

**STARTING  
LEFT  
SIDE OF  
FILE**

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**

NO. 63-31481

Priority: 03/27/2002

Maximum Diversion Rate: 4.50 CFS

This is to certify, that CITY OF KUNA  
PO BOX 13  
KUNA ID 83634

has applied for a permit to appropriate water from:

**Source:** GROUND WATER

and a permit is APPROVED for development of water as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> |
|-----------------------|----------------------|--------------------------|
| MUNICIPAL             | 01/01 to 12/31       | 4.50 CFS                 |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 25, Twp 02N, Rge 01W, B.M., ADA County

**CONDITIONS OF APPROVAL**

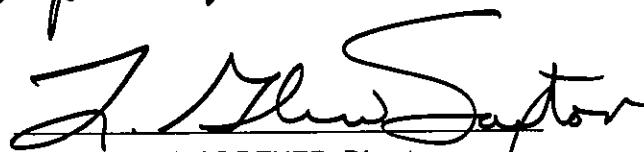
1. Proof of application of water to beneficial use shall be submitted on or before **September 01, 2004**.
2. Subject to all prior water rights.
3. Use of water under this right may be affected by an agreement between the protestant and the right holder.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Failure of the right holder to comply with any condition of approval is cause for the Director to void this permit.
6. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
7. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
8. Place of use is within the service area of the City of Kuna municipal water supply system as provided for under Idaho Law.
9. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.

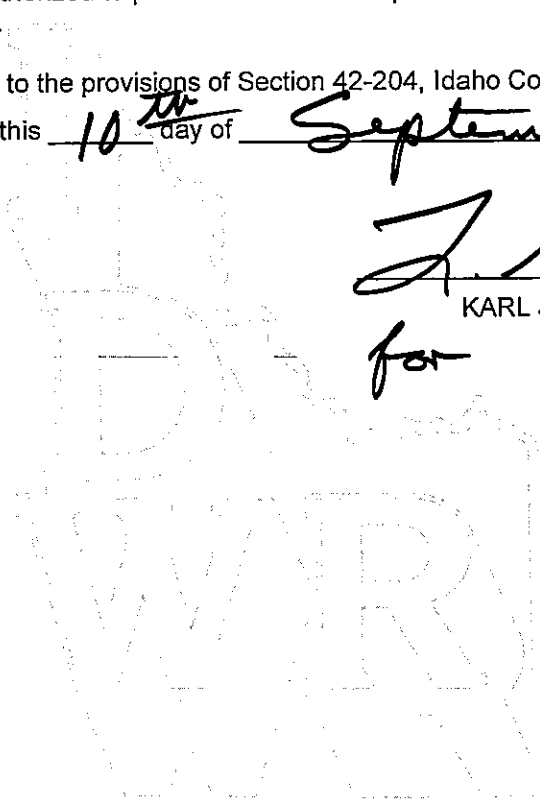
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**SEP 23 2002**

State of Idaho  
Department of Water Resources  
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NO. 63-31481

10. The well proposed as the point of diversion for this water right shall have a casing set at 350 feet with the annulus between the bore hole and the casing filled with impermeable chip or pumped grout bentonite.
11. The right holder shall provide a copy of the well driller's log to the U.S. Bureau of Reclamation upon completion of the proposed well.
12. The right holder is not authorized to produce water from a production zone shallower than 350 feet nor deeper than 500 feet.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 10<sup>th</sup> day of September, 2002

  
KARL J DREHER, Director  
for



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FORM 202  
12/99

Department of Water Resources

Ident. No.

63-31481

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

1. Name of Applicant City of Kuna Phone (208) 922-5546  
Mailing address PO Box 13, Kuna, ID 83634
2. Source of water supply Groundwater which is a tributary of N/A
3. Location of point of diversion is Township 2N Range 1W Sec. 25, in the NE  $\frac{1}{4}$ ,  
SW  $\frac{1}{4}$ , NW  $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, B.M., Ada County;  
additional points of diversion if any: \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 4.5 for Municipal purposes from Jan 1 to Dec 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 4.5 and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum
6. Proposed diverting works:
  - a. Describe type and size of devices used to divert water from the source 125 HP Vertical Turbine pump  
Proposed to pump directly into distribution system using VFD for control.
  - b. Height of storage dam n/a feet; active reservoir capacity \_\_\_\_\_ acre-feet; total  
reservoir capacity \_\_\_\_\_ acre-feet
  - c. Proposed well diameter is 18" inches; proposed depth of well is 500 feet
  - d. Is ground water with a temperature of greater than 85°F being sought? No
  - e. If well is already drilled, when? no; Drilling firm \_\_\_\_\_;  
Well was drilled for (well owner) \_\_\_\_\_; Drilling Permit No. \_\_\_\_\_
7. Time required for completion of works and application of water to proposed beneficial use is 2 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
  - a. Hydropower; show total feet of head and proposed capacity in kW. \_\_\_\_\_
  - b. Stockwatering; list number and kind of livestock. \_\_\_\_\_
  - c. Municipal; show name of municipality. City of Kuna
  - d. Domestic; show number of households. \_\_\_\_\_
  - e. Other; describe fully. \_\_\_\_\_

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9. 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 |        |
| within the service limits |     |     | of the City of Kuna |    |    |    | municipal water service |    |    |    |    |    |    |    |    |    |    |    |        |
|                           |     |     |                     |    |    |    |                         |    |    |    |    |    |    |    |    |    |    |    |        |
|                           |     |     |                     |    |    |    |                         |    |    |    |    |    |    |    |    |    |    |    |        |
|                           |     |     |                     |    |    |    |                         |    |    |    |    |    |    |    |    |    |    |    |        |
|                           |     |     |                     |    |    |    |                         |    |    |    |    |    |    |    |    |    |    |    |        |
|                           |     |     |                     |    |    |    |                         |    |    |    |    |    |    |    |    |    |    |    |        |
|                           |     |     |                     |    |    |    |                         |    |    |    |    |    |    |    |    |    |    |    |        |
|                           |     |     |                     |    |    |    |                         |    |    |    |    |    |    |    |    |    |    |    |        |

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

10. Describe any other water rights used for the same purposes as described above. #63-03266 (1.34 cfs municipal)

#63-08215 (3.9 cfs municipal), #63-9668 (2.0 municipal), #63-11970 (4.46 cfs municipal), #63-12394 (4.5 cfs municipal)

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

12. Remarks: Well is required to meet additional demands on existing municipal water system created by new developments.

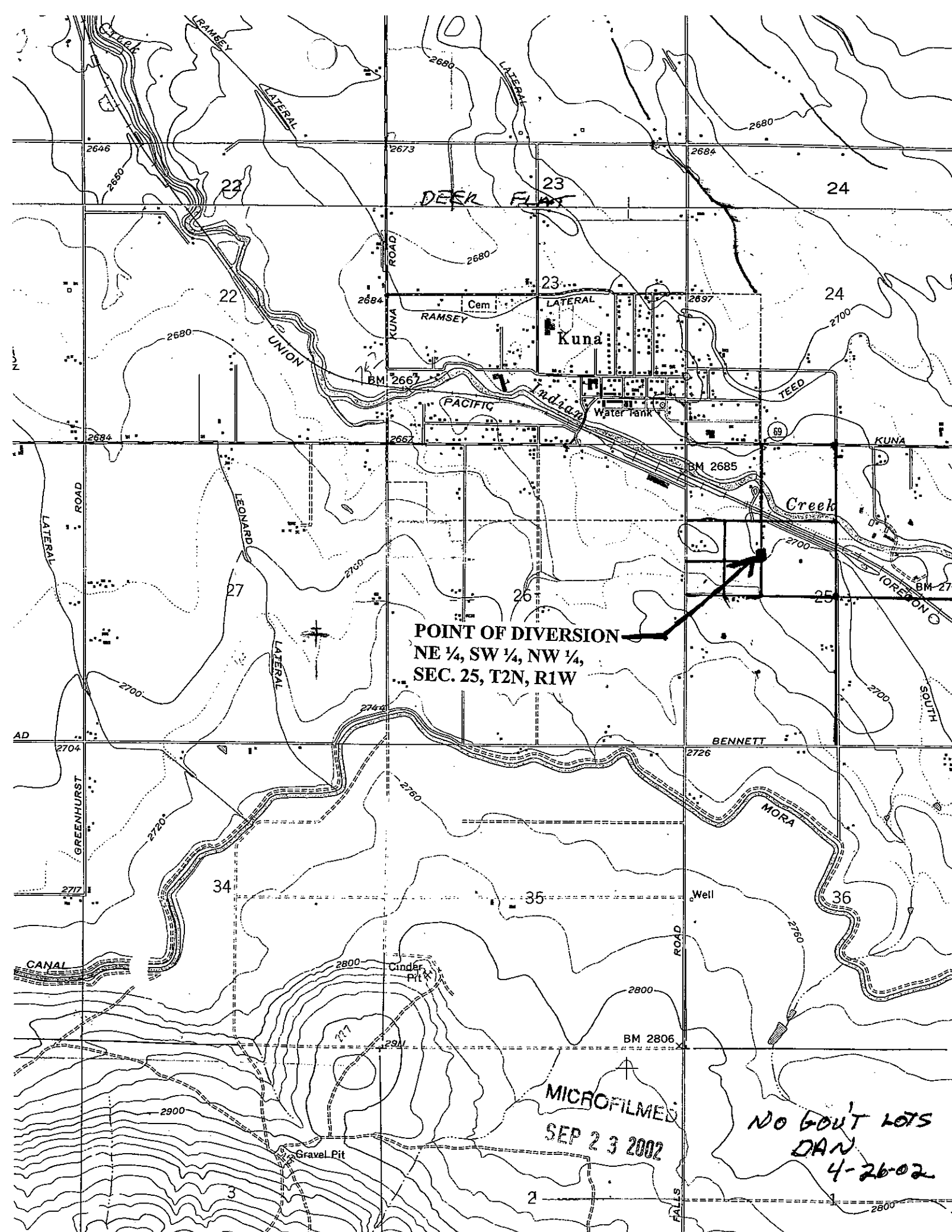
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

William H. Peterson - Mayor  
Signature of Applicant (and title, if applicable)

Received by Janis Fontaine Date 3/27/02 Time 3:30 Preliminary check by DAN  
Fee \$ 410.00 Received by Janis Fontaine # W028939 Date 3/27/02  
Publication prepared by AF Date 5-16-23-02 Published in Stateman  
Publication approved AF Date 6-3-02

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## REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE  
THREE ALTERNATIVES BELOW

Name of Applicant City of Kuna  
Mailing Address 329 W. Third Street  
Kuna, ID 83634  
Application No. \_\_\_\_\_  
(if known)

       IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

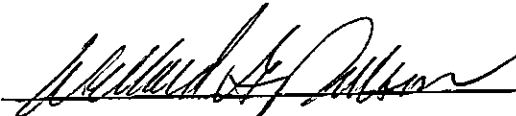
       PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

X WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature



Willard G. Nelson - Mayor, City of Kuna

Date

4-22-02

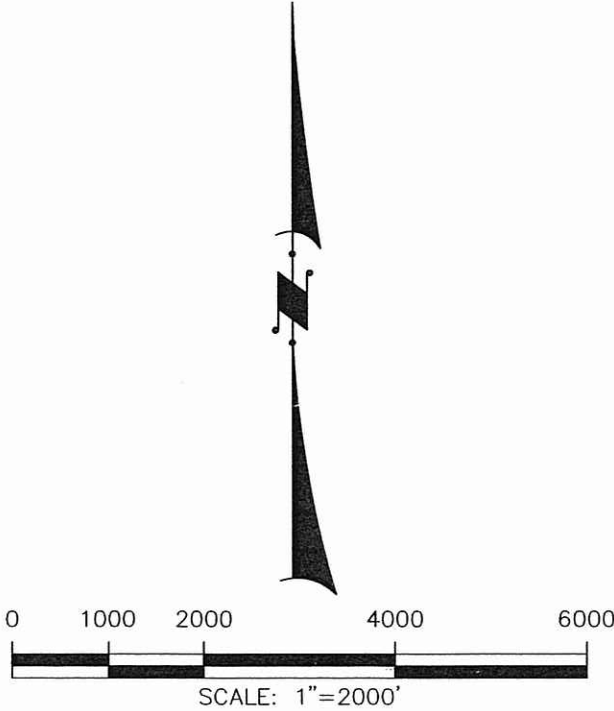
Please return this form to:

Idaho Dept. of Water Resources  
Western Regional Office  
2735 Airport Way  
Boise, ID 83705-5082

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# CITY OF KUNA



 CITY SERVICE AREA



PROPOSED POINT OF DIVERSION  
NEW CITY WELL NO. 6  
NE 1/4, SW 1/4, NW 1/4  
SEC. 25, T2N, R1W

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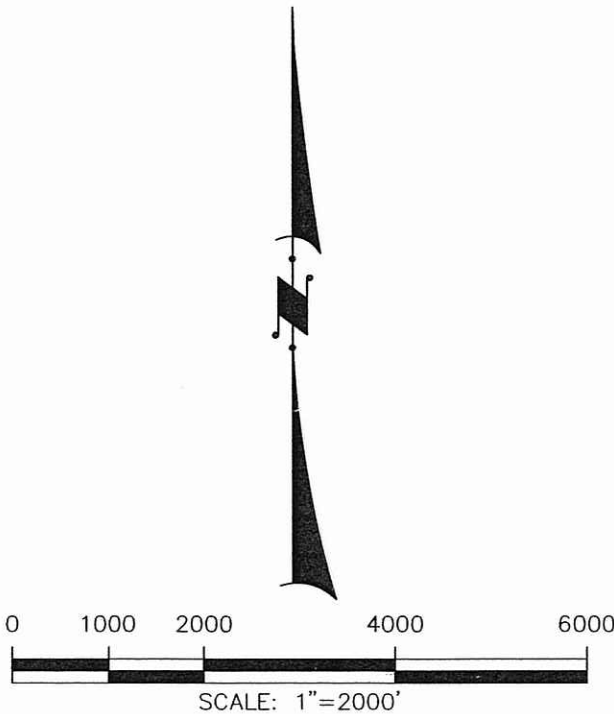
| PROJECT NO. |  | DESIGNED |  | DRAWN |  | CHECKED |  | APPROVED |  |
|-------------|--|----------|--|-------|--|---------|--|----------|--|
| DATE        |  |          |  |       |  |         |  |          |  |
| REVISIONS   |  | ITEM     |  |       |  |         |  |          |  |
| NO.         |  |          |  |       |  |         |  |          |  |

CIVIL SURVEY CONSULTANTS, INC.  
CONSULTING ENGINEERS AND LAND SURVEYORS  
100 SOUTH ADKINS WAY  
SUITE 101  
MERIDIAN, IDAHO 83642  
(208)888-4312

CITY OF KUNA WELL NO. 6  
SITE PLAN  
GENERAL LOCATION

DATE: 3/19/02  
DRAWING: DEQ-SITEMAP.DWG  
JOB NO: 02012

# CITY OF KUNA



 CITY SERVICE AREA



PROPOSED POINT OF DIVERSION  
NEW CITY WELL NO. 6  
NE 1/4, SW 1/4, NW 1/4  
SEC. 25, T2N, R1W

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SEP 23 2002



| PROJECT NO. |  | DESIGNED |  | DRAWN |  | CHECKED |  | APPROVED |  |
|-------------|--|----------|--|-------|--|---------|--|----------|--|
| DATE        |  |          |  |       |  |         |  |          |  |
| REVISIONS   |  | ITEM     |  |       |  |         |  |          |  |
| NO.         |  |          |  |       |  |         |  |          |  |

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CITY OF KUNA WELL NO. 6  
SITE PLAN  
GENERAL LOCATION

DATE: 3/19/02  
DRAWING: DEQ-SITEMAP.DWG  
JOB NO: 02012

Glenn K. Bennett, P.L.S.  
President

Timothy A. Burgess, P.E.  
Vice President

# Civil Survey Consultants, Inc.

100 S. Adkins Way  
Suite 101  
Meridian, Idaho 83642

(208)888-4312  
Fax 888-0323

April 23, 2002

Mr. Dan Nelson  
Western Region  
Idaho Department of Water Resources  
2735 Airport Way  
Boise, ID 83705

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**WATER RESOURCES  
WESTERN REGION**

Re: City of Kuna Well Application

Dear Dan,

As per our conversation last week, I am enclosing the following to complete the referenced application:

1. Map of City of Kuna Service Area
2. Request to Process Form.

The water-bearing zone for the proposed well shall be from the static water level to the bottom of the new well, or approximately 75' to 500'.

Thank you for your time and help. If you need anything else, please let me know.

Sincerely,  
CIVIL SURVEY CONSULTANTS, INC.



Matt Hart, P.E.  
enc.

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**STARTING  
RIGHT  
SIDE OF  
FILE**



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

January 29, 2003

CITY OF KUNA  
C/O TIM BURGESS  
PO BOX 13  
KUNA ID 83634

RE: Water Appropriation Permit No. 63-31481

Dear Tim:

In response to your request to deviate from the limitations stated in condition no. 12 on Permit 63-31481, IDWR finds that an application to amend the permit is not necessary because the proposed change is not a "substantial change" to the proposed method and or diversion of water. Extending the maximum production interval to 600 ft. below ground surface is acceptable to IDWR.

If you have any questions, please call me at 208-327-7946, or email me at [skeen@idwr.state.id.us](mailto:skeen@idwr.state.id.us).

Sincerely,

Shelley Walter Keen  
Water Rights Supervisor

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MAR 17 2003

Carlson, John

To: Slifka, Mark *OK [signature]*  
Subject: Water Right 63-31481, Drilling Permit D25900, Kuna Supply Well

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MAR 17 2003

Good Morning Mr. Slifka:

In reviewing the condition of the water right we have indicated that water will be produced from levels between 350 and 500 ft in depth.

The drilling permit states the well shall be constructed per DEQ spec. and the seal shall extend from land surface to 350 ft.

Kuna's proposal is to set casing to 400 ft (50 ft deeper than we proposed) and seal between the bore hole and the casing with impermeable material. So to extend the maximum production interval depth 100ft to a TD of 600ft.

I believe this is reasonable as they have described a very sticky clay and color change at 395 to 405 ft. Also another well in the area a blue gray clay from 345 to 370 ft, and this would extend past that unit. Baring they encounter substantially different water quality between 545ft and 600ft this might be a better well for the customer and resource than originally proposed. I am not sure Hydro Logic Inc. is on board with what the city is proposing.

The schematic for the construction of the well does not necessarily agree with what was discussed above, so I presume this is what was approved by DEQ, and out of our control as they have final say on public water supplies(as condition of this permit). I see a seal depth of 290 ft. and 155ft of 30 inch casing with no seal through the basalts.

Thank you.  
jdc

*John Carlson*

Form 235-1  
12/16/96 (LDT)

Drilling Permit No. 270606-775892  
Drilling Permit I.D. Tag No. D0025900  
Water Right Permit No. New Appl. 63-31481  
Injection Permit No. \_\_\_\_\_

State of Idaho  
Department of Water Resources

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WATER RESOURCES  
WESTERN REGION

APPLICATION FOR DRILLING PERMIT  
(FOR THE CONSTRUCTION OF A WELL)

1. Owner (please print): City of Kuna  
2. Mailing Address: PO Box 13  
City: Kuna State: ID Zip Code: 83634 Telephone: (208) 922-5546  
3. Proposed Well Location: Twp. 2N Rge. 1W Sec. 25 NE 1/4 SW 1/4 NW 1  
Gov't Lot No. \_\_\_\_\_ County Ada Lat. 43 29 45 Long. 116 26 15  
Street Address of Well Site South off of Stagecoach, East of Swan Falls Road City Kuna  
Give at least name of road + Distance to Road or Landmark  
Lot, block and subdivision Lot 4, Block 2 Swan Falls Business Park No. 1

4. Proposed Use of Well:

- ☐ DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☐ Irrigation ☒ Municipal ☐ Industrial  
☐ Stock ☐ Test ☐ Other \_\_\_\_\_  
(Over 1,000 Head) (Describe)

☐ INJECTION

- ☐ MONITORING: A well bore schematic and map is required for each blanket permit.  
No. of proposed wells: \_\_\_\_\_

5. Well Construction Information:

A. ☒ New well ☐ Modify ☐ Replace

B. Proposed Casing Diameter 18" Proposed Maximum Depth 500'

C. Anticipated bottom hole temperature:  
☒ 85°F or less ☐ 85°F to 212°F ☐ 212°F or more  
(Cold Water Well) (Low Temp. Geo. Well) (Geothermal Well)

6. Construction Start Date: June 1, 2002

7. Anticipated Well Driller: Project must be bid Stevens & Son Driller's Lic. No. 153  
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature: [Signature] Date \_\_\_\_\_

Address (if different than owner): \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_ Telephone: \_\_\_\_\_

Title: Mayor - City of Kuna  
(Owner, Firm Representative, Other)

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**ACTION OF THE DEPARTMENT OF WATER RESOURCES**

This Permit is Approved Date 10-28-02

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY**

**GENERAL CONDITIONS:**

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "DigLine" (DigLine is a one-call center utility notification) not less than 2 working days prior to the start of any excavation for this project. The "DigLine" Number for our area is 1-800-342-1585.

**SPECIFIC CONDITIONS:** 1) This well shall be constructed consistent with plans and specifications as approved by IDEC (Attachment I).  
2) The seal depth of this well shall extend from land surface to a minimum depth of 350 Ft.

RB White For: MANAGER  
Signature of Authorized Department Representative WESTERN REGIONAL OFFICE  
Title

Receipt No. W028940 Received by JF Fee 200.00 Date 3/26/03

**EXTENSION OF DRILLING PERMIT**

Extension approved by \_\_\_\_\_ Approval Date \_\_\_\_\_

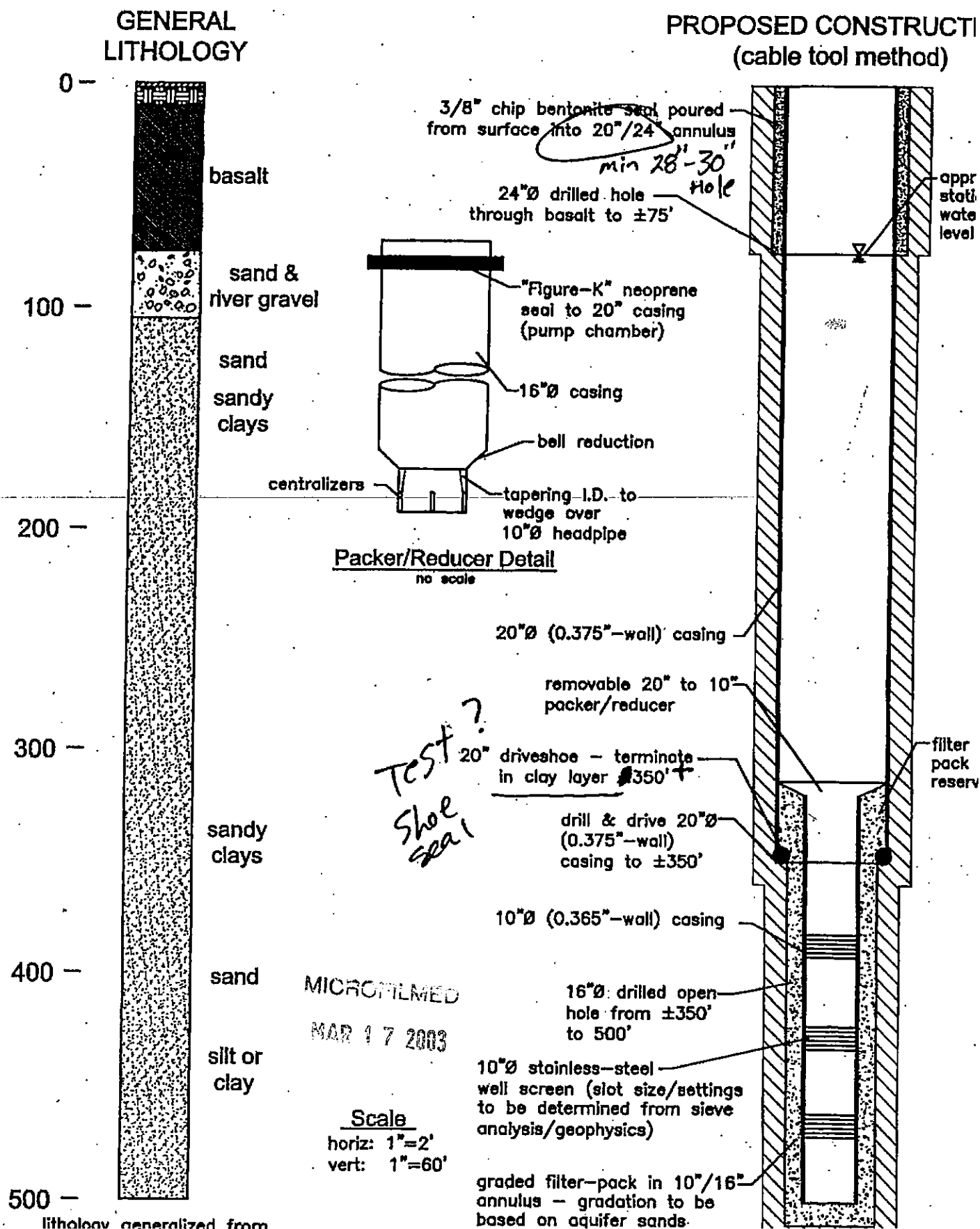
This extension expires: \_\_\_\_\_

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MAR 17 2003

Attachment I 20" to be set in clay; sealed prior to continuing drilling

# CITY OF KUNA - MUNICIPAL WATER WELL NO. 6



# IDAHO DEPARTMENT OF WATER RESOURCES

## WELL DRILLER'S REPORT

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. **DOOO1830**  
Other IDWR No. **63-98-11-0153-000**

2. OWNER:  
Name **Dave Slagel**  
Address **4252 W. Kuna Rd.**  
City **Kuna** State **Id.** Zip **83634**

### 3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

Sketch map location must agree with written location.

Twp. **2** North ☒ or South ☐  
Rge. **1** East ☐ or West ☒  
Sec. **26** 1/4 **NW** 1/4 **SW** 1/4  
Gov't Lot \_\_\_\_\_ County **Ada**  
Lat: \_\_\_\_\_ Long: \_\_\_\_\_  
Address of Well Site **Ash Street**  
City **Kuna**  
(Give at least name of road + distance to Road or Landmark)

Lt. **14** Blk. \_\_\_\_\_ Sub. Name **Kuna Orchard**

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 |  |                 |
| <b>Bentonite</b> | <b>0</b> | <b>18'</b> | <b>10</b>       |  | <b>Overbore</b> |
|                  |          |            |                 |  |                 |
|                  |          |            |                 |  |                 |

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) \_\_\_\_\_  
Was drive shoe seal tested? ☒ Y ☐ N How? **Pressure**

### 8. CASING/LINER:

| Diameter  | From     | To          | Gauge      | Material     | Casing                              | Liner                    | Welded                              | Threaded                 |
|-----------|----------|-------------|------------|--------------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| <b>6"</b> | <b>1</b> | <b>362'</b> | <b>250</b> | <b>Steel</b> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|           |          |             |            |              | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
|           |          |             |            |              | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |

Length of Headpipe \_\_\_\_\_ Length of Tailpipe \_\_\_\_\_

### 9. PERFORATIONS/SCREENS

☐ Perforations Method \_\_\_\_\_  
☐ Screens Screen Type \_\_\_\_\_

| From | To | Slot Size | Number | Diameter | Material | Casing                   | Liner                    |
|------|----|-----------|--------|----------|----------|--------------------------|--------------------------|
|      |    |           |        |          |          | <input type="checkbox"/> | <input type="checkbox"/> |
|      |    |           |        |          |          | <input type="checkbox"/> | <input type="checkbox"/> |
|      |    |           |        |          |          | <input type="checkbox"/> | <input type="checkbox"/> |

### 10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

**132** ft. below ground Artesian pressure \_\_\_\_\_ lb.  
Depth flow encountered \_\_\_\_\_ ft. Describe access port or control devices: **Sanitary Well Cap**

### 11. WELL TESTS:

|                               |                                 |                                         |                                           |
|-------------------------------|---------------------------------|-----------------------------------------|-------------------------------------------|
| <input type="checkbox"/> Pump | <input type="checkbox"/> Bailor | <input checked="" type="checkbox"/> Air | <input type="checkbox"/> Flowing Artesian |
| Yield gal./min.               | Drawdown                        | Pumping Level                           | Time                                      |
| <b>100</b>                    |                                 | <b>370</b>                              | <b>2</b>                                  |
|                               |                                 |                                         |                                           |
|                               |                                 |                                         |                                           |

Water Temp. \_\_\_\_\_ Bottom hole temp. \_\_\_\_\_  
Water Quality test or comments: **3 Grains**

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

| Bore Dia. | From | To  | Remarks: Lithology, Water Quality & Temperature | Water |
|-----------|------|-----|-------------------------------------------------|-------|
| 10"       | 0    | 3   | Top Soil                                        | No    |
| 10"       | 3    | 5   | Lava Boulders                                   | No    |
| 10"       | 5    | 18  | Solid Lava                                      | No    |
| 8"        | 18   | 60  | Lava                                            | No    |
| 8"        | 60   | 63  | Broken Lava                                     | No    |
| 8"        | 63   | 110 | Lava                                            | No    |
| 8"        | 110  | 112 | Cinders                                         | No    |
| 8"        | 112  | 185 | Lava                                            | No    |
| 8"        | 185  | 207 | Lava/Some cracks                                | Yes   |
| 8"        | 207  | 210 | Clay                                            | No    |
| 6"        | 210  | 230 | Gravel                                          | Yes   |
| 6"        | 230  | 241 | Clay                                            | No    |
| 6"        | 241  | 244 | Sand                                            | No    |
| 6"        | 244  | 246 | Clay                                            | No    |
| 6"        | 246  | 260 | Heaving Sand/dirty water                        | Yes   |
| 6"        | 260  | 277 | Heaving Sand                                    | Yes   |
| 6"        | 277  | 279 | Sandstone                                       | No    |
| 6"        | 279  | 345 | Sand/dirty water/str clay                       | yes   |
| 6"        | 345  | 370 | Blue Gray Clay                                  | No    |
| 6"        | 370  | 375 | Sand/Water                                      | Yes   |

RECEIVED

APR 07 1998

WATER RESOURCES  
WESTERN REGION

RECEIVED

APR 09 1998

Department of Water Resources

Completed Depth **375'** (Measurable)  
Date: Started **3/23/98** Completed **3/31/98**

### 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 **Can-Ada Well & Pump** Firm No **304**

Firm Official **Earl Skinner** Date **4/4/98**

Supervisor or Operator **[Signature]** Date **4/4/98**  
(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES  
MICROFILMED

MAR 17 2003

# WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources, within 30 days after the completion or abandonment of the well.

## 1. WELL OWNER

Name DUANE YAMAMOTO  
Address P.O. BOX 64 KUNA, ID 83634  
Drilling Permit No. 63-92-W-296  
Water Right Permit No. 63-11758

## 2. NATURE OF WORK

- ☒ New well ☐ Deepened ☐ Replacement  
☐ Well diameter increase ☐ Modification  
☐ Abandoned (describe abandonment or modification procedures such as liners, screen, materials, plug depths, etc. in lithologic log, section 9.)

## 3. PROPOSED USE

- ☐ Domestic ☒ Irrigation ☐ Monitor  
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection  
☐ Other \_\_\_\_\_ (specify type)

## 4. METHOD DRILLED

- ☒ Rotary ☐ Air ☐ Auger ☐ Reverse rotary  
☐ Cable ☐ Mud ☐ Other \_\_\_\_\_  
(backhoe, hydraulic, etc.)

## 5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other \_\_\_\_\_

Thickness Diameter From To  
250 inches 12 inches + 2 feet 200 feet  
250 inches 10 inches 174 feet 204 feet  
250 inches 10 inches 265 feet 273 feet

Was casing drive shoe used? ☒ Yes ☐ No

Was a packer or seal used? ☒ Yes ☐ No

Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation? \_\_\_\_\_ inches by \_\_\_\_\_ inches

Number From To

\_\_\_\_\_ perforations \_\_\_\_\_ feet \_\_\_\_\_ feet

\_\_\_\_\_ perforations \_\_\_\_\_ feet \_\_\_\_\_ feet

\_\_\_\_\_ perforations \_\_\_\_\_ feet \_\_\_\_\_ feet

Well screen installed? ☒ Yes ☐ No

Manufacturer HOUSTON Type STAINLESS STEEL

Top Packer or Headpipe \_\_\_\_\_

Bottom of Tailpipe \_\_\_\_\_

Diameter 10" Slot size \_\_\_\_\_ Set from 204 feet to 265 feet

Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel \_\_\_\_\_

Placed from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Surface seal depth 145 Material used in seal: ☐ Cement grout

☒ Bentonite ☐ Pudding clay ☐ \_\_\_\_\_

Sealing procedure used: ☐ Slurry pit

☐ Temp. surface casing ☒ Overbore to seal depth

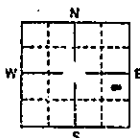
Method of joining casing: ☐ Threaded ☒ Welded

☐ Solvent Weld ☐ Cemented between strata

Describe access port \_\_\_\_\_

## 6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name \_\_\_\_\_

Lot No. \_\_\_\_\_ Block No. \_\_\_\_\_

County ADA

NE 1/4 SE 1/4 Sec. 24 T. 2 N S W E

## 7. WATER LEVEL

Static water level 105 feet below land surface.

Flowing? ☐ Yes ☒ No G.P.M. flow \_\_\_\_\_

Artesian closed-in pressure \_\_\_\_\_ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ Plug

Temperature \_\_\_\_\_ °F. Quality \_\_\_\_\_

Describe artesian or temperature zones below.

## 8. WELL TEST DATA

☒ Pump ☐ Bailor ☐ Air ☐ Other \_\_\_\_\_

Discharge G.P.M. Pumping Level Hours Pumped

## 9. LITHOLOGIC LOG

| Bore Diam. | Depth |     | Material       | Water |    |
|------------|-------|-----|----------------|-------|----|
|            | From  | To  |                | Yes   | No |
| 16         | 0     | 4   | TOP SOIL       |       | X  |
| 16         | 4     | 16  | BASALT         |       | X  |
| 16         | 16    | 42  | FRACTURED ROCK |       | X  |
| 16         | 42    | 44  | CINDERS        |       | X  |
| 16         | 44    | 145 | FRACTURED ROCK |       | X  |
| 12         | 145   | 149 | SAND & GRAVEL  |       | X  |
| 12         | 149   | 273 | SAND STONE     | X     |    |

**RECEIVED**  
JUL 16 1992

Department of Water Resources

JUL 17 1992  
Department of Water Resources  
Western Regional Office

## 10.

Work started 5-22-92 finished 7-3-92

## 11. DRILLER'S CERTIFICATION

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

Firm Name BILL DOTY DRILLING Firm No. 42

Address 106 CALLOWAY Date 7-9-92

83605

Signed by Drilling Supervisor [Signature]

and

(Operator) [Signature]

(If different than the Drilling Supervisor)



Glenn K. Bennett, P.L.S.  
President

Timothy A. Burgess, P.E.  
Vice President

Civil Survey Consultants, Inc.

100 S. Adkins Way  
Suite 101  
Meridian, Idaho 83642

RECEIVED

JAN 22 2003

(208)888-4312  
Fax 888-0323

Department of Water Resources

January 21, 2003

Shelley W. Keen  
Idaho Department of Water Resources  
1301 North Orchard Street  
Boise, ID 83706

Re: City of Kuna – Permit No. 63-31481

Dear Mr. Keen:

On behalf of the City of Kuna, as city engineer, I am hereby requesting a modification to the "Conditions of Approval" for Permit to Appropriate Water No. 63-31481. I have listed the condition as presently stated in the permit with the proposed deletions as ~~strike-through~~ text and proposed additions as underlined text.

10. The well proposed as the point of diversion for this water right shall have a casing set at 350 400 feet with the annulus between the bore hole and casing filled with impermeable chip or pumped grout.
12. The right holder is not authorized to produce water from a production zone shallower than 350 feet nor deeper than 500 600 feet.

The conditions as originally stated in the permit represent the well configuration as presented in our application. This proposal was based upon the configuration of the last two municipal wells completed in Kuna.

We have completed a pilot hole to a total depth of 546 feet. The samples encountered indicate that a layer of very sticky clay exists at a depth of 395 to 405 feet. There is also a color change from tan to green at this level. We feel this is the best location to terminate the 18-inch casing and provide a positive seal between the upper and lower aquifers. Below 405 feet there are varying layers of coarse sand, sand and clay, and clay. We terminated the pilot hole at 546 feet while still in a coarse sand. We would like the opportunity to continue the well to the end of this sand layer, or a maximum depth of 600 feet, whichever occurs first.

The modifications as requested are minor revisions based upon the actual conditions encountered during construction. We believe that they will allow Kuna to complete a well capable of delivering the 4.50 cfs desired flow rate, and still comply with the original intent of the conditions.

MICROFILMED  
MAR 17 2003

Keen

January 21, 2003

Page 2 of 2

Please give this request your earliest possible consideration.

Sincerely,

CIVIL SURVEY CONSULTANTS, INC.

A handwritten signature in black ink, appearing to read "Tim Burgess".

Tim Burgess, P.E.

City Engineer

Faxed 1/21/03

MICROFILMED  
MAR 17 2003

RECEIVED

FEB 25 2003

Department of Water Resources



# United States Department of the Interior

## BUREAU OF RECLAMATION

Pacific Northwest Region

1150 North Curtis Road, Suite 100

Boise, Idaho 83706-1234

IN REPLY  
REFER TO:

PN-3100

WTR 1.10

JAN 10 2003

RECEIVED

JAN 16 2003

WATER RESOURCES  
WESTERN REGION

Mr. Ed Squires  
1002 W. Franklin Street  
Boise, ID 83702

Dear Mr. Squires:

Subject: The Bureau of Reclamation's Protest of the City of Kuna's Water Right Permit  
Application No. 63-31481

I am in receipt of your letter of January 7, 2003. I understand you are a consultant for the City of Kuna (City) for Water Right Permit No. 63-31481. Reclamation protested the water right and withdrew its protest after the City signed a letter agreement whereby the City agreed to certain conditions of the water right. Your letter states that after having completed the exploratory test-well bore at the proposed future well site, the City wishes to change the conditions memorialized in the January 7, 2003, letter agreement to the following:

- 1) The proposed new well will be continuously cased and sealed from the land surface to the top of the proposed target aquifer at 295 feet below ground level, and
- 2) the full-depth, surface seal will consist of bentonite-based grout pumped into place under pressure from the bottom of the well and up into the annular space between the drilled hole and the centralized well casing. If the fractured basalt cannot be pressure grouted, a solid, 5/8-inch chip bentonite seal will be emplaced (by pouring from the surface) over this upper section of the bore.

These conditions are acceptable to Reclamation and upon signature from an authorized representative of the City of Kuna, they will replace the conditions agreed to in the July 22, 2002, letter. If you have any questions, please call me at 378-5306.

Sincerely,

*E. Gail McGarry*

E. Gail McGarry  
Program Manager

Water Rights and Acquisition

MICROFILMED

MAR 17 2003

Concurrence:

Willard G Nelson  
City of Kuna

1-14-03  
Date

WILLARD G NELSON  
Printed Name

MAYOR  
Title

cc: Ms. Kathleen Carr  
Field Solicitor's Office  
550 W. Fort Street, MSC 020  
Boise, ID 83724

Mr. Jerrold Gregg  
Snake River Area Office  
214 Broadway Avenue  
Boise, ID 83702

Bruce Smith, Esq.  
Moore, Smith Buxton & Tucker, Chrtd.  
225 North 9<sup>th</sup> Street, Suite 420  
Boise, ID 83702

Mr. Gary Spackman  
Idaho Department of Water Resources Western Region  
2735 Airport Way  
Boise, ID 83705-5082

MICROFILMED

MAR 17 2003

Hydro Logic, Inc.

63-31481

1002 W. Franklin Street, Boise, ID 83702 (208) 342-8369, (Fax) 342-3100, hydrologic@qwest.net

January 7, 2003

E. Gail McGarry  
Manager Water Rights and Acquisition  
PN-3100  
United States Bureau of Reclamation  
1150 North Curtis Road  
Suite 100  
Boise, Idaho 83706

RECEIVED

JAN 13 2003

Department of Water Resources

RECEIVED

JAN 09 2003

WATER RESOURCES  
WESTERN REGION

Dear Gail,

I write in regards to the Bureau of Reclamation's (Reclamation) protest of the City of Kuna's municipal water rights Application for Permit No. 63-31481 dated March 27, 2002 and the subsequent Agreement between the City of Kuna and the Bureau of Reclamation over Permit No. 63-31481. Specifically, I wish to address your stated concerns over injury to Reclamation's surface water rights and the stipulated conditions under which the Bureau withdrew its protest.

My company, Hydro Logic, Inc., is consultant to the City of Kuna (City) in this matter with respect to the drilling of the proposed supply well. We have just completed an exploratory test-well bore at the proposed future well site (Figure 1). Hydro Logic geoscientists were on site during drilling to log drill cuttings and to conduct borehole geophysical surveys in the open bore. Reduced versions of the geophysics are plotted with respect to the drilled geologic section on the attached Figure 1 for your review.

The nature of the Boise Valley aquifer at this location can best be described as complexly interbedded sediments with a surficial cap of basalt lava rock. That is to say that the subsurface section is comprised of alternating thin stratigraphic units of sands and silty clays. Individual sand aquifers typically are no more than 10-to-30 feet in thickness separated by equally thin clay lenses. Appropriate guidelines administered by the IDWR also control well depth, length of completion interval, and commingling of waters of different head or chemistry. Therefore, possible well completion intervals for municipal supply wells are somewhat restricted. In other words, it is no longer possible to complete wells as was done in the "old days" whereby drillers completed into entire sections of the aquifer system to be able to ensure high productive yields from wells. For example, within the upper 546 feet of drilled section at the proposed Kuna #6 well site, only two target aquifer zones appear capable of supplying the City's desired yield for fire protection quantities of water while adhering to the IDWR's guidelines. The zones are 155-to-230 feet and 293-to-395 feet below ground level (bgl). Both of these prospective completion intervals do not comport with the conditions set out by the Agreement and water right Permit No. 63-31481 which require non-perforated casing and surface seal to 350 feet bgl. Below 395, and to a depth of 540 feet bgl, insufficient sand strata are present to develop a large capacity, fire-protection and municipal supply well such as is required by the City and still comply with the IDWR's administrative rules for well construction.

MICROFILMED

MAR 17 2003

Underlying the Kuna Butte basalt (23-to-150 feet below land surface) is a 45-foot thickness of floodplain terrace gravels (cobbles) to 196 feet bgl. A thin, low-permeability stratum (probably the ancestral river bed) separates the terrace deposit from an underlying 30-foot thick, coarse-grained gravelly sand aquifer (Figure 1). It is possible that some degree of vertical hydraulic interconnection exists between shallow groundwater within the fractured basalt to the permeable sand sediments at 230 feet bgl although the water table within in the basalt aquifer was observed at approximately 50 feet bgl during December, 2002. Beneath this upper saturated and permeable section to 230 feet bgl, is a 65-foot thickness of clay-dominated low-permeability sediments. This confining layer contains two thin (4 ft & 8 ft.) sand lenses but is comprised mainly of clayey silt and silty clay (Figure 1) which overlies a 100-foot thickness of interbedded sands and silty clays from 295-to-395 feet bgl. A dramatic change in the color of the sediments occurs at 400 feet bgl. Overlying yellowish brown materials turn to dark greenish gray indicating a water chemistry difference. The IDWR does not favor completing open intervals of wells across such geochemical boundaries.

To preserve the protective layering of the natural sediments around its well, the City intends to utilize a "full-depth" bentonite grout seal from land surface to the top of its completion aquifer. It is the City's conviction that the natural stratification of the low-permeability sedimentary sequence between 230 feet and 295 feet bgl, in concert with the proposed sealed well construction, that Reclamation's concerns over separation from surface water sources are also satisfied. Said differently, we believe the City's and Reclamation's goals of separation of surface and groundwater sources are the same. Not only does this interval of fine-grained sediment protect the deeper aquifers from the threat of surficial contamination from surface land use activities, but is also provides a great degree of separation from hydraulic interconnection with surface waters. Given what we now know about site specific hydrogeology, the City proposes that the general intent of Reclamation's protest withdrawal conditions be complied with; subject to the following changes:

- 1) That the proposed new well be continuously cased and sealed from land surface to the top of the proposed target aquifer at 295 feet below ground level.
- 2) That the full-depth, surface seal consist of bentonite-based grout pumped into place under pressure from the bottom of the well and up into the annular space between the drilled hole and the centralized well casing. If the fractured basalt cannot be pressure grouted, a solid 5/8-inch chip bentonite seal will be emplaced (by pouring from the surface) over this upper section of the bore.

The City believes strongly that pliable bentonite-based seals are superior to cement grout seals because of the potential for shrinkage, cracking, and disaggregation of cement-type grouts. Using cement grouts also complicates seal emplacement owing to the limited working time (even with retardants) whenever difficulties are encountered.

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MAR 17 2003

The City understands Reclamation's water rights concerns and we hope that you perceive we have the same concerns and goals with respect to separating ground water and surface water sources. The Agreement conditions were established in the absence of good, site-specific sub-surface knowledge. Now that the exploratory test-well drilling results are available we are much better able to advance a well design that satisfies Reclamation's concerns over water rights and, at the same time, meets the City's water supply needs. The City's water right application had been held up for months during the extended hearing/agreement process. We would, now, very much appreciate your expedited action to assist us in the continued resolution of your protest so that the Well #6 water supply project can continue to move toward final completion.

Please contact me to discuss this proposal. I can be reached at 342-8369. Thank you.

Respectfully,

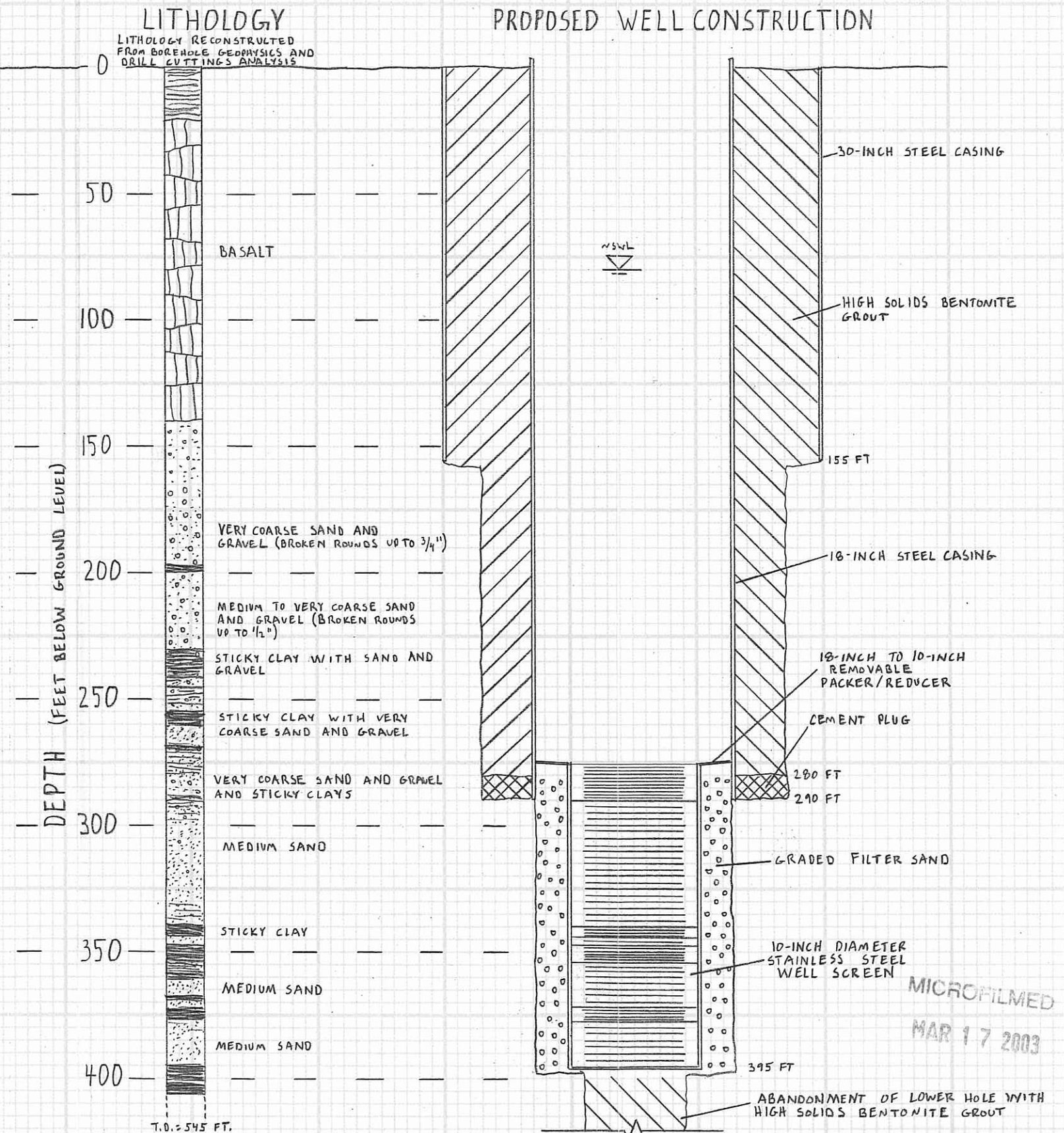
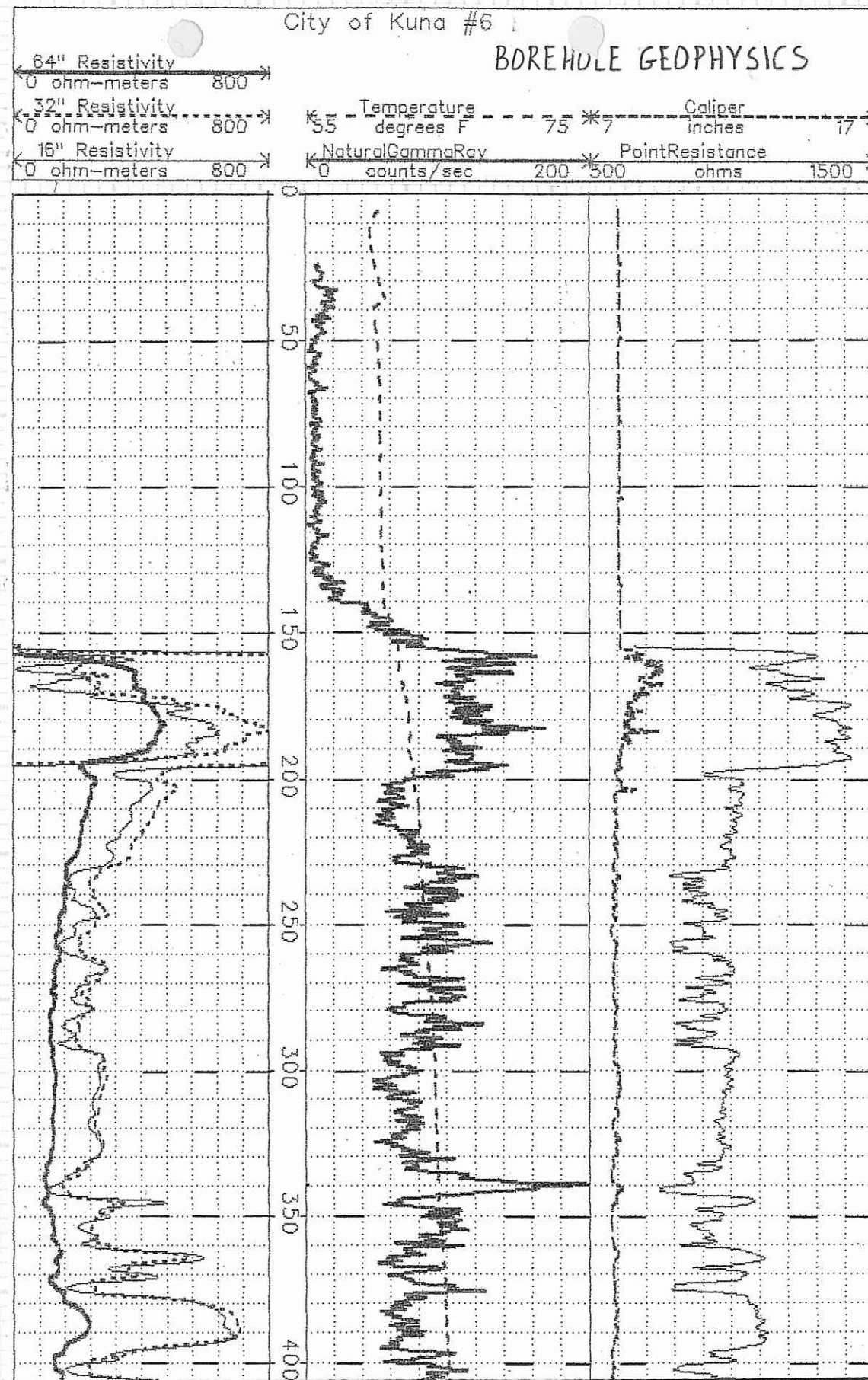
Ed Squires  
Hydro Logic, Inc.



cc: Tim Burgess, Civil Survey Consultants  
Bruce Smith, Moore, Smith, Buxton & Tucker, Chartered  
Gary Spackman, IDWR Western Regional Office

MICROFILMED

MAR 17 2003



Hydro Logic Inc.  
Boise, Idaho  
B.C. 1/03

Figure 1.



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098  
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

September 10, 2002

CITY OF KUNA  
PO BOX 13  
KUNA ID 83634

RE: Permit No. 63-31481

**Permit Approval Notice**

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

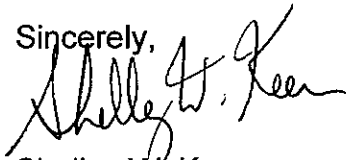
MICROFILMED

SEP 23 2002

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W. Keen

Water Rights Supervisor

Enclosure(s)

MICROFILMED

SEP 23 2002

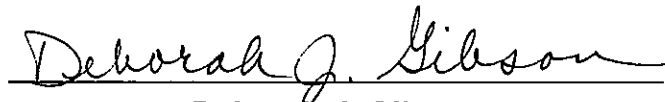
# **CERTIFICATE OF SERVICE**

I hereby certify that on September 10, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

**RE: WATER RIGHT NO.**

**63-31481**

**CITY OF KUNA  
PO BOX 13  
KUNA ID 83634**

A handwritten signature in cursive script, reading "Deborah J. Gibson", is written over a horizontal line.

**Deborah J. Gibson  
Secretary**

**MICROFILMED**

**SEP 22 2002**

## **Comment Report**

**63-31481**

1. Imattson 4/29/2002 Legal Notice Remarks

Comment: Applicant agrees to mitigate consumptive use in the future as needed.

2. Imattson 4/29/2002 Legal Notice Remarks

Comment: Municipal use is for applicants service area

3. Imattson 4/29/2002 Legal Notice Remarks

Comment: Water bearing zone to be appropriated is from 75 to 500 feet.

4. Imattson 4/29/2002 Comment/Analysis

Comment: This application is for municipal water within the border of the City of Kuna Service area. There are no significant overlapping water rights for the Point of Diversion. The City of Kuna has water rights 63-3266, 63-8215, 63-9668, and 63-11970 to supply their service area which are the overlapping water rights for the place of use.

5. Debbie Gibson 9/10/2002 Permit Review

Comment: The City of Kuna has entered into an agreement with US Bureau of Reclamation for withdrawal of BOR protest. The City has agreed to have a casing set at 350 feet with the annulus between the bore hole and the casing filled with impermeable chip or pumped grout bentonite. This casing lowered the original production zone to 350 feet to 500 feet. Also the City agreed to provide a copy of the well driller log to BOR upon completion of the proposed well.

**MICROFILMED**

**SEP 23 2002**

## MEMORANDUM

To: File no. 63-31481; City of Kuna  
From: Gary Spackman *Gary*  
Date: September 5, 2002

### Re: Recommended Conditions of Approval

Application for Appropriation of Water no. 63-31481 was filed by the City of Kuna (Kuna). The city proposes diversion of 4.5 cubic feet per second for municipal use without the service area of the City of Kuna. The U.S. Bureau of Reclamation (Bureau) protested the application.

At a prehearing conference, the parties agreed to discuss settlement options. The Bureau submitted a conditional withdrawal of protest on August 20, 2002. A letter from E. Gail McGarry states:

Reclamation will withdraw the protest if the City agrees to the following conditions:

1. The proposed well will have a casing set at 350 feet with the annulus between the bore hole and casing filled with impermeable chip or pumped grout bentonite.
2. Copies of the well driller's log will be provided to Reclamation upon completion of the proposed well. *USBR*

These conditions would normally be placed only on a well drilling permit.

**I recommend we approve the application.** Because the conditions above are the conditions of a protest withdrawal I recommend they also be included on the water right permit.

Other conditions should be included on the water right permit. The original application stated that the production zone would be from 75 feet to 500 feet. The sealing requirements of the conditions of withdrawal of protest prohibit production from any water-bearing zone shallower than 350 feet. The production zone is from 350 feet to 500 feet.

The City of Kuna must comply with all health and environmental laws and regulations.

Conditions 121 and 046 should also be placed on the water right permit.

MICROFILMED

SEP 23 2002



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

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

FAX (208) 334-2348

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

August 26, 2002

CITY OF KUNA  
C/O BRUCE SMITH  
MOORE SMITH BUXTON & TUCKER  
225 N 9<sup>TH</sup> ST STE 420  
BOISE ID 83720

US BUREAU OF RECLAMATION  
E GAIL MCGARRY PN-3100  
1150 N CURTIE RD STE 100  
BOISE ID 83706

Re: Application for Permit No. 63-31482 in the Name of the City of Kuna

Dear Parties:

This letter acknowledges the withdrawal of protest of the above referenced application for permit.

The department will now continue to process this application, subject to certain conditions of approval.

If you have any questions please call this office.

Sincerely,



Gary Spackman

GS:st

CC: City of Kuna

MICROFILMED

SEP 23 2002



# United States Department of the Interior

OFFICE OF THE SOLICITOR  
Pacific Northwest Region  
Boise Field Office  
Federal Building & U.S. Courthouse  
MSC 020-550 West Fort Street  
Boise, Idaho 83724-0020

August 20, 2002

RECEIVED

AUG 21 2002

WATER RESOURCES  
WESTERN REGION

## BY FACSIMILE & U.S. MAIL

Gary Spackman  
Western Regional Manager  
Idaho Department of Water Resources  
2735 Airport Way  
Boise, ID 83705-5082

Re: Bureau of Reclamation Protest to City of Kuna's Permit  
Application 63-31481

Dear Gary:

By this letter, the Bureau of Reclamation has agreed to withdraw its protest against the City of Kuna's permit application number 63-31481. As you know, the parties have entered into a letter agreement that has resolved Reclamation's protest. If you have any questions, please do not hesitate to call either myself or Bruce Smith.

Sincerely,

Kathleen Marion Carr

cc: Karl Dreher  
Idaho Department of Water Resources  
P.O. Box 83720  
Boise, ID 83720

Bruce Smith, Esq.  
Moore, Smith, Buxton & Tucker, Chartered  
225 North 9<sup>th</sup> Street, Suite 420  
Boise, ID 83702

MICROFILMED

SEP 23 2002



IN REPLY  
REFER TO:  
PN-3100  
ADM-13.00

United States Department of the Interior

BUREAU OF RECLAMATION  
Pacific Northwest Region  
1150 North Curtis Road, Suite 100  
Boise, Idaho 83706-1234

JUL 22 2002

RECEIVED  
JUL 23 2002  
MSB & T, CTD.

Bruce Smith, Esq.  
Moore, Smith Buxton & Tucker, Chrt'd.  
225 North 9<sup>th</sup> Street, Suite 420  
Boise ID 83702

RECEIVED

AUG 14 2002

WATER RESOURCES  
WESTERN REGION

Subject: Agreement Between the City of Kuna (City) and the Bureau of Reclamation  
(Reclamation) Over the Protest to Application (63-31481)

Dear Mr. Smith:

This letter is to memorialize the understanding between the parties involved in the protest filed by Reclamation to the City ground water application. Reclamation staff have reviewed the engineering documents and well construction specifications. Reclamation will withdraw the protest if the City agrees to the following conditions:

1. The proposed well will have a casing set at 350 feet with the annulus between the bore hole and casing filled with impermeable chip or pumped grout bentonite.
2. Copies of the well driller's log will be provided to Reclamation upon completion of the proposed well.

If you concur with these conditions, please have the applicant sign the concurrence line below and return the letter in the enclosed envelope to the above address, Attention: PN-3100 (McGarry). Upon receipt, Reclamation will send separate letter to the Idaho Department of Water Resources requesting withdrawal of the protest.

Sincerely,

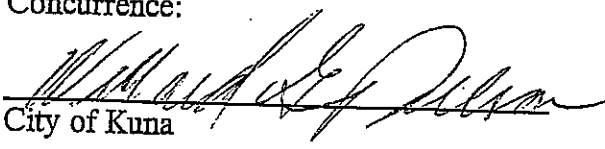
E. Gail McGarry  
Program Manager  
Water Rights and Acquisition

Enclosure

MICROFILMED

SEP 23 2002

Concurrence:

  
City of Kuna

8/12/02  
Date

cc: Kathleen Carr  
Office of the Field Solicitor  
Federal Building - Rm 365  
550 W Fort Street  
Boise ID 83724

Mr. Jerrold Gregg  
Snake River Area Office  
214 Broadway Avenue  
Boise ID 83702

Mr. Gary Spackman  
IDWR Western Region  
2735 Airport Way  
Boise ID 83705-5082

MICROFILMED

SEP 23 2002



# United States Department of the Interior

## BUREAU OF RECLAMATION

Pacific Northwest Region

1150 North Curtis Road, Suite 100

Boise, Idaho 83706-1234

IN REPLY  
REFER TO:

PN-3100

ADM-13.00

JUL 22 2002

RECEIVED

JUL 23 2002

WATER RESOURCES  
WESTERN REGION

Bruce Smith, Esq.  
Moore, Smith Buxton & Tucker, Chrt'd.  
225 North 9<sup>th</sup> Street, Suite 420  
Boise ID 83702

Subject: Agreement Between the City of Kuna (City) and the Bureau of Reclamation  
(Reclamation) Over the Protest to Application (63-31481)

Dear Mr. Smith:

This letter is to memorialize the understanding between the parties involved in the protest filed by Reclamation to the City ground water application. Reclamation staff have reviewed the engineering documents and well construction specifications. Reclamation will withdraw the protest if the City agrees to the following conditions:

1. The proposed well will have a casing set at 350 feet with the annulus between the bore hole and casing filled with impermeable chip or pumped grout bentonite.
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Sincerely,

E. Gail McGarry  
Program Manager  
Water Rights and Acquisition

MICROFILMED

Enclosure

SEP 23 2002

Concurrence:

---

City of Kuna

---

Date

cc: Kathleen Carr  
Office of the Field Solicitor  
Federal Building - Rm 365  
550 W Fort Street  
Boise ID 83724

Mr. Jerrold Gregg  
Snake River Area Office  
214 Broadway Avenue  
Boise ID 83702

Mr. Gary Spackman  
IDWR Western Region  
2735 Airport Way  
Boise ID 83705-5082

MICROFILMED  
SEP 23 2002

## ROSTER OF ATTENDANCE

IDAHO DEPARTMENT OF WATER RESOURCES  
2735 AIRPORT WAY, BOISE, IDAHO 83705

Re: Application for Permit No. 63-31481 in the Name of the City of Kuna

Place: IDWR Western Region, 2735 Airport Way, Boise, Idaho 83705

Date: July 10, 2002

Conducted by: Gary Spackman

NAME

ADDRESS

|                        |                                                                                        |
|------------------------|----------------------------------------------------------------------------------------|
| <i>Dr. Aris Nilsen</i> | <i>P.O. Box 13, Kuna 83634</i>                                                         |
| <i>Kathleen Warden</i> | <i>U.S. Dept. of the Interior<br/>550 W. Fort St., Boise ID 83724</i>                  |
| <i>Ruth Page</i>       | <i>BOE<br/>150 N Curtis Rd Suite 100 Boise 83706</i>                                   |
| <i>Bruce Smith</i>     | <i>225 N. 9th Suite 420 Boise 83702</i>                                                |
| <i>Tammy Zdean</i>     | <i>225 N 9th Suite 420 Boise ID 83702</i>                                              |
| <i>Tim Burgess</i>     | <i>Civil Survey Consultants<br/>100 S. Adkins Way Suite 101<br/>Meridian, ID 83642</i> |

MICROFILMED

SEP 23 2002

# MOORE SMITH BUXTON & TURCKE, CHARTERED

ATTORNEYS AND COUNSELORS AT LAW

225 NORTH 9<sup>TH</sup> STREET, SUITE 420  
BOISE, ID 83702  
TELEPHONE: (208) 331-1800 FAX: (208) 331-1202

RANSOM J. BAILEY  
SUSAN E. BUXTON\*  
MICHAEL C. MOORE†  
BRUCE M. SMITH  
PAUL A. TURCKE‡  
CHRISTOPHER E. YORGASON  
TAMMY A. ZOKAN\*

JOHN J. MCFADDEN\*†  
*Of Counsel*

\* Also admitted in Oregon  
† Also admitted in Washington  
‡ Also admitted in South Dakota  
\* Also admitted in New Mexico

June 14, 2002

IDWR  
Western Region  
2735 Airport Way  
Boise, ID 83705

RECEIVED

JUN 17 2002

WATER RESOURCES  
WESTERN REGION

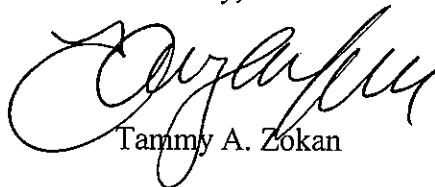
RE: Notice of Appearance- Application for Permit No. 63-31481

To Whom it May Concern:

Please find enclosed the original and one copy of the Notice of Appearance for the application for permit no. 63-31481. Once the original is filed, please return the conformed copy in the enclosed self-addressed stamped envelope. <sup>6-18-02</sup>

Thank you.

Sincerely,



Tammy A. Zokan

TAZ/aad

Enclosures

MICROFILMED

SEP 23 2002

Susan E. Buxton, ISB #4041  
Tammy A. Zokan, ISB #5450  
MOORE SMITH BUXTON & TURCKE, CHARTERED  
Attorneys at Law  
225 North 9<sup>th</sup> Street, Suite 420  
Boise, ID 83702  
Telephone: (208) 331-1800  
Facsimile: (208) 331-1202

RECEIVED  
JUN 17 2002  
WATER RESOURCES  
WESTERN REGION

Attorney for the City of Kuna

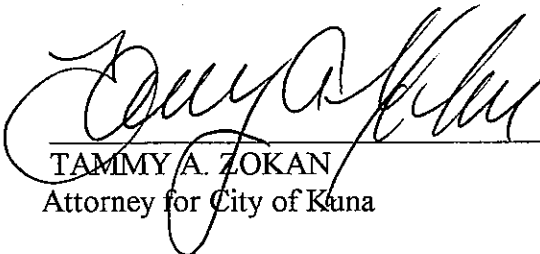
BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO

|                                     |   |                      |
|-------------------------------------|---|----------------------|
| IN THE MATTER OF                    | ) | NOTICE OF APPEARANCE |
|                                     | ) |                      |
| CITY OF KUNA, Petitioner            | ) |                      |
|                                     | ) |                      |
| APPLICATION FOR PERMIT NO. 63-31481 | ) |                      |
| _____                               | ) |                      |

COME NOW Susan E. Buxton and Tammy A. Zokan of the law firm MOORE SMITH BUXTON & TURCKE, CHARTERED and give Notice of Appearance on behalf of the City of Kuna in the above captioned matter.

DATED this 14 day of June, 2002.

MOORE SMITH BUXTON & TURCKE,  
CHARTERED

  
\_\_\_\_\_  
TAMMY A. ZOKAN  
Attorney for City of Kuna

MICROFILMED  
SEP 23 2002

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 14 day of June 2002, I caused to be served a true and correct copy of the foregoing NOTICE OF APPEARANCE via U.S. Mail Postage pre-paid, and addressed to the following:

IDWR  
Western Region  
2735 Airport Way  
Boise, Idaho 83705

E. Gail McGarry  
BOR Pacific NW Regional Office  
1150 N. Curtis Road, Suite 100  
Boise, Idaho 83706-1234

  
\_\_\_\_\_  
TAMMY A. ZOKAN

MICROFILMED  
SEP 23 2002



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

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

FAX (208) 334-2348

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

June 10, 2002

E GAIL MCGARRY  
BOR PACIFIC NW REGIONAL OFFICE  
1150 N CURTIS RD STE 100  
BOISE ID 83706-1234

Re: Application for Permit No. 63-31481 in the Name of the City of Kuna

Dear Protestant:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application.

The following are the criteria the department must consider in either approving or denying an application for permit (Section 42-203A, Idaho Code):

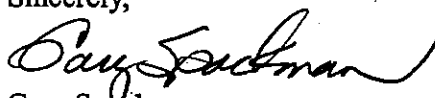
1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

Enclosed is a Notice of Prehearing Conference scheduled for July 10, 2002 at the Idaho Department of Water Resources, Western Region. At the conference, the department will review possibilities for resolution of the protest. If the matter cannot be resolved at that time, a formal hearing will be arranged for a future date.

The department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest prior to the prehearing conference. Direct, sincere conversation between the parties prior to initiation of formal proceedings can often resolve a protest.

If this office can be of further assistance, please contact us.

Sincerely,

  
Gary Spackman

MICROFILMED  
SEP 23 2002

GS:st

Encl: Copy of Application  
Notice of Prehearing Conference



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

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

FAX (208) 334-2348

June 10, 2002

**DIRK KEMPTHORNE**  
Governor

**KARL J. DREHER**  
Director

CITY OF KUNA  
PO BOX 13  
KUNA ID 83634

Re: Application for Permit No. 63-31481

Dear Applicant:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to the above-referenced application.

The following are the criteria the department must consider in either approving or denying an application for permit (per Section 42-203A, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

Enclosed is a Notice of Prehearing Conference scheduled for July 10, 2002 at the Idaho Department of Water Resources, Western Region. At the conference, the department will review possibilities for resolution of the protest. If the matter cannot be resolved at that time, a formal hearing will be arranged for a future date.

The department suggests you contact the protestant(s) directly in an effort to determine what is in dispute in the application and to attempt to resolve the protest. Direct, sincere conversation between the parties prior to initiation of formal proceedings can often resolve a protest.

Please contact this office if you have questions regarding this procedure.

Sincerely,



Gary Spackman

GS:st

Enclosure: Copy of protest(s)  
Notice of Prehearing Conference

MICROFILMED

SEP 23 2002

**BEFORE THE DEPARTMENT OF WATER RESOURCES**

**OF THE**

**STATE OF IDAHO**

**IN THE MATTER OF APPLICATION )  
FOR PERMIT NO. 63-31481 IN THE )  
NAME OF THE CITY OF KUNA )  
\_\_\_\_\_ )**

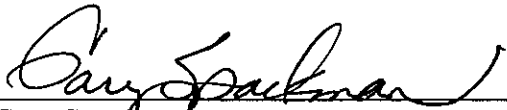
**NOTICE OF PREHEARING  
CONFERENCE**

On March 27, 2002 the City of Kuna filed with the Department of Water Resources (IDWR) an application for permit to appropriate the public waters of the State of Idaho. The application was protested by the US Bureau of Reclamation.

IDWR has scheduled a conference for the protest to be held on **Tuesday, July 10, 2002 at 2:00 p.m. at the Idaho Department of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705.** The conference will be held in accordance with provisions of Chapters 2 and 17, Title 42, and Chapter 52, Title 67, of the Idaho Code, the adopted Rules of Procedure of the Department of Water Resources, and Rules 40 and 45 of the adopted Rules of Water Appropriation of the Department of Water Resources.

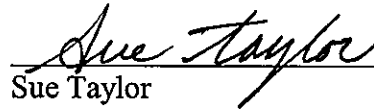
The conference will be conducted in a facility that satisfies the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the conference, please advise IDWR at least ten (10) days prior to the conference.

Dated this 10<sup>th</sup> day of June 2002.

  
\_\_\_\_\_  
Gary Spackman

## CERTIFICATE OF MAILING

I hereby certify that on the 10<sup>th</sup> day of June 2002, I mailed a true and correct copy, postage prepaid, of the Notice of Prehearing Conference to those listed:



Sue Taylor  
Senior Secretary

CITY OF KUNA  
PO BOX 13  
KUNA ID 83634

E GAIL MCGARRY  
BOR PACIFIC NW REGIONAL OFFICE  
1150 N CURTIS RD STE 100  
BOISE ID 83706-1234

MICROFILMED  
SEP 23 2002

## **CONFERENCE AND HEARING PROCEDURE**

### **APPLICATION FOR PERMIT**

Section 42-203A, Idaho Code, requires the department to consider the following issues in connection with an application for permit:

- 1) Will the proposed appropriation injure other water rights?
- 2) Is the proposed water supply sufficient for the purpose for which it is sought to be appropriated?
- 3) Was the application made in good faith or for delay or speculative purposes?
- 4) Does the applicant have sufficient financial resources with which to complete the proposed project?
- 5) Is the proposed appropriation in the local public interest, which is defined as the affairs of the people in the area directly affected by the proposed use?
- 6) Is the proposed use contrary to conservation of water resources within the state of Idaho?

### **BURDEN OF PROOF**

The applicant has the initial burden of proof on issues 1, 2, 3, 4, & 6 above and must provide evidence for the department to evaluate these criteria.

The initial burden of proof on issue 5 above lies with both the applicant and protestant as to factors which they are most knowledgeable and cognizant. The applicant has the ultimate burden of persuasion, however, for this issue.

### **PROCEDURE**

The department generally conducts an informal conference with the parties to determine the issues and to try to settle a protested matter before a hearing is scheduled. If a hearing is held, the department will issue a written decision based on the hearing record.

MICROFILMED  
SEP 23 2002

## **CONFERENCE**

The purpose of a prehearing conference is to provide the opportunity for the parties and the department to familiarize themselves with a contested matter and to attempt to resolve the matter. At the conference, the department may also formulate and simplify the issues, identify documents to avoid unnecessary proof, exchange proposed exhibits or prepared testimony, limit witnesses, discuss settlement offers, schedule hearings, establish procedure at hearings and address other matters that may expedite orderly conduct and disposition of the proceeding or its settlement.

## **HEARING**

The department will tape record the hearing. Copies of a hearing tape are available upon written request and the payment of the cost of reproducing the tape.

The hearing likely will be conducted by a hearing officer appointed by the Director rather than the Director himself. If so, the hearing officer will prepare a preliminary order for the Director's consideration. Parties can file exceptions to a preliminary order, briefs in support of the exceptions or may request oral argument. Parties may seek judicial review of any final order issued by the Director.

Parties may, by written stipulation, waive their right to a preliminary order, particularly when a shortened decision process is desirable or necessary. Such a waiver does not eliminate any rights of the parties in connection with the final order of the Director and judicial review of the order.

## **EXHIBITS**

A party who plans to offer an exhibit as part of the hearing record must provide a copy of the proposed exhibit to the parties and to the hearing officer prior to any scheduled hearing.

## **AMERICANS WITH DISABILITIES ACT**

Any hearing scheduled will be conducted in a facility that meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing please advise the department within ten (10) days prior to the hearing.

MICROFILMED

SEP 23 2002

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

C 062183

RECEIVED

MAY 20 2002

Department of Water Resources

NOTICE OF PROTEST

This form may be used to file a protest with the department under section 42-108B, 42-203A, 42-203C, 42-211, 42-222 and 42-224, Idaho Code. The department will also accept a timely protest not completed on this form if it contains all the necessary information.

1. Matter being protested Application for Permit No. 63-31481 in the name of City of Kuna, PO Box 13, Kuna, Idaho 83634

2. Name of Protestant United States Department of Interior Bureau of Reclamation

3. Protestant's representative for service (if different than Protestant)

E. Gail McGarry, Manager Water Rights and Acquisition, Pacific Northwest Regional Office, Bureau of Reclamation

4. Service mailing address

E. Gail McGarry, PN-3100, Bureau of Reclamation, 1150 North Curtis Road, Suite 100, Boise Idaho 83706

5. Service telephone number E. Gail McGarry (208) 378-5306

6. Basis of protest (including statement of facts and law upon which the protest is based)

Injury to Reclamation project water rights.

7. What would resolve your protest?

Inclusion of the following language "This [permit/license] is for the use of ground water and is subject to administration as a water right from connected sources in the Snake River Basin in accordance with applicable law. This [permit/license] for the use of ground water shall be junior to, and subject to, the water rights of the United States Bureau of Reclamation heretofore appropriated, including, as authorized by applicable law, reuse of water under such water rights."

I hereby, acknowledge that if I, or my designated representative, fails to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant.

Signed this 20 day of March, 2001.

United States

PROTESTANT

E. Gail McGarry  
PROTESTANT'S REPRESENTATIVE

MICROFILMED

SEP 23 2002

# The Idaho Statesman

P.O. Box 40, Boise, Idaho 83707-0040

## LEGAL ADVERTISING PROOF OF PUBLICATION

|                                                                         |        |                        |                           |
|-------------------------------------------------------------------------|--------|------------------------|---------------------------|
| Account #                                                               | DTI#   | Identification         | Amount:                   |
| 047628                                                                  | 660088 | APPLICATION FOR PERMIT | \$108.00                  |
| Attention:                                                              | P.O. # | Run Dates              |                           |
| SUE TAYLOR                                                              |        | MAY 16, 23, 2002       |                           |
| IDAHO DEPT. WATER RESOURCES WEST<br>2735 AIRPORT WY.<br>BOISE, ID 83705 |        |                        | Number of Lines<br>30 X 2 |
|                                                                         |        |                        | Affidavit<br>1            |
|                                                                         |        |                        | Legal #<br>13474          |

### LEGAL NOTICE

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

63-31481

#### CITY OF KUNA

PO BOX 13

KUNA ID 83634

Point(s) of Diversion

NESWNW S25 T02N R01W

ADA County

Source

GROUND WATER

Use:

MUNICIPAL

01/01 To 12/31

4.5 CFS

Total Diversion:

4.5 CFS

Date Filed:

03/27/2002

Remark: Applicant agrees to mitigate consumptive use in the future as needed. Municipal use is for applicants service area.

Water bearing zone to be appropriated is from 75 to 500 feet.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 06/03/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER,  
Director

Pub. May 16, 23, 2002

13474

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman*, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in *The Idaho Statesman*, in conformity with Section 60-108, Idaho Code, as amended, for:

TWO

☒ consecutive weekly

☐ single

☐ consecutive daily  
insertion(s)

☐ odd skip

beginning issue of: MAY 16, 2002

ending issue of: MAY 23, 2002

*Janice Hildreth*

STATE OF IDAHO )  
.ss

COUNTY OF ADA )

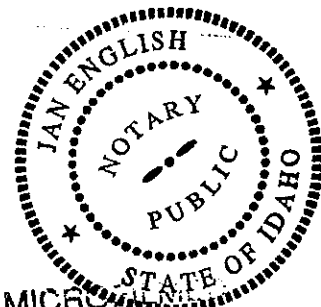
On this 23 day of MAY in the year of 2002 before me, a Notary Public, personally appeared before me Janice Hildreth known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

*Jan English*

Notary Public for Idaho

Residing at: Boise, Idaho

My Commission expires: 02/28/08



RECEIVED

MAY 28 2002

WATER RESOURCES  
WESTERN REGION

SEP 23 2002

Glenn K. Bennett, P.L.S.  
President

Timothy A. Burgess, P.E.  
Vice President

# Civil Survey Consultants, Inc.

100 S. Adkins Way  
Suite 101  
Meridian, Idaho 83642

(208)888-4312  
Fax 888-0323

March 27, 2002

Western Region  
Idaho Department of Water Resources  
2735 Airport Way  
Boise, ID 83705

Gentlemen:

On behalf of the City of Kuna, I am enclosing the following for construction of a new municipal well:

1. Application for Permit To appropriate the public waters of the State of Idaho.
2. \$410.00 check for application fee.
3. Application For Drilling Permit.
4. \$200.00 check for application fee.

Please give these applications your earliest possible consideration.

Sincerely,  
CIVIL SURVEY CONSULTANTS, INC.



Matt Hart, P.E.  
enc.

MICROFILMED  
SEP 23 2002

May 13, 2002

**Legal Notice Department**  
IDAHO STATESMAN  
PO BOX 40  
BOISE ID 83707

RE: Transfer No. 67055, Amendment of Permit No. 63-12296 and Application for Permit No. 63-31481

**Dear LEGAL NOTICE DEPARTMENT:**

Enclosed you will find a legal notice 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 before 06/03/2002. Your cooperation is appreciated.

Sincerely

Sue Taylor  
Senior Secretary

MICROFILMED  
SEP 23 2002  
MICROFILMED

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

63-31481

CITY OF KUNA  
PO BOX 13  
KUNA ID 83634

Point(s) of Diversion NESWNW S25 T02N R01W ADA County Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 4.5 CFS

Total Diversion: 4.5 CFS

Date Filed: 03/27/2002

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

Municipal use is for applicants service area

Water bearing zone to be appropriated is from 75 to 500 feet.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 06/03/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on May 16 and 23, 2002.

SEP 23 2002