

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 63-8599B
Date Received: 8/21/2000
Receipt No:
Received By:

AMENDED

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: 04/21/1981

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	01E	28	SE NW	ADA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
---------	------	----	--------	------------

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

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

17.25 miners inches from Settlers Irrigation District to be generally used in Hobble Creek Park.

Claim amended per license issued 1/23/03.

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

Right 63-08599A is also diverted through the point of diversion described above.

Rights 63-08599A and 63-08599B when combined shall not exceed a total diversion rate of 1.10 cfs.

Place of use also known as Hobble Creek Park.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 90.0 af at the field headgate for the lands above.

This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

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

63-8599B

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) April 21, 1981

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

4. a. Location of existing point of diversion is: Township 4N Range 1E Section 28,
_____ 1/4 of SE 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, pump, and buried pipe to

spunklers

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 _____

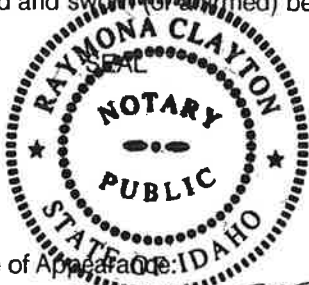
of City Of Boise Parks & Recreation Department _____, that I have signed the foregoing
Organization
document in the space below as Director _____ of City Of Boise Parks & Recreation Department _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]

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 (affirmed) before me this 15th day of September 2004



Notary Public Raymona Clayton

Residing at Meridian Id

My Commission Expires 7/09

Please Print Name

17. Notice of Appearance

Notice is hereby given that, 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
PO Box 500 Boise ID 83701

Date 9.24.04

Last Name CITY OF Boise Ident. Number 63-8599B

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 63-8599B
Date Received: 8/21/2000
Receipt No:
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CITY OF BOISE Phone: (208)384-4060

PARKS & RECREATION DEPT
1104 ROYAL BLVD
BOISE ID USA 83706

2. Date of Priority: 04/21/1981

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	01E	28	SE NW	ADA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.4	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01E	28	SE	NW	IRRIGATION	8
			NE	NW	IRRIGATION	2
			NW	NE	IRRIGATION	2
			SW	NE	IRRIGATION	8
					Section Acres	20
					Total Acres	20

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:

17.25 miners inches from Settlers Irrigation District to be generally used in Hobble Creek Park.

Claim amended per license issued 1/23/03.

Right 63-08599A is also diverted through the point of diversion described above.

Rights 63-08599A and 63-08599B when combined shall not exceed a total diversion rate of 1.10 cfs.

Place of use also known as Hobble Creek Park.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 90.0 af at the field headgate for the lands above.

This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

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 63-8599B
Date Received: 8/21/00
Receipt No: W026875
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

Name: CITY OF BOISE PARKS & RECREATION DEPT Phone: (208)384-4060

Address: 1104 ROYAL BLVD
BOISE ID 83706

2. Date of Priority: 04/21/1981

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
04N	01E	28	NE SE NW	ADA

5. Description of diverting works:

281' well constructed in 1977.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.2	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01E	28	SE	NW	IRRIGATION	10
Section Acres						10
Total Acres						10

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:

17.25 miners inches from Settlers Irrigation District to be generally used in Hobble Creek Park.

15. Basis of Claim: Permit

**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 AL23-08599BDate Received 8/21/00Receipt Number W026875 *SA*

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

Please type or print clearly

1. Name of Claimant (s) City of Boise Parks & Recreation Dept. Phone (208) 384-4060Mailing Address 1104 Royal Blvd. Boise Idaho Zip 837062. Date of Priority (Only one (1) per claim) 4/21/813. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 4N Range 1E Section 28,
NE 1/4 of SE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of AdaAdditional points of diversion if any: None

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. 281' well constructed in 1977

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4/15 to 10/15 amount .2 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .2 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 35 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.

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	1E	28								10									10

Total number of acres irrigated 10

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.

17.25 miners inches from Settlers Irrigation District to be generally used or None ()
in Hobbles Creek Park.

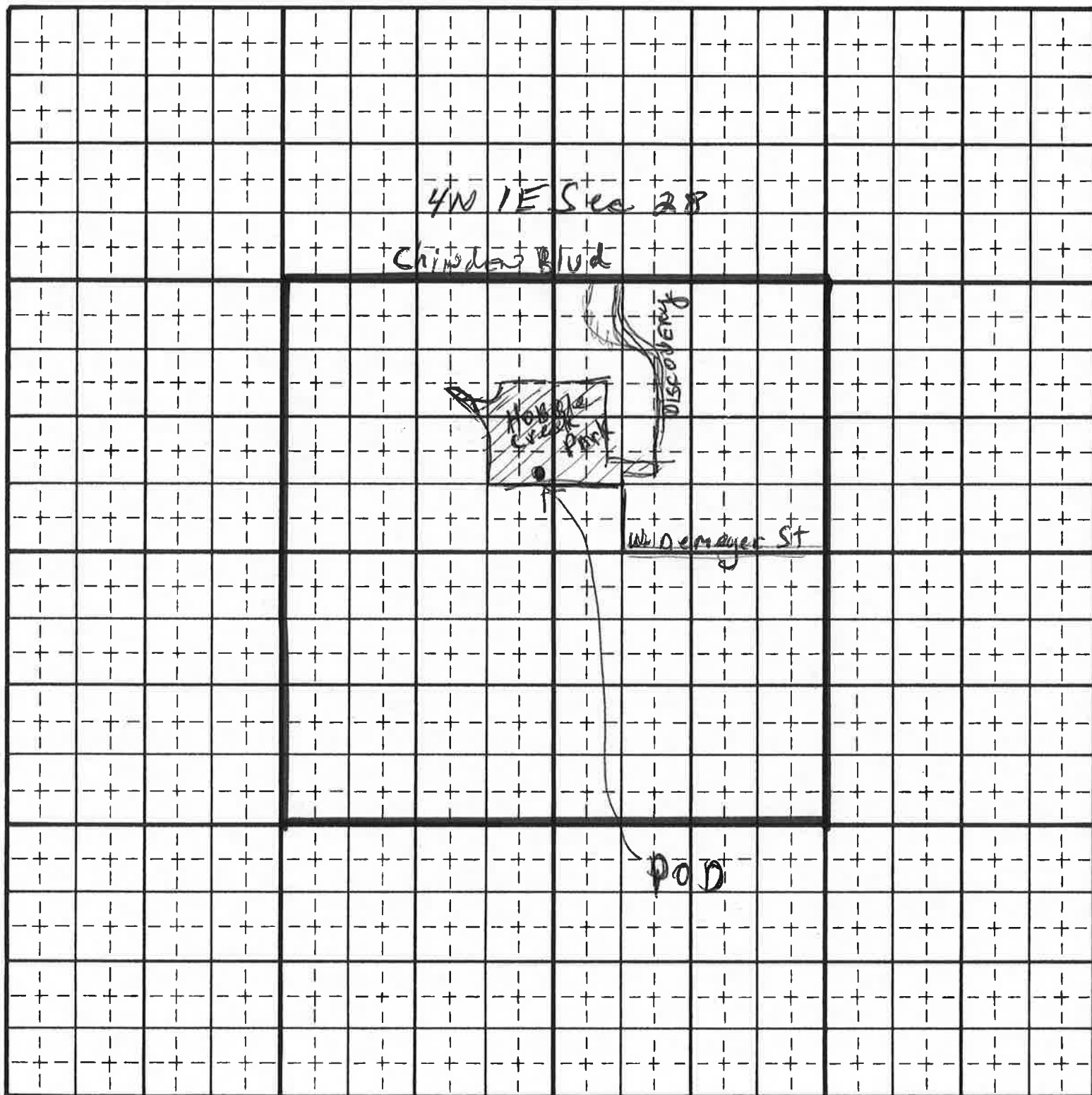
14. Remarks:

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 4 inches equals 1 mile



Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit X
Decree _____
If applicable provide IDWR Water Right Number 63-08599 B
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 Dept. , that I have signed the foregoing
Organization

document in the space below as _____ Director of Parks & Recreation Dept.
Title Organization

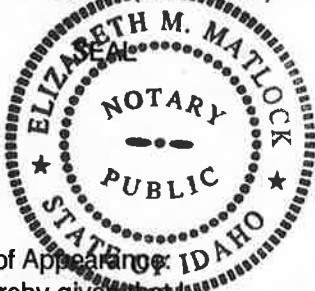
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent *James R. Bell*

Title and Organization Director, Boise Parks & Recreation Dept. Date July 25, 2000

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

Subscribed and sworn (or affirmed) before me this 21st day of August 2000



Notary Public Elizabeth M Matlock

Residing at Boise ID

My Commission Expires 3/5/2005

Please Print Name

17. Notice of Appearance

Notice is hereby given that _____ 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 _____

Copies White-State, Yellow-Claimant

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:

Ident. Number

Date Received

Receipt Number

39576

63-8599B

10/22/2004

C075588

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) April 21, 1981

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

4. a. Location of existing point of diversion is: Township 4N Range 1E Section 28,
_____ 1/4 of SE 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, pump, and buried pipe to

sprinklers

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 .40 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .40 (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.

63-9599B

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 _____

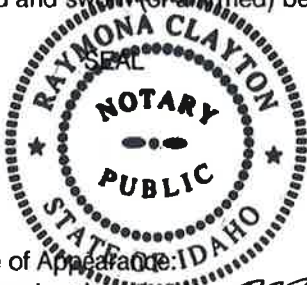
For Organizations: I do solemnly swear or affirm that I am Director Title _____
of City Of Boise Parks & Recreation Department Organization _____, that I have signed the foregoing
document in the space below as Director Title _____ of City Of Boise Parks & Recreation Department Organization _____
and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

Signature of Authorized Agent James R. [Signature]

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 Raymona Clayton

Residing at Meridian Id

My Commission Expires 7/09

Please Print Name

17. Notice of Appearance:
Notice is hereby given that, 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
PO Box 500 Boise ID 83701

Date 9.24.04

Last Name CITY OF BOISE Ident. Number 63-8599B

Shurte, Jan

Changed 11/26/08 by JH

From: Shurte, Jan
Sent: Thursday, October 23, 2008 4:44 PM
To: Ted Booth
Cc: emalmen@perkinscoie.com
Subject: RE: 63-8599B (City of Boise)
Attachments: 63-8599B Recommendation.RTF; 63-8599B Revised Recommendation.rtf

Ted & Erica,

Attached are my drafts of what I would like to see the recommendation look like for 63-8599B, City of Boise. I have two recommendations attached, one showing what conditions were there with the strike through and one showing how it would look afterwards in the partial decree.

Basically, since this right was changed to municipal use the surface water conditions under the source would not be able to be administered, so I removed them. Plus, SM Ted Booth suggested it in the beginning. I also removed the .02 cfs per acre and the 90 AFY limitation as the limiter of 1.10 cfs is less than 1" per acre for both 63-8599A and B when combined due to the limitation of the pump at the time of the licensing field exam. The AFY had been removed from the total in the Director's Report, due to the municipal use, and should have been left out of the conditions also. The 4.5 af per acre condition was also removed due to the same reason. If these changes are acceptable to both of you I will change our database and hopefully this one can be over and done with.

This was an uncontested overlap with 63-161Q and since it had been recommended as municipal rather than irrigation in the Director's Report, there were some licensing conditions that should not have been left on there. Please let me know if anyone has any problems with this one. If not, I guess it can be partially decreed with the changes?

Thanks,
 Jan

From: Ted Booth [mailto:tbooth@srba.state.id.us]
Sent: Wednesday, October 22, 2008 9:20 AM
To: Shurte, Jan
Cc: emalmen@perkinscoie.com
Subject: 63-8599B (City of Boise)

Jan,
 On August 14, 2008, you sent me an email stating that you were going to look at revising one or more of the remarks on this right. Your email was in response to a phone call I had made to Vicky Music at the time I was reviewing the right in preparation for the issuance of a Special Master's Report. Specifically, I had a questioned whether the "supplemental water right" remark under the source element made sense in light of the fact that the POU is the City of Boise muni service area. Anyway, please let me know where we are with this right.
 Thanks,
 Ted Booth
 Special Master
 Snake River Basin Adjudication

Eliminate annoying spam!

My mailbox is protected by iHateSpam, the #1-rated spam buster:
<http://www.ihatespam.net>

10/23/2008

10/23/2008

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

RIGHT NUMBER: 63-8599B

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.400 CFS

Rights 63-08599A and 63-08599B when combined shall not exceed a total diversion rate of 1.10 cfs.

PRIORITY DATE: 04/21/1981

POINT OF DIVERSION:

T04N R01E S28 SENW Within ADA County

Right 63-08599A is also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	03/01 11/15	0.400 CFS

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

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

RIGHT NUMBER: 63-8599B

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

SOURCE: GROUND WATER

TRIBUTARY:

~~The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right.~~

~~If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.~~

QUANTITY: 0.400 CFS

Rights 63-08599A and 63-08599B when combined shall not exceed a total diversion rate of 1.10 cfs.

~~This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.~~

~~This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 90.0 af at the field headgate for the lands above.~~

PRIORITY DATE: 04/21/1981

POINT OF DIVERSION:

T04N R01E S28 SENW Within ADA County

Right 63-08599A is also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	03/01 11/15	0.400 CFS

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

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-08599A

Priority: April 21, 1981

Maximum Diversion Rate: 1.10 CFS

It is hereby certified that **HOBBLE CREEK HOMEOWNERS ASSOCIATION**
C/O JAY BAILEY
13233 W ELMSPRING DR
BOISE ID 83713 has complied with the terms and

conditions of the permit, issued pursuant to Application for Permit dated March 21, 1977; and has submitted Proof of Beneficial Use on March 11, 1982. An examination indicates that the works have a diversion capacity of 1.1 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

03/01 to 11/15

DIVERSION RATE

1.10 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, Twp 04N, Rge 01E, B.M., ADA County

PLACE OF USE: IRRIGATION

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	01E	28			2.0		10.0	3.0	30.0	15.0									60.0

Total Acres: 60

CONDITIONS OF APPROVAL

1. Right 63-08599B is also diverted through the point of diversion described above.
2. Rights 63-08599B and 63-08599A when combined shall not exceed a total diversion rate of 1.10 cfs.
3. Place of use is located within Hobbie Creek Subdivision.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 270.0 af at the field headgate for the lands above.
5. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED

APR 17 2003

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-08599A

6. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
7. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

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 23RD day of January, 2003.

Acting for


KARL J. DREHER
Director

MICROFILMED

MAR 11 2003

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-8599A V1

WATER RIGHT NUMBER: 63-8599A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HOBBLE CREEK HOMEOWNERS ASSOCIATION C/O JAY BAILEY 13233 W ELMSPRING DR BOISE, ID 83713 (208)939-3002

Priority Date: 04/21/1981

Basis: License

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>
IRRIGATION	03/01 to 11/15	1.100 CFS	270.00 AF
	<u>Total Diversion:</u>	1.100 CFS	270.00 AF

<u>Location of Point(s) of Diversion</u>		
GROUND WATER	SE1/4NW1/4	Sec. 28, Twp 04N, Rge 01E, B.M.
ADA County		

Place of Use
IRRIGATION

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	01E	28			2.0		10.0	3.0	30.0	15.0									60.0

Total Acres: 60

Conditions of Approval:

1. W54 Use of this right is combined with water from Settlers Irrigation District.
2. X35 Rights 63-08599B and 63-08599A when combined shall not exceed a total diversion rate of 1.10 cfs.
3. 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.
4. X36 Right 63-08599B is also diverted through the point of diversion described above.
5. X60 Place of use is located within Hobbble Creek Subdivision.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-8599A V1

Comments:

1. kbrown 6/25/2003 Point of Diversion

Comment: The point of diversion recommended in the 2000 IDWR Field Report and described on the Well Inspection Form are incorrect (SWNE). Apparently, the change in location of the Zinger Lateral threw the field examiner off.

2. kbrown 6/25/2003 Point of Diversion

Comment: Well also provides supplemental irrigation water to Hobbie Creek Park.

Water Supply Bank:

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-08599B

Priority: April 21, 1981

Maximum Diversion Rate: 0.40 CFS

It is hereby certified that CITY OF BOISE
PARKS & RECREATION DEPT
1104 ROYAL BLVD
BOISE ID 83706 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated March 21, 1977; and has
submitted Proof of Beneficial Use on March 11, 1982. An examination indicates that the works have a
diversion capacity of 1.1 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

03/01 to 11/15

DIVERSION RATE

0.40 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, Twp 04N, Rge 01E, B.M., ADA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	01E	28		2.0	8.0		2.0		8.0										20.0

Total Acres: 20

CONDITIONS OF APPROVAL

1. Right 63-08599A is also diverted through the point of diversion described above.
2. Rights 63-08599A and 63-08599B when combined shall not exceed a total diversion rate of 1.10 cfs.
3. Place of use also known as Hobbie Creek Park.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 90.0 af at the field headgate for the lands above.
5. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED

MAR 11 2003

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-08599B

6. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right.
7. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

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 23RD day of January, 2003.

Acting for 
KARL J. DREHER
Director

MICROFILM
MAR 11 2004

SRBA

DIRECTORS REPORT 63-08599B

[Return to SRBA Home Page](#)

IWT072

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

Right Number: 63-08599B

Name and Address: CITY OF BOISE
PARKS & RECREATION DEPT
1104 ROYAL BLVD
BOISE, ID 83706-2898

Source: GROUND WATER

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Quantity: .40 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 90.0 af at the field headgate for the lands above.

This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Rights 63-08599A and 63-08599B when combined shall not exceed a total diversion rate of 1.10 cfs.

Priority Date: 04-21-1981

Diversion Point: T04N R01E S28 SENW Within Ada County

Right 63-08599A is also diverted through the point of diversion described above.

Purpose and

Period of Use:	Purpose of Use	Period of Use	Quantity
	Municipal	03-01 TO 11-15	.40 CFS

Place of Use: See remarks

Place of Use: Municipal
Same as Other Use

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

Shurte, Jan

From: Ted Booth [tbooth@srba.state.id.us]
Sent: Wednesday, October 22, 2008 9:20 AM
To: Shurte, Jan
Cc: emalmen@perkinscoie.com
Subject: 63-8599B (City of Boise)

Jan,

On August 14, 2008, you sent me an email stating that you were going to look at revising one or more of the remarks on this right. Your email was in response to a phone call I had made to Vicky Music at the time I was reviewing the right in preparation for the issuance of a Special Master's Report. Specifically, I had a question whether the "supplemental water right" remark under the source element made sense in light of the fact that the POU is the City of Boise muni service area. Anyway, please let me know where we are with this right.

Thanks,

Ted Booth

Special Master

Snake River Basin Adjudication

Eliminate annoying spam!

My mailbox is protected by iHateSpam, the #1-rated spam buster:
<http://www.ihatespam.net>

10/22/2008

Shurte, Jan

From: Ted Booth [tbooth@srba.state.id.us]
Sent: Thursday, August 14, 2008 3:29 PM
To: Shurte, Jan
Subject: RE: 63-8599b

Jan,
IWATRS shows 63-8599B as a one party subcase (City of Boise). I don't know whether the remarks you are changing will make a substantive difference in how the right is administered. I do know that the remarks as they are now probably need to be revised. If the changes you are making are simply clarifications (i.e. not intended to modify the water right) then I would suggest simply running them by Erika Malmen. On the other hand, if the changes are substantive, the safest route is to file an amended director's report and put it out on the docket sheet with an objection deadline.

Ted Booth

Eliminate annoying spam!

My mailbox is protected by iHateSpam, the #1-rated spam buster.
<http://www.ihatespam.net>

From: Shurte, Jan [mailto:Jan.Shurte@idwr.idaho.gov]
Sent: Thursday, August 14, 2008 2:50 PM
To: Ted Booth
Subject: FW: 63-8599b

Hi Ted,

I am working on the amended report and will be changing quite a few remarks. Would this be considered an Amended Director's Report at this point?

Thanks,

Jan

From: Music, Vicky

Sent: Wednesday, July 30, 2008 2:54 PM

To: Shurte, Jan

Subject: 63-8599b

Hey – this one is yours – SM Booth called yesterday on my office day about it. City of Boise municipal use. He said the source remarks don't make sense . sounded like it was a right originally licensed to an individual and then the City got it and it morphed into a municipal. Anywho, he asked that we revise the remarks and send them to him.

8/18/2008

10/31/2006

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

RIGHT NUMBER: 63-8599B

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

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

QUANTITY: 0.400 CFS

Rights 63-08599A and 63-08599B when combined shall not exceed a total diversion rate of 1.10 cfs.

This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 90.0 af at the field headgate for the lands above.

PRIORITY DATE: 04/21/1981

POINT OF DIVERSION:

T04N R01E S28 SENW Within ADA County

Right 63-08599A is also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	03/01 11/15	0.400 CFS

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

10/31/2006

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

RIGHT NUMBER: 63-8599B

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

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

QUANTITY: 0.400 CFS

Rights 63-08599A and 63-08599B when combined shall not exceed a total diversion rate of 1.10 cfs.

This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 90.0 af at the field headgate for the lands above.

PRIORITY DATE: 04/21/1981

POINT OF DIVERSION:

T04N R01E S28 SENW Within ADA County

Right 63-08599A is also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	03/01 11/15	0.400 CFS

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

09/14/2006

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

RIGHT NUMBER: 63-8599B

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.400 CFS
~~90.000 AFY~~

Rights 63-08599A and 63-08599B when combined shall not exceed a total ✓
diversion rate of 1.10 cfs.

PRIORITY DATE: 04/21/1981

POINT OF DIVERSION:

T04N R01E S28 SENW Within ADA County

Right 63-08599A is also diverted through the point of diversion described
above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION Municipal	03/01 11/15	0.400 CFS 90.000 AFY

PLACE OF USE: ~~IRRIGATION Within ADA County~~

T04N R01E S28	NWNE	2.00	T04N R01E S28	SWNE	8.00
T04N R01E S28	NENW	2.00	T04N R01E S28	SENE	8.00

city of Boise

~~20 ACRES TOTAL~~

Place of use is also known as Hobbie Creek Park.

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

Use of this right is combined with ~~water~~ from Settlers Irrigation District.

General Conditions 1 & ~~4,5,6,7~~ from license

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8599B V1

WATER RIGHT NUMBER: 63-8599B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF BOISE PARKS & RECREATION DEPT 1104 ROYAL BLVD BOISE, ID 83706 (208)384-4060

Priority Date: 04/21/1981

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.400 CFS	90.00 AF
	<u>Total Diversion:</u>	0.400 CFS	90.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4	Sec. 28, Twp 04N, Rge 01E, B.M.
ADA County		

Place of Use

IRRIGATION

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	01E	28		2.0	8.0		2.0			8.0									20.0

Total Acres: 20

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. W54 Use of this right is combined with water from Settlers Irrigation District.
3. X35 Rights 63-08599A and 63-08599B when combined shall not exceed a total diversion rate of 1.10 cfs.
4. X36 Right 63-08599A is also diverted through the point of diversion described above.
5. X60 Place of use is also known as Hobble Creek Park.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8599B V1

Comments:

1. kbrown 6/25/2003 63-08599A

Comment: Well also provides supplemental irrigation water to Hobbie Creek Subdivision.

2. kbrown 6/25/2003 Point of Diversion

Comment: The point of diversion recommended in the IDWR 2000 Field Report and described in the Well Inspection Form are incorrect (SWNE). Apparently, the change in location of the Zinger Lateral threw the field examiner off.

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:

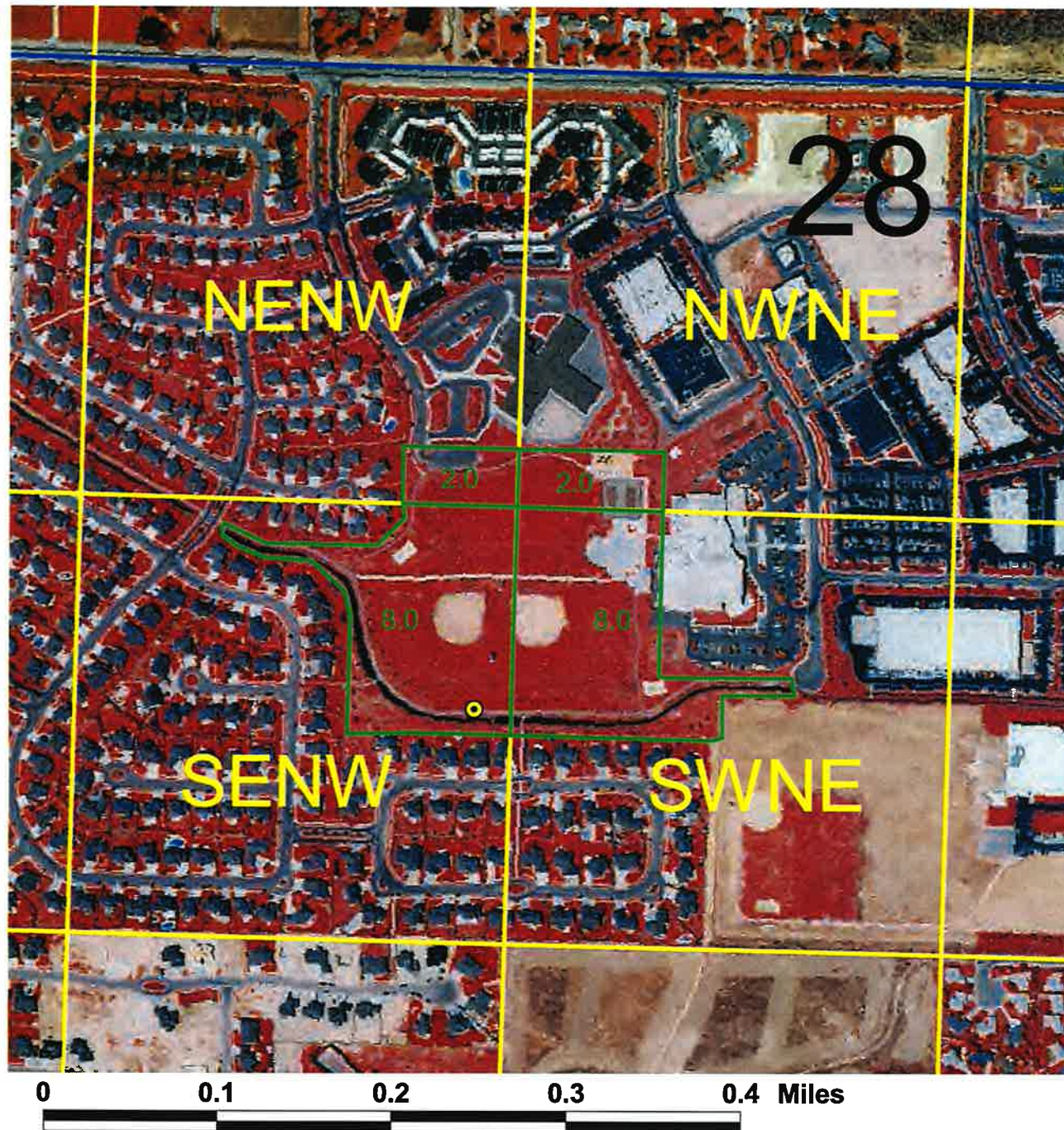
Carey Act Number:

Mitigation Plan: False

Idaho Department of Water Resources

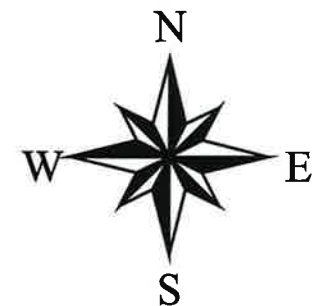
**T04N, R01E,
S28**

Claim No: 63-08599B
Prepared By: Kimberly Brown
Date: June 25, 2003



-  Point of Diversion
-  Place of Use
-  Section Lines
-  1/4 1/4

Acres Irrigated = 20.0

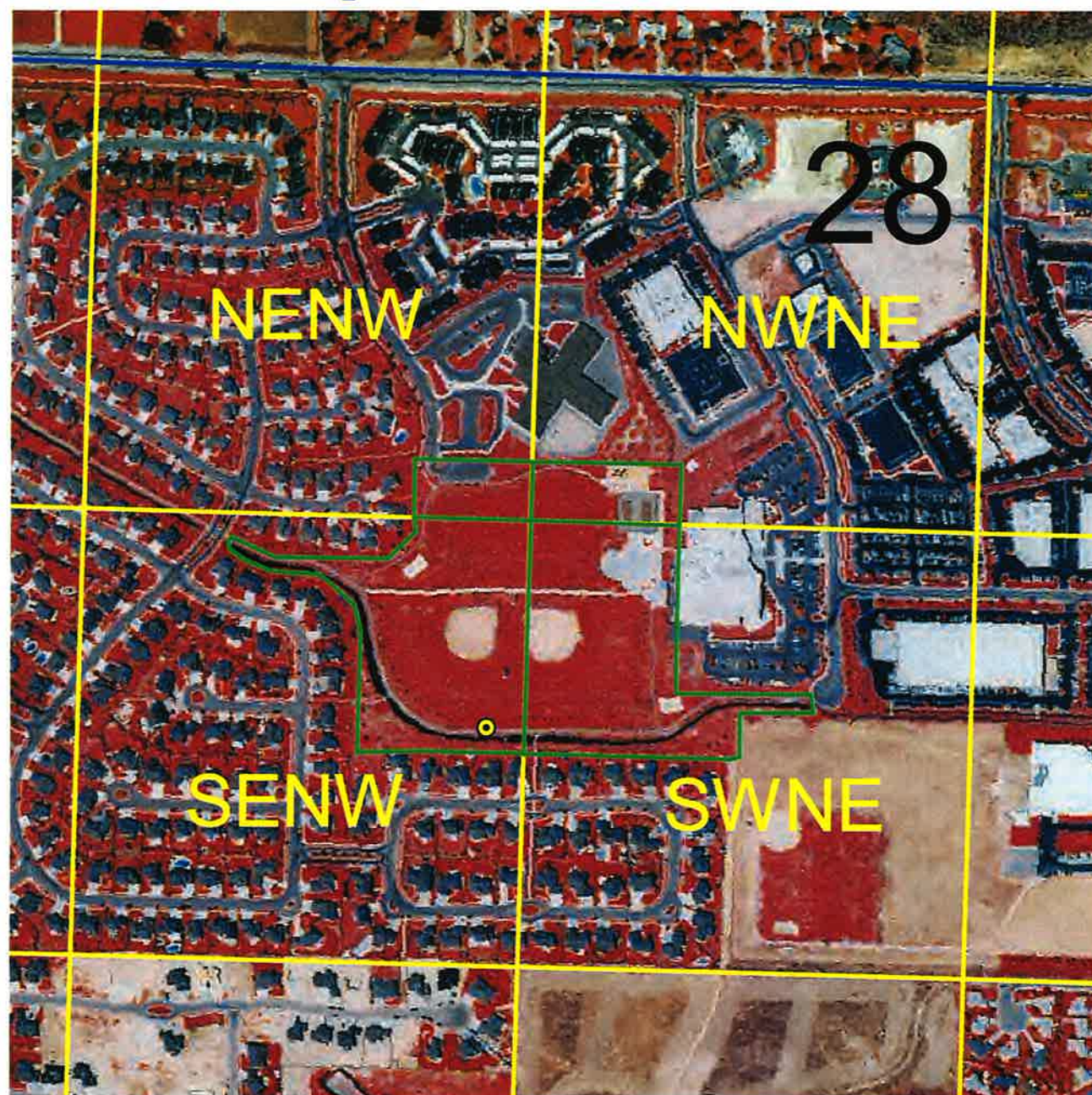


2000 NAPP

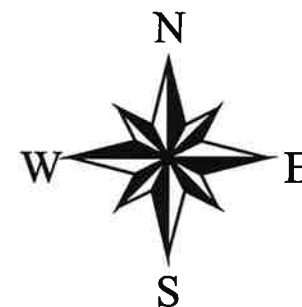
Idaho Department of Water Resources

**T04N, R01E,
S28**

Claim No: 63-08955B
Prepared By: Kimberly Brown
Date: June 25, 2003



- ⊙ Point of Diversion
- Place of Use
- Section Lines
- 1/4 1/4



2000 NAPP

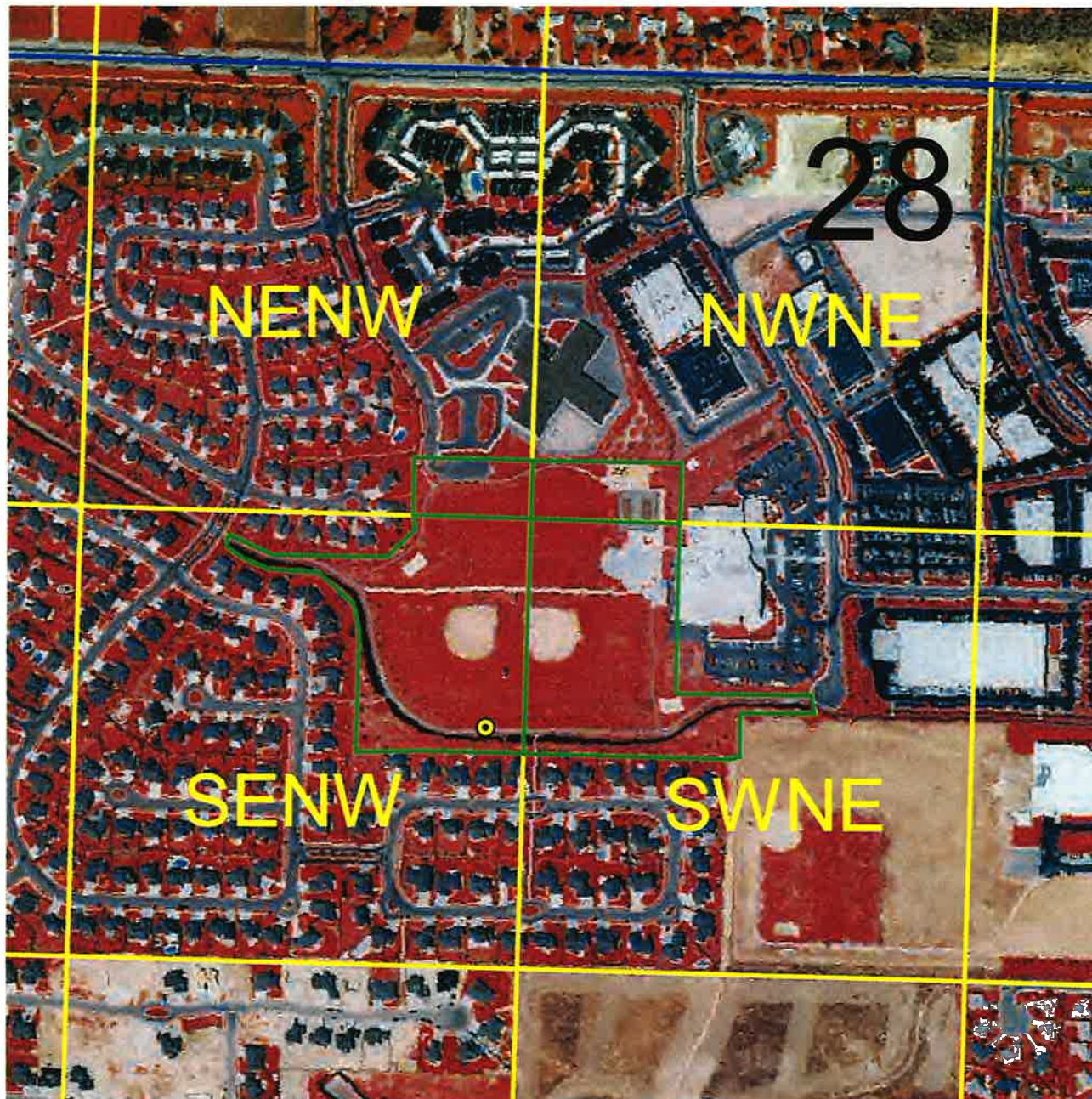
0 0.1 0.2 0.3 0.4 Miles



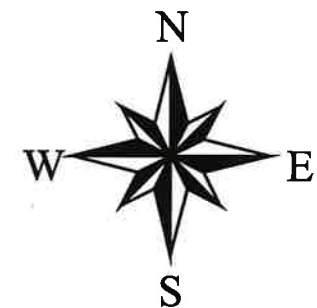
Idaho Department of Water Resources

**T04N, R01E,
S28**

Claim No: 63-08955B
Prepared By: Kimberly Brown
Date: June 25, 2003



-  Point of Diversion
-  Place of Use
-  Section Lines
-  1/4 1/4



2000 NAPP

0 0.1 0.2 0.3 0.4 Miles



06/25/2003

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

RIGHT NUMBER: 63-8599B

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.400 CFS
90.000 AFY

Rights 63-08599A and 63-08599B when combined shall not exceed a total diversion rate of 1.10 cfs.

PRIORITY DATE: 04/21/1981

POINT OF DIVERSION:

T04N R01E S28 SENW Within ADA County

Right 63-08599A is also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.400 CFS

90.00 AFY

PLACE OF USE:

IRRIGATION Within ADA County

T04N R01E S28 NWNE 2.0

T04N R01E S28 SWNE 8.0

T04N R01E S28 NENW 2.0

T04N R01E S28 SENW 8.0

20 ACRES TOTAL

Place of use is also known as Hobble Creek Park.

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: License

Use of this right is combined with water from Settlers Irrigation District.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8599B

WATER RIGHT NUMBER: 63-8599B

Owner Type Name and Address
 Current Owner CITY OF BOISE ✓
 PARKS & RECREATION DEPT
 1104 ROYAL BLVD
 BOISE, ID 83706
 (208)384-4060
 Original Owner MRS L J GRANT ✓
 C/O WEST ONE BANK
 PO BOX 7928
 BOISE, ID 83702

Priority Date: 04/21/1981 ✓

Basis: License ✓

Status: Active

Source Tributary
 GROUND WATER ✓

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	03/01 to 11/15 ✓	0.400 CFS ✓	90.0
	<u>Total Diversion:</u>	0.400 CFS	90.0

Location of Point(s) of Diversion

GROUND WATER

ADA County ✓

(NE) SE1/4NW1/4 ✓

Sec. 28, Twp 04N, Rge 01E, B.M. ✓

Place of Use

IRRIGATION

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	01E	28		2.0	8.0		2.0			8.0									20.0 ✓

Total Acres: 20 ✓

Conditions of Approval:

ADD W54 - use combined with Settlers Irr. Dist.

1. Place of use also known as Hobble Creek Park.
- ~~2. 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right.~~
- ~~3. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.~~
- ~~4. R61 This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.~~
- ~~5. WB7 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed~~

~~a combined annual maximum diversion volume of 90.0 af at the field headgate for the lands above;~~

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8599B

6. X35 Rights 63-08599A and 63-08599B when combined shall not exceed a total diversion rate of 1.10 cfs.
7. X36 Right 63-08599A is also diverted through the point of diversion described above.

Remarks:Comments:

Well also provides supplemental irrigation water to
Hobble Creek Subdivision (63-08599A).

Dates and Other Information:

Licensed Date: 1/23/2003 ✓
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre: 0.02 ✓
Generic Max Volume Per Acre: 4.5 ✓
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

(in office)

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant N/A

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-08599B

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☒ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: N/A**PRIORITY DATE**

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change Claimant claimed a more detailed point of diversion.
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

The point of diversion described in the IDWR 2000 Field Report and Well Inspection Form (SWNE Sec. 28) are incorrect. Apparently, the change in location of the Zinger Lateral threw the field examiner off.

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

See attached Field Report.**OVERLAP REVIEW**Other water rights with the same point of diversion: 63-08599A

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

No**WATER USES**☒ No change☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No changeNone☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: 17.25 miner's inches used from Settlers
Irrigation District.

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:
No

Delivery System Narrative: See attached Field Report.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: N/A (Licensed)

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Use of this right is combined with water from Settlers
Irrigation District.

Rights 63-08599A and 63-08599B when combined
shall not exceed a total diversion rate of 1.10 cfs.

Right 63-08599A is also diverted through the point
of diversion described above.

Place of use also known as Hobble Creek Park.

Well also provides supplemental irrigation water to
Hobble Creek Subdivision

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU N/A
- ☐ GPS readings N/A
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 6.25.03 (in office)

FIELD EXAMINER: Kimberly Brown

63-08599B

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary ScreenDate: 06/24/03
Time: 10:38:44Rec/No - C010947 AR/No -
From: - WEST ONE TRUSTReceipt Type - CK Doc/No - 259464
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 09/06/1989

Type Of Payment
ADJUDICATION FEE

Fund	FD	PCA	Obj	Subsid	Fee
9337		410162	6490		195.00

Total Due - 195.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A6305097	25.00	A6319920	25.00	A6308599	120.00
A6330156	25.00				

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

\$50.00
flat fee

\$70.00

70 acre fee

in conjunction w/
Rec. # W026875
= 80 acres

-kbb

63-08599B

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 06/24/03
Time: 10:26:36

Rec/No - W026875 AR/No -
From: - CITY OF BOISE

Receipt Type - CK Doc/No - 48622
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 08/21/2000

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
SRBA CLAIM - HOBBLE CREEK PARK	337		41503	1155		60.00

Total Due - 60.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
	60.00				

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

\$150.00 flat fee
\$10.00
10 acres

in conjunction w
Rec. # C010947
= 80 acres

-kll

Hubble Creek

 TYPEWRITER OR
 BALLPOINT PEN

 State of Idaho
 Department of Water Resources

WELL-DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

WELL OWNER

 Name Melitta Grant
 Address Chinden Blvd. Boise, ID
 Owner's Permit No. 638599

NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type)
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

METHOD DRILLED

☒ Cased ☐ Rotary ☐ Dug ☐ Other

WELL CONSTRUCTION

 Diameter of hole 12 inches Total depth 281 feet
 Casing schedule: ☒ Steel ☐ Concrete

From	To	Diameter	Feet
0	12	12 inches	20
12	20	12 inches	210
20	221	8 inches	211
221	226	8 inches	226
226	241	8 inches	241

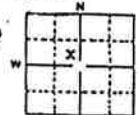
 Use of seal used? ☒ Yes ☐ No
 Use of seal used? ☒ Yes ☐ No
 Perforated? ☐ Factory ☐ Knife ☐ Torch
 Size of perforation _____ inches by _____ inches
 Number _____ From _____ feet To _____ feet
 perforations _____ feet _____ feet
 perforations _____ feet _____ feet

 Well screen installed? ☒ Yes ☐ No
 Manufacturer's name Johnson
 Type Stainless Model No. 405
 Diameter 8 Slot size 25 Set from 211 feet to 221 feet
 Diameter 8 Slot size 25 Set from 226 feet to 236 feet
 Diameter 8 Slot size 25 Set from 241 feet to 261 feet
 Gravel packed? ☒ Yes ☐ No Size of gravel _____
 Placed from 196 feet to 281 feet

 Surface seal depth 35 Material used in seal ☐ Cement grout
☒ Pudding clay ☐ Well cuttings
 Sealing procedure used ☐ Shurry pit ☐ Temporary surface sealing
☒ Overbars to seal depth

LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County AdaS/E x N/W x Sec. 28 T. 4 N. N/S, R. 1 E. E/W

WATER LEVEL

 Static water level 31 feet below land surface
 Flowing? ☐ Yes ☒ No G.P.M. flow _____
 Temperature _____ ° F. Quality _____
 Artesian closed-in pressure _____ p.s.i.
 Controlled by ☐ Valve ☐ Cap ☐ Plug

WELL TEST DATA

☒ Pump ☐ Baller ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
<u>500</u>	<u>84</u>	<u>8</u>

LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water Yes/No
	From	To		
10	0	1	sandy clay	y
10	1	15	gravel	y
10	15	17	brown clay	y
10	17	45	gravel	y
12	45	147	yellow sandy clay	y
12	147	149	blue clay	y
12	149	155	yellow sandy clay	y
12	155	188	muddy sand	y
12	188	216	fine sand	y
12	216	240	sand	y
12	240	245	sand with clay	y
12	245		sand	y

 10. Work started Aug. 1, 1977 finished Oct. 8, 77

DRILLER'S CERTIFICATION

 Firm Name Engleman well Drilling Firm No. 47
 Address 1309 Rand Street Date 11/2/77
 Signed by (Firm Official) Ray Engleman
 and
 Operator Timmy Engleman

W

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-08599B

RECEIVED

JAN 24 2003

WATER RESOURCES
WESTERN REGION

Priority: April 21, 1981

Maximum Diversion Rate: 0.40 CFS

It is hereby certified that CITY OF BOISE
PARKS & RECREATION DEPT
1104 ROYAL BLVD
BOISE ID 83706

has complied with the terms and

conditions of the permit, issued pursuant to Application for Permit dated March 21, 1977; and has submitted Proof of Beneficial Use on March 11, 1982. An examination indicates that the works have a diversion capacity of 1.1 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE
IRRIGATION

PERIOD OF USE
03/01 to 11/15

DIVERSION RATE
0.40 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, Twp 04N, Rge 01E, B.M., ADA County

PLACE OF USE: IRRIGATION

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	01E	28		2.0	8.0		2.0			8.0									20.0

Total Acres: 20

CONDITIONS OF APPROVAL

1. Right 63-08599A is also diverted through the point of diversion described above.
2. Rights 63-08599A and 63-08599B when combined shall not exceed a total diversion rate of 1.10 cfs.
3. Place of use also known as Hobble Creek Park.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 90.0 af at the field headgate for the lands above.
5. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-08599B

6. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right.
7. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

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 23RD day of January, 2003.

Acting for 
KARL J. DREHER
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
OCT 17 2000
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-08599B
63-08599B

1. Owner: City of Boise, Parks & Recreation Department Phone No. 384-4060

Current Address: 1104 Royal Blvd, Boise ID 83706

2. Accompanied by: Kelly McDade EXAM DATE: 9/1/00

Address: Boise Parks & Rec Phone No. 384-4326

Relationship to Permit Holder: Parks Manager

3. Source: Ground Water tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: Irrigation District Water

2. Other water rights with the same point of diversion: 63-08599A

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	NE	28	4N	1E	Ada	USGS Quad, 1994 Aerial Photo, Exam

2. Place(s) of Use:

Indicate Method of Determination same as above

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1E	28		2	8		2			8								20	

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NOV 24 2000

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED DIAGRAM

Y Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

N Aerial Photo Attached (required for irrigation of 10+ acres).

Y Photo of Diversion and System Attached (see file 63-08599A)

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GE	20	YB516796	Johnston	

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Theoretical						

2. Measurements: Theoretical based on well log and developed system

E. NARRATIVE/REMARKS/COMMENTS

A 12 " well equipped with a 20 hp pump supplies supplemental irrigation water to Hobbie Creek Park. The park is owned and managed by the City of Boise. The well also provides supplemental irrigation water to Hobbie Creek Subdivision.

The well open discharges ground water into a 8' x 4' x 12' deep vault. Surface water from Zinger Lateral enters an identical vault along side that is separated by sliding boards. Mixture of the two sources is regulated by the sliding boards. One 20 hp Berkeley pump is used to re-lift the water to the park's irrigation system. Besides Settler's Irrigation District water, no other rights are used.

US Bank, trustee for the permit holder, submitted an assignment of permit to the City in 1999 for only 10 acres in the SENW. Since the park is actually 20 acres, US Bank submitted the enclosed **corrected** assignment of permit that specifies 20 acres rather than 10.

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In the SRBA, US Bank only claimed 70 acres for permit 63-08599. The original permit was for 80 acres. SRBA staff said they will base their recommendations on the field exam findings of 80 acres.

Have conditions of permit approval been met? ☒ yes ☐ no (In 1978, IDWR issued an order, at the request of the permit holder, that lifted the permanent measuring device requirement.)

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F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

Theoretical: $20 \text{ hp} \times 8.8 \times .7 = 1.14 \text{ cfs} = 511 \text{ gpm}$
 $85' + 10 \times 2.31$

PSI per open discharge system

Lift per well log

GPM correlates to GPM test pumped when drilled (listed on log)

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 20 \times 4.5 = 90$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .29 \text{ cfs} \times 183 \times 1.9835 = 105.3$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 90$

*1.14 cfs system capacity/80 acres irrigation (A + B acres) = .01425 cfs pro-rated share per acre x 20 acres = .29 cfs

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
Irrigation	4/15	10/15	.29	90
Totals:			.29	90

2. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Lori Graves –Senior Agent

Field Examiner's Name

Lori Graves

Date

4/22/00

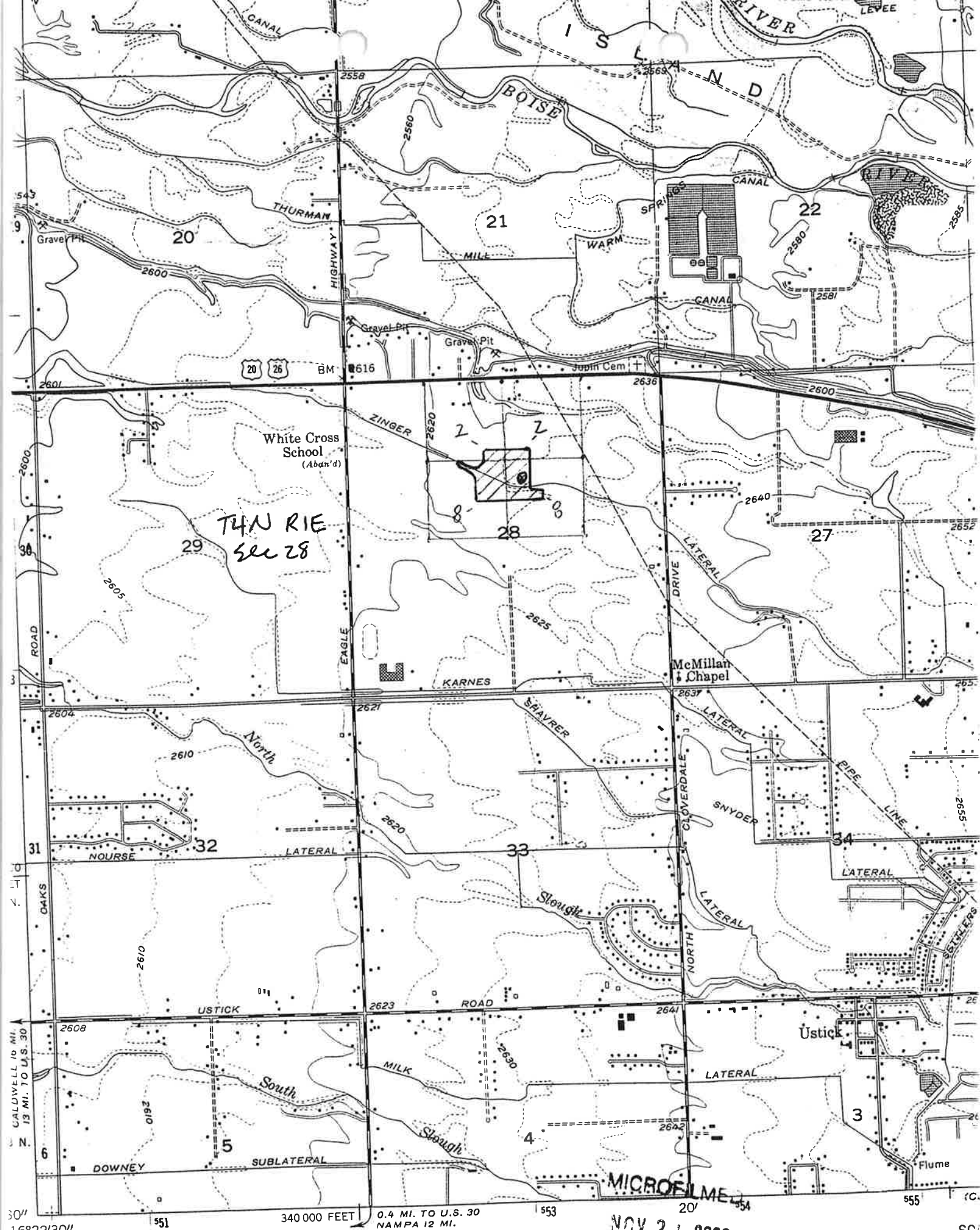
Reviewer

Date

SEAL

MICROFILMED

NOV 24 2000



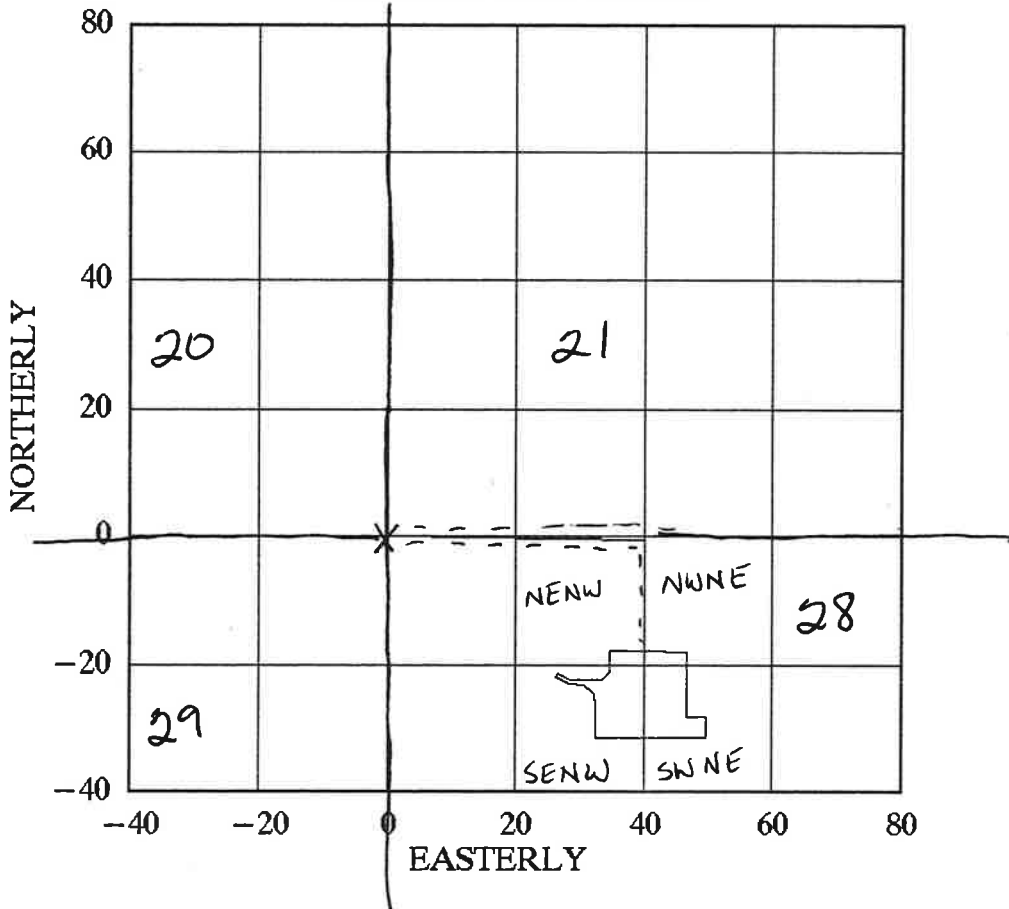
Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

NOV 24 2000

SC/

PARCEL PLOT – METES & BOUNDS
DISTANCE IS IN CHAINS



$X =$ beginning point

- : section lines

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NOV 24 2000

METES AND BOUNDS TABLE

PRESS ALT P TO PRINT GRAPH

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR. (SEE SHEET)	0.00	0.00					
	40.09	-0.61	89.00	7.00	44.00	SE	2646.16
	39.98	-17.84	0.00	21.00	33.00	SW	1137.54
	46.64	-17.95	89.00	7.00	44.00	SE	439.44
	46.57	-28.10	0.00	21.00	33.00	SW	670.01
-QUAD COEF-	49.62	-28.11	89.00	43.00	11.00	SE	201.11
IF NE, X=1,Y=1	49.62	-28.87	0.00	13.00	45.00	SW	50.24
IF SE, X=1,Y=-1	49.61	-31.46	0.00	13.00	45.00	SW	170.45
IF SW, X=-1,Y=-1	39.90	-31.41	89.00	42.00	40.00	NW	641.04
IF NW, X=-1,Y=1	32.43	-31.37	89.00	42.00	40.00	NW	492.83
	32.46	-26.06	0.00	22.00	7.00	NE	350.56
	32.14	-24.50	11.00	30.00	31.00	NW	105.11
	30.54	-23.10	48.00	55.00	44.00	NW	140.51
	28.42	-22.92	85.00	14.00	17.00	NW	140.43
	27.46	-22.56	69.00	3.00	46.00	NW	67.77
	26.25	-21.90	61.00	25.00	39.00	NW	90.82
	26.66	-21.26	32.00	31.00	42.00	NE	50.12
	27.78	-21.87	61.00	25.00	39.00	SE	84.06
	28.59	-22.18	69.00	3.00	46.00	SE	57.28
	30.60	-22.34	85.00	14.00	15.00	SE	133.34
	33.46	-22.28	88.00	46.00	27.00	NE	188.49
	34.69	-21.05	45.00	0.00	0.00	NE	114.75
	34.69	-17.76	0.00	0.00	0.00	NE	217.10
	39.98	-17.84	89.00	7.00	44.00	SE	349.38
	39.98	-17.84					

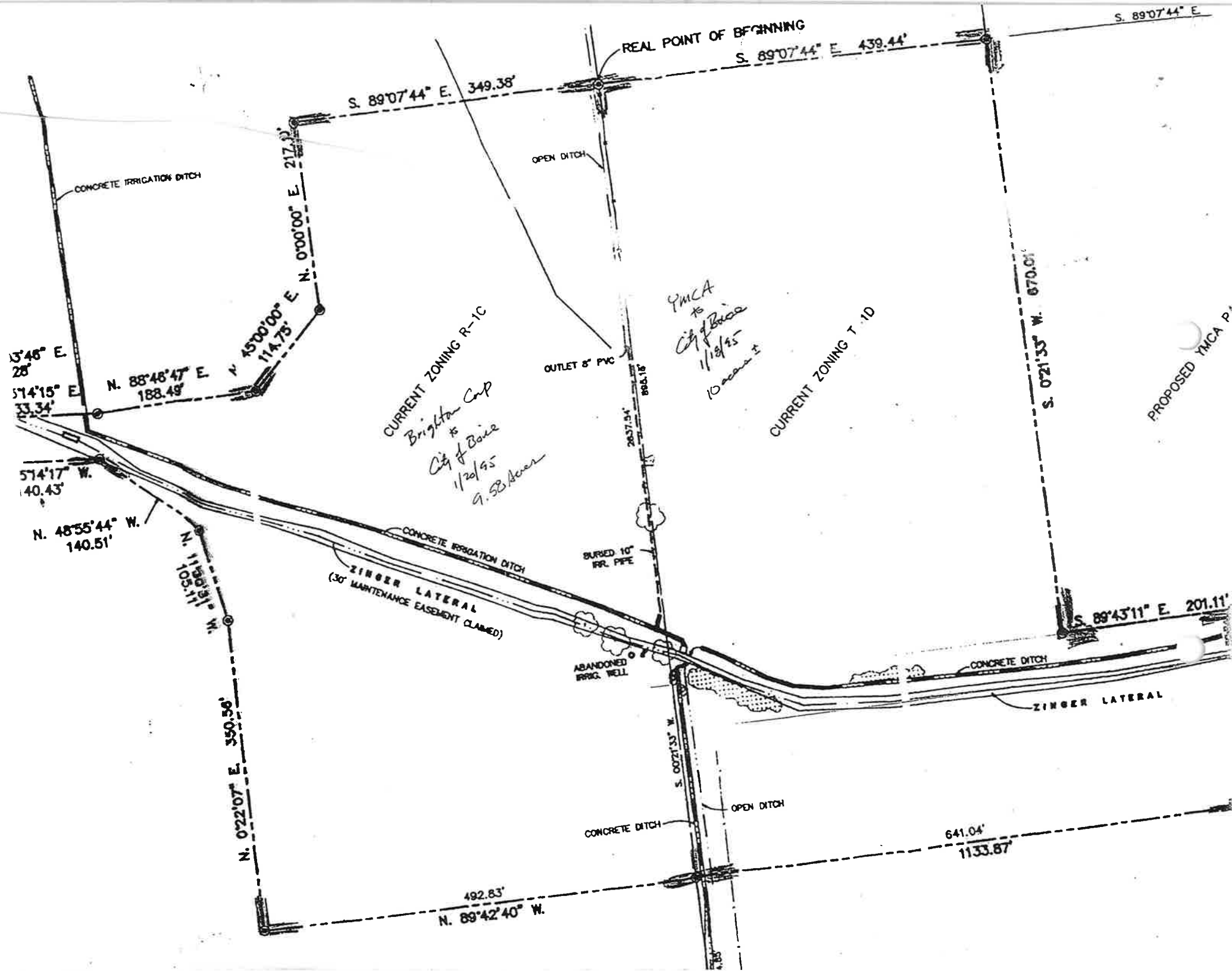
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NOV 24 2000





1001



06/03

RECEIVED

JUN 18 1999

State of Idaho

Hubble Creek Park

\$25 fee

SINCE 1987 Department of Water Resources

Legal Notice
-92 4/20/99

DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 16 1999

WATER RESOURCES
WESTERN REGIONASSIGNMENT OF ~~PERMIT~~ PERMIT

To change the ownership of an application for permit

USBANK N.A. FKA WEST ONE BANK
TRUSTEE FORI, MELITTA GRANT (Applicant)of 1104 Royal Blvd.
Boise, ID. 83706 (Full Address)City of Boise
Parks & Recreation Dept.All my right, title, and interest in and to Application for Permit
No. _____ to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Application for Permit No. A63-08599 to appropriate the public waters of the
State of Idaho.Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
point of diversion location, and the amount of water in cubic feet per second.

- 10 acres in SE 1/4 of NW 1/4 Sec. 28 4 N 1 E
- P.D. NE/SE/NW Sec. 28 4 N 1 E
- .20 cfs

Made this 20th day of MAY, 1999USBANK N.A. FKA WEST ONE BANK
TRUSTEE FOR MELITTA GRANTBy: Dennis W. Cornie, A.U.P.
Applicant(s)

State of Idaho)

County of ADA) ssOn this 20th day of May, 1999, personally appeared before me the
signer of the above instrument, duly acknowledged to me that he/she/they executed the same.Lisa Allen Schneider
Notary PublicLisa Allen Schneider
Residing at: Boise
Signature6/11/2004

MICROFILMED

JUN 25 1999

W025350

03 #25- 6-16-99

11/99

RECEIVED

SEP 07 2000

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESsent check for
#75
overpaid \$50

For Office Use Only

\$25 filing fee

Receipt # 6027023

Date 9/28/00

ASSIGNMENT OF PERMIT

US BANK FKA WESTONE To change the ownership of a permit

I, TRUSTEE FOR MELIHA GRANT, hereby assign to HOBBLE CREEK HOMEOWNERS ASSOC
 of, C/O JAY BAILEY, 13233 W ELM SPRING DR., BOISE ID 83713 208-939-3002
 (Full Address) (Phone)

All my right, title, and interest in and to Permit No. _____ to
 appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to for
 Permit No. 63-08599 A to appropriate the public waters of the State of Idaho.
 (Describe portion of the application for permit assigned, listing the number of acres in each 40 acre
 subdivision, point of diversion location, and amount of the water in cubic feet per second.)

30 acres in SENW30 acres in NENW528 TAN RIE1.2 cfs

Made this 5th day of September, 20 00.

[Signature]
 Permit Holder(s)

State of Idaho)

County of Ada)ss

On this 5th day of September, 20 00, personally appeared before me the signer(s) of the above
 instrument, who duly acknowledged to me that he (she) (they) executed the same.

Boise Idaho
 Notary Public residing at
Martha Lynn Baker

SEAL

My commission expires: 01-02-2002

MICROFILMED

MAR 05 2001

11/99

RECEIVED

SEP 07 2000

WATER RESOURCES
WESTERN REGION

For Office Use Only
\$25 filing fee PAID
Receipt # W025350
Date 6/16/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

US BANK FKA WEST ONE To change the ownership of a permit

I, TRUSTEE FOR MELITA GRANT, hereby assign to CITY OF BOISE PARKS + REC
of, 1104 ROYAL BLVD BOISE ID 83706
(Full Address) (Phone)

All my right, title, and interest in and to Permit No. _____ to
appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to for
Permit No. 63-08599B to appropriate the public waters of the State of Idaho.
(Describe portion of the application for permit assigned, listing the number of acres in each 40 acre
subdivision, point of diversion location, and amount of the water in cubic feet per second.)

10 acres in SENW

10 acres in NENW

528 T4N R1E

.40 cfs

Made this 9/5/00 day of _____, 20____.

Sandra J. Brown
Permit Holder(s)

State of Idaho)
County of Ada)ss

On this 5th day of September, 2000, personally appeared before me the signer(s) of the above
instrument, who duly acknowledged to me that he (she) (they) executed the same.

Martin Ruth Baker
Notary Public residing at

Boise Idaho

SEAL

My commission expires: 01-02-2002

MICROFILMED

NOV 24 2000

Identification No. _____
Application No. 1574

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES **APPROVED**
APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant: Mrs. L. J. Grant Phone: 375-0396
Post office address: 3725 East Chinden Blvd. Meridian, Idaho
2. Source of water supply: groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NM $\frac{1}{4}$ of Section 28 Township 4N
Range 1E B.M. Ada County, additional points of diversion if any: _____
b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.6 for irrigation purpose from Apr. 15 to Oct. 15 (both dates inclusive)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated:
a. 1.6 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, pipe, & ditches
b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet; materials used in storage dam: _____
Period of year during which storage will occur _____ (Mo, Day) to _____ (Mo, Day) inclusive.
c. Proposed well diameter is 12 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 15,000.00.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered: _____
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water: _____
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, give acreage in each division in the table below.

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	1E	28					40		40										80

Total number of acres to be irrigated 80

c. Describe any other water rights used for the same purposes as described above.

Zinger Canal

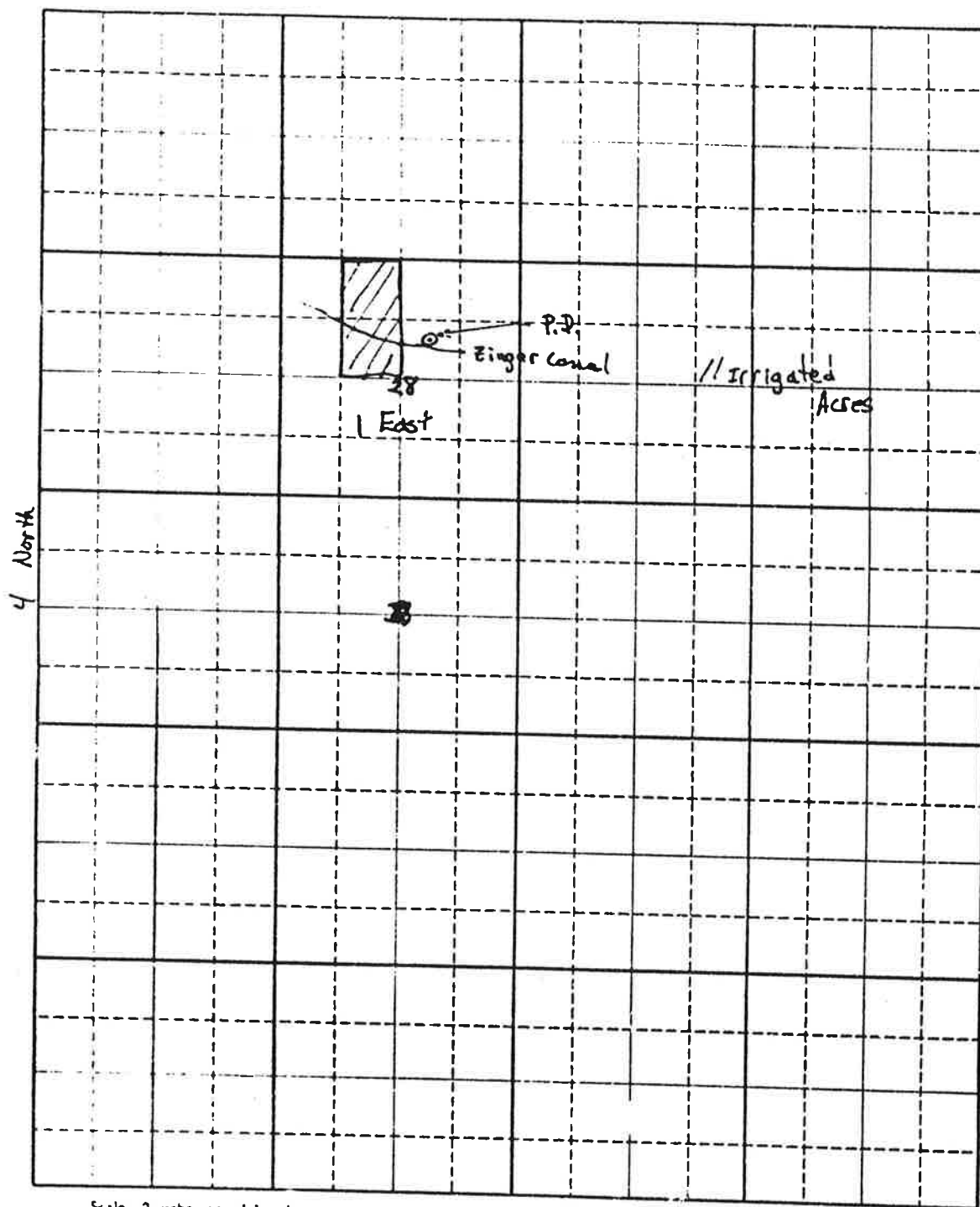
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

10. Remarks

11. Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number



Scale 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Wm. J. Grant
(Applicant)

Proposed Priority 3/21/77

Received by State Date 3-21-77 Time 2:21 PM

Received by State Date 3-21-77 Time 2:21 PM

Received by State Date 3-21-77 Time 2:21 PM

Publication prepared by CS Date 3-21-77

Publication in State Date 3-21-77

Publication dates 3-21-77 to 4-1-77

Publication approved by State Date 3-21-77

Publication refused to State Reason State

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ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8599 and said application is hereby APPROVED.

Approval of said application is subject to the following limitations and conditions:

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 82.
- Other A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.
The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 11 day of May, 19 77.


Deputy Director