

10/31/2006

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

RIGHT NUMBER: 63-10395B

NAME AND ADDRESS: CITY OF BOISE
PARKS & RECREATION DEPT
1104 ROYAL BLVD
BOISE ID 83706-2898

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.280 CFS

PRIORITY DATE: 01/16/1987

POINT OF DIVERSION:

T03N R02E S7 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	03/15 11/15	0.280 CFS

THE USE OF WATER UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

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

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

Amended

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 63-10395B
Date Received: 9/27/1989
Receipt No: W006209
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CITY OF BOISE Phone: (208)384-4240
PARKS & RECREATION DEPT
1104 ROYAL BLVD
BOISE ID USA 83706-2898

2. Date of Priority: 01/16/1987

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	7	NE NE	ADA	

5. Description of diverting works:

73' WELL W/10" CASING TO 44', 8" TO 66', 5" TO 73', 15 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
MUNICIPAL	03/15	11/15	0.28	

7. Total Quantity Appropriated is:
0.28 C.F.S. and/or 36 A.F.A.

8. Total consumptive use:

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:

Amended to Municipal use per amended claim submitted by City of Boise.

P/U I-84 COUPLET AT CURTIS ROAD.

NAME CHANGE PER CLAIMANT REQUEST. 4/2/99 DB

15. Basis of Claim: License

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

63-10395B

Date Received

Receipt Number

AMENDED CLAIM

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED CLAIM

Please type or print clearly

1. Name of Claimant (s) CITY OF BOISE PARKS & RECREATION DEPARTMENT Phone (208) 384 4240

Mailing Address 1104 ROYAL BLVD BOISE ID Zip 83706-2898

2. Date of Priority (Only one (1) per claim) JANUARY 16, 1987

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

4. a. Location of existing point of diversion is: Township 3N Range 2E Section 7,

1/4 of NE 1/4 of NE 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. 73' well w/10" casing to 44', 8" to

66', 5" to 73', 15 HP pump.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For MUNICIPAL purposes from 3/15 to 11/15 amount .28 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .28 (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.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

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.

*WITHIN CITY OF BOISE
MUNICIPAL SERVICE AREA
as defined by CITY OF BOISE
SERVICE AREA MAP, September 2004*

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 IRRIGATION USE

Last Name City of Boise Ident No. 63-10395B

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

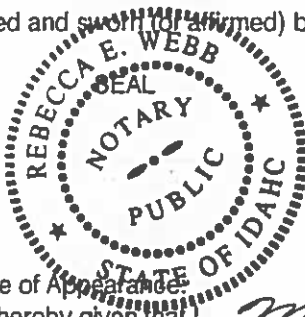
For Organizations: I do solemnly swear or affirm that I am DIRECTOR Title
of CITY OF BOISE PARKS & RECREATION DEPARTMENT Organization, that I have signed the foregoing
document in the space below as DIRECTOR Title of CITY OF BOISE PARKS & RECREATION DEPARTMENT Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent James R. Daley

Title and Organization DIRECTOR, CITY OF BOISE PARKS & RECREATION DEPT Date Sept. 15, 2004

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

Subscribed and sworn to (or affirmed) before me this 15th day of September 2004



Notary Public Rebecca E. Webb

Residing at Boise ID

My Commission Expires 7/2009

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 9/24/04

Last Name CITY OF BOISE Ident. Number 63-10395B

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: A63-10395B
Date Received: 9/27/1989
Receipt No: W006209
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CITY OF BOISE
Address: PARKS & RECREATION DEPT
1104 ROYAL BLVD
BOISE ID

208-384-4060

83706

2. Date of Priority: JAN 16, 1987

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02E	7		NE	NE		ADA

5. Description of diverting works:

73' WELL W/10" CASING TO 44', 8" TO 66', 5" TO 73', 15 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.280		36.00

7. Total Quantity Appropriated is:

0.280 C.F.S. (and/or) 36.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02E	7	NE	NE		IRR	8.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	8.0
					Total Acres	8.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

P/U I-84 COUPLET AT CURTIS ROAD.

NAME CHANGE PER CLAIMANT REQUEST. 4/2/99 DB

15. Basis of Claim: LICENSE

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

RECEIVED

MAR 25 1999

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

Water Right or Adjudication Claim No(s): See Attached Sheet

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

Name and Address of Former Owner/Claimant See Attached Sheet

4. New Owner/Claimant(s) City of Boise

*Name
change
only -*

New Mailing Address Parks & Recreation Dept.

City, State and ZIP Code 1104 Royal Blvd.
Boise, ID 83706

New Telephone Number (208) 384-4060

5. Date you acquired the property _____

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, **attach** additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not/sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) *James R. Day*
Director -

Corporations or other organizations must submit a list of **directors** and/or officers demonstrating authority to sign this form.

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

City of Boise
Parks & Recreation Department
Water Rights/Adjudication Claims

Names are those found on adjudication profile reports, if water right has been claimed. In many instances different names appear on water right profile reports. The water right names also need to be changed to the corrected name and address.

A63-00164A	City of Boise Parks and Recreation Dept. 1104 Royal Blvd. Boise, ID 83706	A63-03116	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-00164C	City of Boise Parks and Recreation Dept. 1104 Royal Blvd. Boise, ID 83706	A63-03132	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-02792	Boise Park System 1104 Royal Blvd. Boise, ID 83706	A63-03147	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-02841	Boise Park System 1104 Royal Blvd. Boise, ID 83706	A63-03413	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-02843	Boise Park System 1104 Royal Blvd. Boise, ID 83706	A63-03565	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-02925	Boise Parks System 1104 Royal Blvd. Boise, ID 83706	A63-07034	City of Boise Parks and Recreation Dept. 1104 Royal Blvd. Boise, ID 83706
A63-02933	Boise Park System 1104 Royal Blvd. Boise, ID 83706	A63-07179	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-02971	Boise Park System 1104 Royal Blvd. Boise, ID 83706	A63-07523	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-02972	Boise Park System 1104 Royal Blvd. Boise, ID 83706	A63-07524	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-03069	Boise Parks and Recreation 1104 Royal Blvd. Boise, ID 837062898	63-07549 S.O.	City of Boise Park Dept. City Hall Boise, ID 83701

63-07728 *not claimed*

63-07592
(*changed
at region*)

63-07728	City of Boise Dept. of Parks City Hall Boise, ID 83702	A63-09670	Boise Park System 1104 Royal Blvd. Boise, ID 83706
63-07592 (<i>changed at region</i>)	Boise Park System 1104 Royal Blvd. Boise, ID 83706	A63-10022	City of Boise Dept of Parks 1104 Royal Blvd Boise, ID 83706
A63-07666	Boise Park System 1104 Royal Blvd. Boise, ID 83706	A63-10188	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-07668	Boise Park System 1104 Royal Blvd. Boise, ID 83706	A63-10246	Boise Park System Jullion Park 1104 Royal Blvd. Boise, ID 83706
A63-08025	Boise Park System 1104 Royal Blvd. Boise, ID 83706	A63-10296	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-08263	Boise Park System 1104 Royal Blvd. Boise, ID 83706	63-10305 <i>S.O.</i>	Boise City Parks Dept. 1104 Royal Blvd. Boise, ID 83706
A63-08600	Boise Park System 1104 Royal Blvd. Boise, ID 83706	A63-10395A	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-09112	Boise Park System 1104 Royal Blvd. Boise, ID 83706	A63-10395B	Boise Park System 1104 Royal Blvd. Boise, ID 83706
63-09138 <i>S.O.</i>	City of Boise c/o Louis Uranga P.O. Box 500 Boise, ID 83701	63-10750 <i>S.O.</i>	Boise Park System Mountain View Park 1104 Royal Blvd. Boise, ID 83706
A63-09192	Boise Park System 1104 Royal Blvd. Boise, ID 83706	63-10752 <i>S.O.</i>	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-09276	City of Boise Parks and Recreation Dept. 1104 Royal Blvd. Boise, ID 83706	63-10760 <i>S.O.</i>	City of Boise Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-09326	Boise Park System 1104 Royal Blvd. Boise, ID 83706	63-11075 <i>S.O.</i>	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-09362	Boise Park System 1104 Royal Blvd. Boise, ID 83706		

63-11816
S.O.

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

63-11822
S.O.

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-22375

City of Boise

A63-30418

City of Boise
Parks & Recreation Dept.
1104 Royal Blvd.
Boise, ID 83706

RECEIVED

DEPARTMENT HEAD LIST

MAR 25 1999

WATER RESOURCES
WESTERN REGION

MAYOR

H. Brent Coles 384-4422

CITY COUNCIL

Carolyn Terteling, Council President 384-4422
Mike Wetherell, President Pro-Tem 384-4422
Sara Baker 384-4422
Paula Forney 384-4422
Anne Hausrath 384-4422
Jerome Mapp 384-4422

AVIATION & PUBLIC TRANSPORTATION

John Anderson 383-3110

FIRE

Renn Ross 384-3960

JUDICIAL

John Traylor 364-2100

LEGAL

Susie Mimura 384-3870

LIBRARY

Marilyn Poertner Acting Director 384-4237

PARKS AND RECREATION

Jim Hall 384-4240

PLANNING & DEVELOPMENT SERVICES

Tim Hogland 384-3800

POLICE

Larry Paulson 377-6670

PUBLIC WORKS

William Ancell 384-3903

CUSTOMER & SUPPORT SERVICES

CENTRAL SERVICES

John Eichmann 384-3747

CITY CLERK

Annette Mooney 384-3707

GOVERNMENT BUILDINGS

Sam Rapp 384-3828

HUMAN RESOURCES

Tammy Rice 384-3869

MUNICIPAL INFORMATION SYSTEMS/COMMUNICATIONS

Rod Greene 384-3769

PARKING CONTROL

Tana Wardle 384-3773

PURCHASING

Chris Hunt 384-3778

UTILITY BILLING

Pam Helm 384-3737

DIVISION OF FINANCIAL MANAGEMENT

Steve Purvis 384-3733

PLANNING & ZONING

Wayne Gibbs 384-3830

*reorganization put Planning & Zoning under Planning & Development Services
Wayne Gibbs is Deputy Director Planning Director of PDS. Dep.*

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: A63-10395B

Date Received: ~~6/16/1989~~ 9/27/89

Receipt No: W006209

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOISE PARK SYSTEM
Address: 1104 ROYAL BLVD.
BOISE, ID

208-384-4240

83706

2. Date of Priority: JAN 16, 1987

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02E	7	NE	NE			ADA

5. Description of diverting works:

73' WELL W/10" CASING TO 44', 8" TO 66', 5" TO 73', 15 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.280		36.00

7. Total Quantity Appropriated is:

0.280 C.F.S. (and/or) 36.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02E	7	NE	NE		IRR	8.0

Section Acres 8.0

Total Acres 8.0

A63-10395B

Page

1

Date: 06/16/89

MICROFILMED

AUG 24 1992

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

P/U I-84 COUPLET AT CURTIS ROAD.

15. Basis of Claim: LICENSE

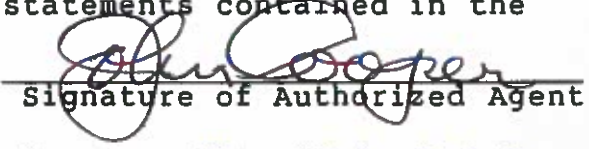
16. Signature(s)

(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 XXX wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: N/A

For Organizations:

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


Signature of Authorized Agent

Director - City of Boise Park System
Title and Organization

September 19, 1989
Date

State of Idaho)
) SS.
County of Ada)

Subscribed and sworn (or affirmed) before me this 21st day

of September, 19 89


Notary Public

Seal

Residing at Boise

My Commission Expires 08/20/90



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 5, 1999

DIRK KEMPTHORNE
GOVERNOR

Re: Notices of Claim to a Water Right

KARL J. DREHER
DIRECTOR

Beth K Baird
City of Boise
PO Box 500
Boise ID 83701-0500

Dear Claimant:

Enclosed are copies of the claims for the City of Boise which reflect the change in name for the land and appurtenant water right(s) covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

In addition, enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the SRBA court as notification of this change.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:db

Enclosure

PUBLIC WORKS DEPARTMENT
CITY HALL
4TH FLOOR



H. BRENT COLES
MAYOR

COUNCIL MEMBERS

CAROLYN TERTEILING
COUNCIL PRESIDENT
MIKE WETHERELL
COUNCIL PRO TEM

SARA BAKER
PAULA FORNEY
ANNE STITES HAUSRATH
M. JEROME MAPP

March 23, 1999

Ms. Denise Buffington
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

RECEIVED

MAR 25 1999

WATER RESOURCES
WESTERN REGION

Dear Ms. Buffington:

Please find the attached Notices of Change of Water Right Ownership. These forms do not indicate any changes in the City of Boise's ownership, but request changes to how the City of Boise is listed as owner on its claims. Our intent is to have all the City's claims listed under the same format: City of Boise, followed by the managing Department and address.

Hopefully the forms are completed to your satisfaction. There are three forms and accompanying lists of water rights; one each managing department within the City of Boise. Also included is a list of Department heads as requested in item 7 on the Notice. If you have any questions please give me a call at 384-3984.

Sincerely,

Beth K. Baird
Environmental Program Coordinator

MEMO

DATE: 12-1-93
TO: JIM JOHNSON
FROM: JAN SHURTE
SUBJECT: WATER RIGHTS FOR CURTIS & ORCHARD INTERCHANGES

Paul Philbrook from the Boise City Parks Dept. phoned yesterday with a question concerning the rights covering the irrigation of the Curtis & Orchard Interchanges. These rights are 63-08076, 63-09670, 63-10395A & 63-10395B.

The Curtis Road Interchange place of use is located in the NENE, Sec. 7 and NWNW, Sec. 8, Twp. 3N, Rge. 2E. The Orchard Street Interchange place of use is located in the NENE & NENW, Sec. 8, Twp. 3N, Rge. 2E.

Originally, License Nos. 63-09670 & 63-10395B were licensed for the Curtis Road Interchange and 63-08076 & 63-10395A were licensed for the Orchard Street Interchange. The legals for the p.d.'s and p.o.u.'s are correct. They match up with the appropriate interchanges and still do.

The problem comes from the amended license for 63-09670. On June 13, 1988, a license was issued for this permit for the P.D. in the NENE, Sec. 7 and the POU in the NWNW, Sec. 8 - which is correct for the Curtis Road Interchange. The remarks stated that this license was for the Curtis Road Exit irrigation. Then, on May 17, 1989, the license was amended. It appears that the acre foot amount was reduced from 31.5 to 21 acre feet plus the remarks were changed to state that this license is for the Orchard Interchange. In the microfilm we only have the letter sent with the amended license stating that it was amended to better reflect the water right. So, I don't know why the remarks were changed.

Now, after putting the couplet in, they have drilled a new well for additional acres, but it has also been hooked up to the old Orchard Street Interchange well and they are interconnected. To make matters even worse, the Curtis Road Interchange well dried up, so they are irrigating the Curtis Road Interchange acres with the old & new Orchard Street Interchange wells. Pretty complicated.

Anyway, I was thinking maybe we should clear up the problem with 63-09670's remarks and change it to say it is used for the Curtis Road Interchange acres - since the legals prove that. Then, a transfer can be filed by whoever to add the new well to the Orchard Street Interchange rights, since they are now combined, and then add both the new & old well at the Orchard Street Interchange to the Curtis Road Interchange rights, since they are both irrigating the Curtis Road Interchange acres now. Paul wanted to leave the old Curtis Road Interchange well on the original rights because it hasn't been five years since it dried up and they left the pump, etc. in the well to use in case the water table comes back up. He is currently checking with the Dept. of Highways to see what they filed or didn't file when they were putting in the couplet. I can't find any transfers filed on these rights, but you might have them over there.

I'm sending a copy of this to Paul at Boise Parks and you may want to call him for a follow-up. Thanks, Jan.

MICROFILMED

JUL 26 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

03-10395B

Date Received

10/22/2004

Receipt Number

C025588

AMENDED CLAIM

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED CLAIM

Please type or print clearly

1. Name of Claimant (s) CITY OF BOISE PARKS & RECREATION DEPARTMENT Phone (208) 384 4240Mailing Address 1104 ROYAL BLVD BOISE ID Zip 83706-28982. Date of Priority (Only one (1) per claim) JANUARY 16, 19873. Source of water supply (a) GROUND WATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 3N Range 2E Section 7.1/4 of NE 1/4 of NE 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. 73' well w/10" casing to 44', 8" to66', 5" to 73', 15 HP Pump.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For MUNICIPAL purposes from 3/15 to 11/15 amount .28 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .28 (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.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

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.

*WITHIN CITY OF BOISE
MUNICIPAL SERVICE AREA
as defined by CITY OF BOISE
SERVICE AREA MAP, September 2004*

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 IRRIGATION USE

Last Name CITY OF BOISE Ident No. 03-10395B

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X 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 City of Boise Parks & Recreation Department Organization _____, that I have signed the foregoing document in the space below as Director Title _____ of City of Boise Parks & Recreation Department Organization _____

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

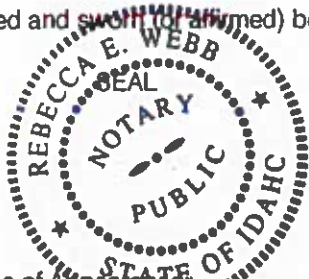
Signature of Authorized Agent James R. Daley

Title and Organization Director, City of Boise Parks & Recreation Dept Date Sept. 15, 2004

State of Idaho/or Idaho)

County of Ada) SS.

Subscribed and sworn to (or affirmed) before me this 15th day of September 2004



Notary Public Rebecca E. Webb

Residing at Boise ID

My Commission Expires 7/2009

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]
City of Boise Legal Department

Address P.O. Box 500 Boise ID 83701

Date 9/24/04

Last Name City of Boise Ident. Number 63-10395B