

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that GEORGE BURTON

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 1 to October 15	at 1.00 cfs and	200 acre feet
	from _____ to _____	_____ cfs and	_____
	from _____ to _____	_____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.00 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 200 acre feet per year, said waters to be diverted within the SW 1/4, Sec. 12, Twp. 10S, Rge. 24E, B. M. in the County of Cassia

Description and location of place of use:

Twp.	Range	Section																Totals	
		NEW	NW¼	SW¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼			
10S	24E	12															10	40	50

Total number of acres irrigated 50

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 2 day of

December, 19 78

Director

MICROFILMED

Identification No. _____

Application No. 45-7214

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant George Burton Phone: 654-6731
post office address Rural Route #1, Declo, Idaho
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 10 S
Range 24 E B.M. Cassia County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into n/a 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 1 cfs for irrigation purpose from April 1 to Oct. 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. one cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 6" pump, 40 h.p. motor, well and
sprinkler system

- 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 16" inches; proposed depth of well is 120 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is one year~~x~~
b. Estimated construction cost is \$ 14,000.00.
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: _____

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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	
10 S	24 E	12															10	40	50

Total number of acres to be irrigated 50

c. Describe any other water rights used for the same purposes as described above. None

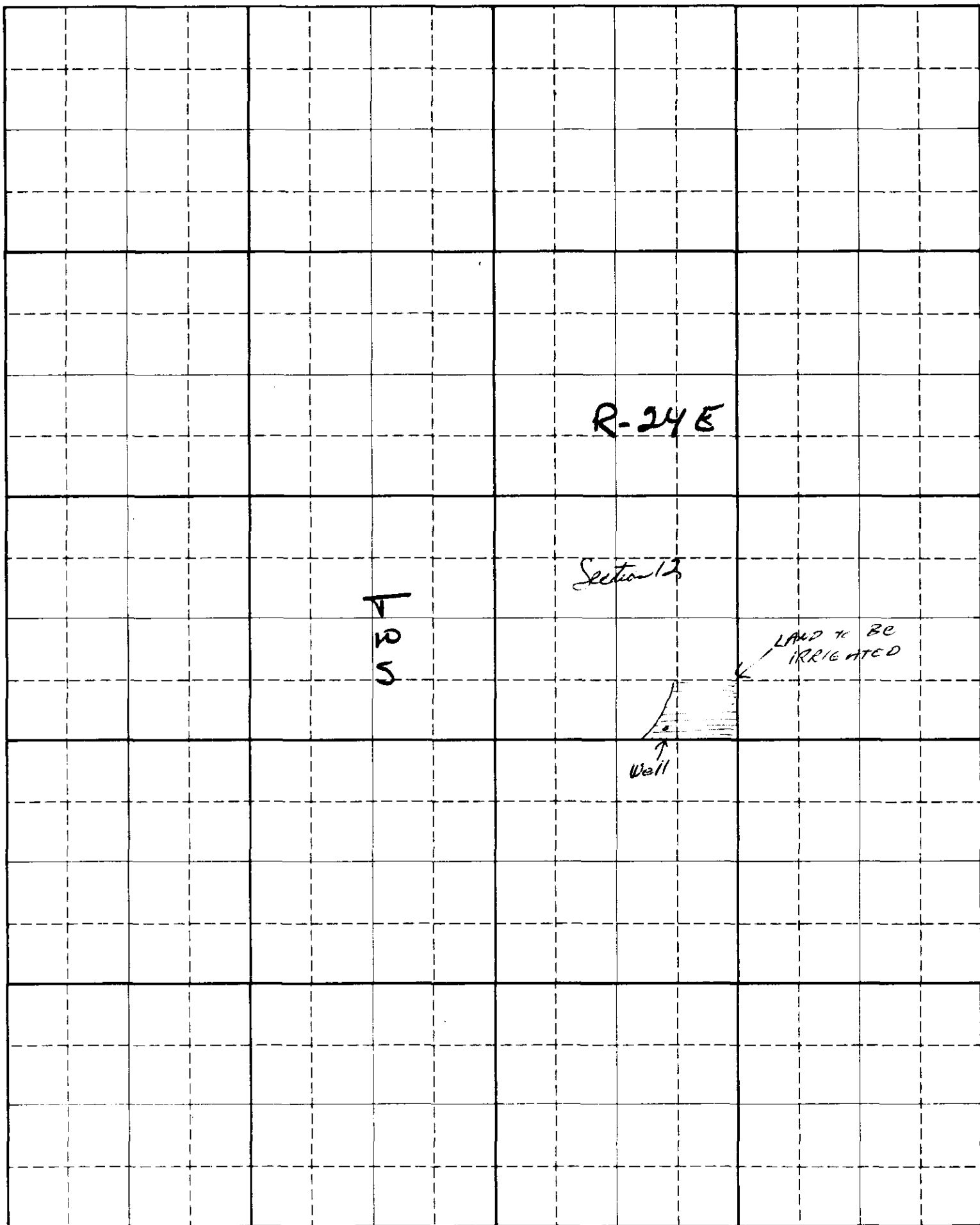
9. a. Who owns the property at the point of diversion George Burton

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

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.



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.

George J. Burton
(Applicant)

Proposed Priority 12-24-1974

mb: Received by J.B. Date 12-24-74 Time A.M.
Preliminary check by h Fee \$ 25.00
Receipted by J.B. Date 12-26-74 # 647
Publication prepared by CC Date 12-30-74
Published in South Idaho Press
Publication dates 1-7 & 1-14-75
Publication approved CC Date 1-20-75
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by h 505

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. 45-7214, 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 March 1, 19 76.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 5 day of February 19 75.

R. Karl Hjort
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>mls</u>	<u>12-30-74</u>	Application No. <u>GEORGE BURTON</u> <u>45-7214</u>
(2)			☒ 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
(3)	<u>mls</u>	<u>12-30-74</u>	In form to receipt Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>mls</u>	<u>12-30-74</u>	In form for advertising
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no ☒
(8)			Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>cc</u>	<u>1-20-75</u>	Affidavit of Publication received (date) <u>1-20-75</u>
(11)			Final date for protests <u>1-23-75</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)			All requested information received from agencies or applicant yes ☒ no _____
(14)			Action recommended: ☒ Approve ☒ Deny ☒ Measuring device required Priority <u>12-24-74</u> Reason for Reduction _____ ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District <u>South</u>	By <u>B. B. Haynes</u>	Date <u>RECEIVED</u>

MICROFILMED

JAN 27 1975

Department of Water Resources

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Ruth Chambers being first

duly sworn, deposes and says that ~~she~~ is the

Bookkeeper 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 2 consecutive weeks, commencing with the issue

dated January 7, 1975, and ending with the issue dated January 14, 1975.

Ruth Chambers

Subscribed and sworn to before me
this 17th day of January
1975.

Edith Raustadt Notary Public

Cost of Publication 10.50

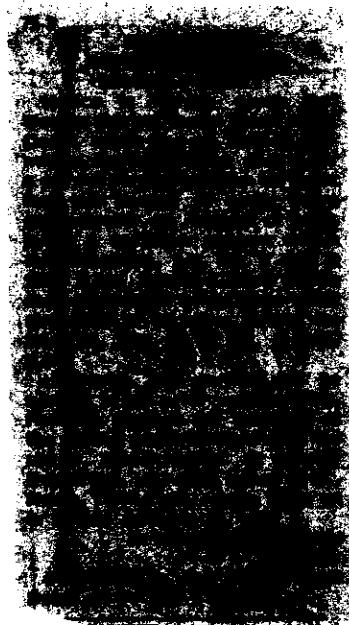
Notary Fee

Total Cost

My commission expires October 23, 1975

RECEIVED

Department of Justice
Seal of the State of Idaho



O.K.C.C.
1-20-75

MICROFILMED

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Paul Hansen being first

duly sworn, deposes and says that she is the

Paul Hansen 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 2 consecutive weeks, commencing with the issue dated January 7, 1975, and ending with the issue dated January 14, 1975.

Paul Hansen

Subscribed and sworn to before me

this 17th day of January 1975.

Edith Raustadt Notary Public

Cost of Publication 10.50

Notary Fee

Total Cost

My commission expires October 23, 1978

75-3

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that George Burton, Rural Route No. 1, Declo, Idaho has on 12-24-74 submitted Application No. 45-7214 for a permit to appropriate 1.0 cubic feet per second of water from groundwater by means of well, pump & sprinkler system within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T 10S, R 24E, B.M., Cassia County to be used from April 1 - October 15 for irrigation of 50 acres within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12, T 10S, R 24E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before January 23, 1975.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press on 1-7 and 1-14-75.

O.K. 008
1-20-75

NOT RECORDED

December 11, 1978

Re: Permit No. 45-7214

George Burton
Rural Route #1
Declo, Idaho 83323

Dear Mr. Burton:

Enclosed herewith is a copy of the water right license issued
on the above referenced permit.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Alfred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

November 9, 1978

Re: Permit No. 45-7214

George Burton
Rural Route #1
Declo, Idaho 83323

Dear Mr. Burton:

A representative of this Department made an examination of the works covered by your Permit No. 45-7214 on September 2, 1976, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.00 cfs Source: groundwater

The maximum quantity diverted shall not exceed 200 acre feet per
year.

Point of diversion: SW¹/₄SE¹/₄, Sec. 12, Twp. 10S, Rge. 24E, B. M.

Beneficial use: Irrigation of 50 acres within the SW¹/₄SE¹/₄, Sec. 12,
Twp 10S, Rge. 24E, B. M.

Priority date established: December 24, 1974

If you do not concur with these findings please contact us within 10 days, otherwise a
water license will be issued as set forth above.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

MICROFILMED

1. Name of permit holder George J. Burton

Post office address Route 1, Declo, ID 83323 Phone 654-6731

Person to contact _____ Phone _____

- 50

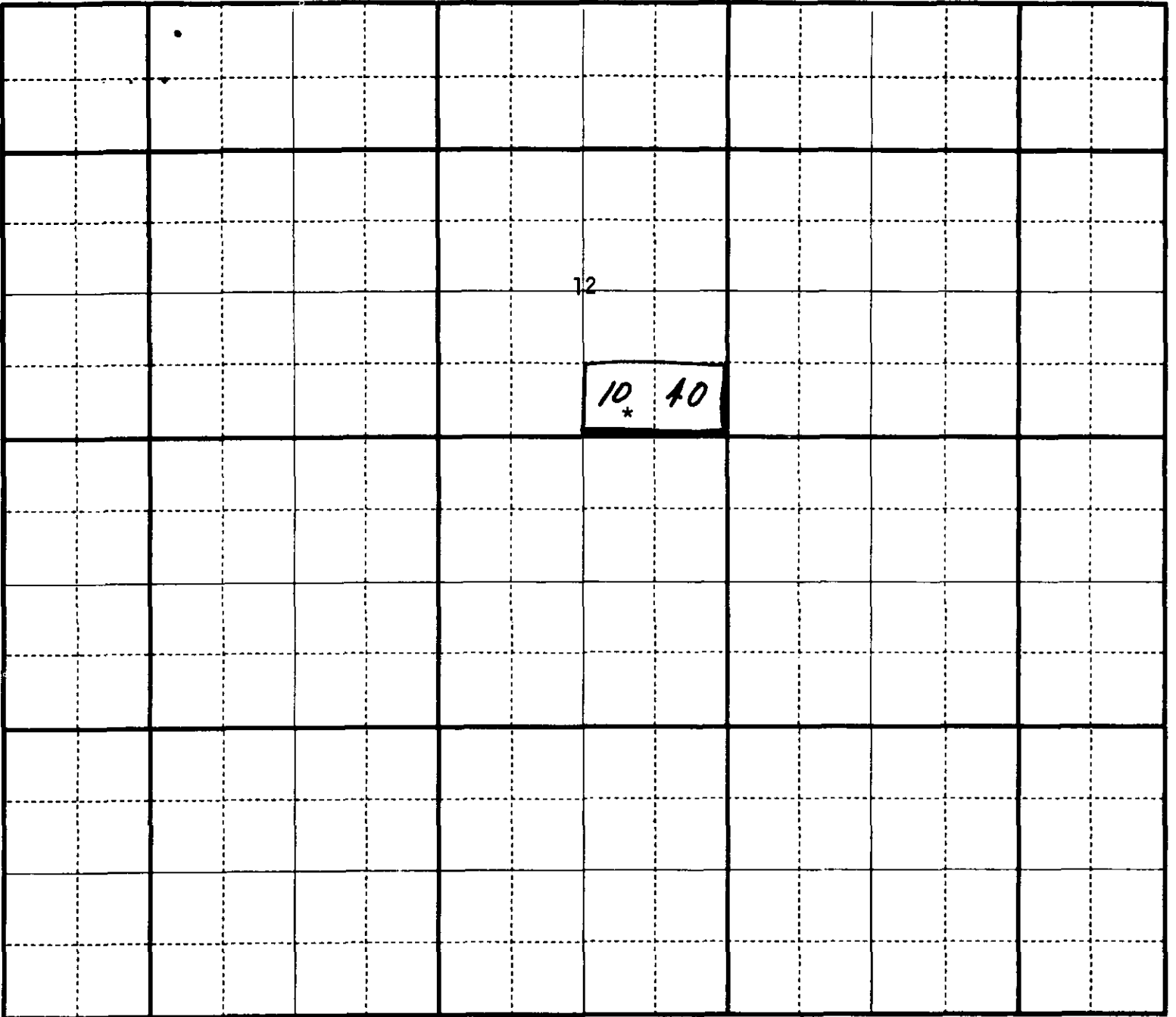


Diagram of System

DATE OF EXAM 9-2-76

ACREAGE
Found 50
Recommended 50

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 1.0 c.f.s. V = 200 AF/Ann. from April 1 to Oct 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 550 gal/min = 1.23 c.f.s. Method of measurement McCrometer

Total Q recommended 1.0 c.f.s. Meter No. 23-6-443 type 8" Condition New

Total V recommended 200 Ac Ft/Ann

Recommended Amendments:

P.D. NA
Place of Use NA
Other _____
None ☒

MEASUREMENT CALCULATION:
Measured 1.23 c.f.s. = (550 gal/min ÷ 448.8 gal/min/c.f.s.)
Allowed 1.0 c.f.s. Amount Applied for.

SYSTEM DESCRIPTION:
Westinghouse Motor 40 Hp #23418197
Worthrop Pump #9238
Wheel lines Sprinkler System There is other
right from another permit.

REMARKS:
Mr Burton was present during Exam.

Examiner's Signature Sally Lundberg Date 9-2-76
Checked by Seed Shewley Date 9-2-76
Approved by Michael L. Stule Date 9-15-76

March 10, 1976

Re: Permit No. 45-7214

George Burton
Route 1
Declo, ID 83323

Dear Mr. Burton:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Twin Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder George J. Burton
- b) Post Office Address Rte # 1 - Deale, Idaho - 83323
2. Permit Number 45-7214
3. Date of Priority that you are prepared to establish December 26, 1974
4. a) Source from which water was appropriated Drilled well
- b) Location of the point of diversion: SW 1/4 SE 1/4, Section 12
Township 10 S, Range 24 E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
Amount 1.0 cfs. for Irrigation purposes from April 15 to Oct 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
- b) Total amount appropriated _____ cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Macrometer - water meter (6")

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
 - a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: None
 - b) Describe the agreement or understanding by which you take water from the works: None

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 40 hp - Elec. Pump - Winthroth
16" - casing -
98' - depth
Delivered Thru mainline and sprinkler system

b) Describe the type and size of measuring device which you have installed at your point of diversion: 6" Macrometer

c) Give well driller's name and address and the date the well was completed: Finished 4-3-75
R. O. Denton & Son
Box 364 - Paul, Idaho

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Stock water at pump site

3-2-76 j

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	24E	12															x	x	50ac.

Total number of acres irrigated 50ac.

10. Remarks: _____

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

2-26-76
(Date)

George J. Burton
(Signature)

State of Idaho)
County of Minidoka) ss.

On this 26th day of February, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Raymond A. King
Notary Public residing at Reupert, Idaho

My commission expires July

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
- ☐ Show to whom, date, & address of delivery.. 35¢
- ☐ **RESTRICTED DELIVERY.**
Show to whom and date delivered..... 65¢
- ☐ **RESTRICTED DELIVERY.**
Show to whom, date, and address of delivery 85¢

2. **ARTICLE ADDRESSED TO:**

Des Burton

3. **ARTICLE DESCRIPTION:**

REGISTERED NO. | CERTIFIED NO. | INSURED NO.

138205

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☒ Authorized agent

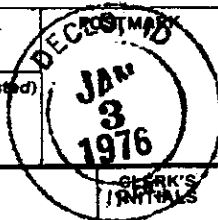
X Clifford

4. **DATE OF DELIVERY**

1-3-76

5. **ADDRESS (Complete only if requested)**

6. **UNABLE TO DELIVER BECAUSE:**



UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300**



**RETURN
TO**



**DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

December 31, 1975

CERTIFIED MAIL

138205

Re: Permit No. 45-7214

Mr. George Burton
R. R. 1
Declo, Idaho 83323

Dear Mr. Burton:

One of the conditions of approval of your water Permit No. 45-7214 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before March 1, 1976. Enclosed is an affidavit form which must 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 affidavit 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

January 5, 1975

Re: Permit No. 45-7214

Mr. George Burton
Route 1
Declo, Idaho 83323

Dear Mr. Burton:

Enclosed is a copy of your approved Application for Permit No. 45-7214. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

MICROFILMED

December 31, 1974

RE: Application For Permit No. 45-7214 - George Burton

Mr. George Burton
Rural Route #1
Declo, Idaho 83323

Dear Mr. Burton:

Enclosed is your Receipt No. 647 for the above referenced application for permit in the amount of \$25.00 which was received in this office December 26, 1974.

Sincerely,

Mrs. Carol Clough
Secretary

enc.

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RESOURCES
XXXXXXXXXXXXXXXXXXXXXXX

December 30, 1974

RE: Application For Permit No. 45-7214 - George Burton

South Idaho Press
Box 190
Burley, Idaho 83318

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Bob Haynes
Southern District Engineer

BH:cc

MICROFILMED

Bill submitted 1-20-75

75-3

**NOTICE OF
APPLICATION FOR
WATER PERMIT**

Notice is hereby given that George Burton, Rural Route No. 1, Declo, Idaho has on 12-24-74 submitted Application No. 45-7214 for a permit to appropriate 1.0 cubic feet per second of water from groundwater by means of well, pump & sprinkler system within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T 10S, R 24E, B.M., Cassia County to be used from April 1 - October 15 for irrigation of 50 acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T 10S, R 24E, B.M.

if issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before January 23, 1975.

R. KEITH HIGGINSON
Director

Published in the South Idaho
Press on 1-7 and 1-14-75.

*O.K. ee
1-3-75*

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Rural Route #1, Declo, Idaho

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for a permit to appropriate 1.0 cubic feet per second ~~XXXXXX~~

of water from groundwater

by means of well, pump & sprinkler system

within the S4SE4, Sec. 12, T 10S, R 24E, B.M., Cassia County

to be used from April 1 - October 15

for Irrigation of 50 acres

within the S4SE4, Sec. 12, T 10S, R 24E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before January 23, 1975.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press

on 1-7 and 1-14-75

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