

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 63-34677

1. Name of applicant(s) Mores Creek Rim Ranches Water District Phone 208-391-2600
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 1 Paloma Drive City Boise
State ID _____ ZIP 83716 Email chairmanmcrwd@gmail.com
2. Name of representative, if any SPF Water Engineering Phone 208-383-4140
Mailing address 300 E. Mallard Dr., Ste 350 City Boise
State ID _____ ZIP 83706 Email lgraves@spfwater.com
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☒ Send original correspondence to the applicant and copies to the representative.
- b. ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Ground Water which is a tributary of Mores Creek
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
4N	4E	27			NW	SW	Boise	Ground Water	Well 2
4N	4E	27			NW	SW	Boise	Ground Water	Well 3
4N	4E	27			SW	NW	Boise	Ground Water	Well 4

5. Water will be used for the following purposes:
- Amount 0.10 cfs for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.10 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. 3 existing wells and pumps
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☐ No
- c. Proposed well diameter is 6, 8, 8 inches; proposed depth of well is 505, 500, 600 feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? _____; drilling firm see attached reports for wells 3 & 4 (*add'l info below); well was drilled for (well owner) _____; Drilling Permit No. _____

Received by AW Date 12-10-18 Time _____ Preliminary check by ARV
Fee \$ 100.00 Receipted by _____ Receipt No. C105838 Date 10-31-2018

*A well report was not located for Well 2. This well was verified in the BUFE for license 63-10797 (described as "Well 1" in BUFE)

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; must complete and attach the Municipal Water Right Application Checklist.
 - Domestic; show number of households 11
 - Other; describe fully. _____

9. 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 the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	4E	27							D			D							
4N	4E	28				D									D				
						L2													

Total number of acres to be irrigated: _____

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? 63-10797 and 63-12397
11. a. Who owns the property at the point of diversion? Applicants
- b. Who owns the land to be irrigated or place of use? Water district patrons
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: see attachments (1) District Court Order creating MCRRWD and (2) MCRRWD rules and regulations
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. See attached narrative
13. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).
14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

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 rejection of the application or cancellation of an approval.

Heather Lince
 Signature of Applicant
HEATHER Lince - Chairman
 Print Name (and title, if applicable)

 Signature of Applicant

 Print Name (and title, if applicable)

MORES CREEK RIM RANCHES WATER DISTRICT APPLICATION

Item 12: Narrative

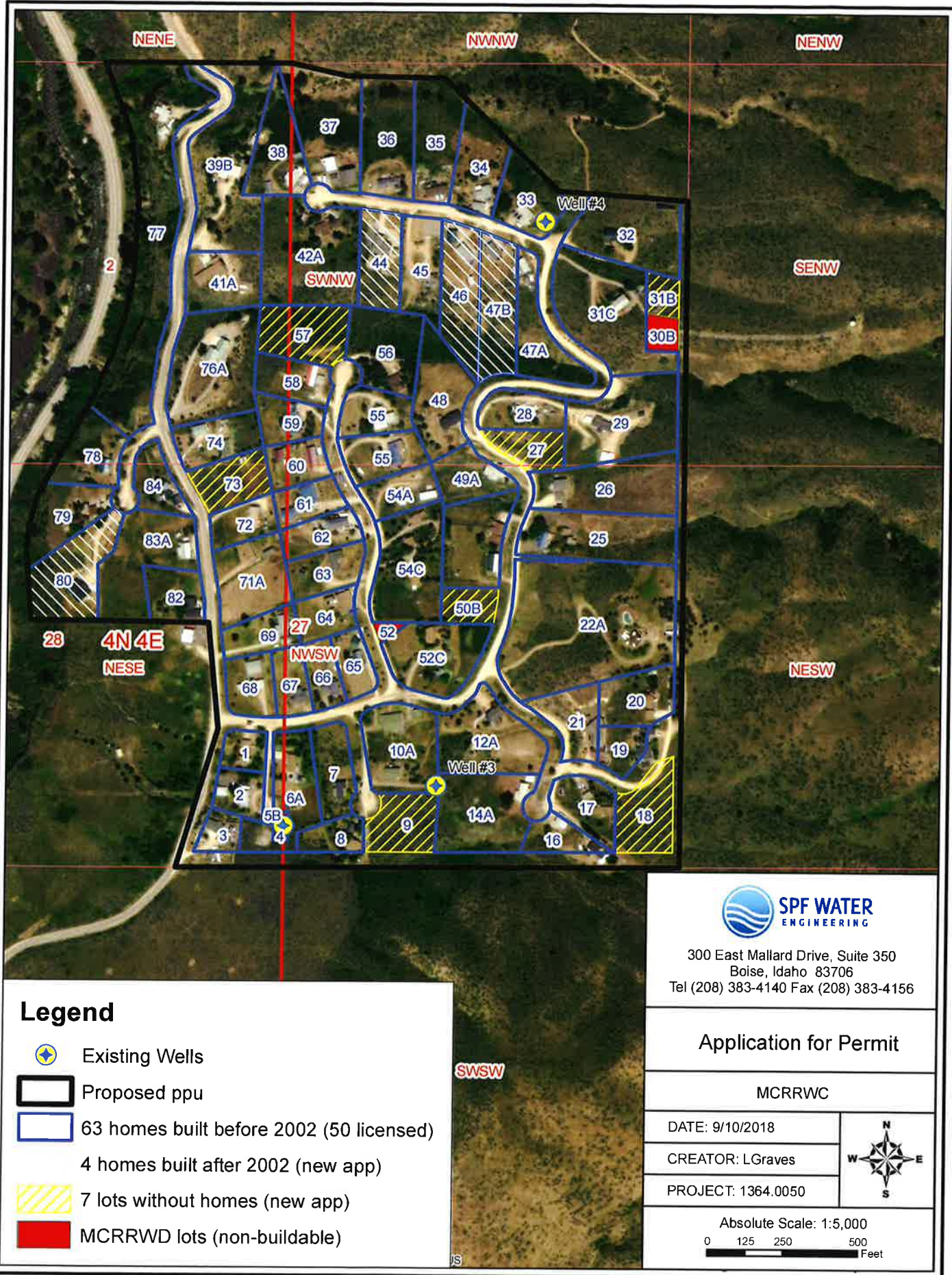
Mores Creek Rim Ranches Water District (MCRRWD) currently serves 67 existing homes with domestic water from three wells, aka Wells 2, 3 and 4. There are 7 additional lots that are awaiting development. Currently license 63-10791 covers 50 of the 67 homes. Lapsed permit 63-12397 was filed in 1997 to cover an additional 34 homes. The permit development period ended in 2002. Applicants are seeking reinstatement of this permit for 13 homes built and served prior to 2002.

This application proposes domestic coverage for the 4 existing homes developed and served after 2002 along with potentially 7 new homes to be constructed on the undeveloped lots for a total of 11 homes.

The proposed flow rate reflects historic yields experienced from the wells, and will not exceed system capacity when combined with rights 63-10791 and 63-12397.

The 50 lots covered under license 63-10791 and the 34 additional lots proposed under permit 63-12397 were not specified in the water rights' records. Attached is a spreadsheet indicating the 63 lots developed prior to 2002, the 4 lots developed after 2002, and the 7 lots to be developed. Please note, there are 4 small lots owned by the applicant that are not buildable and used for infrastructure purposes (i.g. well lots etc.). The proposed place of use reflects the applicant's service area.

Path: S:\PROJECTS\M Iruu R Projects\W Projects\Mores Creek Rim Ranches_1364\0050_Misc WR Tasks\PROJECT\GIS\Arch\Map_Projects\PMT Map.mxd



Mores Creek Rim Ranches Development History and Status

PARCEL NO.	LOT NO.	DATE BUILT	STATUS	ACRES	OWNER	PHYSICAL ADDRESS
RP047000000010	1	1982	Built before 2002	0.51	OFTEDAL HEIDI	129 MORES CREEK RIM RD
RP047000000020	2	By 1998	Built before 2002	0.51	LOERCH STEPHEN R	4 PALOMA CT
RP047000000030	3	1983	Built before 2002	0.58	SINGLETON RONALD P	123 MORES CREEK RIM RD
RP04700000006A	6A	1983	Built before 2002	1.64	NELSON TERRI A	3 PALOMA CT
RP047000000070	7	1979	Built before 2002	0.84	HILL CHRISTOPHER L	4 REDFERN PL
RP047000000080	8	1980	Built before 2002	0.72	GIBSON JIM	8 REDFERN PL
RP04700000010A	10A	1977	Built before 2002	1.58	GENOVESE CHISTOPHER	1 REDFERN PL
RP04700000012A	12A	1994	Built before 2002	1.72	BROUHARD BILLY E	15 PALOMA DR
RP04700000014A	14A	1979	Built before 2002	2.08	EIKMAN ERLE J	10 NORWOOD PL
RP047000000160	16	1995	Built before 2002	0.80	ROBINSON LAWRENCE J	13 NORWOOD PL
RP047000000170	17	1985	Built before 2002	0.96	JOHNSON KENT	3 NORWOOD CT
RP047000000190	19	By 1998	Built before 2002	0.58	MILHOLLAND DANIEL	6 NORWOOD CT
RP047000000200	20	1983	Built before 2002	0.76	GREEN BRYAN D	10 NORWOOD CT
RP047000000210	21	1971	Built before 2002	0.96	HUNT JAMES W	4 NORWOOD CT
RP04700000022A	22A	1984	Built before 2002	5.00	UNANDER DELWIN E	1 NORWOOD PL
RP047000000250	25	1980	Built before 2002	1.47	DOTY LESLIE	27 PALOMA DR
RP047000000260	26	1999	Built before 2002	1.59	BRINKERHOFF BRIAN J	29 PALOMA DR
RP047000000280	28	1970	Built before 2002	0.91	TRUSCOTT DANIEL M	39 PALOMA DR
RP047000000290	29	1998	Built before 2002	1.98	BERNDT JOHN P	43 PALOMA DR
RP04700000031C	31C	1996	Built before 2002	2.31	SUTTON DONALD J	53 PALOMA DR
RP047000000320	32	1982	Built before 2002	1.63	FRENTRESS MATHEW A	57 PALOMA DR
RP047000000330	33	1994	Built before 2002	0.97	ANDERSON GREGG A	4 JOY LEE CIR
RP047000000340	34	1996	Built before 2002	1.04	LUTKE LARRY A	6 JOY LEE CIR
RP047000000350	35	1994	Built before 2002	1.26	BURDETTE DAVID J	8 JOY LEE CIR
RP047000000360	36	1995	Built before 2002	1.60	WHITTAKER CARROLL RICHARD	12 JOY LEE CIR
RP047000000370	37	1981	Built before 2002	1.88	WORMAN NANCY A	14 JOY LEE CIR
RP047000000380	38	1995	Built before 2002	1.20	SETTLE DAVID C	16 JOY LEE CIR
RP04700000039B	39B	1997	Built before 2002	2.46	LINCE NEAL R	161 MORES CREEK RIM RD
RP04700000041A	41A	1995	Built before 2002	1.32	GOERS DANIEL W	157 MORES CREEK RIM RD
RP04700000042A	42A	1983	Built before 2002	2.51	GUNDY THAMES (JOE)	15 JOY LEE CIR
RP047000000450	45	1983	Built before 2002	1.04	SMITH JANICE M	9 JOY LEE CIR
RP04700000047A	47A	1982	Built before 2002	1.32	NEWBERN JERRY	40 PALOMA DR
RP04700000048C	48	1981	Built before 2002	1.43	DOUGHERTY MICHAEL	36 PALOMA DR
RP04700000049A	49A	1994	Built before 2002	0.96	LENHARD HEIDI M	32 PALOMA DR
RP04700000049C	49C	1984	Built before 2002	1.26	LANNING JORDAN D	30 PALOMA DR
RP04700000052C	52C	1993	Built before 2002	1.42	DALTON FAMILY PARTNERSHIP LLLP	12 PALOMA DR
RP04700000054A	54A	2000	Built before 2002	0.63	DOLAN JIM	13 EDGEEMERE PL
RP04700000054C	54C	1983	Built before 2002	1.82	BRUNI BRIAN C	11 EDGEEMERE PL
RP04700000055A	55	1994	Built before 2002	0.77	GREGSON RAYMOND H	19 EDGEEMERE PL
RP04700000055B	55	1994	Built before 2002	0.77	PIERCE PAUL E	15 EDGEEMERE PL
RP047000000560	56	1986	Built before 2002	1.37	HOFFMAN CHARLES H	21 EDGEEMERE PL
RP047000000580	58	1994	Built before 2002	0.88	VANHORN KEVIN	20 EDGEEMERE PL
RP047000000590	59	1992	Built before 2002	0.94	CALLAHAN DAVID	18 EDGEEMERE PL
RP047000000600	60	1995	Built before 2002	0.64	FORD MICHAEL D	16 EDGEEMERE PL
RP047000000610	61	By 1998	Built before 2002	0.66	STUDER ANTHONY	14 EDGEEMERE PL
RP047000000620	62	1984	Built before 2002	0.74	MENDOZA RAFAEL JR	12 EDGEEMERE PL
RP047000000630	63	1997	Built before 2002	0.74	TKACS KIMBERLY ANN	10 EDGEEMERE PL
RP047000000640	64	1993	Built before 2002	0.67	ALSPACH KEVIN DUANE	6 EDGEEMERE PL
RP047000000650	65	1999	Built before 2002	0.56	PERKINS ASHLEY L	10 PALOMA DR
RP047000000660	66	1997	Built before 2002	0.58	CUMMINGS NORMAN	8 PALOMA DR
RP047000000670	67	1996	Built before 2002	0.71	BARTHOLOMEW MICHAEL	6 PALOMA DR
RP047000000680	68	1997	Built before 2002	0.70	BURDETT WILLIAM D	2 PALOMA DR
RP047000000690	69	1992	Built before 2002	0.72	FERRIS COLBY D	135 MORES CREEK RIM RD
RP04700000071A	71A	By 1998	Built before 2002	1.38	CORNELL SETH C	139 MORES CREEK RIM RD
RP047000000720	72	By 1998	Built before 2002	0.63	MCGRATH EUGENE T JR	141 MORES CREEK RIM RD
RP047000000740	74	1987	Built before 2002	0.89	FRANK THOMAS G	147 MORES CREEK RIM RD
RP04700000076A	76A	1984	Built before 2002	2.25	SEELY DINAH	155 MORES CREEK RIM RD
RP047000000770	77	1998	Built before 2002	4.54	ARMFIELD ROBERT E	162 MORES CREEK RIM RD
RP047000000780	78	1983	Built before 2002	1.07	CLIFFORD CAROL BERNICE	4 RIMROCK WAY
RP047000000790	79	1984	Built before 2002	1.18	STARRY KIRK B	8 RIMROCK WAY
RP047000000820	82	1986	Built before 2002	0.69	FAUVER LUKE	138 MORES CREEK RIM RD
RP04700000083A	83A	1994	Built before 2002	1.72	BOUCHARD DANIEL J	142 MORES CREEK RIM RD
RP047000000840	84	1998	Built before 2002	0.65	GRUENDLER JOHN R	146 MORES CREEK RIM RD
RP04700000047B	47B	2003	Built after 2002	1.26	BRUMFIELD BRENT A	5 JOY LEE CIR
RP047000000460	46	2007	Built after 2002	1.29	BOWERS NATHAN K	7 JOY LEE CIR
RP047000000440	44	2009	Built after 2002	1.01	STIENMETZ NICHOLAS DUANE	13 JOY LEE CIR
RP047000000800	80	By 2017	Built after 2002	1.64	SMITH SHAWN	10 RIM ROCK WAY
RP04700000030B	30B	Non-buildable		0.17	MORES CREEK RIM RANCHES WATER DISTRICT	HC 33 BOX 1921
RP04700000052B	52	Non-buildable		0.18	MORES CREEK RIM RANCHES WATER DISTRICT	HC 33 BOX 1921
RP04700000005B	5B	Non-buildable		0.10	MORES CREEK RIM RANCHES WATER DISTRICT	HC 33 BOX 1921
RP04700000004B	4	Non-buildable		0.08	MORES CREEK RIM RANCHES WATER DISTRICT	HC 33 BOX 1921
RP047000000270	27	Not Developed		0.64	SHEARER ALEEN J	
RP047000000090	9	Not Developed		1.25	JARMUSZ RICHARD	
RP047000000570	57	Not Developed		1.15	PALISADES ASSETS, LLC	
RP047000000180	18	Not Developed		0.91	BRONSON M	
RP04700000050B	50B	Not Developed		0.54	BARTLING CHARLES A III	
RP047000000730	73	Not Developed		0.84	MOUNTAIN WEST IRA CUSTODIAN	
RP04700000031B	31B	Not Developed		0.25	BUTTS GARY A	53 PALOMA DR

Form 238-7
3/95

IDAHO DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT

Use Typewriter or Ballpoint Pen

62299

Office Use Only			
Inspected by _____			
Twp _____	Rge _____	Sec _____	
1/4 _____		1/4 _____	
Lat: _____		Long: _____	

1. DRILLING PERMIT NO. 63- 97 -C - 0527 - 000
Other IDWR No. D0001482. OWNER: water right no. 12397
Name Mores Creek Rim Ranch Water Dist.
Address HC 33 Box 1143
City Boise State ID Zip 83706

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N				
W				E
				S

Twp. 04 North ☒ or South ☐
Rge. 04 East ☒ or West ☐
Sec. 27 NW 1/4 SW 1/4 1/4
Gov't Lot _____ County Boise
Lat: _____ Long: _____

Address of Well Site Idaho City

Mores Creek Rim Ranch City
(Give at least name of road + Distance to Road or Landmark)Lt. 10 Blk. _____ Sub. Name Mores Creek
Rim Ranch

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☒ Other Subdivision

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT Sacks or Pounds	METHOD
Material	From	To		
BENT	0	60	1800	OVERBORE

 Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____
 Was drive shoe seal tested? ☐ Y ☒ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
8 5/8	0	60	250	Steel	☒	☐	☒	☐
6 5/8	+2	497	250	Steel	☒	☒	☒	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☒ Perforations Method Factory
☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
457	497	1/8		65/8	Steel	☐	☒

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

 429 ft. below ground Artesian pressure _____ lb.
 Depth flow encountered _____ ft. Describe access port or control devices: _____

11. WELL TESTS:

☒ Pump ☐ Bailor ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
14	4'	483	8hr

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

Depth first Water Encountered _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Water	Y	N
12	0	4	Soil			
12	4	20	Clay Some Rock			
12	20	21	Gravel			
12	21	44	Brown Clay			
12.8	44	119	DeGranite Some Clay			
8	119	147	Black Lava			
8	147	171	Clay Some Gravel			
8	171	188	DeGranite			
8	188	225	Salt & Perrerr Granite Fractor			
8	225	282	Gray Granite Hard			
8	282	367	Salt & Pepper granite Hard			
8	367	376	Green & Salt & Pepper			
8	376	460	Salt Pepper Granite Hard			
8	460	500	Green Salt & Pepper Granite Fractor			

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NOV 12 1997

Department of Water Resources

RECEIVED

NOV 17 1997

WATER RESOURCES
WESTERN REGION
 Completed Depth 497 (Measurable)
 Date: Started 10-20-97 Completed 10-27-97

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name HIDDLESTON & SON INC. Firm No. 35

Firm Official *Ken Koch* Date 11-5-97

Supervisor or Operator _____ Date _____

(Sign once if Firm Official & Operator)

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Form 238-7
3/95

IDAHO DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT 62300

Use Typewriter or Ballpoint Pen

Office Use Only			
Inspected by _____			
Twp _____	Rge _____	Sec _____	
1/4 _____	1/4 _____	1/4 _____	
Lat: _____	Long: _____		

1. DRILLING PERMIT NO. 63-97-C-0526 - 000
Other IDWR No. D000147

2. OWNER: WFR 63-12347
Name Mores Creek Rim Ranch
Address HC 33 Box 1143
City Boise State ID Zip 83706

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N		Twp. <u>4</u> North ☒ or South ☐	
W		Rge. <u>4</u> East ☒ or West ☐	
E		Sec. <u>27</u> SW <u>1/4</u> NW <u>1/4</u> SE <u>1/4</u>	
S		Gov't Lot _____ County <u>Boise</u> 10 acres 10 acres 160 acres	
		Lat: _____ Long: _____	
		Address of Well Site <u>Idaho City</u>	
		City _____	
(Give at least name of road + Distance to Road or Landmark)			
Lt. <u>33</u> Blk. _____ Sub. Name _____			

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT		METHOD
Material	From	To	Sacks or POUNDS		
<u>Bent</u>	<u>0</u>	<u>60</u>	<u>2300</u>		<u>OverBore</u>

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) _____
Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
<u>8 5/8</u>	<u>0</u>	<u>60</u>	<u>250</u>	<u>Steel</u>	☒	☐	☒	☐
<u>6 5/8</u>	<u>+2</u>	<u>196</u>	<u>250</u>	<u>Steel</u>	☒	☐	☒	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____
☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
						☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

182 ft. below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft. Describe access port or control devices: _____

11. WELL TESTS:

☐ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
<u>10</u>			<u>4</u>

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
<u>12</u>	<u>0</u>	<u>3</u>	<u>Soil</u>		
<u>12</u>	<u>3</u>	<u>30</u>	<u>Brown clay some rock</u>		
<u>12</u>	<u>30</u>	<u>45</u>	<u>Dark brown rylight</u>		
<u>12</u>	<u>45</u>	<u>56</u>	<u>Broken rylight some broken</u>		
<u>12</u>	<u>56</u>	<u>68</u>	<u>Rylight</u>		
<u>12</u>	<u>68</u>	<u>72</u>	<u>Dark gray rylight</u>		
<u>12</u>	<u>72</u>	<u>84</u>	<u>Quarts some clay</u>		
<u>12</u>	<u>84</u>	<u>108</u>	<u>Gray clay some quarts</u>		
<u>12</u>	<u>108</u>	<u>121</u>	<u>Blue clay & quarts</u>		
<u>12</u>	<u>121</u>	<u>129</u>	<u>Quarts & clay gray</u>		
<u>12</u>	<u>129</u>	<u>132</u>	<u>Clay & some quarts</u>		
<u>12</u>	<u>132</u>	<u>194</u>	<u>Brown & gray clay some quarts</u>		
<u>12</u>	<u>194</u>	<u>291</u>	<u>salt & pepper granite</u>	☒	
<u>12</u>	<u>291</u>	<u>295</u>	<u>Dark green granite</u>	☒	
<u>12</u>	<u>295</u>	<u>479</u>	<u>Light green some salt pepper</u>		
<u>12</u>	<u>479</u>	<u>492</u>	<u>Dark gray salt & pepper</u>	☒	
<u>12</u>	<u>492</u>	<u>600</u>	<u>Light green salt & pepper granite</u>	☒	

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DEC 12 1997

WATER RESOURCES
WESTERN REGION

Department of Water Resources

Completed Depth 600 (Measurable)
Date: Started 10-29-97 Completed 11-7-97

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Hiddleston & Son Inc. Firm No. 35

Firm Official K. Kaah Date 11-17-97

and

Supervisor or Operator _____ Date _____

(Sign once if Firm Official & Operator)

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DEC 19 1995

Department of Water Resources

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BOISE

IN THE MATTER OF THE
ORGANIZATION

OF

MORES CREEK RIM RANCHES WATER
DISTRICT, BOISE COUNTY, IDAHO

)
) No. CV-95-00017
)

) AMENDED ORDER DECLARING
) THE CREATION OF MORES CREEK
) RIM RANCHES WATER DISTRICT
)
)

The Certificate of Judges of Election, which election was held on the 23rd day of May, 1995, upon the question of the creation of the Mores Creek Rim Ranches Water District, Valley County, Idaho, and for election of directors for said district, held pursuant to and in accordance with the order of this Court made and entered on the 3rd day of March, 1995, and the affidavit of the publisher of The Idaho World, being a newspaper of general circulation within the said district and Boise County, Idaho, having been filed with the Court, and the Court having examined said documents, makes the following findings:

1. That an election upon the question of creating the Mores Creek Rim Ranches Water District, Boise County, Idaho, was held on

ORDER -- Page 1

JAN 25 1996

May 23, 1995 at the polling place within said District as prescribed by order of this Court; that the polls at said election opened at 8:00 o'clock a.m. and closed at 8:00 o'clock p.m. of said day; that three qualified judges were sworn to their duties according to law and conducted said election; that each voter was required to execute an oath before said judges that they possessed the legal qualifications of a voter; that only qualified voters voted at said election and that at the close of the polls the judges canvassed the votes and executed the said certificate under oath, now filed with the Court in this matter. That said election was conducted, in every respect, in accordance with the order of this Court providing for said election and in accordance with the provisions of the statements of the State of Idaho relating to such election.

2. That due and lawful notice of said election was given by publication of notice of election as prescribed by Section 42-3207, Idaho Code, in The Idaho World, being a legal newspaper printed and published in Boise County, Idaho.

3. That the judges of election have in the certificate file herein as aforesaid, certified the results of said election; that the ballots on the question of the creation of the Mores Creek Rim Ranches Water District, Boise County, Idaho, were cast as follows:

FOR THE ORGANIZATION OF SAID DISTRICT	<u>31</u>
AGAINST THE ORGANIZATION OF SAID DISTRICT	<u>16</u>

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That ballots were cast for election of directors as follows:

ONE OF THE FOLLOWING TO ACT UNTIL THE FIRST BIENNIAL ELECTION

Joe Gundy	<u>7</u>
Robert N. Lauritsen	<u>10</u>
Loren Malone	<u>14</u>

TWO OF THE FOLLOWING TO ACT UNTIL THE SECOND BIENNIAL ELECTION

Robert Callahan	<u>25</u>
Jack L. Garr	<u>29</u>

TWO OF THE FOLLOWING TO ACT UNTIL THE THIRD BIENNIAL ELECTION

Dwight Scoggins	<u>24</u>
Carl Hair	<u>26</u>
Jeanne Kuykendall	<u>10</u>

4. That a majority of said votes were cast in favor of organization of the proposed district.

5. That Loren Malone received the highest number and a majority of the votes cast for director to serve until the first biennial election.

That Robert Callahan and Jack L. Garr were the two that received the highest number and a majority of the votes cast for directors to serve until the second biennial election.

That Dwight Scoggins and Carl Hair were the two that received the highest number and a majority of the votes cast for directors to serve until the third biennial election.


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IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

1. That the said Mores Creek Rim Ranches Water District, Boise County, Idaho, be and the same hereby is ordered and declared duly organized under the laws of the State of Idaho.

2. That the corporate name of said district is and it shall hereafter be known as the MORES CREEK RIM RANCHES WATER DISTRICT, BOISE COUNTY, IDAHO.

3. That said Mores Creek Rim Ranches Water District, Boise County, Idaho, shall have and exercise, through its proper officers, all of the powers and authority conferred upon water and sewer districts under and by virtue of Chapter 32, Title 42, Idaho Code as Amended, and all laws thereunto enabling, and all such power and authority as may hereafter be conferred by law.

4. That the following are pursuant to vote at said election and by order of this Court duly designated as the first Board of Directors of the Mores Creek Rim Ranches Water District, Boise County, Idaho:

LOREN MALONE -- To act until the First Biennial Election.

ROBERT CALLAHAN and JACK L. GARR -- Each to act until the Second Biennial Election.

DWIGHT SCOGGINS and CARL HAIR -- Each to act until the Third Biennial Election.

5. That said District be, and the same hereby is declared and created and established as a governmental subdivision of the State of Idaho and as a body corporate with all powers of a public or quasi-municipal corporation; that said Board of Directors herein named shall have and they are hereby vested with all the powers,

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duties and obligations of directors of said Mores Creek Rim Ranches Water District, Boise County, Idaho, as conferred and provided by Chapter 32, Title 42, Idaho Code and all amendatory laws thereof and supplemental thereto, and as made by law hereafter be provided.

6. That the boundaries of said Mores Creek Rim Ranches Water District, Boise County, Idaho, and the territory to be included therein is as follows, to wit:

MORES CREEK RIM RANCHES WATER DISTRICT

BOUNDARY DESCRIPTION

Said boundaries being located in Boise County, Idaho, and coterminous with the existing subdivision plat(s) for the Mores Creek Rim Ranches Subdivisions recorded in the office of the County Recorder of Boise County as Instrument No. 94504.

7. That the certificate of said judges of election heretofore filed herein and the same hereby is in all respects approved and confirmed.

8. That corporate surety bonds shall be filed by each director with the Clerk of the Court in an amount not to exceed \$1,000 each conditioned for the faithful performance of their duties as directors.

9. That the members of the Board of Directors of said district as hereinabove specified shall qualify for office as provided in Section 42-3208, Idaho Code.

10. That after taking the oath and filing the bonds as by the statute provided, the Board shall meet and choose one of its members as chairman of the Board and president of the District, and shall elect a secretary and treasurer of the Board and of the

District who may or may not be members of the Board. The secretary and the treasurer may be one person. Such Board shall adopt a seal and the secretary shall keep, in a well-bound book, a record of all its proceedings, minutes of all meetings, certificates, contracts, bonds given by employees, and all corporate acts, which shall be open to inspection of all owners of real property in the district, as well as to all other interested parties. The officers of the district shall perform the duties and receive compensation therefor as may be specified by Chapter 32, Title 42, Idaho Code, and all acts amendatory thereof or supplemental thereto or which may hereafter be enacted.

DATED this ____ day of November, 1995.

G. D. Carey
District Judge

RECORDED

JAN 25 1996

Instrument # 254018

IDAHO CITY, BOISE COUNTY, IDAHO

2-21-2017 01:33:03 PM No. of Pages: 18

Recorded for : MORES CREEK RIM RANCH WATER DIST

MARY T. PRISCO

Fee: 61.00

Ex-Officio Recorder Deputy

Index to: MISCELLANEOUS

**MORES CREEK RIM RANCHES WATER
DISTRICT**

BOISE COUNTY, IDAHO

**RULES, REGULATIONS AND RATES,
MORES CREEK RIM RANCHES WATER DISTRICT PUBLIC WATER SUPPLY SYSTEM**

RESOLUTION NO: 01-2017

Replacing outdated Resolution # 98-1

January 26, 2017

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**RULES, REGULATIONS AND RATES
MORES CREEK RIM RANCHES WATER DISTRICT
PUBLIC WATER SUPPLY SYSTEM**

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SECTION 1 TITLE AND SCOPE:

- (a) Short Title. This Resolution shall be known as "Rules, Relations and Rates for the operation of the Public Water Supply System of the Mores Creek Rim Ranches Water District, ("Mores Creek Rim Ranches Water District" or "District") BOISE County, Idaho, and may be so cited and pleaded.
- (b) Scope. The Mores Creek Rim Ranches Water District and all customers receiving services from the Mores Creek Rim Ranches Water District, whether inside or outside of the District boundaries, are bound by this Resolution and the rules and regulations of the Mores Creek Rim Ranches Water District.

SECTION 2 DEFINITIONS OF GENERAL TERMS:

- (a) APPROVING AUTHORITY shall mean the Manager of the Mores Creek Rim Ranches Water District or the duly authorized deputy, agent, or representative.
- (b) BACKFLOW shall mean the flow other than the intended direction of flow, of any foreign liquids, gases, or substances into the distribution system of the District water supply.
- (c) BACKFLOW PREVENTION DEVICE shall mean a device to counteract back pressure or prevent back siphonage.
- (d) BOARD shall mean the Board of Directors of the Mores Creek Rim Ranches Water District.
- (e) CONSERVATION shall mean those rules and regulations issued by the board declaring those days when outside watering is permissible.
- (f) COMMERCIAL BUILDING: Any structure built for the support, shelter, or enclosure of persons, animals, chattels, or property of any kind or for any type of business or enterprise or for any other purposes not otherwise described or covered below under "DWELLINGS."
- (g) COMMERCIAL USER shall mean all persons not specifically classified as domestic or as an industrial water user.
- (h) CONTAMINATION shall mean the entry into or presence in the District water supply of any substance, which may be deleterious to health, and or quality of the water.
- (i) CROSS-CONNECTION shall mean any physical arrangement whereby the District water supply is connected, directly or indirectly, with any other water supply system, sewer, drain, conduit, pool, storage reservoir, plumbing fixture, or other device which contains or may contain contaminated water, sewage, or other wastes or liquids of unknown or unsafe quality which may be capable of importing contamination to the District water supply as a result of back-flow.
- (j) DISTRICT shall mean the Mores Creek Rim Ranches Water District, BOISE County, Idaho.
- (k) DOMESTIC WATER USAGE shall mean water that is used principally for potable consumption.
- (l) FEES SCHEDULE schedule of all fees appropriate to the operation of the Mores Creek Rim Ranches Water District.
- (m) MCRRWD shall mean Mores Creek Rim Ranches Water District.
- (n) FILTRATION SYSTEM shall mean any and all RO units placed within each home within the boundaries of the Water District owned and maintained by MCRRWD.

(o) DWELLINGS:

Single Family: A building designed for or occupied by one family for living or sleeping purposes, and having one kitchen or set of cooking facilities.

Duplex: A building designed, built, rented, or leased for occupancy by two (2) families living independently of each other.

Multiple-Family or Apartment House: Any building or portion thereof which is designed, built, rented, leased, let, or hired out to be occupied or which is occupied as the home or residence of three (3) or more families or persons living independently of each other and doing their own cooking within the premises, which shall include townhouses or condominiums.

Trailer House or Mobile Home: Any vehicle used or so constructed as to permit its being used as a conveyance upon the public streets or highways and constructed in such a manner as will permit occupancy thereof as a dwelling or sleeping place for one or more Persons.

(p) MG shall mean million gallons.

(q) MGD shall mean million gallons per day.

(r) MANAGER shall mean the President or person delegated by Mores Creek Rim Ranch Water District Board of Directors.

(s) PARTS PER MILLION shall mean a weight-to-weight ratio; the parts per million value multiplied by the factor 8.345 shall be equivalent to pounds per million gallon.

(t) PERSONS shall mean any individual, firm, company, association, society, corporation, group, or other entity.

(u) PUBLIC WATER SYSTEM shall mean a water system provided by or subject to the jurisdiction of the District. It shall also include water systems within or outside the District boundaries that serve one or more persons who obtain their water supply from the District water system, even though the water system may not have been constructed with District funds.

(v) SERVICE CHARGE shall mean the charge levied on all users of the water system for the purpose of repayment of the District's Indebtedness for the construction and installation of the system and for its efficient maintenance and operation, and in establishing such rates and charges the District has taken into account the cost and value of the system, operation and maintenance expenses, possible delinquencies, proper allowance for depreciation, contingencies and any amounts necessary to retire all bonds payable from net revenues and the reserve required for these.

(w) SERVICE CONNECTION shall mean a waterline connected to the water main.

(x) SERVICE LINE shall mean the extension from the building water system to the public water main and is sometimes referred to as the water service connection or water service line.

(y) WATER shall mean potable water meeting the requirements of the State of Idaho for public water systems.

(z) WATER DISTRIBUTION AND SUPPLY SYSTEM shall mean all facilities for transporting, pumping, storing, and pressurizing of water, and includes water main as well as the water supply system.

(aa) WATER MAIN shall mean the pipe laid in a street, road, alley, or easement and running approximately parallel to the street, road, alley or easement for the distribution of water to the customers, and which is owned, operated, controlled, and maintained by the District.

(ab) WATER METER shall mean a device, which is calibrated and constructed to measure the amount of water that flows through the device in gallons. The water meter, when used, shall include the actual meter plus yoke, remote read-out device and meter box, if required.

SECTION 3 SERVICE AREAS AND CONNECTION REQUIREMENT:

- (a) Service Area. The area serviced by the District shall be only that area within the boundaries of the District, which has been so designated by the Board and such other contiguous and neighboring territory as the Board, shall from time to time deem necessary to serve.
- (b) Connection to Water System Required. Every parcel of land or premises within the boundaries of the District that is improved for occupancy after January 1, 1996, by any person or persons, or as a commercial business, shall be connected to the District. The owner or person in charge of such land shall make or cause to be made such connection before such land is occupied for a dwelling or commercial building. All charges associated with the laying of pipe from the dwelling or facilities to be served to the District's water mains and all other costs incurred in connecting to said mains shall be borne by the property owner. All such connections to the District's mains shall be properly designed and constructed in conformity with requirements specified by the District.

SECTION 4 INDEPENDENT WATER SERVICE LINE / METER / FILTRATION SYSTEM REQUIRED:

- (a) The Water Main Line and Water Service Line(s) shall be so arranged that there is a separate and independent water service line and meter to each individual building, or tract of land.
 - 1) A separate and independent meter shall be provided by the District for every new building connecting to the water system of the District.
 - 2) A separate and independent R/O unit shall be installed and owned by MCRRWD while being maintained by the Board's agent as required by the DEPARTMENT OF ENVIRONMENTAL QUALITY (DEQ).

SECTION 5 INJURIES TO OR TAMPERING WITH WATER SYSTEM UNLAWFUL:

- (a) The Manager may prohibit the connection to the public water system for any user that does not comply with the limitations set forth in these rules and regulations.
- (b) It shall be unlawful to disturb, destroy, damage, adjust, molest, meddle, or otherwise interfere with any portion of the District Water Distribution or Supply System or its appurtenances, located on either public or private property. Should any damage result, either intentionally or unintentionally, from handling or otherwise tampering with said water system, the violator shall pay for all costs incurred in connection with the repairs of said system and/or for any damages that may result from the tampering with said water system.

SECTION 6 PERMITS REQUIRED:

- (a) It shall be unlawful to install or alter any water system or service line within the District, or to access or connect to any waterline whether lateral or main, without having first obtained from said District a permit therefore. An application for a connection to the District Water System shall be made at the office of the Manager or District Secretary, or Water Master and no connection shall be made to any water main without a valid permit therefore having been issued by the Manager. It shall be unlawful for any person to uncover, make any connection with or opening into, use, alter, or disturb any public water main line or appurtenance thereof, without first obtaining a written permit to perform said work from the Manager.
- (b) Excavation Permit Required. No permit shall be granted to do waterline work in any street, alley, or public easement until the applicant has first obtained an Excavation Permit as required by the District.

- (c) **Service Line Extension or Repair Permit Required.** When any water service line or private water system connected with any public water main is leaking, broken or out of order, on private property (outside of any public right-of-way or easements) the Owner, agent, or tenant of such premises shall repair the same at his own expense. No person shall construct, re-lay, repair, or extend any water service connection or private water system until the person doing said work has obtained the appropriate Water Permit for same as provided by the State Plumbing authority.
- (d) All contractors performing work that requires encroachment to the easement of the Water District shall show proof of liability insurance to the Water District.
- (e) It shall be unlawful for any person to extend any private service beyond the limits of the building or property for which a permit has been given without obtaining a new permit for the desired extension. The existence of a Water Permit shall in no way be construed as making permissible any work for which an Excavation Permit may be required by the District.

SECTION 7 INSTALLATIONS AND MAINTENANCE OF WATER METERS AND FILTRATION SYSTEM:

- (a) **Ownership:** The District will own and maintain all water meters and filtration systems. The District will not pay rent to any user or customer or any other charge for a meter or other water facilities, including housing and connections on a customer's premises.
- (b) **Installation:** Installation of water meters shall be performed only by authorized employees or agents of the District. All meters shall be sealed by the District at the time of installation, and no seal shall be altered or broken except by one of its authorized employee: or agents.

Installation of all R/O units in each house shall be done by the Water District while being owned and maintained by MCRRWD and serviced as required by DEQ. A permit to enter each home to service each unit must be signed and on record with the District. The Filtration System will be installed by the District at the kitchen sink and tubing tied to the refrigerator if ice and drinking water are to be drawn at that location.

- (c) **The Size and Type of meter:** This will be at the discretion of the Board using a uniform type and size.
- (d) **Location of Meters:** Meters shall normally be placed approximately two feet from the property lines on the customers property, but within the designated easement; the meter will be installed wherever the applicant desires within reason, but the location must be approved by the District. The meters will not be located in driveways or other location where damage to the meter or its related parts may occur.
- (e) **Joint Use of Meters:** The joining of several customers to take advantage of the single minimum charges and large quantity rates shall be prohibited.
- (f) **Changes in Size or Location:** If for any reason a change of the size of a meter and service is required, the installation will be accomplished on the basis of a new connection, and the customer's application shall be amended. Meters or services moved for the convenience of the customer will be relocated only at the customer's expense and upon the approval of the Board.

SECTION 8 WATER SYSTEM CONSTRUCTION, PLANS, SPECIFICATIONS, AND INSPECTION:

All construction or reconstruction of public, private and water service lines shall be in accordance with the U.S. Public Works Standards and subject to inspection by the District. Plan and profile drawings shall be prepared for all new water mains, (whether public or private) and for all water main extensions, reconstruction's, or renovations; and all such plan and profile drawings must be reviewed and approved by the District Engineer and the State of Idaho Division of Environmental Quality before any construction work on said waterlines is started.

SECTION 9 RIGHT TO ENTER PREMISES FOR INSPECTION AND SERVICE:

- (a) The Manager and the District representative assigned to service and/or read the water meters shall have the right to enter upon any premises connected with the public water system at all reasonable hours to determine that there is compliance with the provisions of these Rules and Regulations. If conflict is noted, the Owner of said premises or his agent shall be directed to alter, repair, or reconstruct said water facilities to conform to the requirements of these Rules and Regulations within fifteen (15) days.
- (b) All homeowners or renters must have a signed access agreement on record with the Water District for the District or its agent to enter the premise to service the filtration system. If an agreement has not been signed by the home owner or renter water will be turned off until the homeowner or renter is in compliance.

SECTION 10 EXTENSION OF WATER MAINS WITHIN DISTRICT:

- (a) Water main extensions not presently served with water shall be installed under procedures to be established by the District. Developers who subdivide property for newly partitioned properties will assume all costs of main extensions with the approval of the District.
- (b) Locations of Extensions: The District will make water main extensions only on rights-of-way, easements or publicly owned property. Easements or permits secured for main extensions shall be obtained in the name of the District, along with all rights and title to the main at the time the service is provided to the customers paying for the extension.
- (c) The Main Extensions: shall become the property of the District at the time installed. The District shall determine the size of the main extensions and all extensions shall be of suitable materials approved by the District. Extensions both inside and outside the District limits shall be installed by the District or by contractors approved by the District. The installation procedures and materials used shall be in accordance with the City and the State of Idaho standards. The District shall inspect all main extensions and shall not accept ownership until the work, materials and installation has been inspected and approved by the District. The cost for the District to make any such inspection shall be included in the costs of the main extension. Such extensions shall be established according to the District's Construction and Design Standards for Domestic Water Systems.

SECTION 11 SERVICE CALL CHARGE:

The Manager may require a service charge in an amount not to exceed the actual cost to the District, according to the MCRR Water District Fee Schedule attached hereto as Addendum A, for service calls, which are only for the convenience and benefit of the customer.

SECTION 12 WATER USER FEES:

- (a) General: Each water user shall pay the following monthly fees:
For properties connected to the water system the base fee according to the MCRR Water District Fee Schedule attached hereto as Addendum A, for minimum usage which covers operations and maintenance. This is for the first 8,100 gallons of water usage for one single unit dwelling. An additional charge according to the MCRR Water District Fee Schedule, attached as Addendum A per gallon for water usage over 8,100 gallons will be automatically charged. The base fee also covers District owned RO units, service and maintenance, unless damage is caused by the customer.
- (b) Hookup Fees: The hookup fee for new residents see fees schedule. The District will install a water meter, meter enclosure, curb stop valve, and a check valve at a location determined by the Water District. The owner is responsible for getting the service to the home.
- (c) Review and Revision of Rates: The water user connection and usage fees may be reviewed at any time, and updated by Resolution of the District to reflect actual costs of operation, maintenance, replacement, and financing of the water system.
- (d) User Request for Rate Change: Any water user, who feels his or her user charge is unjust and inequitable as applied to his or her premises within the spirit and intent of the foregoing provisions, may make written application to the District requesting a review of his or her user charges.

- (e) Rentals: Renters occupying an owner's home for residency will be required to pay a deposit according to the MCRR Water District Fee Schedule before the water is turned on. Property owners are ultimately responsible for their renter's water bill and should have a renter's agreement signed by the renter to pay the bill if that is the case, the District has to have a copy of that agreement on record for its files. A property tax lien will be placed on the property for bills that become delinquent and the water shut off until all fees that are due the District are paid. The District will not pursue renters, it will simply place a Property Tax Lien on the property.
- (f) Fee Schedule Changes: The Board has the authority to make changes at any time to the MCRR Water District Fee Schedule when necessary for the maintenance and operation of the Mores Creek Rim Ranches Water District. Mores Creek Rim Ranches Water District will review the Fee Schedule each year at the annual budget meeting.

SECTION 13 OUTSIDE THE DISTRICT WATER RATES:

The following monthly rates are hereby designated as those to be charged for water service to customers "Outside-the-District Limits," namely: Two (2) times the base rate fees charged for water service to "Inside-the-District-Limits" customers. The Water Connection Fees and Water Usage Fee shall be the same irrespective of whether they are "Inside" or "Outside" the District. The cost of all waterlines and related items to supply water to "outside-the-District limits" customers shall be paid for by said "outside-the-District limits" customers.

SECTION 14 BILLING PROCEDURE AND PERIODS:

- (a) Accounts shall be charged for water service in accordance with the rate determination found in Section 12 of these Rules and Regulations or as such may here-in-after be amended and revised by the District. The District Treasurer or Clerk shall furnish to each property owner, landlord, tenant, or agent, a monthly statement of the amount due for water service for that month. The failure of any water user to receive notice or statement will in no way affect the obligation of the user to remit monthly as required.
- (b) The initial billing for premises occupied less than one month shall be charged only for that portion of the month during which the premises were occupied.

SECTION 15 BILLING AND PAYMENTS:

- (a) Meter Readings: The meters will be read during the last weekend of the month. Meters will not be read in the winter months of November-March. Any overages will be billed accordingly when meter readings resume.
- (b) R/O Units: Shall be serviced by MCRRWD or its agent in accordance with DEQ requirements. Any unit that is tampered with or found to be shut off can cause the entire District water to be decertified and can lead to a Law Suit against the home owner by the Water District.
- (c) Rendering of Bills:
 - 1) Billing Period: All bills will be posted on or before the first working day of each month. These bills will be due and payable at this time and will be past due on the 17th of that same month. **All Water District bills are considered a necessary bill to be paid on time every month.**
 - 2) Bills for Other Than Normal Billing Period: Opening or closing bills or bills that for any other reason cover a period containing 10 percent more days or 10 percent fewer days than in the normal billing period shall be prorated.
 - 3) Disputed Bills: When a customer disputes the correctness of a bill, he shall deposit with the District the amount of the disputed bill at the time the complaint is lodged, to preclude discontinuance of service pending final settlement of the bill or bills. Subsequent bills shall be paid or placed on deposit in a similar manner. Failure of the customer to make such a deposit may, at the District's option, warrant late charges, discontinuance of service or legal action, as provided under Subsection (6) of this Section.

(d) Payment of Bills: Each bill rendered shall contain the final date on which payment is due. If the bill is not paid by that date, the account shall be considered delinquent, unless other arrangements have been made with the District, in writing that specifies another due date.

(e) Delinquent Accounts

1. Delinquent Notice: A reminder of account delinquency may be sent, at the discretion of the District Treasurer/Clerk, to each delinquent account on or about fifteen (15) days after the account becomes delinquent. A phone call could be made instead.

2. Late Charges: Late charges are according to MCRR Water District Fee Schedule, which will be assessed if payment is received after end of business on the 16th of each month.

3. Turn-off Notice: On or about sixty (60) days after an account becomes delinquent, a turn-off notice shall be sent to the customer. Said notice shall state a date on which water will be turned off if the delinquent account is not paid in full prior thereto. Prior to shutting off a user's water, the user may request to have a hearing before the District Board.

4. Service Turn-off: A District employee or other agent of the District shall deliver a written notice to the customer stating that the water service is being turned off until all delinquent amounts have been paid ("Final Notice"). The District, no sooner than twenty-four (24) hours after delivery of the Final Notice, excluding weekends and holidays, between the hours of 8:00 a.m. and 5:00 p.m. Monday-Friday, shall discontinue water service to the user. **Delivery of notice to the premises served by the Water District or its Agent shall be considered as delivery of notice to the customer.**

5. Legal Collection Action: On or about sixty (60) days after an account becomes delinquent, the District will file a property tax lien on the property and that lien and any accompanying charges must be paid in full before the water is turned back on.

6. Service Charge: In all instances where water has been turned off because of delinquent accounts a service charge shall be made for the restoration of services and replacement of cash deposit or a deposit, if one has not been made before, according to the MCRR Water District Fees Schedule, plus the cost of turning the service back on according to the MCRR Water District Fee Schedule. This is comprised of a Shut Off Fee and Turn On Fee set forth in the MCRR Water District Fee Schedule.

7. Property Tax Lien: In the event that a Property Tax Lien has to be placed on a home for nonpayment there will be additional charges added to the amount owed to cover the cost of travel at an hourly rate as set forth in the MCRR Water District Fee Schedule, which includes the minimum plus the cost for the filing and/or removal of the Property Tax Lien.

(F) Installment, Payment of Delinquent Accounts: In cases of extreme hardship, the District Board shall have the discretion of renewing service to a delinquent account upon receipt of a satisfactory installment plan for the payment of the overdue amount, the installment period not to exceed the period of time the account was delinquent. In the case of a medical reason a doctor's explanation shall also be provided. Nothing in this sub section shall excuse the amount owed to the District.

(G) Bad or returned check charge: In the case a check is returned for any reason there will be a charge according to the MCRR Water District Fee Schedule added to the monthly bill. In the case that multiple checks are returned the account will be required to be placed on a cash only basis and only cash or money orders will be accepted.

January 26, 2017

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SECTION 16 DUE DATE:

Bills rendered for water service are payable upon receipt and become past due sixteen (16) days from the date on which rendered. When the past due date falls on a legal holiday or on a day when District offices are not open for business, the next regular business day is considered the past due date. When remittances are made by mail, bills shall be deemed paid on the date of mailing as shown by the postmark only.

SECTION 17 WATER SERVICE DISCONTINUANCE AND CONSERVATION POLICY:

(a) On Customer Request: Each customer about to vacate any premises supplied with water service by the District shall give the District written notice of their intentions at least two business days prior to vacating the premises so that the R/O Unit can be serviced. The customer is responsible for all of the basic rate as well as bond monies owed the District.

(b) Nonpayment of Bills: A customer's water service may be discontinued if the water bill is not paid in accordance with the procedures listed in Section 12 of these rules and regulations.

(c) Improper Customer-facilities:

1. Unsafe Facilities: The District may refuse to furnish water and may discontinue services to any premises without prior notice where plumbing facilities, appliances or equipment using water are dangerous, unsafe or not in conformity with the plumbing code of the State of Idaho.

2. Cross Connections: A cross connection is defined as any physical connection between the District's system and another water supply. The Idaho State Health Division and the U.S. Environmental Protection Agency prohibit cross connections. The District agent will not permit any cross connection and will discontinue service to any persons or premises where a cross connection exists. Service will not be restored until the cross connection is eliminated. Customers using water from one or more sources in addition to receiving water from the District on the same premises shall maintain separate systems for each; and the District's water supply facilities shall be separated from any and all other systems by an air gap of not less than one foot.

(d) Water Waste: Where water is wastefully or negligently used on a customer's premises, seriously affecting the general service, the District may discontinue service if such conditions are not corrected after notice by the District. Unless abuse such as a water line breakage is brought to the attention of the Board within 24 hours, the homeowner is responsible for all water lost through the meter reading.

(e) Service Detrimental to Others: The District may refuse to furnish water and may discontinue services to any premises where excessive demands by one customer will result in inadequate service to others or when the entire water system is drained because of negligent behavior.

(f) District Conservation Policy: The District will from time to time issue a policy pertaining to "WATERING DAYS" These will be published in a timely manner and shall maintain separate watering days within the systems for different areas, and the District's water supply facilities shall be separated from any and all other systems by an air gap of not less than one foot.

(g) Fraud or Abuse: The District will refuse or discontinue service to any premises where it is deemed necessary to protect the District from fraud or abuse. Discontinuance of service from one or both of these causes will be made immediately upon receipt of knowledge by the District that the condition or conditions exists.

- (h) Unauthorized Turn-on: Where water service has been discontinued for any reason and the water is turned on by the customer or other unauthorized person, the water may then be shut off at the main or the meter removed. The charges for shutting off the water at the main or removing the meter shall be established by the District by Resolution after passage of this Resolution and may be reviewed and updated by Resolution of the District as the District so desires.

These charges shall be billed to the offending customer and water shall not be furnished to the premises or customer until such charges are paid and the District has reasonable assurance that the violation will not re-occur.

- (i) Noncompliance with Regulations: The District may upon five days' notice, discontinue service to a customer's premises for failure to comply with any of the provisions of this Resolution or District rules and regulations.

SECTION 18 RESTORATION OF SERVICE:

Restoration of service after discontinuance for nonpayment of bills shall be made after payment of current and past due charges plus a restoration of service charge and posting a deposit as provided in Section 15, Subsection (e) 6.

Restoration of service after discontinuance of service for unsafe facilities, water waste, fraud, abuse, unauthorized turn-on or for noncompliance with the policies, rules and regulations of the District will only be made after the irregularity has been corrected and the District has been assured that the irregularity will not re-occur.

SECTION 19 WATER SYSTEM MATERIALS, INSTALLATIONS, AND DESIGN STANDARDS:

The Standards for Water System Materials, Installation, and Design Standards shall be the 1990 Idaho Standards for Public Works Construction, as amended.

SECTION 20 USES OF BACKFLOW PREVENTION DEVICES:

(a) Back-flow prevention devices shall be installed in connection with water service connections or within any premises where, in the judgment of the District, the nature and extent of the activities, or the materials stored on the premises, would present an immediate and dangerous hazard to health and/or be deleterious to the quality of the water should a cross-connection occur; even though such cross-connection does not exist at the time, the back-flow prevention devices shall be installed under circumstances including but not limited to the following:

1. Premises having an auxiliary water supply that are connected to a lawn irrigation system, swimming pool, or is otherwise not in compliance with Idaho Drinking Water Standards, Rules, and Regulations of the Idaho Division of Environment, and any other Federal, State, County, or District authority or agency thereof and is acceptable to the District.
2. Premises having internal cross-connections that are not correctable, or intricate plumbing arrangements, which make it impracticable to ascertain whether or not cross-connections exist.
3. Premises where entry is restricted so that inspections for cross-connections cannot be made with sufficient frequency or at sufficiently short notice to ensure that cross-connections do not exist.
4. Premises having a repeated history of cross-connections being established or re-established.
5. Premises on which any substance is handled under pressure so as to permit entry into the District water supply, or where a cross-connection could reasonably be expected to occur. This shall include the handling of process waters and cooling waters.
6. Premises where materials of a toxic or hazardous nature are handled in such a way that if back siphonage should occur, a serious health hazard might result.
7. Other premises as specified by the District, where back-flow prevention devices are required to protect the District water supply.

(b) The type of protective device required shall depend on the degree of hazard, which exists:

1. An air-gap separation or a reduced pressure principle back-flow device shall be installed where the District water supply may be contaminated with sewage, industrial waste of a toxic nature, or other contaminant which could cause a health or system hazard.

2. In the case of a substance which may be objectionable but not hazardous to health, a double check valve assembly, air prevention device shall be installed.

(c) Back-flow prevention devices required by these Rules and Regulations shall be installed, at the property line of the premises, or at a location designated by the District. The device shall be located so as to be readily accessible for maintenance and testing, and furthermore, where no part of the device will be submerged.

(d) Back-flow prevention devices required by these Rules and Regulations shall be installed under the supervision of, and with the approval of the District.

(e) Any protective device required by these Rules and Regulations shall be approved by the District, applicable State, County, and Federal authorities and agencies. These devices shall be furnished and installed by and at the expense of the customer.

(f) Back-flow prevention devices installed pursuant to these Rules and Regulations shall be inspected and tested annually or more often if necessary. Inspections, tests, and maintenance shall be at the customer's expense, and, if requested by the District, by a certified tester retained and paid by the customer. Whenever the devices are found to be defective, they shall be repaired, overhauled, or replaced at the customer's expense. Inspections, tests, repairs, and records thereof shall be accomplished in accordance with all standards, rules, and regulations of the Ordinance, Idaho Code, and all standards rules, and regulations of the State of Idaho, the Idaho Department of Health and Welfare, and any other Federal, State, County, or District authority or agency thereof by certified testers retained and paid by the customer.

(g) No underground sprinkling device will be installed without adequate back-flow prevention devices at the point from which the water for irrigation is taken from the District water supply.

(h) Failure of the customer to cooperate in the installation, maintenance, testing, or inspection of back-flow prevention devices required by these Rules and Regulations, Idaho Code, and all standards, rules and regulations of the State of Idaho, the Idaho Department of Health and Welfare, and any other Federal, State, County, or District authority or agency thereof shall be grounds for the termination of water service to the premises, or, in the alternative, the installation of an air-gap separation at the customer's expense.

SECTION 21 CROSS-CONNECTIONS INSPECTION:

(a) No water shall be delivered to any structure hereafter built within the District or within areas served by District water until the same shall have been inspected by the District for possible cross-connections and been approved as being free of the same.

(b) Any construction for industrial or other purposes which is classified as hazardous facilities, where it is reasonable to anticipate cross-connections, or as determined by the District, shall be protected by the installation of one or more back-flow prevention devices at the point of service from the District water supply or any other location designated by the District, and applicable County, State, and Federal authorities and agencies.

(c) Inspections may be made periodically of all buildings, structures, or improvements of any nature now receiving water through the District's system, for the purpose of ascertaining whether cross-connections exist. Such inspections shall be made by the District or applicable County, State, and Federal authorities and agencies.

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SECTION 22 INSTALLATION PERMITS FOR CROSS-CONNECTION CONTROL DEVICES:

If cross-connection control device(s) are found to be necessary, the owner of the property served must apply to the District for a specific installation permit.

SECTION 23 ADDITIONAL REMEDIES:

In the event an improper cross-connection is not corrected within the time limits set by the District or in the event the District is refused access to any property for the purpose of determining whether or not cross-connections exist, the District may cease delivery of water to the property until the deficiency is corrected to the District's satisfaction. In addition, the District without waiving any terms of these Rules and Regulations may, but shall not be required to, effect the necessary repairs or installations at the expense of the property owner and refuse delivery of water to the property until the cost thereof shall have been paid.

Violations of these Rules and Regulations are hereby declared to be a nuisance, and the District, after notice to the customer or property owner to remove or correct the violation, may prevent, remove, and abate the same at the expense of the party creating or maintaining the same, in which event the District may levy a special assessment as provided in Idaho Code on the land or premises whereon the nuisance is situated to defray the cost or to reimburse the District for the cost of abating the same.

SECTION 24 "AS BUILT" DRAWINGS AND ENGINEER'S CERTIFICATION:

- (a) "As Built" or "Record" Drawings of waterline plans shall be prepared by a Professional Engineer and the "corrected" original drawings or a duplicate Mylar copy of the "corrected" original drawing(s) shall be provided to the District.
- (b) "As Built" Plans shall include a "Certification" thereon signed by the Registered Professional Engineer in charge of the work that the "As Built" drawings of the waterlines are true and correct and that he (the Registered Professional Engineer) has inspected the construction of the waterline installation and that the materials and installation of same were all done in conformance with the District Standard Specifications for the Construction of Waterline Improvements.

SECTION 25 SUBDIVISION DEVELOPER'S OR PROPERTY OWNER'S RESPONSIBILITY OF WATERLINES

The Owner or developer of any piece of property or tract of land is responsible for the construction of the waterline.

1. Design Standards: All newly design standards as they pertain to water systems.
2. Water Systems shall be dedicated to the District: All newly constructed domestic drinking water systems, constructed after the enactment of this Resolution with the water service area, must be dedicated to the District, at the District's option, after the District inspects such system for compliance with the construction and design standards. Included in the public dedication of the water system, the water system owner must also provide a reasonable right-of-way and easement to allow for maintenance and service of the water system.

SECTION 26 CONTRIBUTIONS OF PROPORTIONATE OFF-SITE CONSTRUCTION COSTS:

- (a) Water Construction Equivalency Fee: Notwithstanding any of the provisions of these Rules and Regulations, any person or property owner who has not otherwise paid for, or contributed proportionately toward the costs and expenses of constructing a water line, drilling necessary wells, development of storage facilities or reservoirs, or construction of distribution lines whether that construction was performed by the District, a local improvement district or a private entity, or combination thereof, and who subsequently desires to connect to the District water system, shall be required to pay, in addition to the required service connection charges and the monthly user charges, and additional connection charge which shall be known and referred to as the 'Water Construction Equivalency Fee.

- (b) Determination of Payment: In determining who has or has not paid, or contributed proportionately, toward the costs and expenses of constructing a water line, the sole factor shall be whether that user, or a predecessor in title of the user's property, has in fact, paid consideration to the District in cash, services, or in kind, for the construction of the water main or trunk line to which the customer desires to connect, which consideration is commensurate with what the user, or his predecessor in title, would have paid under this Section had the user not paid or contributed previously to the cost of construction of the water line.
- (c) Water Construction Equivalency Fee Established by Resolution of the Board: The water construction equivalency fee for each parcel of ground served by the new water line shall be established and set by the Board by resolution upon passage of this Resolution and may be reviewed annually and updated by resolution of the Board, which shall consider the use to which the property will be put, the expected water demand, and the amount of delivery capacity of the line that will be used by the proposed use.
- (d) Considerations for Determination of Water Construction Equivalency Fee: The Board shall also take into consideration the amount of land that might be able to be served by the water line whether the land to be benefited is directly adjacent to the line or not and shall also take into consideration the cost of the engineering and construction of the line, in current dollars and shall consider the interest that could have been earned on the money used to pay for the original water line. The water construction equivalency fee may be different for residential, commercial, and industrial uses and may be different for different uses within those classifications depending upon the considerations referenced above and may also vary as to whether the property to be served is within or outside the District limits.
- (e) Water Construction Equivalency Fee Established by Resolution of the Board: The water construction equivalency fee for each parcel of ground served by the new water line shall be established and set by the Board by resolution upon passage of this Resolution and may be reviewed annually and updated by resolution of the Board, which shall consider the use to which the property will be put, the expected water demand, and the amount of delivery capacity of the line that will be used by the proposed use.
- (f) Considerations for Determination of Water Construction Equivalency Fee: The Board shall also take into consideration the amount of land that might be able to be served by the water line whether the land to be benefited is directly adjacent to the line or not and shall also take into consideration the cost of the engineering and construction of the line, in current dollars and shall consider the interest that could have been earned on the money used to pay for the original water line. The water construction equivalency fee may be different for residential, commercial, and industrial uses and may be different for different uses within those classifications depending upon the considerations referenced above and may also vary as to whether the property to be served is within or outside the District limits.

SECTION 27 COOPERATIVE AGREEMENTS:

- (a) Cooperative Agreement: Should a Customer or developer, at its own expense, construct an extension to the water system in a public right-of-way or easement according to the District's construction and design standards, with prior approval of the District, and which water line extension has been determined by the District to be able to benefit properties other than the customer's or developer's, the customer or developer constructing the extension may request that the District enter into an agreement with the customer or developer such that all or a portion of the costs of extending the water line will be reimbursed to that water developer from the service connection charges, collected from those property owners who will benefit from the water line extension and who otherwise have not paid or contributed their proportionate share to the construction costs of that water line and who are required to pay the water construction equivalency fee. The District may require the customer or developer to construct an oversized line, where it is determined that a larger water line is necessary to serve other areas in the future.
- (b) Discretion of Board: The District shall not be required to enter into any such agreement and the decision as whether or not to enter into any such agreement shall be at the sole discretion of the Board.
 - 1. Duration: No reimbursement agreement shall have duration greater than ten (10) years unless the District is a beneficiary of the agreement.

2. Reimbursement Limitation: No reimbursement agreement shall pay to the water user, paying for or constructing a water line extension, more than one hundred percent (100%) of their actual engineering and construction costs, it being noted that in most cases at least some of the cost would ordinarily be assessed to the water user's own property.

3. Interest: A reimbursement agreement may provide for interest to be paid to the customer developer.

4. Administrative Fee: The District shall charge a ten percent (10%) administrative fee for handling the accounting, auditing, and payment of the reimbursement payments made to the developer or customer so extending the water line under the reimbursement agreement with the District.

5. Non-assignable: The reimbursement agreement shall be personal to the user entering into it and shall not be assigned without the written consent of the District, which consent will not be unreasonably withheld.

6. Termination: The agreement will terminate when the user has been fully reimbursed.

7. Binding on Successors: The agreement shall be binding on the water user and its assigns, successors, heirs, and executors and may be recorded as an encumbrance against the property of the water user.

(c) Indemnification: The water user shall be required to indemnify and hold the District harmless from any and all liability whatsoever until the water line has been accepted for maintenance by the District said lines, after acceptance, shall become part of the District water system and become the sole property of the District.

(d) District May Initiate: Where the District constructs a water line extension, in conjunction with another person or entity, the District may enter into a reimbursement agreement as authorized above such that the District is reimbursed for its costs of construction, engineering, legal costs and interest.

SECTION 28 AUTHORITY TO ISSUE RULES AND REGULATIONS:

The District is authorized and empowered to issue rules and regulations necessary for operation of the water system consistent with the terms of this Resolution.

SECTION 29 PRIOR RESOLUTIONS:

The provisions of any prior resolutions of the District that may be in conflict with any of the rules, regulations, or provisions Herein contained are hereby repealed and superseded.

SECTION 30 CONSTITUTIONALITY, SAVING CLAUSE:

If any clause, sentence, paragraph, Section or portion of this Resolution for any reason shall be judged invalid by a court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the remainder of this Resolution, but shall be confined in its operation to the clause, sentence, paragraph, Section or portion of this Resolution directly involved in the controversy in which the judgment is rendered.

SECTION 31 RESOLUTION AUTHORIZATION:

It is hereby adjudged and decreed that this Resolution is necessary for the preservation of the public peace, health, and safety of the Resolution.

SECTION 32 LIABILITY:

These Rules and Regulations shall not be construed to hold the District responsible for any damage to any water user by reason of a stoppage or interruption of the water supply caused by scarcity of water, accidents to works, or mains, alterations, additions, repairs, or from other unavoidable causes to persons or property. The District shall also not be held liable for damage to persons or property by reason of the inspection or testing herein, or the failure to inspect or test or by reason of approval of any cross-connections.

SECTION 33 SEVERABILITY:

In the event that any provision or clause of these Rules and Regulations shall be found invalid or unenforceable for any reason, such invalidity or unenforceability shall not affect the validity of the remaining portions of these Rules and Regulations, and the same shall remain in full force and effect.

SECTION 34 USAGE:

The normal usage allowed in the subdivision is based on national averages with an emphasis on conservation. Although plants and trees are not discouraged, drought resistant vegetation is recommended.

Every spring the District may issue a watering schedule as a guide for everyone to use. The purpose is to keep the system from being taxed and allowing the storage tank to replenish itself without stressing the pumps.

Secondary watering systems are recommended, such as gray-water recycling to take care of garden and grass watering. Anti-siphon equipment placed on the water heaters cold water service, in the case of a major leak that drains the system, is recommended to prevent heater elements from getting burnt up.

SECTION 35 BOARD MEMBER QUALIFICATIONS:

1. A "qualified elector" (qualified to vote at general elections in this state).
2. A bona fide homeowner of the district for at least 30 days.
3. A board member cannot be related with in the second degree to anyone being considered to be hired as an employee of the district.
4. The board member must be current on their water bill at all times.
5. Required to attend monthly board meetings and special meetings as needed.
6. Must be willing to fulfill assignments.

SECTION 36 RECORD RETENTION:

Current monthly copies of Board meetings and financial reports are handed out at each Board meeting for free. Any previous Board meeting material will cost according to the fees schedule.

All previous records have been digitized and all new records will continue to be added to the digital record. The hard copies will be maintained at an offsite storage facility.

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SECTION 37 ADDENDUM'S:

The purpose of this section is to allow periodic updates to keep the Rules and Regulations in line with the needs of the subdivision and future growth.

Any time an addendum is needed it will be dated and given an addendum number and placed in this section for reference. Copies of the addendum will be mailed to each homeowner and will be expected to be added to their copy of this book.

SECTION 38 EFFECTIVE DATE:

This Resolution shall take effect immediately upon its passage and approval.

PASSED AND APPROVED by the District this 26th Day of January, 2017.

MORES CREEK RIM RANCHES WATER DISTRICT.

BOISE County, Idaho

Heather Guince
Chairman

ATTEST:

Melanie Clark
Secretary

ADDENDUM A TO FOLLOW:

DATED, NUMBERED, AND SIGNED BY CHAIRMAN

January 26, 2017

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Anthony Fondino

ANTHONY FONDINO
NOTARY PUBLIC
STATE OF IDAHO

MCRR Water District Fee Schedule

New account Set-up Fee	\$100
Hookup Fees (new resident)	\$3,500
Service Call Charge	\$50 Regular Hours/\$100 After-Hours
Turn on water meter	\$50 Regular Hours/\$100 After-Hours
Turn off water meter	\$50 Regular Hours/\$100 After-Hours
Delinquent Disconnect/Reconnection Fee	\$75 Regular Hours/\$100 After-Hours
Delinquent Accounts/Late Charges	\$15.00 or 1.5% interest of balance owed, whichever is greater
Returned Check Charge	\$40
Rental Deposit	\$100
Property Tax Lien Charges	Hourly rate of \$75 Minimum for travel plus the cost of filing and/or removal of Tax Lien
Copies	\$35 Minimum and \$.10/page copy
Overage Charges	\$.01/gallon for usage over 8,100 gallons
Water Base Rate	\$77
Change in Start/Termination Date	1st Request no charge, 2nd and subsequent requests \$10
Re-calculate Bill	\$25 per occurrence

Regular Hours - Monday-Friday 8:00am-5:00pm

After Hours - Monday-Friday after 5:00pm

All weekends and holidays



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700

Website: idwr.idaho.gov • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

March 29, 2019

MORES CREEK RIM RANCHES WATER DISTRICT
1 PALOMA DR
BOISE, ID 83716-3295

Application For Permit No. 63-34677

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the IDAHO WORLD on 4/3/2019 and 4/10/2019. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Jean Hersley
Technical Records Specialist

CC: SPF WATER ENGINEERING LLC

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-34677

MORES CREEK RIM RANCHES WATER DISTRICT

1 PALOMA DR

BOISE, ID 83716-3295

Point of Diversion NWSW (2) SWNW S27 T04N R04E BOISE County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31

0.1 CFS

Total Diversion:

0.1 CFS

Date Filed: 12/10/2018

Place Of Use: DOMESTIC

T04N R04E S27 SWNW NWSW

T04N R04E S28 L2(SENE) NESE

Water bearing zone to be appropriated is from 194 to 600 feet.

Domestic use is for 11 homes in Mores Creek Rim Ranches Subdivision.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; or for a full description of the right(s), please see

<https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of \$25.00 for each application on or before 4/22/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/3/2019 and 4/10/2019

Hersley, Jean

From: Hersley, Jean
Sent: Friday, March 29, 2019 8:40 AM
To: 'EDITOR@IDAHOWORLD.COM'
Subject: Legal Notice for your paper
Attachments: LegalNoticeNewAppropriationMerged.doc

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notices which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately. An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office, PO Box 83720, Boise, Idaho, 83720-0098 before April 9, 2019. Your cooperation is appreciated.

Please confirm this notice has been received and will be published on the dates in the notice. Thank you.

Sincerely

Jean Hersley
Technical Records Specialist II
IDWR State Office
322 E Front St
Boise ID 83720
208-287-4942
jean.hersley@idwr.idaho.gov

Hersley, Jean

From: Microsoft Outlook
To: EDITOR@IDAHOWORLD.COM
Sent: Friday, March 29, 2019 8:40 AM
Subject: Relayed: Legal Notice for your paper

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

EDITOR@IDAHOWORLD.COM (EDITOR@IDAHOWORLD.COM)

Subject: Legal Notice for your paper

MEMORANDUM

Date: March 28, 2019
To: Water Right File 63-34677
From: Ashley Ritter
Re: Application Review

Applicant: Mores Creek Rim Ranches Water District (MCRRWD) applied for a permit to appropriate water that was received on December 10, 2018 (Submitted by SPF Water Engineering on behalf of MCRRWD). The District Court ruled declaring the creation of the organization MCRRWD in December 1995. The decree states that MCRRWD, "...shall have and exercise, through its proper officers, all of the power and authority conferred upon water and sewer districts under and by virtue of Chapter 32, Title 42, Idaho Code..."

42-3212(f) allows Water and Sewer Districts, "To acquire, dispose of and encumber real and personal property, water, water rights, water and sewage systems and plants, and any interest therein, including leases and easements within or without said district."

The court decree also describes the MCRRWD boundary to be coterminous with the existing subdivision plat(s) for the Mores Creek Rim Ranches Subdivision. The place of use proposed in the permit application is within the Mores Creek Rim Ranches Subdivision. The MCRRWD has the authority to file application for permit 63-34677. A Secretary of State Business Search lists Heather Lince as the agent for MCRRWD. Heather Lince signed the Application for Permit 63-34677.

MCRRWD currently serves 67 existing homes with domestic water from Well #2, Well #3, and Well #4. Water right 63-10797 covers 50 of the 67 homes. Lapsed permit 63-12397 was filed in 1997 to cover an additional 34 homes. The permit development period ended in 2002. Applicants are currently seeking the reinstatement of this permit for 13 homes built and served prior to 2002.

This application proposes domestic use for four (4) existing homes developed and served after 2002, along with potentially seven (7) new homes to be constructed on the undeveloped lots for a total of eleven (11) homes.

Amended Application Processing Memorandum # 59, provides guidance for processing applications downstream of Lucky Peak. Per current department policy this is applied to upstream appropriations (Processing of Applications to Appropriate Water in the Lower Boise River Basin). This application seeks the appropriation of ground water for multiple ownership subdivisions in which each unit satisfies the definition for the exemption of requirement to file an application for permit as described in Idaho Code § 42-111. New appropriations for consumptive use of ground water are being accepted for processing upstream of Lucky Peak under this condition.

Source & POD: The proposed source of the water is ground water from three (3) existing wells (Well #2, Well #3 and Well #4), located in T04N, R04E, Sec 27, NW1/4, SW1/4 (Well #2 and #3), and T04N, R04E, Sec 27, SW1/4NW1/4 (Well #4).

Well #2: An original well log was unable to be located through the Departments' database and water right backfile records. A well driller's report was available reporting the deepening of the well to a total depth of 505 feet in 1992. Static water level was reported at 165 ft below ground surface (bgs). Well #2 was constructed within white decomposed granite and blue and white hard granite. Water was encountered at or below 350 feet. SPF Water Engineering (SPF) provided a Beneficial Use Field Report for Permit 63-12397 that utilizes the same three wells (Well #2, Well #3 and Well #4) proposed as the point of diversions (POD's) for this permit application. SPF reports a total diversion capacity for Well #2 to be 15 gpm. Well #2 utilizes a pump to move water uphill to two (2) 15,000 gallon storage tanks.

Well #3: (Tag no. D000148) This well was constructed in 1997 to a total depth of 500 feet (based off of well drillers report). Static water level was reported at 429 ft bgs. Well # 3 was completed within various colored granite formations from approximately 188 feet to 500 feet bgs. Water was likely encountered between 460 feet and 500 feet bgs within a fractured granite layer. SPF reports a total diversion capacity for Well #3 to be 14 gpm.

Well #4: (Tag no. D000147) The well driller's report for Well #4 states the well was constructed in November 1997 to a total depth of 600 feet. Static water level was reported at 182 ft bgs. Well # 4 was completed within various colored granite formations from 194 feet to 600 feet bgs. Water was encountered at or below 194 feet bgs. SPF reports a total diversion capacity for Well #4 to be 10 to 12 gpm.

Well construction review indicates that the water bearing zone for this permit application should be from 194 feet to 600 feet bgs.

Water Use/POU: The proposed POU lots are within the Mores Creek Rim Ranches Subdivision (see attached parcel map) located in T04N, R04E, Sec 27, NW1/4SW1/4, in T04N, R04E, Sec 27, SW1/4NW1/4, in T04N, R04E, Sec 28, NE1/4SE1/4, and in T04N, R04E, Sec 28, SE1/4NE1/4.

POU/POD overlap analysis: Water right 63-10797 and permit 63-12397 share the same POD's as application for permit 63-34677 but each include different lots and do not have an overlapping POU.

The current diversion capacity from the three wells is limited to 0.09 cfs. Per Administrative Processing Memo # 22, a diversion rate of 0.09 cfs is enough water to supply in-house use for 3 to 4 homes. This system has two (2) 15,000 gallon storage tanks to allow coverage of the Peak Flows for the subdivision. With the storage tanks, the well capacity should be capable of supplying the 74 homes (existing 67 homes with the potential to construct an additional 7 homes) allowed by this permit, permit 63-12397 and water right 63-10797. This conclusion is made on the assumption that each home will use approximately 250 gallons per day for in-house use.

Comments: The POD's and POU are within the Basin 63 Ground Water Restricted Area and applicable processing will apply.

Breakdown of Parcels Covered by Each Water Right for Application for Permit 63-34677

Tax Parcels

App. Permit 63-34677

Permit 63-12397

License 63-10797

Non-Buildable Lots

0 250 500 1,000 Feet



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

FILED EFFECTIVE

**UNINCORPORATED NONPROFIT ASSOCIATION
APPOINTMENT OF AGENT FOR SERVICE OF PROCESS**

2017 FEB 16 PM 3:48

SECRETARY OF STATE
STATE OF IDAHO

Assoc. # U 4336
(Assigned by the
Secretary of State Office)

To the Secretary of State of the State of Idaho:

1. The name of the nonprofit association is:
Mores Creek Rim Ranches Water District

2. The principal (street) address of the nonprofit association is:
1 Paloma Drive, Boise, Idaho 83716

The mailing address (if different than street address) is:

3. The name and street address of the agent authorized to receive service of process for the association are: (Registered agent must be located at a street address in Idaho -- PO, PMB, and addresses outside Idaho are not acceptable.)

Heather Lince

Name

161 Mores Creek Rim Road, Boise, Idaho 83716

Address

Signature of agent:

Dated: **15 February 2017**

Signature of a member

of the nonprofit association:

Dated: **15 February 2017**

Secretary of State use only