

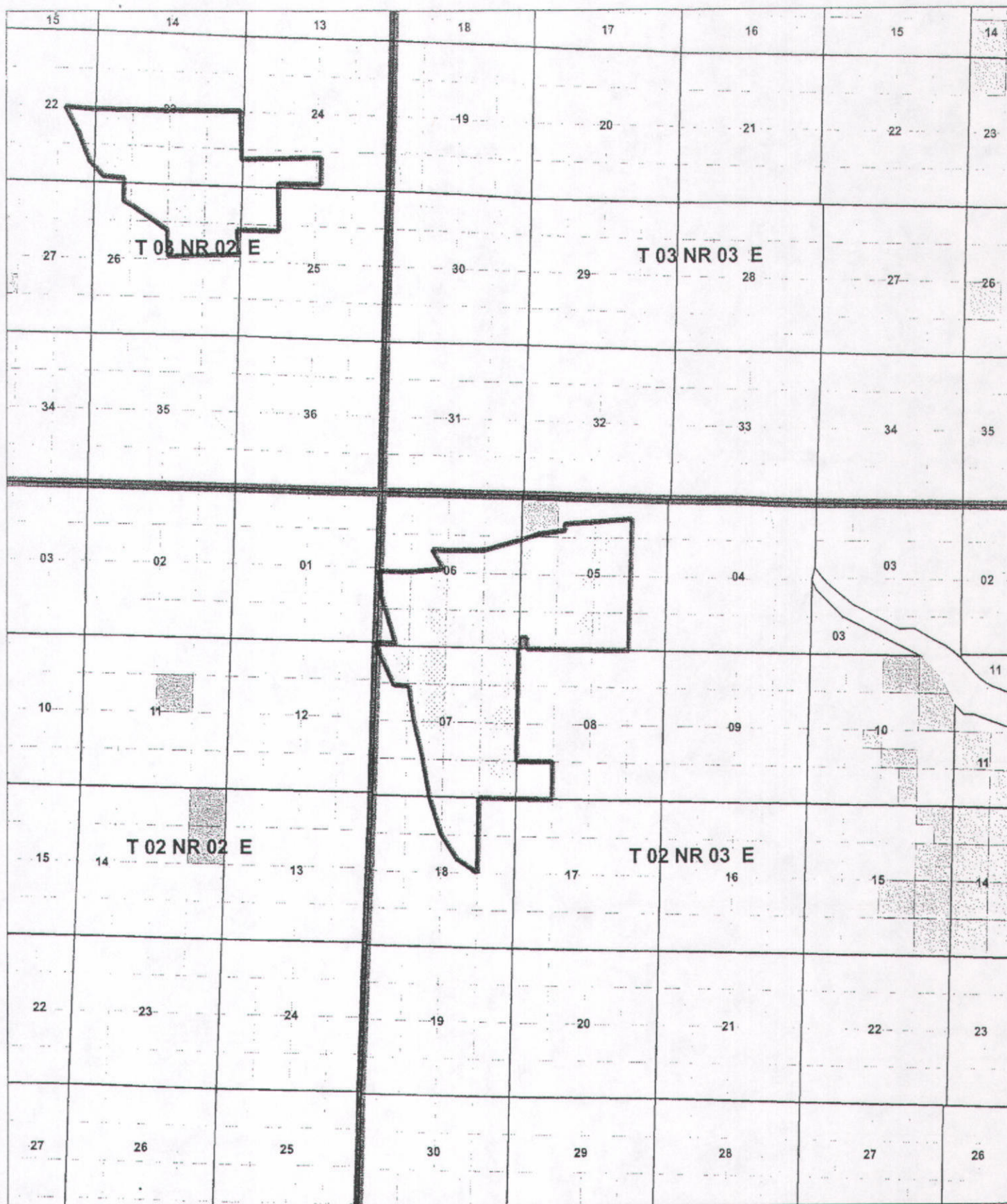


Legend

-  BLM
 TOWNSHIPS_ID24_POLY
 nampa_meridian

63-32518 et. al.





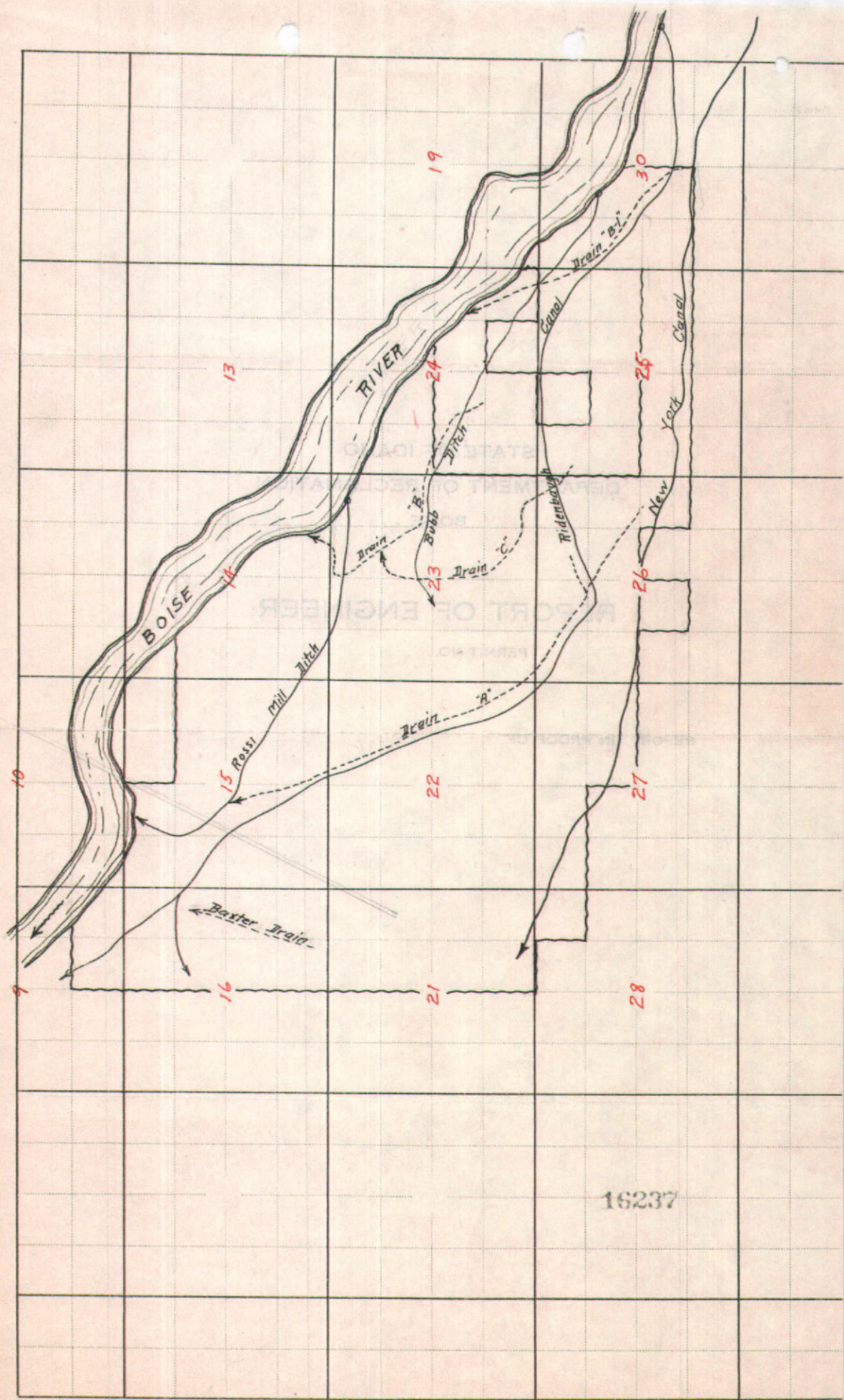
Legend

- SECTIONS_ID24_POLY
- BLM
- TOWNSHIPS_ID24_POLY
- nampa_meridian

63-32518 et. al.

0 0.1 0.2 0.4 0.6 0.8 Miles





16237

SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.



Idaho Department of Water Resources

Adjudication Claim:

63-2392B

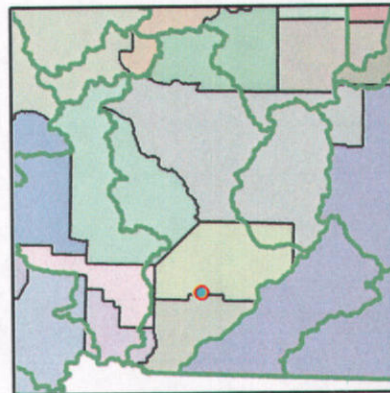
Legend

● Point of Diversion

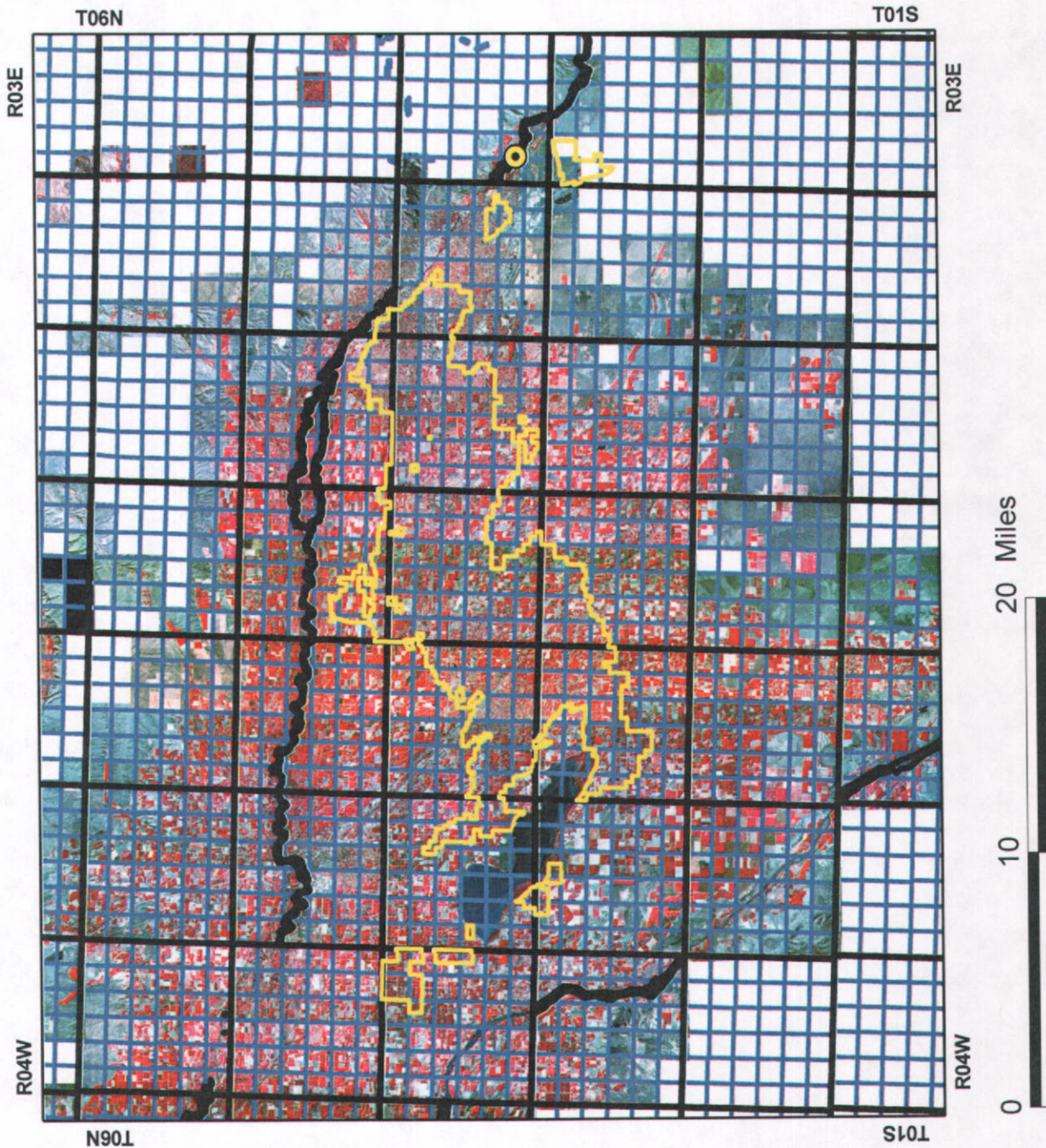
□ Place of Use

□ Townships

□ PLS Sections



Ada, Canyon Counties
IDWR Basin 63



Prepared by A. Warnitjes
On Friday, April 7, 2006
1987/88 Aerial 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: A63-02392B
Date Received: 3/21/1990
Receipt No: C015817
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: NAMPA & MERIDIAN IRRIGATION DISTRICT
Address: 1503 FIRST STREET SOUTH
NAMPA ID 83651

2. Date of Priority: SEP 13, 1927

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03E	29	NW	SW		6	ADA

5. Description of diverting works:
DIVERSION DAM, HEADWORKS, RIDENBAUGH CANAL AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.630		

7. Total Quantity Appropriated is:
4.630 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 810.2 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
----------	-------	---------	--------	-----	-----	-----	-------

11. Place of use in counties:

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

13. Other Water Rights Used:

14. Remarks:

USE OF WATER UNDER THIS WATER RIGHT IS ROTATED AT TIMES WITH WATER DIVERTED UNDER OTHER WATER RIGHTS HELD BY NAMPA & MERIDIAN IRRIGATION DISTRICT OR BY THE UNITED STATES BUREAU OF RECLAMATION OR BOISE PROJECT BOARD OF CONTROL.

THIS WATER RIGHT IS BASED ON DEVELOPED WATERS OF DRAINAGE DISTRICT NO. 3 AND DRAINAGE DISTRICT NO. 4, PORTIONS OF WHICH ARE CREDITED TO NAMPA & MERIDIAN IRRIGATION DISTRICT FOR DIVERSION THROUGH THE RIDENBAUGH CANAL.

PLACE OF USE: LANDS WITHIN THE BOUNDARIES OF THE NAMPA & MERIDIAN IRRIGATION DISTRICT.

NOTE TO FILE: A GENERAL LAND LIST IS ENTERED UNDER A63-30181Z0
*AND A63-30181Z1. *

15. Basis of Claim: LICENSE

Water Right Number: 16237

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: A63-02392-
(PART)

Date Received:

Receipt No.: 0015816/0015817

Received By: _____

RECEIVED
MAR 23 1990

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

1. Name: NAMPA & MERIDIAN IRRIGATION DISTRICT
Address: 1503 First Street South, Nampa, Idaho 83651
2. Date of Priority: September 13, 1927
3. Source: BOISE RIVER Trib. to: SNAKE RIVER
4. Point of Diversion

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03E	29	NW	SW		6	ADA

5. Description of diverting works: Diversion dam, headworks, main (Ridenbaugh) canal and laterals.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
Irrigation	3/15	11/15	4.63		

7. Total Quantity Appropriated is:
4.63 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 810.250 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use: Lands within the boundaries of Nampa & Meridian Irrigation District, as described in the "Description of Boundaries of Nampa & Meridian Irrigation District - Ada and Canyon Counties, Idaho" attached to Notice of Claim No. 63-00199B as Appendix 1.

The acreage is 22,622.38 acres.

11. Place of use in counties: Ada and Canyon.
12. Do you own the property listed above as place of use?

The land identified in Appendix 1 of Claim No. 63-00199B is owned by the various landowners within Nampa & Meridian Irrigation District.

13. Other Water Rights Used:

See "Nampa & Meridian Irrigation District Water Rights List" attached hereto as Appendix 3.

14. Remarks: Use of water diverted under this water right is rotated at times with water diverted under other water rights held by Nampa & Meridian Irrigation District or by the United States Bureau of Reclamation or Boise Project Board of Control.

This water right is based on developed waters of Drainage District No. 3 and Drainage District No. 4, portions of which are credited to Nampa & Meridian Irrigation District for diversion through the Ridenbaugh Canal.

15. Basis of Claim: License No. 16237
Water Right Number: 63-02392 (part)

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 x do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

For Organizations:

I do solemnly swear or affirm that I am president of NAMPA & MERIDIAN IRRIGATION DISTRICT, that I have signed the foregoing document in the space below as president of NAMPA & MERIDIAN IRRIGATION DISTRICT, and that the statements contained in the foregoing document are true and correct.

J. A. Bob Williams
Signature of Authorized Agent
President, NAMPA & MERIDIAN
IRRIGATION DISTRICT

3-20-90
Date

STATE OF IDAHO)
) ss.
COUNTY OF CANYON)

Subscribed and sworn (or affirmed) before me this 20th day
of March, 1990.

Dana N. Moore
Notary Public
Residing at Caldwell, Idaho
My commission expires: 11/04/94

17. Notice of Appearance:

Notice is hereby given that I, W. F. Ringert, will be 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 W. F. Ringert

Address: P. O. Box 2773, Boise, Idaho 83701

Date 3-20-90

NAMPA & MERIDIAN IRRIGATION DISTRICT WATER RIGHTS LIST

A63-199B	
A63-00200A	A63-02109
A63-00200B	A63-02158
A63-00249	A63-02388
A63-00278	A63-02392
A63-00278A	A63-03613
A63-00279	A63-03614
A63-00279A	A63-03618
A63-00301	A63-04868
A63-00302	A63-05261
A63-00373	A63-05262
A63-02106	A63-05263
	A63-05264

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

In Re SRBA)

A. Subcase 63-02392B
(Insert water right number)

Case No. 39576)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau
of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Nampa & Meridian Irrigation District; attn, Dan Steenson

Address: P.O. Box 2773; Boise, Idaho 83701-2773

Name:

Address: ;

Name:

Address: ;

Name:

Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☐ **Priority Date**
Should be:
5. ☐ **Point(s) of Diversion**
Should be:
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☒ **Place of Use**
Should be: See attached.

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which a portion of the use is claimed. The claimant's use of Federal land is unauthorized. Claimant's water right should not include federal public land.

F.

VERIFICATION (Must be Completed)

State of Idaho

)

) ss.

County of ADA

)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

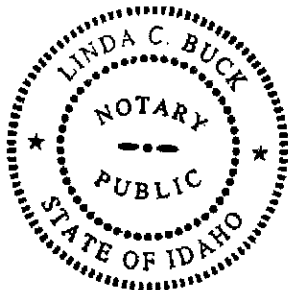
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

Larry A. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

June 13, 2007
Linda C. Buck
Linda C. Buck



Notary Public for State of Idaho

Residing at: Mountain Home, ID.

My Commission Expires: 12-21-2011

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on JUNE 13TH, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Nampa & Meridian Irrigation District; attn, Dan Steenson
Address: P.O. Box 2773; Boise, Idaho 83701-2773

Name:
Address: ;

Name:
Address: ;

Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

12/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-2392B

NAME AND ADDRESS: NAMPA & MERIDIAN IRRIGATION DISTRICT
C/O RINGERT CLARK CHTD
ATTN DAN STEENSON
PO BOX 2773
BOISE ID 83701-2773

SOURCE: WASTE WATER

TRIBUTARY: BOISE RIVER

QUANTITY: 3.700 CFS

This wastewater right is 24 percent of the Drainage District No. 3 water right.

PRIORITY DATE: 09/13/1927

POINT OF

DIVERSION: T03N R03E S29 NWSW Lot 6 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	3.700 CFS
Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.		

PLACE OF USE:

69495 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

This right when combined with Right Nos. 63-198AJ, 63-199B, 63-200B, 63-2868 and 63-30181 can be used to irrigate up to 69,495 acres within the boundary of the Nampa Meridian Irrigation District.

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.

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Legend



BLM

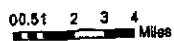


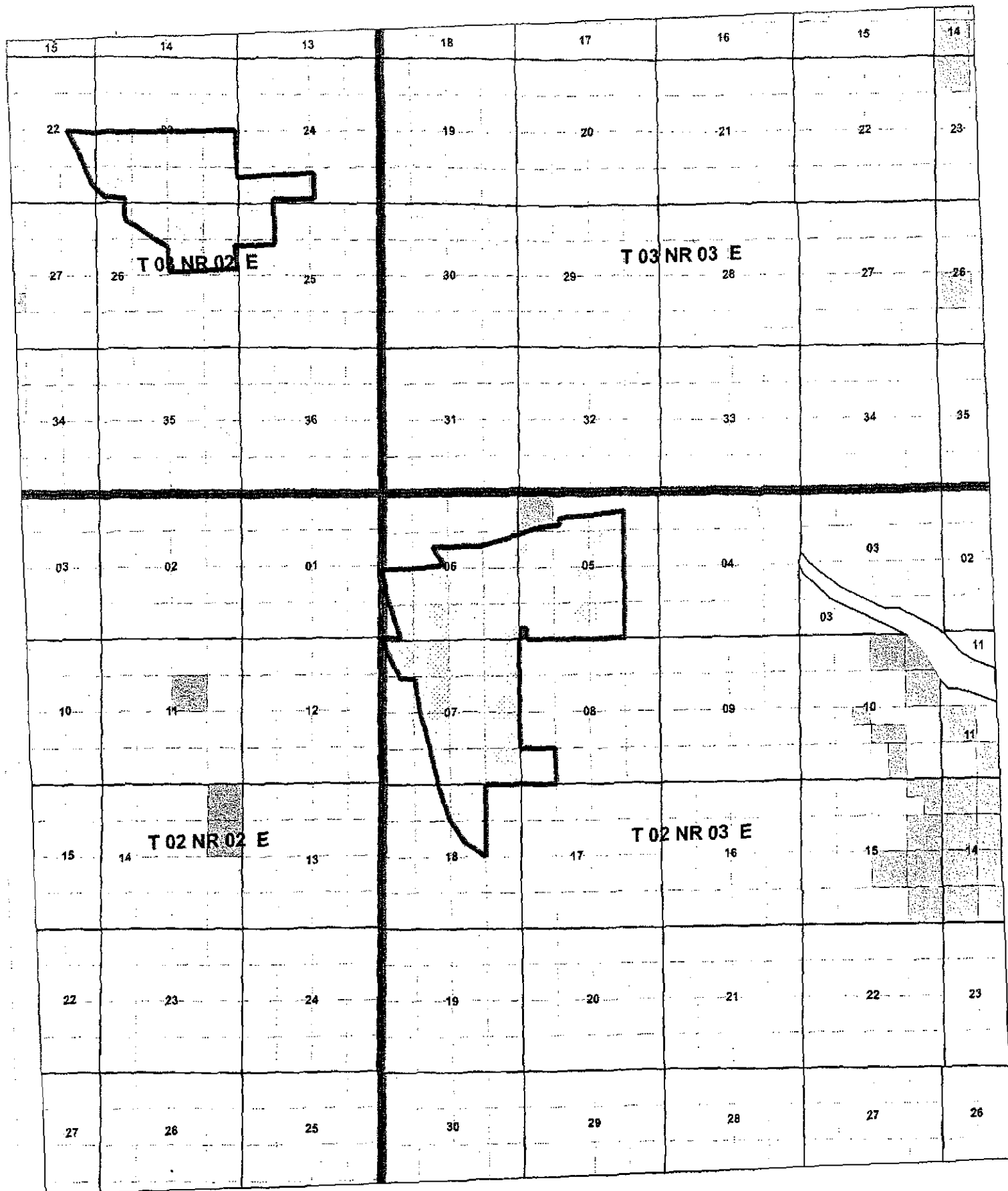
TOWNSHIPS_ID24_POLY



nampa_mendian

63-32518 et. al.





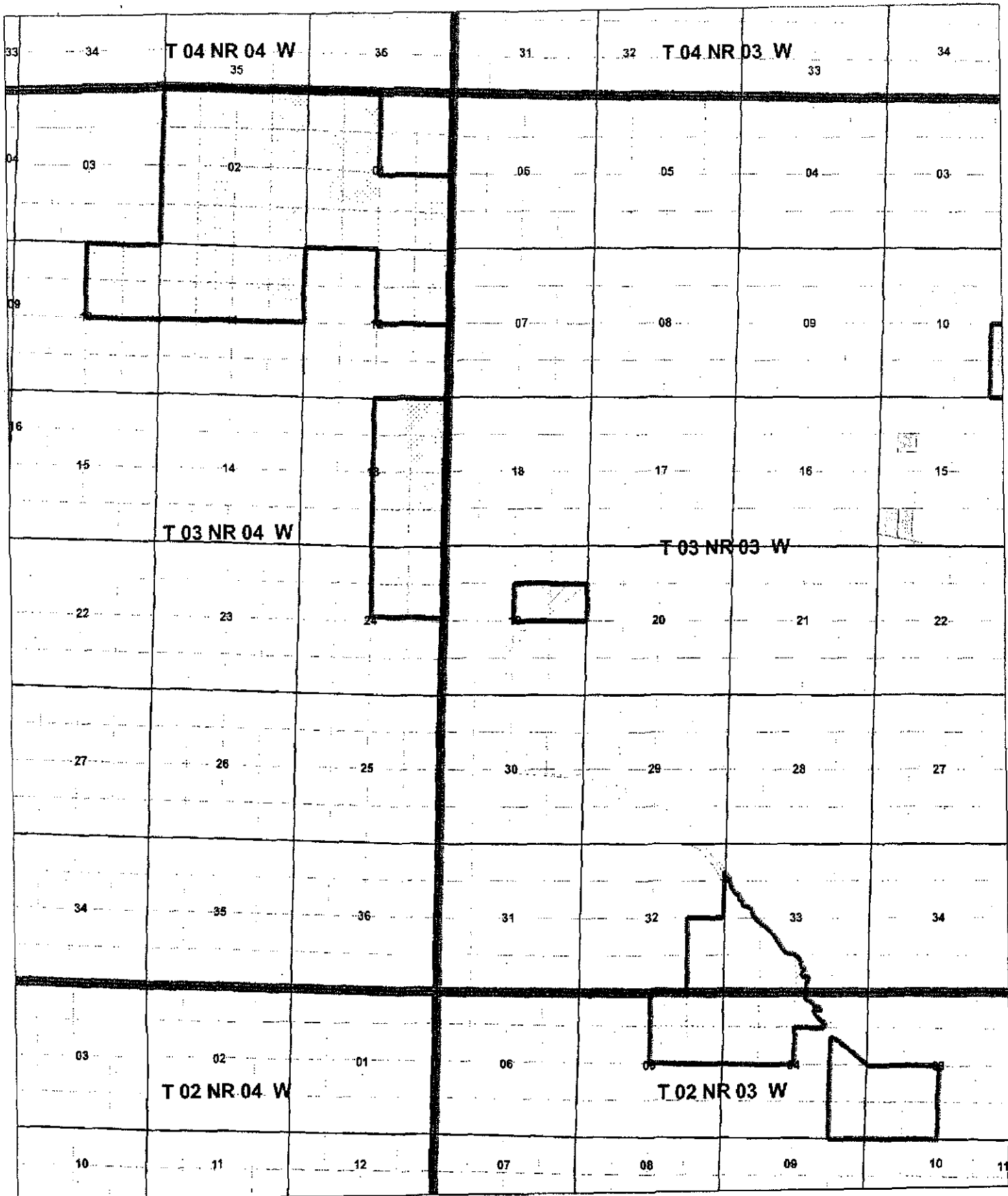
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- BLM
- TOWNSHIPS_ID24_POLY
- nampa_meridian

63-32518 et. al.

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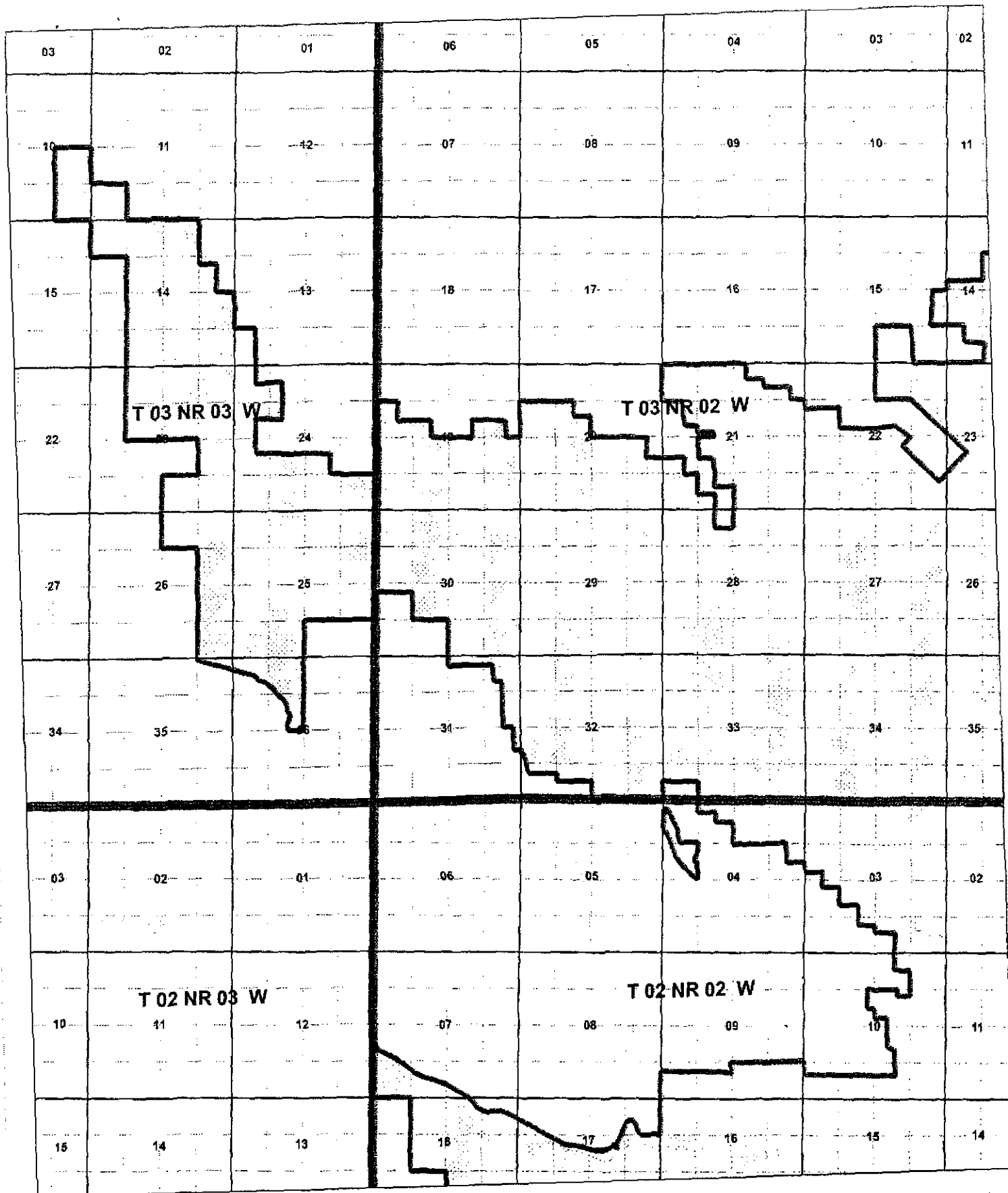
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- SECTIONS_ID24_POLY
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- nampa_meridian

63-32518 et. al.

0 0.1 0.2 0.4 0.6 0.8 Miles





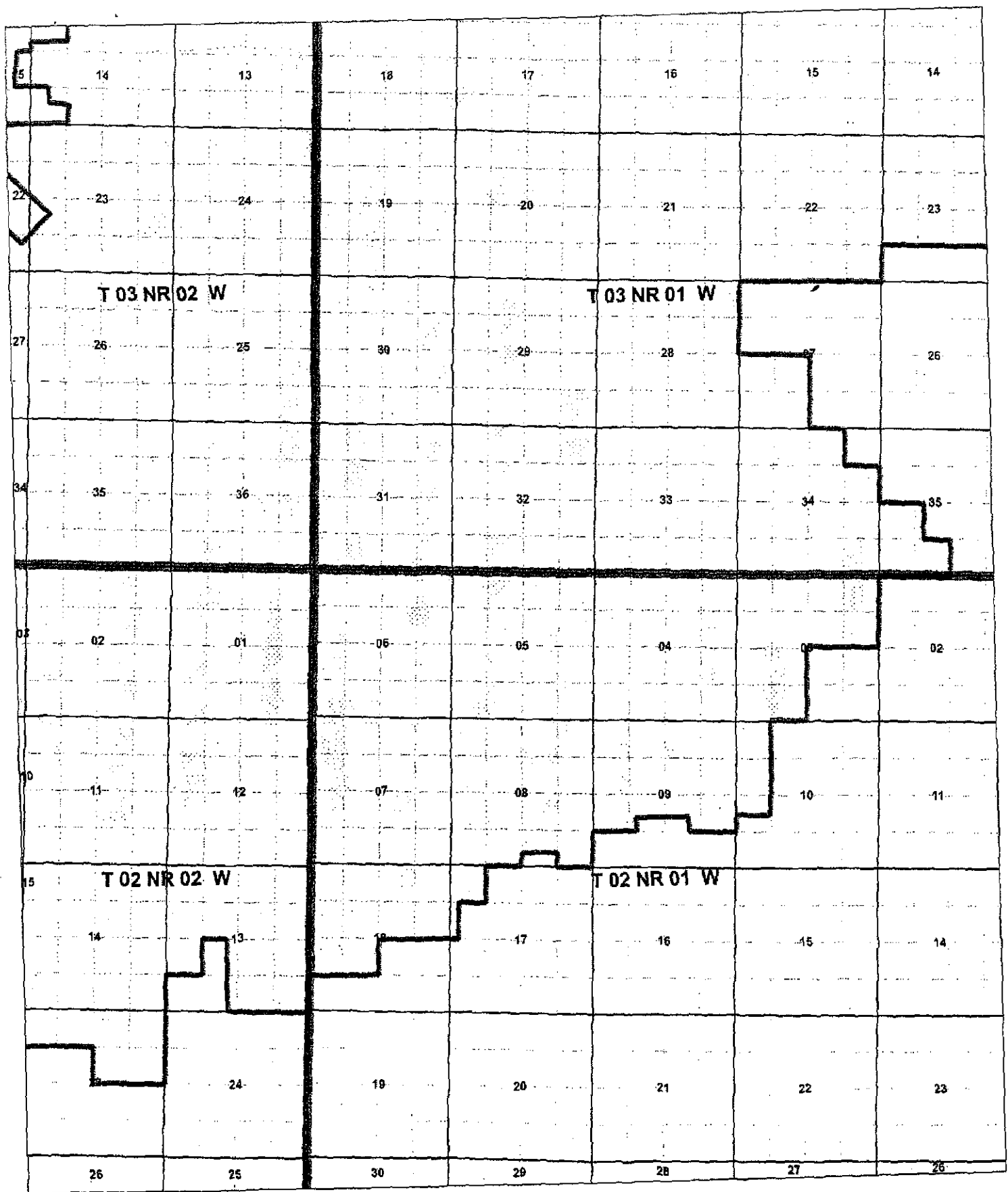
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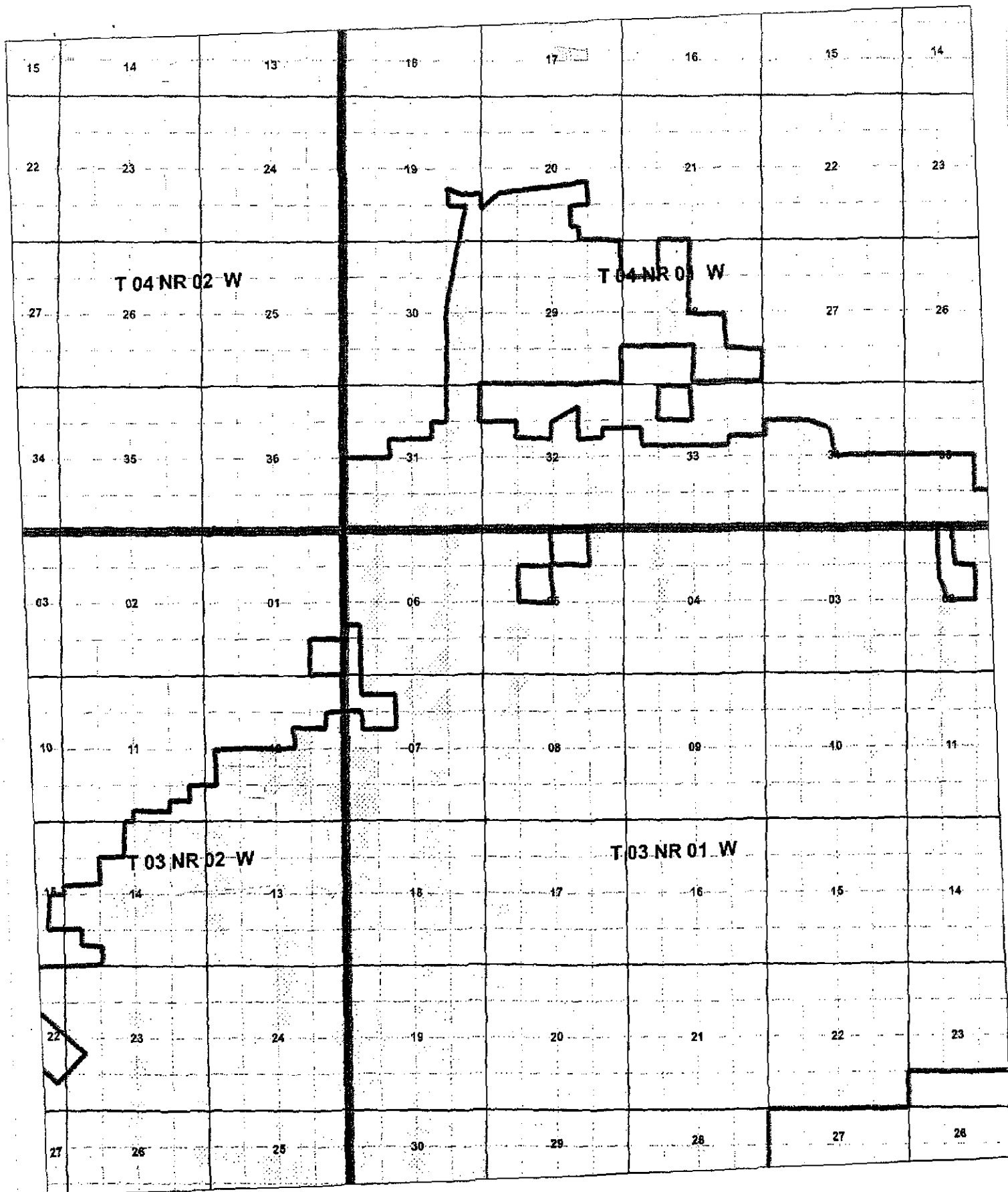
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- nampa_meridian

63-32518 et. al.

0 0.1 0.2 0.4 0.6 0.8 Miles







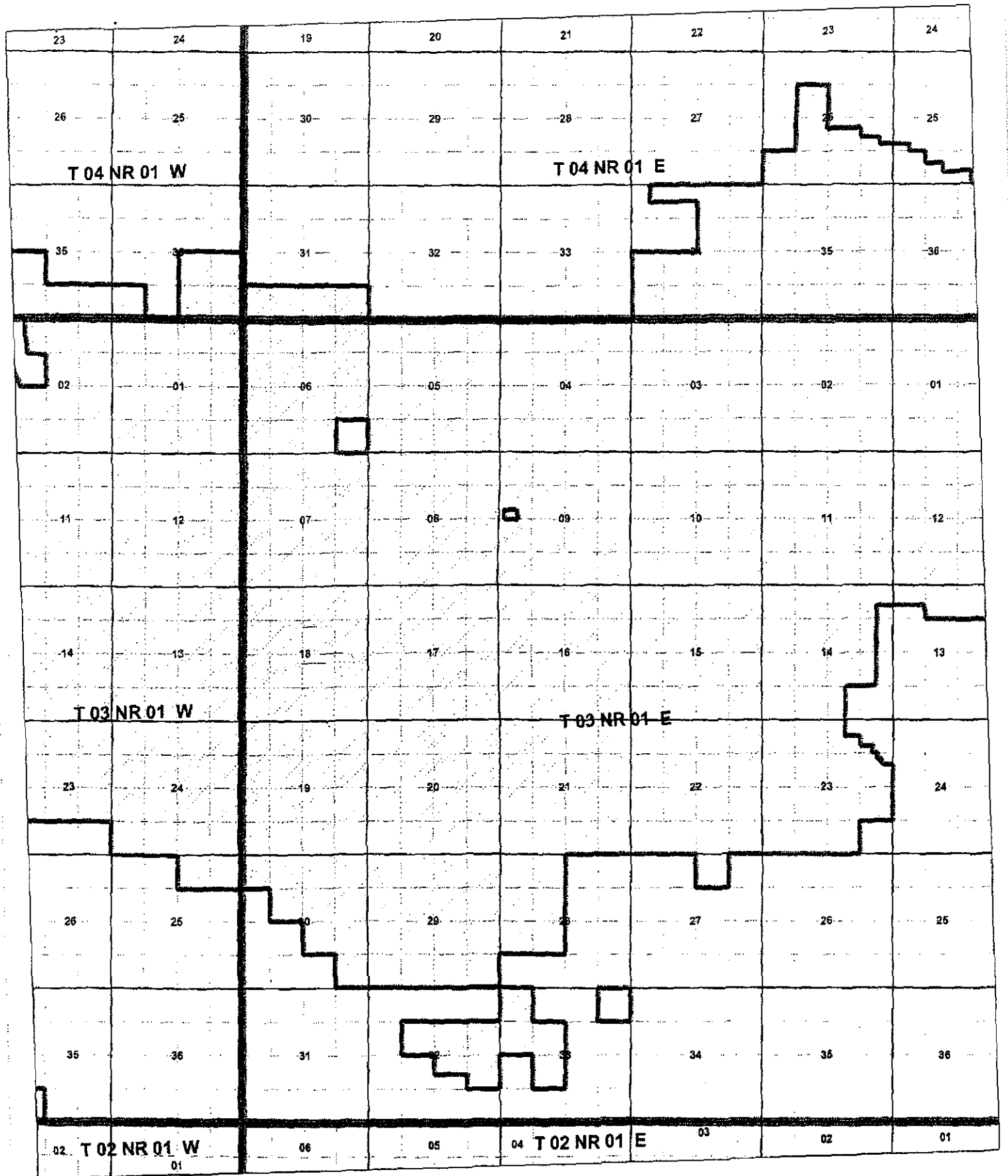
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-  SECTIONS_ID24_POLY
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-  TOWNSHIPS_ID24_POLY
-  nampa_meridian

63-32518 et. al.

0 0.1 0.2 0.4 0.6 0.8 Miles





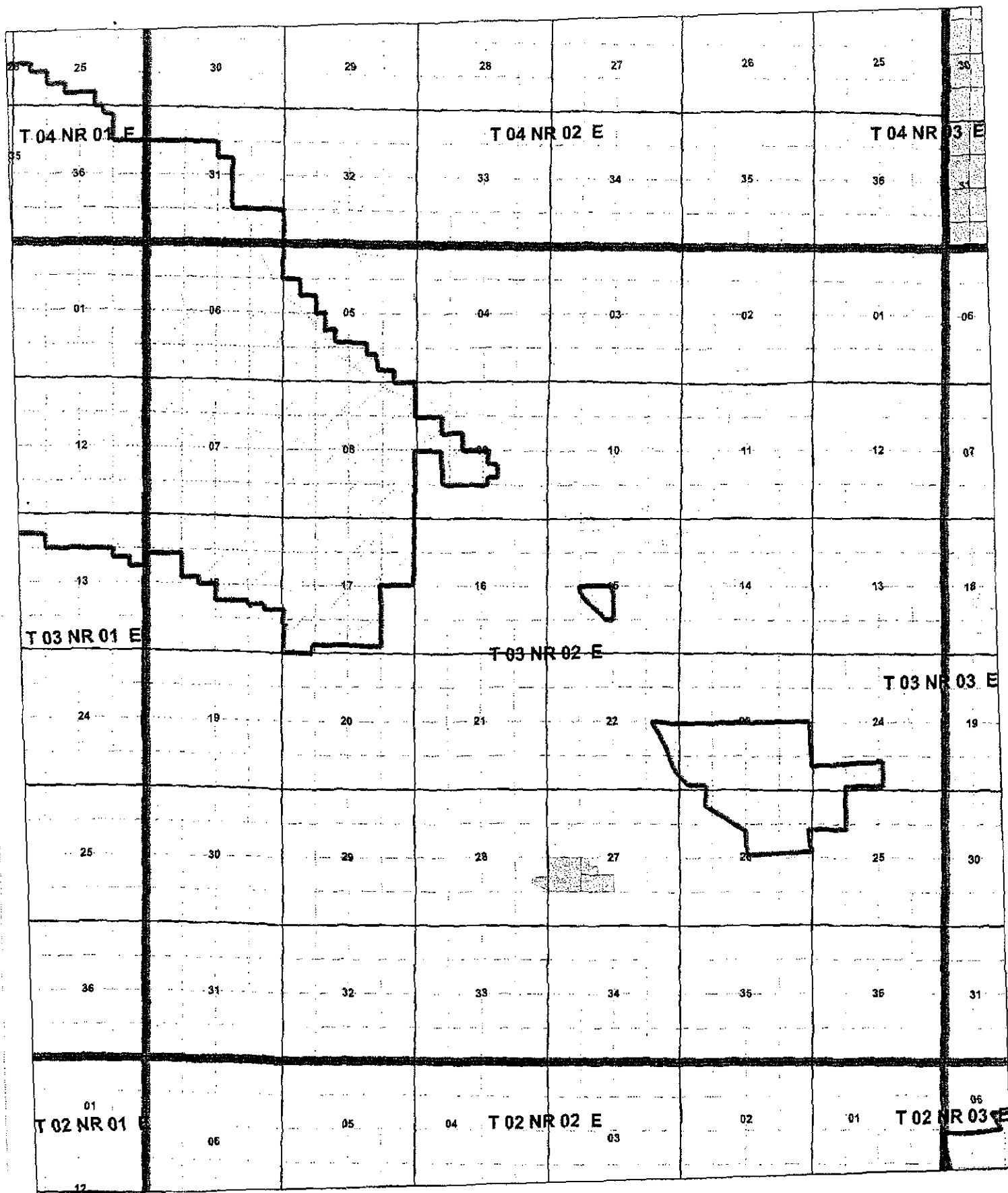
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- SECTIONS_ID24_POLY
- BLM
- TOWNSHIPS_ID24_POLY
- nampa_meridian

63-32518 et. al.

0 0.1 0.2 0.4 0.6 0.8 Miles





Legend

-  SECTIONS_ID24_POLY
-  BLM
-  TOWNSHIPS_ID24_POLY
-  nampa_meridian

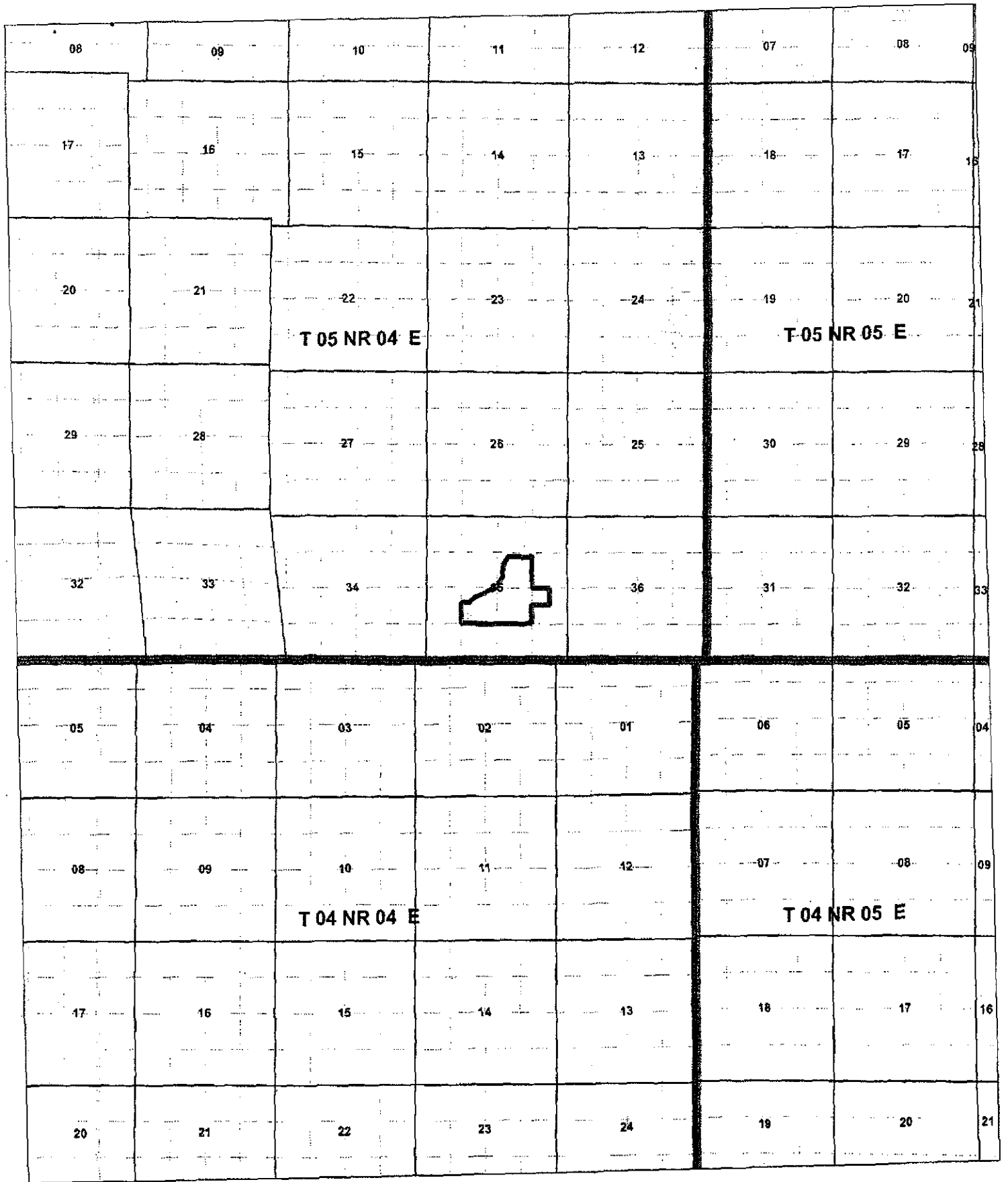
63-32516 et. al.

0 0.1 0.2 0.4 0.6 0.8 Miles



BLM
BUREAU OF LAND MANAGEMENT
U.S. DEPARTMENT OF THE INTERIOR



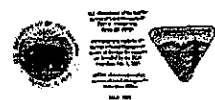


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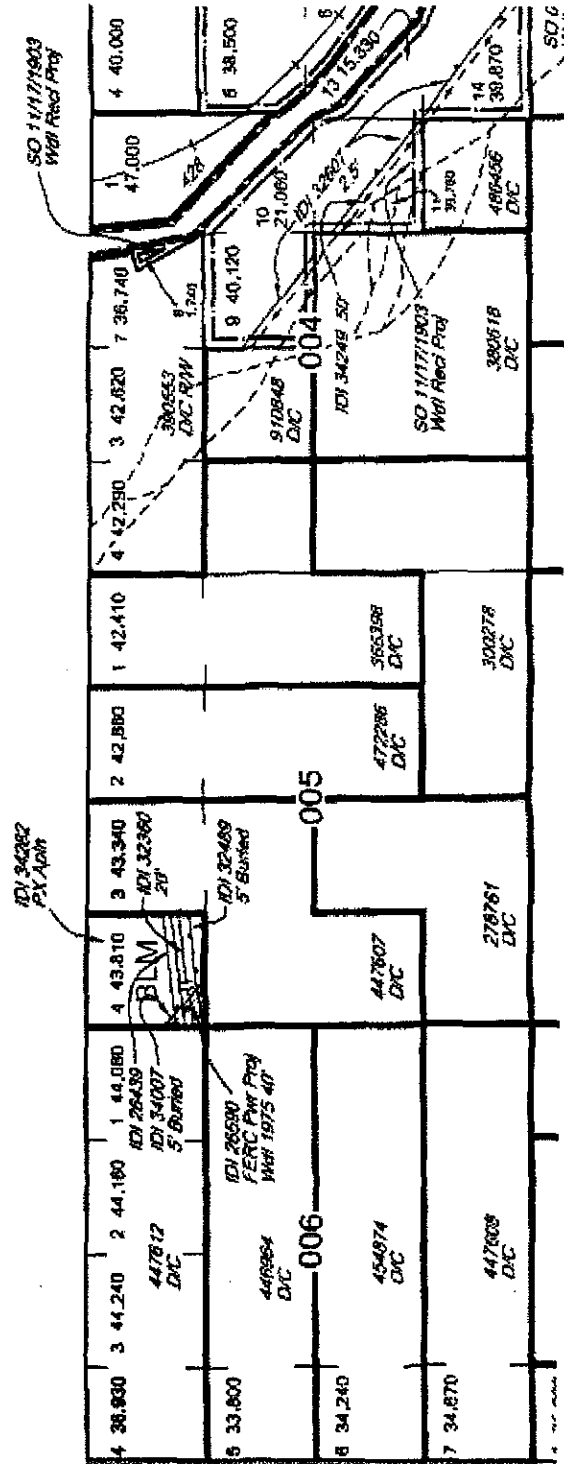
-  SECTIONS_ID24_POLY
-  BLM
-  TOWNSHIPS_ID24_POLY
-  nampa_meridian

63-32518 et. al.

0 0.1 0.2 0.4 0.6 0.8 Miles



ADA COUNTY 0
BOISE DISTRICT SEC



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

In Re SRBA	)	A.	Subcase <u>63-02392B</u>
	)		(Insert water right no.)
Case No. 39576	)		
	)		STANDARD FORM 2
	)		RESPONSE TO OBJECTION
_____	)		

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: Nampa & Meridian Irrigation District

Address: 1503 First Street South
Nampa, Idaho 83651

Daytime Phone: (208) 466-7861

Name & Address of Attorney, if any:

S. Bryce Farris
Ringert Clark Chartered
P.O. Box 2773
Boise, ID 83701

C. NAME AND ADDRESS OF PERSON WHO FILED OBJECTION TO WHICH YOU ARE RESPONDING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

COPY

D. I am responding to the objections to the following elements. (Please check the Appropriate box(es)).

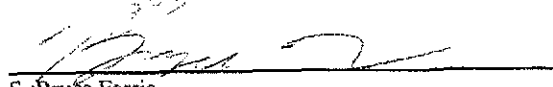
1. ☐ Name and Address
2. ☐ Source
3. ☐ Quantity
4. ☐ Priority Date
5. ☐ Point(s) of Diversion
6. ☐ Instream Flow Description
7. ☐ Purpose(s) of Use
8. ☐ Period of Year
9. ☒ Place of Use
10. ☐ Recommendation:
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **VERIFICATION (must be completed)**

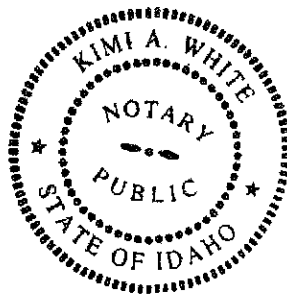
State of Idaho)
) ss.
County of Ada)

S. Bryce Farris, duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this response, as defined by I. C. §§ 42-1401A (1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.


S. Bryce Farris

Subscribed and sworn to before me on: August 10, 2007



Kimi A. White
Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 04/21/10

CERTIFICATE OF MAILING

I certify that on August 16th, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

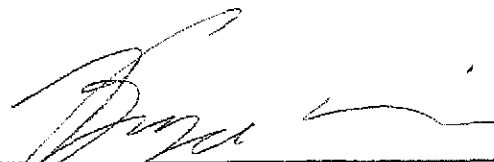
2. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States of America acting through the Department of Interior,
Bureau of Land Management
1387 South Vinnell Way
Boise, ID 83709-1657



Signature of Respondent or attorney mailing on
Respondent's behalf

08/17/2006

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

RIGHT NUMBER: 63-2392B

NAME AND ADDRESS: NAMPA & MERIDIAN IRRIGATION DISTRICT
C/O RINGERT CLARK CHTD
ATTN DAN STEENSON
PO BOX 2773
BOISE ID 83701-2773

SOURCE: WASTE WATER

TRIBUTARY: BOISE RIVER

QUANTITY: 3.700 CFS

This wastewater right is 24 percent of the Drainage District No. 3 water right.

PRIORITY DATE: 09/13/1927

POINT OF DIVERSION:
T03N R03E S29 NWSW Lot 6 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	3.700 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE:

69467 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-141(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

This right when combined with Right Nos. 63-198AJ, 63-199B, 63-200B, 63-2968 and 63-30181 can be used to irrigate up to 69,467 acres within the boundary of the Nampa Meridian Irrigation District.

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

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

STATE OF IDAHO
LICENSE AND CERTIFICATE OF WATER RIGHT

Water License No. 16237
Water District No.

Amount 15.4 sec. ft.
Priority 9-13-1927

THIS IS TO CERTIFY that Drainage District #3, of Ada County, of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 10, 1925; that Permit No. 16237 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 15.4 second feet, was issued thereunder on September 4, 1930, showing that said works were completed on the 15th day of December, 1925; and that on the 15th day of May, 1928, Drainage District #3 of Ada County, of Boise, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of a right to the use of the waters of Drain ditches "A", "B", "B-1" and "E", tributaries of Boise River, for the purpose of irrigation and domestic use under Use Permit No. 16237, of the Commissioner of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 3627, on the 4th day of September, 1930;

The right hereby confirmed dates from September 13, 1927;

The Points of Diversion are located as follows:

Outlet Drain "A" bears N. 71°43' E. 562 ft. from Cor. Secs. 9, 10, 15 and 16, T. 3 N., R. 2 E.
Outlet Drain "B" bears 680' E. and 165' N. of $\frac{1}{4}$ Cor. common to Secs. 14 and 23, T. 3 N., R. 2 E.
Outlet Drain "B-1" bears 1320' E. and 2090' N. of $\frac{1}{4}$ Cor. common to Secs. 24 and 25, T. 3 N., R. 2 E.
Outlet Drain "E" bears 215' E. of NW Cor. of $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 9, T. 3 N., R. 2 E., Ada County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 15.4 cubic feet per second.

Description and location of use: SW $\frac{1}{4}$ Sec. 19; NW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 30; T. 3 N., R. 3 E., B. M.; SE $\frac{1}{4}$ Sec. 9; SW $\frac{1}{4}$ Sec. 10; SE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 14; SE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 15; NW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 16; NW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 21; All Sec. 22; All Sec. 23; SW $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 24; NW $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 25; NW $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 26; NW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 27; NW $\frac{1}{4}$ Sec. 28; Twp. 3 N., R. 2 E., B. M.

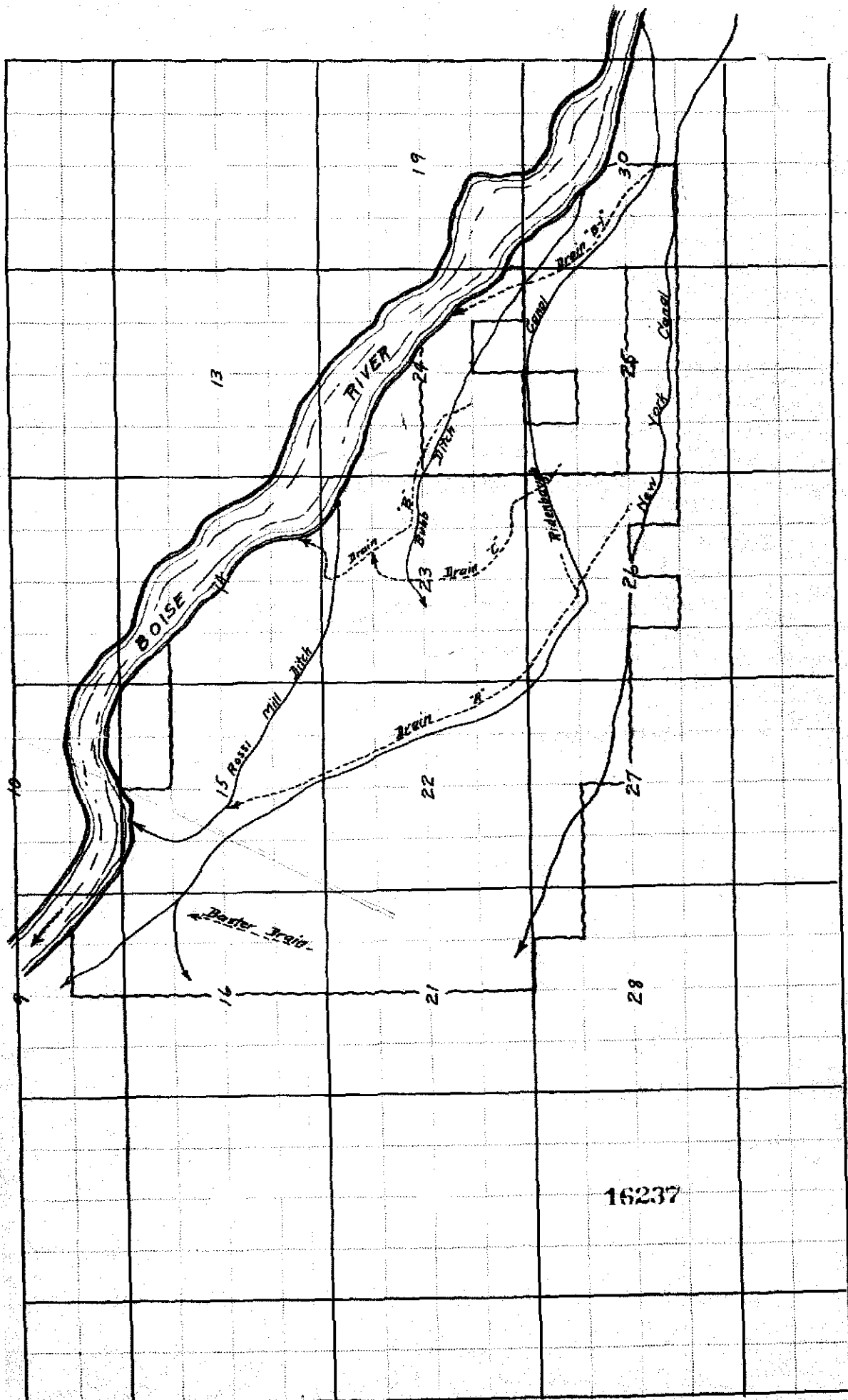
The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 4th day of September, 1930.

CHAS. H. CARTER
Commissioner of Reclamation

(SEAL)

63-2392



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.



Idaho Department of Water Resources

Adjudication Claim:

63-2392B

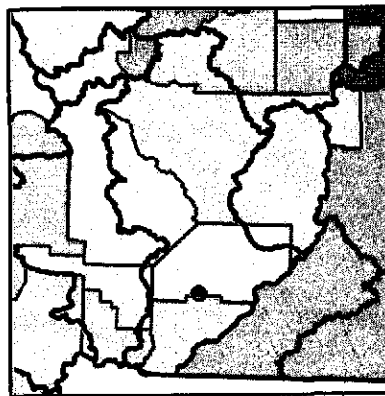
Legend

● Point of Diversion

□ Place of Use

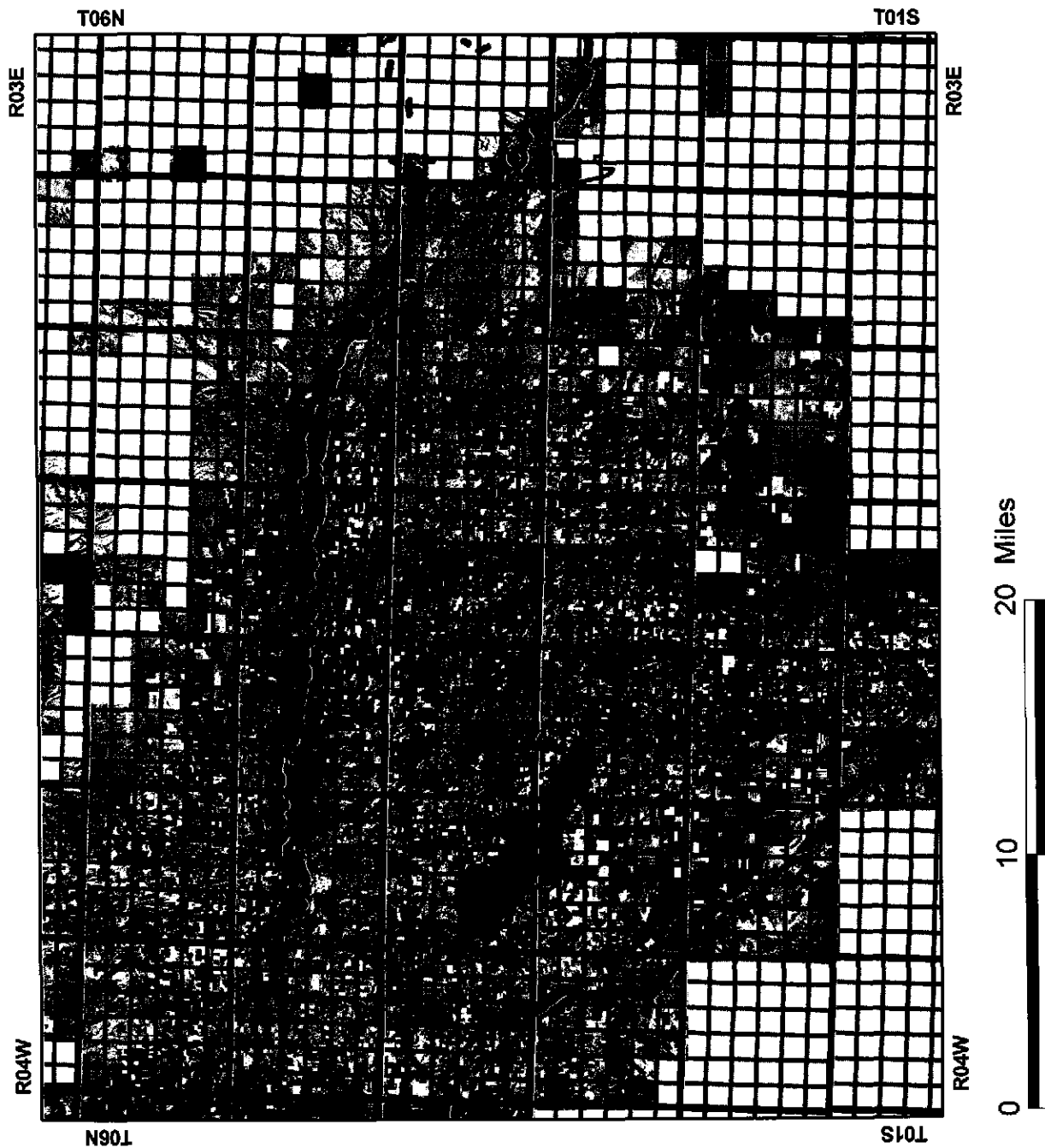
□ Townships

□ PLS Sections



Ada, Canyon Counties
IDWR Basin 63

Prepared by A. Warntjes
On Friday, April 7, 2006
1987/88 Aerial Photography



Shurte, Jan

From: Courtney, Andrea
Sent: Tuesday, July 10, 2007 9:37 AM
To: Shurte, Jan
Cc: Harvey, Becky
Subject: Creason Lateral status conf update on 63-24098 & 63-30424

B63 PRT 2 OBS.

FILES

Jan~

The Special Master set a continued status conference for 2/26/08 at 9am to provide some time to resolve the 6 NMID claims with the NMID and BLM objections (63-198aj, 63-199b, 63-200b, 63-2392b, 63-2968, and 63-30181), which will likely resolve the Creason Lateral concerns as to boundary. He instructed that as soon as Creason Lateral feels confident that its concerns are taken care of through the NMID claims, then it can withdraw its two claims.

Andrea

08/17/2006

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: September 29, 2006

Water right number: 63-2392B

NAMPA & MERIDIAN IRRIGATION DISTRICT
C/O RINGERT CLARK CHTD
ATTN DAN STEENSON
PO BOX 2773
BOISE ID 83701-2773
Telephone Number: (208) 342-4591

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
See Notice of Error Reply for 63-198AJ (enclosed) and attached letter.
2. Describe the changes you wish to make in the proposed recommendation:
See Notice of Error Reply for 63-198AJ (enclosed) and attached letter.
3. Give a brief explanation as to why you disagree with these portions:
See Notice of Error Reply for 63-198AJ (enclosed) and attached letter.

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

DATE: 9-29-06 SIGNATURE: 
Please print your name: Daniel Steenson

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED
OCT 03 2006

September 28, 2006

BY HAND DELIVERY

Donald Shaff
Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

Re: Preliminary Recommendations for Nampa & Meridian Irrigation District's
(NMID) Water Rights

Dear Don:

As we discussed by phone today, enclosed is a letter from Daren Coon, NMID's Secretary/Treasurer, identifying a parcel of land that should be included in the place of use for NMID's water rights.

As we also discussed today, the statement under the quantity element of NMID's water rights related to the Green Ranch diversion should state the amount of water to be used from that diversion as 4.5 afa per acre, rather than 3.5 afa per acre.

Water right 63-30181 has the shorter statement regarding the authorized rate of flow for the Surprise Valley diversion, but does not have the language relating to the amount of water to be used from the Surprise Valley diversion that is in 63-198AJ, 63-199B and 63-200B.

If possible, it would be helpful for future reference if the remarks could be in the same order in each of the water rights.

Today you confirmed that the explanatory material is included in the recommendations for internal IDWR record-keeping purposes only, so that, for ease of reference in IDWR's files, transfer conditions are associated with SRBA decrees. The court will not consider the explanatory material, and it will not be included in NMID's decrees. There is, therefore, no opportunity or need for NMID to object to any of the statements in the explanatory material. Any inaccuracies in those statements can be corrected later at an appropriate time.

SCANNED
OCT 03 2006

Donald Shaff
September 28, 2007
page 2

I have, nonetheless, reviewed the statements in the explanatory material sections of each of the recommendations for NMID's water rights. The following statement in the recommendations for water rights 63-199B and 63-200B concerns me: "The place of use for industrial and groundwater recharge purposes under right nos. 63-199B and 63-200B is limited to the lands served by the Surprise Valley diversion." I recognize that the statement is one of the conditions in the water right as a result of the transfer to add the Surprise Valley diversion and lands served by it. I think the statement is correct as to groundwater recharge, but I think it is not entirely accurate with respect to industrial use in light of I.C. § 43-335, which allows an irrigation district to lease water rights for use on industrial lands within its boundaries under certain circumstances:

LEASING OF WATER RIGHTS BY IRRIGATION DISTRICT WITHIN THE DISTRICT BY DISTRICT'S WHERE LANDOWNER CAN RECEIVE WATER THROUGH THE DISTRICT'S IRRIGATION SYSTEM. Any irrigation district which has within its boundaries residential, commercial or industrial lands, or any combination of those lands, and which holds water rights for those lands, shall have the right to lease, to any municipality, municipal provider, public utility, domestic water users organization which furnishes water service to those lands, or to any other entity for the distribution of water to those lands for uses other than culinary purposes, those water rights which are held for any residential, commercial or industrial lands for which the owner has elected not to receive his proportionate share of the irrigation district's water through the irrigation system of the district; provided, however, that no water right under which water is delivered through a community ditch shall be leased without the written consent of the ditch users who do not elect not to receive water from the district. For purposes of this chapter, the terms "municipality" and "municipal provider" shall be defined as provided in section 42-202B, Idaho Code; "culinary purposes" shall mean the use of water for direct human consumption, cooking, sanitary purposes, and other such uses. Nothing in this chapter shall be construed as amending or affecting the laws of Idaho pertaining to the control and regulation of public utilities, municipal providers or water corporations.

Since the statements in the explanatory material are not at issue in the SRBA process, this is really an academic issue at this point. The situation contemplated by the statute is, I believe, the only one in which the referenced statement in the explanatory material and the water right is not entirely accurate.

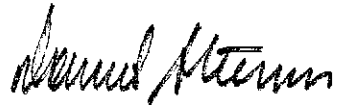
As we discussed over the phone, we are verifying the 40 acre limitation in water right 63-198AJ. Subject to double-checking, it appears that NMID does not have any other concerns with the preliminary recommendations.

SCANNED
OCT 03 2006

Donald Shaff
September 28, 2007
page 3

I will talk to you tomorrow after you have had an opportunity to review this letter and enclosure.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Steenson".

Daniel V. Steenson

Enclosure

cc: Daren Coon
John Anderson

SCANNED
OCT 03 2006

their right in
~~the~~ water that
 was wastewater
 credited back
 up to pt of div.

PG. 35 BOISE W.D. ~~Box~~
 SHOULD BE 3.79 CFS.

DISTRIBUTION OF DRAINAGE WATER TO VARIOUS CANALS

CHART NO. 6

DRAINAGE DISTRICT NO. 2

	PERCENT OF TOTAL		PERCENT OF TOTAL
FARMERS UNION	20.99	CANYON COUNTY	12.68
BOISE VALLEY	10.03	BALLENTYNE	3.04
NEW DRY CREEK	9.47	BOISE CITY	3.01
NEW UNION	1.21	CONSUMERS	.11
MIDDLETON CANAL	35.00	LITTLE PIONEER	4.46

THE CREDITS GIVEN ABOVE ARE BASED ON A DRAINAGE FLOW OF 100 SECOND FEET.

JUDGE BRINK ORDERS, AUGUST, 1928, GIVES 90 INCHES ADDITIONAL TO FARMERS UNION.

DRAINAGE DISTRICT NO. 3

Not Claimed by Drainage Dist

	PERCENT OF TOTAL		PERCENT OF TOTAL
BOARD OF CONTROL	49.00	ROSSI MILL	10.00
RIDENBAUGH	24.00	MEEVES	2.00
BUBB (SOUTH BOISE MUTUAL)	15.00		

24% of 15.4 cfs =
 3.70 cfs

THE CREDITS GIVEN ARE BASED UPON A DRAINAGE DISCHARGE OF 15 SECOND FEET.

DRAINAGE DISTRICT NO. 4

Claimed by Drainage Dist

THURMAN MILL	570.98 INCHES
RIDENBAUGH	51.34 " ←
WARM SPRINGS SLOUGH	127.68 "

THE CREDITS ABOVE ARE BASED ON A DRAINAGE DISCHARGE OF 750 INCHES, AND THE AMOUNTS ARE A DIRECT COURT ORDER.

Am + Claimed by Nampa MID = 4.63 cfs

Consists of 3.7 cfs DD No. 3
 + DD No. 4 (which is being
 recommended to
 DD No. 4)

Warntjes, Anita

From: Tuthill, Dave
Sent: Tuesday, March 28, 2006 11:48 AM
To: 'Dan Steenson'; John Anderson; Daren Coon
Cc: Warntjes, Anita; Favreau, Danielle
Subject: NMID Irrigated Acres

Dan, John and Daren,

This am we reviewed where we are at in computing NMID acres. Here is an approach that might fit the unique situation for NMID:

1. We are finding that the irrigation delivery organizations in the Treasure Valley have been able to identify sufficient irrigated acres to justify the acres originally assigned water in their plat books. This target of irrigated acres count has widely been achieved.
2. Lands irrigated under the NMID service area have changed greatly over the years due to urbanization. To the extent that land was not removed from the rolls, the irrigation water right remains.
3. NMID place of use includes both the tax roll and rental roll lands.
4. In some cases NMID water is used on land that was originally platted as too high to receive water. In other cases NMID water is not used on land that was platted to be irrigated with NMID water. It is our understanding that originally unplatted land now receiving NMID water has been added to the rolls on an acre-by-acre basis under the supervision of NMID.
5. Darren advised us at the last meeting in our office that he had counted the acreage in the plat books, but we are not aware of a tabulated copy of this information.
6. To justify the acreage in the original plat books we need a tabulated copy of the information.
7. IDWR has assisted different water delivery organizations in different ways via the SRBA process -- this is not a one-size-fits-all process.
8. IDWR recognizes that there is only one copy of the plat book. Accordingly we would be willing to visit your offices during normal business hours, and tabulate the acres to which water was originally provided by keying into a laptop the number of irrigated acres per tract as described in the plat book. We would be willing to share the resulting spreadsheet with you and ask for a double-check. This listing could be used to back up a count of acres irrigated by the project.

How does this approach sound? Please advise if you would suggest improvements to the approach. Our goal is to create a defensible count of acres -- hopefully one that both NMID and IDWR can support as we make our recommendations to the SRBA Court.

Thanks, Dave

P.S. Anita, would you please place a copy of this email in our NMID file?

3/28/2006

Receipt Details for ID C015816

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/21/1990 3:50:46 PM	3/21/1990	State	\$27,142.00	Warrant
Payer		NAMPA & MERIDIAN IRR DIST		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
115			
Card Expiration Date	Credit Card Transaction #		

Comment VARIABLE SRBA FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$27,142.00	VARIABLE SRBA FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
\$100.00	NAMPA & MERIDIAN IRR. DIST.	3/22/1990	

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
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Print Report

Receipt Details for ID C015817

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/21/1990 3:53:56 PM	3/21/1990	State	\$350.00	Warrant
Payer		NAMPA & MERIDIAN IRR DIST		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
116			
Card Expiration Date	Credit Card Transaction #		

Comment SRBA FLAT FEES (VAR. FEE ON C015816)

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$350.00	SRBA FLAT FEES (VAR. FEE ON C015816)	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	30181	Z0	\$50.00	Claim
63	198	AJ	\$50.00	Claim
63	199	B	\$50.00	Claim
63	199	C	\$50.00	Claim
63	200	B	\$50.00	Claim
63	200	C	\$50.00	Claim
63	2392	B	\$50.00	Claim

[Print Report](#)