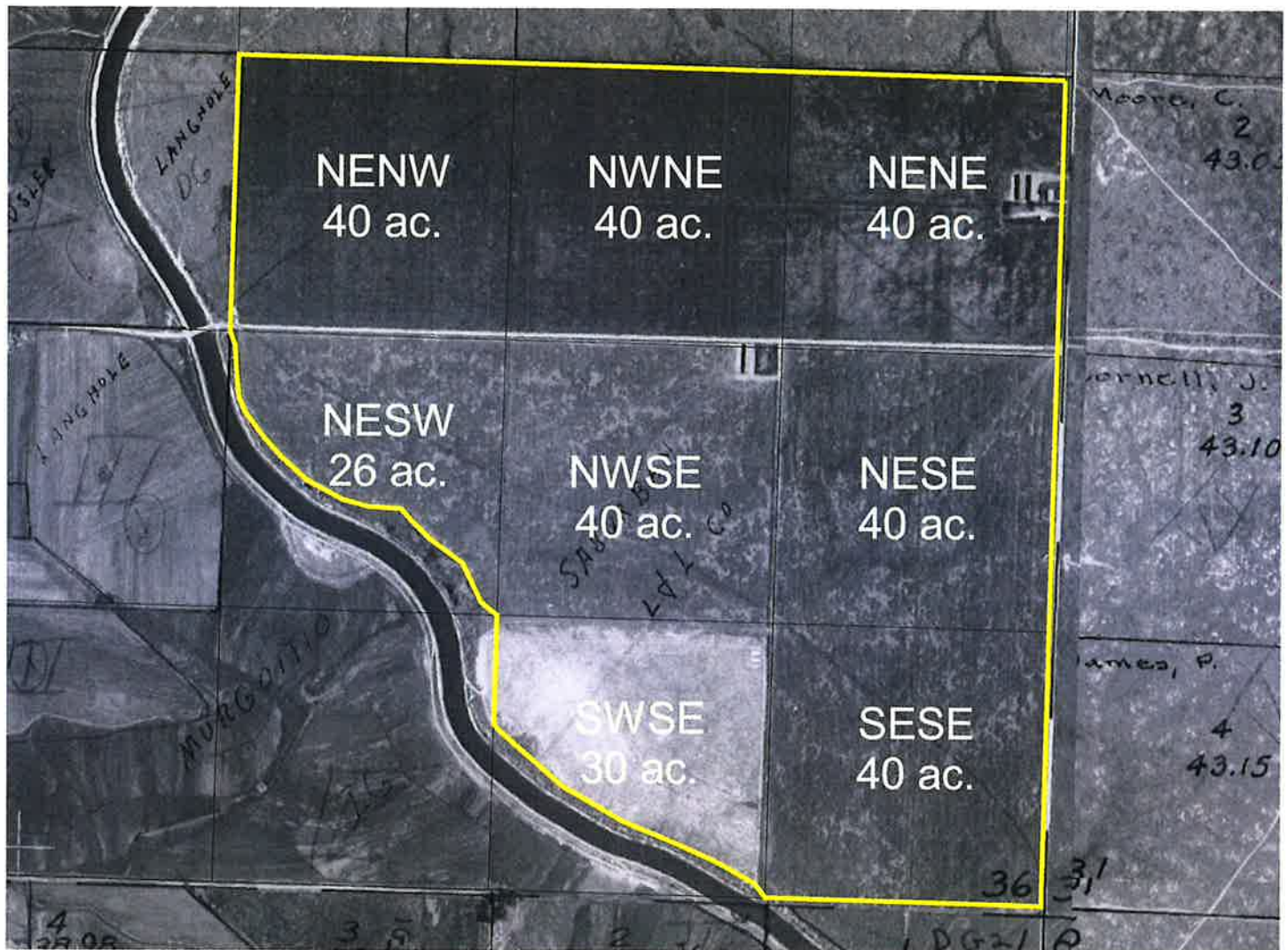


Licensed POU for 63-2915 and 63-3239



800 0 800 1600 2400 Feet

T03N R01E S36



63-2915 Licensed for entire 296 acres
63-3239 Licensed for 266 acres of the 296 acres
1964 Aerial Photo

08/11/2009

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

RIGHT NUMBER: 63-2915

NAME AND ADDRESS: UNITED WATER IDAHO INC
8248 W VICTORY RD
PO BOX 190420
BOISE ID 83719-0420

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.000 CFS
1,031.40 AFY

Right Nos. 63-2915 and 63-3239 are limited to a total combined annual diversion volume of 1332.0 AF.

PRIORITY DATE: 11/17/1952

POINT OF
DIVERSION:

T03N R01E S3 SENE Within ADA County
T03N R01E S14 NENE Within ADA County
T03N R01E S24 NESE Within ADA County
T03N R01E S36 NWNE Within ADA County
T03N R01E S36 NESE Within ADA County
T03N R02E S2 NENW Within ADA County
T03N R02E S4 SWSW Within ADA County
T03N R02E S7 SWSW Within ADA County
T03N R02E S8 NENE Within ADA County
T03N R02E S9 SENW Within ADA County
T03N R02E S10 NWNW Within ADA County
T03N R02E S13 SWNW Within ADA County
T03N R02E S14 SENW Within ADA County
T03N R02E S15 NWNW Within ADA County
T03N R02E S16 NWNW Within ADA County
T03N R02E S16 NWNW Within ADA County
T03N R02E S17 NESW Within ADA County
T03N R02E S18 NWNE Within ADA County
T03N R02E S18 NESW Within ADA County
T03N R02E S19 NENE Within ADA County
T03N R02E S19 NENW Within ADA County
T03N R02E S20 SENE Within ADA County
T03N R02E S21 NENE Within ADA County
T03N R02E S22 NWNE Within ADA County
T03N R02E S22 NWNE Within ADA County
T03N R02E S22 SESE Within ADA County
T03N R02E S24 SWNW Within ADA County
T03N R02E S25 NWSE Within ADA County
T03N R02E S27 NWSE Within ADA County
T03N R02E S28 NENE Within ADA County
T03N R02E S28 NWNW Within ADA County
T03N R02E S33 NENW Within ADA County
T03N R02E S36 SWNE Within ADA County
T04N R01E S27 NWSW Within ADA County

T04N R01E S34 NESW Within ADA County
T04N R01E S35 NENW Within ADA County
T04N R01E S36 NENW Within ADA County
T04N R02E S30 SWSE Within ADA County
T04N R02E S31 NWSW Within ADA County
T04N R02E S32 NWNW Within ADA County
T04N R02E S32 SWNW Within ADA County
T04N R02E S32 SWNW Within ADA County

The point of diversion for this right and Right Nos. 63-169F, 63-243E, 63-243H, 63-2500, 63-2506, 63-2576, 63-2595, 63-2605, 63-2668, 63-2703, 63-2808, 63-2874, 63-2892, 63-2915, 63-2954, 63-2956, 63-2989, 63-3064, 63-3073, 63-3105, 63-3112, 63-3120, 63-3164, 63-3172, 63-3202, 63-3239, 63-3291, 63-3292, 63-3293, 63-3295, 63-3411, 63-3448, 63-3494, 63-3562, 63-4015, 63-4414, 63-4424, 63-4752, 63-7066, 63-7067, 63-7204, 63-7282, 63-7348, 63-7479, 63-7577, 63-7589, 63-7658, 63-8059, 63-8236, 63-8432, 63-8990, 63-9147, 63-9204, 63-9205, 63-9219, 63-9223, 63-9671, 63-9855, 63-10386, 63-10405, 63-10533, 63-19456, 63-31797, 63-31798, 63-31856, 63-31857, and 63-31879 are also diverted through the forty three (43) points of diversion described in Right No. 10386.

PURPOSE AND
 PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	2.000 CFS 1,031.40 AFY

PLACE OF USE:

Place of use is within the service area of United Water Idaho as provided for under Idaho law. The place of use is generally described as within the city limits of Boise and the surrounding service area.

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

To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right from at the Sunset West Well No. 1 #2 Well located in T03N, R01E, See-36, NENWSE.

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

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

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

10/14/2006

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

RIGHT NUMBER: 63-2915

NAME AND ADDRESS: UNITED WATER IDAHO INC
8248 W VICTORY RD
PO BOX 190420
BOISE ID 83719-0420

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.000 CFS
1,031.400 AFY

PRIORITY DATE: 11/17/1952

POINT OF DIVERSION:

T03N R01E S36 NESE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MUNICIPAL

01/01 12/31

2.000 CFS
1,031.40 AFY

PLACE OF USE:

Place of use is within the service area of United Water Idaho as provided for under Idaho law. The place of use is generally described as within the city limits of Boise and the surrounding service area.

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

09/08/2005

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

RIGHT NUMBER: 63-2915

NAME AND ADDRESS: UNITED WATER IDAHO INC
8248 W VICTORY RD
PO BOX 190420
BOISE ID 83719-0420

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.000 CFS

PRIORITY DATE: 11/17/1952

POINT OF DIVERSION:

T03N R01E S36 NESE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

~~DOMESTIC~~

~~IRRIGATION~~

MUNICIPAL

01/01 12/31

2.000 CFS

PLACE OF USE:

1031.4 AF

Place of use is within the service area of United Water Idaho as provided for under Idaho law. The place of use is generally described as within the city limits of Boise and the surrounding service area.

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

$$2.0 \text{ cfs} \times 260 \text{ days} \times \frac{1.9835 \text{ AF}}{\text{cfs day}} = 1031.4 \text{ AF}$$

$$296 \text{ Acres} \times 4.5 \text{ AFA} = \underline{1332 \text{ AF}}$$

↑

260 of these acres
covered by 63-2239

Lesser of two: 1031.4 AF

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 RIGHT TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-2915

Date Received 11-14-2003

Receipt Number CO716201

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant(s) United Water Idaho (UWID) Phone (208) 362-1300
Mailing Address 8248 W. Victory Road, P.O. Box 190420, Boise, ID Zip 83719-0420
2. Date of Priority (only one (1) per claim) November 17, 1952
3. Source of water supply (a) Ground water
which is tributary to (b) (not applicable)
4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____ ,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____
Additional points of diversion if any: See Exhibit A for list of points of diversion
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 enlargement in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. The wells listed in Exhibit A are all connected to
UWID's integrated water delivery system.

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6. Water is claimed for the following purposes

(both dates are inclusive) (cfs) (acre feet)

For **Municipal** purposes from **1/1** to **12/31** amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) **2.00** (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is **(not applicable)** acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number Of livestock Etc.) **Municipal uses within municipal service area**

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	

Within the Service Area of United Water Idaho Inc.

Total number of acres irrigated **(not applicable)**

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

12. Do you own the property listed above as place of use? Yes _____ 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 describe above.
See "Remarks" section or None ()

14. Remarks:

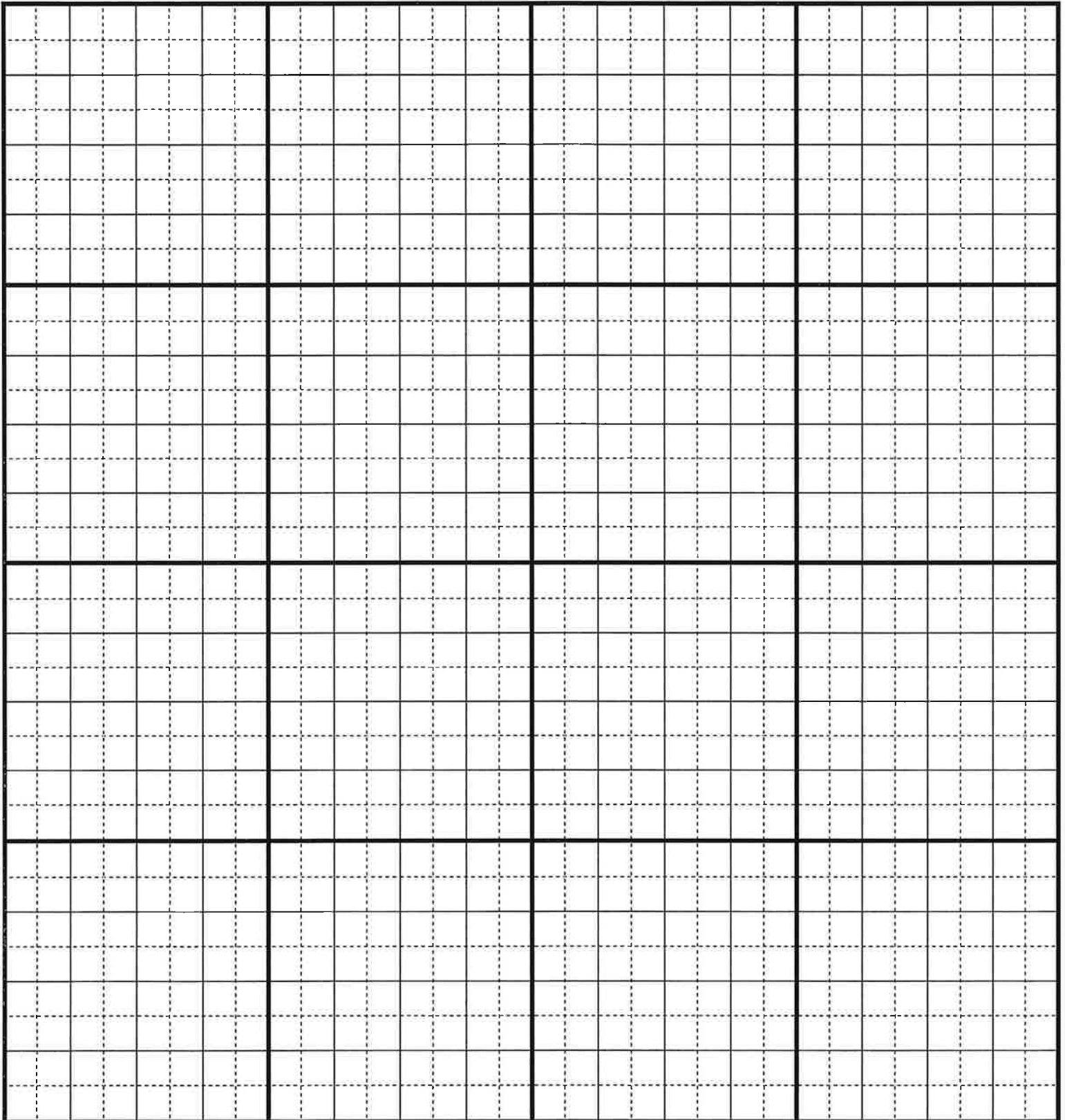
- UWID is a municipal water provider and claims this right as a municipal right under the Municipal Water Rights Act of 1996 and/or the common law.**
- UWID operates and integrated water supply network involving numerous ground water rights . throughout its service area**

Last Name **UWID** Ident. No. **63-02915**

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Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.
Scale: 2 inches equals 1 mile **Please see Exhibit B**



Last Name UWID Ident. No. 63- 02915

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

If applicable provide IDWR Water Right Number 63-02915

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 Roger D. Dittus, P.G.

of United Water Idaho Inc., that I have signed the foregoing

Organization

document in the space below as A representative of United Water Idaho Inc.

Title

Organization

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

Signature of Authorized Agent Roger D. Dittus

Title and Organization Hydrogeologist, United Water Idaho Date 9-29-03

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

Subscribed and sworn (or affirmed) before me this 29TH day of September 20 03
SEAL Notary Public Jarmila M. Cary
Residing at Boise IDAHO
My Commission Expires 07/14/2005

17. Notice of Appearance:

Please Print Name

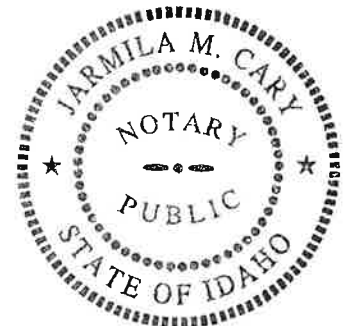
Notice is hereby given that I, Christopher H. Meyer will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing
above should be mailed to me at the address listed below.

Signature Christopher H. Meyer

Christopher H. Meyer, Esq.
Givens Pursley, LLP
277 N. 6th St., Ste. 200
Boise, ID 83702

Address (208) 388-1200

Date Nov. 10, 2003



Last Name UWID Ident. Number 63-02915

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NOV 18 2003

EXHIBIT A: CLAIMED POINTS OF DIVERSION

WELL NAME	TWN	RGE	SEC	TRACT	WATER SYSTEM	PART OF UNITED WATER'S INTEGRATED SYSTEM PRIOR TO NOV. 19, 1987?
Amity	3N	1E	36	NW,NW,NE	United Water	Yes
Arctic #1	3N	2E	8	NE,NE,NE	United Water	Yes
B.I.F.	3N	2E	27	SE,NW,SE	United Water	Yes
Barber #1(Durham)	3N	3E	29	SE,NE	Barber	No
Barber #2 (Licorice)	3N	3E	28	SW,NW	Barber	No
Bali Hai #1	3N	1E	3	SW,SE,NE	United Water	Yes
Beacon	3N	2E	14	NW,SE,NW	United Water	Yes
Bergeson	3N	2E	26	NW,NE,SE	United Water	No
Bethel	3N	2E	7	NE,SW,SW	United Water	Yes
Broadway	3N	2E	22	SE,SE,SE	United Water	Yes
Brookhollow No. 1	3N	1E	15	SE,NE	South County	No
Byrd	3N	2E	33	SW,NE,NW	United Water	Yes
Cassia	3N	2E	16	NE,NE,SE	United Water	No
Cassia #2	3N	2E	16	NE,NE,SE	United Water	No
Centennial	3N	2E	25	NW,NW,SE	United Water	Yes
Central Park	3N	2E	2	NW,NE,NW	United Water	Yes
Chamberlin #1	3N	2E	22	SE,NW,NE	United Water	Yes
Chamberlin #2	3N	2E	22	SE,NW,NE	United Water	Yes
Cliffside	3N	2E	15	SW,NW,NW	United Water	Yes
Clinton	3N	2E	8	SW,NE,SW	United Water	No
Cole	3N	1E	24	NE,NE,SE	United Water	Yes
Country Club	3N	2E	28	SE,NW,NW	United Water	Yes
Country Square	3N	1E	23	NW,NW	South County	No
Countryman Estates	3N	1E	23	SE,NW	South County	No
Edgeview	3N	1E	16	SE,NE	South County	No
Fisk	3N	2E	6	SW,SE,SE	United Water	No
Five Mile Estates W. #2	3N	1E	27	SE,NE	South County	No
Five Mile West #12	3N	1E	27	NW,SW	South County	No
Floating Feather	4N	1E	5	SE,SW	United Water	No
Foxtail	4N	1W	24	SE,SW,SE	United Water	No
Franklin Park	3N	2E	18	SW,NW,NE	United Water	Yes
Frontier	4N	1E	34	SE,NE,SW	United Water	Yes
Goddard	4N	1E	36	SW,NE,NW	United Water	Yes
H.P.	4N	1E	27	SW,SE,NE	United Water	No

EXHIBIT A: CLAIMED POINTS OF DIVERSION

WELL NAME	TWN	RGE	SEC	TRACT	OWNER AS OF NOV. 19, 1987	WELL EXISTING AS OF NOV. 19, 1987?	PART OF UWID'S INTEGRATED SYSTEM AS OF NOV. 19, 1987?
Amity	3N	1E	36	NW,NW,NE	United Water	Yes	Yes
Arctic #1	3N	2E	8	NE,NE,NE	United Water	Yes	Yes
B.I.F.	3N	2E	27	SE,NW,SE	United Water	Yes	Yes
Barber #1(Durham)	3N	3E	29	SE,NE	Barber	Yes	No, but integrated in Barber system
Barber #2 (Licorice)	3N	3E	28	SW,NW	Barber	Yes	No, but integrated in Barber system
Ball Hai #1	3N	1E	3	SW,SE,NE	United Water	Yes	Yes
Beacon	3N	2E	14	NW,SE,NW	United Water	Yes	Yes
Bergeson	3N	2E	26	NW,NE,SE	United Water	No	No
Bethel	3N	2E	7	NE,SW,SW	United Water	Yes	Yes
Broadway	3N	2E	22	SE,SE,SE	United Water	Yes	Yes
Brookhollow No. 1	3N	1E	15	SE,NE	South County	Yes	No, but integrated in South County system
Byrd	3N	2E	33	SW,NE,NW	United Water	Yes	Yes
Cassia	3N	2E	16	NE,NE,SE	United Water	No	No
Cassia #2	3N	2E	16	NE,NE,SE	United Water	No	No
Centennial	3N	2E	25	NW,NW,SE	United Water	Yes	Yes
Central Park	3N	2E	2	NW,NE,NW	United Water	Yes	Yes
Chamberlin #1	3N	2E	22	SE,NW,NE	United Water	Yes	Yes
Chamberlin #2	3N	2E	22	SE,NW,NE	United Water	Yes	Yes
Cliffside	3N	2E	15	SW,NW,NW	United Water	Yes	Yes
Clinton	3N	2E	8	SW,NE,SW	United Water	No	No
Cole	3N	1E	24	NE,NE,SE	United Water	Yes	Yes
Country Club	3N	2E	28	SE,NW,NW	United Water	Yes	Yes
Country Square	3N	1E	23	NW,NW	South County	Yes	No, but integrated in South County system
Countryman Estates	3N	1E	23	SE,NW	South County	Yes	No, but integrated in South County system
Edgeview	3N	1E	16	SE,NE	South County	No	No
Fisk	3N	2E	6	SW,SE,SE	United Water	No	No
Five Mile Estates W. #2	3N	1E	27	SE,NE	South County	Yes	No, but integrated in South County system

SCANNED

NOV 18 2003

EXHIBIT A: CLAIMED POINTS OF DIVERSION

WELL NAME	TWN	RGE	SEC	TRACT	OWNER AS OF NOV. 19, 1987	WELL EXISTING AS OF NOV. 19, 1987?	PART OF UWID'S INTEGRATED SYSTEM AS OF NOV. 19, 1987?
Five Mile West #12	3N	1E	27	NW,SW	South County	Yes	No, but integrated in South County system
Floating Feather	4N	1E	5	SE,SW	United Water	No	No
Foxtail	4N	1W	24	SE,SW,SE	United Water	No	No
Franklin Park	3N	2E	18	SW,NW,NE	United Water	Yes	Yes
Frontier	4N	1E	34	SE,NE,SW	United Water	Yes	Yes
Goddard	4N	1E	36	SW,NE,NW	United Water	Yes	Yes
H.P.	4N	1E	27	SW,SE,NE	United Water	No	No
Hidden Valley Estates #1	2N	1E	3	SE,SE	South County	Yes	No, but integrated in South County system
Hidden Valley Estates #2	2N	1E	3	NE,SW	South County	Yes	No, but integrated in South County system
Hillcrest	3N	2E	20	SE,SE,NE	United Water	Yes	Yes
Hilton	3N	2E	17	SE,NE,SW	United Water	Yes	Yes
Hope	3N	1E	9	NE,SE,NE	United Water	No	No
Hummel	3N	2E	18	SW,NE,SW	United Water	Yes	Yes
Idaho	3N	2E	4	NE,SW,SW	United Water	Yes	Yes
Island Woods #1	4N	1E	16	NE,NW,SW (lot 5)	United Water	No	No
Island Woods #2	4N	1E	21	NW,NW,NW	United Water	No	No
J.R. Flat	2N	2E	2	SW,NW,NW	United Water	No	No
Joplin	4N	1E	27	NW,NW,SW	United Water	Yes	Yes
Kirkwood	3N	2E	19	SW,NE,NE	United Water	Yes	Yes
La Grange	3N	1E	34	NE,SW	South County	Yes	No, but integrated in South County system
Lizaso Well	3N	1E	15	SE,SW	South County	Yes	No, but integrated in South County system
Logger	3N	2E	24	NW,SW,NW	United Water	Yes	Yes
Longmeadow	3N	2E	13	NW,SW,NW	United Water	Yes	Yes
Mac	3N	2E	32	SW,NW,NW	United Water	No	No
Maple Hills #1	3N	1E	14	SW,NE,NE	United Water	Yes	Yes
Maple Hills #2	3N	1E	14	SE,NE,NE	United Water	No	No
Market	3N	2E	35	NE,NE,NW	United Water	No	No
McMillan	4N	1E	28	SE,SW,SW	United Water	No	No

SCANNED

NOV 18 2003

EXHIBIT A: CLAIMED POINTS OF DIVERSION

WELL NAME	TWN	RGE	SEC	TRACT	OWNER AS OF NOV. 19, 1987	WELL EXISTING AS OF NOV. 19, 1987?	PART OF UWID'S INTEGRATED SYSTEM AS OF NOV. 19, 1987?
Mesa #1(Warm Springs)	3N	2E	24	NE,SW,NE	Warm Springs Mesa	Yes	No, but integrated in Warm Springs Mesa system
Mesa #2 (Warm Springs)	3N	2E	24	NE,SW,NE	Warm Springs Mesa	Yes	No, but integrated in Warm Springs Mesa system
Mesa #3 (Warm Springs)	3N	2E	24	NE,SW,NE	Warm Springs Mesa	Yes	No, but integrated in Warm Springs Mesa system
Overland #6	3N	2E	19	NW,NE,NW	United Water	Yes	Yes
Paradise	3N	1E	15	NE,SE	South County	Yes	No, but integrated in South County system
Pioneer	2N	2E	22	NE,NW,NE	United Water	No	No
Pleasant Valley	2N	2E	21	NW,NE,NW	United Water	No	No
Raptor	2N	2E	17	NW,NW,NW	United Water	No	No
Redwood Creek	4N	1E	7	SWNW (lot 2)	United Water	No	No
River Run	3N	2E	24	NE,SW,SE	United Water	Yes	Yes
Roosevelt #1	3N	2E	16	SW,NW,NW	United Water	Yes	Yes
Roosevelt #3	3N	2E	16	SW,NW,NW	United Water	Yes	Yes
Settlers	4N	1E	35	NW,NE,NW	United Water	Yes	Yes
Sherman Oaks	3N	1E	23	SE, SE	South County	Yes	No, but integrated in South County system
Sixteenth St.	3N	2E	9	SW,SE,NW	United Water	Yes	Yes
Spurwing	4N	1W	23	NE,SW	United Water	No	No
Sunset West #1	3N	1E	36	SE,NE,SE	United Water	Yes	Yes
Swift #1	3N	2E	30	SE,SW,SE	United Water	Yes	Yes
Swift #2	4N	2E	31	SE,SW,SE	United Water	No	No
Taggart #1	3N	2E	21	SW,NE,NE	United Water	Yes	Yes
Taggart #2	3N	2E	21	SW,NE,NE	United Water	No	No
Tenmile	2N	2E	17	NE,SE,NE	United Water	No	No
Terteling	3N	2E	36	NE,SW,NE	United Water	Yes	Yes
Twenty-seventh	3N	2E	4	SW,SW	United Water	Yes	Yes
Veterans	4N	2E	32	SW,SE,SE	United Water	No	No
Victory	3N	1E	27	NE,NE	South County	Yes	No, but integrated in South County system
Vista	3N	2E	28	NE,NE,NE	United Water	Yes	Yes
Westmoreland	4N	2E	31	NE,NW,SW	United Water	Yes	Yes

SCANNED

NOV 18 2003

EXHIBIT A: CLAIMED POINTS OF DIVERSION

WELL NAME	TWN	RGE	SEC	TRACT	OWNER AS OF NOV. 19, 1987	WELL EXISTING AS OF NOV. 19, 1987?	PART OF UWID'S INTEGRATED SYSTEM AS OF NOV. 19, 1987?
Willow Lane #1	4N	2E	32	NW,NW,NW	United Water	Yes	Yes
Willow Lane #2	4N	2E	32	NW,SW,NW	United Water	Yes	Yes
Willow Lane #3	4N	2E	32	NW,SW,NW	United Water	Yes	Yes

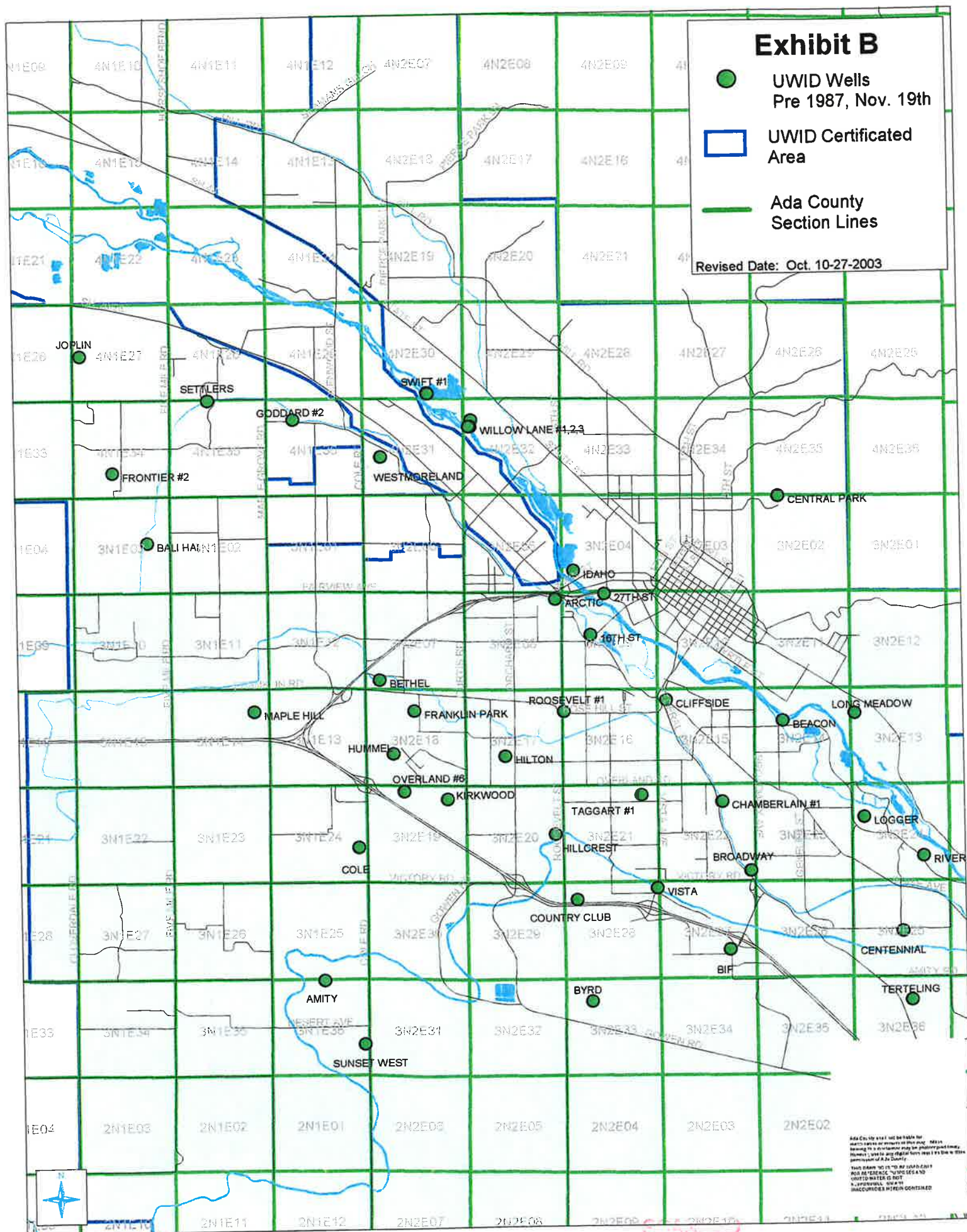
Notes:

(1) The following claimed rights are associated with the South County System: 63-7641, 63-7896, 63-7979, 63-7998, 63-8011, 63-8248, 63-8265, 63-8405, 63-8635, 63-9087, 63-9106, 63-9198, 63-9199, 63-9384, 63-10391.

(2) The following claimed rights are associated with the Barber System: 63-4395, 63-8385 and 63-10150.

(3) The following claimed right is associated with the Warm Springs Mesa System: 63-3457.

Revised Date: Oct. 10-27-2003



ADA County will use the best available information to identify the areas that are subject to the following: a) a drainage study by professional survey; b) a study to determine the extent of the drainage area; and c) a study to determine the extent of the drainage area.

NOV 18 2003

Exhibit B

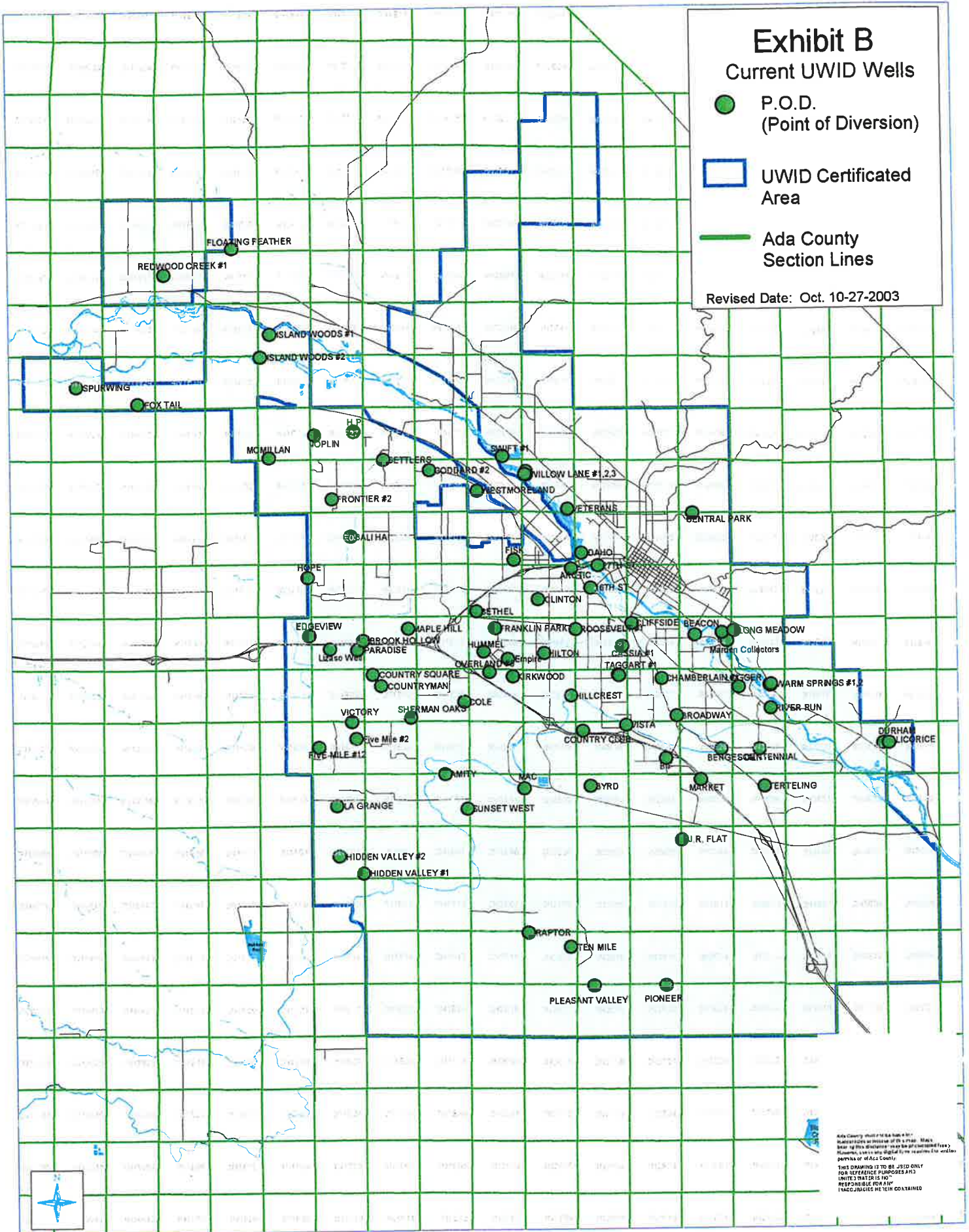
Current UWID Wells

● P.O.D.
(Point of Diversion)

□ UWID Certificated
Area

— Ada County
Section Lines

Revised Date: Oct. 10-27-2003



Ada County shall not be liable for any errors or omissions in this map. The user of this map assumes all responsibility for its use. This drawing is to be used only for reference purposes and is not to be used for any other purpose. THE USER OF THIS DRAWING IS NOT RESPONSIBLE FOR ANY ERRORS OR OMISSIONS CONTAINED HEREIN.

SCANNED

NOV 10 2003

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

United Water Idaho Inc. (208) 362-1300
Name of Claimant Phone Number

8248 W. Victory Road, P.O. Box 190420, Boise, Idaho 83719-0420
Mailing Address City State Zip

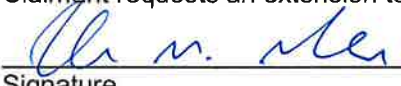
Ada Approximately 1989
County(s) where place of use is located Date claim originally due

63-2915, 63-3239, 63-31797, 63-31798
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Research by the company recently uncovered new information regarding each of these claims. United Water purchased Rights 63-2915 and 63-3239 in 1977. However, the change of ownership was never entered in IDWR's database. These two licensed rights currently are unclaimed in the SRBA. Rights 63-31797 and 63-31798 are beneficial use rights associated with historical diversion at United Water's Marden Water Treatment Plant site.

Claimant requests an extension to December 31, 2003

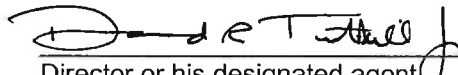
 (John Marshall) November 14, 2003
Signature Date of request

Attorney for United Water Idaho Inc.
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [_____ denied] for the following reasons:

and if granted the filing deadline is extended to March 1, 2004
Signed this 18th day of Nov, 2003


Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard Street
Boise, Idaho 83706

SCANNED
NOV 18 2003



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

WLB	☒	INT.	DATE
GNC	☐		
RPW	☒		
JLM	☒		
FEB 10 1977			
KFW	☒		
LAB	☐		
RETURN TO:			

9 February, 1977

Mr. Robert P. Walker
Boise Water Corporation
Box 7488
Boise, Idaho 83707

Dear Mr. Walker,

Thank you for sending us the letter from Mr. A.J. Goade, transferring the water rights from Sunset West Company to the Boise Water Corporation. A copy will be kept in each of the files to show present ownership of the wells.

For your own records, we are enclosing a copy of each of the two licenses:
G-29759/63-3239 and G-23249/63-2915.

#1

#2

*put into files
in basement*

Sincerely yours,

Kay Weaver

(Ms.) Kay Weaver
Chief Clerk, Water Rights

Encls.

SCANNED

NOV 10 2003

Sunset West Company
Box 386
Meridian, Idaho 83642

V CL	V	INT.	DATE
BMH			
VHP			
TEJ			
PLH			
RETURN TO:			
FEB 03 1977			
ACCT			
BILLING			
CASHIER			
SERVICE			
ENG.			

February 3, 1977

Mr. William C. Linam, Manager
Boise Water Corporation
P. O. Box 7488
Boise, Idaho 83707

Dear Mr. Linam:

We hereby transfer water rights under permits
G29759 and G23249 to Boise Water Corporation. This
transfer covers wells sold by Sunset West Company
to Boise Water Corporation.

Very truly yours,

A.J. Goade
A.J. Goade
Partner

AJG:klt

SCANNED

NOV 18 2003

State of Idaho

License and Certificate of Water Right

Water License No. G-23249

Amount 2 c.f.s.

Water District No. _____

Priority November 17, 1952

THIS IS TO CERTIFY that MERRILL S. AYRES

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 17, 19 52; that Permit No. G-23249 was issued under said application; that Certificate of Completion of works, with a carrying capacity of

2 second feet, was issued thereunder on October 9, 19 58, showing that said works were completed on the 24th day of July, 19 57; and that on the 24th day of July, 19 57, MERRILL S. AYRES

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

, a tributary of subterranean, for the purpose of Irrigation and domestic use, under Use Permit No. G-23249 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

10 of Licenses at page 6437, on the 9th day of October, 19 58; The right hereby confirmed dates from November 17, 1952;

The Point of Diversion is located

in the NE 1/4 SE 1/4, Sec. 36, Tp. 3 N., R. 1 E., B. M. County 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 2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	1 E.	36	SE 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	40
			SE 1/4 NW 1/4	40	40
			NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	23	30
			SE 1/4 SE 1/4	39	40
			NE 1/4 SW 1/4	26	26
			Total number of acres irrigated	- -	296

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 9th day of October, 19 58.

/s/ Geo. N. Carter

State Reclamation Engineer.

(SEAL)

63 2915

GIVENS PURSLEY ^{LLP}

LAW OFFICES

601 W. Bannock Street
PO Box 2720, Boise, Idaho 83701
TELEPHONE: 208 388-1200
FACSIMILE: 208 388-1300
WEBSITE: www.givenspursley.com

JOHN M. MARSHALL

DIRECT DIAL: (208) 388-1270
EMAIL: johnmarshall@givenspursley.com

Gary G. Allen
Christopher J. Beeson
Jessica M. Borup
William C. Cole
Michael C. Creamer
Thomas E. Dvorak
Roy Lewis Eiguren
Timothy P. Fearnside
Jeffrey C. Fereday
Steven J. Hippler
Kari T. Klein
Debora K. Kristensen
Anne C. Kunkel
Franklin G. Lee
David R. Lombardi

D. David Lorello, Jr.
Emily A. MacMaster
Kimberly D. Maloney
John M. Marshall
Kenneth R. McClure
Kelly Greene McConnell
Cynthia A. Mellillo
Christopher H. Meyer
Kendall L. Miller
L. Edward Miller
Patrick J. Miller
Judson B. Montgomery
Angela K. Nelson
Deborah E. Nelson
W. Hugh O'Riordan

Michael C. Orr
Kenneth L. Pursley
Bradley V. Sneed
H. Barton Thomas
Conley E. Ward
Robert B. White
Michael V. Woodhouse

Raymond D. Givens
James A. McClure
OF COUNSEL

John A. Miller, LL.M. *
TAX CONSULTANT
*Licensed in Kentucky only

November 14, 2003

HAND DELIVERED

David R. Tuthill, Jr., P.E.
Adjudications Bureau Chief
Idaho Department of Water Resources
1301 N. Orchard St.
P.O. Box 83720
Boise, ID 83720-0098

RECEIVED
NOV 14 2003
Department of Water Resources

Re: United Water Idaho Inc.
New and Amended SRBA Claim
GP File No. 30-125

Dear Dave:

On behalf of United Water Idaho Inc. ("United Water"), We enclose a set of 76 amended claims and 4 new claims to water rights in the Snake River Basin Adjudication.

We are directing this letter to you based on our understanding that United Water's SRBA claims have been moved from the Western Office to the State Office for processing.

In order to facilitate the Department's processing of these claims, we offer the following explanation.

I. BACKGROUND

United Water filed its original set of SRBA claims in 1989. On July 25, 2000, United Water filed fifteen new and amended claims to correct errors and oversights in the original filings.

Subsequent to filing these claims, on March 4, 2001 United Water filed a set of transfer applications, known as the IMAP. They seek, among other things, recognition of (1) a uniform place of use, (2) a year-round season of use, (3) a uniform "municipal" nature of use, and (4) integrated points of diversion ("IPD") for those rights owned by United Water that are part of its

528321 ED

NOV 14 2003

integrated municipal water system. These changes would amend United Water's portfolio of water rights to match the way United Water has operated its system over the years, including accomplished transfers recognized as valid by Idaho Code § 42-1425.

When the IMAP was filed, it was anticipated that its processing would be completed prior to consideration of the SRBA claims. Consequently, the SRBA claims were not previously amended to conform to the IMAP. It is now apparent that the SRBA claims may be taken up prior to completion of review of the IMAP. Consequently, these amendments are offered to ensure that United Water's SRBA claims are generally consistent with what is being requested under the IMAP.¹

Each new and amended water right claim in this package includes an identical comprehensive list of integrated points of diversion ("IPD"), labeled Exhibit A, with the exception of two new claims and Claim No. 63-2892. This list includes all wells that are currently within United Water's integrated delivery system (except for the collector wells, discussed below in II.A.2).² In limiting the IPD list to those wells that are part of United Water's integrated delivery system, we have excluded seven remote wells in Ada and Canyon Counties.³ These seven wells serve non-contiguous service areas and are not at this time physically connected with United Water's integrated delivery system.

¹ In some instances minor differences remain. For example, in a few IMAP rights we have proposed a reduction in the diversion rate on water rights that were previously used for irrigation and are now used year-round for municipal purposes. The reduction in diversion rate allows the right to be operated on an integrated basis with other rights without special administration or record keeping. Because we do not know the outcome of these proposed changes, we have included the full licensed diversion rate in these SRBA amended claims.

² This IPD list includes two sets of wells (the Warm Springs Mesa wells and the Island Woods wells) that are not yet physically connected to United Water's delivery system, but are expected to be connected soon. Unlike the remote wells discussed below, these wells serve contiguous service areas. Moreover, plans are in place today to connect them into United Water's delivery system.

Each of the wells included in this IPD list are currently operational, with the following exceptions: Cole, Foxtail, Joplin, Lizaso and Five Mile Estates #2 well. These wells are currently not in service, but have been retained on this IPD list because it is anticipated that it may be brought back into service. Similarly, the Veterans collectors are included as an alternate point of diversion for Water Right No. 63-2892 (see discussion below in Part II.A.2). Numerous former wells have been dropped from the IPD list where the wells have been capped and there is no current plan to bring them back into service.

³ The water rights associated with these remote wells are: Nos. 63-12424, 63-12463, 63-12506, 63-12552, 63-12266 and 63-31243. They serve five separate systems. These are all post-commencement rights and are therefore not included among these SRBA claims.

In our view, the law is not settled regarding the extent to which SRBA decrees may reflect post-commencement circumstances. Consequently, United Water is claiming alternate points of diversion associated with post-commencement rights in these claims for pre-commencement rights.

United Water recognizes the Department may take the position that it cannot recommend post-commencement alternate points of diversion on these claims if the IMAP is not approved prior to SRBA recommendations. Consequently, to assist in processing these claims as the Department determines proper, we have provided the following information:

- The IPD list contains columns identifying the name and location of each well.
- In addition, there is a column labeled "Owner as of Nov. 19, 1987." Thus, for instance, a well developed by South County Water System and subsequently acquired by United Water would be labeled "South County."
- The last two columns are labeled "Well Existing as of Nov. 19, 1987?" and "Part of United Water's Integrated System Prior to Nov. 19, 1987?" For each well, these questions are answered "yes" or "no." With this information, the Department may determine whether the well was in existence at the time of the commencement of the Adjudication and, if so, whether it was part of United Water's system or another system at the time of commencement. If the well was part of a different integrated system as of commencement, that fact is noted in the last column.

A summary description of the specific categories of new and amended claims follow.

II. AMENDED CLAIMS

In most cases, the amended claims do not alter the previously claimed priority dates or diversion rates. In five instances, the diversion rate has been adjusted downward.⁴ In two instances, the diversion rate is being adjusted upward.⁵ In each of these instances, the amended claims simply correct errors in the prior claims.

The amended claims provide the following.

⁴ The diversion rate was adjusted downward for Water Right Nos. 63-3411, 63-8059, 63-9671, 63-10405 and 63-10533.

⁵ The diversion rate was adjusted upward for Water Right Nos. 63-4395 and 63-7641.

- ❑ Consistent description of the place of use as "Within the Service Area of United Water Idaho Inc."
- ❑ Consistent identification of the nature of use as "municipal."
- ❑ Consistent identification of a year-round period of use.
- ❑ Consistent identification of alternate points of diversion for all ground water rights (with the exception of collector well water right explained below in Part II.A.2).

A. CLAIMS FOR RIGHTS HELD BY UNITED WATER PRIOR TO COMMENCEMENT OF SRBA

1) Integrated Delivery System

This category includes 56 claims for rights owned by United Water as of the November 19, 1987 that were then part of its integrated delivery system.

2) Marden Collectors Water Right (63-2892).

Although this right is a licensed ground water right that has been part of the integrated delivery system for decades, because of its unique characteristics United Water has determined not to include its points of diversion as alternate points of diversion for the other ground water rights. Accordingly, water right 63-2892 is claimed with only the two licensed points of diversion (the two collector wells) as indicated in the amended claim.

B. RIGHTS OBTAINED BY UNITED WATER SUBSEQUENT TO COMMENCEMENT.

1) Acquired Systems

In three instances, United Water acquired water rights as part of system purchases subsequent to the commencement of the adjudication: South County Water System, Barber Water System and Warm Springs Mesa Water System.

Each of these systems operated as integrated systems (within themselves) prior to the commencement. Consequently, if the Department is unable to recommend the entire IPD list as alternate points of diversion, it should, at a minimum, recommend as alternate points of diversion those wells previously associated with each of the respective systems. Thus, at a minimum, twelve South County wells existing as of November 19, 1987 should be alternate points of diversion for each of the South County water rights,⁶ the two Barber wells should be alternate

⁶ One South County well, the Edgeview well, was not drilled until after November 19, 1987.

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NOV 10 2003

points of diversion for each of the Barber water rights, and the three Warm Springs Mesa wells should be alternate points of diversion for each of the Warm Springs Mesa water rights.

2) Subsequently Developed Water Rights

In accordance with the SRBA statutes and commencement order, United Water has elected not to file SRBA claims for water rights it owns for which proof of beneficial use was not filed until after the commencement of the Adjudication. This decision has not changed. United Water will continue to pursue review of its post-commencement claims through the IMAP and/or other administrative transfer actions.

III. NEW CLAIMS

Research conducted subsequent to the filing of the IMAP has identified four new water rights that were not previously claimed. Claim numbers 63-2915 and 63-3229 are associated with licensed water rights purchased by United Water in 1977, but for which the Department's records never were updated to reflect the ownership change. Claim numbers 63-31797 and 63-31798 are beneficial use claims associated with diversion and delivery facilities owned and operated by United Water's predecessor company at the location of the current Marden Water Treatment Plant. A completed Request for Extension of Time to File Adjudication Claim(s) accompanies this letter.

IV. WITHDRAWN CLAIMS

United Water has determined that the following previously filed claims should be withdrawn: 63-8357 and 63-17021. These two claims hereby are withdrawn.

V. FEES

Pursuant to a conversation this week between Don Shaff and John Marshall, we have calculated the fee required for the amended and new claims based on a system-wide approach. In other words, rather than approaching the required fees on a right-by-right basis, we calculate the fee based on the total additional diversion rate requested by these amended and new claims less the reduction in diversion rates claimed by these amendments. This is reflected in the following table:

Claim Number	Previously Claimed Diversion Rate (cfs)	Diversion Rate in Amended or New Claim (cfs)	Change In Diversion Rate (cfs)	Net Change in Diversion Rate (cfs)
63-2915	--	2.00	+2.00	2.00
63-3239	--	2.00	+2.00	4.00

63-2915-803

11/14/2003

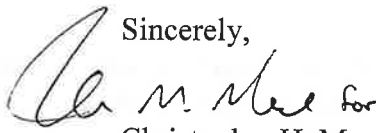
David R. Tuthill, Jr., P.E.
November 14, 2003
Page 6

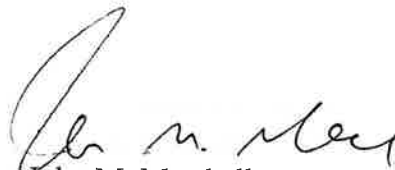
63-3411	2.14	1.50	-0.64	3.36
63-4395	0.60	0.75	+0.15	3.51
63-7641	1.10	2.00	+0.90	4.41
63-8059	2.14	0.57	-1.57	2.84
63-8357	1.18	--	-1.18	1.66
63-9671	2.70	2.12	-0.58	1.08
63-10405	2.70	1.56	-1.14	-0.06
63-10533	1.00	0.52	-0.48	-0.54
63-17021	0.15	--	-0.15	-0.69
63-31797	--	2.63	+2.63	1.94
63-31798	--	1.55	+1.55	3.49

Using this net increase in the claimed system-wide diversion rate of 3.49 cfs, we calculated the total fee due as follows: \$50 each for the four new claims (63-2914, 63-3239, 63-31797 and 63-31798) for a total of \$200. Then we added \$349 to reflect the variable fee of \$100 per cfs required for municipal water rights, for a total of \$549. A check for this amount is enclosed.

Finally, we have been in contact with Don Shaff about providing the Department electronic copies of point of diversion lists or other information to facilitate your data entry. If you have any questions about these claims, or if there is additional information that we may provide, please do not hesitate to contact either of us. We are happy to help in any way we can.

Sincerely,


Christopher H. Meyer


John M. Marshall

Encl: Check for \$549.00
Request for Extension of Time for File Adjudication Claim(s)
4 New Claims
76 Amended Claims

cc: H. Scott Rhead (w/o encl)

JMM/CHM:hcm S:\CLIENTS\30\125\JM for IDWR re amended claims.DOC

5/20/2004

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