

Idaho Department of Water Resources

63-7199

T03N R02E S36



-  Point of Diversion
-  Place of Use
-  Sections
-  Quarter Quarter



500 0 500 Feet



IDWR
Prepared by: Sandy Egbert
Date: 1-27-05
1987 NAPP Photography

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-07199
Date Received: 6/30/1992
Receipt No: C024931
Received By: gpc

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MORRISON KNUDSEN BLS
Address: 4600 APPLE ST
BOISE ID

83706

208 289-1870
RECEIVED
AUG 18 1992

2. Date of Priority: FEB 21, 1969

3. Source: GROUNDWATER

Trib. to:

Department of Water Resources
Western Regional Office

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02E	36	SE	NW	NW		ADA

5. Description of diverting works:

12 3/4" CASING 404' DEEP WELL WITH SUBMERSIBLE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	1.090		20.00

7. Total Quantity Appropriated is:

1.090 C.F.S. (and/or) 20.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

I/TRAIN REPAIR YARD & OFFICE BLDG.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02E	36	NW	NW		INDUST	

11. Place of use in counties: ADA

MICROFILMED

JUL 25 1994

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

For Organizations:

I do solemnly swear or affirm that I am Environmental Manager of
Morrison Knudsen Corporation Title
Boise Locomotive Shop Organization, that I have signed the foregoing
document in the space below as agent of
Morrison Knudsen Corporation Title
Organization and that the statements contained in the
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
Morrison Knudsen Corporation
Environmental Manager
Title and Organization

July 13, 1992
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of July 19 92

B. Ann Edmark
Notary Public

Seal

Residing at Boise, Ida

My Commission Expires 3/94

MICROFILMED

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
Print Name

acting as attorney at law on behalf of the claimant signing above, and that
all notices required by law to be mailed by the director to the claimant
signing above should be mailed to me at the address listed below.

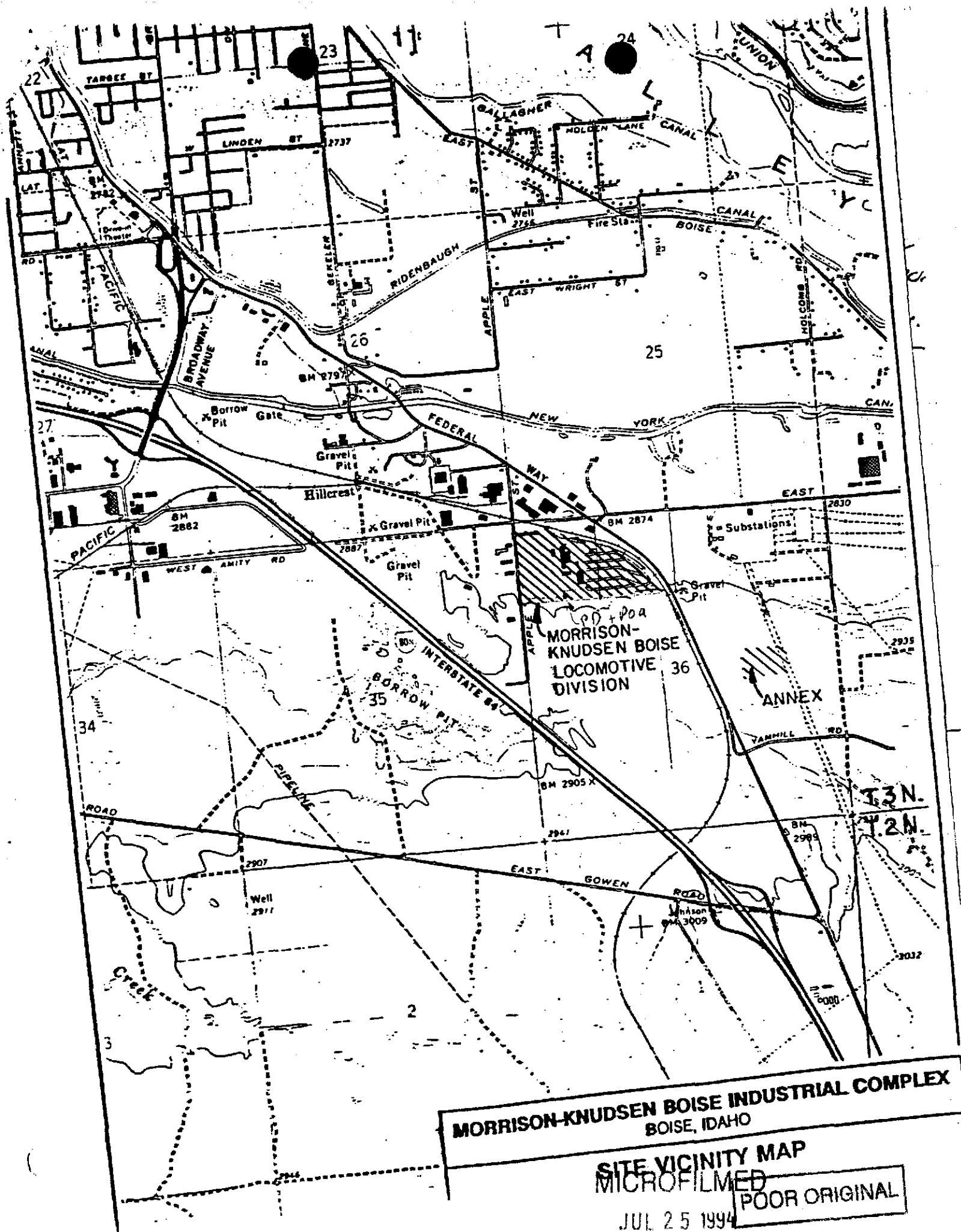
Signature _____

Address _____

Date _____

MICROFILMED

JUL 25 1994



REPORT OF WELL DRILLER State of Idaho

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:
Name BROADWAY HOLDING CO.
Address 119 Broadway Ave.,
Boise, Idaho

Owner's Permit No. _____
NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: Domestic ☒ 100

METHOD OF CONSTRUCTION: Rotary ☒ Cable ☐
Dug ☐ Other _____

(explain)
CASING SCHEDULE: Threaded _____ Welded _____
12 1/4" Diam. from 0 ft. to 60 ft. 250
12 1/4" Diam. from 60 ft. to 101 ft. 183
"Diam. from _____ ft. to _____ ft.
"Diam. from _____ ft. to _____ ft.
Thickness of casing: 183 & 250 Material:
Steel ☒ concrete ☐ wood ☐ other ☐

(explain)
PERFORATED? Yes ☒ No ☐ Type of
perforator used: Reagan Moss Full Flo shutter
screen casing
Size of perforations: 1/8 " by 2 5/8 "
1300 perforations from 163 ft. to 399 ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
WAS SCREEN INSTALLED? Yes ☐ No ☒
Manufacturer's name _____ Model No. _____

Type _____
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

CONSTRUCTION: Well gravel packed? Yes ☒
No ☐ size of gravel 1/8" max Gravel
placed from 10 ft. to 101 ft. Surface seal
provided? Yes ☒ No ☐ To what depth?
10 ft. Material used in seal: 5 bags cement
in 1 to 1 -ix bentonite grout
Did any strata contain unusable water? Yes ☐
No ☒ Type of water: _____
Depth of strata _____ ft. Method of sealing
strata off: _____

Surface casing used? Yes ☐ No ☒
Cemented in place? Yes ☐ No ☒
Locate well in section

LOCATION OF WELL: County Ada
N 1/2 Sec. 36 T. 3N N/E R. 2 E/K

Use other side for additional remarks

Size of drilled hole: 20" Total
depth of well: 101 Standing water
level below ground: 192 Temp. _____
Fahr. _____ Test delivery: 1298 gpm
or cfs Pump? ☒ Bail ☐
Size of pump and motor used to make test:
10" 10 slip pump 671 Diesel
Length of time of test: 17 Hrs. 45 Min.
Drawdown: 178 ft. Artesian pressure: ft.
above land surface Give flow cfs
or gpm Shutoff pressure:
Controlled by: Valve ☐ Cap ☐ Plug ☐
No control ☐ Does well leak around casing?
Yes ☐ No ☐

DEPTH FROM TO FEET FEET	MATERIAL	WATER YES OR NO
0 25	Clay, brown	no
25 30	Boulders	yes
30 50	Gravel and boulders	yes
50 55	Boulders	yes
55 65	Yellow sand and clay	no
65 72	Brown clay	no
72 86	Coarse gravel	yes
86 130	Gravel	yes
130 150	Gravel and boulders	yes
150 187	Gravel	yes
187 227	Gravel and boulders	yes
227 233	Gravel	yes
233 280	Sandy clay	no
280 310	Gravel	yes
310 101	Sand and gravel	yes
101 101	White clay	no

Casing closed on bottom
Work started: 10-19-68
Work finished: 12-20-68
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: P. & M. WELL DRILLING CO., INC.
Address: P.O. BOX 220 Caldwell, Idaho
Signed by: J. Roy Humphrey
License No. 76 Date: Dec. 23, 1968

USGS

11/29/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7199

NAME AND ADDRESS: MOTIVE POWER INC
4600 APPLE STREET
BOISE ID 83716

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.090 CFS
20.000 AFY

PRIORITY DATE: 02/21/1969

POINT OF DIVERSION:

T03N R02E S36 SENWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

INDUSTRIAL

1/01 12/31

1.090 CFS
20.00 AFY

PLACE OF USE: INDUSTRIAL Within ADA County

T03N R02E S36 NWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-7199V1					

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Morrison Knudsen BLS,
Boise Locomotive Company

4. New Owner/Claimant(s)

MotivePower Inc.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

4600 Apple St.

City, State and ZIP Code

Boise, ID 83716

New Telephone Number

808 947-4800

5. Date you acquired the property

March 22, 2001 IS THE DATE

THE Name Change filed with the state of Idaho.
 SEE ATTACHED AMENDED CERTIFICATE OF AUTHORITY FROM THE
 OFFICE OF THE SECRETARY OF STATE.

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

April S. Wain
Vice President & General manager

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

State of Idaho

Office of the Secretary of State

AMENDED CERTIFICATE OF AUTHORITY

OF

BOISE LOCOMOTIVE COMPANY

File Number C 118137

I, PETE T. CENARRUSA, Secretary of the State, hereby certify that an Application for Amended Certificate of Authority, has been received in this office and is found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Amended Certificate of Authority to reflect the name change from **BOISE LOCOMOTIVE COMPANY** to **MOTIVEPOWER, INC.** and attach hereto a duplicate of the application for such amended certificate.

Dated: March 22, 2001



Pete T. Cenarrusa
SECRETARY OF STATE

By *[Signature]*



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 2, 2005

MOTIVE POWER, INC.
4600 APPLE STREET
BOISE ID 83716

RE: Snake River Basin Adjudication (SRBA)
Water Right No. 63-7199

Dear Property Owner(s):

We have been advised you may be the new owner of the property with the water right referenced above. Enclosed is a recommendation report for your review.

Before we can modify our records to reflect your ownership of this water right, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions attached to the form and return to this office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

Sandy Egbert
GIS Specialist
Adjudication Section
Western Region

CC: File

Enclosures

RECEIVED
JUN 24 2005
WATER RESOURCES
05/31/2005 WESTERN REGION

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 15, 2005

Water right number: 63-7199

MORRISON KNUDSEN BLS
4600 APPLE ST
BOISE ID 83706
Telephone Number: (208)389-4870

Motive Power, Inc.
83716
947 4800

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Name of company is wrong.
Zip code is wrong. Telephone number is wrong.

2. Describe the changes you wish to make in the proposed recommendation:

Name is Motive Power, Inc.
Zip code is 83716 Telephone number is 947 4800.

3. Give a brief explanation as to why you disagree with these portions:

Name And ownership change Ten years Ago.
Owner is Westinghouse Air Brake Technology.

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 6/21/05 SIGNATURE: *Art*

Please print your name: ART ANDERSON

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

01/27/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7199

NAME AND ADDRESS: MORRISON KNUDSEN BLS
4600 APPLE ST
BOISE ID 83706

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.090 CFS
20.000 AFY

PRIORITY DATE: 02/21/1969

POINT OF DIVERSION:

T03N R02E S36 SENWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
INDUSTRIAL

PERIOD OF USE
1/01 12/31

QUANTITY
1.090 CFS
20.00 AFY

PLACE OF USE: INDUSTRIAL Within ADA County
T03N R02E S36 NWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL:

Idaho Department of Water Resources

63-7199

T03N R02E S36



- ⊙ Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter



500 0 500 Feet

IDWR

Prepared by: Sandy Egbert

Date: 1-27-05

1987 NAPP Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7199 V1

WATER RIGHT NUMBER: 63-7199 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MORRISON KNUDSEN BLS 4600 APPLE ST BOISE, ID 83706 (208)389-4870
Original Owner	EMKAY DEVELOPMENT CO INC 400 BROADWAY AVE BOISE, ID 83702

Priority Date: 02/21/1969

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
INDUSTRIAL	1/01 to 12/31	1.090 CFS	20.00 AF
	<u>Total Diversion:</u>	1.090 CFS	20.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4NW1/4	Sec. 36, Twp 03N, Rge 02E, B.M.
ADA County		

Place of Use

INDUSTRIAL

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	02E	36						X											

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7199 V1

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	1/27/2005 12:25:57 PM	segbert			Active
POD	1/27/2005 12:26:23 PM	segbert			Active
Source	1/27/2005 12:45:25 PM	segbert			Active
POU	1/27/2005 12:45:53 PM	segbert			Active
Use	1/27/2005 12:46:41 PM	segbert			Active
Season	1/27/2005 12:47:00 PM	segbert			Active
Quantity	1/27/2005 12:47:34 PM	segbert			Active
Summary			01/27/2005	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Source	1/27/2005 12:45:26 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
Priority Date	1/27/2005 12:25:58 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7199 V1

POD	1/27/2005 12:26:24 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POU	1/27/2005 12:45:54 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	1/27/2005 12:46:42 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	1/27/2005 12:47:01 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POD	1/27/2005 12:44:58 PM	segbert	Edited point location
POU	1/27/2005 12:46:15 PM	segbert	Edited shape boundary
Quantity	1/27/2005 12:47:35 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (No) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - as licensed

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7199 V1

Summary	1/27/2005 12:50:31 PM	segbert	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year <i>period of continuous nonuse</i> occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7199

WATER RIGHT NUMBER: 63-7199

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MORRISON KNUDSEN BLS ✓ 4600 APPLE ST BOISE, ID 83706 (208)389-4870
Original Owner	EMKAY DEVELOPMENT CO INC 400 BROADWAY AVE BOISE, ID 83702

Priority Date: 02/21/1969 ✓

Basis: License ✓

Status: Active ✓

<u>Source</u>	<u>Tributary</u>
GROUND WATER ✓	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
INDUSTRIAL ✓	1/01 to 12/31 ✓	1.090 CFS ✓	20.00 AF ✓
<u>Total Diversion:</u>		1.090 CFS ✓	20.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4NW1/4	Sec. 36, Twp 03N, Rge 02E, B.M.
ADA County		

Place of Use

INDUSTRIAL

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	02E	36						X											

Conditions of Approval:

1. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7199

Claim Received Date: 7/15/1992

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☒ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-7199

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES☒ No change☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only *NC*☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: _____

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: _____

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☐ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☐ Completed map and or GIS layout showing POD's and POU

Review
DATE ~~EXAM~~ CONDUCTED: 1-27-05

FIELD EXAMINER: *Sandy Egbert*

Date Received July 15, 1992

State of Idaho
Department of Water Resources
**REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)**

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

MORRISON-Kennison BLS (208) 389-4870
Name of Claimant Phone Number
4600 Apple St Boise Idaho 83706
Mailing Address City State Zip

Ada Aug 8 1989
County(s) where place of use is located Date claim originally due

A63-07199
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Due to economic conditions, Corporate real estate was dissolved in 1990. This would have been its function for filing. We recently become aware of deficiency.

Claimant requests an extension to July 20, or until completed 19 92
Rich Reed July 14 19 92
Signature Date of request

MKC-BLS Environmental Manager
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [granted] [X denied] for the following reasons:

Notice and filing deadline were in 1989.

and if granted the filing deadline is extended to _____, 19 _____

Signed this 11 day of August, 19 92

Director or his designated agent

DAVID B. SHAW **FILED**

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

JUL 25 1994



LOCOMOTIVE DIVISION - BOISE
P.O. BOX 5366/BOISE, IDAHO U.S.A. 83705
PHONE: (208) 389-4800/FAX: (208) 389-4820

July 14, 1992

John Dale Carlson
Water Rights Supervisor
Adjudication Bureau
Idaho Department of Water Resources
1301 N. Orchard St.
Boise, Idaho 83720

RECEIVED
JUL 15 1992

Department of Water Resources

Dear Mr. Carlson:

Please find enclosed a Notice of Claim to a Water Right, Request for Extension of Time to File Adjudication Claim, and an Application for Permit for domestic water use for filing with the Idaho Department of Water Resources regarding water use and rights of the facility water supply well at the Morrison Knudsen Corporation - Boise Locomotive Shop (MKC-BLS).

Enclosed is a check in aggregate amount of \$209.00 ; \$50.00 late filing fee, and \$159.00 for the adjudication of water rights fee. Also enclosed is a check in the amount of \$30.00 for the permit fee for the domestic use of the water.

If you have any questions, or need additional information, please let me know.

Sincerely,


Rich W. Reed
MKC-BLS Environmental Manager

c: Greg Lucier, w/o enclosures
Tom Wilkerson, "

MICROFILMED

JUL 25 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7199 Priority Feb. 21, 1969 Amount 1.09 cfs

THIS IS TO CERTIFY, that Emkay Development Company, Inc.
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 63-7199 issued pursuant to Application for Permit dated February 21, 1969,
and has submitted proof to the Department of Water Resources on November 26, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.09 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Industrial	from Jan. 1 to Dec. 31	at 1.09 cfs and	20 acre feet
	from _____	_____ cfs and	_____
	from _____	_____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 1.09 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
20 acre feet per year, said waters to be diverted within the NW 1/4 NW 1/4 of Sec. 36,
Twp. 3 N, Rge. 2 E, B.M. in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	Section														Totals
			NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	
3 N	2 E	36		X													

Total number of acres irrigated _____

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

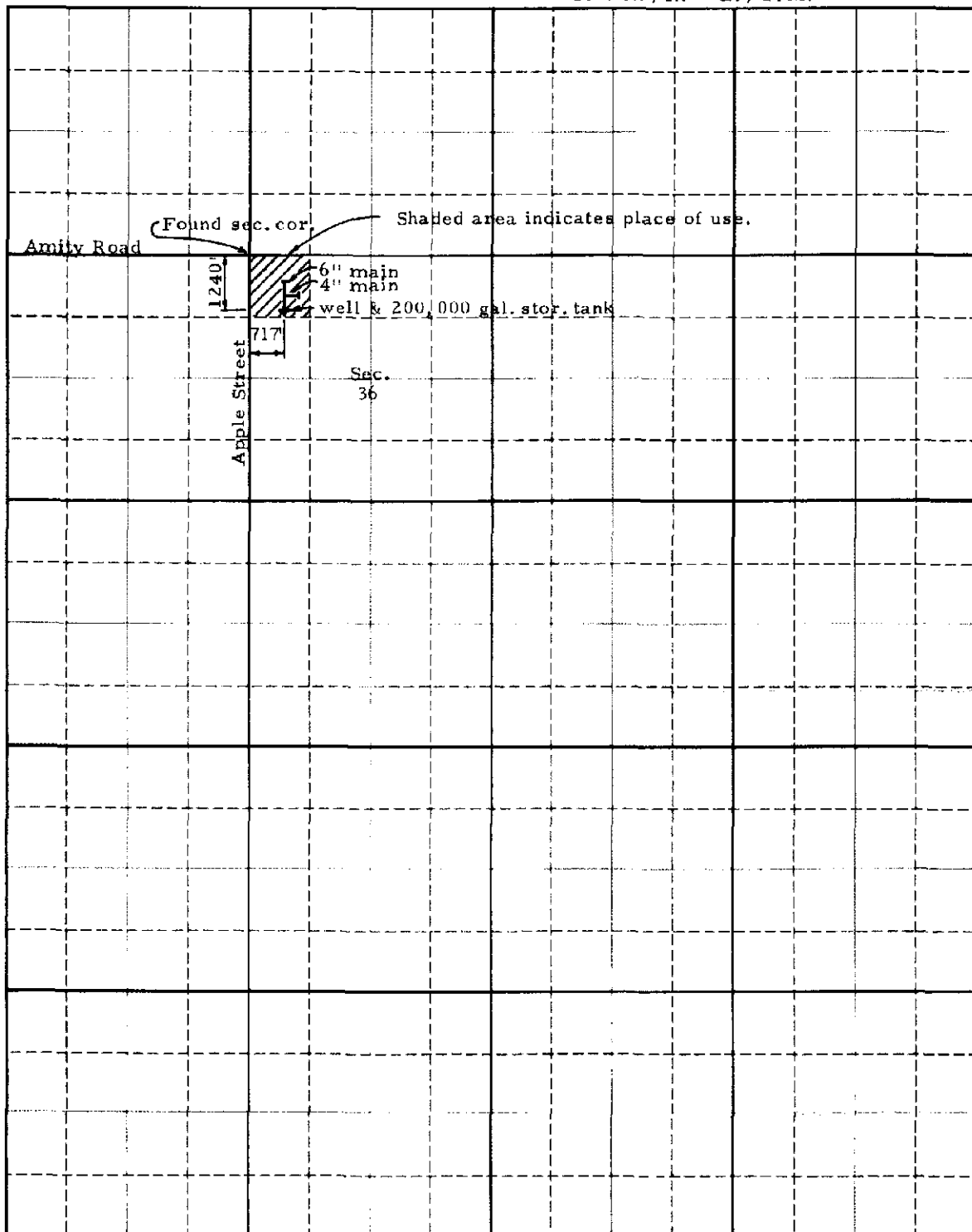
The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 1 day of
July, 19 75.

[Signature]
Director

11. Map of proposed project:

T. 3 N.; R. 2 E.; B. M.



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.

BROADWAY HOLDING COMPANY

By *E. W. Glass* VICE PRESIDENT
(Applicant)

63-7799

DEC 10 1974

measuring device incorrectly installed 4/78

1. Name of permit holder Exaky Development Company, Inc.
Post office address 400 Broadway Ave., Boise, ID Phone _____
Person to contact Chuck Winder Phone 345 5000

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)

Tributary to Bob Forester @ 2:00 today

3. Water will be used for the following purposes:

Amount 2.23 c.f.s. for industrial
AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 2.23 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 3N N/S, Range 2E E/W, B.M., Section 36, Subdivision NW 1/4 NW 1/4 Ada County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions:

Description of diverting works: 1-12"x401' deep well w/1000 gpm deep well turbine, 1-200,000 gallon reservoir; 1-1000 gpm booster pump, 1-80 gpm booster pump; 6" & 4" distribution mains.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

Acres put?

400 employees = 7.00 af
Lumber inspection = 2.25 af
fire protection = n/a
Bordura =

Total 20 ac. ft.

880,000 ft³ / 43,560 acre = 20 ac. ft. See application remarks

DATE OF EXAM 4-22-75

ACREAGE

Found _____
Recommended NA

Irrigation Requirement _____ Ac Ft/Ac

USE Industrial
~~Irrigation~~ Q = 1.09 c.f.s. V = open AF/Ann. from Jan 1 to Dec 31
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 1.09 cfs. ^{discharge rate from well into Res. County} Method of measurement Rockwell flowmeter

Total Q recommended 1.09 cfs Meter No. 11354 Type 6" inline Condition _____

Total V recommended Open (because of fire protection)

Recommended Amendments:

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

MEASUREMENT CALCULATION:

491 gpm = 1.09 cfs.

SYSTEM DESCRIPTION: M.K.'s Diesel Rebuilding Plant System.

12" x 401' well w/ (1000 gpm) Submersible pump, 200,000 gal conc. storage reservoir,
20 HP booster pump (Ser# VN-29116), 30 HP booster pump (Ser# 2-10V936-M), both
pumps discharge into 6" x 4" mainline averaging from 50 to 75 psi.
pipelines run throughout plant for various uses described below.

REMARKS:

uses: Domestic for 400 employees; lawn irrigation for small lawn
around office; boilers for steam cleaning; fire protection.

Examiner's Signature M. Clayton Brown Date 4-22-75

Checked by _____ Date _____

Approved by _____ Date _____

①

001430

001469000

491.0

gpm

1.09 cfs

Domestic Pump

30 HP

2-10V93C-M

220/440V

Pacific 4" intake - 3" disch.

Fire

20 HP

VN-29116

220/440V

Domestic Pump. 2"

75 PSI w/in line max

Domestic = 50 PSI

Drinking & Toilet

400 employees

Small lawn around office

Line protect.

Boilers, Steam cleaning