

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 45-7377

Priority: May 26, 1979 Amount: .15 CFS 20.0 AFA

This is to certify, that BURLEY DEVELOPMENT CO.

C/O TRUMAN BRADLEY

P.O. BOX 456

BURLEY, ID 83318

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated May 17, 1979, and has submitted proof to the Department of Water Resources on July 10, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .15 cfs of water from a **GROUNDWATER** source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	03/15 to 11/15	.15 cfs	20.0 afa

LOCATION OF POINT OF DIVERSION(S): SESE , Sec. 19, Township 10S, Range 23E
Cassia County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S	23E	19	SESE	5			5

Total number of acres irrigated: 5

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Place of use also known as Park West Mobile Home Court.

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 21st day of March, 1988.

MICROFILMED

APR 04 1988

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 45-7377 IN THE)
NAME OF BURLEY DEVELOPMENT CO.) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before July 1, 1984; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, the Department has notified the permit holder that the permit has lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on July 10, 1984;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 45-7377 be REINSTATED and the priority advanced to May 26, 1979.

Dated this 17th day of August, 1984.


L. GLEN SAXTON
Chief, Operations Bureau

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
APPROVED
APR 11 1978

To appropriate the public waters of the State of Idaho

Department of Water Resources
Southern District Office

1. Name of applicant Burley Development Co., a partnership Phone 678-5526

Post office address P. O. Box 8, Burley, Idaho 83318

2. Source of water supply ground water which is a tributary of _____

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 19 Township 10S

Range 23E B.M. Cassia County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.24 cfs for irrigation purposes from Mar 15 to Nov 15 (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:

a. 0.24 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and 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 when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 8 inches; proposed depth of well is 80 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

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: _____ horsepower 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: _____

MICROFILMED

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

Note
DESCRIPTION!

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SE¼	SW¼	
10S	23E	19															12		12

Total number of acres to be irrigated 12

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

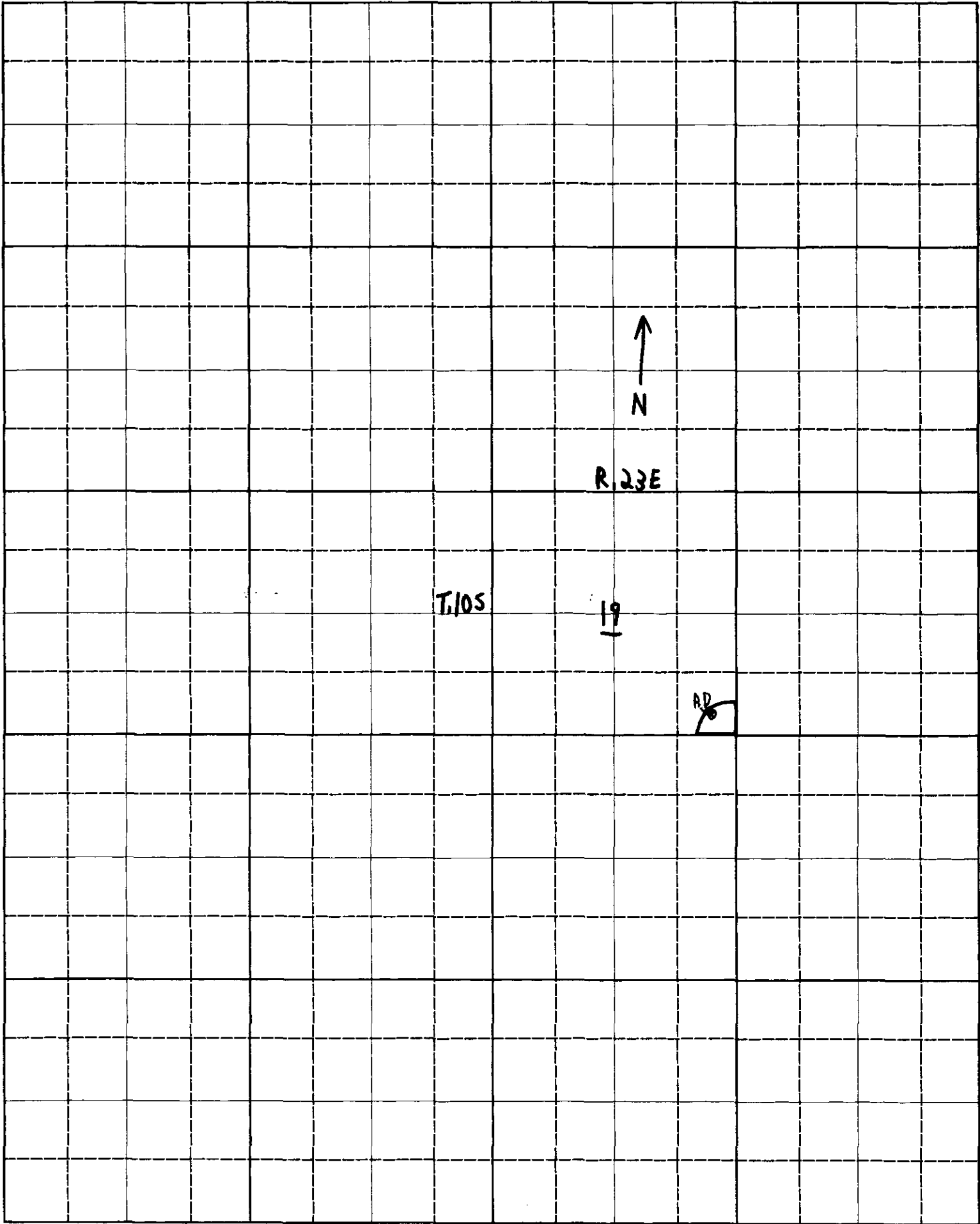
9. a. Who owns the property at the point of diversion Applicant

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 Water is for irrigation of lots in Park West Mobile Home Court, and is within the city limits of Burley.

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



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.

Ralph G. Beasel Partner
(Applicant)

Proposed Priority 5-17-79

Received by JS Date 5-17-79 Time 2:15 pm
Preliminary check by ADM Fee \$ 35.00 # 1279.5
Received by marrya Date 5/17/79
Publication prepared by marrya Date 6/24/79
Published in south idaho press
Publication dates 6/5 + 6/12/79
Publication approved marrya Date 6-4-79
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by LS J.S.

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. 45-7377, 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 July 1, 19 84.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 20th day of July, 19 79.

L. Glen Saxton
L. GLEN SAXTON
Chief, Operations Bureau

SOUTH IDAHO PRESS
BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

JANET PARKER, being first

duly sworn, deposes and says that She is the

CLERK of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for *two*

consecutive weeks, commencing with the issue

dated *6/5* 19 *77*, and ending

with the issue dated *6/12* 19 *79*

Janet Parker

Subscribed and sworn to before me

this *14* day of *June*

19 *79*

Carol Carter Notary Public

Cost of Publication *10.25*

Notary Fee

Total Cost *10.25*

15-51-10

JUN 10 1979

Department of Water Resources
Bureau of Reclamation

*of
Mesa
6-10-79*



MICROFILMED

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia.

STATE OF IDAHO

JANE PARKER, being first

duly sworn, deposes and says that she is the

owner of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for

consecutive weeks, commencing with the issue

dated 6/5 1977 and ending

with the issue dated 6/10 1979

Jane Parker

Subscribed and sworn to before me

this 19 day of June

1979

Notary Public

Cost of Publication 10.25

Notary Fee

Total Cost 10.25

79-158

NOTICE OF APPLICATION
FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

45-7377

BURLEY DEVELOPMENT CO., P.O. BOX 8, BURLEY, ID 83318, Source: GROUNDWATER, Date Filed: 05/17/1979, Amount: 0.24 CFS, Diversion Point: SESE Sec 19 T 10S R 23E, CASSIA Co., Use: IRRIGATION (0.24 CFS) from 03/15 to 11/15, Place of Use: SESE Sec 19 T 10S R 23E FOR 12 ACRES, Diversion Means: WELL AND PUMP

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before JUNE 22, 1979.

C. STEPHEN ALLRED
Director

Published in the South Idaho Press on June 5 and 12, 1979.

March 28, 1988

BURLEY DEVELOPMENT CO.
C/O TRUMAN BRADLEY
P.O. BOX 456
BURLEY, ID 83318

RE: Permit No. 45-7377

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

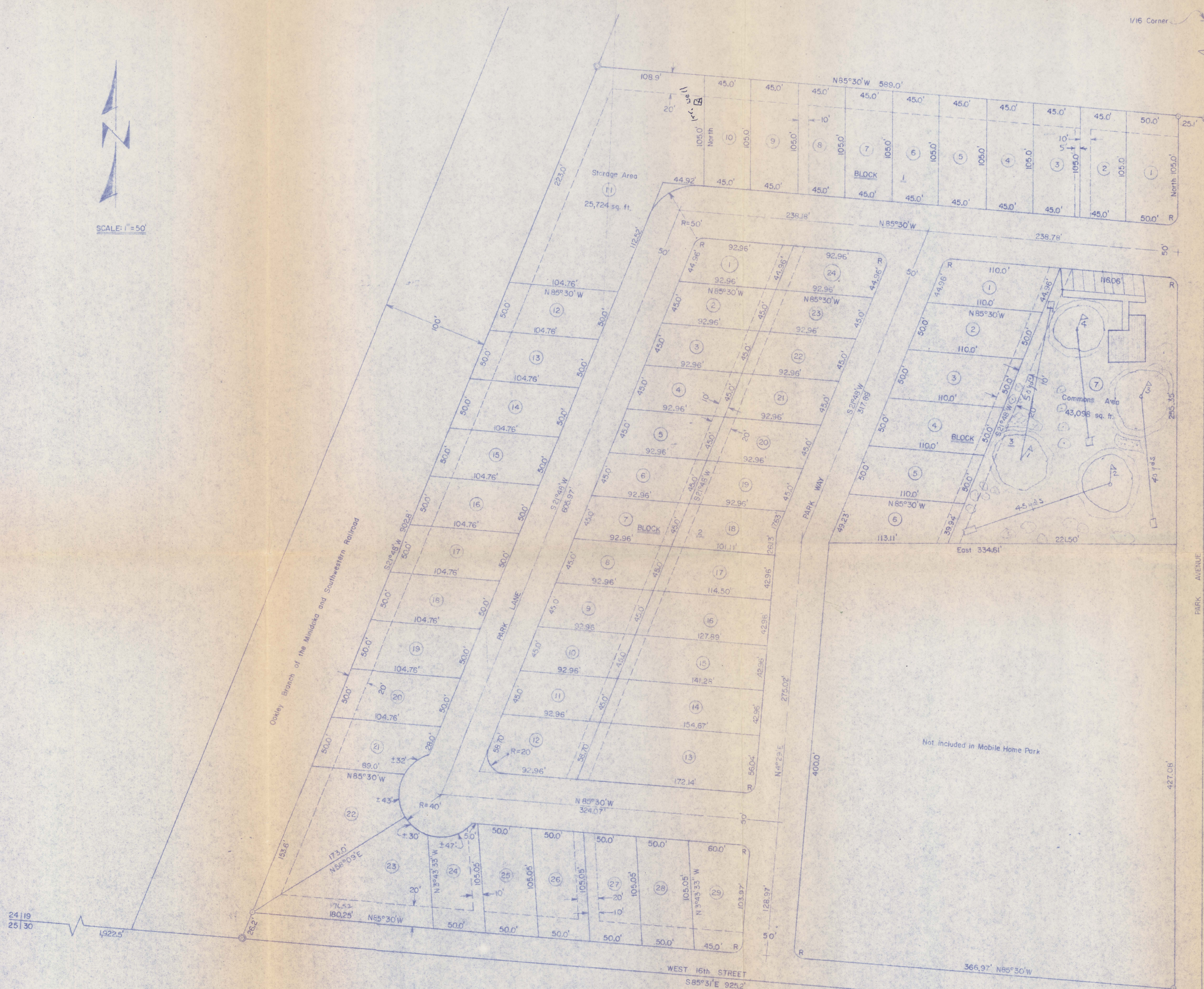
JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure



SCALE: 1" = 50'



ENGINEER'S CERTIFICATION

I, Ralph C. Bezel, a registered Professional Engineer
Idaho License No. 2265, do hereby attest that the plat
depicted hereon was surveyed by me or under my direct
supervision and is a true representation thereof.

Ralph C. Bezel P.E.

LEGAL DESCRIPTION

A part of the Southeast quarter of Section 19, Township
10 South, Range 23 East, Boise Meridian, Cassia County,
Idaho.

The True Point of Beginning is the Southeast corner
of Section 19; Thence North along the East Section
line 864.3 feet; Thence N85°30'W 589.0 feet to the
East boundary of the Union Pacific Railroad right-of-
way; Thence along the East boundary of the railroad
right-of-way S21°48'W 902.8 feet to the South Section
line; Thence S85°31'E along the South Section line for
925.2 feet to the True Point of Beginning. This tract
contains 14.979 acres.

NOTES:

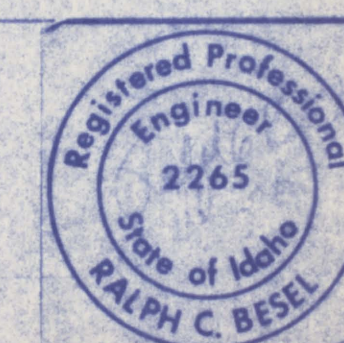
1. R=10' radius unless otherwise specified.
2. All distances are to R1 of the radius.
3. Utility Easement

PARK WEST

Adult Mobile Home Park

BESSEL ASSOCIATES
PROFESSIONAL ENGINEERS
1827 Yale Burley, Idaho
83318

1
SHEET



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

Permit No. _____

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{4.0 = 20.}$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{72.9}$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: _____

b) Other water rights with same point of diversion: none

c) Analysis:

MICROFILMED

APR 04 1988

10 day

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
45-7377	5-26-1979	0.15 cfs	5-17-1979	7-10-1984	0.15 cfs

5. Source: gw tributary to ✓

Allowable Maximums: 0.15 c/w 20.0 AEA

[illegible]

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	
10S	23E	19																5	5
Total Acres																		5	

P/U aka Park West Mobile Home Court.

proof filed prior to 7-1-85; OK to proceed.

☐ 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

APR 04 1988

Date _____

Date _____

Date 2/9/88

WATER RIGHT NO. 45-7377

Priority: May 26, 1979 Amount: .15 CFS 20.0 AFA

This is to certify, that BURLEY DEVELOPMENT CO.

C/O TRUMAN BRADLEY

P.O. BOX 456

BURLEY, ID 83318

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated May 17, 1979, and has submitted proof to the Department of Water Resources on July 10, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .15 cfs of water from a **GROUNDWATER** source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	03/15 to 11/15	.15 cfs	20.0 afa

LOCATION OF POINT OF DIVERSION(S): SESE , Sec. 19, Township 10S, Range 23E
Cassia County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S	23E	19	SESE	5			5

Total number of acres irrigated: 5

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Place of use also known as Park West Mobile Home Court.

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 ____ day of _____, 19__.

Director _____

NOT RECORDED

APR 04 1988

February 23, 1988

BURLEY DEVELOPMENT CO.
C/O TRUMAN BRADLEY
P.O. BOX 456
BURLEY, ID 83318

RE: Permit No. 45-7377

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

APR 04 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 16 1987

Department of Water Resources

A. GENERAL INFORMATION

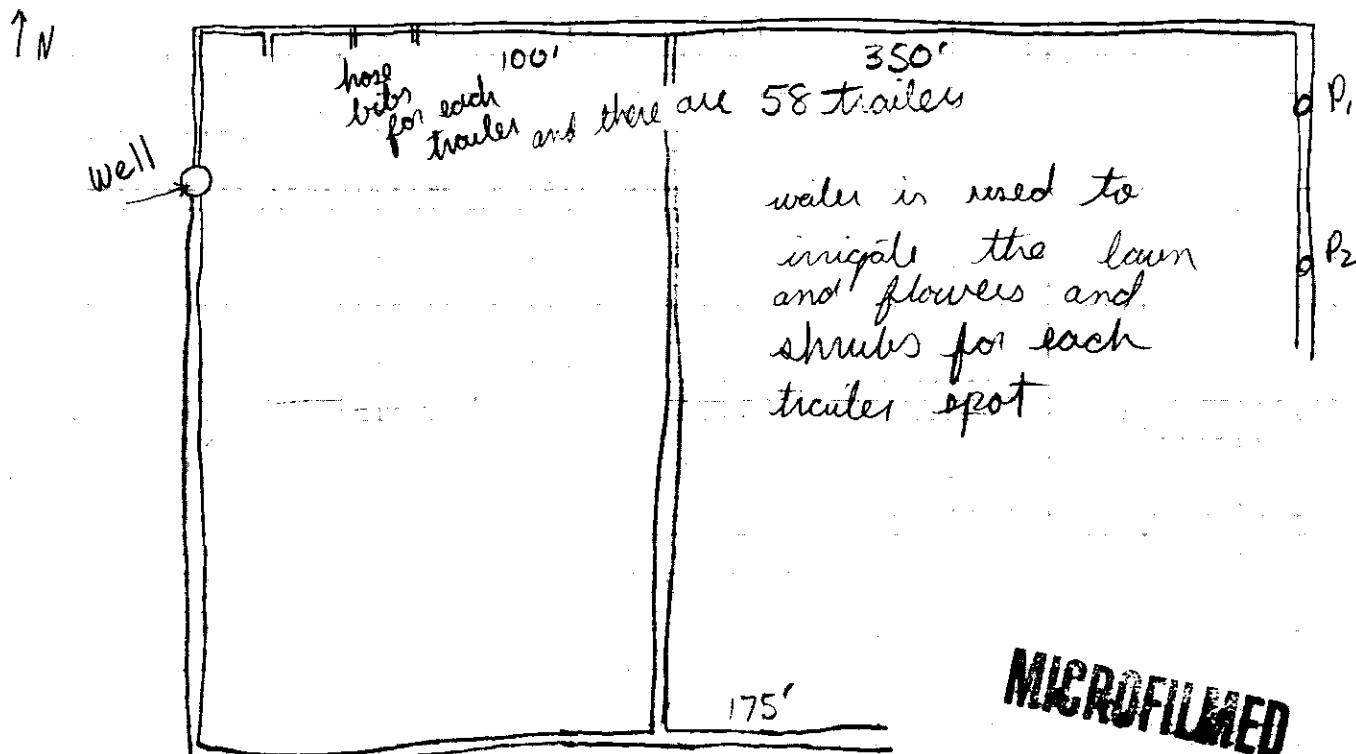
1. Owner: Burley Development Co. Permit No. 45-7377
Current Address: P.O. Box 8 Burley Idaho 83318 Phone No. 678-5526
2. Accompanied by: Truman Bradley EXAM. DATE: 8-3-87
Address: P.O. Box 8 Burley Idaho 83318 Phone No. 678-5526
Relationship to Permit Holder: partner
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: no overlap ☐ Copies Attached
2. Other water rights with same point of diversion: no overlap ☐ 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" = _____

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
APR 04 1988

System Description (continued)

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

System consists of a submersible 7.5 HP pump which feeds water to the yards of 58 trailer houses. Each trailer house has an outside hose bib. This bib is the only means of watering the yard of each spot. See system description.

☐ 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
	Submersible Pump		90839	7.5 HP	

*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
		NE	SE	SE	19	10S	23E	Corvallis	Quad map / Visual

6. Place(s) of Use:

Indicate Method of Determination

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	
																		5	5

5

Do not use this space

RECEIVED FILMED

APR 04 1988

Do not use this space

D. FLOW MEASUREMENTS

☒ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pile Tube						

2. Measurements:

Checked 2 of the lowest pressure, (most distant from well)
 1.8 gpm
 $P_1 = 15 \text{ psi}$; $D_1 = 1/8" \Rightarrow Q = 1.8 \text{ gpm}$ ($Q = .15 \text{ cfs}$)
 $P_2 = 11 \text{ psi}$; $D_2 = 5/32 \Rightarrow Q = 3.5 \text{ gpm}$

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

Assumptions on how flow would be

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: $35 \text{ psi} \times 2.31 = 80.9 \text{ ft}$ (1); Dynamic pumping level: 240 ft (2)
 Total Head: (1) + (2) = 320.9 (3); Flow rate: $.15 \text{ cfs}$ (4)

Water HP: (3) $\times$ (4) $\div 8.8 = 5.47$ (5)
 Meter Input KW: $3.6 \times 7.2 \text{ KH} \times \text{CTR or MULT} \times \text{PTR} \times 10 \text{ N} / 35.1 \text{ T} =$ (6)
 Meter Input HP: (6) $\times 1.34 =$ (7)
 Panel Input KW: Ave PF $\times$ Ave Volts $\times$ Ave Amps $\times .001732 =$ (6)
 Panel Input HP: (6) $\times 1.34 =$ (7) Efficiency: (5)/(7) $\times 100 =$ %

Burley Power Meter 64-628 772 Tag # 2379

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (5)(4) = 20 \text{ Afa}$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (.15)(246)(1.9835) = 73 \text{ Afa}$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 20 \text{ Afa}$

2. Volume Calculations for Other Uses:

MICROFILMED

APR 04 1988

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Of the total 12 acres on which the trailer park sits there is a maximum of 5 acres that are irrigated. Luman Bradley and I determined that together. Based on horsepower calculations and allowing $1\frac{1}{2}$ "/acre on this small system. The recommended flowrate is .15 cfs

I. RECOMMENDATIONS

1. Recommended Amounts

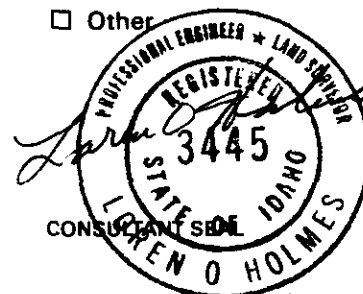
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
irrigation	Mar 15	Nov 15	.15 cfs	20 Afa
Totals:			.15 cfs	20 Afa

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

J. AUTHENTICATION

Field Examiner's Name Danen Kruttschnitt
 Signature Danen Kruttschnitt
 Certification Date 5/15/87
 Field Report Preparation Date 9/10/87



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

MICROFILMED

APR 04 1988

Flow Calculations

$$e = .75$$

$$Q = \frac{(HP)(e)(8.8)}{TDH} = \frac{(7.5)(.75)(8.8)}{[(35)(2.31) + (240)]} = \frac{49.5}{320.9}$$

$$Q = .154 \frac{\text{ft}^3}{\text{sec}}$$

$$e = .70$$

$$Q = \frac{(7.5)(.70)(8.8)}{320.9} = 0.144 \frac{\text{ft}^3}{\text{sec}}$$

So the system is capable of pumping

0.15 cfs. For a small system this would be a full water right.

Nozzle Calculation

$$P_1 = 15 \text{ psi} \Rightarrow Q = 1.8 \text{ gpm}$$

$$D_1 = \frac{1}{8}''$$

$$\bar{Q} = 2.12 \text{ gpm}$$

$$P_2 = 11 \text{ psi} \Rightarrow Q = 2.42$$

$$D_2 = \frac{5}{32}''$$

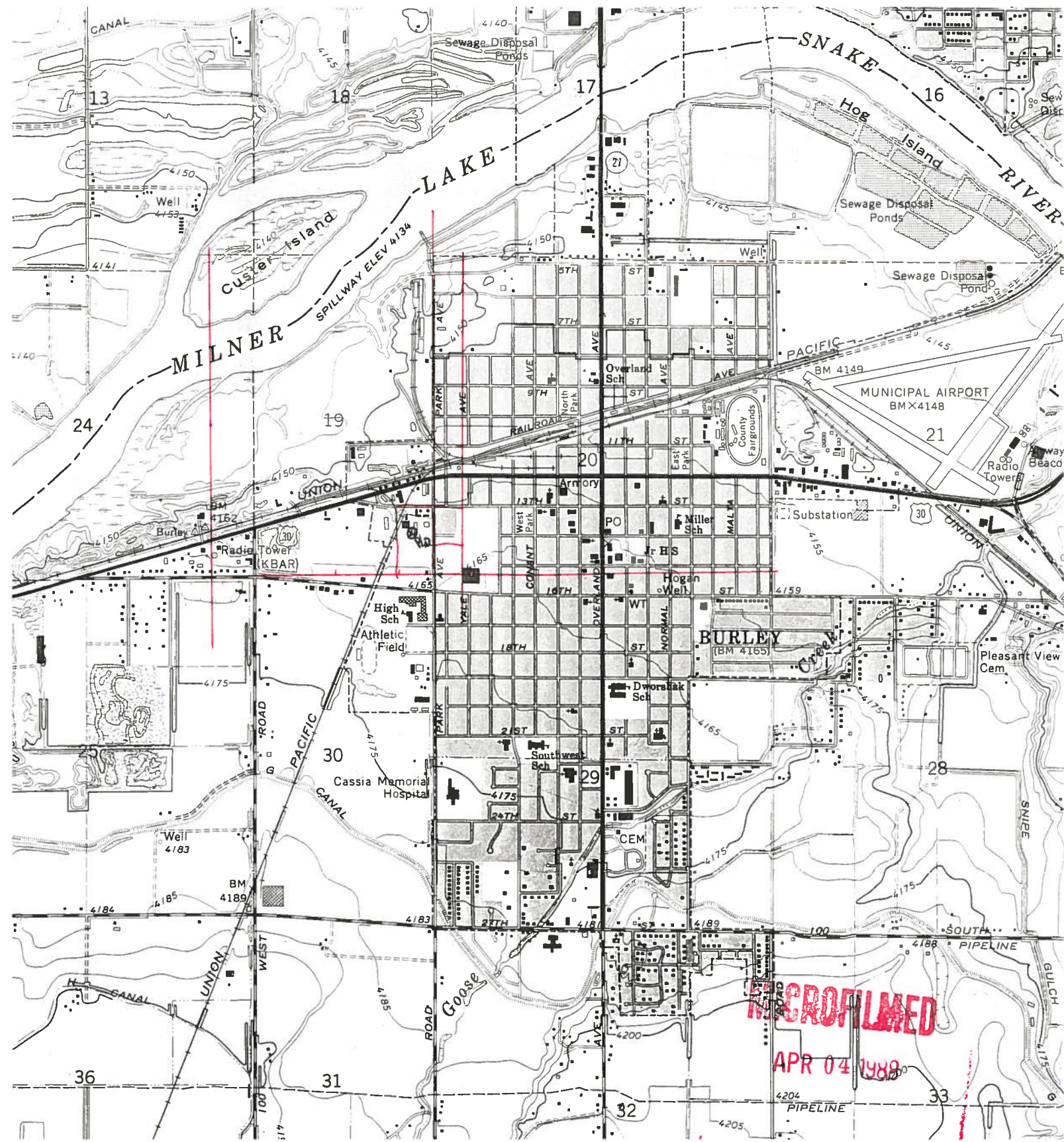
Pump could possibly operate 30 to 65 ^(gunn soap) ~~thru~~ **FILED** these

$$Q = \frac{(30)(2.12)}{448.8} = .142 \text{ cfs}$$

APR 04 1988

Rate of diversion = .15 cfs

45-7377



45-7377

A49

11

1.92

5.3

1.8

2.110

3.165

3A51

265

25.130

19

102

MICROFILMED

APR 04 1988

TRAILER
CORPORATION

20



Point of Diversion

MICROFILMED

APR 04 1988

4/86 Rec 10/6/86 FOWR Southern

For Office Use Only
Fee Received 100 -
Date 10/6/86
Receipt # 38747
Receipt by M. Baldwin
Sent to S.O. 10/6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

RECEIVED
OCT 7 1986

1. Permit No. 45-7377

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: BURLEY DEVELOPMENT CO

3. Post Office Address: % Truman Bradley PO Box 456
Burley, Idaho 83318 Telephone No. 678-4567 or 678-5159
Ralph Besel 678-7612

4. Source of Water: Well

5. Extent of Use:
Domestic (No. of households) Stockwater (No. and type of stock)
Irrigation (acres) Other/Remark Mobile Home Park - Use
for teneants in irrigating yards and gardens.

6. Total rate &/or volume for which proof is submitted .24 cfs acre-feet

7. Show the date water was first diverted and beneficially used under this permit:
1979

8. Person to contact to accompany the department representative during the field examination:
Truman Bradley 678-5159 or Ralph Besel 678-7612
(Name)
PO Box 456 Burley, Idaho 83318 678-5159 or 678-7612
(Address) (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.)

BURLEY DEVELOPMENT APR 04 1988

Pct 3. ;986
Date

Truman Bradley Partner
Signature of Permit Holder (and title, if appropriate)

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

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

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.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
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

45-7377
BURLEY DEVELOPMENT CO.
P. O. BOX 8
BURLEY, ID 83318

138094

August 12, 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. If you do change to another certified examiner.

Certified water right examiners are licensed engineers or geologists 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 office.

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

Sincerely,

Loren Holmes
LOREN HOLMES
Southern Regional Manager

Enclosures

MICROFILMED

APR 04 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

AUGUST 29, 1984

BURLEY DEVELOPMENT

BOX B

BURLEY

ID 83318

RE: Permit No. 45-7377

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Enclosed please find a copy of an order involving your permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,
s/Mary A. Neuhy
Secretary

Enclosure

MICROFILMED

APR 04 1988

CALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK ⁴⁵⁻⁷³⁷⁷
 TO: FILE # ~~37-1776~~
 DATE: 8/16/84

Date proof received

191

July 10
July 8

Proof due

-182

Number of day proof late

9

Priority date

+137

May 17, 1977

New priority date

146

May 26, 1977

Remarks:

RECEIVED

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. 45-7377

Name(s) of Permit Holder: BURLEY DEVELOPMENT

Post Office Address: Bx 8
BURLEY, IDAHO Tel. No. _____

Source of Water: _____

Extent of Use: ☒ Domestic (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation (acres)
☐ Other _____

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No
Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

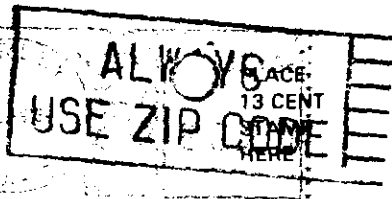
The above information is a true statement of the extent to which the above numbered permit has been developed.

7-1-84
Date

Burley Development
Signature of Permit Holder

Bx 8
BURLEY

83318



RECEIVED



JUL 19 1984 IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

BOISE, IDAHO 83720
Department of Water Resources

11-11-84

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

BURLEY DEVELOPMENT CO.
P. O. BOX 8
BURLEY, ID 83318

138686

PROOF DUE NOTICE

APRIL 30, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 45-7377 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JULY 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

138686



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

August 6, 1979

Burley Development Co.
P.O. Box 8
Burley, Id. 83318

Dear Gentlemen,

RE. Permit No. 45-7377

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

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure
MICROFILMED

S T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

MAY 24, 1979

South Idaho Press
P.O. Box 190
Burley, Idaho 83318

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 JUNE 22, 1979.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECEIVED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

45-2322

BURLEY DEVELOPMENT CO.

P. O. BOX 8, BURLEY, ID 83318

Source: GROUNDWATER

Date Filed: 05/17/1979

Amount: 0.24 CFS

Diversion Point: SESE Sec 19 T 10S R 23E, CASSIA Co.

Use: IRRIGATION (0.24 CFS) from 03/15 to 11/15

Place of Use: SESE Sec 19 T 10S R 23E FOR 12 ACRES

Diversion Means: WELL AND PUMP

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before JUNE 22, 1979.

C. STEPHEN ALLRED

Director

Published 6/5 & 6/12/79.

MICROFILMED

79-158

**NOTICE OF APPLICATION
FOR WATER RIGHT**

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

45-7377

BURLEY DEVELOPMENT CO., P.O. BOX 8, BURLEY, ID 83318, Source: GROUNDWATER, Date Filed: 05/17/1979, Amount: 0.24 CFS, Diversion Point: SESE Sec 19 T 10S R 23E, CASSIA Co., Use: IRRIGATION (0.24 CFS) from 03/15 to 11/15, Place of Use: SESE Sec 19 T 10S R 23E FOR 12 ACRES, Diversion Means: WELL AND PUMP

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before JUNE 22, 1979.

C. STEPHEN ALLRED
Director

Published in the South Idaho Press on June 5 and 12, 1979.

*db
maga
6-4-79*