

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 63-242B
Date Received: 9/8/1989
Receipt No: C011463
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SOUTH BOISE MUTUAL IRRIGATION CO LTD
C/O TOM GILMORE
2130 COLORADO AVE
BOISE ID USA 83706

Phone: (208) 703-3333

2. Date of Priority: 05/01/1889

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
03N	03E	29	NW	SW	6	ADA	
03N	02E	30	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	03/15	11/15	0.86	

7. Total Quantity Appropriated is:
0.86 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
03N	02E	23	NE	SE	IRRIGATION	18
			NW	NW	IRRIGATION	5
			SE	NE	IRRIGATION	20
					Section Acres	43
					Total Acres	43

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:

THIS CLAIM WAS AMENDED 11/13/02 TO MATCH THE CLAIM NO. SUFFIX WITH THE WATER RIGHT NO. SUFFIX PER APPROVED TRANSFER 4048. CLAIM 63-242A WAS AMENDED FOR THE SAME REASON.

Address change by DH 4/7/2003

15. Basis of Claim: Decreed

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A63-242B, 243F,
243G, 280, 281,
282, 283A, 284A

[] Old Mailing Address: _____

[] New Mailing Address: South Boise Mutual Irr. Co.
PO Tom Gilmore
2130 Colorado Ave
Boise, ID 83706

New Telephone Number: (208) 703-3333

[] Signature of Claimant: John L Gilmore

Date: 24 Feb 03

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

WATER RIGHT NOS. 63-00242B/00243G/00243H/00280/00281/00282/00283/00284

Trans. #4048

This is to certify that: **SOUTH BOISE MUTUAL IRRIGATION CO LTD**
% DALE MILTON
1120 CHAMBERLAIN
BOISE ID 83706

has requested a change to the above captioned water rights. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
Right No. 63-00242B: IRRIGATION Priority: 05/01/1889	03/15 - 11/15	0.86 CFS	193.5 AF
Right No. 63-00243G: IRRIGATION Priority: 05/01/1889	03/15 - 11/15	1.34 CFS	241.2 AF
Right No. 63-00243H: MUNICIPAL Priority: 05/01/1889	03/15 - 11/15	0.93 CFS	172.0 AF
Right No. 63-00280: IRRIGATION Priority: 04/01/1865	03/15 - 11/15	1.80 CFS	279.0 AF
Right No. 63-00281: IRRIGATION Priority: 04/01/1865	03/15 - 11/15	0.50 CFS	117.0 AF
Right No. 63-00282: IRRIGATION Priority: 04/01/1870	03/15 - 11/15	0.30 CFS	63.0 AF
Right No. 63-00283: IRRIGATION Priority: 04/01/1870	03/15 - 11/15	0.70 CFS	157.5 AF
Right No. 63-00284: IRRIGATION Priority: 03/01/1889	03/15 - 11/15	0.84 CFS	58.5 AF

Source: BOISE RIVER

Tributary to: SNAKE RIVER

TRANSFER OF WATER RIGHT
WATER RIGHT NOS. 63-00242B/00243G/00243H/00280/00282/00283/00284

Trans. #4048

LOCATION OF POINT(S) OF DIVERSION: (Right Nos. 63-00242B/00243G/00280/00281/00282/00283/00284)

Lot 6 (NWSW), Section 29, Township 03N, Range 03E, ADA County

SENEW, Section 30, Township 03N, Range 03E, ADA County

LOCATION OF POINT(S) OF DIVERSION: (Right No. 63-00243H)

Lot 7 (SENE), Section 14, Township 03N, Range 02E, ADA County

PLACE OF USE: IRRIGATION (Right Nos. 63-00242B)

TWN	RGE	SEC	ACRES	ACRES	ACRES
03N	02E	23	SENE 20.0	NWNW 5.0	NESE 18.0

Total number of acres irrigated: 43.0

PLACE OF USE: IRRIGATION (Right Nos. 63-00243G)

TWN	RGE	SEC	ACRES	ACRES	ACRES	ACRES
03N	02E	23	NENW 4.0	NWNW 0.6	SWNW 26.0	SENEW 23.0

Total number of acres irrigated: 53.6

PLACE OF USE: IRRIGATION (Right Nos. 63-00280)

TWN	RGE	SEC	ACRES	ACRES	ACRES
03N	02E	15	NWSE 15.0	SWSE 24.9	SESE 14.9
03N	02E	22	NENE 6.5		
03N	02E	23	NENW 0.7		

Total number of acres irrigated: 62.0

PLACE OF USE: IRRIGATION (Right Nos. 63-00281)

TWN	RGE	SEC	ACRES	ACRES
03N	02E	22	NENE 17.5	NWNE 7.9
03N	02E	23	NENW 1.1	

Total number of acres irrigated: 26.0

TRANSFER OF WATER RIGHT
WATER RIGHT NOS. 63-00242B/00243G/00243H/00280/00282/00283/00284

Trans. #4048

PLACE OF USE: IRRIGATION (Right Nos. 63-00282)

TWN	RGE	SEC	ACRES	ACRES	ACRES
03N	02E	23	NENW 9.5		
03N	02E	24	NESW 0.5	NWSE 3.0	SWSE 1.0

Total number of acres irrigated: 14.0

PLACE OF USE: IRRIGATION (Right Nos. 63-00283)

TWN	RGE	SEC	ACRES	ACRES	ACRES
03N	02E	22	NWNE 6.9	SWNE 12.0	SENE 11.0
03N	02E	23	NENW 0.7	NWNW 0.4	SWNW 4.0

Total number of acres irrigated: 35.0

PLACE OF USE: IRRIGATION (Right Nos. 63-00284)

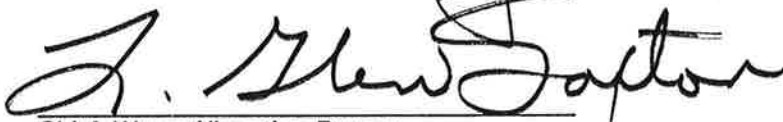
TWN	RGE	SEC	ACRES	ACRES
03N	02E	22	SENE 6.3	
03N	02E	23	NENW 4.0	NWNW 2.7

Total number of acres irrigated: 13.0

CONDITIONS/REMARKS:

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
5. These water rights when combined with all other water rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. The amount of water transferred to the ranney collectors is 172 acre feet per annum, diverted at a rate not in excess of 0.93 cfs with a priority of 5/1/1889.

Dated this 16th day of February, 1993.


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4048APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant South Boise Mutual Irrigation Co., Ltd. Phone 344-3062
Post Office address c/o Dale Milton, 1120 Chamberlain, Boise, ID 83706

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Senior & Junior rights will be switched on some lands.
Senior rights will be maximized for irrigation use. Junior rights will be made
available per Quitclaim Deeds to convey to Boise Water Corp. for municipal use.
Approximately 38 acres will be retired from irrigation.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Continued on Page 3
63-00280	4-1-1865	1.80 cfs	Irrigation	3/15 to 11/15	
63-00281	4-1-1865	.50	Irrigation	3/15 to 11/15	
63-00282	3-15-1870	.30	Irrigation	3/15 to 11/15	
63-00283	3-15-1870	.70	Irrigation	3/15 to 11/15	

2. Total amount of water being transferred 7.27 cubic feet per second and/or _____ acre-feet per annum.3. Source of water Boise River tributary to Snake River

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
7	NW	SE	NE	14	3N	2E	Ada	63-00243E- EWC - Marden Street Ranney Collectors
6		NW	SW	29	3N	3E	Ada	Ridenbaugh Canal - SBMIC for all Bubb Canal other rights.
		SE	NW	30	3N	3E	Ada	

5. Lands irrigated or place of use: Rounding may cause some discrepancies in item 5.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals	Sub total for WR
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼		
3N	2E	15													15	24.9	14.9		54.8	
		22	6.5																6.5	
		23					.7												.7	62
		22	17	7.9															24.9	
		23					1.1												1.1	26
		23					9.5												9.5	
		24									.5				3				4.5	14
															15					

PART 1

6. General Information:

a. Description of diversion system Canals for gravity irrigation; ranney collectors for
Municipal use.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

37.4 Acres will not be irrigated within SBMIC area per Quitclaim Deeds.

d. Remarks:

This transfer will be limited by the acres and amounts of water defined in transfer
#3755 and related analysis in transfer #3756, 3757.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____

RECEIVED

FEB 17 1993

DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use	
<u>63-00284</u>	<u>3-1-1889</u>	<u>.84 cfs</u>	<u>Irrigation</u>	<u>3/15</u>	to <u>11/15</u>
<u>63-00242A</u>	<u>5-1-1889</u>	<u>.86 cfs</u>	<u>Irrigation</u>	<u>3/15</u>	to <u>11/15</u>
<u>63-00243A</u>	<u>5-1-1889</u>	<u>1.34 cfs</u>	<u>Irrigation</u>	<u>3/15</u>	to <u>11/15</u>
<u>63-00243E</u>	<u>5-1-1889</u>	<u>.93</u>	<u>Municipal</u>	<u>3/15</u>	to <u>11/15</u>

63-00243E to be conveyed to Boise Water Corporation per Quitclaim Deeds and contract between SBMIC and BWC.

Per transfer 3755: 63-0243A 2.27 cfs/ 91 acres = .024945 cfs/acre

In proposed split: Irrigation 53.6 acres x .024945 cfs/acre = 1.34 cfs
Municipal 37.4 acres x .024945 cfs/acre = .93 cfs
Total 2.27 cfs

Per transfer 3756: BWC received 148 acres with 682 afa, conditions of approval.
It follows: 682 afa/148 acres = 4.6 afa/acre.

For 63-0243E: 37.4 acres x 4.6 afa/acre = 172 afa.

For full verification of acres, rates, volumes, transfer 3755-3757.

^
see

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FEB 17 1993

FEB 17 1991

Page 5 of 11APPLICATION FOR TRANSFER
OF WATER RIGHTTransfer No. 3755RECEIVED
APPLICATION

OCT 23 1993

PART 2

Pgs 5-7 display rights as
currently recorded per approval
of transfer no. 3755

TER RIGHT

APPROVED

Name of applicant South Boise Mutual Irrigation Company, Ltd. Phone 344-9492
 Western Regional Office
 Post Office address c/o Richard D. Harland, Pres., 1507 Garfield, Boise, ID 83706

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes The company proposes to transfer senior right to lands currently holding junior rights and vice versa. The junior rights will then be available to be sold or conveyed to another water user. In addition, S.B. Mutual may begin to divert via the Ridenbaugh Canal and/or continue to use the Bubb Canal diversion.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	CONTINUED ON PG 6	Period of Use
63-00280	April 1, 1865	1.8 cfs	Irrigation	3/15	to 11/15
63-00281	April 1, 1865	.50 cfs	Irrigation	3/15	to 11/15
63-00282	March 15, 1870	.30 cfs	Irrigation	3/15	to 11/15
63-00283	March 15, 1870	.70 cfs	Irrigation	3/15	to 11/15

2. Total amount of water being transferred 7.27 cfs ~~3.50~~ 3.50 (Per Addendum to Attachment B 03/22/90)
 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Boise River tributary to Snake River

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal-South Boise Mutual Irr
06		NW	SW	29	3N	3E	Ada	Ridenbaugh Canal Co. Di

5. Lands irrigated or place of use:

CONTINUED ON PG. 7 ↓

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
30	3N	2E	15													15	25	15	55
		22	7																7
00	281	22	18	8															26
00	282	24									10					L35	1		14
00	283	22		7	12	16													35
00	284	22				9													9
		23																	4

(see attachment A for remainder of 1

B. Description of right(s) or portion thereof, after the requested change

1. Right No.	Priority	Amount	Nature of Use	Period of Use
63-00284	March 1, 1889	.84 cfs	Irrigation	3/15 to 11/15
63-00242A	May 1, 1889	.86 cfs	Irrigation	3/15 to 11/15
63-00243A	May 1, 1889	2.27 cfs 3.50	Irrigation	3/15 to 11/15
63-00243B	May 1, 1889	3.03 cfs	Irrigation	3/15 to 11/15

Subsequently transferred
to Boise Han Corp 3.30 cfs T. 3756 63-00243C
Hennick .20 cfs T. 3757 63-00243D
(reduced to .18 cfs)

FEB 17 1993

* See pg 8 & 9 for traditional display of this right. Pgs 8 & 9 prepared to show how right will be split.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right) Continued from page 7.

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-00243A Decreed to _____
in case of _____ vs. _____
dated SEE in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3755 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other Quitclaim Deeds

3. Source of water Boise River tributary to Snake River

4. Date of priority 5-1-1889

5. Water is used for the following purpose:

amount 2.27 cfs for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.27 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
6		NW	SW	29	3N	3E	Ada	Ridenbaugh Canal
		SE	NW	30	3N	3E	Ada	Bubb Canal

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	2E	23					16	20	30	25									91

FEB 17 1993

Total acres 91

9. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .93 cfs for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion: Same as item A7 pg. 8.

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	
3N	2E	23					12	19.4	4	2									37.4

Shows Jr. Water to be conveyed to BWC for Municipal

Total acres 37.4

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 1.34 cfs for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion: Same as above.

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	
3N	2E	23					4	.6	26	23									53.6

Shows Jr. water to be retained for irrigation

Total acres 53.6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

SEE ATTACHMENT C FOR MAP LOCATIONS OF LANDS WHERE IRRIGATION WILL CEASE.

SEE MAPS IN TRANSFER FILES 3755 & 3756 FOR CONFIRMATION OF DIVERSION POINTS AND IRRIGATED ACRES.

MINNESOTA

FEB 17 1993

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>Municipal</u>	<u>.93 cfs</u>	<u>24 hrs/day</u>	<u>3/15</u> to <u>11/15</u>
	_____	_____	_____	_____ to _____

2. Quantity and quality of return flows and location of discharge:

Approximately 65% of the diversion will return to the river in relatively good quality,
primarily as treated effluent discharged from Boise City Sewage treatment plants.

3. Describe effects on other water uses resulting from the proposed change:

None anticipated. This transfer should not increase, and may lessen, the consumptive
use under this water right. This transfer also has been designed to leave ample
carriage water in the South Boise Mutual system.

Above information extracted from previous BWC transfer 3756 (for 63-00143C).

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 28 day of October, 19 92.

[Signature] President of SBMTD
 (Signature of Applicant)

[Signature]
 (Notary Public)

My commission expires 12-8-94

FOR DEPARTMENT USE ONLY

Transfer contains 11 pages and 45 attachments

Received by FL Date 10/28/92 Protest filed by _____

Prelim. check by _____ Fee \$50

Receipted by ORT Date 1/6/92 # W015019

Published in Idaho Statesman Copies of protest forwarded by _____

Pub. dates 11/19 & 11/26/92 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by DET

Copy of transfer sent to lien holder _____

Application by FL per applicant's request.

Microfilm
FEB 17 1993

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-00242A
Date Received: 11/08/1989
Receipt No: W006754
Received By: Dr

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SOUTH BOISE MUTUAL IRRIGATION CO., LTD. 208-344-9492
Address: C/O RICHARD D. HARLAND
1507 GARFIELD
BOISE, ID 83706

2. Date of Priority: MAY 01, 1889

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	03E	29	NW	SW		6	ADA
		30	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	03/15	11/15	0.860		

7. Total Quantity Appropriated is:
0.860 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	02E	23	SE	NE		IRR	25.0
			NE	SE		IRR	18.0

Section Acres 43.0

A63-00242A

Page 1

Date: 11/08/89

MICROFILMED

AUG 17 1989

10. Place of Use: Continued

Total Acres 43.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

THIS WATER DIVERTED INTO THE BUBB DITCH. P/D INCOMPLETE IN DECREE

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

FARMERS CO-OP DITCH CO.

Decree Plaintiff

vs

RIVERSIDE IRR. DIST.

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

Number of attachments: 0

For Organizations:

I do solemnly swear or affirm that I am President of SBMIC Title

SOUTH BOISE MOUNTAIN LRCP ~~LRCP~~ I have signed the foregoing Organization

document in the space below as President of Title

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

Richard D. Harland
Signature of Authorized Agent

President SBMIC
Title and Organization

11/20/89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of Nov 19 89

D. R. Tuttle
Notary Public

Seal

Residing at Boise Id

My Commission Expires 9/15/1994

05/16/2005

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

RIGHT NUMBER: 63-242B

NAME AND ADDRESS: SOUTH BOISE MUTUAL IRRIGATION CO LTD
C/O TOM GILMORE
2130 COLORADO AVE
BOISE ID 83706

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.860 CFS

This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and preceding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 60 percent of their decreed quantities

PRIORITY DATE: 05/01/1889

POINT OF DIVERSION:

T03N R03E S30 SENW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.860 CFS
Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.		

PLACE OF USE:

246.6 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 246.6 ACRES WITHIN THE BOUNDARY OF THE SOUTH BOISE MUTUAL IRRIGATION COMPANY.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-243F, 63-243G, 63-280, 63-282, 63-281, 63-283A, 63-284A & 63-2392E.

WATER IS DELIVERED THROUGH BUBB CANAL

05/09/2005

RECEIVED

JUN 24 2005

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 24, 2005

Water right number: 63-242B

SOUTH BOISE MUTUAL IRRIGATION CO LTD

C/O TOM GILMORE

2130 COLORADO AVE

BOISE ID 83706

Telephone Number: (208)703-3333

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 6/22/05 SIGNATURE: [Signature]

Please print your name: KEVIN G. MATHEWS

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-242B V1

WATER RIGHT NUMBER: 63-242B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JOHN UTTER
	, ID
Original Owner	C B TAYLOR
	, ID
Original Owner	STEVE UTTER
	, ID
Original Owner	PETER S O NEILL 671 E RIVER PARK LN STE 200 BOISE, ID 83706
Current Owner	SOUTH BOISE MUTUAL IRRIGATION CO LTD C/O TOM GILMORE 2130 COLORADO AVE BOISE, ID 83706 (208)703-3333

Priority Date: 05/01/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.860 CFS	
	<u>Total Diversion:</u>	0.860 CFS	

Location of Point(s) of Diversion

BOISE RIVER	SE1/4NW1/4	Sec. 30, Twp 03N, Rge 03E, B.M.
ADA County		

Place of Use

Conditions of Approval:

1. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-242B V1

2. 155 This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and preceding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 60 percent of their decreed quantities.
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. S45 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

Remarks:

1. Quantity THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE AT THE FIELD HEADGATE.
2. Explanatory WATER IS DELIVERED THROUGH BUBB CANAL
3. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-243F, 63-243G, 63-280, 63-282, 63-281, 63-283A, 63-284A & 63-2392E.
4. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 246.6 ACRES WITHIN THE BOUNDARY OF THE SOUTH BOISE MUTUAL IRRIGATION COMPANY.

Comments:

Water Supply Bank:

**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) *NA*
- ☒ 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 *NA*

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) *63-242B*Owner: *South Boise Mutual* Phone No. *334-9608 = W } George Matthews*
*345-4615 = H }*Current Address: *2130 Colorado, Boise 83706 = C/O Tom Gilmore*

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

Accompanied by: *Met in our office with George Matthews & Tom Gilmore*
Prior to field review - Craig Sutton & Kimberly Brown
*assisted with GPS & delivery loss***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: *same as decree = 5-1-1889.*

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

Source: *Boise River* Tributary to *Snake River*

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

POINT OF DIVERSION

- ☒ No change *Only one POD*
- ☒ POD found is different than claimed: *POD is in 3E not 2E as claimed*
- ☐ If different, when did POD change? *error in data entry*

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
			SE NW	30	3N	3E	Ada		GPS and USGS Topomap

Description of diverting works

Diversion dam in Boise River through a headgate that diverts to a ditch and buried pipe system.

OVERLAP REVIEWOther water rights with the same point of diversion: *243F, 243G, 280, 281, 282, 283A, 284A*

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

*2392E**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 *NA*☐ 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:** *None*☐ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

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

Limited to the 43 acres within the boundary of SBMIC.																Totals			
Place of Use			NE				NW				SW				SE				
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: See attached and overlap review on page 2.
 Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: The ditch and pipeline system serves the individual share holders who use a variety of delivery systems. (See attached list of shareholders provided by the company.)

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

FLOW MEASUREMENTS: A delivery loss estimate of 1.91 cfs from the headgate to the first buried pipe is based on data collected 4-29-03 - see attached map and calculations.
 Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

The site of the delivery loss estimate has been converted from a ditch to a buried culvert due to development of the site to residential use.

[illegible]

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 4-29-03

FIELD EXAMINER: Meel Schulte

63-242B

D.L. = delivery loss

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Source	Water Use(s)	Source Table
63	242	B	Decreed	Active	1889-05-01	0.86	BOISE RIVER 43 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	243	F	Decreed	Active	1889-05-01	0.02	BOISE RIVER (in 246.6 ac)	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	243	G	Decreed	Active	1889-05-01	1.34	BOISE RIVER 53.6 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	280		Decreed	Active	1865-04-01	1.8	BOISE RIVER 62 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	281		Decreed	Active	1865-04-01	0.5	BOISE RIVER 26.0 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	282		Decreed	Active	1870-04-01	0.3	BOISE RIVER 14 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	283	A	Decreed	Active	1870-04-01	0.7	BOISE RIVER 35 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	284	A	Decreed	Active	1889-03-01	0.84	BOISE RIVER 13 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
						6.36 cfs	246.6 ac x 0.02 = 4.93	1.43 cfs = delivery loss	

$$246.6 \times 0.02 = 4.93$$

Need to cover 1.43 cfs in ditch loss!

63-242B

(22) 35

LXXXVIII.

That the defendant ~~Boise River Irrigation Company~~ be, and he is hereby awarded the use of the waters of Boise River, diverted at a point on the south bank of said river, near where said bank is intersected by the line between township 3 north, range 2 east, and township 3 north, range 3 east, through what is known as the Bubb canal, for use upon one acre of land situated in the NW 1/4 of sec. 23, T. 3 N. R. 2 E. B.M., in the following amount and from the following date;

63 0241

1 inch, from ~~May 1, 1939~~, hereby designated as Right No. 108. And be adjudged to pay \$0.07 costs in addition to the costs incurred by him.

LXXXIX.

That the defendants ~~ST. LOUIS & SAN FRANCISCO RAILROAD COMPANY~~ and ~~C. S. R. & N. R. CO.~~ be, and they are hereby awarded the use of the waters of Boise River, diverted at a point on the south bank of said river, near where said bank is intersected by the line between township 3 north, range 2 east, and township 3 north, range 3 east, through what is known as the Bubb canal, for use upon the SE 1/4 of NE 1/4, and NE 1/4 of SE 1/4, Sec. 23, and S. 1/2 of NW 1/4 and lots 7 and 8 in Sec. 24, T. 3 N. R. 2 E. B.M., in the following amount and from the following date;

63 0242

120 inches, from ~~May 1, 1939~~, hereby designated as Right No. 109. And be adjudged to pay \$8.40 costs in addition to the costs incurred by them.

XC.

That the defendant the ~~Boise River Irrigation Company~~, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted from a point on the south bank of said river near where such bank is intersected by the line between township 3 north, range 2 east, and township 3 north, range 3 east, through what is known as the Bubb canal, for use upon the NE 1/4 of SW 1/4 and lots 5 and 6 in Sec. 24, also all that portion of the SE 1/4 of sec. 15 lying south of what is known as the Ridenbaugh Mill Ditch, and all that portion of the NE 1/4 of Sec. 22 lying north of what is known as the Big Bluff or Ridenbaugh canal, all in T. 3 N. R. 2 E.

B. M., in the following amount and from the following date; 300 inches, from ~~May 1, 1939~~; hereby designated as Right No. 110. And be adjudged to pay \$21.00 costs in addition to the costs incurred by it.

63 0243

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-242A

WATER RIGHT NUMBER: 63-242A

now "B"

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JOHN UTTER
	, ID
Original Owner	STEVE UTTER
	, ID
Original Owner	C B TAYLOR
	, ID
Current Owner	SOUTH BOISE MUTUAL IRRIGATION CO LTD C/O DALE MILTON 1120 CHAMBERLAIN BOISE, ID 83706 (208)344-3062

Priority Date: 05/01/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.860 CFS	
	<u>Total Diversion:</u>	0.860 CFS	

Location of Point(s) of Diversion

BOISE RIVER	SE1/4NW1/4	Sec. 30, Twp 03N, Rge 03E, B.M.
ADA County		
BOISE RIVER	L6 (NW1/4SW1/4)	Sec. 29, Twp 03N, Rge 03E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T03N R02E S23	SENE	25.0	T03N R02E S23	NESE	18.0
Total Acres: 13					

Conditions of Approval:Remarks:

- General THIS WATER DIVERTED INTO THE BUBB DITCH. P/D INCOMPLETE IN DECREE

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-242A

WATER RIGHT NUMBER: 63-242A

Owner Type Name and Address

Current Owner JOHN UTTER

, ID

Current Owner STEVE UTTER

, ID

Current Owner C B TAYLOR

, ID

Priority Date: 05/01/1889

Basis: Decreed

Status: Active

Source

BOISE RIVER

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

1.540 CFS

Annual VolumeTotal Diversion: 1.540 CFSLocation of Point(s) of Diversion

BOISE RIVER

SE1/4NW1/4

Sec. 30, Twp 03N, Rge 03E, B.M.

ADA County

Place of UseIRRIGATION Within ADA County

T03N R02E S23 SENE

T03N R02E S23 NESE

T03N R02E S24 Lot 8 NENW

T03N R02E S24 SWNW

T03N R02E S24 Lot 7 SENW

Conditions of Approval:Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-242B

WATER RIGHT NUMBER: 63-242B

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JOHN UTTER , ID
Current Owner	SOUTH BOISE MUTUAL IRRIGATION CO LTD C/O DALE MILTON 1120 CHAMBERLAIN BOISE, ID 83706
Original Owner	STEVE UTTER , ID

Priority Date: 05/01/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.860 CFS	193.50 AF
	<u>Total Diversion:</u>	0.860 CFS	193.50 AF

Location of Point(s) of Diversion

BOISE RIVER	L6 (NW1/4SW1/4)	Sec. 29, Twp 03N, Rge 03E, B.M.
ADA County		
BOISE RIVER	SE1/4NW1/4	Sec. 30, Twp 03N, Rge 03E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T03N R02E S23	SENE	20.0	T03N R02E S23	NWNW	5.0
T03N R02E S23	NESE	18.0			

Total Acres: 43

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
2. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
3. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-242B

Remarks:Comments:

1. CURTIS 1/29/1993 Trans. #4048

Comment: Trans. #4048 was filed to change the place of use under this right and other SBMIC rights to allow part of their junior rights to be conveyed to Boise Water Corp. for municipal use.

Dates and Other Information:

Licensed Date:

Decreed Date: 1/18/1906

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: 63

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

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

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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Type	WR #	Owner	Source	TRS	NENE	NWN	SWN	SEN	NEN	NWN	SWN	SEN	NES	NWS	SWS	SES	NES	NWS	SWS	SES	Total
Claim	63 148C	SOUTH BOISE WATER CO,	BOISE RIVER	03N02E23	33.8	15.1			13.9	5.62											68.4
Claim	63 150	SOUTH BOISE WATER CO,	BOISE RIVER	03N02E23	33.8	15.1			13.9	5.62											68.4
Claim	63 185A	MEEVES WATER USERS ASSOCIATION,	BOISE RIVER	03N02E23	30.5	4.3														2	36.8
Claim	63 185B	SOUTH BOISE WATER CO,	BOISE RIVER	03N02E23	28.8	15.1			13.9	5.62											63.4
Claim	63 2392A	PETER S O NEILL,	BOISE RIVER	03N02E23	1																1
Claim	63 2392C	SOUTH BOISE WATER CO,	BOISE RIVER	03N02E23	33.8	15.1			13.9	5.62							12				80.4
Claim	63 2392D	MEEVES WATER USERS ASSOCIATION,	BOISE RIVER	03N02E23	30.5	4.3															34.8
Claim	63 242A	PETER S O NEILL,	BOISE RIVER	03N02E23	1																1
Claim	63 242B	SOUTH BOISE MUTUAL IRRIGATION CO L	BOISE RIVER	03N02E23				20		5							18				43
Claim	63 243C	PETER S O NEILL,	BOISE RIVER	03N02E23	1																1
Claim	63 243G	SOUTH BOISE MUTUAL IRRIGATION CO L	BOISE RIVER	03N02E23					4	0.6	26	23									53.6
Claim	63 281	SOUTH BOISE MUTUAL IRRIGATION CO L	BOISE RIVER	03N02E23					1.1												1.1
Claim	63 282	SOUTH BOISE MUTUAL IRRIGATION CO L	BOISE RIVER	03N02E23					9.5												9.5
Claim	63 283A	SOUTH BOISE MUTUAL IRRIGATION CO L	BOISE RIVER	03N02E23					4	2.7											6.7
Claim	63 283B	PETER S O NEILL,	BOISE RIVER	03N02E23	1																1
Claim	63 284A	SOUTH BOISE MUTUAL IRRIGATION CO L	BOISE RIVER	03N02E23					4												4
Claim	63 284B	PETER S O NEILL,	BOISE RIVER	03N02E23	1																1
Claim	63 10101	BARBARA W LITTLE,	GROUND WATER	03N02E23	1																1
Claim	63 16811	MYRTLE M FOSTER,	GROUND WATER	03N02E23											1						1
Claim	63 16888	JOHN P TATE III,	GROUND WATER	03N02E23															1		1
Claim	63 22904	LAKEWOOD HOMEOWNERS ASSN NO 6 &	GROUND WATER	03N02E23															3		3
Claim	63 3314	BOISE CITY INDEPENDENT SCHOOL DIST	GROUND WATER	03N02E23						5											5
Claim	63 4067	GERHARD P RUSCHMAN, WANDA RUSCH	GROUND WATER	03N02E23			1														1
Claim	63 7198	HOWARD V JOHNSTON,	GROUND WATER	03N02E23											1						1
Claim	63 7524	CITY OF BOISE,	GROUND WATER	03N02E23									8	2							10
Claim	63 7592	CITY OF BOISE,	GROUND WATER	03N02E23											1						1
Claim	63 8065	LAKEWOOD HOMEOWNERS ASSN NO 2, L	GROUND WATER	03N02E23													8				8
Claim	63 9246	PETER S O NEILL,	GROUND WATER	03N02E23	1																1
Claim	63 9362	CITY OF BOISE,	GROUND WATER	03N02E23		2.4			3.8												6.2
Claim	63 9844	RICHARD D COONSE, DONNA M COONSE	GROUND WATER	03N02E23				1													1
Claim	63 9928	LLOYD PROPERTIES LLC,	GROUND WATER	03N02E23				1													1
Claim	63 9955	THOMAS B ESCHEN, MARIA ESCHEN,	GROUND WATER	03N02E23		2.5															2.5

[illegible]

SOUTH BOISE MUTUAL IRRIGATION CO.

END

**SITE OF DELIVERY LOSS ESTIMATES
ON THE BUBB DITCH**

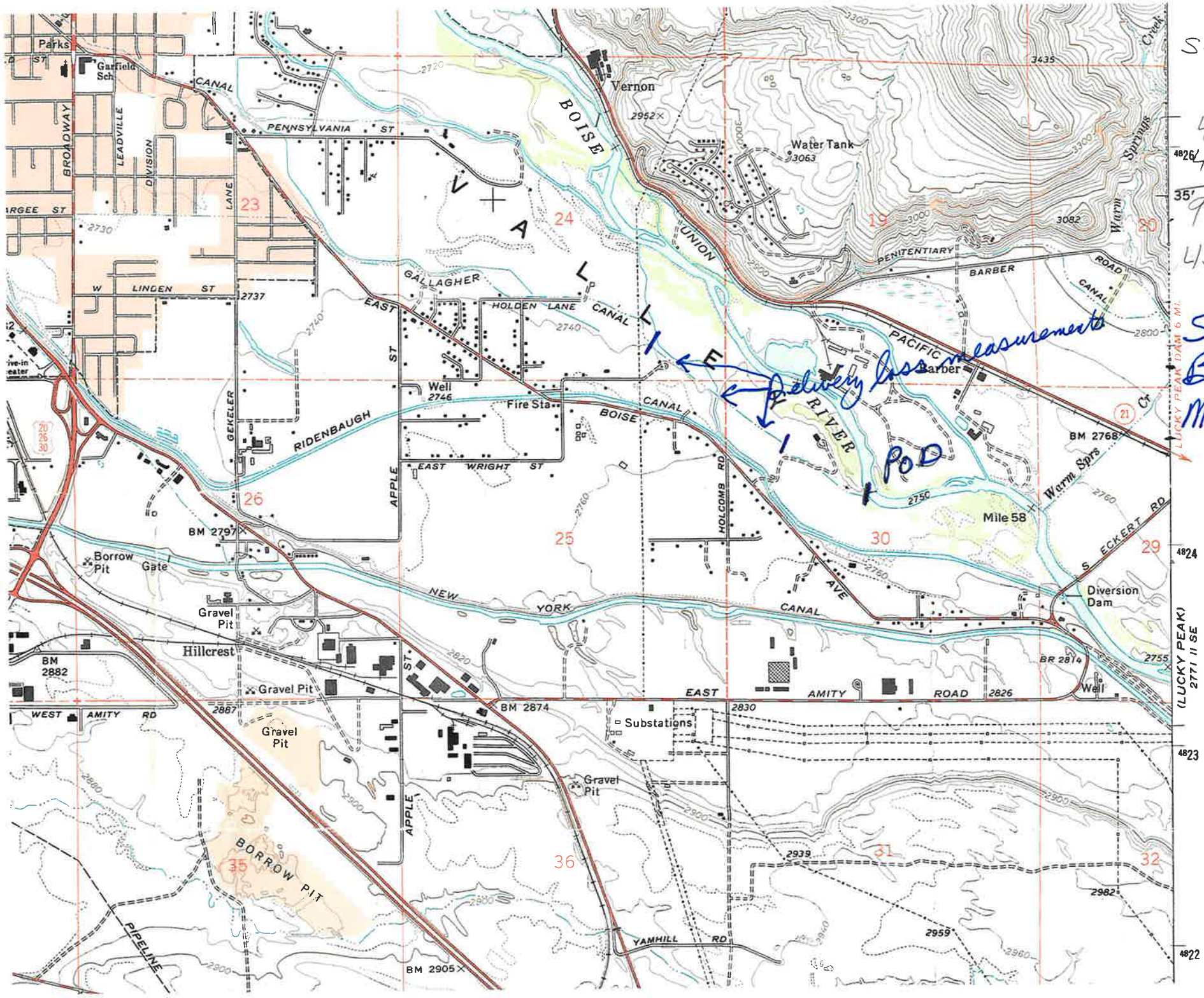
BUBB DITCH

30

POD

SENW





SBMCC

4560 /
4543 =
9103 =
4551

South
Boise
Mutual

Delivery loss measurements
POD

(LUCKY PEAK)
2771 II SE

SOUTH BOISE MUTUAL IRRIGATION CO
PHOTOGRAPHS DATED 5/5/2003

PHOTO #1



POINT OF DIVERSION
AND DIVERSION DAM
IN THE BOISE RIVER

PHOTO #2

South Boise Mutual Irrigation Co.

Township	03N								
Range	02E								
Section	1/4	1/4	Lot	Acres	Ditch	Address	Name	Shares	Cert
15	SE	NW			Back	1519 Lincoln	Becheye Rourke	0	
15	SE	NW			Back	1525 Lincoln	David Guthrie	0	None
15	SE	NW			Back	1581 Michigan	Karen Schultze	0	None
15	SE	NW			Back	1610 Howe	Steve Cook	0	None
15	SE	NW			Front	1407 Boise	Layne or Judy Osborne	0	864
15	SE	NW			Front	1508 Vermont	Andrew Agenbroad	1	1023
15	SE	NW			Front	1516 Vermont	Shawna Morgan Harding	1	992
15	SE	NW			Johnson	1529 Vermont	Peter Koenig	1	874
15	SE	SE			Front	1118 Warren	Eric Simonsen	0	None
15	SE	SE			Front	1305 W Boise	Glen Corbeil	1	969
15	SE	SE			Front	1615 Euclid	Russ Hall	1	841
15	SE	SE			Front	1806 Denver	Ken Thompson	0	None
15	SE	SE			Wakeman	1119 Garfield	David & Linda Gibbs	1	
15	SE	SE			Wakeman	1201 Garfield	Melanie Curtis	1	944
15	SE	SE			Wakeman	1218 Garfield	Janet M Strong	1	986
15	SE	SE			Wakeman	1319 Williams	John Mick	0	None
15	SE	SE			Wakeman	1726 Manitou	David Kolb	0	None
15	SE	SE			Wakeman	1801 Euclid	Dennis Chase	1	849
15	SE	SE			Wakeman	1808 Euclid	Phillip & Erlene Ford	1	928
15	SE	SE			Wakeman	1812 Euclid	Paul T Berriochoa	0	None
15	SE	SE			Wakeman	1815 Grant	Ed Williams Patricia Lehar	1	962
15	SE	SE			Wakeman	1820 Manitou	Laneve Rogers	1	964
15	SE	SE			Warren	1620 Manitou	Lawrence V Quinton	1	898
15	SE	SE			Warren	1629 Euclid	Rich or Ann Reed	1	957
15	SE	SW			Back	1516 Williams	Richard C Gerlach	1	867
15	SE	SW			Back	1520 Garfield	Richard & Virginia Gray	1	1002
15	SE	SW			Back	1601 Howe	Pat Luke	0	None
15	SE	SW			Back	1611 Michigan	Lee or Mary Wilson	1	932
15	SE	SW			Back	1619 Lincoln	Jim L Clark	1	1008
15	SE	SW			Back	1625 Lincoln	Martin Gregory	1	1038
15	SE	SW			Back	1705 Michigan	Scott or Mary Jo Dickson	0	None
15	SE	SW			Back	1711 Michigan	August & Nancy Reif	1	1037
15	SE	SW			Back	1725 Vermont	Gus Arriola	1	832
15	SE	SW			Back	1801 Vermont	Lola P Anderson	1	831
15	SE	SW			Back	1817 Vermont	Zilled or Annemarie HasNain	1	870
15	SE	SW			Johnson	1517 Howe	Kenneth Mullins	0	
15	SE	SW			Johnson	1601 Vermont	Craig & Shirley Simmons	1	894
15	SE	SW			Johnson	1605 Vermont	Kelly Morgan	1	1024
15	SE	SW			Johnson	1606 Michigan	John & Mary Marsh	1	881
15	SE	SW			Johnson	1619 Vermont	Walter Shook	1	904
15	SE	SW			Johnson	1701 Vermont	Victor Pearsall	1	913
15	SE	SW			Johnson	1715 Vermont	Doug Griffin	1	951
15	SE	SW			Johnson Cut O	1513 Howe	Mike or Noreen Wernsing	1	1022
15	SE	SW			Wakeman	1720 Vermont	Charles Carter	1	879
15	SE	SW			Warren	1530 Vermont	Bob Lockey	1	1000
15	SE	SW			Warren	1602 Vermont	Frank H Lee	1	878
15	SE	SW			Warren	1608 Vermont	John & Elizabeth McManus	0	None
15	SE	SW			Warren	1628 Vermont	Karlo Maalouf	1	985
15	SE	SW			Warren	1702 Vermont	Bob McMichael	1	835

22	NE	NE			Back	1230 Albert	Carol Arrizabalaga	1	833
22	NE	NE			Back	2002 Manitou	Eleanor Davis	1	857
22	NE	NE			Back	2004 Manitou	Dorothy Creswell	1	853
22	NE	NE			Back	2012 Manitou	William & Elizabeth French	1	945
22	NE	NE			Back	2019 Manitou	John or Peggy Thacker	1	961
22	NE	NE			Back	2021 S Euclid	Carolyn Fritschle	0	None
22	NE	NE			Back	2022 Manitou	Helen De Shazo	1	858
22	NE	NE			Front	1955 Broadway	Frank Eichelberger	1	860
22	NE	NE			Front	2025 Broadway	Ralph Hoobing	1	949
22	NE	NE			Hansen	1116 Chamberlin	Dawn McClary	1	890
22	NE	NE			Hansen	1117 Chamberlin	Howard Maberry	1	883
22	NE	NE			Hansen	1200 Chamberlin	Gary & Linda Field	1	863
22	NE	NE			Hanson	1120 Chamberlin	Dale Milton	1	884
22	NE	NE			Hanson	1201 Chamberlin	John Crank	1	1006
22	NE	NE			Hanson	1204 Albert	Bernice Chase	1	848
22	NE	NE			Hanson	1300 Chamberlin	Justin & Sarah Kaserman	1	1031
22	NE	NE			Hanson	1937 Manitou	Rockland or Gail Ware	1	967
22	NE	NE			Hanson	1954 Manitou	Ron or Julie Collins	1	1007
22	NE	NE			Wakeman	1022 Chamberlin	Helen A Garoutte	2	865
22	NE	NE			Wakeman	1107 Chamberli	James & Sandra Hadden	1	952
22	NE	NE			Wakeman	1108 Chamberlin	Ray & Ruth Sturgeon	1	910
22	NE	NE			Wakeman	1133 Martin	John & Jo Olsen	1	958
22	NE	NE			Wakeman	1217 Garfield	Lisa or Todd Summers	1	987
22	NE	NE			Wakeman	1918 Grant	Laurie Thompson	0	None
22	NE	NE			Wakeman	1933 Denver	Marrie Spilver	0	None
22	NE	NE			Wakeman	1949 Denver	Ken & Laurie Curtis	0	None
22	NE	NE			Wakeman	2016 Denver	Bonnie Swett	0	
22	NE	NW			Back	1421 Garfield	Jay L Webb	2	940
22	NE	NW			Back	1507 Garfield	Susan Berube (Steve Gray)	2	978
22	NE	NW			Back	2017 Mantou	Hal Maxey	0	
22	NE	NW			Hansen	1911 Manitou	Margaret Morse	1	888
22	NE	NW			Hansen	1919 Manitou	Duane R Higer	1	943
22	NE	NW			Hanson	1903 S Manitou	Barbara Merrill	1	
22	NE	SE			Back	1050 Dundee	Bryan Sorenson	0	
22	NE	SE			Back	1106 Dundee	Larry & Joyce Taylor	1	912
22	NE	SE			Front	2233 Broadway	Stan Johnson	1	1010
22	NE	SE			Howard	1106 Howard	Tony or Linda Elam	1	1030
22	NE	SE			Howard	1110 Howard	Randy or Rhonda Tuckness	1	1029
22	NE	SE			Howard	1118 Howard	Jim Cullum	1	1033
22	NE	SE			Howard	1210 Howard	Darwood Ashmead	1	1017
22	NE	SE			Howard	1214 Howard	Alan & Corwin Peterson	1	931
22	NE	SE			Howard	1315 Dundee	David Stearns	0	None
22	NE	SE			Howard	1322 Howard	Breagan Chadwell	0	
22	NE	SE			Howard	1370 Howard	David Potter	1	914
22	NE	SE			Howard	1390 Howard	Daniel S Oremus	1	895
22	NE	SE			Howard	2106 Manitou	Daniel & Marcia Burgett	0	None
22	NE	SE			Howard	2112 Manitou	Joseph & Susan Gawron	1	861
22	NE	SE			Howard	2113 Euclid	Judith Huitt	1	871
22	NE	SE			Howard	2116 Manitou	Robert & Joyce Sulanke	1	911
22	NE	SE			Howard	2121 Euclid	Sue Ross	0	
22	NE	SE			Howard	2206 Manitou	Zelma F Foster	1	929
22	NE	SE			Howard	2209 Euclid	Joseph Wells	1	1009
22	NE	SE			Targee	1022 Targee	Beverly & James Gross	0	None
22	NE	SE			Targee	1103 Howard	Steven Mendive	1	1012
22	NE	SE			Targee	1104 Targee	Marnie Dunn		

22	NE	SE			Targee	1109 Howard	Leroy or Wanda Kuck	1	877
22	NE	SE			Targee	1110 Targee	Bob Archibald	0	
22	NE	SE			Targee	1115 Howard	Leroy or Wanda Kuck	1	876
22	NE	SE			Targee	1303 Howard	Ruth Wassom	1	933
22	NE	SE			Targee	1309 Howard	Jonathan or Melody Nasman	1	1018
22	NE	SE			Targee	1376 Targee	Sandra or J.J. Otter	1	845
22	NE	SW			Howard	2105 Manitou	Roger Rosentreter	1	1026
22	NE	SW			Howard	2121 Manitou	Edward L Miller		972 and 973
22	NE	SW			Howard	2203 Manitou	Franklin G Lee (Edward L Miller)	0	973
22	NE	SW			Howard	2217 Manitou	Diana & Carl Harrison	1	1035
22	NE	SW			Howard	2219 S Manitou	Tim Scovell	1	840
22	NE	SW			Howard	2223 Manitou	Annie Lloyd	3	905

23	NE	SE			Apple	2139 & 2141 Stephen	Kevin & Elizabeth Duesman	1	994
23	NE	SE			Apple	2140 Stephen	Michael Balbes	1	937
23	NE	SE			Apple	2162 Stephen	Neil Dechambeau	1	922
23	NE	SE			Apple	2285 Apple	Ziegler Trust	2	1043
23	NE	SE			Apple	415 E Parkcenter Blvd	Regence Blue Shield of Idaho	6	1042
23	NE	SE			Apple	715 E Pennsylvania	Mary Ann Fivecoat	2	1041
23	NE	SW			Main	307 E Boise	Michael or Impastato Mullokin	0	None
23	NE	SW			Main	308 E Boise	Jack or Deborah Salcines	1	1013
23	NW	NE			Gallagher	2060 Crystal Way	Virginia or Manuel J King	1	896
23	NW	NE			Gallagher	315 Chester Dr	Michael & Deborah Cladis	0	None
23	NW	NW			Gallagher	1942 High	Judy A Duncan	1	859
23	NW	NW			Gallagher	1913 Colorado	Melissa C Moon	0	None
23	NW	NW			Gallagher	1924 Leadville	Mr. Bernie W Moon	1	886
23	NW	NW			Gallagher	1930 Colorado	Herbert & Kathie J Corn	0	None
23	NW	NW			Gallagher	1935 High	Jerry M Giese	1	998
23	NW	NW			Gallagher	2014 & 2016 Division	Around The Town, Inc.	0	
23	NW	NW			Gallagher	707 W Boise	Melvin or C.J. Adams	0	None
23	NW	SE			Gallagher	2125 Gekeler		1	880
23	NW	SE			Gallagher	2215 Gekeler	Wayne R Backus	1	834
23	NW	SE			Gallagher	2223 Gekeler	Randall & Marva Schwager	1	903
23	NW	SE			Gallagher	2233 Gekeler	Kolby or Katherine Orcher	1	1027
23	NW	SE			Gallagher	283 Iowa	Mike R. Moore	1	965
23	NW	SE			Gallagher	294 Dundee	John Neely	1	1036
23	NW	SE			Gallagher	301 Iowa	Andrea Gates	1	866
23	NW	SE			Gallagher	318 Iowa	Jeff Ball	2	837
23	NW	SE			Gallagher	380 Dundee	Pam & Emil Traenkner	1	954
23	NW	SE			Main	2240 Illinois	Mario Salinas	1	1014
23	NW	SE			Main	2249 Wyoming	Jerry Smith	1	907
23	NW	SE			Main	2280 Wyoming	Anthony or Kristin Saul	1	1025
23	NW	SE			Prune	2238 Illinois	Dan Billow	0	
23	NW	SE			Prune	2240 Wyoming	Pam Gates	1	1021
23	NW	SE			Prune	2241 Wyoming	Clay & Dawn Burgess	1	1040
23	NW	SE			Prune	2270 Wyoming	Michael Duehlmier	1	1005
23	NW	SW			Gallagher	2130 Colorado	Tom Gilmore	1	868
23	NW	SW			Main	2226 Broadway	Scott or Beth Wilson	2	916
23	NW	SW			Main	2233 Leadville	Shawn Gunter	1	1015
23	NW	SW			Main	2240 Colorado	Kimberly Saunders & Ryan Ha	1	1032
23	NW	SW			Main	2247 Colorado	Susan Bolen	1	976
23	NW	SW			Main	2283 Leadville	Rick Fisher	1	838

6100

23	NW	SW		Prune	2102 Longmont	Terry Meacham	0	None
23	NW	SW		Prune	2109 Leadville	Nancy Marie & Kenneth Jones	1	936
23	NW	SW		Prune	2113 Leadville	Doyle D Riblett	1	899
23	NW	SW		Prune	2117 Leadville	Becky & Allan Phillips	1	1001
23	NW	SW		Prune	2121 Leadville	Joyce Koontz	1	939
23	NW	SW		Prune	2129 Colorado	Jeff Wood	0	None
23	NW	SW		Prune	2141 Leadville	Laura McCullough	1	919
23	NW	SW		Prune	2212 Leadville	Ernest Matthews	1	882
23	NW	SW		Prune	2216 Colorado	Richard & Kristen Boesiger	1	950
23	NW	SW		Prune	2217 Colorado	Kevin Servatius	0	None
23	NW	SW		Prune	2219 Colorado	Loreli Bouffard	0	None
23	NW	SW		Prune	2222 Colorado	Betty F Green	1	946
23	NW	SW		Prune	2225 Division	Nancy A Cummings (Squires)	1	979
23	NW	SW		Prune	2226 Colorado	Joseph or Beth Cooper	1	906
23	NW	SW		Prune	714 Iowa	S Burton Smith	1	847
23	NW	SW		Prune	720 Iowa	Ingve H Olson Jr.	1	948
23	NW	SW		Prune	818 Iowa	Viola S Smith	0	None
23	NW	SW		Prune	Broadway Park	Michael Matzek Broadway Park	2	1011
23	SE	NE		Apple	2401 Apple	Carriage Crossing Apts	18	930
23	SW	NE		Gallagher	2243 Gekeler	Tori Beauclaire	1	839
23	SW	NE		Main	2301 Illinois	Donna & Kevin Ketay	1	953
23	SW	NE		Main	328 Woodvine	Joseph D Leatham	0	None
23	SW	NW		Main	2310 Broadway	Cathy Patterson	3	968

24	SE	SE			2170 E Gossmer Ln	J.B. Scott	9	827
24	SE	SW		Main	2760 Armada Pl	Craig & Deborah White	1	991
24	SE	SW		Main	2761 Armada Pl	George & Julie Mathews	1	1039
24	SW	NE		Main	1571 E Regatta Ct.	Peter or Diane Hecht	1	990
24	SW	NE		Main	1612 E Holden Ln	Mark & Lisa Morgan	1	1003
24	SW	NE		Main	1617 E Holden Ln	Michael McReynolds	1	
24	SW	NE		Main	1624 Holden Ln	Charles & Julie Smith	1	924
24	SW	NE		Main	1718 Holden Ln	Thomas J Numamaker	1	923
24	SW	NW		Main	Holden Lane & Law	Pier Pointe (PPHOA)	1	995
24	SW	SE		Main	1607 E Regatta Ct.	Thomas or Sharlene Stredwick	1	989
24	SW	SE		Main	1617 Holden Ln	Ralph E Sword	1	925
24	SW	SE		Main	1777 Holden Ln	Mike & Vicki Schumacher	1	1028

				Back & Hansen	1951 Manitou	Boise City Park Dept	6	934
				Back & Hansen	1411 E Pennsylvania	Boise City Park Dept	0	934
				Warren	1115 W Boise Ave	Boise City Park Dept	0	934
					1919 Manitou	Boise City Park Dept	6	934
						Sub Total	201 ~	
							244 <i>pk</i>	
United Water of Idaho H. Scott Rhead 8248 W Victory Rd Boise, ID 83707-1488							177	825 & 826
						Total	378	

Receipt Details for ID W006754

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
11/20/1989 4:45:48 PM	11/20/1989	Western	\$821.00	Check
Payer	SOUTH BOISE MUTUAL IRR CO			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
401			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$821.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

LAND LIST ATTACHMENT

Description and location of place of use:

[illegible]

- ④ Irrigated acres after the transfer. Total number of acres irrigated _____
 * total acres under this right that were to be drilled up (See Step ③)
 but now switched with J.A. water from 242A &/or 243A.
- ⑤ Acres to be covered by J.A. right* after transfer & this water to
 be sold to BWC. These are the 37.77 acres in Steps ① & ②

03N,02E

SOUTH BOISE MUTUAL IRRIGATION BOUNDARY MAP

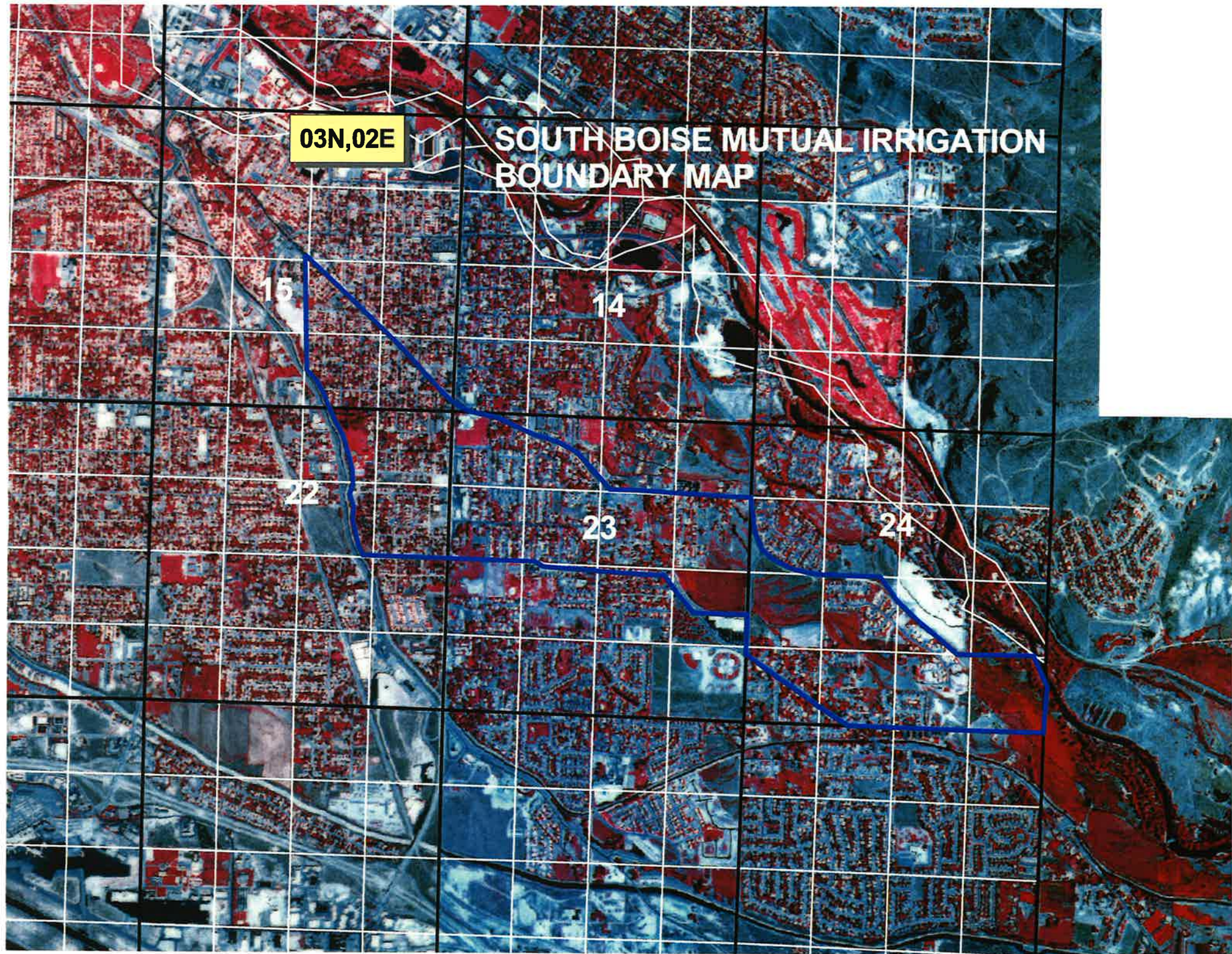
15

14

22

23

24



T03N, R03E

Barber

**POINT OF DIVERSION
SOUTH BOISE MUTUAL IRRIGATION**

SENW

Mile 58

30

2760

HOLCOMB RD

AVE

CANAL

CANAL

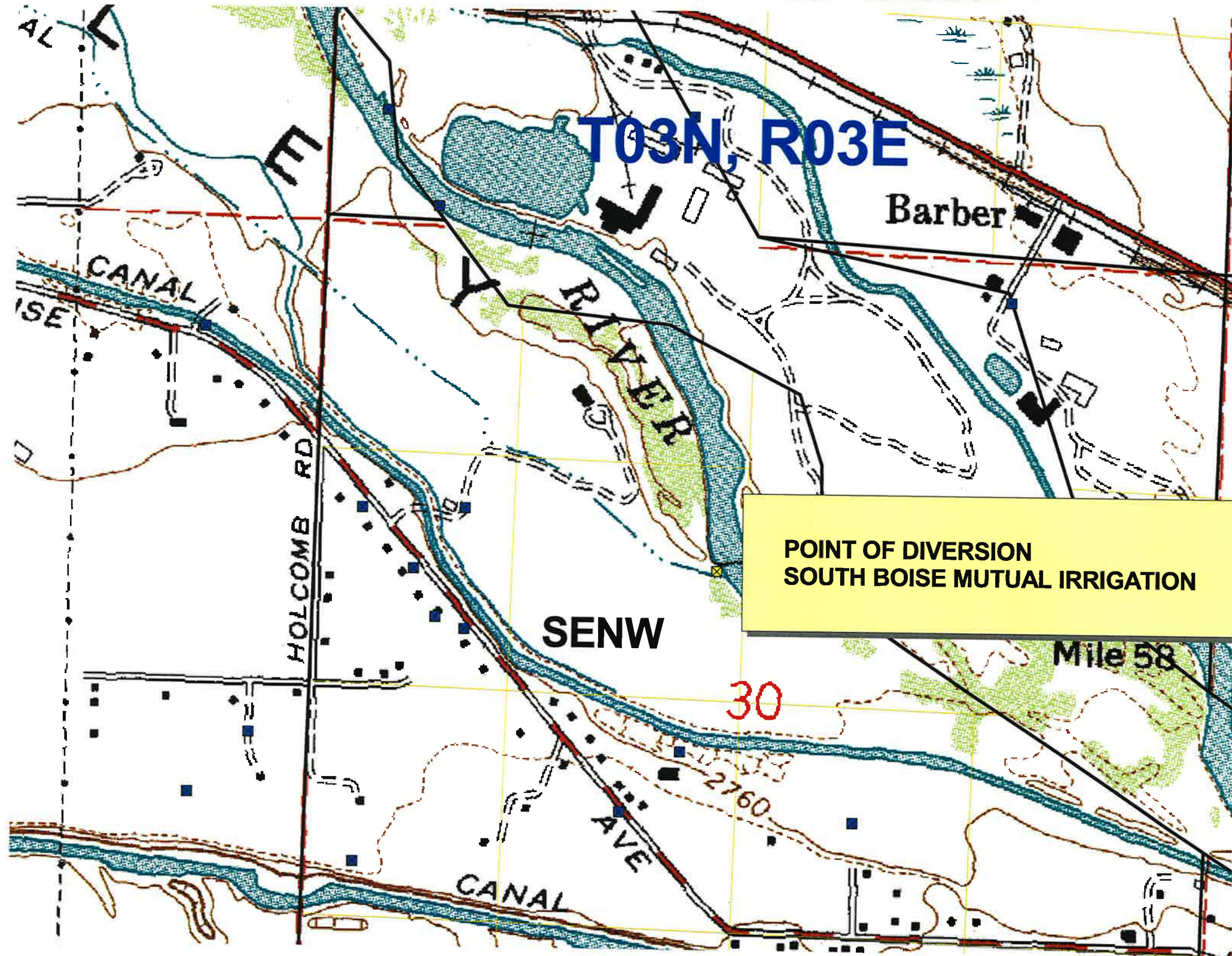
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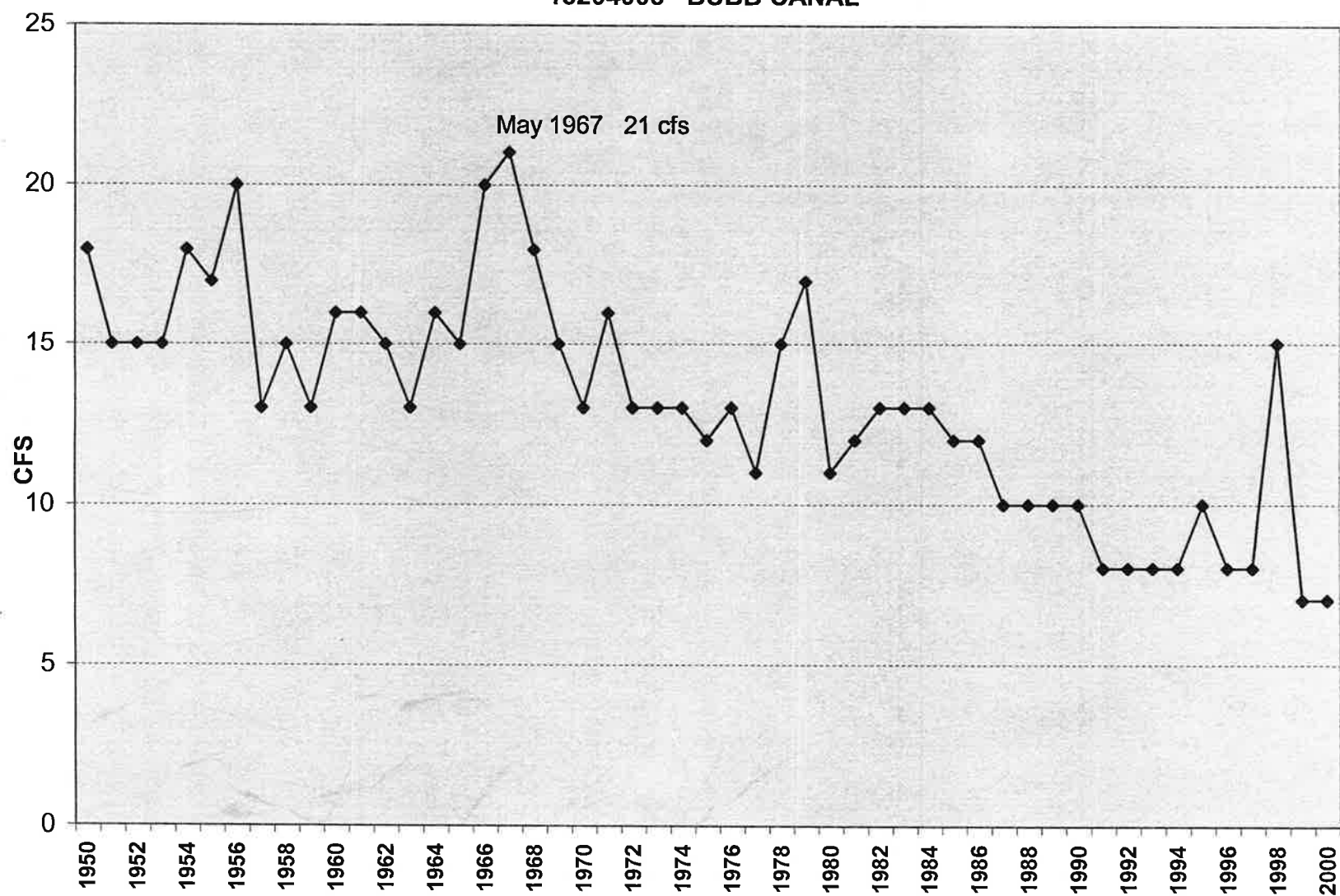
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RIVER



MAXIMUM MONTHLY DIVERSION 1950-2000

13204005 BUBB CANAL



13204005	HISTORIC DIVERSION OF BUBB CANAL												(CFS)
W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN
1950	2	0	0	0	0	0	7	15	15	18	11	7	74
1951	2	0	0	0	0	0	10	13	15	15	13	8	76
1952	3	0	0	0	0	0	3	15	15	13	11	7	67
1953	2	0	0	0	0	0	10	15	10	15	13	10	74
1954	3	0	0	0	0	0	10	18	15	18	15	13	92
1955	5	0	0	0	0	0	0	10	17	16	13	12	72
1956	3	0	0	0	0	0	5	15	15	20	13	10	81
1957	3	0	0	0	0	0	2	10	13	13	13	8	63
1958	3	0	0	0	0	0	0	10	13	11	15	12	64
1959	3	0	0	0	0	0	7	11	13	13	13	5	66
1960	2	0	0	0	0	0	5	13	15	16	10	10	71
1961	3	0	0	0	0	0	8	16	13	15	8	5	69
1962	2	0	0	0	0	0	5	11	12	15	13	8	66
1963	3	0	0	0	0	0	2	13	10	13	13	8	62
1964	3	0	0	0	0	0	3	11	10	16	16	8	69
1965	3	0	0	0	0	0	3	13	15	15	11	12	73
1966	3	0	0	0	0	0	10	20	18	11	10	8	81
1967	3	0	0	0	0	0	8	21	13	16	18	8	89
1968	2	0	0	0	0	0	8	18	15	13	7	10	73
1969	0	0	0	0	0	0	3	15	13	13	13	7	64
1970	3	0	0	0	0	0	3	10	12	13	8	3	53
1971	3	0	0	0	0	0	3	16	8	13	13	10	67
1972	5	0	0	0	0	0	3	10	10	13	13	8	63
1973	3	0	0	0	0	0	3	13	12	13	8	5	58
1974	2	0	0	0	0	0	5	13	13	11	10	10	64
1975	3	0	0	0	0	0	2	10	12	10	10	8	54
1976	3	0	0	0	0	0	2	11	10	13	11	10	61
1977	7	0	0	0	0	0	5	10	10	11	10	3	56
1978	0	0	0	0	0	0	3	7	15	15	15	10	64
1979	3	0	0	0	0	0	5	16	17	13	10	7	71
1980	3	0	0	0	0	0	5	10	10	11	10	3	53
1981	2	0	0	0	0	0	3	7	12	11	10	7	51
1982	2	0	0	0	0	0	0	13	10	11	10	7	53
1983	2	0	0	0	0	0	2	3	10	13	11	10	51
1984	5	0	0	0	0	0	7	7	10	13	13	12	66
1985	3	0	0	0	0	0	5	11	12	11	11	8	63
1986	2	0	0	0	0	0	5	10	12	11	11	5	56
1987	0	0	0	0	0	0	5	10	10	10	8	5	48
1988	0	0	0	0	0	0	3	10	10	8	7	2	40
1989	0	0	0	0	0	0	5	10	10	8	7	5	45
1990	3	0	0	0	0	0	3	10	8	8	8	5	46
1991	2	0	0	0	0	0	2	8	8	7	5	3	35
1992	0	0	0	0	0	0	0	8	7	7	3	3	28
1993	2	0	0	0	0	0	0	8	8	8	8	8	43
1994	3	0	0	0	0	0	2	8	7	7	7	7	40
1995	0	0	0	0	0	0	7	10	7	8	8	7	46
1996	3	0	0	0	0	0	5	8	7	8	8	7	46
1997	3	0	0	0	0	0	3	8	7	8	8	7	44
1998	7	0	0	0	0	0	5	13	13	15	13	13	79
1999	3	0	0	0	0	0	3	7	7	7	7	7	40
2000	3	0	0	0	0	0	2	7	7	7	7	7	38
AVERAGE: 1950-2000	3	0	0	0	0	0	4	11	12	12	10	8	60

Basin	Sequence	Suffix	Basis	Priority Date	Rate(cfs)	Volume(ac)	Source	Water Use(s)	Source Table
63	242	B	Decreed	1889-05-01	0.86		BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	243	F	Decreed	1889-05-01	0.02		BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	243	G	Decreed	1889-05-01	1.34	241.2	BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	280		Decreed	1865-04-01	1.8	279	BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	281		Decreed	1865-04-01	0.5	117	BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	282		Decreed	1870-04-01	0.3	63	BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	283	A	Decreed	1870-04-01	0.7	157.5	BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	284	A	Decreed	1889-03-01	0.84	58.5	BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	2392	E	License	9/13/1927	2.25		WASTE WATER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)

~~decree~~ = 6.36 cfs
 waste water = 2.25
 (supplemental)

246.6 ac X 0.02 = 4.93 cfs
 delivery loss = $\frac{1.91}{6.84}$ estimated cfs

SOUTH BOISE MUTUAL IRRIGATION COMPANY

ADDITIONAL INFORMATION

DATE: AUGUST 23, 2004

BY: MEL SCHULTE

The main contacts for South Boise Mutual Irrigation are Tom Gilmore and George Matthews (334-9608=W; 345-4615 =H).

The place of use for South Boise Mutual is located in a highly developed area of Southeast Boise. The individual uses are primarily small lawn and garden areas of about a tenth of an acre to one acre in size. The company issues one share to any user less than one acre in size. The exact number of acres irrigated cannot be measured but approved transfer 4048 established a base of 246.6 acres. The number 246.6 will be used until a more specific number of irrigated acres are established.

The total diversion rate of 6.36 cfs for SBM includes 246.6 acres at one inch per acre plus 1.43 cfs for delivery loss. Delivery loss measurements were taken on the last section of open ditch from the POD to the first covered pipe on 4/29/2003. This ditch has since been tiled and covered during construction of the Bown's Crossing development.

Peter O'Neil, River Run Water Users, filed competing claims to South Boise Mutual's decreed rights. According to George Matthews and Tom Gilmore, these claims should be disallowed because River Run is a shareholder of SBM.

Any of the issues described above could initiate challenges to our recommendations.

The POD was verified by GPS and USGS topo map Boise South.

MTS

03N,02E

SOUTH BOISE MUTUAL IRRIGATION BOUNDARY MAP

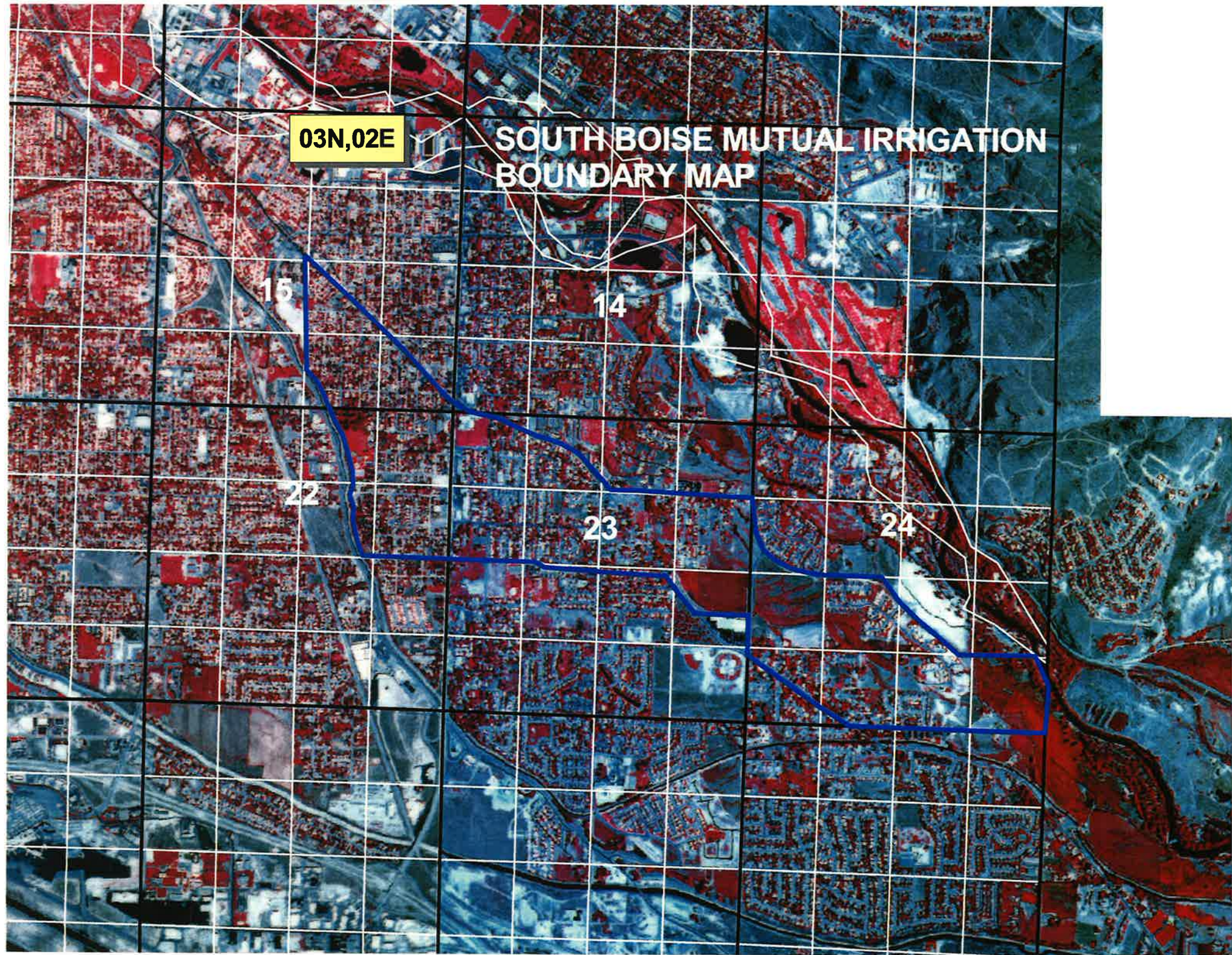
15

14

22

23

24



T03N, R03E

Barber

**POINT OF DIVERSION
SOUTH BOISE MUTUAL IRRIGATION**

SENW

Mile 58

30

2760

AVE

CANAL

HOLCOMB RD

CANAL

ISE

M

Y

RIVER

AL

POD search 3N, 3E, 3O, SE NW

[illegible]

14

1

South Boise Mutual Irrigation

South Boise Mutual Irrigation

425 total digitized acres

South Boise Mutual Irrigation

W.C. CANNETT

NATHAN SMITH

VERKINDLE

W.D. MCWATSON

W.W. BRODT

IVAN PETETZ

MARK WILTON

JULIA VEAZY

H.C. ROBINSON

MINNIE WEEBET

JAMES PETETZ

J.H. HUBIN

D.J. MCSREW

SHILLING

NATHAN GOFF

JOHN B. SHILLING

PETER MEEVES

E.A. THAYER

WITPA BROS

WITPA BROS

CHAS FOSTER

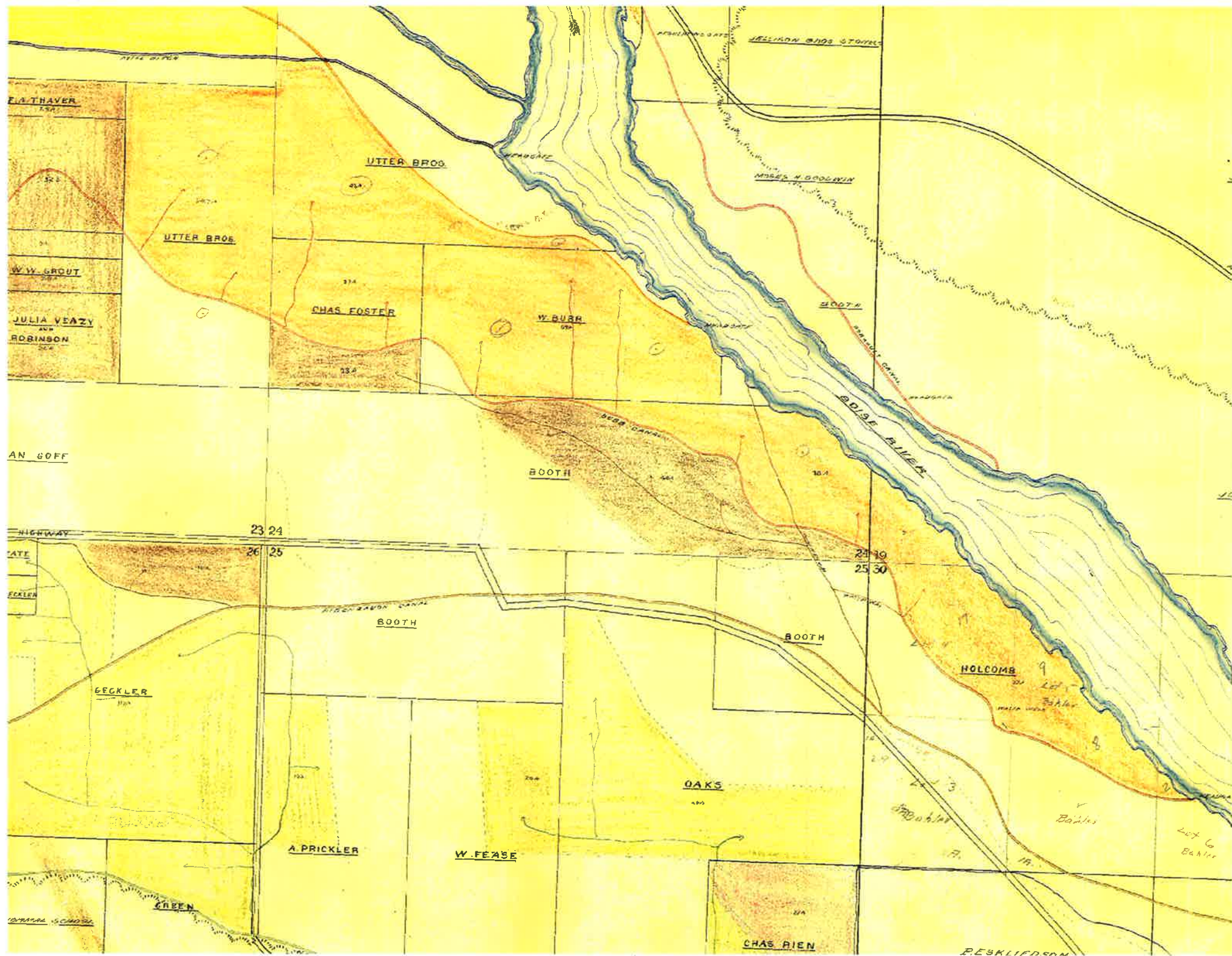
W. BUBB

BOOTH

22 23
27 26

23 24

PUBLIC HIGHWAY



South Boise Mutual

1. Peter O'Neill (Rivers Run Water Users)
a - shareholder? yes
2. Boundary map
3. 243 G & F
4. Does irrigated within boundary-shares?
5. Change of address?

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3755
3756APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

APPROVED

Name of applicant South Boise Mutual Irrigation Company, Ltd. Phone 344-9492
 Post Office address c/o Richard D. Harland, Pres., 1507 Garfield, Boise, ID 83706

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes The company proposes to transfer senior rights to lands currently holding junior rights and vice versa. The junior rights will then be available to be sold or conveyed to another water user. In addition, S.B. Mutual may begin to divert via the Ridenbaugh Canal and/or continue to use the Bubb Canal diversion.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-00280</u>	<u>April 1, 1865</u>	<u>1.8 cfs</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>63-00281</u>	<u>April 1, 1865</u>	<u>.50 cfs</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>63-00282</u>	<u>March 15, 1870</u>	<u>.30 cfs</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>63-00283</u>	<u>March 15, 1870</u>	<u>.70 cfs</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>

2. Total amount of water being transferred 7.27 ~~83.03~~ 3.50 (Per Addendum to Attachment B 03/22/90) cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Boise River tributary to Snake River

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal-South Boise Mutual Irrig.
06		NW	SW	29	3N	3E	Ada	Ridenbaugh Canal Co. Div.

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
180	3N	2E	15													15	25	15	55
		22	7																7
00281		22	18	8															26
00282		24								10						L ₃ ⁵	1		14
00283		22		7	12	16													35
00284		22				9													9
		23					4												4

(see attachment A for remainder of

PART 1

6. General Information:

- a. Description of diversion system The historic diversion system for these water rights has been via the South Boise Mutual Irrigation Co., Ltd. diversion dam, into the Bubb ditch. One intent of this transfer is to add a new potential diversion site of the Ridenbaugh Ditch operated by the Nampa Meridian Irrigation District.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Total number of acres irrigated will not change.

d. Remarks:

See Attachment B**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

63-0243

This is to certify that I have examined Application for Transfer of Water Rights No. 63-0280/0281/0282/0283/0284/0242And said application is hereby APPROVED, subject to the following limitations and conditions:

1. A lockable controlling device and totalizing flow measuring device acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. Use of water under this right is subject to control by the watermaster of State Water District 63, Boise River.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Witness my hand this

15th day ofOctober, 19 90L. Glen Saxton
Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-00280 Decreed to 1st Nat'l Bank of Pueblo, Inc.
in case of Farmers Cooperative Ditch Co. vs. Riverside Irrigation District, et al
dated 5/11/1925 in 7th Jud Dist Court county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other to be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority April 1, 1865

5. Water is used for the following purpose:

amount 1.80 cfs for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.80 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal

8. Lands irrigated or place of use:

Twp.	Rge.	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	
3N	3E	19											L _X ⁶						
		30						L _X ⁴											
	2E	24												L _X ⁴		X		L _X ⁴	
		25					X												

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-00 243

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-00281 Decreed to S. Glee Hardies
in case of Farmers Cooperative Ditch Co. vs. Riverside Irrigation Dist. et al
dated 5/11/1925 in 7th Judicial Dist County of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other To be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority April 1, 1865

5. Water is used for the following purpose:

amount 0.50 cfs for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.50 cfs cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	2E	24										X							

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-00283 Decreed to Amelia Eisley
in case of Farmers Coop Ditch Co. vs. Riverside Irr. Dist., etal
dated 5/11/1925 in 7th Jud. Dist. Ct. county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other to be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority 3/15/1870 (beginning of irrigation season, 1870)

5. Water is used for the following purpose:

amount 0.70 cfs for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.70 cfs cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	2E	24			L. 6 X						X					L. 5 X			

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-00282, 63-00284

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.70 cfs for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres 35

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)* None

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-00284 Decreed to Amelia Eisley
in case of Farmers Coop Ditch Co. vs. Riverside Irr. Dist., etal
dated 5/11/1925 in 7th Jud. Dist. Ct. county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other To be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority March 1, 1889

5. Water is used for the following purpose:

amount 0.84 cfs for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.84 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	2E	24			L. 6 X						X					L. 5 X			

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-00282, 63-00283

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-00242 Decreed to Steve & John Utter & C.B. Taylor
in case of Farmers Coop Ditch Co. vs. Riverside Irr. Dist., etal
dated 5/11/1925 in 7th Judicial Dist Ct county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other To be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority May 1, 1889

5. Water is used for the following purpose:

amount 2.40 cfs for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.40 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	2E	23				X									X				
		24					L. 8 X		X	L. 7 X									

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-00243 Decreed to South Boise Mutual Irrig. Co.
in case of Farmers Coop Ditch Co. vs. Riverside Irr. Dist., etal
dated 5/11/1925 in 7th Jud. Dist. Ct. county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other To be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority May 1, 1889

5. Water is used for the following purpose:

amount 6.00 cfs for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 6.00 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	2E	24			L. 6 X						X				L. 4 X	L. 5 X			
		15														X	X	X	
		22	X	X	X	X													

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-00280, 63-00282,

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 6.00 cfs for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres 90

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

See attached maps

PART 3**B. CHANGES IN NATURE OF USE** N/A

1.	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Richard D. Harland Pres.
(Signature of Applicant)

Subscribed and sworn to before me this 5th day of April, 19 89.

Nancy M. Lindgren
(Notary Public)

My commission expires 1-19-1994

FOR DEPARTMENT USE ONLY

Transfer contains 19 pages and A-R attachments

Received by SL (includes 1A) (with check) Date 3/3/89

Protest filed by _____

Prelim. check by SL Fee \$50.00

Receipted by SL Date 3/9/89 W002372

Published in Id. Statesman

Copies of protest forwarded by _____

Pub. dates 4/7 + 4/14/1989

Hearing held by _____ Date _____

Watermaster recommendation requested on 3/29/90

Recommended for ☒ approval ☐ denial

by DET Cary

_____ rec'd. 4/21/90

Copy of transfer sent to lien holder _____

D.L. = delivery loss

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Source	Water Use(s)	Source Table
63	242	B	Decreed	Active	1889-05-01	0.86	BOISE RIVER 43 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	243	F	Decreed	Active	1889-05-01	0.02	BOISE RIVER (in 246.6 ac)	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	243	G	Decreed	Active	1889-05-01	1.34	BOISE RIVER 53.6 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	280		Decreed	Active	1865-04-01	1.8	BOISE RIVER 62 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	281		Decreed	Active	1865-04-01	0.5	BOISE RIVER 26.0 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	282		Decreed	Active	1870-04-01	0.3	BOISE RIVER 14 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	283	A	Decreed	Active	1870-04-01	0.7	BOISE RIVER 35 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
63	284	A	Decreed	Active	1889-03-01	0.84	BOISE RIVER 13 ac	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)
						6.36 cfs	246.6 ac x 0.02 = 4.93	1.43 cfs = delivery loss	

$$246.6 \times 0.02 = 4.93$$

Need to cover 1.43 cfs in ditch loss!

Split tree 63-243

63-243 as decreed = 6.0 cfs

63-243 → A → G = 1.34 cfs (SBMI) WR = 6.0 cfs.

→ B → H = .93 cfs (u.w.)

→ C = .23 cfs.
(SBMI) (forfeited in
T3755)

→ D = .18 (Herrick) T3757

→ E = 3.30 (u.w.) T3756

* Total = 5.77 cfs
→ F = .02 cfs (SBMI)
(.23 cfs forfeited in T3755 analysis)

A 63-243 A = 2.27 cfs (SBMI) → G = 1.34 (SBMI)

-243 B = 3.03 cfs (SBMI) → H = .93 (u.w.)

-243 C = .92 cfs (O'Neill)

→ D = .18 (Herrick)

→ E = 3.30 (u.w.)

→ F = .02 (SBMI)

.92 - O'Neill → Not valid

6.69 cfs = overclaimed by
- .92
= .69 cfs

* 5.77 cfs = same as water right records
after transfers.

23

24



ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER:

MS, CS, & KB

FIELD EXAM DATE:

4-29-03

FOR CLAIM(S)

South Boise Mutual

FORMULA: $S = (W)(i)(0.0667)$

Where: S = Loss in CFS per Mile

W = The top width of the high water mark in feet

i = The loss rate in feet per day (see table)

0.0667 is a factor used to convert to CFS per mile

TABLE:

Type of Soil	Loss Rate i (Ft/Day)
Medium clay loam.....	0.5 to 1.5
Impervious clay.....	0.5
Medium soils.....	1.0
Somewhat pervious soils.....	1.5 to 2.0
Gravel.....	2.5 to 5.0

WORK SHEET

W = (9.5 FT) i = (3.5 FT/DAY)(0.0667)

S = 2.22 CFS/MILE

CONVEYANCE LOSS = (S) (LENGTH OF DITCH IN MILES)

CONVEYANCE LOSS = (2.22 CFS/MILE)(.86 MILE)

CONVEYANCE LOSS =

1.91 cfs

TOP OF DITCH = W

MAP MEASUREMENT

Section 1 = 9.5'

Length in Inches = _____ = A

Section 2 = 8'

Section 3 = 11'

Map Scale: _____ In. = 1 Mile = B

Total.... = 28.5

A/X: B/5,280 = Ft./5,280 = Mile

~~2~~or 3... = 9.5 = W

4551' / 5280' = .86 miles

Page 1 of 6
RECEIVED

OCT 23 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

3756
Transfer No. 3755

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

APPROVED

Department of Water Resources
Name of applicant Boise Water Corporation Phone 362-1300
Post Office address P. O. Box 7488, Boise, Idaho 83707

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
- Describe the reason for the proposed changes To change the nature of use, place of use and point of diversion for 3.30 cfs currently diverted through the South Boise Mutual Irrigation Company's system. This transfer will make these waters available for diversion by Boise Water Corporation ("BWC") through BWC's three Marden Street Ranney Collectors, each as an alternate point of diversion for the others.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|------------------------------|-----------------|--------------------|------------------|------------------------------|
| <u>63-00243 ^C</u> | <u>5/1/1889</u> | <u>3.30 cfs</u> | <u>municipal</u> | <u>April 1 to October 31</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
- Total amount of water being transferred 3.30 cubic feet per second and/or _____ acre-feet per annum.
- Source of water Boise River tributary to Snake River
- Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>07</u>	<u>NW</u>	<u>SE</u>	<u>NE</u>	<u>14</u>	<u>3N</u>	<u>2E</u>	<u>Ada</u>	<u>Marden Street Ranney Collectors</u>
								<u>Nos. 1-3</u>

- Lands irrigated or place of use: Boise Water Corporation Service area including substantial amounts of lawn and garden irrigation during the period when these rights are in priority.

Twp.	Rge.	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	

Total acres _____

PART 1

6. General Information:

- a. Description of diversion system The Marden Street Ranney Collectors Nos. 1-3 draw groundwater from the alluvium at points near the north bank of the Boise River in East Boise.
The system consists of three collectors with pumps, lines and distribution facilities.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
The lands historically irrigated by this portion of right no. 63-00243 are being, or have been, developed for subdivisions and other non-agricultural purposes. No further irrigation is occurring on these lands except for lawn and shrub sprinkling with water from the municipal supply system.

d. Remarks:

This application is related to Application for Transfer No. _____, filed by South Boise Mutual Irrigation Co. ("SBMIC"). SBMIC's application seeks to secure an "internal transfer" of rights delivered through the SSMIC canal whereby the more senior rights will be moved to the subdivision lands from which this application seeks a transfer.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-0243C
And said application is hereby APPROVED, subject to the following limitations and conditions:

See attached sheet for conditions of approval.

Witness my hand this

15th day of

October

19 90

J. Glen Saxton
Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED AFTER TRANS. No. 3755 filed on 3/3/89 is approved.

1. Right evidenced by:

- a. Decree No. 63-00243B Decreed to South Boise Mutual Irrigation Co., Ltd.
 in case of Farmers Cooperative Ditch Co. vs. Riverside Irrigation District
 dated May 11, 1925 in 7th Judicial District county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other See Attachment A.

3. Source of water Boise River tributary to Snake River4. Date or priority May 1, 1889

5. Water is used for the following purpose:

amount 3.50 cfs for irrigation purposes from March 15 to November 15 per IDWR irrigation season standards
 (cfs/ac-ft) April 1 to October 31
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

6. Total amount of water under right 3.50 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal (South Boise Mutual Irrigation Co., Ltd.)

8. Lands irrigated or place of use: Right No. 63-243B

Twp.	Rge.	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	
3N	3E	19											L ⁶ ₅						5
		30						L ⁴ ₂₁	L ³ ₁										22
3N	2E	24									L ⁴ ₃₄	26			L ⁴ ₁	L ⁵ ₂₃	3	L ⁴ ₂₈	115
		25	6																6

Total acres 1489. Describe any other water rights used for the same purpose as described above 63-00243A, 63-00280, 63-00282, 63-00283, 63-00284

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED See Attachment B

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

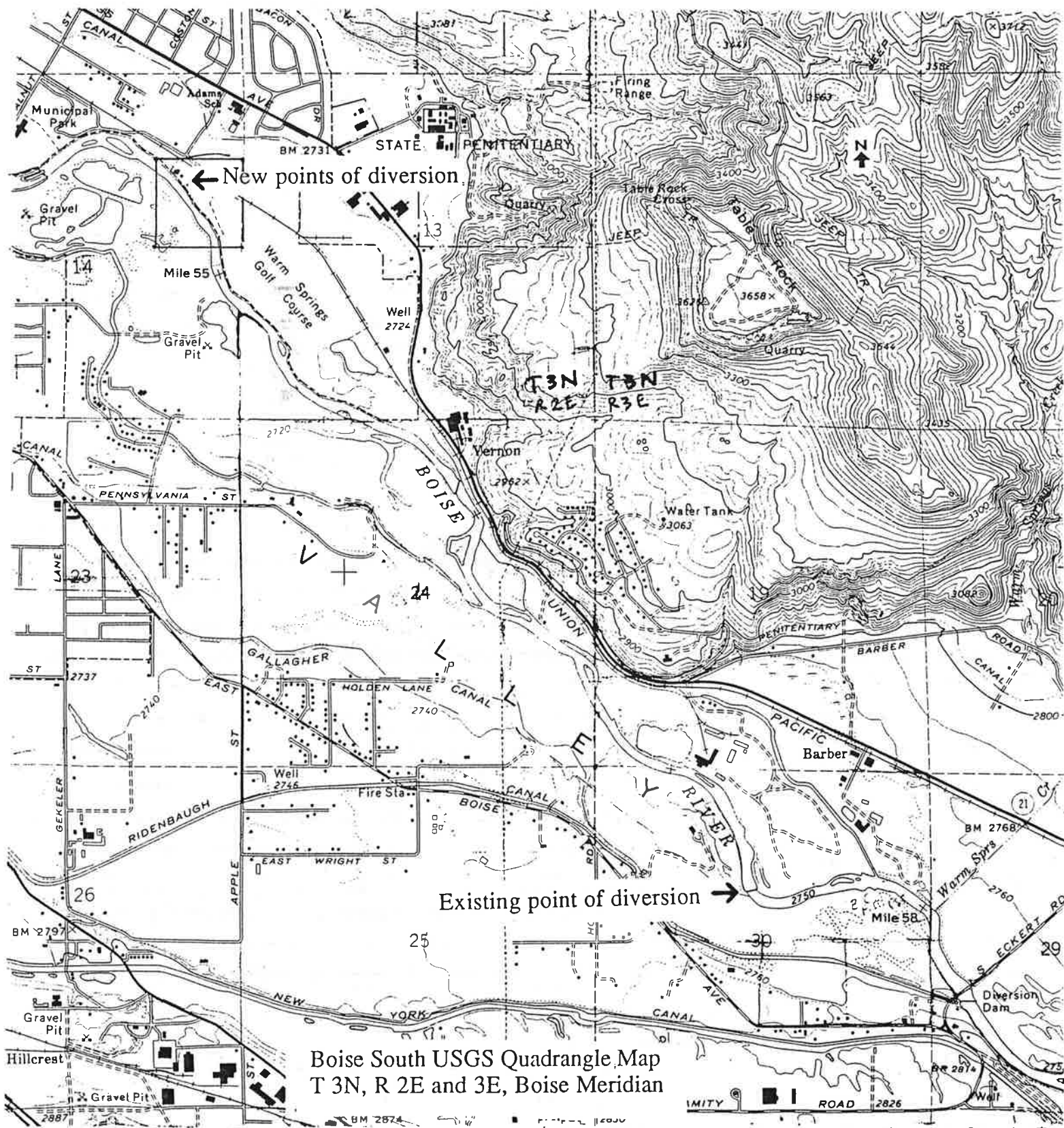
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	Municipal (including domestic, irrigation, commercial & industrial)	3.30 cfs	24 hours/day	April 1 to October 31
2. Quantity and quality of return flows and location of discharge: Approximately 65% of the diversions will return to the Boise River in relatively good quality, primarily as treated effluent discharged from the Boise City sewage treatment plants.				
3. Describe effects on other water uses resulting from the proposed change: None anticipated. This transfer should not increase, and may lessen, the consumptive use under this water right. This transfer also has been designed to leave ample carriage water in the South Boise Mutual system.				

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

BOISE WATER CORPORATION

Date: Benjamin M. Hepler
Benjamin M. Hepler, (Signature of Applicant) Vice President
Subscribed and sworn to before me this 20th day of March, 1990.

Charles Eaton
(Notary Public)

My commission expires 8/12/91

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 4 attachments

Received by DRT (?) Date 3/28/90 Protest filed by _____

Prelim. check by SL Fee \$50

Receipted by LH Date 3/28/90 W011758

Published in ID STATESMAN Copies of protest forwarded by _____

Pub. dates 5/3 & 5/10/1990 Hearing held by _____ Date _____

Watermaster recommendation requested on 3/29/90 Recommended for ☒ approval ☐ denial

_____ rec'd. 4/21/90 by DRT Gary

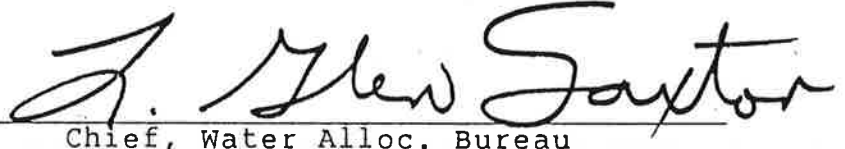
Copy of transfer sent to lien holder _____

CONDITIONS OF APPROVAL

Transfer of Water Right No. 63-0243C

1. Prior to diversion and use of water under this transfer, a lockable controlling device and totalizing flow measuring device acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. Diversion of water under this right is limited to a maximum total volume of 682 acre-feet per annum at a maximum flow of 3.30 cfs.
3. Use of water under this right is subject to control by the watermaster of State Water District 63, Boise River.
4. Any rights to irrigate the lands from which the water is to be removed shall immediately cease and irrigation shall not resume without a separate water right approval from the Department of Water Resources.
5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

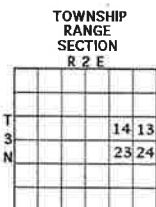
Dated this 15th of October, 1990.


Chief, Water Alloc. Bureau

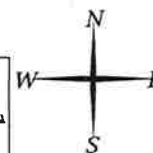
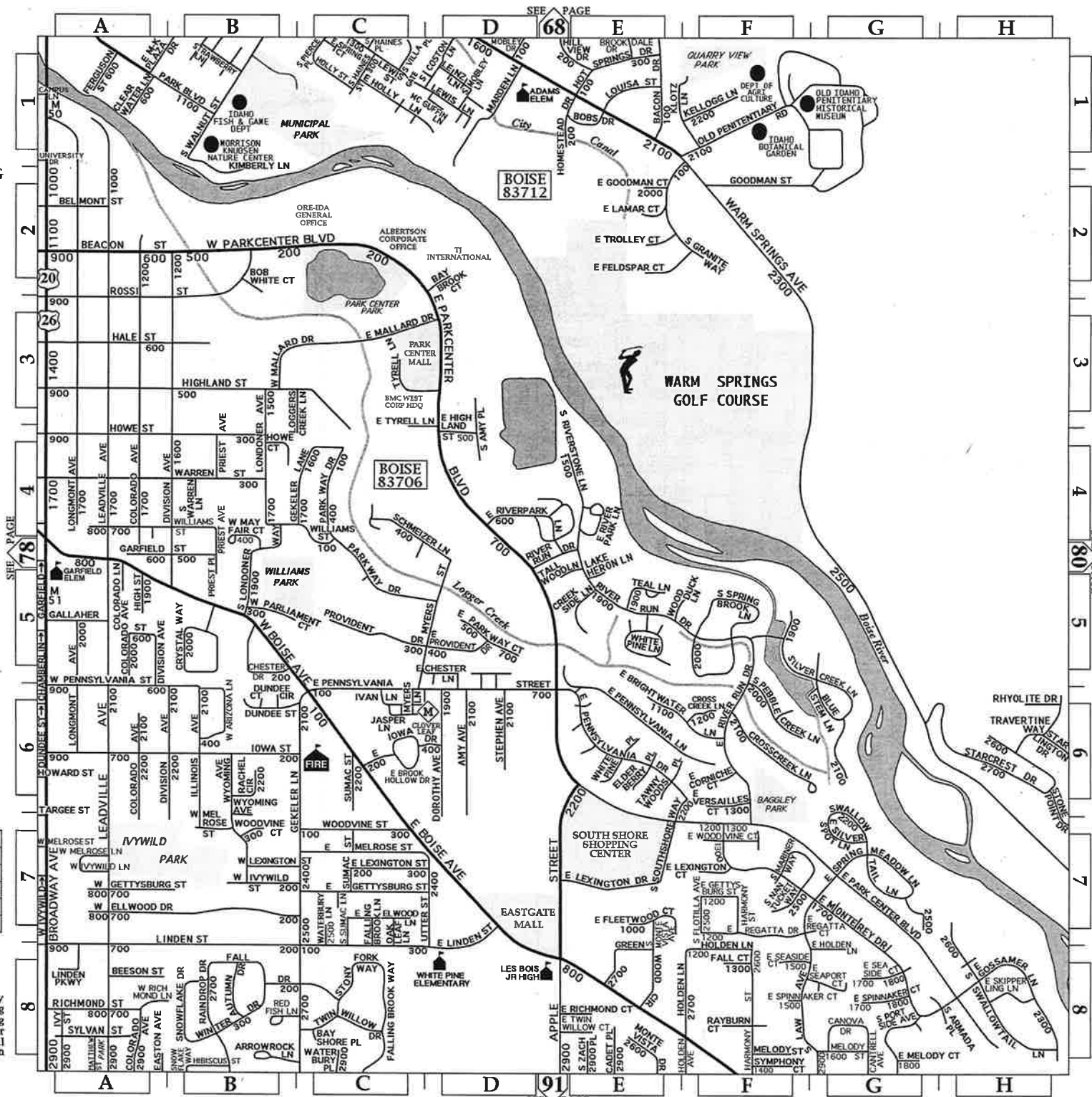
BOISE
83706
83712

**CORRESPONDING
AREA MAP
PAGE 7**

A611124



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700 000 FEET

T. 3 N.

(Joins sheet 27)

(Joins sheet 26)

can be offset by increasing the size of the absorption field. If effluent reaches the fractured basalt, contamination of nearby water supplies is a hazard.

Digging and trenching are hampered by the hardpan and the bedrock.

The construction of houses with and without basements is limited by the depth to the hardpan and the bedrock.

The low strength of the soil and the hazard of frost action in the soil limit the construction of roads and streets. Suitable subgrade material can help offset these limitations.

This map unit is in capability subclass IIe, irrigated, and VIc, nonirrigated.

111—Moulton fine sandy loam. This soil is deep and poorly drained. It formed in acid igneous alluvium on low alluvial terraces adjacent to the Boise River flood plain. Slope ranges from 0 to 2 percent. The elevation is 2,500 to 2,900 feet. The average annual precipitation is 11 inches, the average annual temperature is 51 degrees F, and the frost-free period is about 150 days.

Typically, the surface layer is grayish brown fine sandy loam about 12 inches thick. The subsoil is light brownish gray fine sandy loam about 12 inches thick. The substratum in the upper 9 inches is light brownish gray fine sandy loam; below that, to a depth of 60 inches or more, it is grayish brown very gravelly loamy sand.

Included in mapping are small areas of Baldock loam; Bissell loam, 0 to 2 percent slopes; Bram silt loam; Chance fine sandy loam; Falk fine sandy loam; Goose Creek loam; Notus soils; and Tindahay fine sandy loam, 0 to 2 percent slopes. These included soils make up about 15 percent of this map unit.

Permeability is moderately rapid. The root zone extends to a depth of 60 inches or more. The available water capacity is high. Runoff is ponded to slow, and the hazard of erosion is slight. Flooding is a hazard only during periods of high runoff.

In most areas, this soil is used for irrigated crops and pasture. The major crops are field corn, corn silage, wheat, and alfalfa hay. Sweet corn, barley, and oats are also grown. In some areas, this soil is used as rangeland and wildlife habitat. In some areas, it is used for residential and urban development.

Wetness is the major limitation to farming. The water table, which occurs at a depth of 1 1/2 to 3 feet, hinders the growth of some deep-rooted crops. In some areas this soil is protected from flooding by dikes and levees.

Furrow, border, corrugation, and sprinkler irrigation systems can be used on this soil. The border and corrugation systems are well suited to alfalfa, small grains, and pasture. Furrow irrigation is well suited to row crops. Sprinkler irrigation is well suited to most crops.

The use of this soil for residential development is limited by wetness and the hazards of flooding and frost action.

Wetness limits this soil for use as septic tank absorption fields. If effluent is discharged into the water table, contamination of nearby water supplies is a hazard.

Digging and trenching are hampered by wetness. It may be necessary to use pumps at excavation sites when the water table is high.

Flooding and wetness are the major limitations to the use of this soil as sites for houses. A high water table affects houses with basements unless drainage is provided.

The hazard of frost action limits the construction of roads, driveways, and other paved surfaces. Suitable subgrade material can help offset this limitation.

This map unit is in capability subclass IIIw, irrigated.

112—Notus soils. This map unit consists of very deep, somewhat poorly drained soils on flood plains and low terraces along the Boise River. These soils formed in coarse, acid igneous recent alluvium. The slope ranges from 0 to 3 percent. The elevation is 2,500 to 2,900 feet. The average annual precipitation is 11 inches, the average annual temperature is 51 degrees F, and the frost-free period is about 150 days.

This map unit consists mainly of Notus sandy loam and Notus gravelly loamy coarse sand. Included in mapping are small areas of Baldock loam; Chance fine sandy loam; Falk fine sandy loam; Moulton fine sandy loam; Tindahay fine sandy loam, 0 to 2 percent slopes; and areas of very gravelly loamy sand. These included soils make up about 15 percent of this map unit.

In a typical profile of Notus sandy loam, the surface layer is light brownish gray sandy loam about 2 inches thick. The underlying material in the upper part is pale brown loamy sand about 10 inches thick. In the lower part it is very pale brown very gravelly sand to a depth of 60 inches or more. Notus gravelly loamy coarse sand is similar except for the texture of the surface layer.

Permeability is moderately rapid. The root zone extends to a depth of 60 inches or more. The available water capacity is low. Runoff is very slow, and the hazard of erosion is slight. These soils are subject to occasional flooding.

In most areas, these soils are used for irrigated crops and pasture. The major crops are field corn, corn silage, wheat, and alfalfa hay. Sweet corn and barley are also grown. In some areas, these soils are used for residential and urban development.

The moderately rapid permeability, wetness, and the hazard of flooding are the major limitations to agriculture. The permeability and a water table at a depth of 3 to 6 feet hamper the growth of deep-rooted crops and lower irrigation efficiency. In most years, flooding is likely during periods of high runoff in spring.

Furrow, border, corrugation, and sprinkler irrigation systems can be used on these soils. The border and corrugation systems are well suited to alfalfa, small grains, and pasture. Furrow irrigation is well suited to row crops. Sprinkler irrigation is well suited to most crops.

TABLE 13.--ENGINEERING PROPERTIES AND CLASSIFICATIONS--Continued

Soil name and map symbol	Depth	USDA texture	Classification		Frag-ments > 3 inches Pct	Percentage passing sieve number--				Liquid limit Pct	Plas-ticity index
			Unified	AASHTO		4	10	40	200		
101, 102, 103, 104 McCain	<u>In</u>										
	0-7	Silt loam-----	CL-ML, ML	A-4	0	95-100	95-100	90-100	75-90	20-30	NP-10
	7-22	Silt loam, silty clay loam.	CL-ML, CL	A-4, A-6	0	95-100	95-100	90-100	75-95	25-35	5-15
	22-33	Loam-----	CL-ML	A-4	0-10	90-100	90-100	90-95	75-85	20-30	5-10
105, 106, 107, 108 McCain		Unweathered bedrock.	---	---	---	---	---	---	---	---	---
	0-7	Extremely stony silt loam.	ML, CL-ML	A-4	15-30	90-100	90-100	90-100	75-85	20-30	NP-10
	7-22	Silt loam, silty clay loam, stony silty clay loam.	CL-ML, CL	A-4, A-6	5-15	90-100	90-100	90-100	80-95	25-35	5-15
	22-33	Loam, stony loam	ML, CL-ML	A-4	5-15	90-100	90-100	90-95	75-85	20-30	NP-10
109*: McCain-----		Unweathered bedrock.	---	---	---	---	---	---	---	---	---
	0-7	Extremely stony silt loam.	ML, CL-ML	A-4	15-30	90-100	90-100	90-100	75-85	20-30	NP-10
	7-22	Silt loam, silty clay loam, stony silty clay loam.	CL-ML, CL	A-4, A-6	5-15	90-100	90-100	90-100	80-95	25-35	5-15
	22-33	Loam, stony loam	ML, CL-ML	A-4	5-15	90-100	90-100	90-95	75-85	20-30	NP-10
Rock outcrop. 110----- Minidoka		Unweathered bedrock.	---	---	---	---	---	---	---	---	---
	0-11	Silt loam-----	ML, CL-ML	A-4	0-5	95-100	95-100	90-95	75-90	20-30	NP-10
	11-24	Silt loam-----	ML, CL-ML	A-4	0-5	95-100	95-100	90-95	75-90	20-30	NP-10
	24-41	Indurated-----	---	---	---	---	---	---	---	---	---
111----- Moulton		Unweathered bedrock.	---	---	---	---	---	---	---	---	---
	0-6	Fine sandy loam	ML, CL-ML, SM, SM-SC	A-4	0	90-100	90-100	65-85	35-55	20-30	NP-10
	6-33	Fine sandy loam, sandy loam.	ML, CL-ML, SM, SM-SC	A-2, A-4	0	90-100	90-100	55-85	25-55	20-30	NP-10
	33-60	Very gravelly loamy sand, very gravelly sand.	GP, GP-GM, GM	A-1	0	30-60	30-50	15-45	0-20	20-25	NP-5
112*: Notus-----	0-12	Sandy loam-----	SM	A-2, A-4	0	95-100	90-100	55-85	25-50	20-25	NP-5
	12-60	Stratified gravelly loamy sand to very gravelly sand.	GP, GP-GM	A-1	0-40	30-50	25-45	15-30	5-10	---	NP
Notus-----	0-12	Gravelly loamy coarse sand.	SM, SP-SM, SP	A-1	0-40	65-85	60-75	25-50	0-20	---	NP
	12-60	Stratified gravelly loamy sand to very gravelly sand.	GP-GM	A-1	0-40	30-50	25-45	15-30	5-10	---	NP

See footnote at end of table.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-243

WATER RIGHT NUMBER: 63-243

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SOUTH BOISE MUTUAL IRR CO
	, ID

Priority Date: 05/01/1889

Basis:

Status: See Remarks

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	6.000 CFS	
	<u>Total Diversion:</u>	6.000 CFS	

Location of Point(s) of Diversion

BOISE RIVER

Sec. 36, Twp 65N, Rge 46E, B.M.

Place of UseIRRIGATION Within ADA County

T03N R02E S15	NESE	T03N R02E S15	NWSE
T03N R02E S15	SWSE	T03N R02E S15	SESE
T03N R02E S22	NENE	T03N R02E S22	NWNE
T03N R02E S22	SWNE	T03N R02E S22	SENE
T03N R02E S24 Lot 6	SWNE	T03N R02E S24	NESW
T03N R02E S24 Lot 5	NWSE		

Conditions of Approval:Remarks:

1. General THIS RIGHT HAS BEEN SPLIT AND CLAIMED AS FOLLOWS: A63-00243A, SOUTH BOISE MUTUAL IRRIGATION CO., LTD.
A63-00243B, SOUTH BOISE MUTUAL IRRIGATION CO., LTD.
A63-00243C, PETER O'NEILL FOR RIVER RUN

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-243

WATER RIGHT NUMBER: 63-243

Owner TypeName and Address

Priority Date:

Basis:

Status: See Remarks

SourceTributaryBeneficial UseFrom ToDiversion RateAnnual VolumeTotal Diversion:Location of Point(s) of DiversionPlace of UseConditions of Approval:Remarks:

1. General Split into 63-00243A/B/C by Trans.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-243A

WATER RIGHT NUMBER: 63-243A

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SOUTH BOISE MUTUAL IRR CO
	, ID
Current Owner	SOUTH BOISE MUTUAL IRRIGATION CO LTD C/O DALE MILTON 1120 CHAMBERLAIN BOISE, ID 83706 (208)344-3062

Priority Date: 05/01/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	2.270 CFS	
	<u>Total Diversion:</u>	2.270 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L6 (NW1/4SW1/4)	Sec. 29, Twp 03N, Rge 03E, B.M.
ADA County		
BOISE RIVER	SE1/4NW1/4	Sec. 30, Twp 03N, Rge 03E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T03N R02E S23	NENW	16.0	T03N R02E S23	NWNW	20.0
T03N R02E S23	SWNW	30.0	T03N R02E S23	SENW	25.0
Total Acres: 43 91 ac					

Conditions of Approval:Remarks:

- General WATER CARRIED IN THE BUBB CANAL. P/D INCOMPLETE IN DECREE.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-243A

WATER RIGHT NUMBER: 63-243A

Owner Type Name and Address

Priority Date:

Basis:

Status: See Remarks

Source Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
-----------------------	-----------------------	-----------------------	----------------------

Total Diversion:Location of Point(s) of DiversionPlace of UseConditions of Approval:Remarks:

1. General Split into 63-00243G & H by Trans.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-243B

WATER RIGHT NUMBER: 63-243B

Owner Type Name and Address

Priority Date:

Basis:

Status: See Remarks

Source TributaryBeneficial Use From To Diversion Rate Annual VolumeTotal Diversion:Location of Point(s) of DiversionPlace of UseConditions of Approval:Remarks:

1. General Split into 63-00243D/E/F by Trans.

Comments:Dates and Other Information:

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Source Table</u>
63	242	A	Decreed	1889-05-01	0.92	BOISE RIVER	IRRIGATION	O'NEILL, PETER S (Current)	wrAdjudicationClaim
63	242	B	Decreed	1889-05-01	43.2	0.86 BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)	wrAdjudicationClaim
63	243	A	Decreed	1889-05-01	91 ac	2.27 BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)	wrAdjudicationClaim
63	243	B	Decreed	1889-05-01	137	3.03 BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)	wrAdjudicationClaim
63	243	C	Decreed	1889-05-01	0.92	BOISE RIVER	IRRIGATION	O'NEILL, PETER S (Current)	wrAdjudicationClaim
63	280		Decreed	1865-04-01	62	1.8 BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)	wrAdjudicationClaim
63	281		Decreed	1865-04-01	26.5	0.5 BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)	wrAdjudicationClaim
63	282		Decreed	1870-04-01	14.0	0.3 BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)	wrAdjudicationClaim
63	283	A	Decreed	1870-04-01	36.0	0.7 BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)	wrAdjudicationClaim
63	284	A	Decreed	1889-03-01	13	0.84 BOISE RIVER	IRRIGATION	SOUTH BOISE MUTUAL IRRIGATION CO LTD (Current)	wrAdjudicationClaim

421.5 ac 10.3 cfs

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3757

APPLICATION FOR TRANSFER OF WATER RIGHT

OCT 23 1990

PART 1

APPROVED

Department of Water Resources
Name of applicant Gerald D. HerrickPhone 336-8719Post Office address 2242 White Pine Place, Boise, Idaho 83707

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes To change the place of use and point of diversion
for 0.20 cfs currently diverted through the South Boise Mutual Irrigation Company's
system. This transfer will make these waters available for diversion by Mr. Herrick
through his alluvial well near the Boise River.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>D</u> <u>63-002438</u>	<u>5/1/1889</u>	<u>0.20 cfs</u> <u>0.18*</u>	<u>irrigation</u>	<u>April 1</u> to <u>October 31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 0.20 0.18* cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Boise River tributary to Snake River

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
<u>4</u>		<u>NE</u>	<u>SE</u>	<u>24</u>	<u>3N</u>	<u>2E</u>	<u>Ada</u>	<u>Herrick well</u>

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				Lot 4 SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
<u>3N</u>	<u>2E</u>	<u>24</u>													<u>9</u>				<u>9</u>

Total acres 9

PART 1

6. General Information:

- a. Description of diversion system The Herrick well draws groundwater from the alluvium at a point near the south bank of the Boise River in East Boise. The system consists of a 70'-deep well, 8" in diameter, equipped with a 7 1/2 HP pump, lines and sprinklers
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
The lands historically irrigated by this portion of right no. 63-00243 are being, or have been, developed for subdivisions and other non-agricultural purposes. No further irrigation is occurring on these lands except for lawn and shrub sprinkling with water from the municipal supply system.
- d. Remarks:
See Attachment A.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-0243D
 And said application is hereby APPROVED, subject to the following limitations and conditions:
See attached sheet for conditions of approval.

Witness my hand this 15th day of October, 19 90
J. Glen Saxton
 Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED *After Trans. No. 3755 filed on 3/3/89 is approved*

1. Right evidenced by:

- a. Decree No. 63-00243B Decreed to South Boise Mutual Irrigation Co., Ltd.
in case of Farmers Cooperative Ditch Co. vs. Riverside Irrigation District
dated May 11, 1925 in 7th Judicial District county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other See Attachment B

3. Source of water Boise River tributary to Snake River4. Date or priority May 1, 1889

5. Water is used for the following purpose:

amount 3.50 cfs for irrigation purposes from MARCH 15 April 1 to NOVEMBER 15 October 31

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right 3.50 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal (South Boise Mutual Irrigation Co., Ltd.)

8. Lands irrigated or place of use: Right No. 63-243B

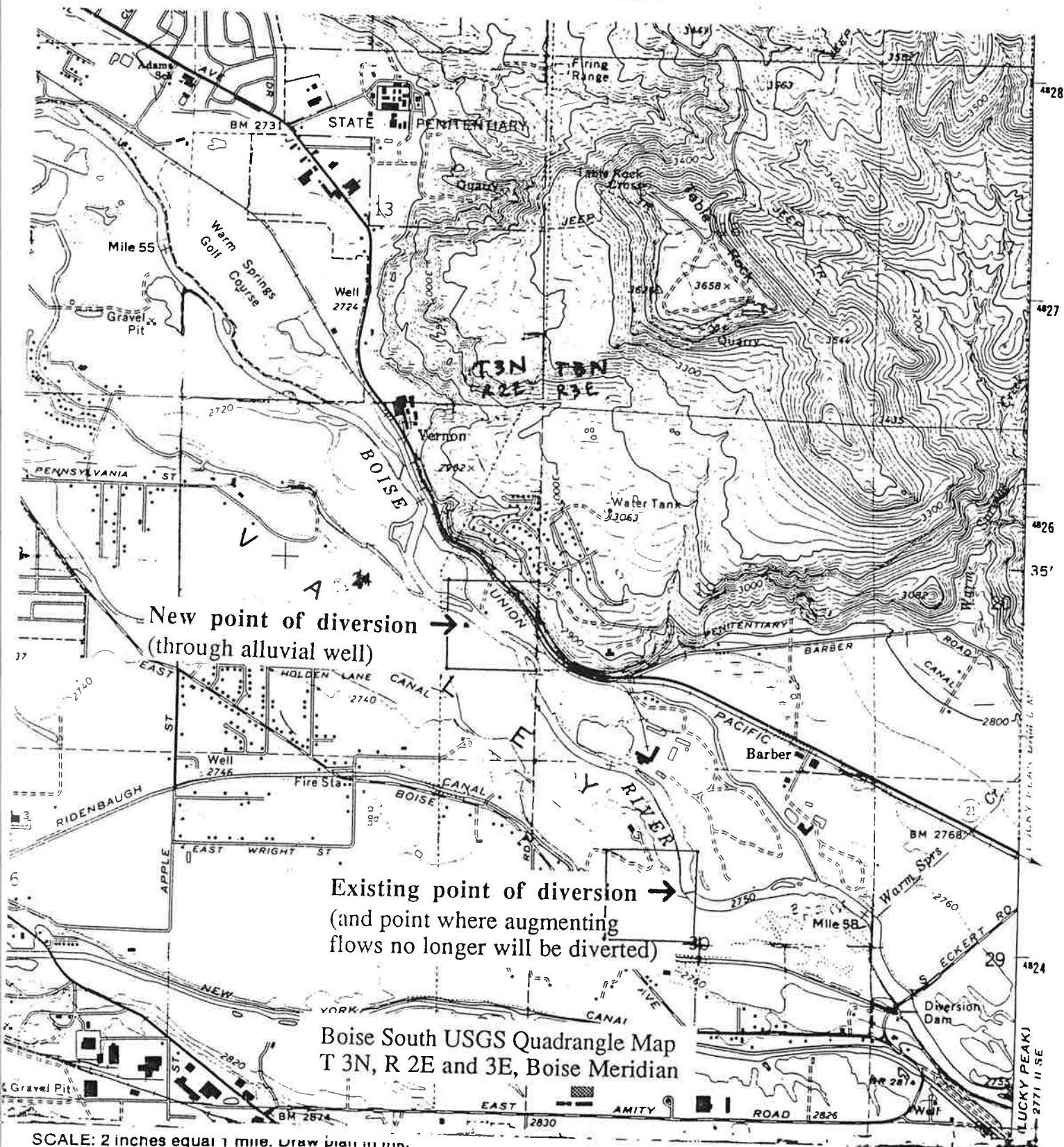
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	3E	19											L. 6 5						5
		30						L. 4 21	L. 3 1										22
3N	2E	24									34 23	26			L. 4 1	L. 5 23	3	L. 4 28	115
		25	6																6

Total acres 148

9. Describe any other water rights used for the same purpose as described above 63-00243A, 63-00280,
63-00282, 63-00283, 63-00284

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	Irrigation	0.20 cfs 0.18*	24 hours/day	April 1 to October 31
				to

2. Quantity and quality of return flows and location of discharge:
Approximately one-half of the diversions will return to the Boise River as return flows.

3. Describe effects on other water uses resulting from the proposed change:
None anticipated. This transfer has been designed to leave ample carriage water in the South Boise Mutual system. Although this application seeks a transfer of point of diversion, it effectively describes a plan for augmentation whereby Herrick's junior well depletions will be replenished by release of these senior surface rights to the river.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

DATE:

Gerald D. Herrick
(Signature of Applicant)

Subscribed and sworn to before me this 16th day of March, 19 90.

Susan D. Susan
(Notary Public)

My commission expires March 19, 1991

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 5 attachments

Received by DM Date 4/03/90

Protest filed by _____

Prelim. check by SN Fee 50⁰⁰ → 30⁰⁰

Receipted by C. Wong #C016068 Date 4/03/90

Published in I.D. STATESMAN

Copies of protest forwarded by _____

Pub. dates 5/3 & 5/10/1990

Hearing held by _____ Date _____

Watermaster recommendation requested on 3/21/90

Recommended for ☒ approval ☐ denial

_____ rec'd. 4/21/90

by DRT Gary

Copy of transfer sent to lien holder _____

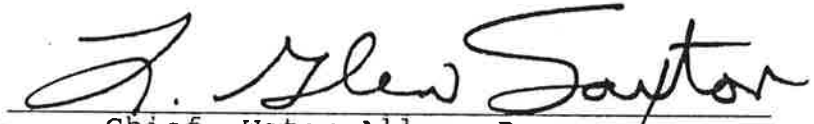
*Per telephonic request from Jeffrey C. Fereday, 7/3/1990

CONDITIONS OF APPROVAL

Transfer of Water Right No. 63-0243D

1. Prior to diversion and use of water under this transfer, a lockable controlling device and totalizing flow measuring device acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. Diversion of water under this right is limited to a maximum rate of flow of 0.02 cfs per acre, for the irrigation of a maximum of nine acres.
3. Use of water under this right is subject to control by the watermaster of State Water District 63, Boise River.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dated this 15th of October, 1990.


Chief, Water Alloc. Bureau

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-243C

WATER RIGHT NUMBER: 63-243C

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SOUTH BOISE MUTUAL IRR CO
	, ID
Current Owner	PETER S O NEILL
	671 E RIVER PARK LN
	STE 200
	BOISE, ID 83706

Priority Date: 05/01/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	1/01	to 12/31	0.920 CFS	
	<u>Total Diversion:</u>		0.920 CFS	

Location of Point(s) of Diversion

BOISE RIVER	NE1/4NW1/4	Sec. 24, Twp 03N, Rge 02E, B.M.
ADA County		
BOISE RIVER	NW1/4NW1/4	Sec. 24, Twp 03N, Rge 02E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T03N R02E S13	NWSW	1.0	T03N R02E S13	SWSW	4.0
T03N R02E S23	NENE	1.0	T03N R02E S24	NWNE	2.0
T03N R02E S24	SWNE	4.0	T03N R02E S24 Lot 8	NENW	8.0
T03N R02E S24	NWNW	10.0	T03N R02E S24	SWNW	8.4
T03N R02E S24	SENE	11.8			
Total Acres: 50.2					

Conditions of Approval:Remarks:Comments:Dates and Other Information:

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3756

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RIGHT APPROVED

Name of applicant Boise Water Corporation Phone 362-1300
Post Office address P. O. Box 7488, Boise, Idaho 83707

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes To change the nature of use, place of use and point of diversion for 3.30 cfs currently diverted through the South Boise Mutual Irrigation Company's system. This transfer will make these waters available for diversion by Boise Water Corporation ("BWC") through BWC's three Marden Street Ranney Collectors, each as an alternate point of diversion for the others.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
63-00243 ^C / _B	5/1/1889	5.30 cfs	municipal	April 1 to October 31
				to
				to
				to

2. Total amount of water being transferred 3.50 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Boise River tributary to Snake River
4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use: Poise Water Corporation Service area including substantial amounts of lawn and garden irrigation during the period when these rights are

[illegible]

... probably

Total acres _____

PART 1

6. General Information:

- a. Description of diversion system The Marden Street Ranney Collectors Nos. 1-3 draw groundwater from the alluvium at points near the north bank of the Boise River in East Boise.
The system consists of three collectors with pumps, lines and distribution facilities.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
The lands historically irrigated by this portion of right no. 63-00243 are being, or have been, developed for subdivisions and other non-agricultural purposes. No further irrigation is occurring on these lands except for lawn and shrub sprinkling with water from the municipal supply system.
- d. Remarks:
This application is related to Application for Transfer No. , filed by South Boise Mutual Irrigation Co. ("SPMIC"). SPMIC's application seeks to secure an "internal transfer" of rights delivered through the SPMIC canal whereby the more senior rights will be moved to the subdivision lands from which this application seeks a transfer.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-0243C
 And said application is hereby APPROVED, subject to the following limitations and conditions:
See attached sheet for conditions of approval.

Witness my hand this

15th day of

October

19 90

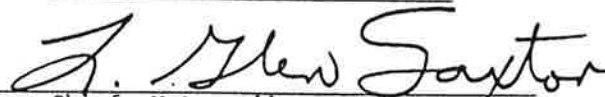
J. Allen Saxton
 Chief, Water Alloc. Bureau

CONDITIONS OF APPROVAL

Transfer of Water Right No. 63-0243C

1. Prior to diversion and use of water under this transfer, a lockable controlling device and totalizing flow measuring device acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. Diversion of water under this right is limited to a maximum total volume of 682 acre-feet per annum at a maximum flow of 3.30 cfs.
3. Use of water under this right is subject to control by the watermaster of State Water District 63, Boise River.
4. Any rights to irrigate the lands from which the water is to be removed shall immediately cease and irrigation shall not resume without a separate water right approval from the Department of Water Resources.
5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dated this 15th of October, 1990.


Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED AFTER TRANS. No. _____ filed on 3/3/89 is approved.

1. Right evidenced by:

- a. Decree No. 63-00243B - Decreed to South Boise Mutual Irrigation Co., Ltd.
in case of Farmers Cooperative Ditch Co. vs. Riverside Irrigation District
dated May 11, 1925 in 7th Judicial District county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other See Attachment A.
3. Source of water Boise River tributary to SNAKE RIVER4. Date or priority May 1, 1889

5. Water is used for the following purpose:

amount 3.50 cfs for irrigation purposes from March 15 to November 15
(cfs/ac-ft) April 1 to October 31 *per IDWR standards 1/1/80*
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 3.50 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal (South Boise Mutual Irrigation Co., Ltd.)

8. Lands irrigated or place of use: Right No. 63-243B

Twp.	Rge.	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	
3N	3E	19																	5
		30							1.4	1.3									22
									21	1									
3N	2E	24									2.3	26			1.4	1.5	1	23	115
		25		6															6

Total acres 1489. Describe any other water rights used for the same purpose as described above 63-00243A, 63-00280, 63-00282, 63-00283, 63-00284

10. To your knowledge, has any portion of this water right undergone a period of live or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED See Attachment B

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

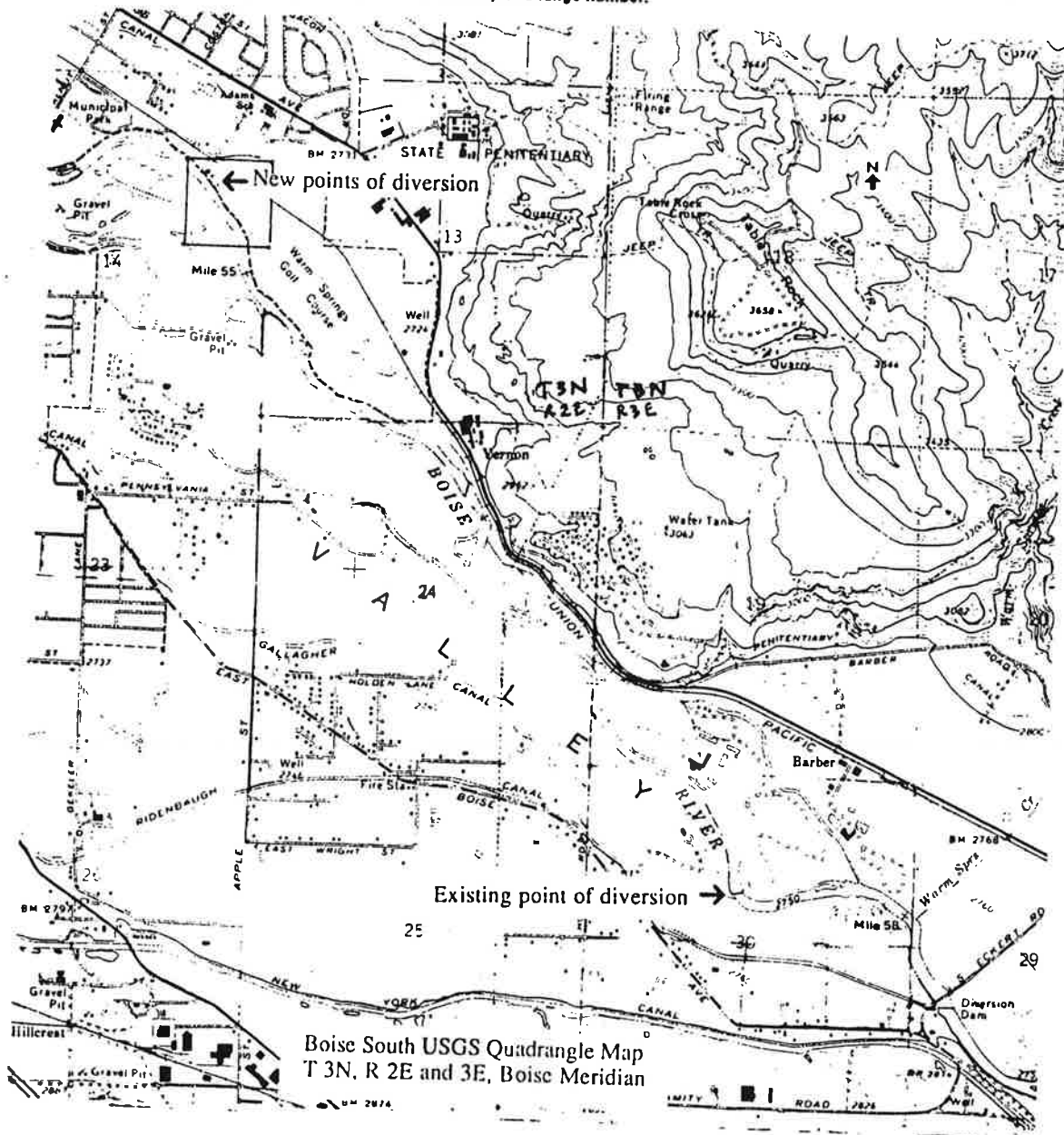
3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	Municipal (including domestic, irrigation, commercial & industrial)	3.30 cfs	24 hours/day	April 1 to October 31

2. Quantity and quality of return flows and location of discharge:
Approximately 65% of the diversions will return to the Boise River in relatively good quality, primarily as treated effluent discharged from the Boise City sewage treatment plants.
3. Describe effects on other water uses resulting from the proposed change:
None anticipated. This transfer should not increase, and may lessen, the consumptive use under this water right. This transfer also has been designed to leave ample carriage water in the South Boise Mutual system.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.
BOISE WATER CORPORATION

Date:

Benjamin M. Hepler
Benjamin M. Hepler, (Signature of Applicant) Vice President

Subscribed and sworn to before me this 20th day of March, 1990.

Charles Eaton
(Notary Public)

My commission expires 8/12/91

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 4 attachments

Received by ORT (?) Date 3/28/90 Protest filed by _____

Prelim. check by RL Fee \$50

Receipted by LH Date 3/28/90 W011758

Published in LD STATESMAN Copies of protest forwarded by _____

Pub. dates 5/3 & 5/10/1990 Hearing held by _____ Date _____

Watermaster recommendation requested on 5/27/90 Recommended for ☒ approval ☐ denial

_____ rec'd. 4/27/90 by DET Bony

Copy of transfer sent to lien holder _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3757

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APPROVED

Department of Water Resources
Name of applicant: Gerald D. HerrickPhone 336-8719Post Office address 2242 White Pine Place, Boise, Idaho 83707

A. PURPOSE OF TRANSFER

- 1.
- ☒
- Change point of diversion
- ☐
- Add diversion point(s)
- ☒
- Change place of use

☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes
- To change the place of use and point of diversion
-
- for 0.20 cfs currently diverted through the South Boise Mutual Irrigation Company's
-
- system. This transfer will make these waters available for diversion by Mr. Herrick
-
- through his alluvial well near the Boise River.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>D 63-002438</u>	<u>5/1/1889</u>	<u>0.20 cfs</u> <u>0.18*</u>	<u>irrigation</u>	<u>April 1</u> to <u>October 31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred
- 0.20 0.18*
- cubic feet per second and/or _____ acre-feet per annum.

3. Source of water
- Boise River
- tributary to
- Snake River

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
<u>4</u>		<u>NE</u>	<u>SE</u>	<u>24</u>	<u>3N</u>	<u>2E</u>	<u>Ada</u>	<u>Herrick well</u>

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				Lot 4 SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
<u>3N</u>	<u>2E</u>	<u>24</u>													<u>9</u>				<u>9</u>
_____	_____	_____																	
_____	_____	_____																	
_____	_____	_____																	
_____	_____	_____																	
_____	_____	_____																	
_____	_____	_____																	
_____	_____	_____																	
_____	_____	_____																	

Total acres 9

PART 1

6. General Information:

- a. Description of diversion system The Herrick well draws groundwater from the alluvium at a point near the south bank of the Boise River in East Boise. The system consists of a 70'-deep well, 8" in diameter, equipped with a 7 1/2 HP pump, lines and sprinkler.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
The lands historically irrigated by this portion of right no. 63-00243 are being, or have been, developed for subdivisions and other non-agricultural purposes. No further irrigation is occurring on these lands except for lawn and shrub sprinkling with water from the municipal supply system.
- d. Remarks:
See Attachment A.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-0243D
And said application is hereby APPROVED, subject to the following limitations and conditions:
See attached sheet for conditions of approval.

Witness my hand this

15th day of

October

, 19 90

J. Glen Saxton
Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED *After Trans. No. 3755 filed on 3/3/89 is approved*

1. Right evidenced by:

- a. Decree No. 63-00243B Decreed to South Boise Mutual Irrigation Co., Ltd.
in case of Farmers Cooperative Ditch Co. vs. Riverside Irrigation District
dated May 11, 1925 in 7th Judicial District county of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other See Attachment B

3. Source of water Boise River tributary to Snake River

4. Date or priority May 1, 1889

5. Water is used for the following purpose:

amount 3.50 cfs for irrigation purposes from March 15 April 1 to November 15 October 31
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 3.50 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal (South Boise Mutual Irrigation Co., Ltd.)

8. Lands irrigated or place of use:

Right No. 63-243B

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	3E	19											L.6 5						5
		30						L.4 21	L.3 1										22
3N	2E	24									34 23	26			L.4 1	L.5 23	3	L.4 28	115
		25	6																6

Total acres 148

9. Describe any other water rights used for the same purpose as described above 63-00243A, 63-00280,

63-00282, 63-00283, 63-00284

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED See Attachment C
 (If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

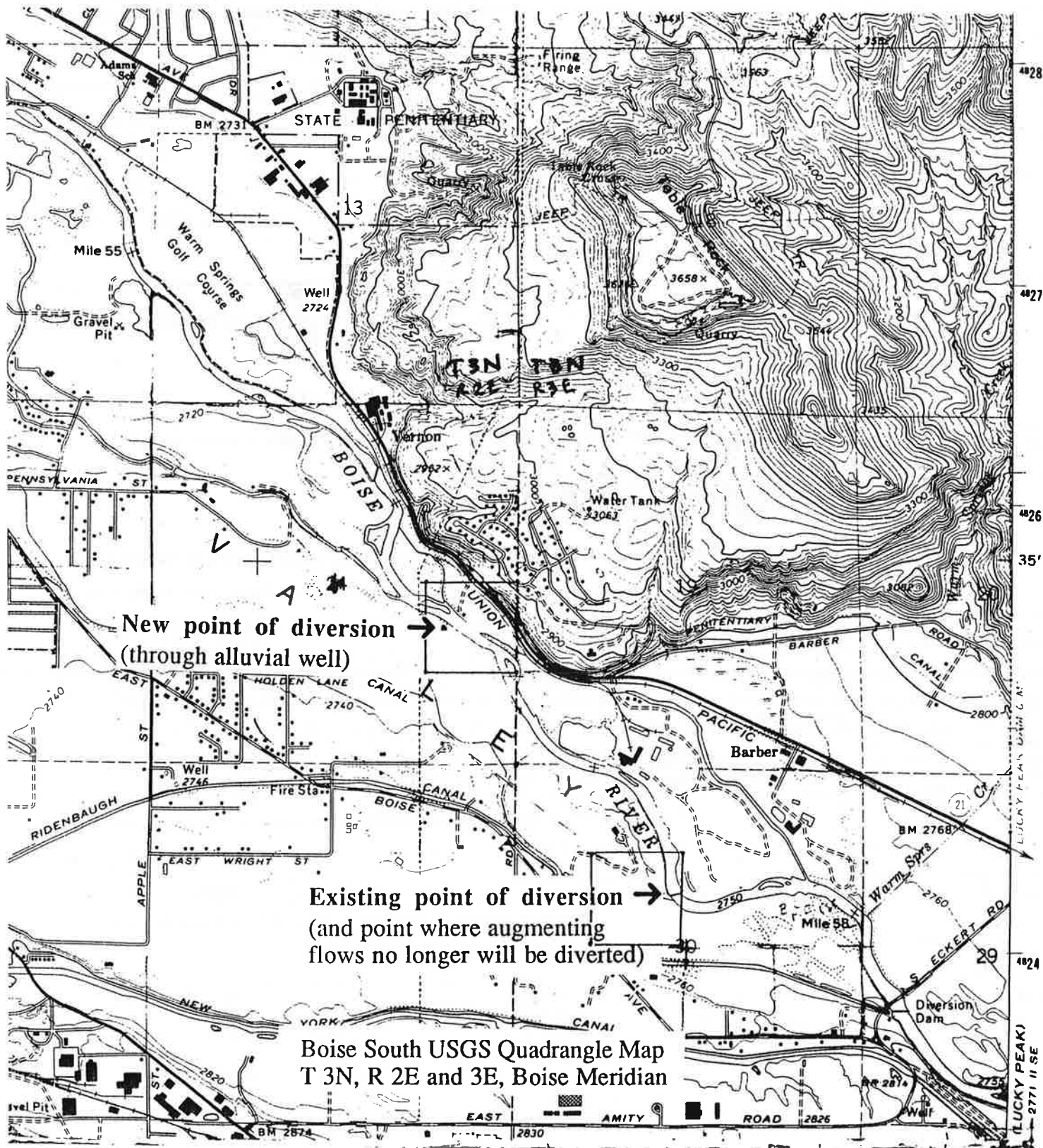
3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	Irrigation	<u>0.20 cfs</u> <u>0.18*</u>	24 hours/day	April 1 to October 31
				to
				to

2. Quantity and quality of return flows and location of discharge:

Approximately one-half of the diversions will return to the Boise River as return flows.

3. Describe effects on other water uses resulting from the proposed change:

None anticipated. This transfer has been designed to leave ample carriage water in the South Boise Mutual system. Although this application seeks a transfer of point of diversion, it effectively describes a plan for augmentation whereby Herrick's junior well depletions will be replenished by release of these senior surface rights to the river.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

DATE:

Gerald D. Herrick
(Signature of Applicant)

Subscribed and sworn to before me this 16th day of March, 19 90.

Susan D. [Signature]
(Notary Public)

My commission expires March 19, 1991

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 5 attachments

Received by DM Date 4/03/90 Protest filed by _____

Prelim. check by SN Fee 50⁰⁰ → 30⁰⁰

Receipted by C. Wong # 0016068 Date 4/03/90

Published in T.D. STATESMAN Copies of protest forwarded by _____

Pub. dates 5/3 & 5/10/1990 Hearing held by _____ Date _____

Watermaster recommendation requested on 3/29/90 Recommended for ☒ approval ☐ denial

_____ rec'd. 4/21/90 by DRT [Signature]

Copy of transfer sent to lien holder _____

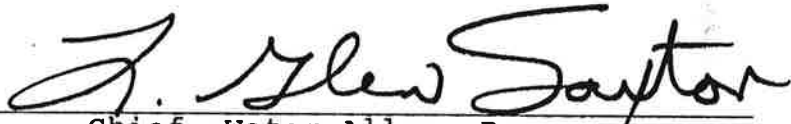
*Per telephonic request from Jeffrey C. Fereday, 7/3/1990

CONDITIONS OF APPROVAL

Transfer of Water Right No. 63-0243D

1. Prior to diversion and use of water under this transfer, a lockable controlling device and totalizing flow measuring device acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. Diversion of water under this right is limited to a maximum rate of flow of 0.02 cfs per acre, for the irrigation of a maximum of nine acres.
3. Use of water under this right is subject to control by the watermaster of State Water District 63, Boise River.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dated this 15th of October, 1990.


Chief, Water Alloc. Bureau

ATTACHMENT B

(Transfer Application of Boise Water Corporation)

This transfer concerns 3.30 cfs of water right no. 63-00243B. Simultaneously with this transfer, a separate transfer by Gerald D. Herrick seeks to transfer the remaining .20 cfs. Since between these two applications the entire right is being transferred, applicant has not completed parts 2B and 2C of this application.

*

63-00243B

T. 3756

3.30 cfs to
Boise H2O coop

63-00243C

applied for 3.30 cfs

T. 3757

.20 cfs -

Herrick

63-00243D

applied for .18 cfs

* PGL T. 3755

63-00243 6.00 cfs

00243 A 2.27 cfs

00243 B 3.50 cfs

00243 C .23 cfs amount forfeited by
Herrick (see

6.00

ATTACHMENT B (Application of Boise Water Corporation)

Addendum to Attachment B by
DOT dated 3/20/00

WATER RIGHT NUMBER	NAME	CFS
63-00243	Split into 63-00243A/B/C by Trans.	
63-00243A	Split into 63-00243G & H by Trans.	
63-00243B	Split into 63-00243D/E/F by Trans.	
63-00243C	SOUTH BOISE MUTUAL IRRIGATION CO LTD	0.23
63-00243D	HERRICK , GERALD D	0.18
63-00243E	BOISE WATER CORP	3.30
63-00243F	SOUTH BOISE MUTUAL IRRIGATION CO LTD	0.02
63-00243G	SOUTH BOISE MUTUAL IRRIGATION CO LTD	1.34
63-00243H	BOISE WATER CORP	0.93

RECEIVED

JAN 13 1994

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-242

WATER RIGHT NUMBER: 63-242

Owner Type Name and Address

Priority Date:

Basis:

Status: See Remarks

Source Tributary

Beneficial Use From To Diversion Rate Annual Volume

Total Diversion:

Location of Point(s) of Diversion

Place of Use

Conditions of Approval:

Remarks:

1. General Split into 63-00242A & B by Trans.

Comments:

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-242

Dates and Other Information:

Licensed Date:
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:
Generic Max Volume Per Acre:
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

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-242B

WATER RIGHT NUMBER: 63-242B

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JOHN UTTER
	, ID
Current Owner	SOUTH BOISE MUTUAL IRRIGATION CO LTD
	C/O DALE MILTON
	1120 CHAMBERLAIN
	BOISE, ID 83706
Original Owner	STEVE UTTER
	, ID

Priority Date: 05/01/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.860 CFS	193.50 AF
	<u>Total Diversion:</u>	0.860 CFS	193.50 AF

Location of Point(s) of Diversion

BOISE RIVER	L6 (NW1/4SW1/4)	Sec. 29, Twp 03N, Rge 03E, B.M.
ADA County		
BOISE RIVER	SE1/4NW1/4	Sec. 30, Twp 03N, Rge 03E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T03N R02E S23 SENE 20.0 T03N R02E S23 NWNW 5.0

T03N R02E S23 NESE 18.0

Total Acres: 43

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
2. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
3. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-242B

5. T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks:Comments:

1. CURTIS 1/29/1993 Trans. #4048

Comment: Trans. #4048 was filed to change the place of use under this right and other SBMIC rights to allow part of their junior rights to be conveyed to Boise Water Corp. for municipal use.

Dates and Other Information:

Licensed Date:
Decreed Date: 1/18/1906
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: 63
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
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

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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B. Description of right(s) or portion thereof, after the requested change

1. Right No.	Priority	Amount	Nature of Use	Period of Use
63-00284	March 1, 1889	.84 cfs	Irrigation	3/15 to 11/15
63-00242A	May 1, 1889	.86 cfs	Irrigation	3/15 to 11/15
63-00243A	May 1, 1889	2.27 cfs 3.50*	Irrigation	3/15 to 11/15
63-00243B	May 1, 1889	3.03 cfs	Irrigation	3/15 to 11/15

Subsequently transferred
to Boise Hwy Corp 3.30 cfs T. 3756 63-00243C
Hammitt .20 cfs T. 3757 63-00243D
(reduced to .18 cfs)

*Per Addendum to Attachment B

← 3.50 gbs
transp. +
BWC
Hornet
T. 3756
T. 3757

Sub
Total
for
Water
Right

*Per Addendum to Attachment B

1969

677

28R



RECEIVED

JUN 24 1994

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Region Adj.

TRANSFER OF WATER RIGHT

***AMENDED**

AMENDED

TRANSFER NO. 4232

WATER RIGHT NO(S). 63-00165L/63-00169F/63-00243E/63-00243H

This is to certify that: **BOISE WATER CORP**
PO BOX 7488
BOISE ID 83707

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 63-00165L : MUNICIPAL Priority: 06/01/1866	03/15 to 11/15	0.68 CFS	167.0 AF
Right No. 63-00169F : MUNICIPAL Priority: 06/01/1868	03/15 to 11/15	0.81 CFS	199.0 AF
Right No. 63-00243E : MUNICIPAL Priority: 05/01/1889	03/15 to 11/15	3.30 CFS	682.0 AF
Right No. 63-00243H : MUNICIPAL Priority: 05/01/1889	03/15 to 11/15	0.93 CFS	172.0 AF

SOURCE

TRIBUTARY OF

BOISE RIVER

SNAKE RIVER

LOCATION OF POINT(S) OF DIVERSION: Lot 7(SENE), Sec. 14, Township 03N, Range 02E
ADA County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

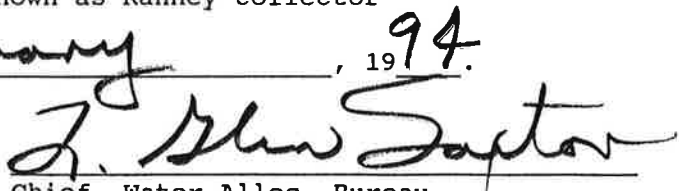
1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

AMENDED* TRANSFER NO. 4232 *AMENDED
WATER RIGHT NO(S). 63-00165L/63-00169F/63-00243E/63-00243H

CONDITIONS/REMARKS:

5. Prior to diversion and use of water under Transfer No. 4232, a totalizing flow measuring device and lockable controlling works acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
6. Construction of diversion works is subject to the application of best management practices in accordance with standards utilized in the State of Idaho Stream Protection Program. Specific requirements include the following:
 - a. Turbid water pumped from the construction site shall not be returned directly to the stream (Alternatives are: settling pond, sump hole, irrigation ditch, etc.). Any discharge to a natural waterway shall be in compliance with Idaho Water Quality Standards and Wastewater Treatment Requirements and EPS NPDES permit requirements.
 - b. Fuel, oil, and other hazardous materials shall be stored, and equipment refueled, away from the stream to ensure that a spill cannot enter the stream channel.
 - c. All construction activities shall be conducted in such a manner as to minimize turbidity and other water quality impacts.
 - d. Any structure(s) placed within the stream channel of the Boise River shall be constructed in such a manner as to allow float boat traffic to pass over or around the structure(s) except at very low flows. The IDWR and the Idaho Department of Fish and Game will evaluate the structure(s) as constructed.
 - e. Stream bank vegetation shall be protected to the extent practicable during construction. Care shall be taken to select locations for ingress and egress from the stream that will minimize bank and riparian vegetation damage. Disturbed and eroded areas shall be revegetated with perennial shrubs, grasses, and forbs as recommended by Idaho Department of Fish and Game and/or the local office of the Soil Conservation Service, to reduce erosion, restore bank cover and habitat and inhibit the invasion of noxious weeds.
 - f. All temporary cofferdams shall be constructed of either jersey barriers, sandbags, sheet pilings, or other materials reviewed and approved by this Department prior to construction of the cofferdams.
7. Place of use is located within the city limits of Boise and the surrounding service area.
8. Four points of diversion are located within Lot 7, SENE, S14, T03N, R02E.
9. Transfer No. 4232 adds a point of diversion identified as the Warm Springs Water Treatment Plant River Intake to the three existing points of diversion known as Ranney collector diversions.

Dated this 14th day of January, 1994.


Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4232

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

**WATER
WESTERN**

WATER WESTERN
Name of applicant Boise Water Corporation Phone (208) 362-1704

Post Office address P.O. Box 7488, Boise, ID 83707

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Applicant owns certain water rights to operate its
three existing Ranney collectors near the Boise River. Applicant wishes to add an
additional alternative point of diversion for three of these water rights to enable the
diversion of water as well as from a new river intake structure which will be operated in
conjunction with the Ranney collectors.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use	
63-0169F	June 1, 1868	0.814 cfs	Municipal	Mar. 15	to Nov. 15*
63-00165L	June 1, 1866	0.68 cfs	Municipal	Mar. 15	to Nov. 15
63-00243C	May 1, 1889	3.300 cfs	Municipal	Mar. 15	to Nov. 15*
63-00243H	May 1, 1889	0.93 cfs	Municipal	Mar. 15	to Nov. 15*

2. Total amount of water being transferred 5.724 cubic feet per second and/or 1,220 acre-feet per annum.

3. Source of water Boise River tributary to Snake River

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use: Current and future service area in and near the City of Boise, Idaho

[illegible]

PART 1

6. General Information:

- a. Description of diversion system Existing system consists of three Ranney collectors. New federal water quality requirements mandate the construction of a treatment plant for this service. In connection with that treatment plant, applicant intends to construct a raw water intake structure that would divert water directly from the Boise River to be used in conjunction with the existing Ranney collectors.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes XX No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

- d. Remarks:

See Attachment A.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____

FEB 23 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-0169F issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3373 ("Thurman Mill transfer") which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below: Not applicable

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Boise River tributary to Snake River

4. Date or priority June 1, 1868

5. Water is used for the following purpose:

amount 0.814 cfs for Municipal purposes from Apr. 11 to Oct. 31
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 0.814 cubic feet per second and/or 199 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	14	3N	2E	Ada	Marden Ranney collectors

8. Lands irrigated or place of use: Current and future service area in and near the City of Boise, Idaho

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

FEB 23 1994

Total acres _____

9. Describe any other water rights used for the same purpose as described above See Attachment A.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

RECORDED
FEB 23 1994

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-00169F

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	04/01 to 10/31	0.81 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BOISE RIVER	SNAKE RIVER

Priority: 06/01/1868

LOCATION OF POINT(S) OF DIVERSION:NWSENE , Sec. 14, Township 03N, Range 02E
ADA CountyPLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. TRANS. 3373.
3. DIVERSION OF WATER UNDER THIS RIGHT IS LIMITED TO A MAX. TOTAL VOLUME OF 199 AFA AT A MAX. RATE OF FLOW OF .81 CFS.
4. PLACE OF USE WITHIN THE CITY LIMITS OF BOISE.

FEB 23 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-00165L issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3559 ("BCCC transfer") which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below: Not applicable.

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Boise River tributary to SNAKE RIVER

4. Date or priority June 1, 1866

5. Water is used for the following purpose:

amount 2.025 cfs for Municipal purposes from Mar. 15 to Nov. 15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.68 cubic feet per second and/or 167 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	14	3N	2E	Ada	Marden Ranney collectors

8. Lands irrigated or place of use: Current and future service area in and near the City of Boise, Idaho

Twp.	Rge.	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	

Total acres _____

9. Describe any other water rights used for the same purpose as described above See Attachment A.

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED
(If the entire right is to be sold, check the box below.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec		
-----	-----	-----	-----	-----	--	--

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼	NW ¼

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

DESCRIPTION OF UNCHANGED PORTION OF SECTION

amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

Point(s) of Diversion: _____

t	¼	¼	¼	Sec	Twp		
---	---	---	---	-----	-----	--	--

1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

lands irrigated or place of use:

Rge.	Sec.	NE 1/4	NW 1/4

[illegible]

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-00282 Decreed to Amelia Eisley
in case of Farmers Coop Ditch Co. vs. Riverside Irr. Dist. etal
dated 5/11/1925 in 7th Judicial Dist County of Canyon
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other To be provided

3. Source of water Boise River tributary to Snake River

4. Date or priority March 15, 1870 (beginning of irrigation season of 1870)

5. Water is used for the following purpose:

amount 0.30 cfs for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.30 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	30	3N	3E	Ada	Bubb Canal

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	2E	24			L. 6 X						X					L. 5 X			

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-00283, 63-00284

No

If yes, describe

(If the entire right is to be changed by the applicant, omit part B and C.)

2. Point(s) of Diversion:

3. Lands irrigated or place of use:

Total acres 15

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

3. Lands irrigated or place of use:[illegible]

PART 2

Transfer No. 4232

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-00243C issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3756 ("SMBIC transfer") which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below: Not applicable.

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Boise River tributary to Snake River

4. Date or priority May 1, 1889

5. Water is used for the following purpose:

amount 3.30 cfs for Municipal purposes from April to Oct. 31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.30 cfs cubic feet per second and/or 682 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	14	3N	2E	Ada	Marden Ranney collectors

8. Lands irrigated or place of use: Current and future service area in and near the City of Boise, Idaho

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

9. Describe any other water rights used for the same purpose as described above Attachment A.

PART 2Transfer No. 4232

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(If the entire right is to be changed by the applicant, omit part B and C.)*

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

FEB 23 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-00243H issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 4048 ("SBMIC transfer") which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below: Not applicable.

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Boise River tributary to SNAKE RIVER

4. Date or priority May 1, 1889

5. Water is used for the following purpose:

amount 0.93 cfs for Municipal purposes from Apr. 1 to Oct. 31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.93 cubic feet per second and/or 172 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	14	3N	2E	Ada	Marden Ranney collectors

8. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

9. Describe any other water rights used for the same purpose as described above See Attachment A.

PART 2

Transfer No. 4232

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

FEB 23 1994

Total acres _____

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-00243H

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	03/15 to 11/15	0.93 CFS	172.0 AF
<u>SOURCE</u>	<u>TRIBUTARY OF</u>		
BOISE RIVER	SNAKE RIVER		

Priority: 05/01/1889

LOCATION OF POINT(S) OF DIVERSION: Lot 7(SENE), Sec. 14, Township 03N, Range 02E
ADA County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
5. The amount of water transferred to the Ranney collectors is 172 afa, diverted at a rate not in excess of 0.93 cfs with a priority of 5/1/1889.
6. Place of use is within the city limits of Boise.

FEB 23 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

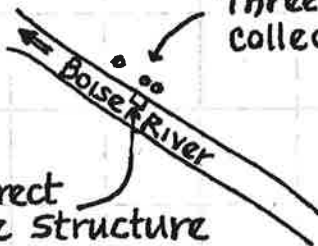
- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

T. 3 N., R. 2 E., B.M.

10 11
15 14

11 12
14 13

Three existing Ranney
collector systems



Proposed direct
river intake structure

15 14
22 23

14 13
23 24

RECORDED

FEB 23 1994

PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	<u>Unchanged</u>	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____
2.	Quantity and quality of return flows and location of discharge: <u>Unchanged</u>			
3.	Describe effects on other water uses resulting from the proposed change: <u>Unchanged</u>			

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 20th day of September, 19 93.

Benjamin M. Kepler (Signature of Applicant) Manager

Magaret M. Coombe (Notary Public)

My commission expires 7-7-93

FOR DEPARTMENT USE ONLY

Transfer contains 12 pages and 7 attachments

Received by DRT Date 9/20/1993 Protest filed by _____

Prelim. check by DRT Fee \$50 W016755 _____

Received by ST Date 9/20/93 _____

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by DRT

Copy of transfer sent to lien holder _____

RECEIVED

FEB 23 1994

ATTACHMENT A

*Boise Water Corporation
Application for Transfer of Water Rights
Filed: September 20, 1993*

On September 8, 1993, Boise Water Corporation (the "Applicant") filed with the Department of Water Resources (the "Department") two separate applications: (1) an application for transfer of three water rights and (2) an application for permit to appropriate. Based on subsequent conversations with David R. Tuthill of the Department, the Applicant is withdrawing its September 8, 1993 water right transfer application, and substituting the attached application for the transfer of four water rights. No changes (other than notations made by the Department) are being made to the Applicant's September 8, 1993 permit application which seeks a 1993 water right to allow the Applicant to utilize surface flows when water is available in the river in excess of demand by senior diverters.

The Applicant has operated a system of three Ranney collector infiltration systems ("Ranney collectors") at the Marden Street site along the north side of the Boise River since their installation in the 1950s. The Marden Street Ranney collectors operate under a License and Certificate of Water Right for groundwater issued on June 17, 1957 for 15.00 cfs with a priority date of February 7, 1952 (water right number 63-2892, originally number G-22594).

On October 30, 1981, BWC filed a transfer application, No. 2605, seeking to add an additional point of diversion known as the Veterans Ranney collector. The purpose of the transfer was "to increase distribution system efficiency due to changing daily and seasonal demand of customers." On January 5, 1982, the Department granted the application. The transfer added the Veterans facility as an additional point of diversion, but did not change the diversion rate allowed under the Applicant's water right, which remained at 15.00 cfs, total, from all four Ranney collectors. The maximum diversion rate allowed on the Veterans Ranney collector was set at 5.00 cfs.

FEB 23 1994

Recently adopted federal water quality requirements will soon require the installation of a water treatment plant for water taken from the Marden Street site. The Applicant intends to construct a new treatment plant to be known as the Warm Springs water treatment plant which will use the existing three Marden Street Ranney collectors as well as a new direct river intake ("river intake"). The river intake will be constructed into the north bank of the Boise River at the site of the Marden Street Ranney collectors. It will have a trash rack and slide gate. Applicant has applied to the U.S. Army Corps of Engineers for a Section 404 Permit, and to the Department of Water Resources for a Stream Channel Alteration Permit, in connection with the river intake.

Each of the existing three Marden Street Ranney collectors is equipped with a flow meter. Likewise, the new Warm Springs water treatment plant will be equipped with a flow meter measuring inflows to the plant. By subtracting the quantity of flow measured at each Ranney collector from the quantity of flow measured at the Warm Springs Treatment Plant, it will be possible to determine the quantity of water, if any, being diverted through the river intake.

The 1982 Veterans transfer described above was made subject to certain conditions set out in the Director's Memorandum Decision and Order of January 5, 1982. Among them was a requirement that the Applicant conduct a study of the interconnection between its Ranney collectors and the Boise River. Such a study was conducted and submitted to the Department. At the Department's invitation, the Applicant voluntarily participated in discussions regarding the management of the Ranney collectors. After study and discussion, the Applicant and the Department entered into a formal agreement ("the 1985 agreement") whereby a portion of the water pumped from the Ranney collectors is attributed to surface flow. As a consequence of the 1985 agreement, the Applicant was required to obtain and make available water rights to provide augmentation or mitigation water to offset depletions from the Ranney collectors according to a formula set out in the 1985 agreement. Water to meet this requirement was secured by the Applicant by a October 16, 1986 contract with the U.S. Bureau of Reclamation for the purchase of 1,000 acre-feet of storage space in Anderson Ranch. Water stored under this right is released annually during the irrigation season in an amount determined by the formula specified in the 1985 agreement. The Applicant continues to operate under this arrangement. No change in this 1952 water right, the 1982 transfer, or the 1985 agreement is sought by the transfer application filed today or the September 8, 1993 permit application.

RECEIVED
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In addition to the 1952 water right and associated Anderson Ranch storage rights described above, the Applicant has purchased and transferred the following four additional water rights to the Ranney collectors.

First, the Applicant purchased 46½ shares of stock in the Thurman Mill Ditch Company, Ltd. reflecting a partial interest in water right number 63-0169D, which holds a June 1, 1868 priority date. The Applicant transferred the nature of use, place of use, and point of diversion for its interest in this surface water right to the Applicant's Ranney collectors for municipal use in Boise, Idaho. This transfer (No. 3373), creating water right number 63-0169F, was approved by the Department on February 25, 1988, for a maximum flow of 0.814 c.f.s. and a maximum volume of 199 acre-feet per year.

Second, the Applicant purchased 135 shares of stock in the Boise City Canal Company reflecting a partial interest in water right number 63-00165, which holds a June 1, 1866 priority date. The Applicant, through the Boise City Canal Company, transferred the nature of use, place of use, and point of diversion for its interest in this surface water right to the Applicant's Ranney collectors for municipal use in Boise, Idaho. This transfer (No. 3559), creating water right number 63-00165L,¹ was approved by the Department on June 2, 1989, for a maximum flow of 0.68 c.f.s. and a maximum volume of 167 acre-feet per year.

Third, the Applicant purchased 128 shares of stock in the South Boise Mutual Irrigation Company, Ltd. reflecting a partial interest in water right number 63-00243, which holds a May 1, 1889 priority date. The Applicant transferred the nature of use, place of use, and point of diversion for its interest in this surface water right to the Applicant's Ranney collectors for municipal use in Boise, Idaho. This transfer (No. 3756), creating water right number 63-00243C, was approved by the Department on October 15, 1990, for a maximum flow of 3.30 c.f.s. and a maximum volume of 682 acre-feet per year.

Fourth, the Applicant obtained an additional interest in the water rights of the South Boise Mutual Irrigation Company, Ltd. reflecting a partial interest in 63-00243A, which holds a May 1, 1989 priority date. The Applicant, through the South Boise Mutual Irrigation Company, Ltd., transferred the nature of use, place of use, and point of diversion for its interest in this surface water right to the Applicant's Ranney collectors for municipal use in Boise, Idaho. This transfer (No.

¹The application refers to water right number 63-00165L, however the Order Approving Transfer with Conditions refers to original water right number 63-00165J.

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4048), creating water right number 63-00243H, was approved by the Department on February 16, 1993, for a maximum flow of 0.93 c.f.s. and a maximum volume of 172 acre-feet per year.

The purpose of this transfer application is to allow the four above described surface water rights now associated with the Ranney collectors to be diverted, as necessary, from the river intake, to the extent that the Marden Street Ranney collectors are partly or completely unavailable for any physical, regulatory or economic reason. This transfer application does not contemplate or request any expansion, enlargement or other change in the four water rights, except to add the river intake as an alternate point of diversion.

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