

10/31/2006

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

RIGHT NUMBER: 63-12351
NAME AND ADDRESS: CITY OF BOISE
PUBLIC WORKS DEPT
ATTN ENV PROGRAM MANAGER
PO BOX 500
BOISE ID 83701-0500

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.100 CFS
72.400 AFY
PRIORITY DATE: 07/01/1996
POINT OF DIVERSION:

T04N R02E S32 NWSE Lot 2 Within ADA County
T04N R02E S32 NWSE Lot 2 Injection Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COOLING	01/01 12/31	0.100 CFS 72.40 AFY
HEATING	01/01 12/31	0.100 CFS 72.40 AFY

PLACE OF USE: HEATING Within ADA County
T04N R02E S32 Lot 2 NWSE
COOLING Within ADA County
T04N R02E S32 Lot 2 NWSE

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

Return flow discharged to a subsurface system must be authorized by a separate injection well permit.

Heating and cooling uses are for an electrical room, a control room, and a two story building at Lander Street Waste Water Treatment Facility.

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

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 63-12351
Date Received: 8/8/2002
Receipt No: W029568
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CITY OF BOISE Phone: (208)384-3900
PUBLIC WORKS DEPARTMENT
PO BOX 500
BOISE ID USA 83701-0500

2. Date of Priority: 07/01/1996

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	02E	32	NW SE 2	ADA	

5. Description of diverting works:

Well, approx. 40' deep.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
HEATING	01/01	12/31	0.1	72.4
COOLING	01/01	12/31	0.1	72.4

7. Total Quantity Appropriated is:
0.1 C.F.S. and/or 72.4 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
04N	02E	32	NW	SE	2	COOLING
			NW	SE	2	HEATING

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

AUG 08 2002

WATER RESOURCES
WESTERN REGIONIN 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

Date Received

Receipt Number

A63-12351
8-8-02
W029568NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) City of Boise Public Works Dept. Phone (208) 384-3900
 Mailing Address P.O. Box 500 Boise, ID Zip 83701-0500

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

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

4. a. Location of existing point of diversion is: Township 4N Range 2E Section 32,
1/4 of NW 1/4 of SE 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 - about 40' deep.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For heating cooling purposes from 1/1 to 12/31 amount .1 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .1 (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.) Closed loop system for heating/cooling a portion of Lander St. WWTP

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.

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	
4N	2E	32														HC			

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.

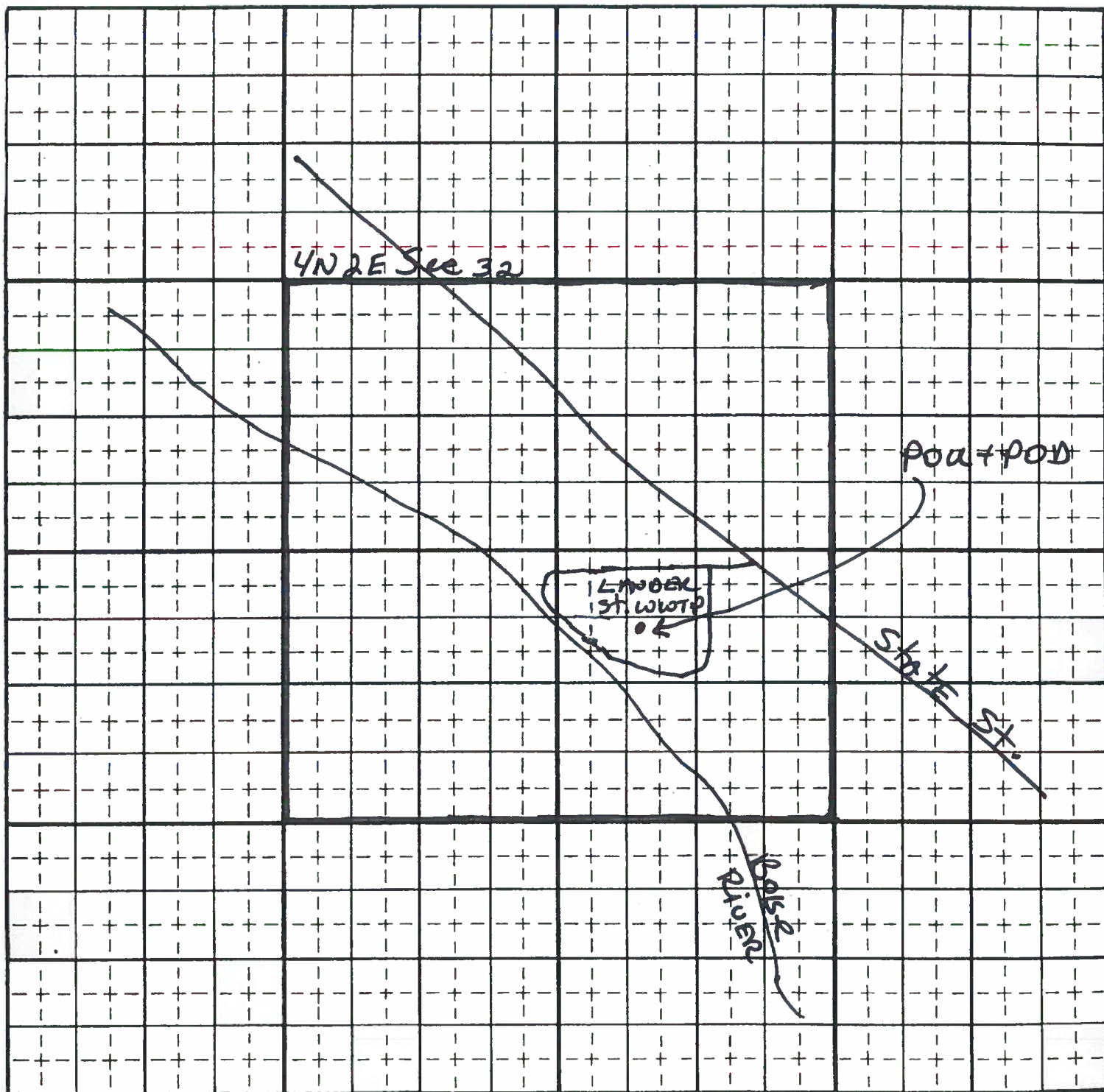
13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:

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



Last Name _____ Ident No. _____

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-12351
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 Public Works Dept. _____, that I have signed the foregoing
Organization _____

document in the space below as _____ Director _____ of _____ City of Boise Public Works Dept. _____
Title _____ Organization _____

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

Signature of Authorized Agent _____

Title and Organization _____ Date 7-15-02

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

Subscribed and sworn to (or affirmed) before me this 7th day of August, 192002



Notary Public Kriste Bergman

Residing at Boise, Idaho

My Commission Expires 8/3/06

Please Print Name

17. Notice of Appearance

Notice is hereby given that I, _____ 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 _____

Date _____

Last Name _____ Ident. Number _____

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-12351

Priority: July 01, 1996

Maximum Diversion Rate: 0.10 CFS
Maximum Diversion Volume: 72.4 AF

It is hereby certified that CITY OF BOISE
PUBLIC WORKS DEPT
PO BOX 500
BOISE ID 83701-0500 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated July 01, 1996; and has
submitted Proof of Beneficial Use on November 06, 1997. An examination indicates that the works have
a diversion capacity of 0.32 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
COOLING	01/01 to 12/31	0.10 CFS	72.4 AF
HEATING	01/01 to 12/31	0.10 CFS	72.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L2 NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, Twp 04N, Rge 02E, B.M., ADA County

GROUND WATER L2 NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, Twp 04N, Rge 02E, B.M., ADA County (Injection)

PLACE OF USE: COOLING

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02E	32															X		
																	L 2		

PLACE OF USE: HEATING

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02E	32															X		
																	L 2		

CONDITIONS OF APPROVAL

1. Return flow discharged to a subsurface system must be authorized by a separate injection well permit.

MICROFILMED

SEP 19 2001

SCANNED

JAN 27 2003

MICROFILMED

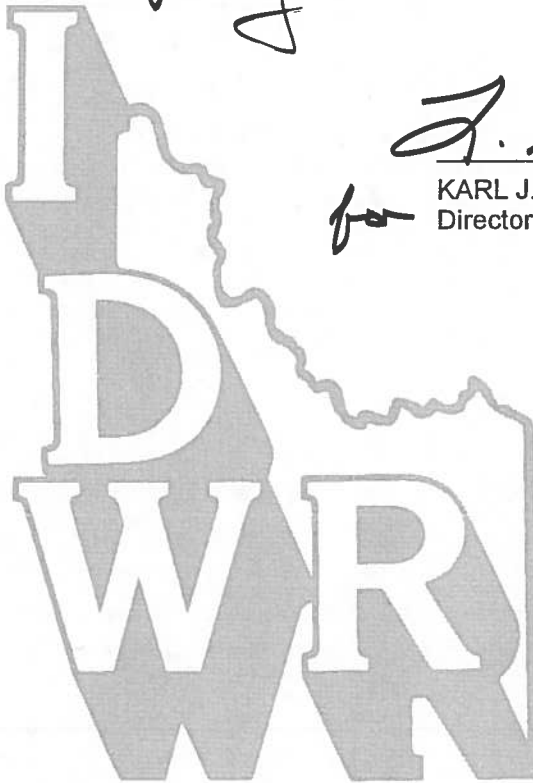
State of Idaho
Department of Water Resources
Water Right License

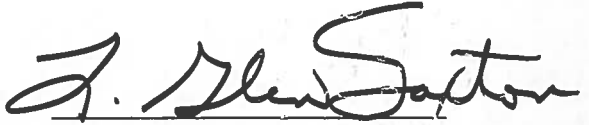
WATER RIGHT NO. 63-12351

2. Heating and cooling uses are for an electrical room, a control room, and a two story building at Lander Street Waste Water Treatment Facility.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 9th day of July, 2001.




for KARL J. DREHER
Director

SEP 19 2001

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

RECEIVED

Please print or type. Attach pages with additional information. Instructions are on the back of this page. **MAR 25 1999**
Incomplete forms will be returned.

WATER RESOURCES
WESTERN REGION

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.

3. Name and Address of Former Owner/Claimant See Attached Sheet
4. New Owner/Claimant(s) City of Boise
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address Public Works Dept.
P.O. Box 500
City, State and ZIP Code Boise, ID 83701-0500
New Telephone Number (208) 384-3901

*Name
change,
only
ADDRESS
change*

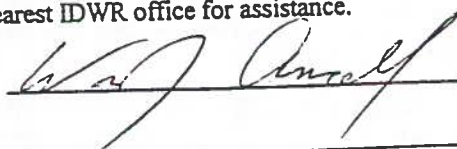
5. Date you acquired the property ---

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) 

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

8. 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.

MICROFILMED

SEP 19 2001

City of Boise
Public Works Department
Water Rights/Adjudication Claims

✓ 63-09139 ✓	City of Boise P.O. Box 500 Boise, ID 83701	A63-07078B ✓	City of Boise Attn: D. Strickling/B. Ancell PO Box 500 Boise, ID 837010550
✓ 63-12351 ✓	City of Boise	A63-07755 ✓	City of Boise PO Box 500 Boise, ID 837010500
✓ 63-12312 ✓	City of Boise Public Works Dept PO Box 500 Boise, ID 83701-0550	A63-08130B ✓	City of Boise Attn: D. Strickling/B. Ancell PO Box 500 Boise, ID 837010550
A63-08125 ✓	City of Boise Wastewater Treatment Plant 11818 Joplin Rd. Boise, ID 83704	A63-09243 ✓	City of Boise PO Box 500 Boise, ID 837010500
A63-07005B ✓	City of Boise Attn: D. Strickling/B. Ancell PO Box 500 Boise, ID 837010550	A63-09359 ✓	City of Boise PO Box 500 Boise, ID 837010500
A63-07042B ✓	City of Boise Attn: D. Strickling/B. Ancell PO Box 500 Boise, ID 837-10500	A63-15489	City of Boise PO Box 500 Boise, ID 837010500
A63-07053 ✓	City of Boise Attn: D. Strickling/B. Ancell PO Box 500 Boise, ID 837010550	A63-15491	City of Boise PO Box 500 Boise, ID 837010500
A63-07055C ✓	City of Boise PO Box 500 Boise, ID 837010500	A63-15492	City of Boise PO Box 500 Boise, ID 837010500
A63-07055D ✓	City of Boise Attn: D. Strickling/B. Ancell PO Box 500 Boise, ID 837010550	A63-18683	City of Boise PO Box 500 Boise, ID 837010500
A63-07064A ✓	City of Boise PO Box 500 Boise, ID 837010500	A63-30137B	City of Boise Attn: D. Strickling/B. Ancell PO Box 500 Boise, ID 837010550
A63-07064B ✓	City of Boise Attn: D. Strickling/B. Ancell PO Box 500 Boise, ID 837010550	A63-30138	City of Boise Attn: D. Strickling/B. Ancell PO Box 500 Boise, ID 837010550

PUBLIC WORKS DEPARTMENT
CITY HALL



H. BRENT COLES
MAYOR

COUNCIL MEMBERS

MIKE WETHERELL
COUNCIL PRESIDENT

M. JEROME MAPP
COUNCIL PRO TEM

VERNON L. BISTERFELDT
PAULA B. FORNEY
JON MASON
CAROLYN TERTELING-PAYNE

August 7, 2002

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

RECEIVED

AUG 08 2002

**WATER RESOURCES
WESTERN REGION**

To Whom It May Concern:

Included with this letter are five Notices of Claim to a Water Right for the City of Boise. The filing fees have been incorporated into one attached check. Our breakdown of the fees is as follows:

63-12351	\$150.00
63-12575	53.00
63-12312	350.00
63-12461	370.00
63-12470	490.00

Total \$1,413.00

Hopefully, this meets IDWR's requirements. Please let me know if there is any problem. Thank you.

Sincerely,

Beth K. Baird
Environmental Programs Coordinator