

RECEIVED

MAR 16 2016

WATER RESOURCES  
WESTERN REGIONIdent. No. 63-34208

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

1. Name of applicant(s) City of Boise, Public Works Dept. Phone 208-272-0512  
 Name connector (check one): ☐ and ☐ or ☐ and/or  
 Mailing address 150 N. Capitol Blvd., PO Box 500 City Boise  
 State ID Zip 83701-0500 Email kjohnson@cityofboise.org
2. Source of water supply Ground Water which is a tributary of Boise River
3. Location of point(s) of diversion: (see attached supplement for points of diversion)

| TWP | RGE | SEC | Govt Lot | ¼ | ¼  | ¼  | County | Source       | Local name or tag # |
|-----|-----|-----|----------|---|----|----|--------|--------------|---------------------|
| 4N  | 1E  | 22  |          |   | SW | SW | Ada    | Ground Water |                     |
|     |     |     |          |   |    |    |        |              |                     |
|     |     |     |          |   |    |    |        |              |                     |
|     |     |     |          |   |    |    |        |              |                     |

4. Water will be used for the following purposes:  
 Amount 0.67 cfs for Industrial 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)
5. Total quantity to be appropriated is (a) 0.67 cubic feet per second (cfs) and/or (b) \_\_\_\_\_ acre feet per year (af).
6. Proposed diverting works:  
 a. Describe type and size of devices used to divert water from the source. 8-inch well, submersible pump  
 \_\_\_\_\_  
 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 11. For dams 10 feet or more in height OR reservoirs with a total 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 8 inches; proposed depth of well is 150 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 \_\_\_\_\_;  
 well was drilled for (well owner) \_\_\_\_\_; Drilling Permit No. \_\_\_\_\_
7. Description of proposed uses (if irrigation only, go to item 8):  
 a. Hydropower; show total feet of head and proposed capacity in kW. \_\_\_\_\_  
 b. Stockwatering; list number and kind of livestock. \_\_\_\_\_  
 c. Municipal; complete and attach the [Municipal Water Right Application Checklist](#).  
 d. Domestic; show number of households \_\_\_\_\_  
 e. Other; describe fully. Educational water exhibit for Boise WaterShed complex at the City's West Boise Wastewater Treatment Plant.

8. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of 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  | 1E  | 22  |    |    |    |    |    |    |    |    | X  | X  |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated: \_\_\_\_\_

9. 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?

63-12312 (separate system)

10. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

see attached

12. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

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.

Noel S. Olden  
Signature of Applicant

\_\_\_\_\_  
Signature of Applicant

Noel S. Olden  
Print Name (and title, if applicable)

\_\_\_\_\_  
Print Name (and title, if applicable)

Borise Public Works Director

For Department Use:

Received by BES Date 3/10/10 Time 1:39pm Preliminary check by AD  
Fee \$ \$250. Received by BES Receipt No. 40243977 Date 3/10/10

**Application Remarks:**

Water will be used in an interactive flow-through river exhibit. The exhibit flow rate was determined through modeling at the University of Idaho Ecohydraulics Laboratory; optimum flow range was determined to be 0.4 to 0.67 cfs.

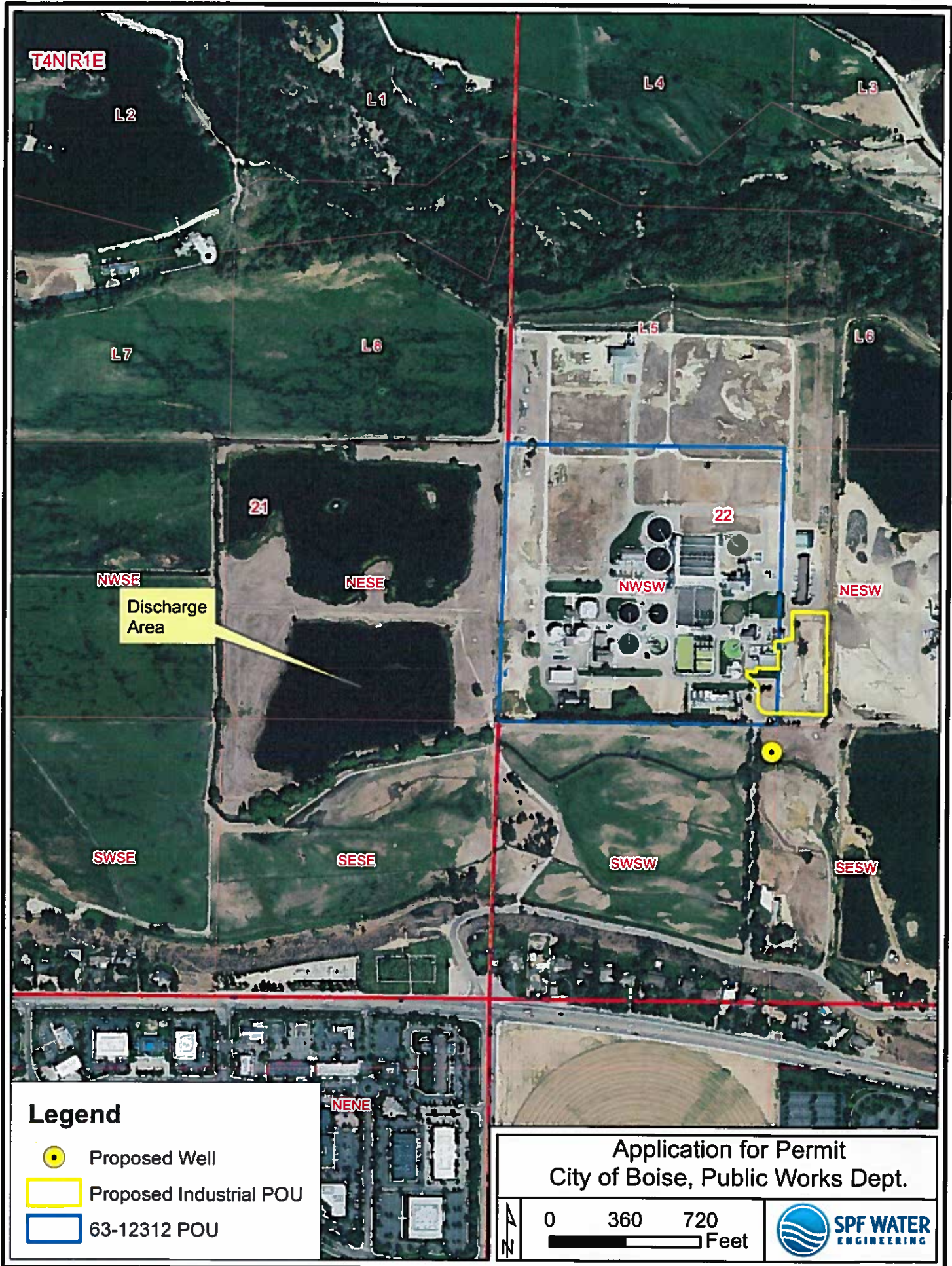
The exhibit will provide for direct public contact with the water (similar in regulatory respects to a splash park), and water use will be single pass-through (rather than recirculated) for sanitary reasons.

Water from the exhibit will be discharged to an existing gravel pit lake in the east  $\frac{1}{2}$  southeast  $\frac{1}{4}$  section 21, T4N, R1E where it will infiltrate back to the shallow aquifer. Given the steep banks of the lake, the discharged water will not increase the lake surface measurably, and therefore will not increase consumption from the lake. The lake is currently a remnant from past gravel mining and is not beneficially used.

Consumption within the river model exhibit will be less than 2500 gpd (i.e., domestic exempt amount) due to the small amount of exposed water surface.

Water-bearing zone to be appropriated is from 50 to 150 feet.

63-34208



63-34208



- "River Path"
- "Reservoir / Dam"
- "City"
- "Irrigated Crops"
- "Waste Water Treatment Plant"
- "River"
- "Waterwise" Lawn
- Stormwater Drainage Swale
- Permeable / Porous Pavement Demonstration Area
- Drop Off
- Bikeport
- Salvaged Stone Wall
- Information Kiosk
- "H2O Sculpture" (3)
- 84" Diameter Sewer Trunk
- Porous Pavement Trail
- Native Riparian Vegetation
- Xeric and Native Vegetation
- Picnic Area
- "Intermittent Wetlands"
- Split Rail Fence
- Amphitheatre
- Play Area
- Greenbelt
- Snake River
- Obide Drain
- Interactive Water Valve

# BOISE WATERSHED



PUBLIC WORKS DEPARTMENT

BOISE, IDAHO

**CH2MHILL**  
 100 EAST HIGHT STREET  
 SUITE 200  
 BOISE, IDAHO 83725-2000  
 208.333.1110



**JENSEN BELT**  
 ASSOCIATION



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

**C. L. "BUTCH" OTTER**  
Governor

**GARY SPACKMAN**  
Director

April 1, 2016

CITY OF BOISE  
PUBLIC WORKS DEPT  
150 N CAPITOL BLVD  
PO BOX 500  
BOISE, ID 83701-0500

Application for Permit No. 63-34208

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 STATESMAN on 4/7/2016 and 4/14/2016. 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,

Rachel Neely  
Administrative Assistant

CC:  
SPF WATER ENGINEERING LLC  
C/O LORI GRAVES  
300 E MALLARD DR STE 350  
BOISE, ID 83706  
BOISE, ID 83701-0829

**Neely, Rachel**

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**From:** Neely, Rachel  
**Sent:** Friday, April 01, 2016 9:25 AM  
**To:** 'BOI Legals'  
**Subject:** Ada Legal Ads  
**Attachments:** Ada Cover Letter.docx; Ada Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ads for publication on 4/7/2016 & 4/14/2016.

Please confirm these are okay to publish as shown.

Thank you,

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***Rachel Neely***

Administrative Assistant I  
IDWR-Western Region  
2735 Airport Way Boise, ID 83705  
[Rachel.Neely@idwr.idaho.gov](mailto:Rachel.Neely@idwr.idaho.gov)

April 1, 2016

LEGAL NOTICE DEPARTMENT  
IDAHO STATESMAN  
PO BOX 40  
BOISE, ID 83707

RE:     Application for Permit No. 63-34017  
         Application for Permit No. 63-34025  
         Application for Permit No. 63-34134  
         Application for Permit No. 63-34180  
         Application for Permit No. 63-34182  
         Application for Permit No. 63-34183  
         Application for Permit No. 63-34208  
         Application for Transfer No. 79691,  
                                         Water Right No(s): 63-125G  
         Application for Transfer No. 80028,  
                                         Water Right No(s): 63-33243, 63-33246, 63-9003

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices 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 before 4/25/2016. Your cooperation is appreciated.

Sincerely,

Rachel Neely  
Administrative Assistant

Enclosure(s)

The following applications have been filed to appropriate the public waters of the State of Idaho:

**63-34017**

HOME CAPITAL RESOURCES

PO BOX 832

BOISE, ID 83701

Point of Diversion SWSE S11 T04N R01W ADA County Source GROUND WATER Tributary BOISE RIVER

Point of Diversion L2(NWNE) S14 T04N R01W ADA County Source GROUND WATER Tributary BOISE RIVER

Use: AESTHETIC STORAGE 01/01 to 12/31 8 AF

Total Diversion: 8 AF

Date Filed: 11/24/2014

Place of Use: AESTHETIC STORAGE

T04N R01W S11 SWSE

T04N R01W S14 L2(NWNE)

Water bearing zone to be appropriated is from 0 to 20 feet. Mitigation is proposed for consumptive use via Transfer No. 79691.

**63-34025**

CITY OF BOISE

DEPT OF PARKS & RECREATION

1104 ROYAL BLVD

BOISE, ID 83706-2898

Point of Diversion NWSW S13 T04N R01E ADA County Source GROUND WATER Tributary BOISE RIVER

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.3 CFS

Use: MUNICIPAL FROM STORAGE 03/01 to 11/15 42 AF

Use: MUNICIPAL STORAGE 01/01 to 12/31 42 AF

Total Diversion: 0.3 CFS 42 AF

Date Filed: 12/23/2014

Places of Use: MUNICIPAL STORAGE, MUNICIPAL FROM STORAGE

T04N R01E S13 NWSW

Water bearing zone to be appropriated is from 200 to 500 feet.

Mitigation is proposed for consumptive use.

Municipal from storage use is for supplemental irrigation of 6.5 acres within Magnolia Park.

Water bearing zone to be appropriated is from 130 to 190 feet.

**63-34134**

AMERICA FIRST FEDERAL CREDIT UNION

4646 S 1500 W STE 130

RIVERDALE, UT 84405

Point of Diversion SESE S15 T05N R01E ADA County Source GROUND WATER

Point of Diversion SWNW S22 T05N R01E ADA County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 4.8 CFS

Total Diversion: 4.8 CFS

Date Filed: 8/21/2015

Place of Use: IRRIGATION

T05N R01E S15 SWSE SESE

T05N R01E S21 SENE NESW SWSW SESW NESE NWSE

T05N R01E S22 NENE NWNE NENW SWNW SENW NWSW

T05N R01E S28 NENEW NWNW

Total Acres: 237

Water bearing zone to be appropriated is from 50 to 300 feet.

**63-34180**

AMERICA FIRST FEDERAL CREDIT UNION

4646 S 1500 W STE 130

RIVERDALE, UT 84405

Point of Diversion SESE S15 T05N R01E ADA County Source GROUND WATER

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.67 CFS

Use: STOCKWATER STORAGE 01/01 to 12/31 13.7 AF

Total Diversion: 0.67 CFS

Date Filed: 12/18/2015

Place of Use: STOCKWATER STORAGE

T05N R01E S14 SWSW

T05N R01E S22 NWNE

Water bearing zone to be appropriated is from 175 to 246 feet.

**63-34182**

AMERICA FIRST FEDERAL CREDIT UNION

4646 S 1500 W STE 130

RIVERDALE, UT 84405

(3)Points of Diversion SWSW S14 T05N R01E ADA County Source SPRING Tributary SINKS

Point of Diversion SESE S15 T05N R01E ADA County Source SPRING Tributary SINKS  
Use: STOCKWATER 01/01 to 12/31 0.09 CFS  
Total Diversion: 0.09 CFS  
Date Filed: 12/18/2015  
Place of Use: STOCKWATER  
T05N R01E S14 SWSW  
T05N R01E S15 SESE

63-34183

BEL AIR EAGLE LLC  
2500 N DALLAS PKWY  
STE 424  
PLANO, TX 75093

Point of Diversion L1(NENE) S14 T04N R01W ADA County Source GROUND WATER Tributary BOISE RIVER  
Use: AESTHETIC STORAGE 01/01 to 12/31 20 AF  
Total Diversion: 20 AF  
Date Filed: 12/23/2015  
Place of Use: AESTHETIC STORAGE  
T04N R01W S14 L1(NENE)  
Water bearing zone to be appropriated is from 0 to 30 feet. Mitigation is proposed for consumptive losses.

63-34208

CITY OF BOISE  
PUBLIC WORKS DEPT  
150 N CAPITOL BLVD  
PO BOX 500  
BOISE, ID 83701-0500

Point of Diversion SWSW S22 T04N R01E ADA County Source GROUND WATER Tributary BOISE RIVER  
Use: INDUSTRIAL 01/01 to 12/31 0.67 CFS  
Total Diversion: 0.67 CFS  
Date Filed: 3/16/2016  
Place of Use: INDUSTRIAL  
T04N R01E S22 NESW NWSW  
Water bearing zone to be appropriated is from 50 to 150 feet.  
Industrial use proposed to be non-consumptive.

#### NOTICE OF PROPOSED CHANGE OF WATER RIGHTS

##### TRANSFER NO. 79691

MIDDLETON MILL DITCH CO, PO BOX 848, MIDDLETON, ID 83644; has filed Application No. 79691 for changes to the following water rights within ADA County(s): Right No(s). 63-125G; to see a full description of these rights and the proposed transfer, please see [www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx](http://www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx). Transfer 79691 proposes to change the nature of use of a portion of water right 63-125G to provide mitigation for evaporative losses associated with excavated ponds within the Middleton Mill Ditch Company service area. The transfer is being processed concurrently with Application for Permit 63-34017. The aesthetic storage pond site is located 0.25 miles west of intersection Linder Rd. and W State St., immediately north of Eagle Island and the Boise River.

##### TRANSFER NO. 80028

M & C STANLEY LLC, 2224 N RAM AVE, EAGLE, ID 83616; has filed Application No. 80028 for changes to the following water rights within ADA County(s): Right No(s). 63-33243, 63-33246, 63-9003; to see a full description of these rights and the proposed transfer, please see [www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx](http://www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx). The purpose of the transfer is to change the Place Of Use and Points Of Diversion for 63-33243 and 63-33246 from Echanove Ranch Subdivision irrigation system to the applicant's property. Transfer will also split right 63-9003 to separate irrigation and domestic rights. The irrigation use will move to the applicant's property and will add two new groundwater diversion points. The domestic use will stay at the original location with the two original PODs. The site of the proposed 5.2 acre POU and PODs is immediately north of Dry Creek on the west side of Highway 55.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at 208-334-2190; or for a full description of the right(s) or proposed transfer (s) please see [www.idwr.idaho.gov/WaterManagement/WaterRights](http://www.idwr.idaho.gov/WaterManagement/WaterRights). Protests may be submitted based on the criteria of Idaho Code §§ 42-203A and 42-222. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 4/25/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/7/2016 and 4/14/2016

**Neely, Rachel**

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**From:** Neely, Rachel  
**Sent:** Friday, April 01, 2016 9:33 AM  
**To:** 'waterdistrict63@qwestoffice.net'  
**Subject:** Applications for Permits, & Applications for Transfers  
**Attachments:** Application for Permit No. 63-34017.pdf; Application for Permit No. 63-34025.pdf; Application for Permit No. 63-34148.pdf; Application for Permit No. 63-34180.pdf; Application for Permit No. 63-34182.pdf; Application for Transfer No. 79691.pdf; Application for Transfer No. 80028.pdf; Watermaster Recommendation Form.docx

April 1, 2016

REX BARRIE  
WATER DISTRICT #63  
PO BOX 767  
10769 W STATE ST  
STAR ID 83669-0767

**RE: Applications for Permit No's. 63-34017, 63-34025, 63-34148, 63-34182, & 63-34208  
Applications for Transfer No's. 79391 & 80028**

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right applications. Copies of the applications are enclosed with this email for your reference. Please review the applications, complete a recommendation form for each, and submit your reply, if any, to this office by April 25, 2016.

IDWR will assume you do not object to these applications if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

---

*Rachel Neely*

Administrative Assistant I  
IDWR-Western Region  
2735 Airport Way Boise, ID 83705  
[Rachel.Neely@idwr.idaho.gov](mailto:Rachel.Neely@idwr.idaho.gov)

RECEIVED

MAR 16 2016



**SPF WATER  
ENGINEERING**

WATER RESOURCES  
WESTERN REGION

March 14, 2016

Angie Grimm  
IDWR Western Region Office  
2735 Airport Way  
Boise, ID 83705

***Subject: Application for Permit***

Dear Angie,

Enclosed on behalf of the City of Boise Public Works Department, is an *Application for Permit* seeking to divert ground water from a new well for an educational water exhibit for the Boise WaterShed complex at the City's West Boise Wastewater Treatment Plant.

Check No. 010480 for \$250 is enclosed for the filing fee. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

Lori Graves  
Water Rights Specialist

Cc: Paul Zimmerman, City of Boise Public Works Department

Enclosures

SPF file number: 389.0731