

**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     | ) | Subcase No. 63-2780             |
|                | ) |                                 |
| Case No. 39576 | ) | <b>STANDARD FORM 5</b>          |
|                | ) |                                 |
|                | ) | <b>STIPULATED ELEMENTS OF A</b> |
| _____          | ) | <b>WATER RIGHT</b>              |

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

**The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.**

**CLAIMANT/OBJECTOR:**

City of Nampa

\_\_\_\_\_  
Christopher H. Meyer      Date  
Attorney for Claimant/Objector

STANDARD FORM 5 – Water Right No. 63-2780

**IDWR Concurrence:**

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|                             |      |
|-----------------------------|------|
| Kay Walker                  | Date |
| Senior Water Resource Agent |      |

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|                         |      |
|-------------------------|------|
| Garrick L. Baxter       | Date |
| Deputy Attorney General |      |
| Attorney for IDWR       |      |

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

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RIGHT NUMBER: 63-2780

NAME AND ADDRESS:

CITY OF NAMPA  
411 3RD ST S  
NAMPA ID 83651

SOURCE:

Source:  
GROUND WATER

Tributary:

QUANTITY:

2.500 CFS

PRIORITY DATE:

09/02/1949

POINT OF DIVERSION:

T03N R02W S15 NESW  
Within CANYON County

T03N R02W S15 SWSE  
Within CANYON County

T03N R02W S17 NWSB  
Within CANYON County

T03N R02W S20 NESE  
Within CANYON County

T03N R02W S21 SENE  
Within CANYON County

T03N R02W S21 NESE  
Within CANYON County

T03N R02W S21 NESE  
Within CANYON County

T03N R02W S22 SENE  
Within CANYON County

T03N R02W S22 NENW  
Within CANYON County

T03N R02W S22 SWSW  
Within CANYON County

T03N R02W S22 SESW  
Within CANYON County

T03N R02W S22 NESE  
Within CANYON County

T03N R02W S22 NESE  
Within CANYON County

T03N R02W S23 SNNW  
Within CANYON County

T03N R02W S23 SENW  
Within CANYON County

T03N R02W S23 NWSW  
Within CANYON County

T03N R02W S23 SWSW  
Within CANYON County

T03N R02W S23 SWSW  
Within CANYON County

SF5 Right No. 63-2780

T03N R02W S23 SWSE  
Within CANYON County

T03N R02W S26 NWSW  
Within CANYON County

T03N R02W S27 SWNE  
Within CANYON County

T03N R02W S27 SENE  
Within CANYON County

T03N R02W S27 NENW  
Within CANYON County

T03N R02W S27 SWNW  
Within CANYON County

T03N R02W S27 SENW  
Within CANYON County

T03N R02W S28 NWNE  
Within CANYON County

T03N R02W S34 NENE  
Within CANYON County

T03N R02W S34 NWNE  
Within CANYON County

T03N R02W S34 NWNW  
Within CANYON County

This water right is part of the non-potable water delivery system for the City of Nampa. ~~The points of diversion for this right and Right Nos. 63-2450, 63-2484, 63-2787, 63-2943, 63-7003, 63-7708, 63-8312, 63-9853, 63-9889, are diverted through the points of diversion described in Right No. 63-2449.~~

PURPOSE AND  
PERIOD OF USE:

| Purpose of use | Period of use: | Quantity: |
|----------------|----------------|-----------|
| MUNICIPAL      | 01/01 12/31    | 2.500 CFS |

PLACE OF USE:

Place of use is within the service area of the City of Nampa municipal water supply system as provided for under Idaho Law.

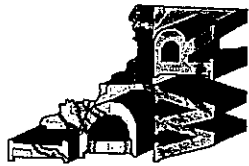
The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk 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.

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.

To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right at the Lakeview Well located in T3N, R2W, Sec. 23, SWNW.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



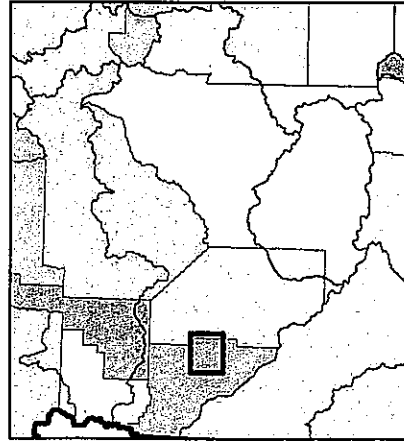
# City Of Nampa

SRBA Recommendations: 63-2449, 63-2450, 63-2484, 63-2779, 63-2780, 63-2781, 63-2787, 63-2943, 63-5258, 63-7003, 63-7567, 63-7708, 63-8312, 63-8324, 63-9180, 63-9853, 63-9889, 63-10212, 63-28219, 63-28220

Service Area Boundary  
GIS Place of Use Illustration

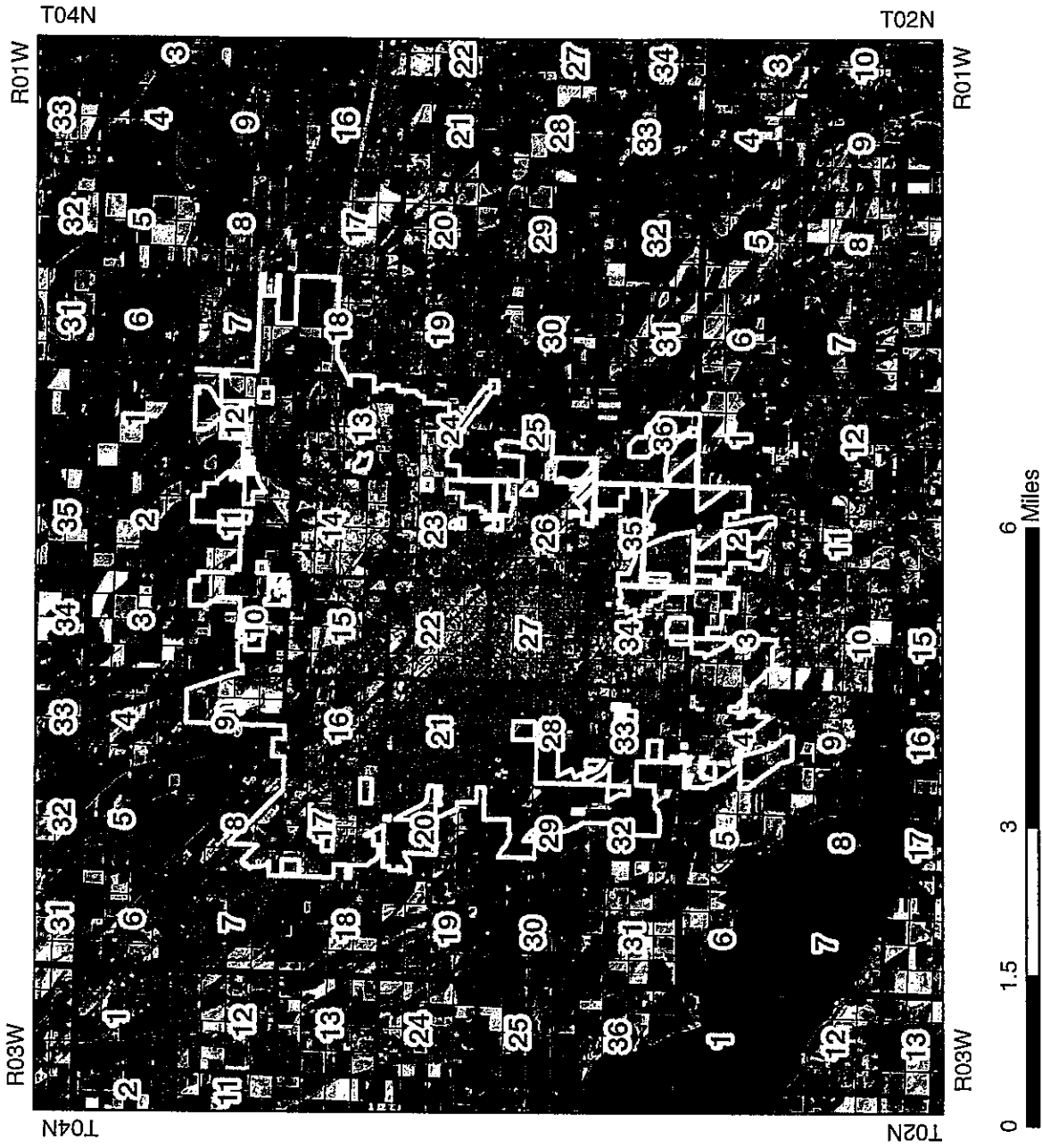
## Legend

- Service Area
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Canyon County  
IDWR Basin 63

Prepared by Danielle Favreau  
On August 21, 2008  
1987/88 Aerial Photography



## CERTIFICATE OF MAILING

I certify that on \_\_\_\_\_, 2008, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT  
SNAKE RIVER BASIN ADJUDICATION  
253 THIRD AVENUE NORTH  
P.O. BOX 2707  
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

CITY OF NAMPA  
Represented by:  
CHRISTOPHER H. MEYER  
601 W. BANNOCK STREET  
P.O. BOX 2720  
BOISE, ID 83701-2720

DIRECTOR OF IDWR  
P.O. BOX 83720  
BOISE, ID 83720-0098

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Signature of person or attorney mailing the form



STATE OF IDAHO  
OFFICE OF THE ATTORNEY GENERAL  
LAWRENCE G. WASDEN

August 27, 2008

Christopher H. Meyer  
Givens Pursley  
601 W. Bannock Street  
P.O. Box 2720  
Boise, ID 83701-2720

*Re: City of Nampa*

Dear Chris:

I am enclosing SF5s for each of the City of Nampa water rights. The SF5s are based upon your discussions with Kay Walker, Senior Water Resource Agent at the Department's Western Regional Office.

Please review the documents, and if they are acceptable to you, please sign on the indicated signature lines, initial the revised recommendations and maps, and return the original documents to my paralegal, Ray Williams. He will obtain any remaining signatures and file the original SF5s with the SRBA Court.

If you should have any questions or comments, please don't hesitate to contact me at 287-4811.

Sincerely,

A handwritten signature in black ink, appearing to read "G. Baxter", is written over the printed name.

Garrick L. Baxter  
Deputy Attorney General, IDWR

Enclosures