

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 63-32337

Priority: December 12, 2005

Maximum Diversion Rate: 5.00 CFS

This is to certify, that CITY OF NAMPA
411 3RD ST S
NAMPA ID 83651

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	5.00 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER L2 (SW¼ NW¼) Sec. 30, Twp 03N, Rge 01W, B.M. CANYON County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **August 01, 2008**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Water bearing zone to be appropriated is from 150 to 425 feet.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. 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 the permit holder had no control.
7. Place of use is within the service area of the City of Nampa municipal water supply system as provided for under Idaho Law.
8. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
9. In connection with the proof of beneficial use submitted for this permit, the permit holder shall also submit a report showing the total annual volume, the maximum daily volume, and the maximum instantaneous rate of flow diverted from the point of diversion authorized for this permit during the development period. The report shall also show the maximum instantaneous rate of diversion, either measured or reasonably estimated by a qualified professional engineer, geologist, or certified water rights examiner, for the entire City of Nampa municipal water system. The report shall also describe and explain how water diverted under this permit provides an additional increment of beneficial use of water for the City of Nampa municipal water system as opposed to an alternative point of diversion for prior water rights already held and used by the City of Nampa for its municipal water system.

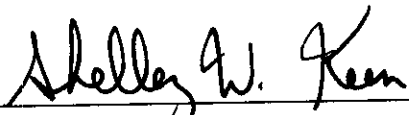
State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 63-32337

10. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 25th day of August, 2006.


FOR KARL J. DREHER, Director

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-32337

Digital Boundary for City of Nampa

August 24, 2006



2 0 2 4 Miles

-  **Place of Use Boundary - City of Nampa**
-  **Township/Range**
-  **Sections**



RECEIVED

AUG 22 2006

ORM 202
12/99

Ident. No. 63-32337

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

AMENDED

To appropriate the public waters of the State of Idaho

- Name of Applicant City of Nampa, Idaho Phone (208) 465-2220
Mailing address 411 Third Street South, Nampa, Idaho 83651
- Source of water supply Groundwater which is a tributary of N/A
- Location of point of diversion is Township 3N Range 1W Sec. 30 in the SW $\frac{1}{4}$,
NW $\frac{1}{4}$, Govt. Lot 2, B.M., Canyon County,
additional points of diversion if any: _____
- Water will be used for the following purposes:
Amount 5.0 cfs for municipal purposes from 1/1 to 12/31 (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)
- Total quantity to be appropriated is (a) 5.0 and/or (b) _____
cubic feet per second acre feet per annum
- Proposed diverting works:
a. Describe type and size of devices used to divert water from the source A VFD motor and pump in
conjunction with a 24" well connected to existing distribution system
b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity N/A acre-feet
c. Proposed well diameter is 24 inches; proposed depth of well is 400 feet
d. Is ground water with a temperature of greater than 85°F being sought? No
e. If well is already drilled, when? N/A; Drilling firm N/A
Well was drilled for (well owner) N/A; Drilling Permit No. N/A
- Time required for completion of works and application of water to proposed beneficial use is 2 years (minimum 1 year)
- Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity in kW. N/A
b. Stockwatering; list number and kind of livestock. N/A
c. Municipal; show name of municipality. City of Nampa
d. Domestic; show number of households. N/A
e. Other; describe fully. N/A

RECEIVED

MAY 09 2006

WATER RESOURCES
WESTERN REGION

3. 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	
			Point of use is within the service area of the																
			City of Nampa municipal water supply system. See																
			attached map.																

Total number of acres to be irrigated N/A

10. Describe any other water rights used for the same purposes as described above. The City of Nampa
currently passes municipal water rights totaling 111.45 cfs, more or less

11. a. Who owns the property at the point of diversion? City of Nampa

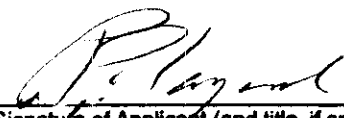
b. Who owns the land to be irrigated or place of use? N/A

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: Recent growth and development in the eastern portion of the City
requires the additional development of water.

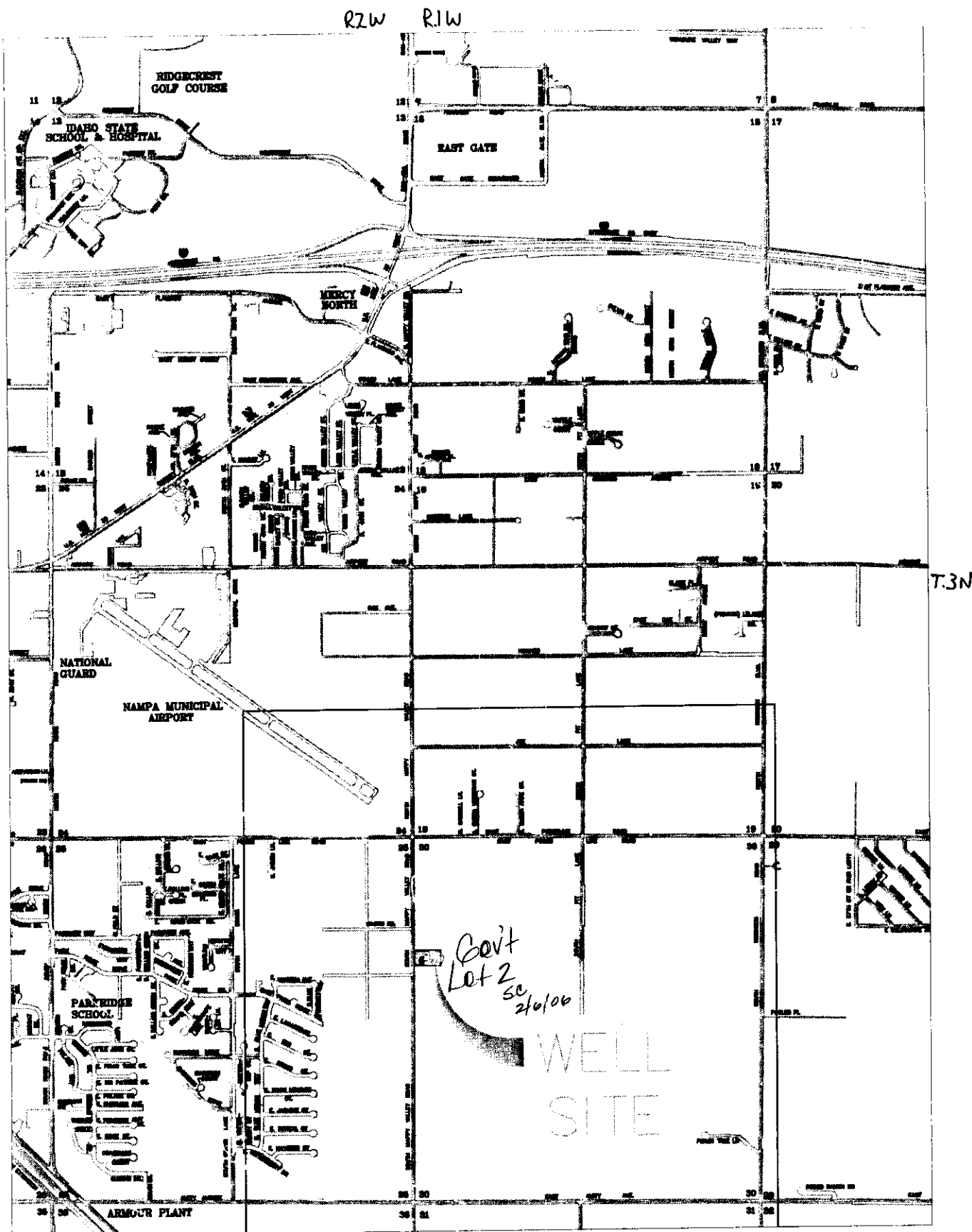
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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.


 Signature of Applicant (and title, if applicable)

Received by DB Date 5-9-06 Time 10:15 AM Preliminary check by _____
 Fee \$ _____ Received by _____ # _____ Date _____
 Publication prepared by SL Date 7/6+13/06 Published in _____
 Publication approved SL Date 7/21/06 PRESS TRIBUNE

→ full fee paid c 12/12/05 original appl. - SL 6/21/06



MAPS FROM ORIGINAL APPL.
- 82 6/21/06

63-32337

JUB

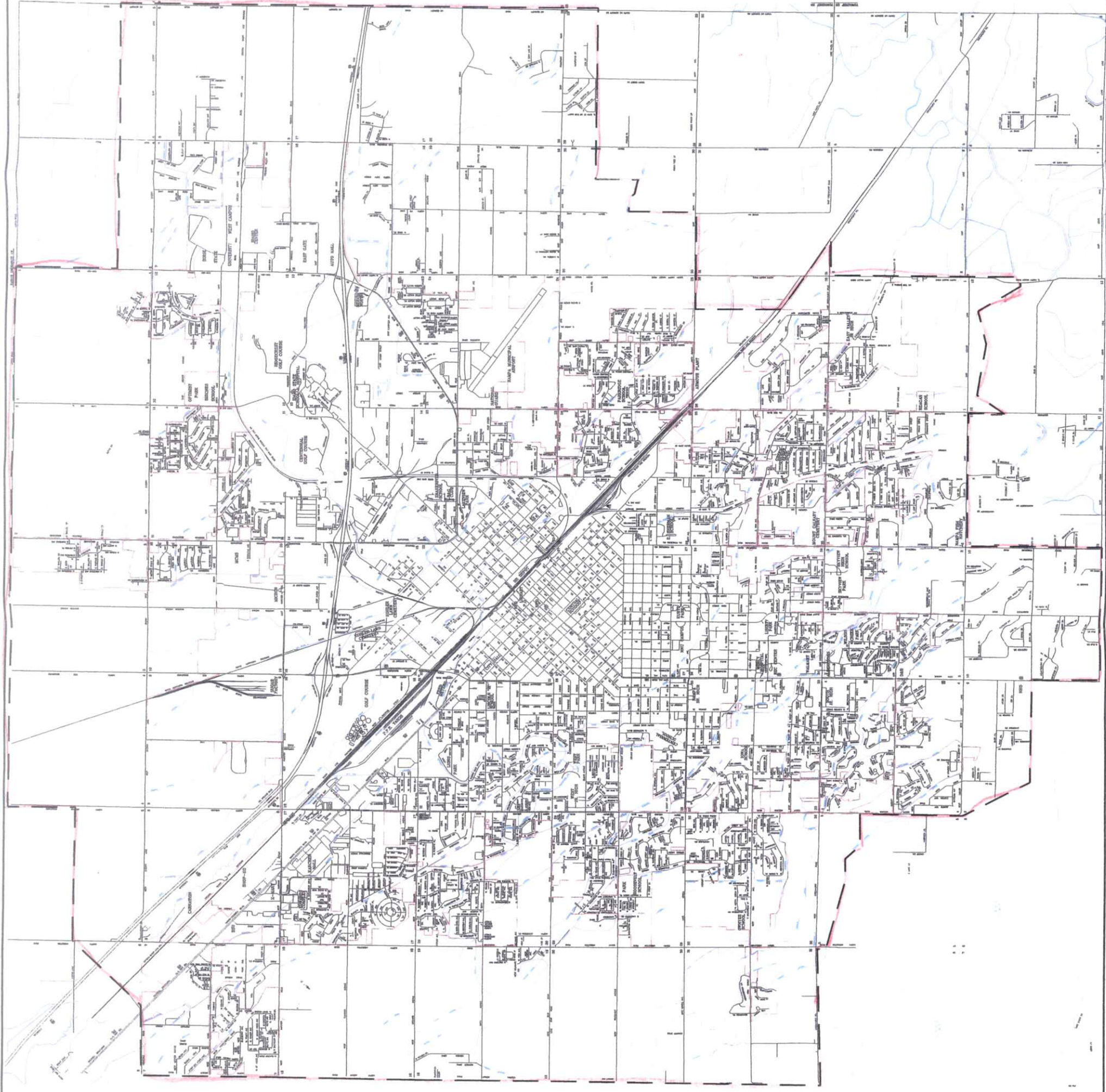
Engineers • Surveyors • Planners



SCALE: 1" = 4100'

LEGEND

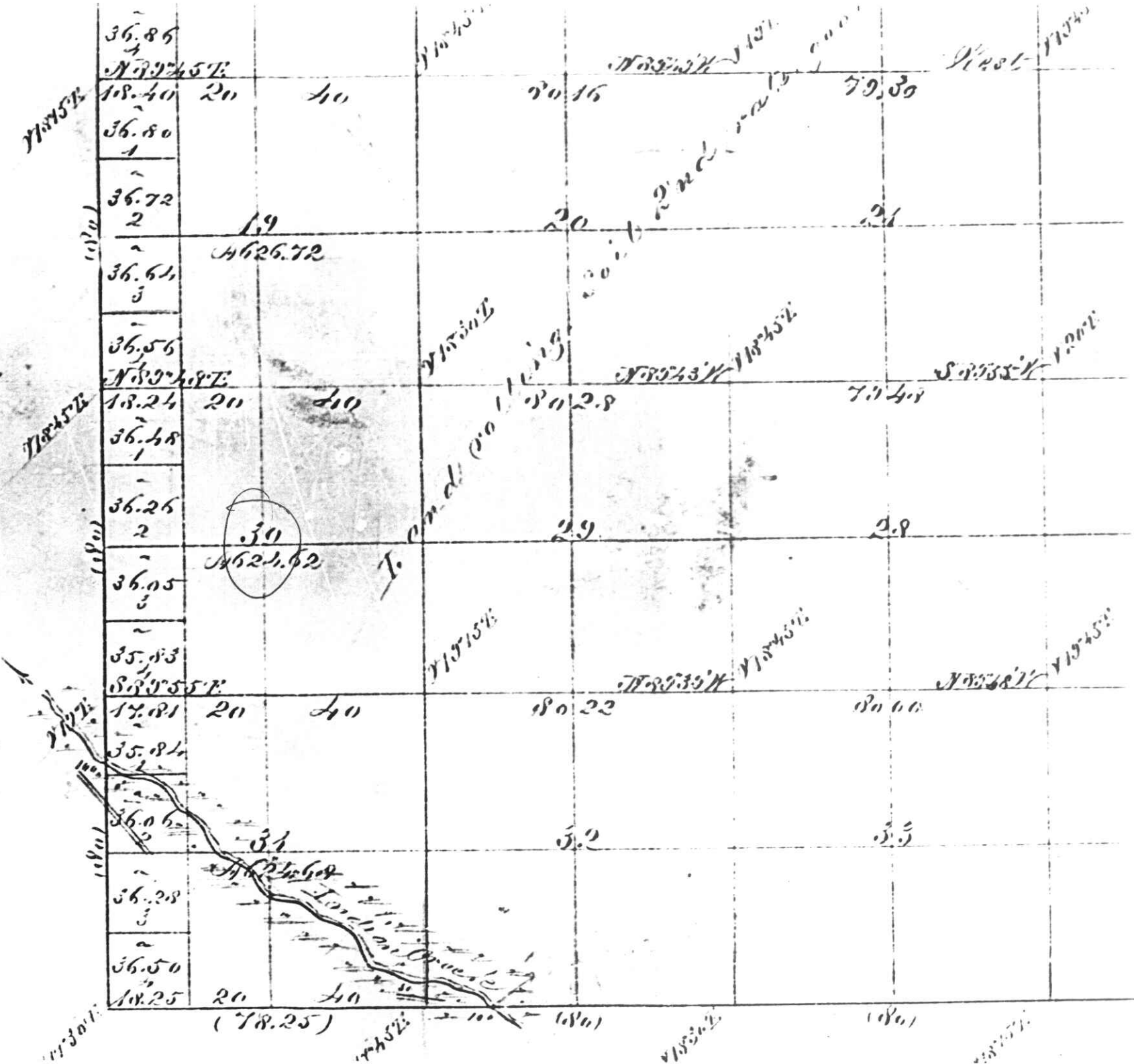
- CURRENT CITY LIMITS
- CURRENT IMPACT BOUNDARY



63-32337
CITY OF NAMPA

T3N
R1W

Barre City Idaho Territory Aug 1st 1875



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

ORIGINAL

12/12/05

To appropriate the public waters of the State of Idaho

1. Name of Applicant City of Nampa, Idaho Phone (208) 465-2220
Mailing address 411 Third Street South, Nampa, Idaho 83651
2. Source of water supply Groundwater which is a tributary of N/A
3. Location of point of diversion is Township 3N Range 1W Sec. 30 in the SW $\frac{1}{4}$,
NW $\frac{1}{4}$, Govt. Lot B.M., Canyon County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 5.6 cfs for municipal purposes from 1/1 to 12/31 (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) 5.6 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 A VFD motor and pump in
conjunction with a 24" well connected to existing distribution system
b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity N/A acre-feet
c. Proposed well diameter is 24 inches; proposed depth of well is 400 feet
d. Is ground water with a temperature of greater than 85°F being sought? No
e. If well is already drilled, when? N/A; Drilling firm N/A;
Well was drilled for (well owner) N/A; Drilling Permit No. N/A
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. N/A
b. Stockwatering; list number and kind of livestock. N/A
c. Municipal; show name of municipality. City of Nampa
d. Domestic; show number of households. N/A
e. Other; describe fully. N/A

Superseded

3. 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	
			Point of use is within the service area of the																
			City of Nampa municipal water supply system. See																
			attached map.																

Total number of acres to be irrigated N/A

10. Describe any other water rights used for the same purposes as described above. The City of Nampa
currently passes municipal water rights totaling 111.45 cfs, more or less

11. a. Who owns the property at the point of diversion? City of Nampa

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: Recent growth and development in the eastern portion of the City
requires the additional development of water.

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"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.

Play and Public Works Dir.
 Signature of Applicant (and title, if applicable)

Received by AK Date 12-12-05 Time 2 pm Preliminary check by AK
 Fee \$ 450 Received by AK # WO 33675 Date 12-12-05
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

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 Nampa, Idaho
Mailing Address 411 Third Street South
Nampa, Idaho 83651
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



Date

12-8-05

Please return this form to:

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

Idaho Department of Water Resources Receipt

Receipt ID W033675

Payment Amount	\$450.00	Date Received	12/12/2005 2:47:14 PM	Region	Western	Status	
Payment Type	Check	Check Number	60001002				

Payer CITY OF NAMPA**Comment** APPLICATION FOR PERMIT

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$450.00	PERMITS	0229	21	62103	1155

_____
Signature Line (Dept. Representative)

**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

August 25, 2006

CITY OF NAMPA
411 3RD ST S
NAMPA ID 83651

RE: Permit No. 63-32337

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.

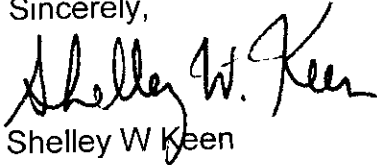
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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.

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 208-287-4947.

Sincerely,

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

Shelley W Keen

Water Rights Supervisor

SWK:ka

Enclosure(s)

cc: J U B ENGINEERS INC

CERTIFICATE OF SERVICE

I hereby certify that on August 25, 2006 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.

63-32337

**CITY OF NAMPA
411 3RD ST S
NAMPA ID 83651**

**J U B ENGINEERS INC
ATTN: J MATT URANGA
250 S BEECHWOOD AVE
STE 201
BOISE ID 83709-0944**

A handwritten signature in cursive script, reading "Kara A Alder", is written over a horizontal line.

**Kara A Alder
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document 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 of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of, or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

LEGAL NOTICE

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

63-32337

CITY OF NAMPA
411 3RD ST S
NAMPA ID 83651

Point(s) of Diversion L2 (SWNW) S30 T03N R01W CANYON County Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 5 CFS
Total Diversion: 5 CFS

Date Filed: 12/12/2005

Remark: Municipal use is for applicants service area.
Water bearing zone to be appropriated is from 150 to 425 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 07/24/2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

July 6, 13, 2006

04531383

- OK
SL
7/24/06

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

Amanda K. McCollum
of Nampa, Canyon County, Idaho, being
first duly sworn, deposes and says:

e0100285 04531383
1 Idaho Dept. of Water Resource
2735 Airport Way
BOISE ID 83705

1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.
3. That the notice, of which the annexed is a printed copy, was published in said newspaper 2 time(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.
4. That said notice was published the following:
07/06/2006, 07/13/2006



STATE OF IDAHO)
County of Canyon)

On the 13 day of July in the year of 2006
before me, a Notary Public, personally appeared.
Amanda K. McCollum,
known or identified to me to be the person
whose name is subscribed to the within
instrument, and being by me first duly sworn,
declared that the statements therein are true, and
acknowledge to me that he/she executed the same.

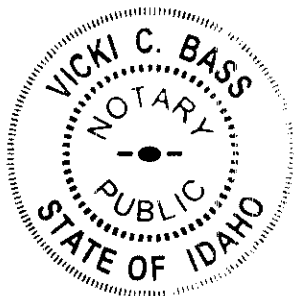


Notary Public for Idaho
Residing at Nampa
My commission expires August 11, 2009

RECEIVED

JUL 14 2006

WATER RESOURCES
WESTERN REGION



MEMORANDUM

TO: Debbie Allen

FROM: Steve Lester 

DATE: June 29, 2006

RE : Refund

The City of Nampa paid \$450 for Application No. 63-32337 filed on 12/12/2005. The application was revised to reduce it to a \$410 fee category on 5/9/2006. A partial refund should be issued for overpayment.

Please issue a \$40 refund as follows:

TO

ATTN PAUL RAYMOND
PUBLIC WORKS DIRECTOR
CITY OF NAMPA
411 THIRD STREET SOUTH
NAMPA ID 83651

(tel. 465-2220)

RECEIPT #

W033675, copy attached

✓ Copy: Application 63-32337

Lester, Steve

From: Lester, Steve
Sent: Thursday, June 29, 2006 11:52 AM
To: 'Charles.Ariss@deq.idaho.gov'
Subject: Water Right Application Comment Letter

Charles - Sue Kreger recently retired and I am covering these details pending her replacement.

June 29, 2006

ID DEPT ENV QUALITY
CHARLES ARISS
1445 N ORCHARD
BOISE ID 83706-2239

Re: Applications for Permit Nos. 63-32307 and 63-32337

Dear Mr. Ariss:

Attached is a copy(s) of one or more applications that may be of interest to you and/or to a local District Health office should you choose to delegate review of the application(s) to that organization. Please contact the applicant if your agency and/or District Health have concerns about the application(s). It is not necessary to provide agency comments to the Idaho Department of Water Resources (IDWR), although your comments are welcome if you think IDWR would benefit from them.

If your agency and/or a local District Health office desires to file a formal protest against approval of any of these applications, a written protest along with the \$25.00 protest fee for each application protested must be received in this office by July 24, 2006. A copy of the protest must also be sent to the applicant.

Please contact me at your convenience if you have any questions regarding these applications.

Sincerely,

Steve Lester
Water Rights Supervisor
IDWR Western Region
tel. 208-334-2190
steve.lester@idwr.idaho.gov



63-32307

Application.pdf



63-32337

Application.pdf

Lester, Steve

From:
Sent:
To:
Subject:

Lester, Steve
Tuesday, June 27, 2006 1:37 PM
'legals@idahopress.com'
LEGAL NOTICES

Dear Staff:

Sue Kreger recently retired and I am covering legal notices until her replacement is hired - so please bear with me!

Enclosed are 4 legal notices to run on July 6 and 13. Please send me an email confirmation that everything looks ok to print.

Thanks for your help.

Steve Lester
Water Rights Supervisor
IDWR Western Region
tel. 208-334-2190
steve.lester@idwr.idaho.gov



Canyon
letter.RTF



Canyon County
ads.RTF

2- 10314

G3- 32307

G3. 32336

G3. 32337

June 27, 2006

Legal Notice Department
PRESS-TRIBUNE
PO BOX 9399
NAMPA ID 83652

RE: Application for Permit Nos. 2-10314, 63-32307, 63-32336, 63-32337

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find legal notices which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the 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 07/24/2006. Your cooperation is appreciated.

Sincerely

A handwritten signature in black ink, appearing to be 'SL' or 'Steve Lester', written in a cursive style.

Steve Lester
Water Rights Supervisor

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

63-32337

CITY OF NAMPA
411 3RD ST S
NAMPA ID 83651

Point(s) of Diversion L2 (SWNW) S30 T03N R01W CANYON County Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 5 CFS

Total Diversion: 5 CFS

Date Filed: 12/12/2005

Remark: Municipal use is for applicants service area.
Water bearing zone to be appropriated is from 150 to 425 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 07/24/2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on 7/6 and 7/13/2006

Lester, Steve 

From: Lester, Steve
Sent: Tuesday, June 27, 2006 10:43 AM
To: 'Matt Uranga'
Subject: RE: City of Nampa application for permit

150 - 425'
↙ water bearing zone

Matt:

Thanks for the note. According to my telephone conversation notes from 6/21, the proposed water bearing zone is 250-425'. Your email lists 150-400'. Estimated well depth on the application is 400'.

IDWR will assume a zone from 150 to 425 feet to cover all those bases. This provides more flexibility to the applicant. I will assume that is acceptable unless you tell me otherwise. No need to reply if it is acceptable.

Legal notice will be published on the first and second Thursdays of July with a July 24 protest deadline. Please allow until the afternoon of July 26 to see if any timely protests were received at any IDWR office.

Let me know if you need anything regarding this application - Application # 63-32337.

Steve

-----Original Message-----

From: Matt Uranga [mailto:JMU@JUB.com]
Sent: Monday, June 26, 2006 4:14 PM
To: Lester, Steve
Subject: City of Nampa application for permit

Steve,

As we spoke about over the phone last week, the interval that the City intends to take water from in the new Municipal Well #15 are between 150-400'. Hopefully this satisfies your needs. If you need anything else, please let me know.

Thanks, Matt

6/27/2006

CONVERSATION MEMORANDUM

Date 6/21/06

File _____

NAME OF PARTY MATT URANGA for City of Nampa

EMPLOYEE RZ

RE: APPLICATION STATUS

Consultant called to discuss processing.

Original received 12/12/05.

Town letter 3/24/06 sought additional info.

City called 3/28/06 re letter, said consultant would send reply.

* AMENDED Appl. w/ consultant cover letter received 5/9/06 :

1) Requested \$40 Refund

2) Did not id water bearing zone -

now verbally 250-425' OK to use

while written confirmation pending

Will process amended appl. to advertise 1st 1/2 of July 2006.

* Mistakenly entered in Appellate as new appl., that folder was corrected today ... see 12/12/05 entry for this Appl.



Regional Office
250 South Beechwood Avenue, Suite 201
Boise, ID 83709-0944
208-376-7330
Fax: 208-323-9336
www.jub.com

May 8, 2006

RECEIVED

MAY 09 2006

WATER RESOURCES
WESTERN REGION

Steve Lester
Water Rights Supervisor
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

RE: City of Nampa, Request for Permit

Dear Steve:

Thank you for your time recently to discuss previous applications made to the Department by the City of Nampa. Based on these conversations, the City of Nampa would like to pull the prior application and replace it with the application included.

The initial application was for a total flow of 5.6 cfs. In order to avoid having to provide the information required for rights over 5.0 cfs, the City has elected to request a total flow of 5.0 cfs. The enclosed permit application is the same as the previous application, but with the lower flow rate.

The application fee for the enclosed application is \$410.00. Through the prior application, the City has already paid \$450.00. Because the previous application is not being pursued, a refund to the City of \$40.00 is warranted.

If you need further information or have questions regarding this submittal, please call me at 376-7330 so we can provide you the necessary information.

Sincerely,

J-U-B ENGINEERS, Inc.

J. Matt Uranga, P.E.
Project Engineer

JMU:lhc
Enclosures
cc: Paul Raymond, P.E., City of Nampa

P:\JMU\40349\Admin\steve lester - 5-8-06.doc

- 12/12/05 App. Now Amended
- OK to process \$40 Refund

-JL 6/21/06





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

March 24, 2004~~6~~

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

CITY OF NAMPA
411 3RD ST S
NAMPA ID 83651

Re: Application for Permit

Dear Applicant:

Your recent application for permit regarding ground water for municipal use is being processed. To assist this office in completing the initial processing steps, please submit additional information required by I. C. § 42-203A(5)(a-e) for "large diversion projects." This requirement includes the following items discussed in the enclosed copy of Water Appropriation Rule 40, Rule Subsections 040.05c through 040.05g:

1. effect on existing water rights
2. sufficiency of water supply
3. good faith, delay or speculative purposes
4. financial resources
5. local public interest.

In your case, only the four items circled on the attached copy need to be addressed (cii. - ciii., di. - dii.).

One final item that needs to be addressed, separate from the large diversion information, is the water bearing zone which you seek to appropriate. This can simply be done with a statement such as "Water bearing zone to be appropriated is from <100> to <500> feet (simply fill in the variables).

Please submit the requested information to allow final evaluation of your application to be completed. You may seek additional time to provide the information by making a written request to delay or interrupt processing. Your written response including the requested information, or a request for more time to seek the information, must be received within thirty (30) days of the date of this letter. The application will be voided without a timely reply.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Sincerely,

STEVE LESTER
Water Rights Supervisor

Enclosure – Water Appropriation Rule 40