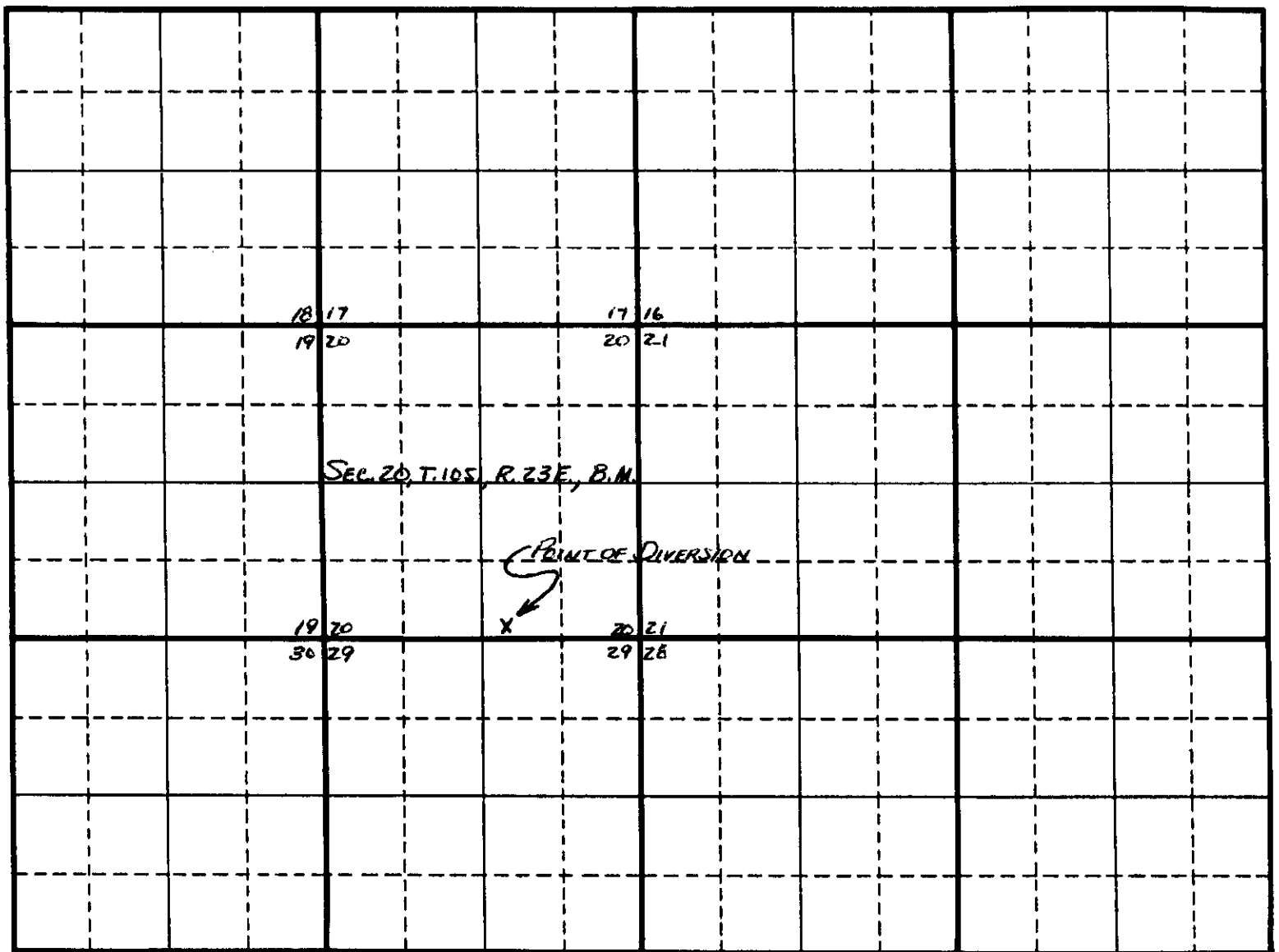


(8) Remarks _____



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 Cassia) 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.

Charles Shadlock Mayor
(Claimant)

Sworn to before me this 11 day of February, 1980.

E. E. Brunker
Notary Public
Residing at Dunley Idaho

My commission expires 4/30/82

FOR DEPARTMENT USE ONLY

Received by ADM Date 2/15/80 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by ADM Date 2/15/80 claimant by: _____
\$20.00 fee received by 171032 Date 2/15/80
Published in South Ida. Press None
Dates 3/4 & 3/11/80

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)

) ss.

STATE OF IDAHO)

Donna J. Hughes 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 *March 4* 19*80*, and ending
with the issue dated *March 11*, 19*80*

Donna J. Hughes

Subscribed and sworn to before me

this *12th* day of *March*

19*80*..

Norma M. Peterson Notary Public

Cost of Publication *2.87*

Notary Fee

Total Cost *2.87*

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1981

OK.
Doris
3/14/80

44-3899
CITY OF BURLEY, P.O. BOX 1000, BURLEY, ID
83318, Source: GROUNDWATER, Priority Date:
01/01/1940, Amount: 2.67 CFS, Diversion Point:
SWSE Sec 20 T 10S R 23E, CASSIA Co., Use:
MUNICIPAL (2.67 CFS) from 01/01 to 12/31,
Diversion Means: WELL, PUMP & PIPELINE

MICROFILMED

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)

) ss.

STATE OF IDAHO)

Clarence J. Hughes being first
duly sworn, deposes and says that he is the

Clarence of the South Idaho
Press, a daily newspaper published at Bur-
ley Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice 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 *March 7* 19*80*, and ending
with the issue dated *March 11* 19*80*

Clarence J. Hughes

Subscribed and sworn to before me

this *12th* day of *March*

19*80*.

Norma M. Peterson Notary Public

Cost of Publication *2.87*

Notary Fee

Total Cost *2.87*

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1981

OK.
Doris
3/14/80

45-4099

CITY OF BURLEY, P.O. BOX 1090, BURLEY, ID
83318, Source: GROUNDWATER, Priority Date:
01/01/1940, Amount: 2.67 CFS, Diversion Point:
SWSE Sec 20 T 10S R 23E, CASSIA Co., Use:
MUNICIPAL (2.67 CFS) from 01/01 to 12/31,
Diversion Means: WELL, PUMP & PIPELINE

MICROFILMED

COUNCILMEN

TRUMAN BRADLEY
DALE L. DOMAN
FRANCES McDONALD
KENNETH FRONK
LEONARD F. KING
GARTH PAYNE

"CHUCK" SHADDUCK, MAYOR
E.E. "BUD" BRINEGAR, CITY CLERK



OFFICE OF

Ron Neiwert

December 28, 1984

PHONES

CITY CLERK'S OFFICE 678-2224
MAYOR'S OFFICE 678-9311
AREA CODE 208

HUB OF IDAHO'S INDUSTRY
BURLEY, IDAHO 83318

RECEIVED

JAN 2 1984

Department of Water Resources
Southern District Office

State of Idaho
Department of Water Resources
Mr. Loren O. Holmes
Southern Region Supervisor
1041 Blue Lakes Boulevard North
Twin Falls, ID 83301

Re: Claim to Water Right Number 45-4099 as per our telephone conversation on
December 28, 1984.

Dear Sir:

Due to the abandonment of the original Well Site No. 2, Claim No. 45-4099, by the City of Burley, Idaho as a source of Culinary water because of a sand and cave-in problem, the City wishes to relocate this well in a new location. The new location would be in the same Quarter Quarter-section as the original well which is the S/W $\frac{1}{4}$ S/E $\frac{1}{4}$ Section 20, Township 10 South, Range 23 E.B.M., County of Cassia, so the point of diversion and use will remain the same.

The City of Burley is concerned about losing the water right, now held on Well No. 2, due to the inability to use it as a water source. However, as you and I discussed, the City has been supplementing this well's production with other City Wells in the area. If I understood our conversation correctly, this should preserve the City's water rights for Well No. 2.

The City of Burley will construct a new well as soon as finances become available. Meanwhile, we wish to preserve our water right as it now stands.

It is my understanding that it is not necessary to file any other claims as long as the City does not modify or change the original Claim No. 45-4099. If you have found anything different, please advise me.

Thank you for your time and concern on this matter.

Sincerely,

Ron Neiwert
Field Engineer
City of Burley
P.O. Box 1090
Burley, ID 83318

MICROFILMED

RECEIVED

JUL 25 1985

rpm

Department of Water Resources

May 16, 1984

William A. Parsons
Office of City Attorney
City of Burley
Burley, ID 83318

Dear Mr. Parsons:

Re: Water Right Nos. 01-7074, 36-4080, 45-4085 to 45-4099, 45-7092
45-7114, 45-7269, and 45-7436

The Department acknowledges receipt of your letter requesting the status of all the claims, permits and licenses for the City of Burley. Since it is easier and less costly to provide you with copies of everything as opposed to producing a computer report, I've enclosed copies. Please remit \$5.00 to cover copying charges.

In regards to the status of the water rights, no further action is required on the licensed rights or the claims. The statements of beneficial use have been submitted for all of the permits. The field exam has been conducted for Permit No. 45-7436 and is pending on Permit No. 01-7074. The Department will notify you of the extent of beneficial use found just prior to licensing these rights.

If I can be of further assistance, please feel free to contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

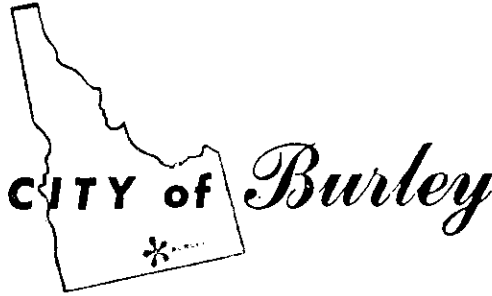
bcc: Roberta Garrett

MICROFILMED

COUNCILMEN

TRUMAN BRADLEY
DALE L. DOMAN
FRANCES McDONALD
KENNETH FRONK
LEONARD F. KING
GARTH PAYNE

"CHUCK" SHADDUCK, MAYOR
E.E. "BUD" BRINEGAR, CITY CLERK



OFFICE OF City Attorney

PHONES

CITY CLERK'S OFFICE 678-2224
MAYOR'S OFFICE 678-9311
AREA CODE 208

HUB OF IDAHO'S INDUSTRY
BURLEY, IDAHO 83318

May 11, 1984

RECEIVED
MAY 14 1984

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

Department of Water Resources

RE: 45-7269 City of Burley

Gentlemen:

The City of Burley apparently had the above permit and for some reason the City's records do not appear that the permit was proved up on.

Could you tell me the status of the permit and send us the necessary papers to prove up on the permit.

We would also appreciate a report as to what your files also indicate as to any other permits or licenses that the City of Burley has or should have.

Very truly yours,

William A. Parsons

WAP:rt

cc: Mayor Chuck Shadduck

MICROFILMED

T A 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

MARCH 25, 1980

CITY OF BURLEY
P.O. BOX 1090
BURLEY

ID 83318

RE: Claim No. 45-4099

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, 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,

LOREN O. HOLMES
Southern Region Supervisor

Enclosure

MICROFILMED

DEPARTMENT OF WATER RESOURCES
Southern Region

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

FEBRUARY 20, 1980

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 billings to this office before MARCH 21, 1980.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED

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:

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

C. STEPHEN ALLRED

Director

Published 3/4 & 3/11/80.

APR 11 1980
TWIN FALLS, IDAHO

CITY OF BURLEY

P.O. BOX 1090, BURLEY, ID 83318

Source: GROUNDWATER

Priority Date: 01/01/1940

Amount: 2.67 CFS

Diversion Point: SWSE Sec 20 T 10S R 23E, CASSIA Co.

Use: MUNICIPAL (2.67 CFS) from 01/01 to 12/31

Diversion Means: WELL, PUMP & PIPELINE