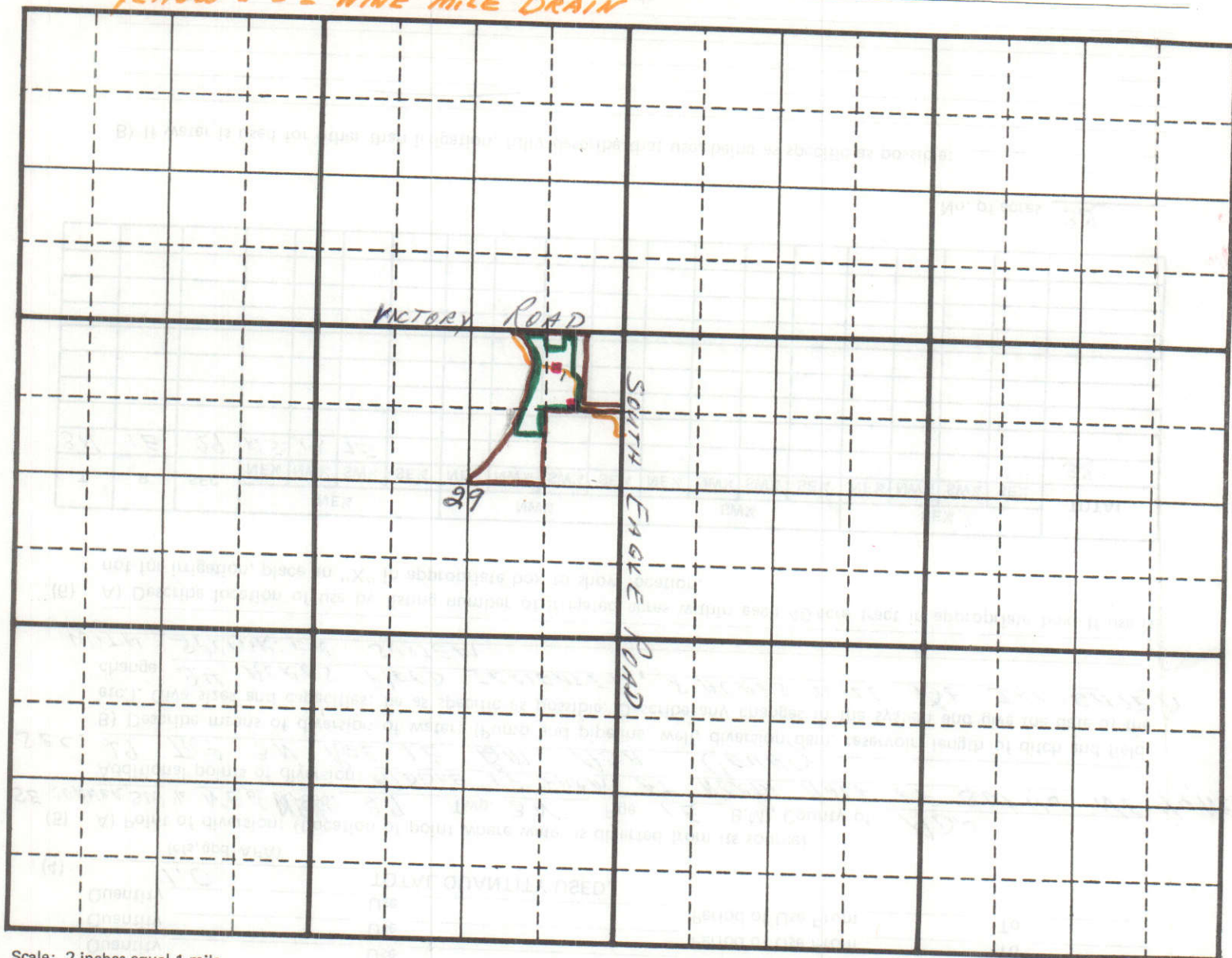


(8) Remarks

BROWN --- FARM OUTLINE
GREEN --- AREA IRRIGATED FROM DRAIN WATER
PINK --- POINTS OF DIVERSION
YELLOW --- NINE MILE DRAIN



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Ada)

) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 16th day of

August, 19 78.

(Claimant)

Notary Public

Residing at

Dolly Sherman
Boise, Idaho

My commission expires

8-22-78

FOR DEPARTMENT USE ONLY

Received by BK

Date

8-16-78

Exception filed by:

Prelim. check by

Date

\$20.00 fee received by 92-151

Date

Published in

Stateman

Dates

8-31 9-7

9-18

Idaho

Forwarded to

claimant by:

Date

Aug 16 1978

RECEIVED

RECEIVED
SEP 8 1978
Department of Water Resources
Western Regional Office

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

Verna L. Johnson, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

two insertions, beginning with the issue of August 31, 1978, and ending with the issue of September 7, 1978.

Verna L. Johnson
Subscribed and sworn to before me this 7th day of September, 1978.

Lana A. Young
Notary Public for Idaho, Residing at Boise, Idaho

**NOTICE OF CLAIMS
TO WATER RIGHTS**

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

63-4626

Name: BURNETT, DOUGLAS W.
Address: 2407 NORCREST DR., BOISE, ID 83705

Source: NINE MILE DRAIN

Priority Date: 01/01/1904

County: ADA

Amount: 1.00 CFS

Point of Diversion: NENE S29 T03N R01E

Use: IRRIGATION from 04/01 to 10/15
Place of Use: NENE NWNE SWNE S29 T03N R01E FOR 32 ACRES

Means: FLOOD AND SPRINKLER IRRIGATION

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED
Director

Pub.: Aug. 31; Sept. 7, 1978

668

MICROFILMED

O.K.
9-8-78
J.P.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 16 1978

Department of Water Resources

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that DOUGLAS W. BURNETT
(Name of Claimant)

2407 NEAREST DRIVE, SEISE, IDAHO 83705 Telephone No. 343-6731
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1904 *THERE IS A RECORD OF USE SINCE THIS DATE - IT HAS UNDOUBTABLY BEEN IN USE LONGER.*

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

NINE MILE DRAIN tributary to

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	Period of Use From	(Mo., Day)	To	(Mo., Day)
Quantity	<u>1.0</u>	Use	<u>FARM IRRIGATION</u>	Period of Use From	<u>APR. 1st</u>	To	<u>OCT. 15th</u>
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	

(4) 1.0 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SE CORNER SW 1/4 NE 1/4 SEC. 29 Twp. 3N Rge. 1E B.M., County of ADA

Additional points of diversion: MIDDLE OF FARM AT NORTH HALF OF SW 1/4 NE 1/4 SEC. 29 TWP 3N RGE 1E BM ADA COUNTY

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 24 ACRES FLOOD IRRIGATED, 8 ACRES WILL BE IRRIGATED WITH SPRINKLER SYSTEM

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	29	12.5	12	7.5														32

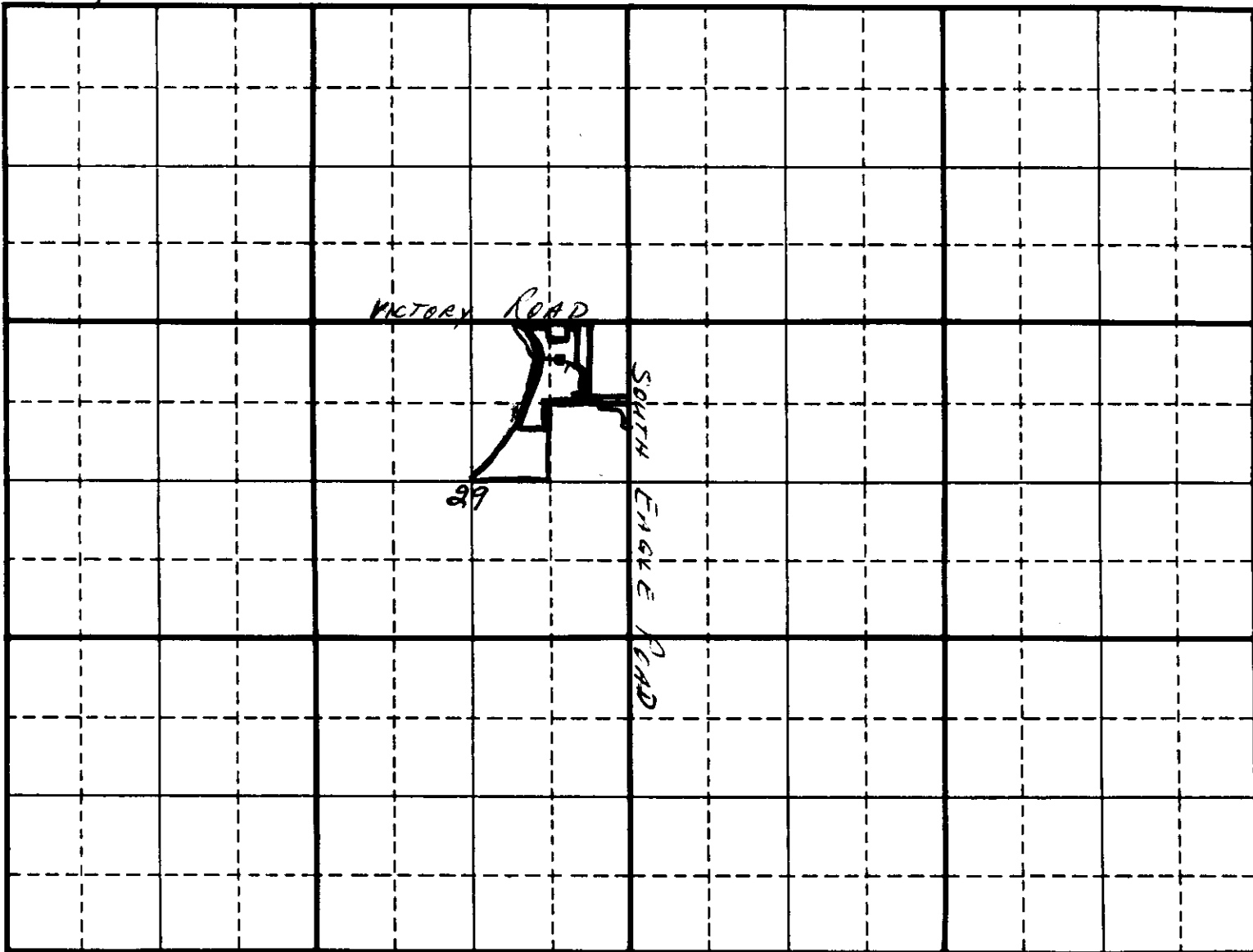
No. of acres 32

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks
BROWN --- FARM OUTLINE
GREEN --- AREA IRRIGATED FROM DRAIN WATER
PINK --- POINTS OF DIVERSION
YELLOW --- NINE MILE DRAIN



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 16th day of August, 1978.

Notary Public
Residing at Boise, Idaho

My commission expires 8-22-78

FOR DEPARTMENT USE ONLY

Received by BK Date 8-16-78 Exception filed by: Forwarded to claimant by: Date
Prelim. check by Date
\$20.00 fee received by 9-1-81 Date
Published in Statesman
Dates 8-31 9-2 9-18 1978

ORGANIZED 1904

Nampa & Meridian Irrigation District

1503 FIRST STREET SOUTH

Nampa, Idaho 83651

PHONES: OFFICE: NAMPA 466-7861

BOISE 343-1884

SHOP (Superintendent) 466-0663

1978 BOARD:

JOHN J GALE
President
EDWARD J SCHMIT
Vice President
OTTIS PETERSON
Director
JOSEPH C VOIGHT
Secretary-Treasurer
W DENNIS HEAPS
Water Superintendent
WILLIAM F RINGERT
Attorney

6 September 1978

RECEIVED

SEP 11 1978

Department of Water Resources

C Stephan Allred
Director
Idaho Department of Water Resources
92 South Cole Road
Boise, Idaho 83705

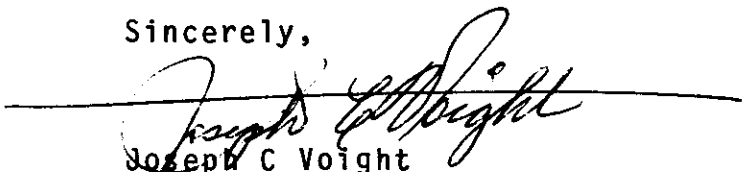
Dear Mr Allred:

Please reference Application No 63-4626, of Douglas W Burnett, for irrigation use from the Boise Project's Nine Mile Drain.

The lands described in the application have a sufficient water right on the tax rolls of this District. Delivery is made by the Boise Project Board of Control.

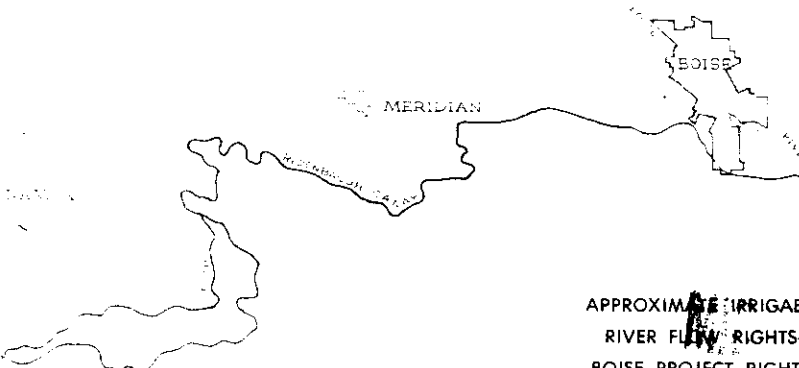
The purpose of this letter is to object and/or protest this application.

Sincerely,


Joseph C Voight
Secretary of the Board

cc Each Director
Boise Project Board of Control
File

JCV/jb



APPROXIMATE IRRIGABLE ACRES
RIVER FLOW RIGHTS—23,000
BOISE PROJECT RIGHTS—40,000

Nampa & Meridian Irrigation District
1503 First Street South
Nampa, Idaho 83651

C Stephan Allred
Director
Idaho Department of Water Resources
Boise, Idaho 83705

10-10-68

Verna L. Johnson

Lana L. Young
Notary Public for Idaho, Residing at Boise, Idaho

Q. K. 9-8-78

LEGAL DISCRIPTION OF DOUGLAS W. BURNETT FARM

Parcel 1

The Southwest 1/4 of the Northeast 1/4 of Section 29, Township 3 North, Range 1 East, Boise Meridian, Ada County, Idaho.

Parcel 2

The Northeast 1/4 of the Northeast 1/4 and the East 1/2 of the Northwest 1/4 of the Northeast 1/4 of Section 29, Township 3 North, Range 1 East, Boise Meridian, Ada County, Idaho.

EXCEPTING FROM THE ABOVE TWO PARCELS THE FOLLOWING:

1. A tract of land situated in the Northeast 1/4 of the Northeast 1/4 of Section 29, T3N, R1E., B.M., Ada County, Idaho, more particularly described as follows: Beginning at the Northeast Section Corner of said Section 29, thence S 00°32'50" West along the East Section Line of said Section 29 a distance of 660.46 feet, thence N 89°36'46" West a distance of 30.00 feet to the REAL POINT OF BEGINNING: thence S 00°32'50" West a distance of 300.46 feet, thence N 89°37'02" West a distance of 639.49 feet, thence N 00°28'30" East a distance of 300.54 feet, thence S 89°36'46" East a distance of 639.86 feet, to the REAL POINT OF BEGINNING.
2. Beginning at the NE Corner of the NE 1/4 of Section 29, T3N, R1E, B.M., Ada County, Idaho, thence West on the section line 330 feet; thence South 660 feet on a line parallel to the East line of said section line, thence East 330 feet to the East line of said section line, thence North 660 feet to the point of beginning.
3. The part of the East 1/2 of the NW 1/4 NE 1/4 of Section 29, T3N, R1E, B.M., Ada County, Idaho, lying West of the Ridenbaugh Canal.
4. That part of the SW 1/4 NE 1/4 of Section 29, T3N, R1E, B.M., Ada County, Idaho, lying West of the Ridenbaugh Canal.
5. That part of the NE 1/4 NE 1/4 of Section 29, T3N, R1E, B.M., more particularly described as follows: Beginning at the NE corner of said NE 1/4 NE 1/4; thence West 330 feet to the real point of beginning, thence continuing West 340.70 feet, thence South 660.54 feet, thence East 339.86 feet, thence North 660.49 feet to the real point of beginning.
6. Commencing 30 feet North of the SE corner of the NE 1/4 of the NE 1/4 of Section 29, T3N, R1E, B.M., thence North 330 feet on section line, thence West 660 feet parallel to the North line of the Section line; thence South 330 feet, thence East 660 feet, to the real point of beginning.

WATER RIGHT
DATA ENTRY LOG

[illegible]

△△

11. The following table shows the number of people who attended the concert in each age group.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Quinn
Application No. 63-4626

☒ 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) 6hs 8/22/78

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) 6hs 8/22/78

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) _____

Affidavit of Publication received(date) _____

(12) _____

Final date for protests _____

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 _____

☒ Measuring device required

☒ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District W By Quinn Date 12/12/78



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

December 15, 1978

Douglas W. Burnett
2407 Norcrest Drive
Boise, ID 83705

Dear Mr. Burnett:

Re: Claim to a Water Right No. 63-4626

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

DBS:st
Enclosure

NOV 20 1978

September 19, 1978

Mr. Douglas W. Burnett
2407 Norcrest Drive
Boise, Idaho 83705

RE: Claim to a Water Right No. 63-4626 - Douglas W. Burnett

Dear Mr. Burnett:

Enclosed is a copy of an exception filed by Nampa & Meridian Irrigation District in connection with the above-referenced claim to a water right. The Department will not schedule a hearing in the matter or evaluate for conformation the right claimed, since Section 42-244, Idaho Code states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources".

If we can be of further assistance, please contact us.

Very truly yours,

David B. Shaw
Western Regional Supervisor

DBS/st

Enclosure

September 19, 1978

Nampa & Meridian Irrigation District
1503 First Street South
Nampa, Idaho 83651

Attention: Joseph C. Voight
Secretary of the Board

RE: Claim to a Water Right No. 63-4626 - Douglas W. Burnett

Gentlemen:

This office acknowledges receipt of your correspondence concerning the above referenced claim to a water right. The Department will not schedule a hearing in the matter or evaluate for conformation the right claimed, since Section 42-244, Idaho Code states in part the following:

"At anytime after the filing of a claim, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form, accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the Department of Water Resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the Department of Water Resources."

If we can be of further assistance, please contact us.

Very truly yours,

David B. Shaw
Western Regional Supervisor

DBS/st

RECEIVED
SEP 21 1978



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

August 24, 1978

Douglas W. Burnett
2407 Norcrest Dr.
Boise, ID 83705

Dear Mr. Burnett:

Enclosed is your Receipt No. 12407 in the amount of \$ 20.00

for claim which was received in

this office on 8-16-78.

Sincerely,

RITA FLECK
Secretary

RF

Enclosure

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

63-4626 Burnett

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED

Director

Published in the Idaho Statesman
on August 31, 1978 and Sept. 7, 1978.

11/10/78



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

August 24, 1978

RE: CLAIM TO A WATER RIGHT
63-4626 Burnett

The 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 Sept. 18, 1978.

Sincerely,

RITA FLECK
Secretary

63-4626-

Name: BURNETT, DOUGLAS W.

Address: 2407 NORCREST DR., BOISE, ID 83705

Source: NINE MILE DRAIN

Priority Date: 01/01/1904

County: ADA

Amount: 1.00 CFS

Point of Diversion: NENE S29 T03N R01E

Use: IRRIGATION from 04/01 to 10/15

Place of Use: NENE NWNE SWNE S29 T03N R01E FOR 32 ACRES

Means: FLOOD AND SPRINKLER IRRIGATION

MICROFILMED