

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-32221

Priority: October 07, 2005

Maximum Diversion Rate: 4.00 CFS

This is to certify, that CITY OF PARMA
PO BOX 608
PARMA ID 83660

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	4.00 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	SW¼SE¼	Sec. 4, Twp 05N, Rge 05W, B.M., CANYON County
GROUND WATER	SE¼SW¼	Sec. 4, Twp 05N, Rge 05W, B.M., CANYON County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **February 01, 2011**.
2. Subject to all prior water rights.
3. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. Water bearing zone to be appropriated is from 200 to 500 feet.
6. Place of use is within the service area of the City of Parma municipal water supply system as provided for under Idaho Law.
7. 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.
8. 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 points 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 Parma 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 Parma municipal water system as opposed to an alternative point of diversion for prior water rights already held and used by the City of Parma for its municipal water system.

State of Idaho
Department of Water Resources
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NO. 63-32221

9. This right does not grant any right-of-way or easement across the land of another.
10. 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.
11. 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.
12. 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 1st day of February, 2006.

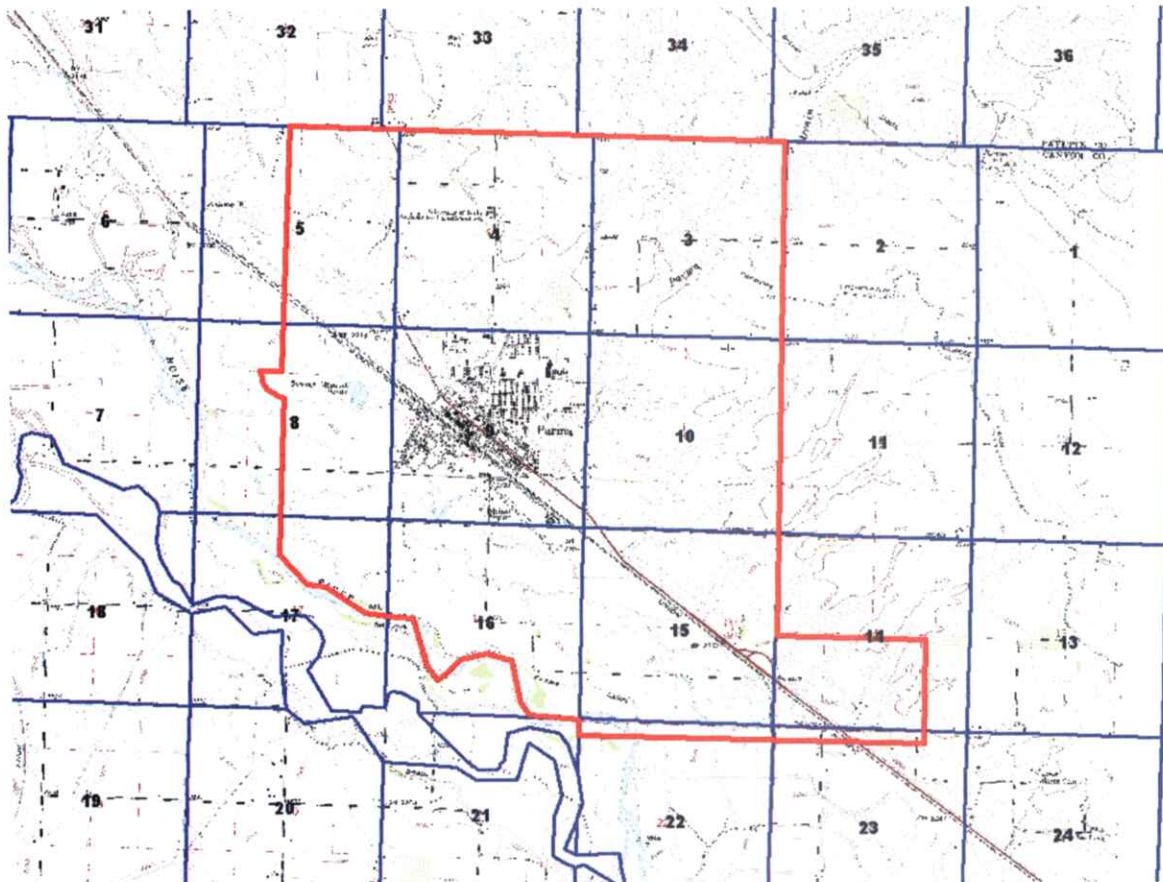

for KARL J DREHER, Director



State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-32221

Digital Boundary for City of Parma

January 31, 2006



 Permit 63-32221
 Sections
Twp. 5N, Rge. 5W



RECEIVED
JAN 13 2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

DEPARTMENT OF
WATER RESOURCES

Name of Applicant City of Parma Phone (208) 722-5139

Mailing address PO Box 608, Parma ID 83660

2. Source of water supply Ground Water which is a tributary of _____

3. Location of point of diversion is Township 5N Range 5W Sec. 4, in the _____
SW $\frac{1}{4}$, SE $\frac{1}{4}$, Govt. Lot _____, B.M., Canyon County;

additional points of diversion if any: SE 1/4 of SW 1/4, Sec. 4, T. 5N, R. 5W

4. Water will be used for the following purposes:

Amount 4.0 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)

5. Total quantity to be appropriated is (a) 4.0 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 New Production wells No. 12 and No. 13,
each with a proposed depth of 500 Ft. and water bearing zones between 200 to 500 Ft.,
connected to municipal distribution system.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet

c. Proposed well diameter is 12 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? _____; 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 5 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 Parma

d. Domestic; show number of households. _____

e. Other; describe fully. _____

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OCT 07 2005

WATER RESOURCES
WESTERN REGION

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

[illegible]

10. Describe any other water rights used for the same purposes as described above. 63-9700, 63-10258,
~~63-9152, 63-7437, 63-3103, and 63-21552~~

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make

12. Remarks: The City of Parma is proposing to construct new well No. 12 and No. 13.
Each well is designed with a capacity of approx. 1,000 gpm to serve
proposed growth in th City of Parma service area. Well No. 12 & No. 13 will be
connected to the existing City distribution system. Wells and facilities
will be owned and operated by the City. Mr. Bob Mortensen agrees to lease well lot
No. 12 to the City. Doubled Investment, LLC, agrees to deed well lot No. 13 to the
City on Trail Ridge Estate Plate Map, Phase 2.

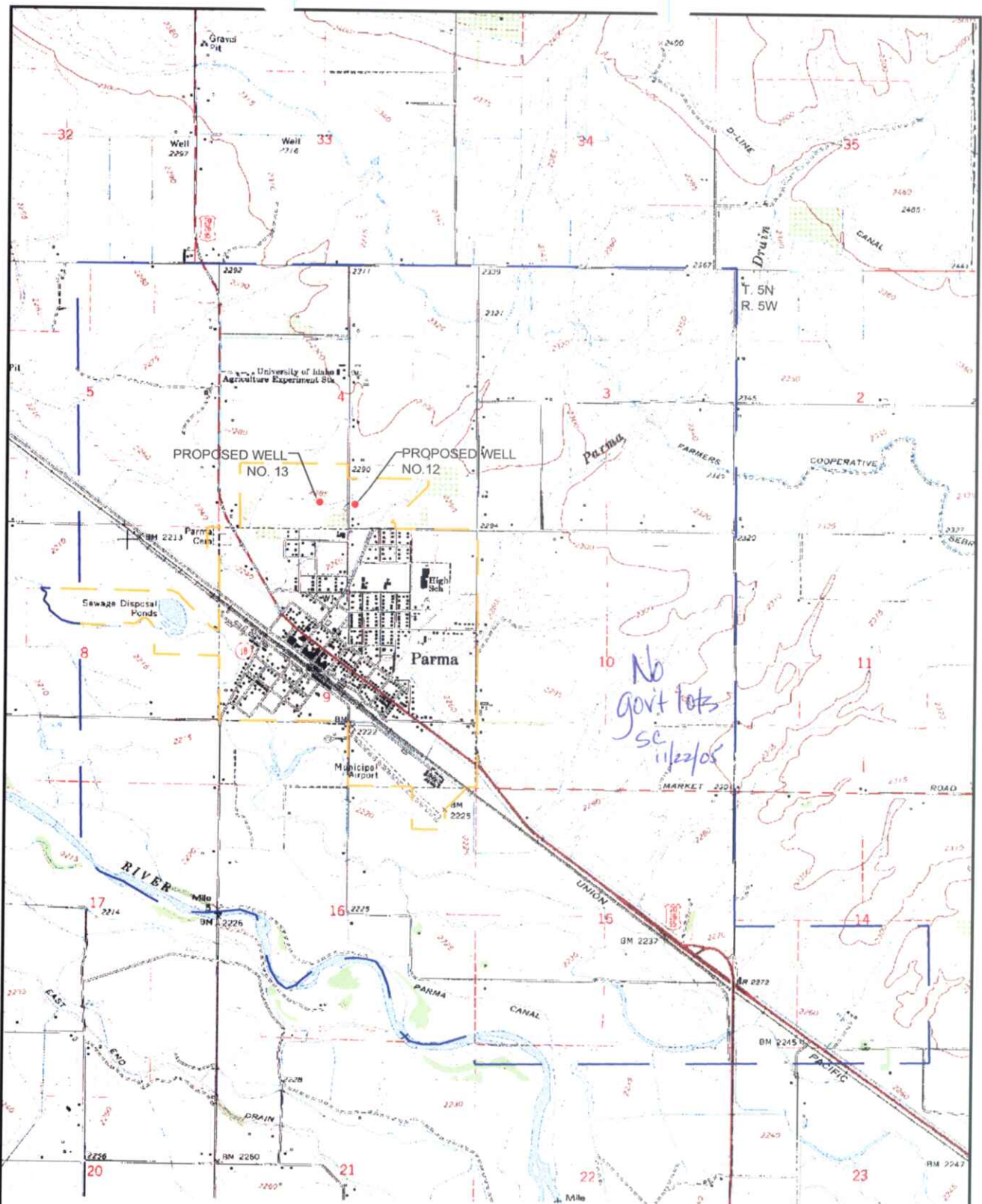
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Signature of Applicant (and title, if applicable)

Signature of Applicant (and title, if applicable)

Margie Watson, Acting Mayor, Council Member

Received by DB Date 10-7-05 Time 11:00 AM Preliminary check by _____
 Fee \$ 370- Received by DB # W033488 Date 10-7-05
 Publication prepared by dt Date 12-15-22-05 Published in _____
 Publication approved _____ Date _____ **PRESS TRIBUNE**



LEGEND:

- CITY OF PARMA IMPACT AREA (P.O.U.)
- CITY OF PARMA INCORPORATED LIMITS (AS OF 1997)
- PROPOSED WELL LOCATION (P.O.D.)

PARMA QUADRANGLE
7.5 MINUTE SERIES (TOPOGRAPHICAL)
1965

APPROX. SCALE
1IN EQUALS 3000FT

This map represents a compilation of public information from diverse records gathered by the City of Parma and Holladay Engineering Company. The purpose for which this map is prepared is an overall general representation of positional relationships, and not a definitive description of location of any class of objects or conditions. Hence, no responsibility for errors can be or is assumed. The City of Parma and Holladay Engineering Company CANNOT AND DO NOT GUARANTEE the absence of errors or the corrections of all information furnished to them for the preparation of this map.

The City of Parma, earnestly requests the bringing to its attention of any inaccuracy or omission so that it may be corrected in the next edition of this map.



HOLLADAY ENGINEERING CO.
ENGINEERS CONSULTANTS
32 N. MAIN P.O. BOX 235 PAYETTE, ID 83661
(208) 642-3304 FAX (208) 642-2159
EMAIL: hec@holladayengineering.com

REUSE OF DOCUMENTS
THIS DOCUMENT, AND THE DEEDS AND DEEDS INCORPORATED HEREIN, AS AN INSTRUMENT OF PROFESSIONAL SERVICE, IS THE PROPERTY OF HOLLADAY ENGINEERING CO. AND IS NOT TO BE USED, IN WHOLE OR IN PART, FOR ANY OTHER PROJECT WITHOUT THE WRITTEN AUTHORIZATION OF HOLLADAY ENGINEERING CO.

WATER RIGHT APPLICATION CITY OF PARMA, IDAHO

JOB NO:	PA 080904
DATE:	09-27-05
PLOTTED:	09-27-05
REVIEWED:	
DRAWN BY:	JLJ
CHECKED BY:	CHD

G:\p080904\p08_12613.dwg

63-32221

RECEIVED

OCT 07 2005

WATER RESOURCES
WESTERN REGION

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 Parma

Mailing Address P. O. Box 235

Parma, ID 83660

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

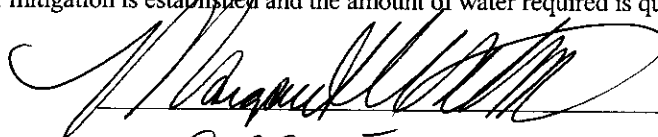
Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

☒ 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



9-29-05

Margie Watson, Acting Mayor, Council Member

Please return this form to:

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

**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.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 8, 2006

CITY OF PARMA
PO BOX 608
PARMA ID 83660

RE: Permit No. 63-32221

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.

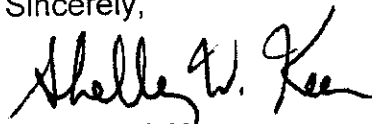
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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 "Shelley" being more prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klf

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on February 8, 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.

63-32221

**CITY OF PARMA
PO BOX 608
PARMA ID 83660**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is written over a horizontal line.

**Kari Lynn Townsend
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.

Walker, Kay

From: Renee Bettis [renee@holladayengineering.com]
Sent: Monday, January 23, 2006 1:38 PM
To: kay.walker@idwr.idaho.gov
Subject: PACOMPO3.pdf

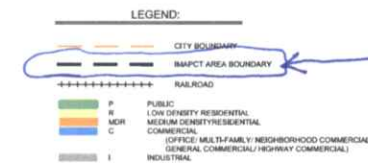
Kay
This is the only file that we have that shows the impact area.
Renee

1/25/2006

CITY OF PARMA



COMPREHENSIVE PLAN MAP



*use this
see Chris
Duncan
1/25/2006
KW*

This map represents a compilation of public information from various records gathered by the City of Parma and Holland Engineering Company. The purpose for which this map is prepared is an overall general representation of available information, and not a definitive description of location of any class of subjects or conditions. Hence, no responsibility for errors can be or is assumed. The City of Parma and Holland Engineering Company cannot and do not warrant the absence of errors or the correctness of information furnished to them for the preparation of this map. The City of Parma assumes the liability to its citizens of any inaccuracy or omission so that it may be corrected in the next edition of this map. Revised January 2005

Adopted by the City Council of the City of Parma this ____ day of _____

Mayor, City of Parma

Adopted by the Planning and Zoning Commission of the City of Parma this ____ day of _____

Chairman, Planning and Zoning Commission

LEGAL NOTICE

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

63-32221 ✓ *st*

CITY OF PARMA

PO BOX 608

PARMA ID 83660

Point(s) of Diversion SWSE S4 T05N R05W CANYON County Source GROUND WATER

Point(s) of Diversion SESW S4 T05N R05W CANYON County Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 4 CFS

Total Diversion: 4 CFS

Date Filed: 10/07/2005

Place Of Use: MUNICIPAL

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 200 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 01/03/2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

December 15, 22, 2005

04526890

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DEC 23 2005

WATER RESOURCES
WESTERN REGION

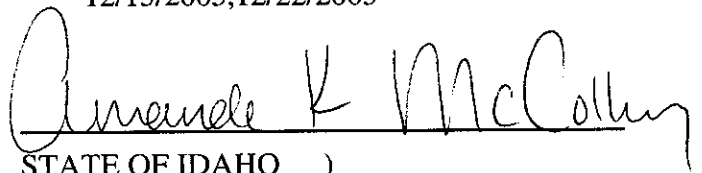
e0100285 04526890
1 Idaho Dept. of Water Resourc
2735 Airport Way
BOISE ID 83705

AFFIDAVIT OF PUBLICATION

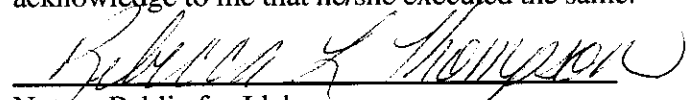
STATE OF IDAHO)
) SS.
County of Canyon)

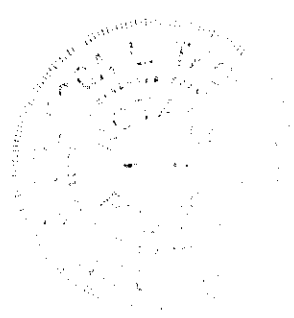
Amanda K. McCollum
of Nampa, Canyon County, Idaho, being
first duly sworn, deposes and says:

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:
12/15/2005, 12/22/2005


STATE OF IDAHO)
County of Canyon)

On the 22nd day of December in the year of 2005
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 April 19, 2008



Kreger (Taylor), Sue

To:
Subject:

Charles.Ariss@deq.idaho.gov
comment letter

**IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705**

December 8, 2005

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

Re: Applications for Permit

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 January 3, 2006. A copy of the protest must also be sent to the applicant.

If you have any questions regarding these applications, please contact this office at 334-2190.

Sincerely,



63-32221.pdf

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705

December 08, 2005

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

RE: Application for Permit No. 63-32221

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 01/03/2006. Your cooperation is appreciated.

Sincerely

Sue Kreger
Administrative Assistant

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

63-32221

CITY OF PARMA
PO BOX 608
PARMA ID 83660

Point(s) of Diversion SWSE S4 T05N R05W CANYON County Source GROUND WATER

Point(s) of Diversion SESW S4 T05N R05W CANYON County Source GROUND WATER

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Place Of Use: MUNICIPAL

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KARL J DREHER, Director

Published in the Press Tribune on December 15 and 22, 2005.