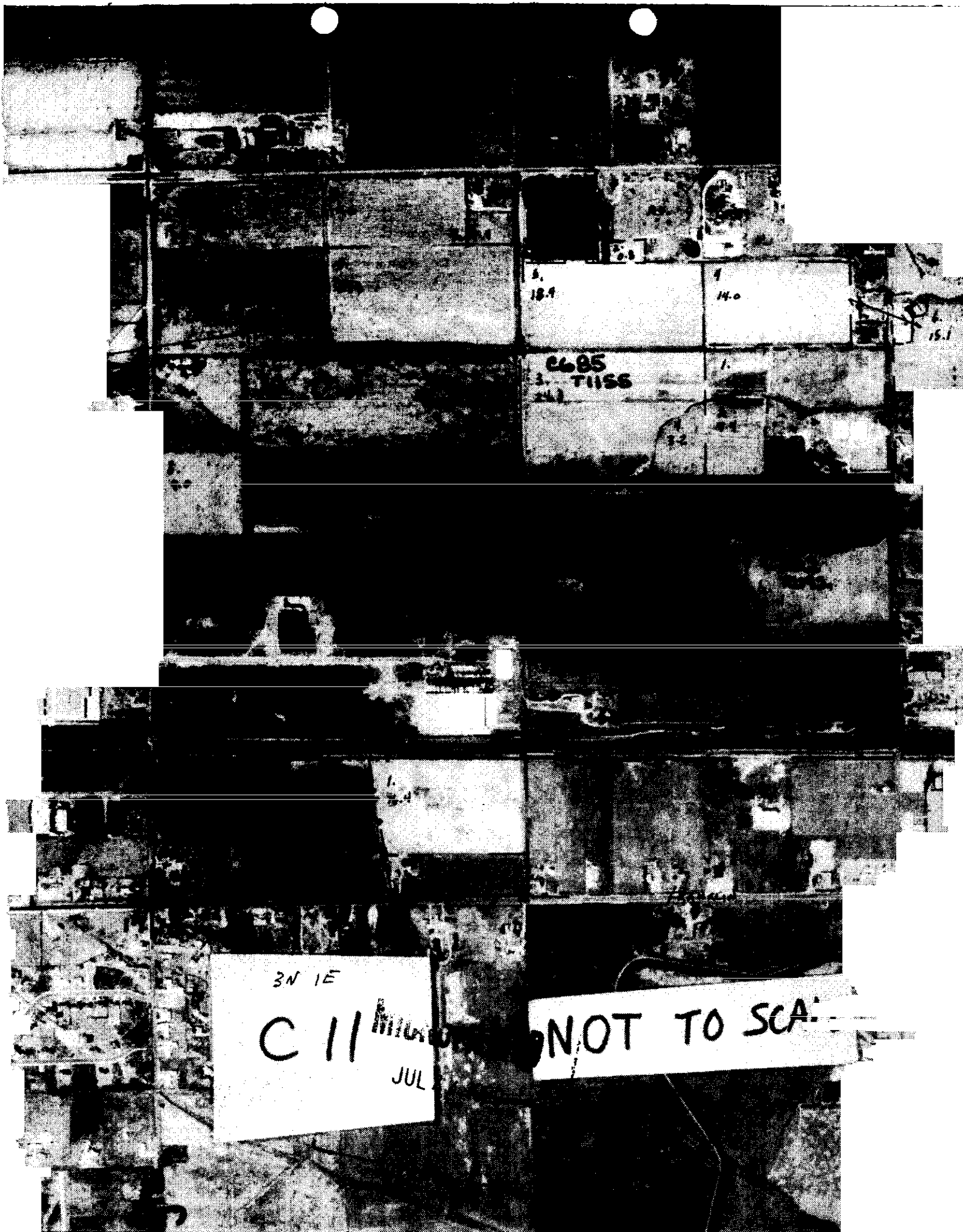
Looking North
at well (left
side of photo),
and stock
troughs (center
of photo).

MICROFILMED

JUL 23 1990

STATES
THE INTERIOR
SURVEY





1.
18.4

1
14.0

15.1

C685
3. T1155
24.3

1.

1-2

41

3N 1E

C11
JUL

NOT TO SCA

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 18432

This proof is for Beneficial Use

In Water District No.

1. Name of applicant T. A. Allen, R#2, Meridian, Idaho
2. Source of water supply: unnamed stream
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 9
T. 3 N. R. 1 E. County of Ada
4. Describe works as they exist, giving dimensions and capacities of same: A pickup ditch 2 feet wide, and 1 $\frac{1}{2}$ feet deep diverts drainage waters from lands above the point of diversion; no structures are necessary.
5. Water is used for: irrigation and domestic
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):
SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, Twp. 3 N., Rge. 1 E.

(Submit map on attached plat, showing location and details of above description.

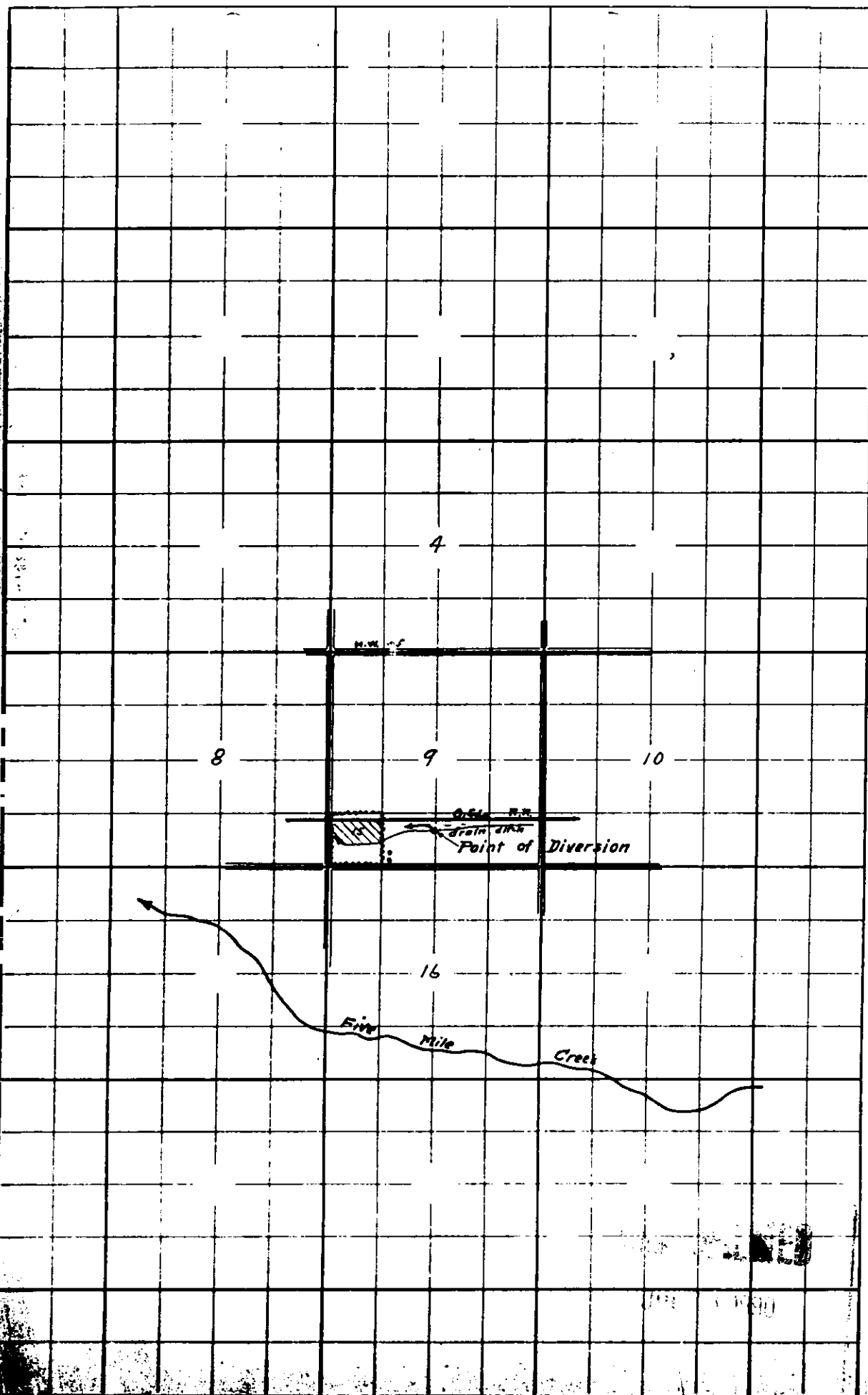
8. What large stream would the water here appropriated finally reach? Boise River

Remarks

FILED

JUL 1 1990

This examination was made on the 30th day of April, 1948.





State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

October 30, 1986

Marthlynn Nevill
PO. Box 1286
Salt Lake City, UT
84110

Mrs. Nevill:

Last August one of our examiners visited the farm covered by your Permit No. 63-9032.

During his exam he discovered that the water from the well covered by this permit was used only for stockwater and possibly domestic for the home. The irrigation use is from the local irrigation district.

You can consider handling this in a couple of different ways. One would be to have the license issued for the stockwater and domestic use as found by our examiner. Another would be to relinquish the permit since a permit is not required for single family domestic use and stockwater from a ground water source. We could then refund your fee due to your confusion concerning the purposes to which the well has actually been used for and the fact that you were unaware no irrigation from the well was taking place.

If you decide to relinquish the permit, please sign the enclosed relinquishment form and return it to our office. If you decide to have the license issued for domestic and stockwater contact me at your earliest convenience.

Sincerely,

Jan Shurte
Sr. Water Resource Agent

JS:nl

Enclosure

MICROFILMED

JUL 23 1990

4/86

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Western Region Office

EXAMINATION FEE INFORMATION

OK BD
For Office Use Only
Fee Received 100
Date 7-15-86
Receipt # 40441
Receipt by AMB
Sent to S.O. 8-12-86

RECEIVED

JUL 1 1986

1. Permit No. 63-9032

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Estate of Richard N. Burke

3. Post Office Address: P. O. Box 1286

Salt Lake City, UT 84110 Telephone No. (801) 322-5609

4. Source of Water: GROUNDWATER (WELL)

5. Extent of Use:

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

Irrigation 25.2 (acres) Other/Remark _____

At times there are beef cattle on the property from 5 to 19

At present time, house is rented but no one is living there.

6. Total rate &/or volume for which proof is submitted .21-1.0 cfs 21-100 acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

PERMIT FILED 9/19/1977

8. Person to contact to accompany the department representative during the field examination:

WAYNE S. UPSHAW

(Name)

REFILMED

JUL 3 1990

1525 Rolling Hill, Meridian, Idaho 83642

(Address)

375-0234

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

6-23-86
Date

Martha M. Wells Personal Representative
Signature of Permit Holder (and title, if appropriate)
Estate of Richard N. Burke

due 6/29

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

	<u>cfs</u>	<u>AF</u>	<u>Fee</u>
	0 - 0.04	0 - 4	\$ 0
2 1/2 ACRES TO 10 AC ←	.05 - 0.20	5 - 20	50.00
11 ACRES TO 50 AC ←	.21 - 1.0	21 - 100	100.00
	1.01 - 2.0	101 - 200	125.00
	2.01 - 3.0	201 - 300	150.00
	3.01 - 4.0	301 - 400	175.00
	4.01 - 5.0	401 - 500	200.00
	5.01 - 6.0	501 - 600	225.00
	6.01 - 7.0	601 - 700	250.00
	7.01 - 8.0	701 - 800	275.00
	8.01 - 9.0	801 - 900	300.00
	9.01 - 10.0	901 - 1000	325.00
	10.01 - 11.0	1001 - 1100	350.00
	11.01 - 12.0	1101 - 1200	375.00
	12.01 - 13.0	1201 - 1300	400.00
	13.01 - 14.0	1301 - 1400	425.00
	14.01 - 15.0	1401 - 1500	450.00
	15.01 - 16.0	1501 - 1600	475.00
	16.01 - 17.0	1601 - 1700	500.00
	17.01 - 18.0	1701 - 1800	525.00
	18.01 - 19.0	1801 - 1900	550.00
	19.01 - 20.0	1901 - 2000	575.00
	20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Storehouse
Boise, Idaho 83720

*Copy of
letter sent*

63-9032
BURKE, RICHARD N.
P.O. BOX 1286
SALT LAKE CITY, UT 84110

138882

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

JUL 23 1990

MICROFILMED



USE THIS AIRBILL FOR DOMESTIC SHIPMENTS AND FOR SHIPMENTS FROM PUERTO RICO TO THE U.S.A.
FILL OUT PURPLE AREAS FOR ASSISTANCE. CALL 800-238-5355, TOLL FREE.
SEE BACK OF FORM SET FOR COMPLETE PREPARATION INSTRUCTIONS.

Sender's Federal Express Account Number

Date

From (Your Name) J.L. NEVILLE INSURANCE AGENCY		Your Phone Number (Very Important) 801 322-3609	
Company		Department/Floor No.	
Street Address 41 SOUTH THIRD EAST			
City SALT LAKE CITY,		State UTAH	

To (Recipient's Name) STATE OF IDAHO		Recipient's Phone Number (Very Important) 208- 334-4440	
Company DEPARTMENT OF WATER RESOURCES		Department/Floor No. 3RD FLOOR	
Tower Building 430			
Exact Street Address (Use of P.O. Boxes or P.O. • Zip Codes Will Delay Delivery And Result in Extra Charge.) 430 WEST STATE STREET			
City BOISE,		State IDAHO	

AIRBILL NO. **046378286**

ZIP *Zip Code Required For Correct Invoicing

84111

ZIP *Zip Code Required For Correct Invoicing
83720

3 YOUR BILLING REFERENCE INFORMATION (FIRST 24 CHARACTERS WILL APPEAR ON INVOICE.)

PAYMENT ☐ Bill Shipper ☐ Bill Recipient's FedEx Acct. No. ☐ Bill 3rd Party FedEx Acct. No. ☐ Bill Credit Card			
Fill in line below			
☐ Cash ☐ FedEx Acct. No. or Major Credit Card No.			

4 SERVICES CHECK ONLY ONE BOX	
PRIORITY 1 OVERNIGHT LETTER	
1 ☐ Overnight Delivery (Using Your Packaging) ☒ (Our Packaging) 9"x12"	
OVERNIGHT DELIVERY USING OUR PACKAGING	
2 ☐ Courier-Pak Overnight Envelope 12" x 15 1/2"	
3 ☐ Overnight Box 12 1/2" x 17 1/2" x 3" A ☐	
4 ☐ Overnight Tube 36" x 6" x 6" B ☐	
STANDARD AIR	
5 ☐ Delivery not later than second business day	
SERVICE COMMITMENT	
PRIORITY 1: Delivery is scheduled early next business morning in most locations. It may take two or more business days if the destination is outside our primary service areas.	
STANDARD AIR: Delivery is generally next business day or not later than second business day. It may take three or more business days if the destination is outside our primary service areas.	

DELIVERY AND SPECIAL HANDLING CHECK SERVICES REQUIRED	
1 ☐ HOLD FOR PICK-UP Give the Federal Express address where you want package held in Section H at right.	
2 ☒ DELIVER WEEKDAY	
3 ☐ DELIVER SATURDAY (Extra charge applies)	
4 ☐ RESTRICTED ARTICLES SERVICE (P-1 and Standard Air Packages only. Extra charge applies)	
5 ☐ CONSTANT SURVEILLANCE SERVICE (CSS) (Extra charge applies)	
6 ☐ DRY ICE _____ Lbs	
7 ☐ OTHER SPECIAL SERVICE	
8 ☐	
9 ☐ SATURDAY PICK-UP OR SATURDAY DROP-OFF (Extra charge applies)	

PACKAGES	WEIGHT	YOUR DECLARED VALUE (See right)	OVER SIZE
Total	Total	Total	

Received At: Shipper's Location, On-Call Stop, or FedEx Loc.

Federal Express Corp. Employee No.

HOLD FOR PICK-UP AT THIS FEDERAL EXPRESS STATION	
Street Address (See Service Guide or Call 800-238-5355)	
City	
State	
ZIP *Zip Code of Street Address Required	
Emp. No. Date	
☐ Cash Received	
☐ Return Shipment	
☐ Third Party ☐ Chg. To Del ☐ Chg. To Hold	
Street Address	
City State Zip	
Received By: X	
Date/Time Received	
FedEx Employee Number	

FEDERAL EXPRESS	
Basic Information	
Destination	
Origin	
Total Charges	
PAID	
#2041738000	
REVISION DATA	
10/84	
PRINTED U.S.A. GRI	

RECIPIENT'S COPY

TERMS AND CONDITIONS

DEFINITIONS

On this Airbill, we, our and us refer to Federal Express Corporation, its employees and agents. You and your refer to the sender, its employees and agents.

AGREEMENT TO TERMS

By giving us your package to deliver, you agree to all the terms on this Airbill and in our current Service Guide, which is available on request. No one is authorized to alter or modify the terms of our Agreement.

RESPONSIBILITY FOR PACKAGING AND COMPLETING AIRBILL

You are responsible for adequately packaging your goods and for properly filling out this Airbill. Because the number of packages and weight per package are critical to our ability to correctly bill you, any omission of this information from this Airbill will result in a billing based on our best estimate of the number of packages received from you and an estimated "default" weight per package, as determined and periodically adjusted by us.

AIR TRANSPORTATION TAX INCLUDED

Our basic rate includes a federal tax required by Internal Revenue Code Section 4271 on the air transportation provided by this service.

LIMITATIONS ON OUR LIABILITY

Our liability for loss or damage to your package is limited to your actual damages or \$100, whichever is less, unless you pay for and declare a higher value. We do not carry cargo liability insurance, but you may pay thirty cents for each additional \$100 of declared value. If you declare a higher value and pay the additional charge, our liability will be the lesser of your declared value or the actual value of your package.

Our liability for delays not caused by your negligence shall be limited to a refund of your delivery charges.

We won't be liable for your acts or omissions, including but not limited to improper or insufficient packing, securing, marking or addressing, or for the acts or omissions of the recipient or anyone else with an interest in the package. Also, we won't be liable if you or the recipient violates any of the terms of our agreement.

Finally, we won't be liable for loss, damage or delay caused by events we cannot reasonably foresee or control, including but not limited to acts of God, perils of the air, weather conditions, mechanical delays, acts of public enemies, war, strikes, civil commotions, or acts or omissions of public authorities (including customs and quarantine officials) with actual or apparent authority.

WE WON'T BE LIABLE IN ANY CASE FOR INCIDENTAL, CONSEQUENTIAL OR SPECIAL DAMAGES, WHETHER OR NOT WE KNEW THAT SUCH DAMAGES MIGHT BE INCURRED.

DECLARED VALUE LIMITS

The highest declared value we allow is \$25,000 per package unless your package contains items of "extraordinary value," in which case the highest declared value we allow is \$500. Items of "extraordinary value" include artwork, jewelry, furs, money, precious metals, negotiable instru-

ments, and other items listed in our current Service Guide.

If you send more than one package on this Airbill, you may fill in the total declared value for all packages, not to exceed \$25,000 per package. (Example: 5 packages can have a total declared value of up to \$125,000.)

However, if more than one package is shipped on this airbill, our liability for loss or damage will be limited to the total declared value (not to exceed \$25,000 per package), regardless of the number of packages lost or damaged. You have the responsibility of proving the actual loss or damage.

FILING A CLAIM

ALL CLAIMS MUST BE MADE BY YOU IN WRITING:

- WITHIN 15 DAYS AFTER WE DELIVER YOUR PACKAGE IF YOUR CLAIM RESULTS FROM SHORTAGE, DAMAGE OR DELAY, OR
- WITHIN 180 DAYS AFTER WE ACCEPT YOUR PACKAGE IF YOUR CLAIM RESULTS FROM NON-DELIVERY.

We'll consider your claim filed if you call and notify our Customer Service Department at 800/238-5365 and notify us in writing as soon as possible.

Within 90 days after you notify us of your claim, you must send us all relevant information about it. We are not obligated to act on any claim until you have paid all transportation charges, and you may not deduct the amount of your claim from those charges.

If the recipient accepts your package without noting any damage on the delivery record, we will assume that the package was delivered in good condition. In order for us to process your claim, you must, to the extent possible, make the original shipping cartons and packing available for inspection.

Claims for overcharges and refunds must be made in writing within 12 months of the billing date.

RIGHT TO INSPECT

We may, at our option, open and inspect your packages prior to or after you give them to us to deliver.

NO C.O.D. SERVICES

We don't provide C.O.D. services. If you send a package C.O.D. by mistake, we'll deliver the package and bill our charges to the recipient.

RESPONSIBILITY FOR PAYMENT

Even if you give us different payment instructions, you will always be primarily responsible for all delivery costs, as well as any costs we may incur in either returning your package to you or warehousing it pending disposition.

QUALIFIED ACCEPTANCE

We reserve the right to reject a shipment after acceptance and prior to the performance of any portion of the transportation services, when such shipment would be likely to cause damage or delay to other shipments, equipment or personnel, or if the transportation of which is prohibited by law or is in violation of any rules contained in this Airbill or our Service Guide.



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

63-9032
BURKE, RICHARD N.
P.O. BOX 1286
SALT LAKE CITY, UT 84110

138882

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may submit to another certified examiner.

MICROFILMED

Certified water right examiners are licensed engineers, **JUL 28 1990** or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

JUL 23 1990

January 10, 1985

Ms. Marthlyn Neville
P. O. Box 1286
Salt Lake City, UT 84110

Dear Ms. Neville:

Re: Permit No. 63-9032

I received your letter and the proof of beneficial use postcard on December 3, 1984. From all indicates, it appears that all is in order.

The water right permit proposed the diversion of water for irrigation of 26 acres from a groundwater sources (well). From your letter, I have determined that at least 23 acres has been put under irrigation. Therefore, I'm accepting the postcard as having fulfilled the requirement of beneficial use.

The next step will be for a regional representative to conduct a field inspection for licensing purposes. I cannot tell just when this will be accomplished, since there are many to be completed in an irrigation season. For information or assistance, the representative can contact the person renting the parcel of land if you wish.

If you have any questions concerning this matter, please feel free to contact our Western Regional Office at 334-2190.

Sincerely,

RITA L. FLECK
Secretary/Records Manager

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 63-9032

Name(s) of Permit Holder: Richard N. Burke

Post Office Address: P.O. Box 1286

Salt Lake City, Utah

Tel. No. 801-322-5609

Source of Water: well and Irrigation

Extent of Use: ☒ Domestic 3 0 1 (number of households) *There is a house but no one there*
☒ Stockwater But 16 (number and type of stock)
☒ Irrigation 3 20 (acres)
☒ Other

Whatever the applicant wanted, we don't understand
 Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No *this card.*
 Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

11-29-84
Date

there are 23 acres of property
Martha Neville
 Signature of Permit Holder

MICROFILMED

Martin O'Neill
PO Box 1284
Salt Lake City, UT 84110



RECEIVED

DEC 3 1984

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

MICROFILMED

Department of Water Resources

P. O. Box 1286
Salt Lake City, Utah 84110
November 24, 1984

RECEIVED
DEC 3 1984

Mrs. Rita I. Fleck
State of Idaho Department of Water Resources
450 West State Street Statehouse
Boise, Idaho 83720

Department of Water Resources

Richard N. Burke

Re: Permit No. 63-9032

Dear Ms. Fleck:

I have received your letter of November 16, but I do not understand why I am responding to this or what it involves. I have no idea what the Permit entails or why it was given to my brother or what he wanted to do. All I know is that there is a piece of property, about 23 acres, and a man has been planting crops and feeding some cows on it for the past two years. I know that my brother went to considerable expense to install a well on the property and the man who is using it now tells us that he gets water from the well. I also pay large bills for irrigation water to the Nampa District. I have been of the opinion that all the acreage could have water, but this could be erroneous because I have no idea about this. All I know is that the water is important to the property both now and in the future.

As you can see from the above, I need help on this.

Thank you for any consideration you can give to me regarding this.

Sincerely,

Marthlyn Neville

Marthlyn Neville
Estate Administrator

Telephone numbers: 322-5609 (area 801) office
467-7097 " " home

MICROFILMED

November 16, 1984

Ms. Marthlyn Neville
P. O. Box 1286
Salt Lake City, UT 84103

Dear Ms. Neville:

Re: Permit No. 63-9032

On November 15, 1984, the Department received the Order appointing you as administrator of the estate of Richard Burke which I've included in the file and check No. 1951 (92-9/1241) in the amount of \$15.00, which you will find enclosed.

During my review of the water right, I find that the only option you have to keep at least a portion of this right in good standing is to submit the beneficial use postcard for the portion of the project completed. I've again enclosed one for your use. Please return it to this office by December 1, 1984 to stop the permit from lapsing.

In the future, if you should decide to put the remainder of the land under irrigation, you will need to file a new application for permit. Our Western Regional office can assist you with your filing.

If you have any questions concerning this matter, please feel free to contact me at 334-4290.

Sincerely,

RITA L. FLECK
Secretary/Records Manager

Enclosures

bcc: Roberta Garrett

MICROFILMED

November 8, 1984

Richard Norman Burke
c/o J. L. Neville
P. O. Box 1286
Salt Lake City, UT 84103

Dear Mr. Burke:

Re: Permit No. 63-9032

Enclosed is the Request for Extension of Time form submitted to this office on November 1, 1984.

The Idaho Code, Section 42-204, provides that only one extension of time can be granted by the Department based on due diligence. Mr. Burke received a previous extension of time in 1979. Therefore, I returning the request without out taking action. Instead, I suggest you complete and return the enclosed postcard for that portion of the right that has been developed. Then just before you begin putting the remainder of land under irrigation, you will need to file an application for that portion of land that will be put under irrigation.

Also, before I can accept the postcard, I must have evidence that you are the personal representative for Mr. Burke. Please send me a copy of the document appointing you. Note that it is past the proof due date and that action must be taken on this as soon as possible. Return the postcard to this office before December 1 to keep the permit in good standing.

If you have any questions concerning this matter, please feel free to contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

November 1, 1984

J. Neville
Box 1286
Salt Lake City, UT 84103

Dear Mr. Neville:

Re: Permit No. 63-9032

Pursuant to your request, enclosed is a statement of beneficial use postcard.

I understand that you will be submitting the postcard on behalf of the Richard Burke estate. Please provide documentation of your authority to do so. A copy of the document appointing you personal representative is necessary.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

INTER-DEPARTMENT MEMO

FROM

Reta Luck

DATE

9-28-1960

TO

File 63-9032

SUBJECT

Returned B/u Notice

The Ada County Assessor's Office shows J T Neville, Box 1286, Salt Lake City, UT 84103 as representative for Richard Burke - deceased

MICROFILM

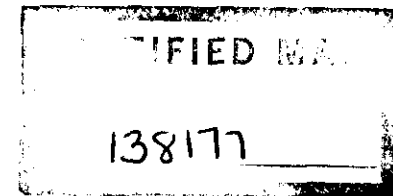
SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

NOT DELIVERABLE
AS ADDRESSED -
UNABLE TO FORWARD

RECEIVED
SEP 4 1984

Department of Water Resources



DECEDE (DECEASED)

AUTHORIZED TIME FOR FORWARDING HAS
EXPIRED. *W. A. Butler*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138177

BURKE, RICHARD N.
P.O. BOX 611
MERIDIAN, ID 83642

PROOF DUE NOTICE

AUGUST 31, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-9032 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE NOVEMBER 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

IDENT. NO. 63-9632

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]

November 19, 1979

Richard N. Burke
Box 688
Meridian, ID 83642

Dear Mr. Burke:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to **November 1, 1984.**

Sincerely,

PROCESSED

Jan Grover
Water Rights Supervisor



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

1041367

August 31, 1979

Richard N. Burke
Box 611
Meridian, ID 83642

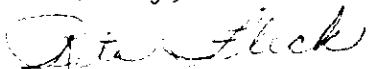
Dear Mr. Burke:

One of the conditions of approval of your water Permit No. 63-9032 was that evidence of the extent of development must be submitted to this office on or before November 1, 1979. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,


RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED

October 31, 1977

Re: Permit No. 63-9032

Richard N. Burke
Box 611
Meridian, ID 83642

Dear Mr. Burke:

Enclosed is a copy of your approved Application for Permit No. 63-9032. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item	Initial	Date	Application No.
			63
			☒ Source
			☒ Point of Diversion
			☒ County
			☒ Quantity of Water and Period of Use
			☒ Description of Diverting Works
			☒ Time required for B/U of water
			☒ Place of Use or Acres Irrigated
			☒ Map
			☒ Signature
			☒ Fee
(1)	THA	9-20-77	In form to receipt
(2)			Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management ☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant ☐ Request Dam Safety Information
(3)			
(4)	THA	9-20-77	In form for advertising
(5)			Platted on Map No. _____
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no ☒
(8)			Groundwater levels: _____ Declining, _____ Stable, _____ Increasing (comment) _____
(9)			Other rights on the same place of use
(10)			Comments: _____
(11)	rf	10-17-77	Affidavit of Publication received(date) 10-17-77
(12)			Final date for protests 10-17-77 Protests received: yes _____ no ☒
(13)			All requested information received from agencies or applicant: yes _____ no _____
(14)			Action recommended: ☒ Approve _____ Deny _____ Proposed Priority _____ Reason for Reduction <u>NO</u> Measuring device required _____ See attached sheet for other conditions of approval _____ No special conditions for approval
(15)	District	W	By THA Date 10-17-77



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

September 23, 1977

Re: Notice of Application for Permit No. 63-9032 -- Richard Burke

Notice of Correction No. 63-9019 -- Boise Project Board of Control

Idaho Statesman
Box 40
Boise, ID 83707

Gentlemen:

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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before October 17, 1977.

Sincerely,

RITA FLECK
Secretary

Bill submitted
10-17-77
[Signature]

RECEIVED
OCT 17 1977
DEPT. OF WATER RESOURCES

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Richard Burke
Box 611 Meridian, ID 83642
has on 9-19-77 submitted Application No. 63-9032
for a permit to appropriate 0.52 cubic feet per second acre feet
~~per annum~~ of water from a groundwater source
by means of pump
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec9 T2N R1E B.M. County of Ada

to be used from Mar. 15 to Nov 15
for irrigation of 26 acres
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec9 T2N R1E

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before October 17, 1977.

C. STEPHEN ALLRED

Director

Published in the Statesman
on September 29, 1977 and October 6, 1977

RECORDED