

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 63-2841
Date Received: 9/27/1989
Receipt No: W006209
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

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

2. Date of Priority: 01/16/1951

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	02E	9	SW SW	ADA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
MUNICIPAL	03/15	11/15	0.8	

7. Total Quantity Appropriated is:
0.8 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

11. Place of use in counties:

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

13. Other Water Rights Used:

14. Remarks:

POD amended per claimant 1/17/03.

Two wells. 63-2933 is also diverted from the same two wells.

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

P/D MORRIS HILL CEMETERY (NORTH).

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

15. Basis of Claim: License

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-2841

Date Received 10-22-04

Receipt Number

AMENDED CLAIM

NOTICE OF CLAIM

AMENDED CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) CITY OF Boise Parks & Recreation Department Phone (208) 384 4240Mailing Address 1104 ROYAL Blvd Boise ID Zip 83706-28982. Date of Priority (Only one (1) per claim) JANUARY 16, 19513. Source of water supply (a) GROUND WATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 3N Range 2E Section 9,
_____ 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Ada

Additional points of diversion if any: _____

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

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

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

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of
_____ 1/4, Govt. Lot _____ B.M., County of _____5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Well to buried pipeline to sprinklers.

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

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

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

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

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

of CITY OF BOISE PARKS & RECREATION DEPARTMENT _____ Title
Organization

document in the space below as DIRECTOR _____ of CITY OF BOISE PARKS & RECREATION DEPARTMENT _____
Title Organization

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

Signature of Authorized Agent James R. Kelly

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

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

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



Notary Public Raymond Clayton

Residing at Meridian, ID

My Commission Expires 7/09

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Matthew Wilde will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature [Signature]
City of Boise Legal Department

Address PO Box 500 Boise ID 83721

Date 9-24-04

Last Name City of Boise Ident. Number 03-2841

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 63-2841
Date Received: 9/27/1989
Receipt No: W006209
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CITY OF BOISE Phone: (208)384-4060
PARKS & RECREATION DEPT
1104 ROYAL BLVD
BOISE ID USA 83706

2. Date of Priority: 01/16/1951

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	02E	9	SW SW	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	3/15	11/15	0.8	

7. Total Quantity Appropriated is:
0.8 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	9	NW	SW	IRRIGATION	20
			SW	SW	IRRIGATION	20
					Section Acres	40
					Total Acres	40

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:

POD amended per claimant 1/17/03.

P/D MORRIS HILL CEMETERY(NORTH).

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

15. Basis of Claim: License

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Comments / Remarks:

Two wells

63-02933 is also diverted from the same two wells.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Director of _____ Title

Boise Parks & Recreation Dept., that I have signed the foregoing Organization

document in the space below as Director of _____ Title

Boise Parks & Recreation Dept. and that the statements contained in the Organization

foregoing document are true and correct.

James R. Hall
Signature of Authorized Agent

Director, Boise Parks & Recreation Dept.
Title and Organization

January 23, 2003
Date

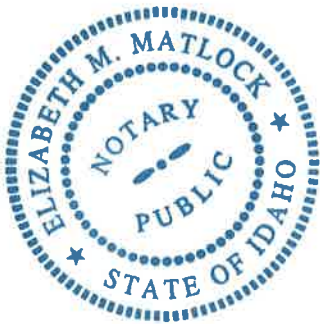
State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of January 2003 Elizabeth M Matlock

Notary Public

Residing at Boise ID

My commission Expires 3/5/2005



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: **A63-02841**
Date Received: 9/27/1989
Receipt No: W006209
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CITY OF BOISE
Address: PARKS & RECREATION DEPT
1104 ROYAL BLVD
BOISE ID 83706
208-384-4060

2. Date of Priority: JAN 16, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	02E	9	NE	SW	SW		ADA

5. Description of diverting works:
10" CASED WELL W/25HP PUMP, 60' DEEP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	02E	9	NW	SW		IRR	20.0
			SW	SW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	40.0
					Total Acres	40.0

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:
NONE.

14. Remarks:
P/D MORRIS HILL CEMETERY (NORTH).
NAME CHANGE PER CLAIMANT REQUEST. 4/2/99 DB

15. Basis of Claim: LICENSE

Water Right Number: 21868

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

RECEIVED

MAR 25 1999

**WATER RESOURCES
WESTERN REGION**

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

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

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

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

AND

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

OR

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

Name and Address of Former Owner/Claimant See Attached Sheet

1. New Owner/Claimant(s) City of Boise
New Mailing Address Parks & Recreation Dept.
City, State and ZIP Code 1104 Royal Blvd.
Boise, ID 83706
New Telephone Number (208) 384-4060

*Name
change
only -*

5. Date you acquired the property _____

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

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

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

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

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

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

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

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

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

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

63-07728 *not claimed*

City of Boise
Dept. of Parks
City Hall
Boise, ID 83702

63-07592

*(changed
at region)*

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-07666

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-07668

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-08025

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-08263

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-08600

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-09112

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

63-09138

S.O.

City of Boise
c/o Louis Uranga
P.O. Box 500
Boise, ID 83701

A63-09192

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-09276

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

A63-09326

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-09362

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-09670

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-10022

City of Boise
Dept of Parks
1104 Royal Blvd
Boise, ID 83706

A63-10188

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-10246

Boise Park System
Jullion Park
1104 Royal Blvd.
Boise, ID 83706

A63-10296

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

63-10305

S.O.

Boise City Parks Dept.
1104 Royal Blvd.
Boise, ID 83706

A63-10395A

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

A63-10395B

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

63-10750

S.O.

Boise Park System
Mountain View Park
1104 Royal Blvd.
Boise, ID 83706

63-10752

S.O.

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

63-10760

S.O.

City of Boise
Boise Park System
1104 Royal Blvd.
Boise, ID 83706

63-11075

S.O.

Boise Park System
1104 Royal Blvd.
Boise, ID 83706

63-11816 S.O.	Boise Park System 1104 Royal Blvd. Boise, ID 83706
63-11822 S.O.	Boise Park System 1104 Royal Blvd. Boise, ID 83706
A63-22375	City of Boise
A63-30418	City of Boise Parks & Recreation Dept. 1104 Royal Blvd. Boise, ID 83706

DEPARTMENT HEAD LIST

RECEIVED

MAR 25 1999

WATER RESOURCES
WESTERN REGION

MAYOR

H. Brent Coles 384-4422

CITY COUNCIL

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

AVIATION & PUBLIC TRANSPORTATION

John Anderson 383-3110

FIRE

Renn Ross 384-3960

JUDICIAL

John Traylor 364-2100

LEGAL

Susie Mimura 384-3870

LIBRARY

Marilyn Poertner Acting Director 384-4237

PARKS AND RECREATION

Jim Hall 384-4240

PLANNING & DEVELOPMENT SERVICES

Tim Hogland 384-3800

POLICE

Larry Paulson 377-6670

PUBLIC WORKS

William Ancell 384-3903

CUSTOMER & SUPPORT SERVICES

CENTRAL SERVICES

John Eichmann 384-3747

CITY CLERK

Annette Mooney 384-3707

GOVERNMENT BUILDINGS

Sam Rapp 384-3828

HUMAN RESOURCES

Tammy Rice 384-3869

MUNICIPAL INFORMATION SYSTEMS/COMMUNICATIONS

Rod Greene 384-3769

PARKING CONTROL

Tana Wardle 384-3773

PURCHASING

Chris Hunt 384-3778

UTILITY BILLING

Pam Helm 384-3737

DIVISION OF FINANCIAL MANAGEMENT

Steve Purvis 384-3733

PLANNING & ZONING

Wayne Gibbs 384-3830

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

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: A63-02841

Date Received: ~~6/12/1989~~ 9/27/89

Receipt No: 4006208

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOISE PARK SYSTEM 208-384-4240
Address: 1104 ROYAL BLVD.
BOISE, ID 83706

2. Date of Priority: JAN 16, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02E	9	NE	SW	SW		ADA

5. Description of diverting works:
10" CASED WELL W/25HP PUMP, 60' DEEP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02E	9	NW	SW		IRR	20.0
			SW	SW		IRR	20.0
Section Acres							40.0

A63-02841

Page 1

Date: 08/09/89

MICROFILMED
AUG 18 1992

10. Place of Use: Continued

Total Acres 40.0

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:
NONE.

14. Remarks:
P/D MORRIS HILL CEMETERY(NORTH).

15. Basis of Claim: LICENSE
Water Right Number: 21868

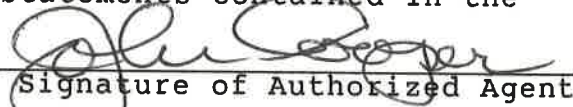
16. Signature(s)

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

Number of attachments: N/A

For Organizations:

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


Signature of Authorized Agent

Director - City of Boise Park System
Title and Organization

September 19, 1989
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of September, 19 89


Notary Public

Seal

Residing at Boise

My Commission Expires 8/20/90

12/08/2006

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

RIGHT NUMBER: 63-2841

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.800 CFS

PRIORITY DATE: 01/16/1951

POINT OF DIVERSION:

T03N R02E S9 SWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
03/01 11/15

QUANTITY
0.800 CFS

PLACE OF USE:

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Draft

01/13/2005

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

RIGHT NUMBER: 63-2841

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.800 CFS

PRIORITY DATE: 01/16/1951

POINT OF DIVERSION:

T03N R02E S9 SWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
03/01 11/15

QUANTITY
0.800 CFS

PLACE OF USE:

within the service area of the City of Boise.
Place of use is ~~Morris Hill Cemetery (North)~~

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

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

EXPLANATORY MATERIAL: License

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

Water Right 63-2841

1

Draft

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2841 V1

WATER RIGHT NUMBER: 63-2841 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CITY OF BOISE PARKS & RECREATION DEPT 1104 ROYAL BLVD BOISE, ID 83706-2898 (208)384-4240
Current Owner	CITY OF BOISE PARKS & RECREATION DEPT 1104 ROYAL BLVD BOISE, ID 83706-2898 (208)384-4240

Priority Date: 01/16/1951

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	03/01 to 11/15	0.800 CFS	
	<u>Total Diversion:</u>	0.800 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 9, Twp 03N, Rge 02E, B.M.
ADA County		

Place of Use

MUNICIPAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	02E	9											20.0	20.0					40.0

Conditions of Approval:

1. Place of use is Morris Hill Cemetery (North)
2. C04 Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.
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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2841 V1

Use	1/13/2005 12:46:47 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (No) 5. Can the claimed Purpose of Use be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 7 - amended claim filed for municipal; licensed in 1953 to Boise City
Season	1/13/2005 12:52:26 PM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required? Description for Question 15 - Standard season of use
POU	1/13/2005 11:46:59 AM	awarntje	Edited shape boundary
Summary	1/13/2005 12:56:38 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

No POU to be shown

Idaho Department of Water Resources

Claim Number: 63-02841

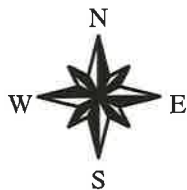
Legal: T03N, R02E, S9

Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



0 0.25 0.5 0.75 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 5, 1999

DIRK KEMPTHORNE
GOVERNOR

Re: Notices of Claim to a Water Right

KARL J. DREHER
DIRECTOR

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

Dear Claimant:

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

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington". The signature is written in dark ink and is positioned above the typed name and title.

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:db

Enclosure

PUBLIC WORKS DEPARTMENT
CITY HALL
4TH FLOOR



H. BRENT COLES
MAYOR

COUNCIL MEMBERS

CAROLYN TERTELING
COUNCIL PRESIDENT
MIKE WETHERELL
COUNCIL PRO TEM

SARA BAKER
PAULA FORNEY
ANNE STITES HAUSRATH
M. JEROME MAPP

March 23, 1999

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

RECEIVED

MAR 25 1999

WATER RESOURCES
WESTERN REGION

Dear Ms. Buffington:

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

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

Sincerely,

Beth K. Baird
Environmental Program Coordinator

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

63-2841

Date Received

10/22/2004

Receipt Number

C075588

AMENDED CLAIM

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED CLAIM

Please type or print clearly

1. Name of Claimant (s) CITY OF Boise Parks & Recreation Department Phone (208) 384 4240

Mailing Address 1104 ROYAL Blvd Boise ID Zip 83706-2898

2. Date of Priority (Only one (1) per claim) JANUARY 16, 1951

3. Source of water supply (a) GROUND WATER

which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 3N Range 2E Section 9,

1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Ada

Additional points of diversion if any: _____

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Well to buried pipeline to sprinklers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For MUNICIPAL purposes from 3/15 to 11/15 amount .8 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .8 (cfs) and/or (b) _____ (acre feet)

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

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

10. Description of place of use:

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

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

*WITHIN CITY OF BOISE
MUNICIPAL Service Area
as defined by CITY OF BOISE
Service Area MAP, September 2004*

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

Total number of acres irrigated _____

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
ALL CITY OF BOISE MUNICIPAL WATER RIGHTS or None ()

14. Remarks: HISTORIC IRRIGATION USE

Last Name CITY OF BOISE Ident No. 03-2841

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

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

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

Title

of CITY OF BOISE PARKS & RECREATION DEPARTMENT _____, that I have signed the foregoing

Organization

document in the space below as DIRECTOR _____ of CITY OF BOISE PARKS & RECREATION DEPARTMENT _____

Title

Organization

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

Signature of Authorized Agent James R. Hall _____

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

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

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

Notary Public Raymona Clayton

Residing at Meridian, Id

My Commission Expires 7/09

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Matthew Wilde _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature Matthew Wilde

Address City of Boise Legal Department
PO Box 300 Boise ID 83701

Date 9-24-04

Last Name City of Boise Ident. Number 03-2841

State of Idaho

License and Certificate of Water Right

Water License No. 21868

Amount 0.8 second feet

Water District No. _____

Priority January 16, 1951

THIS IS TO CERTIFY that **BOISE CITY**, made application for a permit to appropriate the public waters of the State of Idaho, dated January 16, 19 51; that Permit No. 21868 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.8 second feet, was issued thereunder on February 28, 19 52, showing that said works were completed on the 18th day of January, 19 52; and that on the 19th day of January, 19 52,

BOISE CITY
of **Boise**, State of **Idaho**, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well artesian (subterranean flow), for the purpose of irrigation, under Use Permit No. 21868 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 5071, on the 24th day of April, 19 53;
The right hereby confirmed dates from _____, 19 _____;

The Point of Diversion is located
in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, Tp. 3N., R. 2E., B. M. Ada

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>3N.</u>	<u>2 E.</u>	<u>9</u>	<u>NE $\frac{1}{4}$ SW $\frac{1}{4}$</u> <u>SW $\frac{1}{4}$ SW $\frac{1}{4}$</u> <u>Morris Hill Cemetery</u>	<u>20</u> <u>20</u>	<u>20</u> <u>20</u>

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
24th day of April, 19 53.

(SEAL)

MAK E. KULP

State Reclamation Engineer

63 2841

Nº 21868
63-2841

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29593
PERMIT No. 21868
DISTRICT No.

Boise City Department of Public Works
City Hall, Boise, Idaho

1. Name of Applicant: BOISE CITY, A MUNICIPAL CORPORATION

Postoffice address: City Hall, Boise

County: Ada

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation: January 11, 1866- State Legislature

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors: Potter P. Howard, Mayor; Councilmen: O. J. Grim,
Theo Hardy, Carl Burt, Norton F. Graham

II. The financial resources of the applicant are:

(a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: 0.8

cubic feet per second.

3. Source of water supply: Subterranean source tapped by well which is a tributary of

4. Location of point of diversion: 1300 and 1420 feet distant from the Southwest

corner of Section 9, T. 3 N., R. 2 E., B.M., and ^{are} in the SW $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 9, T. 3 N., R. 2 E., B.M., County of Ada

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T., R., B.M., in the of Section, T., R., B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section, T., R., B.M., in the
of Section, T., R., B.M.

7. Estimated cost of works: \$

8. Kind of works: Wells equipped with electric pumps and ditches for each installation

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is Less than one years.

13. The time required for the complete application of the water to the proposed use is Less than one additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

page 5071

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 21868

This proof is for Beneficial use In Water District No. _____1. Name of applicant Boise City, Boise, Idaho (City Engineer)2. Source of water supply: Subterranean from wells3. Location of point of diversion: Is in the SW 1/4 SW 1/4 of Section 9T. 3 N. R. 2 E. County of Ada

4. Describe works as they exist, giving dimensions and capacities of same:

5. Water is used for: Irrigation lawn, trees and shrubs at Morris Hill Cemetery6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Morris Hill Cemetery

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

This examination was made on the 9th day of March, 1923.(Signed) E. H. Humphrey Examiner.

21868

P. 1000 1000 1000

Kindred School

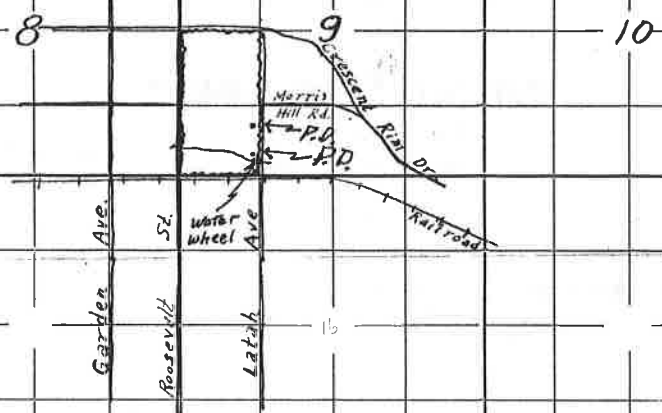
approx. 30"

14" diameter and 100'

Big Well = 45" dia.

Small " = 30" "

T. 3 N., R. 2 W.



allow 40 inches amount of filing.