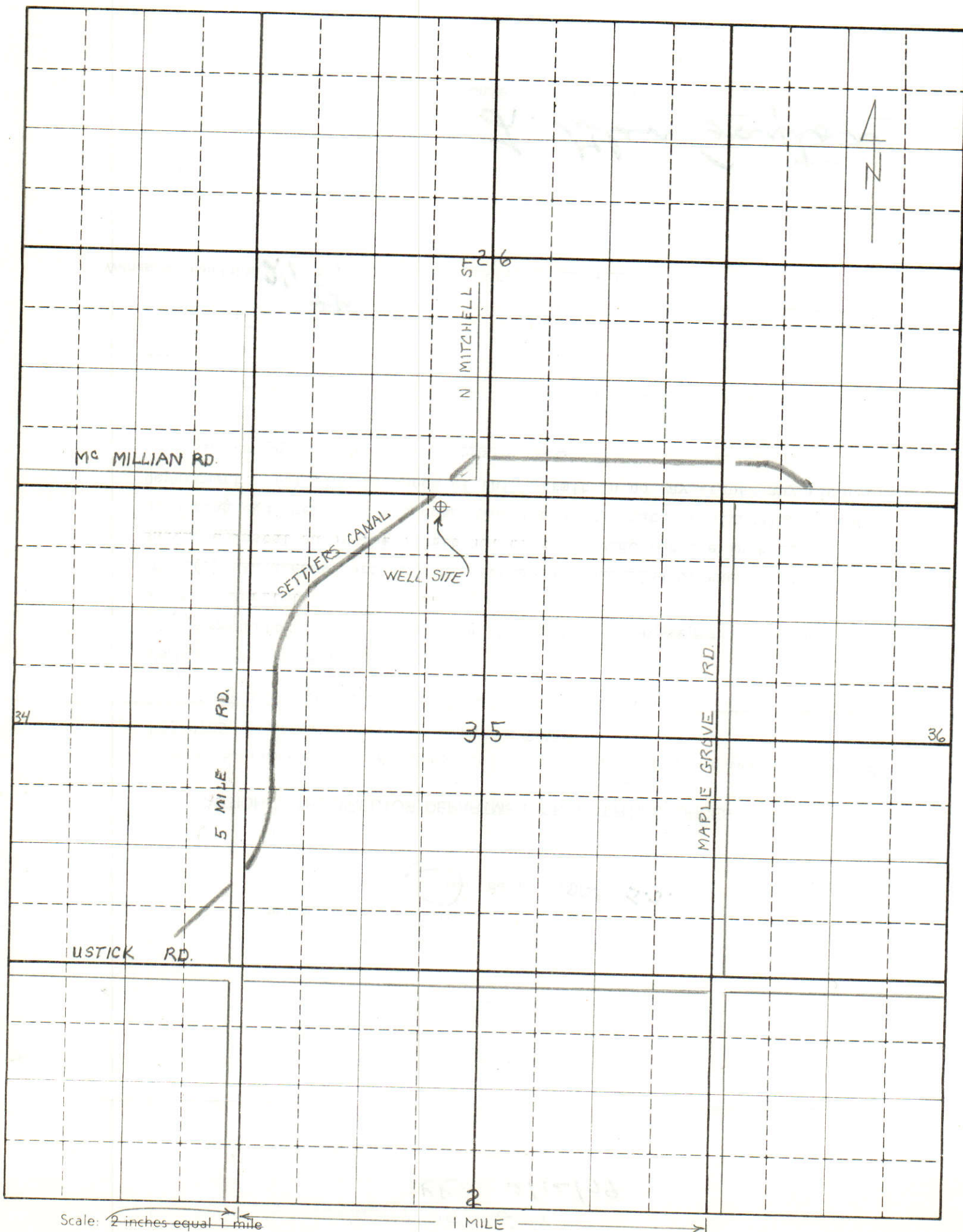


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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

Wesley B. B...
(Applicant) VICE-PRESIDENT

MICROFILMED

[illegible]

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NE NW S35 4N 2E AOA

Place(s) of Use

[illegible]

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
- ☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature Carl E. Moore

Checked by _____ DBS

Approved by T. S. M.

Date 2/Apr/81

ate 4/9/81

Date 4/4/81

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that BOISE WATER CORPORATION

Description and location of place of use:

Total number of acres irrigated _____

Director

Identification No. _____

Application No. 63-9205

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED
RECEIVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

JAN 9 1979

Department of Water Resources
Western Regional Office

Department of Water Resources

1. Name of applicant BOISE WATER CORPORATION Phone: 345-3100
post office address 500 Idaho St. P. O. Box 7488, Boise, Idaho 83707

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

3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35 Township 4N
Range 1 E B.M. Ada County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount 4.0 for Municipal purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 4.0 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 16" & 10" cased well drilled
approximately 750' deep. Pumped by a deep well turbine driven by an
electrical motor. Discharge will be connected directly to applicants
distribution system.

b. Height of storage dam N/A feet, active reservoir capacity N/A acre feet; total reservoir
capacity N/A acre feet, materials used in storage dam: N/A

Period of year during which storage will occur N/A to N/A inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is 16" inches; proposed depth of well is 750 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 years.

b. Estimated construction cost is \$ 156,000.

8. Description of proposed uses:

a. If water is **not** for irrigation: See remarks

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____

(2) Amount of power to be generated: N/A hp under N/A feet of head.

(3) List number of each kind of livestock to be watered N/A

(4) Name of municipality to be served Boise, Idaho, or number of families to be
supplied with domestic water ---

(5) If water is to be used for other purposes describe: N/A

RECEIVED

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated N/A

c. Describe any other water rights used for the same purposes as described above All permits for Boise Water Corporation as filed and on record in the Department of Water Resources.

9. a. Who owns the property at the point of diversion Boise Water Corporation

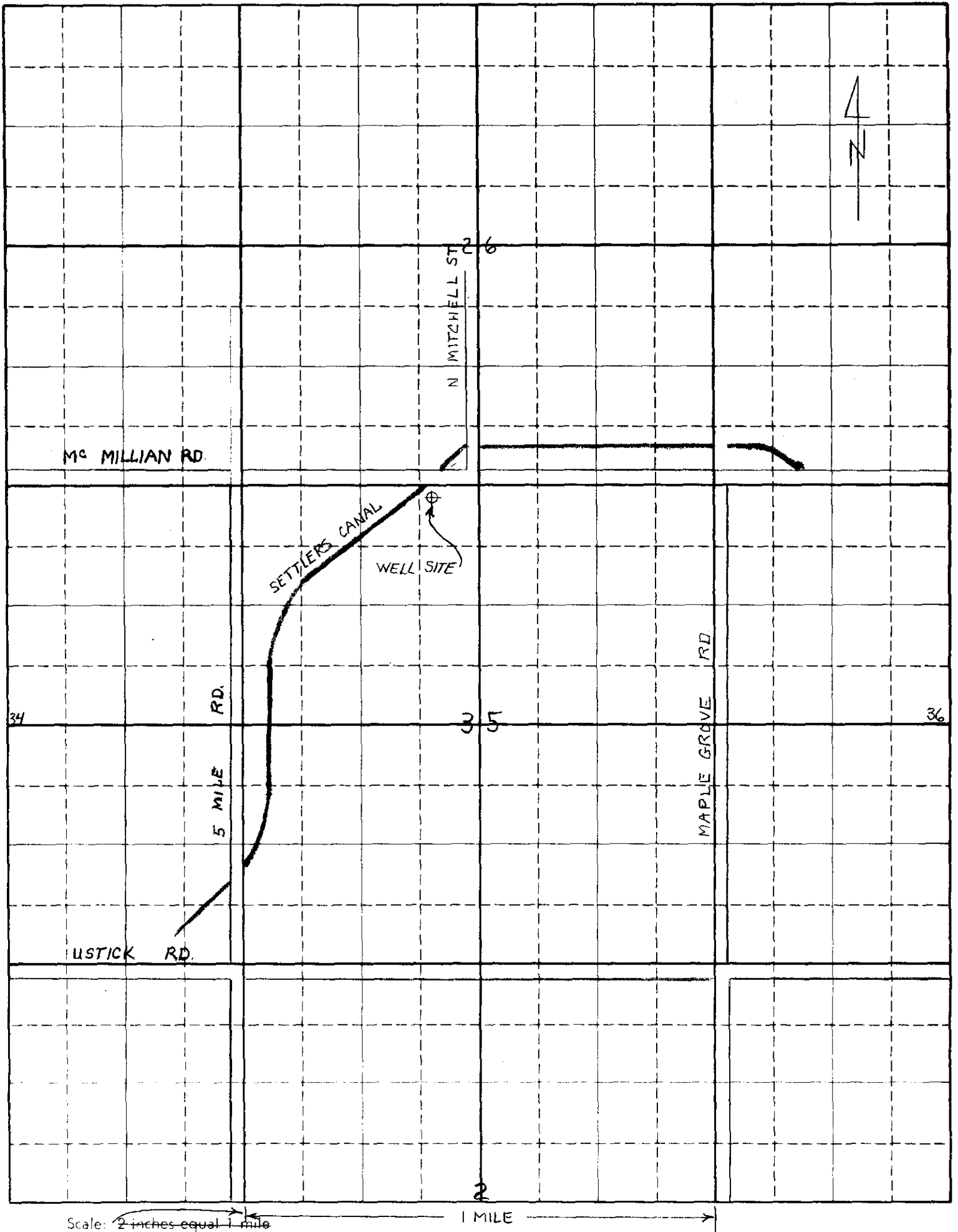
b. Who owns the land to be irrigated or place of use N/A

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

10. Remarks Water will be used to augment BOISE WATER CORPORATION'S existing system and provide service to an expanding system.

Company name for well to be: Settler Well

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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

Wayne R. Bane
(Applicant) VICE-PRESIDENT

Proposed Priority 1-9-79

Received by AK Date 1/9/79 Time 9 AM

Preliminary check by CWB Fee \$ 65.00 # 12570

Receipted by CWB Date 1/11/79

Publication prepared by KK Date 1-18-79

Published in Statesman

Publication dates 1/25 + 2/1

Publication approved KK Date 2/12/79

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS S.S.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-9205, and said application is hereby APPROVE.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1981.

c. Other: (1) An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department. (2) The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 27th day of March 19 79.

L. Glen Saxton
Chief, Operations Bureau

**NOTICE OF APPLICATION FOR
WATER RIGHT**

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

63-9206

BOISE PROJECT BOARD OF CONTROL
214 BROADWAY AVENUE, BOISE,
ID 83702

Source: BOISE RIVER tributary to
SNAKE RIVER
Date Filed: 01/05/1979
Amount: 900.00 CFS
Diversion Point: NWSW Sec 03 T 02N
R 03E, ADA Co.
Use: POWER (900.00 CFS) from 03/15
to 11/15
Place of Use: SWSW Sec 33 T 02N R
01W
Diversion Means: CANAL & HYDRO-
TURBINES

63-9205

BOISE WATER CORPORATION
500 IDAHO STREET, P.O. BOX 7488,
BOISE, ID 83707
Source: GROUNDWATER
Date Filed: 01/09/1979
Amount: 4.00 CFS
Diversion Point: NENW Sec 35 T 04N
R 01E, ADA Co.
Use: MUNICIPAL (4.00 CFS) from
01/01 to 12/31
PLACE OF USE: Within Boise Water
Corp. Service Area
Diversion Means: WELL & TUR-
BINE

63-9204

BOISE WATER CORPORATION
P.O. BOX 7488, BOISE, ID 83707
Source: GROUNDWATER
Date Filed: 01/09/1979
Amount: 4.00 CFS
Diversion Point: NWSW Sec 27 T 04N
R 01E, ADA Co.
Use: MUNICIPAL (4.00 CFS) from
01/01 to 12/31
PLACE OF USE: Within Boise Water
Corp. Service Area
Diversion Means: WELL & TUR-
BINE

63-9201

RISCH, JAMES E.
RT. #3, SOUTH COLE ROAD,
BOISE, ID 83705
Source: GROUNDWATER
Date Filed: 01/16/1979
Amount: 3.20 CFS
Diversion Point: NWNW NENW
SWNW SENW Sec 33 T 02N R 02E, ADA
Co.
Use: IRRIGATION (3.20 CFS) from
03/15 to 11/15
Place of Use: NENW NWNW SWNW
SENW Sec 33 T 02N R 02E FOR 160
ACRES
Diversion Means: WELL & PUMP

63-9200

**STAUBER, RICHARD L. &/or RUBY
M.**
6099 N. 9TH ST., FRESNO, CA 93710
Source: GROUNDWATER
Date Filed: 01/15/1979
Amount: 0.18 CFS
Diversion Point: NENW NWNE Sec
07 T 04N R 01E, ADA Co.
Use: DOMESTIC (0.08 CFS) from
01/01 to 12/31
IRRIGATION (0.10 CFS) from
03/15 to 11/15
Place of Use: NWNE NENW Sec 07 T
04N R 01E FOR 6 ACRES
Diversion Means: WELL & PUMP
If issued, the permit(s) will be sub-
ject to all prior water rights. Protests
against the granting of any permit must
be filed with the Director of the Idaho
Department of Water Resources, 92 S.
Cole Road, Boise, Idaho 83705 on or be-
fore FEBRUARY 12, 1979.
C. STEPHEN ALLRED
Director
Pub. January 25; February 1, 1979 1433

STATE OF IDAHO)

) ss.

COUNTY OF ADA)

Nancy Smith, 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 regular edition of The Idaho Statesman for

two insertions, beginning with the
issue of January 25, 1979, and ending with the
issue of February 1, 1979.

Nancy Smith
Subscribed and sworn to before me this 1st
day of February, 1979.

Shirley E. Eversen
Notary Public for Idaho, Residing at Boise, Idaho

RECEIVED

FEB 4 1979

Department of Water Resources
Vernal Regional Office

MICROFILMED

T 40, R 1 E
municipal (4 cfs)

Permit No.

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed:	2/11/81	neh	no appt. made
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

Date 2 April 02 Accompanied by Boise Water Corp Total Q measured 4.02
If source is surface water, estimate total flow of source _____
Methods of measurement Flow meter records Meets Permit requirements? yes

Measurement calculations:

$$\frac{1840 \text{ gpm}}{446.8} \text{ From Records} = \frac{4.01}{4.02 \text{ CFS}}$$

Allow 4.0 AS per permit V=NO NEED ON MUNICIPAL

[illegible]

System Description well, pump into 12" mainline of system

**Code with map on reverse side. Disregard code if only one.*

USE
Municipal

Q (cfs)	V (afa)	FROM	TO
4.99 ✓	N/A	1/1	12/31

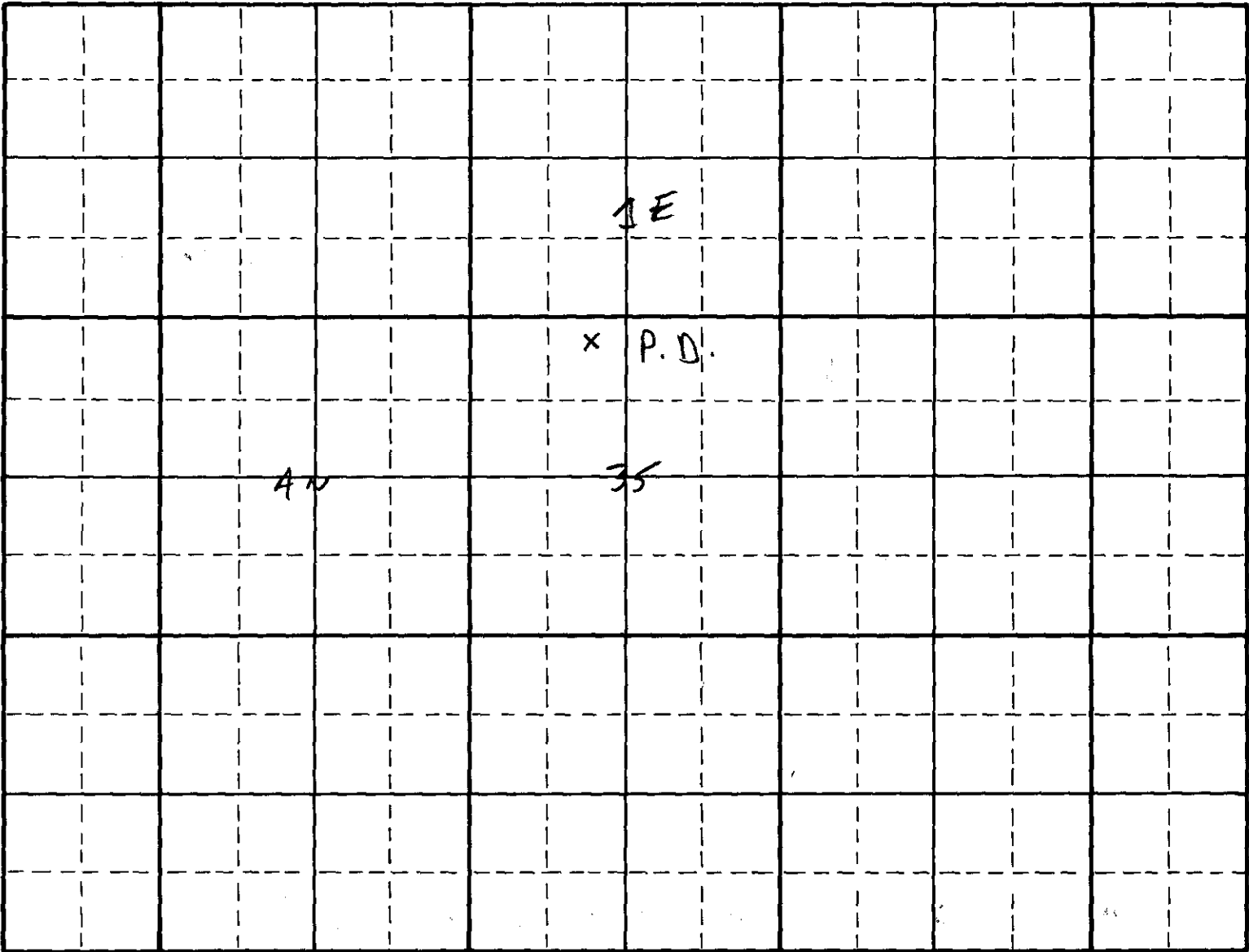
Total 4.99

Remarks L Bowls AT 200'

~~RECEIVED~~ CONFIDENTIAL & SO

RECORDED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NE NW S35 4N 1E AOA

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
Boise water corp																			

Recommend Amendments:

- ☐ Change P.D. as reflected above
- ☐ Add P.D. as reflected above
- ☒ None
- ☐ Change P.U. as reflected above
- ☐ Add P.U. as reflected above
- ☐ Other

Miner's Signature Carl E. Moore

Checked by DBS

Approved by [Signature]

Date 2/19/81

Date 4/9/81

Date 4/14/81



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~XXXXXXXXXX~~

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

May 6, 1981

Boise Water Corporation
P.O. Box 7488
Boise, Idaho 83707

Dear Sirs,

RE: License No. 63-9205

Enclosed is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Johnson".

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

February 12, 1981

Boise Water Corporation
P.O. Box 7488
Boise, Idaho 83707

RE: Permit No. 63-9205

Dear Sir:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for

If this time and date is not convenient for you, please contact this office as soon as possible.

☒ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Kay Walker
Secretary

MICROFILMED

BOISE WATER CORP.
P. O. BOX 7488
BOISE, IDAHO 83707



REGISTERED

FEB 5 1981



Department of Water Resources
IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 63-9205

Name(s) of Permit Holder: Boise Water Corporation

Post Office Address: P. O. Box 7488

Boise, Idaho 83707

Tel. No. 362-1300

Source of Water: _____

Extent of Use:

☐ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☐ Irrigation

(acres)

☒ Other municipal

Measuring Device:

Required?

☐ Yes ☐ No

Installed?

☒ Yes ☐ No

Access Port:

Required?

☒ Yes ☐ No

Installed?

☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

2/4/81

Date

Wayne J. Brown

Signature of Permit Holder

STAFF REVIEW - STATE OFFICE

63-9205

- | | |
|---|---|
| 1. <u>V.P</u> Name vs. Signature | 7. <u>✓</u> Place of Use for other than irrig. |
| 2. <u>W</u> Source | 8. <u>P/A</u> Place of Use for irrigation (add acres) |
| 3. <u>✓</u> Point of Diversion | 9. <u>R</u> Property Owner at Pt. of Div. & Pl. of Use <u>fol</u> |
| 4. <u>4.0</u> Amnt. & Period of Use | 10. <u>✓</u> Map <u>✓</u> <u>✓</u> |
| 5. <u>✓</u> Descrip. of Diverting Wrks. | 11. <u>65</u> Fee & Rec't. No. |
| 6. <u>2</u> Time req. for Proof of B/U | |

Copies Sent To:

<u>NO</u> Idaho Health Department	<u>NO</u> U.S.F.S.
<u>7</u> Idaho Fish & Game Dept.	<u>7</u> Dept. of Lands
<u>7</u> Bureau of Land Management	<u>7</u> Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land other B.W.C. rights

Withdrawals of all protests received N/A yes no

Conditions:

ID Power Co. Letter - Snake R. NO

ID Power Co. Letter - G.W. & Tribs. YES

SNAKE River Condition NO

Payette River Letter 7

Priority Date 1/9/79

Water Quality #16 NO

Water Quality #10 intrastate interstate

Meas. Dev. or Sc. Meas. YES

Totalizing meter NO

Supplemental NO

Right-of-Way Cond. YES

Watermaster Cond. NO
Wtr. Dist No. 7

Meas. Dev. Cond. for apps within a Water Dist. 7

Jini
Reviewer
3/22/79
Date

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

Boise Water Corporation
500 Idaho Street
P. O. Box 7488
Boise, ID 83707

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

BOISE WATER CORPORATION
500 IDAHO STREET
P.O. BOX 7488
BOISE, ID 83707

108770

JANUARY 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-9205 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 01, 1981. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENCLOSURES

RECEIVED

March 27, 1979

Re: Permit No.'s 63-9204 & 63-9205

Boise Water Corporation
500 Idaho Street
P.O. Box 7488
Boise, Idaho 83707

Gentlemen:

Enclosed are copies of your approved Applications for Permit. We direct your attention to the conditions of approval on the fourth pages.

Be sure to note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. Enclosed are specifications for the installation of the access port, as well as a list of measuring device options.

The exercise of these permits may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permits may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permits may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permits. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permits or subsequent licenses or water rights.

If you have any questions, please let us know.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr
Enclosures

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-9205

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature + *Time*
☒ Fee

(1) CWB 1/11/79

In form to receipt

(2) CWB 1/11/79

Send Copies to:

☒ Idaho State Health Department *Sent 1-19*
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) _____

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant
☐ Request Dam Safety Information

(4) CWB 1/11/79

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels: .

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use *Borse Water Corp. Rights*

(10) _____

Comments: _____

(11) KK OK

Affidavit of Publication received (date) 2/12/79

(12) _____

Final date for protests 2/12/79

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

1-9-79 Proposed Priority

Reason for Reduction _____

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District W

By [Signature] Date 3/15/79

RECEIVED
MAR 19 1979

Department of Water Resources

I.P. Gw tetter

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED

Director

Published 1/25 & 2/1/1979.

MICROFILMED

63-9205-

BOISE WATER CORPORATION

500 IDAHO STREET, P.O. BOX 7488, BOISE, ID 83707

Source: GROUNDWATER

Date Filed: 01/09/1979

Amount: 4.00 CFS

Diversion Point: NENW Sec 35 T 04N R 01E, ADA Co.

Use: MUNICIPAL (4.00 CFS) from 01/01 to 12/31

PLACE OF USE: Within Boise Water Corp. Service Area

Diversion Means: WELL & TURBINE

RECEIVED
JAN 10 1979
BOISE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

JANUARY 18, 1979

The Idaho Statesman
Box 40
Boise, ID 83707

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a sales proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before FEBRUARY 12, 1979.

Yours truly,

Karla Knecht
Secretary

Encl.