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OF COUNSEL

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RETIRED

October 1, 2004

Gary L. Spackman
Idaho Department of Water Resources
1301 N. Orchard Street
Boise, ID 83720-0098

RECEIVED
OCT 05 2004
DEPARTMENT OF
WATER RESOURCES

Re: City of Nampa – Proof of Beneficial Use for Permit No. 63-10211
GP File No. 4628-1

Dear Gary:

As we discussed in a recent telephone conversation, I am sending an Amended Proof of Beneficial Use form for permit no. 63-10211 on behalf of the City of Nampa. We are submitting amended proof because it became apparent during a recent review of the City of Nampa's water rights that the City's original submission of proof of beneficial use for this permit is in error. The original proof, a copy of which is enclosed, states that proof is submitted for only 1.2 cfs even though the permit authorizes a diversion of 8.69 cfs. In researching the City's water right files, it is apparent that the City official who completed the original proof form inadvertently believed he was submitting proof from only one of the eight wells authorized by permit 63-10211. A copy of the Department's Proof Due Notice with notes by City of Nampa officials demonstrating this confusion is enclosed.

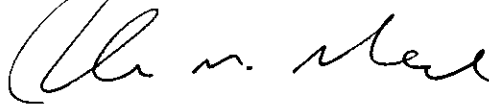
Further review of the City's water right files demonstrates that the City had drilled and developed all eight wells by the proof due date of July 1, 1989. The enclosed spreadsheet lists all of the City's sources of supply for its municipal irrigation system and includes peak capacity measurements taken in July 1989. We have highlighted the wells that are authorized by permit 63-10211.

Also included is a check in the amount of \$175 to cover the balance of the required fee. Based on the new proof for 8.69 cfs, the required fee is \$300. The City already paid \$125 when it filed the original proof in 1989. The enclosed check makes up the difference.

Gary L. Spackman
Idaho Department of Water Resources
October 1, 2004
Page 2

If you need additional information or if you have any questions, please feel free to call me.

Sincerely,

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

John M. Marshall

JMM/hcm
Enclosures

cc: Paul Raymond (w/out enc.)
Bryan Donaldson (w/out enc.)
Chris Meyer (w/out enc.)

S:\CLIENTS\4628\JMM ltr to Spackman re amended proof for permit 63-10211.DOC

RECEIVED

AUG 28 1989

For Office Use Only
Fee Received 125.00
Date 8/29/89
Receipt # 2010493
Receipt by CP
Reviewed by _____
Sent to region _____

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 63-10211

Name(s) of Permit Holder: City of Nampa

Post Office Address: 411 3rd St. So Nampa Idaho 83651

Telephone No. 465-2220

Source of Water: Groundwater

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark Pressurized irrigation

for residential property - interconnected with city system

Total rate and/or volume for which proof is submitted 1.2 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: April 1985

Measuring Device: Required? ☒ Yes _____ No
Installed? ☒ Yes _____ No

Fee enclosed \$ 125
(See License Examination Fee Schedule)

6" Rockwell Propeller meter
Flow Measurement Port: Required? _____ Yes _____ No
Installed? _____ Yes _____ No

Person to contact to accompany the Department representative during the field examination:

Tony Chavez
(Name)

465-2209

(Telephone Number)

411 3rd St So Nampa Idaho 83651 (City Hall)
(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

NOV 21 1989

July 31, 1989
Date

Larry Blidice, City Engineer
Signature of Permit Holder (and title, if appropriate)



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - [REDACTED]

*Jim - Do you know which well
this is. If you don't. Please
check with State & let
me know.*

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 30, 1989

CITY OF NAMPA
411 3RD. ST. S.
NAMPA, ID 83651

PROOF DUE NOTICE

RE: PERMIT NO. 63-10211

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 1, 1989.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck

Rita Fleck
Secretary/Records Manager

Enclosures

*Pump # 53
Meadowbrook Park
Irrigation Well.*

*Post it note attached to
letter*

Irrigation Wells and Pump Stations

Feb. 1, 1990

No	Name Location	Diversion Point	Place of Use	Source	Filed Cap	Peak Cap	Acres	Dist	Comments
1	Port btwn Venice & Ethel	SE1/4 NW1/4 23-3-2	SE1/4 NW1/4 23-3-2	Well	0.80		30.00		Not in use
			SW1/4 NW1/4 23-3-2				10.00		
2	Mayor's 1500 Blk. 7th St. No.	NE1/4 SW1/4 23-3-2	SE1/4 NW1/4 15-3-2	Well	1.00	1.11	5.00		
			NE1/4 SW1/4 15-3-2				20.00		
			SE1/4 SW1/4 15-3-2				10.00		
			SW1/4 SE1/4 15-3-2				10.00		
			SE1/4 NW1/4 23-3-2				5.00		
3	7th St. So. Pump 700 Blk. 6th St. So.	SW1/4 SW1/4 22-3-2	SW1/4 NW1/4 22-3-2	Well	1.62	1.25	5.00		
			NW1/4 SW1/4 22-3-2				34.00		
			SW1/4 SW1/4 22-3-2				22.00		
			SE1/4 NE1/4 21-3-2				20.00		
4	Lakeview Pump Lakeview Park (Geothermal)	SW1/4 NW1/4 23-3-2		Well	2.50	1.14			
5	9th Ave. No. & Indian Crk.	SW1/4 NE1/4 22-3-2		Well					#s 5-27 consolidated for 30.00 cfs
6	Phyllis 8th Ave. & 5th St. No.	SE1/4 NE1/4 22-3-2		Well		1.45			Artesian flow to Indian Cr. Not in use
7	Kohler Lawn Cemetery	SW1/4 SE1/4 15-3-2		Well					#s 5-27 consolidated for 30.00 cfs
8	Kohler Lawn Cemetery	NE1/4 SW1/4 15-3-2		Well					#s 5-27 consolidated for 30.00 cfs
9	Ea. Powerline Rd. East of Sugar Ave 1019th Ave. No. Pump	SW1/4 SE1/4 23-3-2		Well					#s 5-27 consolidated for 30.00 cfs
10	19th Ave. No. & Indian Crk.	SW1/4 SW1/4 23-3-2		Well		1.34			#s 5-27 consolidated for 30.00 cfs
11	15th Ave. No. Pump 1500 Blk. 3rd St. No.	NW1/4 SW1/4 23-3-2		Well		0.74			Artesian through 8" pipe to Indian Cr.
									#s 5-27 consolidated for 30.00 cfs
									Artesian or pump?

Rev: January 11, 1991 Peak cap info collected in July 1989.

Irrigation Wells and Pump Stations

No	Name Location	Diversion Point	Place of Use	Source	Filed Cap	Peak Cap	Acres	Dist	Comments
12	14th Ave. & 3rd St. No.	NE1/4 SE1/4 22-3-2		Well					#s 5-27 consolidated for 30.00 cfs
13	Indian Crk Park Pump	SW1/4 SW1/4 23-3-2		Well		0.67			Artesian flow to Indian Cr. Not in use
	Indian Crk. Playground								#s 5-27 consolidated for 30.00 cfs
14		NW1/4 NW1/4 35-3-2		Well					Artesian flow to Indian Cr.
	East side of So. Powerline Rd. @ Kurtz Lat								#s 5-27 consolidated for 30.00 cfs
15	Meyer Pump	NW1/4 SW1/4 26-3-2		Well		1.46			Not in use
	Btwn. Florence & Meyer @ Nixon								#s 5-27 consolidated for 30.00 cfs
16	Chestnut Pump	NE1/4 NE1/4 34-3-2		Well					#s 5-27 consolidated for 30.00 cfs
	Kurtz Lat & Chestnut								
17	Kurtz Park Pump	NW1/4 NE1/4 34-3-2		Well		1.86			#s 5-27 consolidated for 30.00 cfs
	Kurtz Park								
18	Stone House	NE1/4 SE1/4 28-3-2		Well					#s 5-27 consolidated for 30.00 cfs
	12th Ave. So. & 14th St. So.								Not in use
19	Maple Pump	SW1/4 NW1/4 27-3-2		Well		0.89			#s 5-27 consolidated for 30.00 cfs
	Roosevelt & 13th Ave. So.								
20	Holly Pump	SE1/4 NW1/4 27-3-2		Well		1.67			#s 5-27 consolidated for 30.00 cfs
	Roosevelt & 16th Ave. So.								
21	Fern Pump	SW1/4 NE1/4 27-3-2		Well		1.23			#s 5-27 consolidated for 30.00 cfs
	Roosevelt & 9th St. So.								
22	19th Ave. So. Pump	SE1/4 NE1/4 27-3-2		Well		1.30			#s 5-27 consolidated for 30.00 cfs
	6th St. & 19th Ave. So.								
23	14th Ave. So. Pump	NW1/4 NE1/4 27-3-2		Well		1.32			#s 5-27 consolidated for 30.00 cfs
	6th St. & 14th Ave. So. (Central Sch.)								
24	High Pump	NE1/4 SE1/4 21-3-2		Well		1.45			#s 5-27 consolidated for 30.00 cfs
	Yale & 7th St. So.								
25	Hudson Pump	NE1/4 SE1/4 21-3-2		Well		1.06			#s 5-27 consolidated for 30.00 cfs
	Hudson & Yale								
26		NW1/4 NE1/4 21-3-2		Well					#s 5-27 consolidated for 30.00 cfs
	Gem St. north of Winther								Not in use

Irrigation Wells and Pump Stations

No	Name Location	Diversion Point	Place of Use	Source	Filed Cap	Peak Cap	Acres	Dist	Comments
27	4th St. So. Pump 800 Blk. 4th St. So.	SE1/4 SW1/4 22-3-2		Well		1.00			#s 5-27 consolidated for 30.00 cfs
28	Canyon Pump Canyon & Davis	SE1/4 NE1/4 21-3-2	SW1/4 NE1/4 21-3-2	Well	1.74	2.46	40.00		
			SE1/4 NE1/4 21-3-2				12.00		
			NE1/4 NW1/4 21-3-2				15.00		
			SE1/4 NW1/4 21-3-2				20.00		
29		NE1/4 NE1/4 28-3-2		Well	1.50				Not in use
	Mid blk btwn Fairview/Canyon; Ohwyee/Shoshone								
30	Young Pump	SE1/4 NE1/4 28-3-2		Well		0.91			Consolidated 6-83 w/#s 35,36,40,48.
	Young & 10th Ave. So.								50,53,55 for 8.69 cfs
31		SE1/4 SW1/4 23-3-2		Pump				N&M	Not in use
	North Nampa Lat & 20th Ave. No.								
32		NE1/4 SE1/4 22-3-2		Well	0.30				Not in use.
	1300 Blk. 3rd St. No.								
33		SW1/4 NE1/4 22-3-2		Pump				P	Not in use
	1st St. No. & Phyllis Canal								
34	14th Ave. No. Pump	SE1/4 SE1/4 22-3-2		Well		0.74			UPRR. Lease agreement
	1st St. & 14th Ave. No.								
35	Boone	SE1/4 SE1/4 17-3-2		Well		1.00			Consolidated 6-83 w/#s 30,36,40,48.
	Boise St. Nor. of Boone Ave.								50,53,55 for 8.69 cfs
36	Winther Pump	SE1/4 NE1/4 20-3-2		Well		1.00			Consolidated 6-83 w/#s 30,35,40,48.
	Winther & Midland Blvd.								50,53,55 for 8.69 cfs
37	Horton Pump	SW1/4 NW1/4 21-3-2		Pump		4.90		P	Pioneer Irr.
	Horton & Phyllis Canal								
38		SW1/4 NE1/4 21-3-2		Pump				N&M	Not in use
	Davis & Rowena								

Irrigation Wells and Pump Stations

No	Name Location	Diversion Point	Place of Use	Source	Filed Cap	Peak Cap	Acres	Dist	Comments
39	Sunnylane Pump	NW1/4 SW1/4 21-3-2	SW1/4 NW1/4 21-3-2	Pump	4.00	1.88	20.00	P	
	Sunnylane @ Elijah Drain		SE1/4 NW1/4 21-3-2				20.00		
			NE1/4 SW1/4 21-3-2				40.00		
			NW1/4 SW1/4 21-3-2				40.00		
			SW1/4 SW1/4 21-3-2				40.00		
			SE1/4 SW1/4 21-3-2				40.00		
40	Sweetwood	NE1/4 SE1/4 20-3-2		Well	0.50	0.67			Consolidated 6-83 w/#'s 30,35,36,48, 50,53,55 for 8.69 cfs
	Boise St. south of Phyllis Canal								
41	State Street Pump	NW1/4 NE1/4 28-3-2	NW1/4 NE1/4 28-3-2	Well	0.40	0.56	30.00		
	Gem St @ Elijah Drain								
42		NW1/4 NW1/4 35-3-2		Pump				N&M	Abandoned
	Kurtz Lat. east of Florence								
43	Novis Pump	NE1/4 NW1/4 35-3-2		Pump		0.67		N&M	
	Colorado & So. Nampa Lat. (Novis Sub.)								
44	Morgan Pump	NE1/4 SE1/4 20-3-2	SW1/4 NE1/4 20-3-2	Well	0.50	0.71	1.00		
	Boise St. north of Phyllis Canal		SE1/4 NE1/4 20-3-2				5.00		
			NE1/4 SE1/4 20-3-2				15.00		
			NW1/4 SE1/4 20-3-2				4.00		
45	Bonnie Brae Pump	SW1/4 NW1/4 28-3-2		Pump		0.89		N&M	
	Midland north of Roosevelt (Bonnie Brae)								
46		NE1/4 NE1/4 34-3-2		Pump				N&M	Abandoned
	So. Powerline Rd. south of Amity								
47	Wildflower Pump	NW1/4 NE1/4 35-3-2		Pump		1.00		N&M	
	Chicago & Wildflower								
48	Juniper Sq. Pump	SW1/4 SW1/4 34-3-2		Well		0.45			Consolidated 6-83 w/#'s 30,35,36,40, 50,53,55 for 8.69 cfs
	Michigan & So. Juniper (Juniper Sq. Sub.)								
49		SW1/4 SW1/4 26-3-2		Pump				N&M	Abandoned
	Dufer @ So. Nampa Lat.								

Rev. January 11, 1991

Peak cap info collected in July 1989.

Feb. 1, 1990

Irrigation Wells and Pump Stations

No	Name Location	Diversion Point	Place of Use	Source	Filed Cap	Peak Cap	Acres	Dist	Comments
50	Venice Pump Denver & Mason Crk. (Venice 2nd Sub.)	NW1/4 SE1/4 23-3-2		Well		1.56			Consolidated 6-83 w/#'s 30,35,36,40, 48,53,55 for 8.69 cfs
51	Grange Park Pump Grange Park; Cassia & Eldoran	NW1/4 SE1/4 17-3-2	NW1/4 SE1/4 17-3-2	Well	1.10	0.28	5.00		
			SW1/4 SE1/4 17-3-2				25.00		
			SE1/4 SE1/4 17-3-2				25.00		
52	Colorado Pump Colorado & Nectarine	NW1/4 NW1/4 34-3-2	NE1/4 NW1/4 34-3-2	Well	1.50	1.89	40.00		
			NW1/4 NW1/4 34-3-2				40.00		
			SW1/4 NW1/4 34-3-2				40.00		
			SE1/4 NW1/4 34-3-2				40.00		
53	Meadowbrook Pump Sunnybrook Dr. & Cottonwood Dr.	NW1/4 NW1/4 3-2-2		Well		0.78			Consolidated 6-83 w/#'s 30,35,36,40, 48,50,55 for 8.69 cfs
54		SW1/4 SW1/4 15-3-2		Pump				P	Not in use
55	5th Rd. & Indian Crk Westpark Pump WestPark & Lone Star Rd	NE1/4 NW1/4 28-3-2		Well		1.34			Consolidated 6-83 w/#'s 30,35,36,40, 48,50,53 for 8.69 cfs
56	Birdseye Pump Birds Eye	SE1/4 SW1/4 15-3-2		Well		2.21			Transfer #3057, 6-83
57	Centennial Golf Course Bottom nine & Phyllis Canal	SW1/4 SE1/4 11-3-2	SW1/4 SE1/4 11-3-2	Well	3.20		40.00		
			SE1/4 SE1/4 11-3-2				40.00		
			NE1/4 NE1/4 14-3-2				40.00		
			NW1/4 NE1/4 14-3-2				40.00		
58	So. Pwrline Pump West side of So. Powerline Rd. @ Kurtz Lat.	NE1/4 NE1/4 34-3-2		Pump		4.12		N&M	
59	Glenview Pump E. Greenhurst Rd. @ Conley Lat. (Glen View Ests.)	SE1/4 SE1/4 34-3-2		Pump		0.78		N&M	

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Irrigation Wells and Pump Stations

No	Name Location	Diversion Point	Place of Use	Source	Filed Cap	Peak Cap	Acres	Dist	Comments
60	Karcher Ests. Pump	NW1/4 NW1/4 17-3-2		Pump		0.78		P	
	Aries Dr. east of Flam Crt. (Karcher Ests.)								
61	Pleasant Pump	NW1/4 SE1/4 28-3-2		Pump				N&M	Not in use
	W. Roosevelt @ Pleasants Lat.								
62	Hospital Pump	NW1/4 SW1/4 34-3-2		Pump		0.78		N&M	
	Hwy. 45 @ Pleasants Lat. (Mercy Med)								
63	South Valley 12th Ave & Wilson Drain	SE SE 33-3-2		Well					Drilled as part of Sub development to be under city control when completed
64									
65									
66									
67	~~South Valley~~								
68	Mini Airport Neg. East of ISSH on River	SE SW 12-3-2		Well					Model Airplane Club Permit # 63-11339 March 80
69	~~South Valley~~								
70									

Peak cap info collected in July 1989.

Rev. January 11, 1991