

Draft

03/24/2005

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

RIGHT NUMBER: 63-32012

NAME AND ADDRESS: CITY OF BOISE
DEPT OF AVIATION & PUBLIC TRANSPORTATION
PO BOX 500
BOISE ID 83701

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1958

POINT OF DIVERSION:

T03N R02E S30 NENW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS

PLACE OF USE: DOMESTIC Within ADA County

T03N R02E S30 NENW

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

PROPERTY IS ALSO KNOWN AS R3719090500 AND ADDRESS KNOWN AS
6909 W VICTORY RD.

Draft

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32012 V1

WATER RIGHT NUMBER: 63-32012 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF BOISE DEPT OF AVIATION & PUBLIC TRANSPORTATION PO BOX 500 BOISE, ID 83701 (208)384-3901

Priority Date: 01/01/1958

Basis: Beneficial Use

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>
DOMESTIC	01/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

<u>Location of Point(s) of Diversion</u>	
GROUND WATER	NE1/4NW1/4 Sec. 30, Twp 03N, Rge 02E, B.M.
ADA County	

Place of Use
DOMESTIC

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	30					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.
2. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
3. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.

Remarks:

1. Explanatory PROPERTY IS ALSO KNOWN AS R3719090500 AND ADDRESS KNOWN AS 6909 W VICTORY RD.

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32012 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal:
 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>
Contacts	3/24/2005 3:16:02 PM	awarntje			Active
Priority Date	3/24/2005 3:16:52 PM	awarntje			Active
Use	3/24/2005 3:17:47 PM	awarntje			Active
POU	3/24/2005 3:26:03 PM	awarntje			Active
POD	3/24/2005 3:27:22 PM	awarntje			Active
Source	3/24/2005 3:27:58 PM	awarntje			Active
Season	3/24/2005 3:29:01 PM	awarntje			Active
Quantity	3/24/2005 3:29:21 PM	awarntje			Active
Summary			03/24/2005	awarntje	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Priority Date	3/24/2005 3:16:53 PM	awarntje	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of 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 63-32012 V1

Use	3/24/2005 3:17:48 PM	awarntje	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (Yes) 6. Is there evidence that there has been a change in the Purpose of Use? (No) 7. Can the change be verified as an accomplished transfer? (No) 8. Does the change include an enlargement of the Purpose of Use? (No) 12. Did the claimant file a transfer? (No) 13. Is a Purpose of Use remark and/or condition required?
Source	3/24/2005 3:27:59 PM	awarntje	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required?
Season	3/24/2005 3:29:02 PM	awarntje	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POU	3/24/2005 3:24:29 PM	awarntje	Edited shape boundary
POU	3/24/2005 3:26:03 PM	awarntje	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required?
Contacts	3/24/2005 3:16:02 PM	awarntje	(No) 1. Do you want to schedule an appointment? Comment for 1: Sufficient info in file

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32012 V1

POD	3/24/2005 3:27:23 PM	awarntje	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Quantity	3/24/2005 3:29:22 PM	awarntje	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	3/24/2005 3:30:22 PM	awarntje	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (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?
POD	3/24/2005 3:27:10 PM	awarntje	Edited point location

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 63-32012
Date Received: 10/22/2004
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CITY OF BOISE Phone: (208)384-3901
DEPT OF AVIATION & PUBLIC TRANSPORTATION
PO BOX 500
BOISE ID USA 83701

2. Date of Priority: 01/01/1958

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	02E	30	NE NW	ADA	

5. Description of diverting works:

Well

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
MUNICIPAL	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses: 1 Home

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:

Property also known as 6909 Victory Rd.
Parcel No. 3719090500

15. Basis of Claim: Beneficial Use

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 ALB-32012
Date Received 10-22-04
Receipt Number C075588

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) City of Boise Dept. of Aviation and Public Transportation Phone (208) 384-3901
Mailing Address P.O. Box 500, Boise, ID Zip 83701
2. Date of Priority (Only one (1) per claim) 1/1/1958
3. Source of water supply (a) groundwater
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 3N Range 2E Section 30,
1/4 of NE 1/4 of NW 1/4, Govt. Lot, B.M., County of Ada
Additional points of diversion if any: _____
- b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. well is on parcel R3719090500,
6909 Victory

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For municipal purposes from 1/1 to 12/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .04 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic 1 household

10. Description of place of use: within City of Boise Municipal Service Area or defined by City of Boise

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below. Sewer Area Map, September 2004

b. If water is used for other purposes, place a symbol of use (example: D for Domestic)

in the corresponding place of use below: See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Ada

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

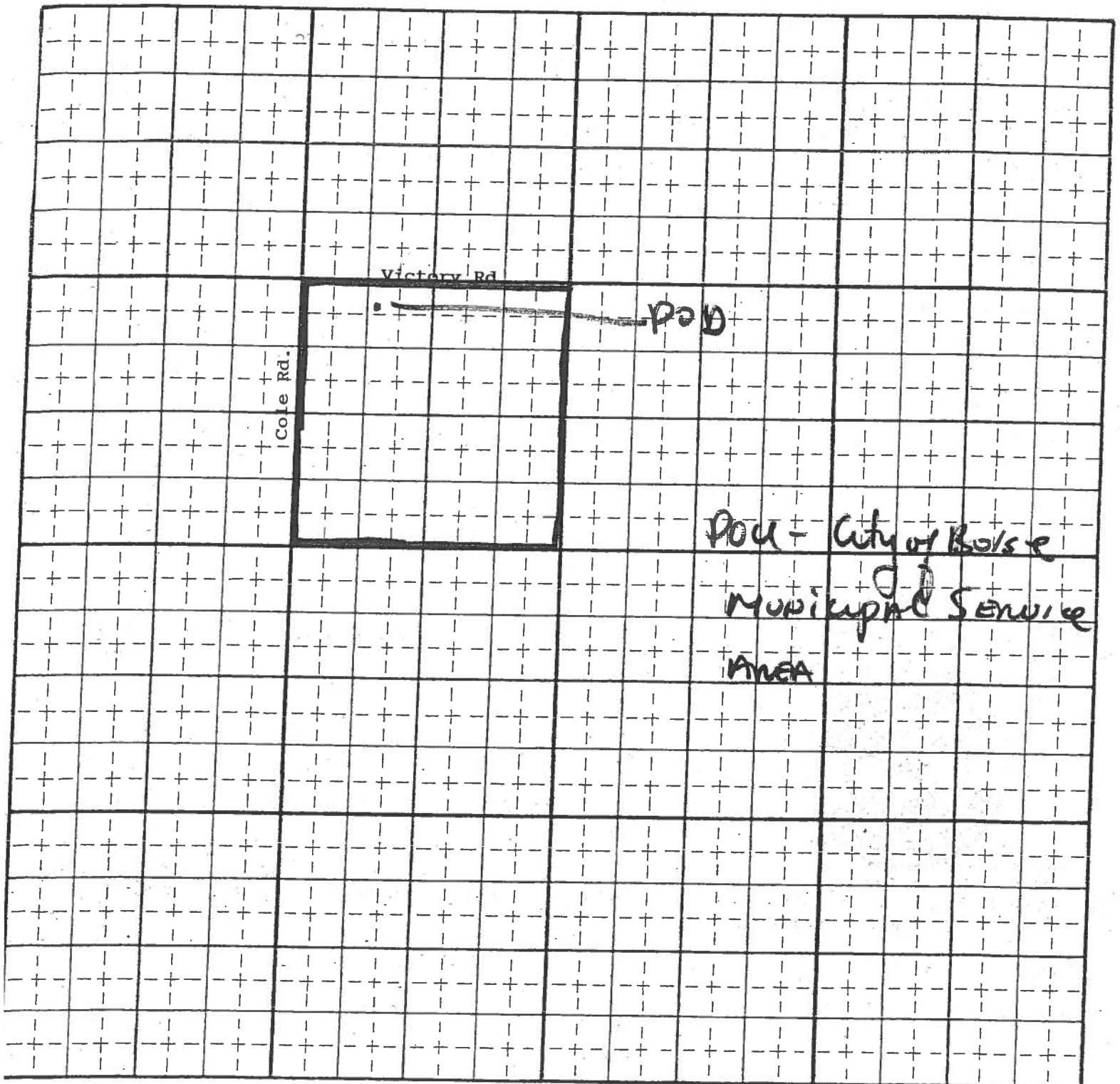
or None (

All City of Boise Municipal Water Rights

14. Remarks: Historic Domestic use

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name _____ Ident No. _____

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Director _____ Title _____

of Boise Airport _____, that I have signed the foregoing
Organization _____

document in the space below as Director of Boise Airport
Title _____ Organization _____

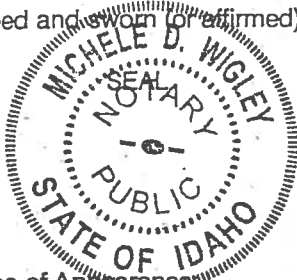
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature] _____

Title and Organization Boise Airport Director _____ Date 9/23/04

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 20 day of September 10 2004



Notary Public Michele D. Wigley _____

Residing at Boise Idaho _____

My Commission Expires 7-10-07 _____

Please Print Name

17. Notice of Appearance

Notice is hereby given that I, Matthew Wilde, 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 [Signature] _____

Address City of Boise Legal Department
P.O. Box 500, Boise, ID 83701

Date 9/23/04 _____

Last Name _____ Ident. Number _____

[Online View] [Print Page]



Property Details for Parcel R3719090500

General Information

Property Acres: 1.370
Zone Code: R6
Primary Code Area: 120
Group Type: SUB
Subdivision: HOME ACRES SUB NO 09
Section: 3N2E30

Property Description

LOTS 11 & 12
 HOME ACRES SUB NO 9
 #0670-B



Property Address

6909 W VICTORY RD
 BOISE, ID 83709

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method	Code Area
Primary	150-RES SUB LOT	1.370	\$0	CORRECTED	120
Primary	370-RES IMPROVEMENT	0.000	\$0	CORRECTED	120

Total Assessed Value: \$0

Parcel Valuation History

Assessed value for year 2004 \$0
Assessed value for year 2003 \$184,700
Assessed value for year 2002 \$175,200
Assessed value for year 2001 \$163,700
Assessed value for year 2000 \$149,700

Property Characteristics

Residential
 Land

District	Levy	Description	Phone
1	0.002859680	ADA COUNTY	208-287-7000
2	0.000110686	PEST EXTERMINATION	208-888-2316
3	0.000122737	EMERGENCY MEDICAL	208-287-2950
6	0.001032420	ADA COUNTY HIGHWAY DIST	208-387-6120
7	0.007938204	SCHOOL DISTRICT NO. 1	208-287-2029
13	0.000602668	ADA COMMUNITY LIBRARY	208-362-0181
32	0.001502313	WHITNEY FIRE	208-375-6407
43	0.000028311	MOSQUITO ABATEMENT	208-888-2316

Total Levy: 0.014197019

Based on the most current certified levies.

For more information on tax districts, please visit this page.

[Online View] [Print Page]

Geocortex Internet Mapping Framework - Microsoft Internet Explorer

Office

Go

Microsoft

Go

Go

Ada County Assessor

Legend

Find Parcel

Key Map

Bookmarks

Create PDF

Help

Exit

Map Legend

Major Streets

MINOR ARTERIAL

MAJOR COLLECTOR

SECTION

PRINCIPAL ARTERIAL

INTERSTATE

Other

Minor Streets

LOCAL

PARKS

PRIVATE

RESIDENTIAL

Other

Street Names (minor)

Addresses

Parcels

*ImageDirectory

Schools

Parks

City Limits

Kuna

Boise

Clendenen Flhu

1:1,198

Go

Map Tool: Zoom In

Active Layer: Parcels

Powered by Geocortex

Internet

Cursor Location: 2487914, 0036351546, 696059, 832918049

Printer

People

Go

Map

Ada County Home Page

Commissioners

Treasurer

Clerk/Auditor/Recorder

Development Services

View Map

Parcel Information

View Map

Parcel Information

View Map

Parcel Information

W VICTORY RD

6901 W VICTORY RD R3719090483

6857 W VICTORY RD R3719090411

3160 S BEVERLY ST R3719090675

3055 S BEVERLY ST R8043260136

3115 S BEVERLY ST R8043260140

Map Center: 118° 16' 5.49" W, 43° 34' 27.85" N

Geocortex Internet Mapping Framework - Microsoft Internet Explorer

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 _____
Date Received _____
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) City of Boise Dept. of Aviation
and Public Transportation Phone (208) 384-3901

Mailing Address P.O. Box 500, Boise, ID Zip 83701

2. Date of Priority (Only one (1) per claim) 1/1/1958

3. Source of water supply (a) groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 3N Range 2E Section 30,
1/4 of NE 1/4 of NW 1/4, Govt. Lot, B.M., County of Ada

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, 1/4 of 1/4 of 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of 1/4 of

1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. well is on parcel R3719090500,

6909 Victory

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For municipal purposes from 1/1 to 12/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .04 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic 1 household

10. Description of place of use: within City of Boise Municipal Service Area or defined by City of Boise

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below. Sewer Area Map, September 2004

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Ada

12. Do you own the property listed above as place of use? Yes x No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

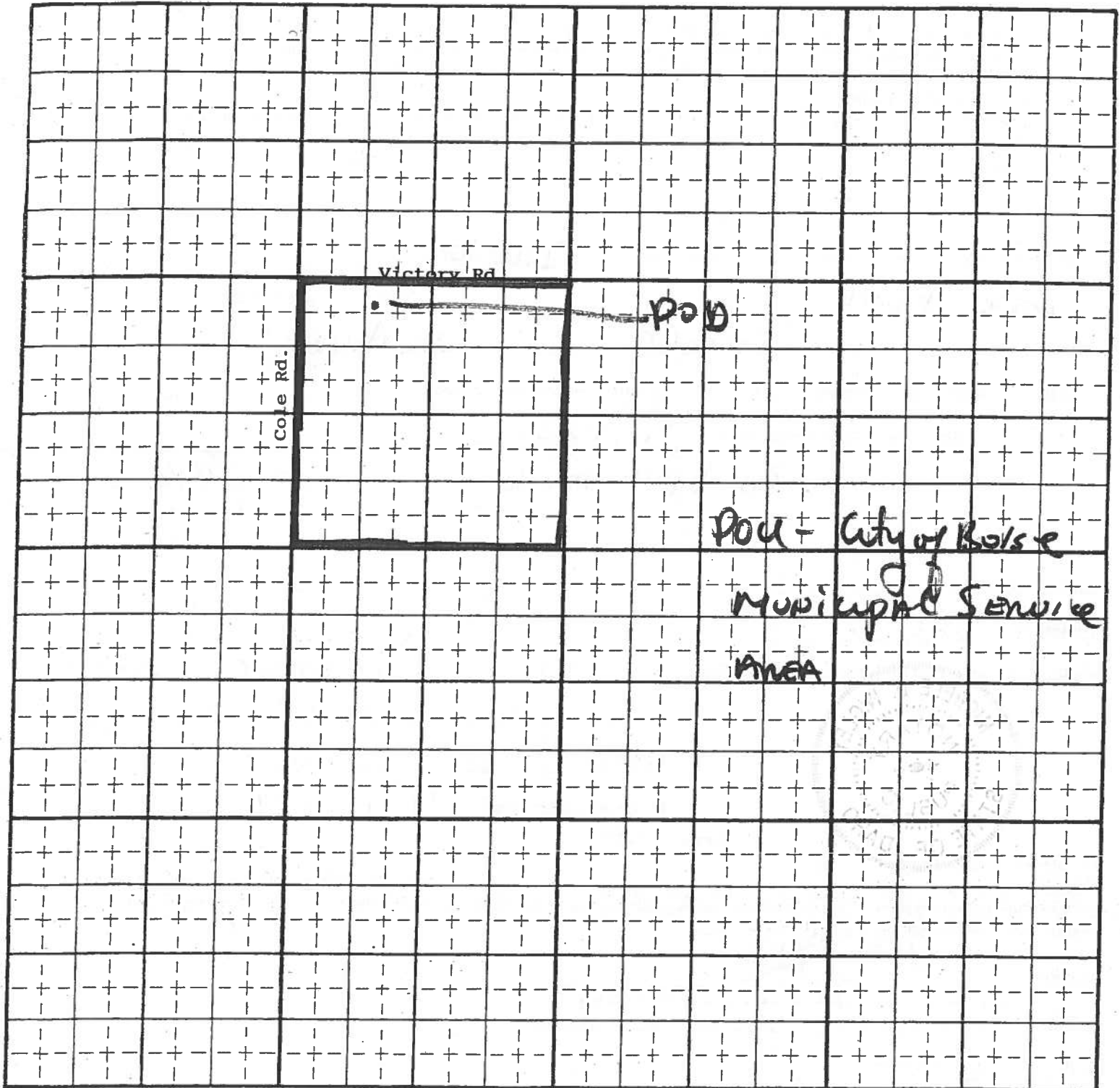
13. Describe any other water rights used at the same place and for the same purposes as described above.
All City of Boise Municipal Water Rights or None ()

14. Remarks: Historic Domestic use

Last Name _____ Ident No. _____

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Director Title _____
of Boise Airport Organization _____, that I have signed the foregoing
document in the space below as Director Title _____ of Boise Airport Organization _____
and that the statements contained in the foregoing document are true and correct.

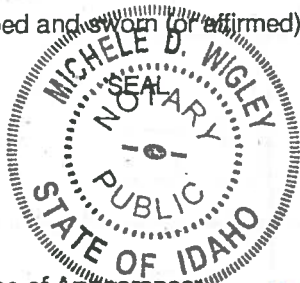
Signature of Authorized Agent _____

Title and Organization Boise Airport Director

Date 9/23/04

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn to (or affirmed) before me this 20 day of September 10 2004



Notary Public Michele D. Wigley

Residing at Boise Idaho

My Commission Expires 7-10-07

Please Print Name

17. Notice of Appearance

Notice is hereby given that I, Matthew Wilde 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 _____

Address City of Boise Legal Department
P.O. Box 500, Boise, ID 83701

Date 9/23/04

Last Name _____ Ident. Number _____