

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7658 Priority January 8, 1973 Amount 1.06 cfs

THIS IS TO CERTIFY, that BOISE WATER CORPORATION
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 63-7658 issued pursuant to Application for Permit dated January 8, 1973,
and has submitted proof to the Department of Water Resources on February 2, 1977,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 5.46 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Municipal	from Jan. 1 to Dec. 31	at 1.06 cfs and	N/A
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 1.06 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
N/A acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, Twp. 3N,
Rge. 1E, B.M. in the County of Ada

Description and location of place of use: CITY OF BOISE

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres irrigated _____

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23 day of

FEBRUARY, 19 78


Director

Identification No. _____

Application No. AMENDED 63-7658

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant BOISE WATER CORPORATION
post office address P. O. Box 7488, Boise, Idaho 83707
2. Source of water supply underground which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 3 Township 3N
Range 1E 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 7.0 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. 7.0 cubic feet per second and/or
b. _____ acre feet per annum. See attached Application for Permit #63-7589 & remarks #10 paragraph of this application.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 800⁺ Ft. deep well, 20" & 12' diameter casing & stainless steel well screen, to be equipped with 400 HP electric motor and a deep well vertical turbine pump (250⁺ setting) connected to existing distribution line.
b. Height of storage dam N/A feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 20 inches; proposed depth of well is 880 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 95,000.
8. Description of proposed uses:
a. If water is **not** for irrigation: In Boise City,
Ada County
(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 _____ feet of head.
(3) List number of each kind of livestock to be watered N/A

(4) Name of municipality to be served Boise City, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: Fire protection for Boise City.

63 7658

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
										N. A.									

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. As filed and on record in the Department of Water Administration, Permit No. 63-7589.

9. a. Who owns the property at the point of diversion Applicant
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 This well will be used to supplement the existing system of Boise Water Corp., which serves the City of Boise and adjacent areas with municipal water. Through growing demands to meet water requirements in this area, a need has arisen for additional water supply. To supply this need a well must be incorporated into our existing system in this area. On June 23, 1972, Boise Water Corp. entered into an agreement to service domestic and fire protection water to Bali Hai Mobile Home Estates being developed by Phillips Enterprises Inc., Richard M. Phillips. Boise Water Corp. agreed to drill and develop one well within said subdivision. This well is engineered and proposed to produce a total 7.0 c.f.s., 4.4 c.f.s. on Permit #63-7589 and 2.6 c.f.s. on this application. Copy of Permit No. 63-7589 is attached to this application for clarification of total quantity to be appropriated. Assignment of Permit No. 63-7589 to Boise Water Corporation will be filed in September 1972; Richard M. Phillips, applicant.

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

[illegible]

Scale: 2 inches equal 1 mile

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.

(Applicant) Resident

Boys Water Corp.
63 7652
1/3/73

Received by uf Date 1-7-73 Time 9:30 A
 Preliminary check by Dev Fee \$ 40.00 amended app. fee.
 Receipted by uf Date 1-8-73 Rec'd # 9801
 Publication prepared by df Date 1-10-73
 Published in Idaho Statesman
 Publication dates 1-18 + 1-25-73
 Publication approved _____ Date _____
 Date of refiling _____
 Priority reduced to _____ Reason _____

 Protests filed by: _____

 Copies of protests forwarded by df
 Hearing held by _____ Date _____
 Recommended for approval denial by df

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7658, and said application is hereby APPROVED.

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, 1979.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 19 day of April 19 74.

R. Karl Hjort
 Director

Identification No. _____

Application No. 63-7658

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

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

1. Name of applicant Boise Water Corporation
post office address P. O. Box 7488, Boise, Idaho 83707
2. Source of water supply Underground which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 3 Township 3N
Range 1E 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 1.6 CFS 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. 2.6 by phone J.H. cubic feet per second and/or See attached Application for Permit
b. _____ acre feet per annum. #63-7589 & remarks #10 paragraph
of this application
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 800 $\pm$ Ft. deep well, 20" & 12" diameter casing and stainless steel well screen, to be equipped with 400 HP electric motor and a deep well vertical turbine pump (250 $\pm$ setting) connected to existing distribution line.
b. Height of storage dam N.A. feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 20 inches; proposed depth of well is 880 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 95,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: /Ada County $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: N.A. hp under _____ feet of head.
(3) List number of each kind of livestock to be watered N.A.

(4) Name of municipality to be served: Boise City & vicinity, or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe: Fire protection for Boise City and vicinity.

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 _____

c. Describe any other water rights used for the same purposes As filed and on record in the Department of Water Administration, Permit #63-7589

9. a. Who owns the property at the point of diversion Applicant

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.

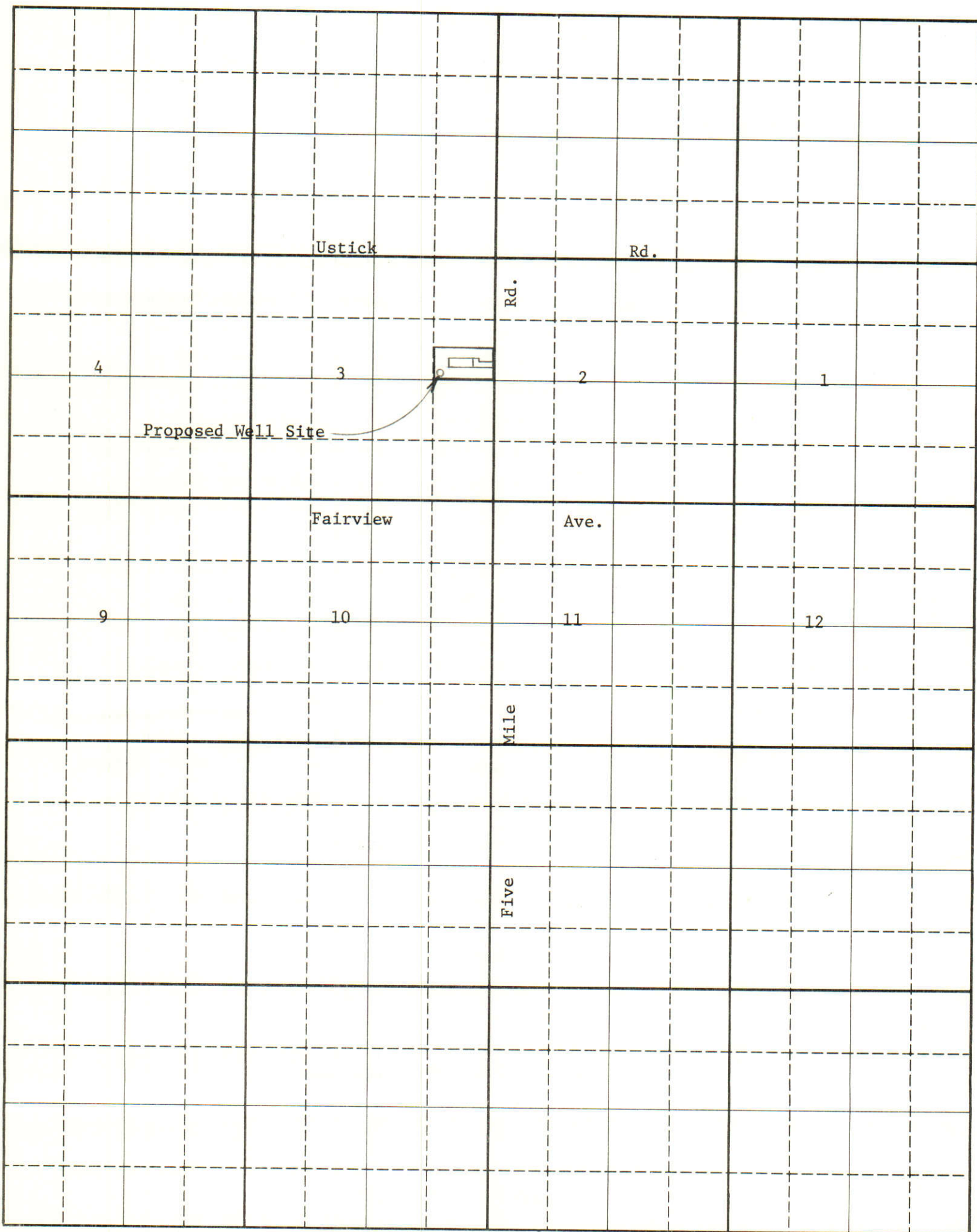
10. Remarks This well will be used to supplement the existing system of Boise Water Corporation, which serves the City of Boise and adjacent areas with municipal water. Through growing demands to meet water requirements in this area, a need has arisen for additional water supply. To supply this need a well must be incorporated into our existing system in this area.

On June 23, 1972, Boise Water Corporation entered into an agreement to service domestic and fire protection water to Bali Hai Mobile Home Estates being developed by Phillips Enterprises Inc., Richard M. Phillips. Boise Water Corporation agreed to drill and develop one well within said subdivision. This well is engineered and proposed to produce a total 7.0 CFS, 4.4 CFS on Permit #63-7589 and 2.6 CFS on this application.

Copy of Permit #63-7589 is attached to this application for clarification of total quantity to be appropriated.

Assignment of Permit #63-7589 to Boise Water Corporation will be filed in September 1972; Richard M. Phillips applicant.

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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.

Borise Water Corporation
by John S. Carlson, vice president
 (Applicant)
d Dist Manager 8/24/12

Received by ef Date 9-13-72 Time 8:00 A
 Preliminary check by LHF Fee \$ 45.00
 Receipted by ef Date 9-13-72
 Publication prepared by MP Date 9-20-72
 Published in Id. Statesman
 Publication dates 9-28 & 10-5, 1972
 Publication approved MP Date 10-10-1972
 Priority reduced to _____ Reason _____

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by _____

ACTION OF STATE RECLAMATION ENGINEER

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

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 _____, 19____.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this _____ day of _____, 19____.

 State Reclamation Engineer

Carlyle W. Briggs, P.E.
619 Grove Street
Boise, Idaho 83702
Tel. 343-3381

Identification No. 13-7589

Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Richard M. Phillips
post office address 424 West Cherry Lane, Meridian, Idaho 83642
2. Source of water supply Underground Water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 3 Township 3 North
Range 1 East B.M. Ada County; additional points of diversion if any: 2nd well
in SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 3, T.3N., R.1E., B.M.
- b. If water is not consumed, it will be discharged into Underground at a point in SE $\frac{1}{4}$
of NE $\frac{1}{4}$ of Section 3 Township 3N Range 1E B.M. Ada County
4. Water will be used for the following purposes:
Amount 2.2 cfs for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 4.4 for fire protection purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 40 for irrigation purpose from Mar 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 4.4 cubic feet per second and/or
b. none acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 50 HP deep well pumps, minimum 12"
dia. well casing, estimated depth 300 feet, 8" & 6" dia. water mains to serve
110 residential lots initially, and more lots possibly to be added in the
future.
b. Height of storage dam none feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 12 inches; proposed depth of well is 300 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 15,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 3 Township 3N
Range 1E B.M.
(2) Amount of power to be generated: none hp under _____ feet of head.
(3) List number of each kind of livestock to be watered none presently contemplated

(4) Name of municipality to be served none, or number of families to be
supplied with domestic water Bali Hai Subdivision, 110 lots for mobile homes
(5) If water is to be used for other purposes describe: Water to be used for household,
irrigation lawn sprinkling, fire protection, etc.

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	
3N	1E	3				20													20

Total number of acres to be irrigated 20

c. Describe any other water rights used for the same purposes none

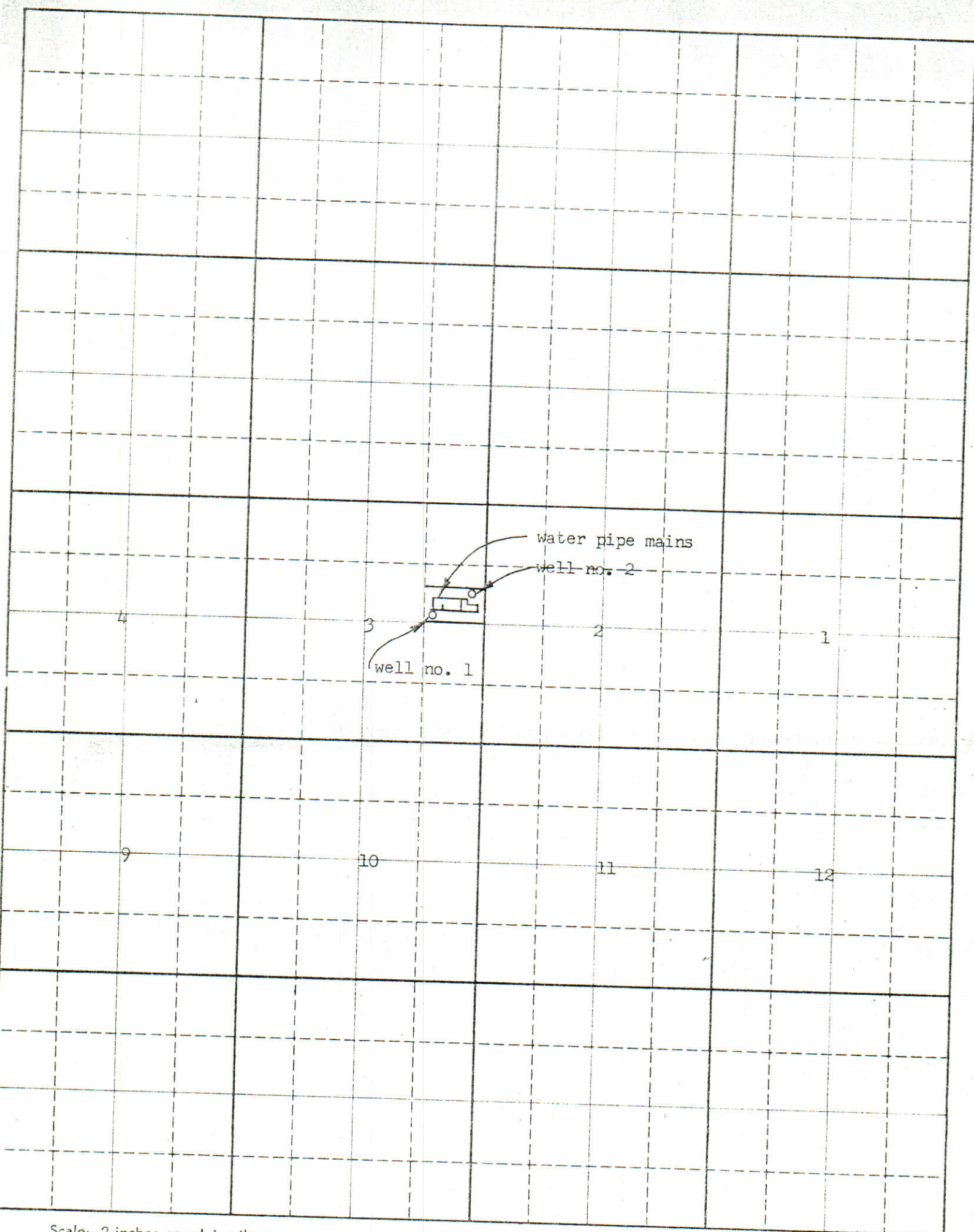
9. a. Who owns the property at the point of diversion Richard M. Phillips

b. Who owns the land to be irrigated or place of use Richard M. Phillips

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

10. Remarks The Bali Hai Mobile Home Estates Subdivision will be provided with central sewers and a package sewage treatment plant, which will discharge into Health Dept. approved underground seepage beds. Sprinkling of lawns will not produce any appreciable amount of waste water run-off. Street drainage will discharge into a local drain, which has received drainage from the land in the past. The second well will provide stand-by service and additional water for fire protection through the water system and standard fire hydrants. Shallow stratas of water will be cased through to prevent the possibility of affecting neighboring shallow wells.

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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.

Richard M. Phillips
(Applicant) Richard M. Phillips

63 7658

Received by _____ Date _____ Time _____

Preliminary check by _____ Fee \$ _____ *Rec'd #8334*

Received by _____ Date *4-20-72*

Publication prepared by *CR* Date *4-21-72*

Published in *IDaho STATESMAN*

Publication dates *4-27 & 5-4-72*

Publication approved: _____ Date _____

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by *KHF* *IDE*

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7589, and said application is hereby APPROVED.

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 July 1, 19 77.

c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 25th day of July, 19 72.

R. Kirk Higgs
State Reclamation Engineer

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

- Item Initial Date
- (1) JEB 9 Jan 73 Application No. 63-7658 Amended Name Boise Wtr Corp
- (2) JEB 9 Jan 73 Check:
☒ Signature
☒ Point of Diversion
☒ Quantity of Water and Period of Use No Supporting Evidence
☒ Description of Diverting Works No of Families
☒ Time required for C/W and application of water to B/I
☒ Place of Use — ? What!
☒ Map First App
☒ Fee
- (3) JEB 9 Jan 73 Send copies to:
☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management
- (4) JEB 9 Jan 73 ☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
- (5) JEB 9 Jan 73 In form for advertising yes
- (6) af 1-30-73 Affidavit of Publication received yes
- (7) RWH 4-12-74 Final date for protests 2-5-73
Protests received: yes ☒ no ☐
- (8) RWH 4-12-74 Date and Place of hearing 2-4-1973 9AM. Ada Co. Courthouse
Decision reached at hearing Protests withdrawn after
Water Supply replaced
- (9) NA Located within Water District No. _____
- (10) RWH 4-12-74 Critical groundwater area: yes _____ no ☒
- (11) RWH 4-12-74 Groundwater levels:
☐ Decline (comment) _____
☒ Stable (comment) _____
☐ Increasing (comment) _____
- (12) _____ Comments: _____
- (13) RWH 4-12-74 Action recommended:
☒ Approve Priority 1-8-1973
☐ Deny Reason for Reduction _____
RWH 4-12-74 See attached sheet for conditions of approval
No conditions for approval
- (14) RWH 4-12-74 District Western By Robert Hamilton
Date _____ Title _____

RECEIVED

RECOMMENDED

CONDITIONS OF APPROVAL

- ☒ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____

STATE OF IDAHO)
COUNTY OF ADA) ss.

10-10-72
OK

Marilyn A Connell, 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 ~~consecutive~~ insertions, beginning with the issue of September 28, 19 72, and ending with the issue of October 5, 19 72.

Marilyn A Connell

Subscribed and sworn to before me this 6th day of October, 19 72.

Rona A. Gannon
Notary Public for Idaho, Residing at Boise, Idaho

LEGAL NOTICE

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that BOISE WATER CORPORATION P. O. Box 7488, Boise, Idaho has on Sept. 13, 1972 submitted Application No. 63-7658 for a permit to appropriate 2.6 cubic feet per second of water from a groundwater source by means of pump, electric motor and distribution line within the SE 1/4 NE 1/4, Sec. 3, T. 3 N., R. 1 E., B.M., Ada County to be used from Jan. 1 to Dec. 31 for municipal purposes within Ada County. If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Oct. 16, 1972.

R. KEITH HIGGINSON
Director

Pub.: Sept. 28, Oct. 5, 1972 958

63 7658

RECEIVED

Department of Water Administration

OK. df
1-30-73

STATE OF IDAHO)
COUNTY OF ADA) ss.

Marilyn A Connell, 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 consecutive insertions, beginning with the issue of January 18, 19 73, and ending with the issue of January 25, 19 73.

Marilyn A Connell

Subscribed and sworn to before me this 26th day of January, 19 73.

John A. Gentry

Notary Public for Idaho, Residing at Boise, Idaho

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that BOISE WATER CORPORATION, P.O. Box 7488, Boise, Idaho, on September 13, 1972 submitted Application No. 63-7658 for a permit to appropriate 2.6 cubic feet per second of water from a groundwater source by means of pump, motor, and distribution line within the SE 1/4 NE 1/4, Sec. 3, T. 3 N., R. 1 E., B.M., Ada County, to be used from Jan. 1 to Dec. 31 for municipal purposes within Ada County.

The applicant now proposes to amend Application No. 63-7658 requesting 7.0 cubic feet per second to be used for the same purpose.

If issued, this permit would be subject to all prior water rights. Any protest against the granting of the amended application for permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before February 5, 1973.

R. KEITH HIGGINSON
Director
Pub. Jan. 18, 25, 1973. 91

63 7658



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

March 1, 1978

Re: Permit No.'s 63-7577, 63-7589 and 63-7658

Boise Water Corporation
Box 7488
Boise, ID 83707

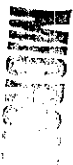
Gentlemen:

Enclosed herewith are copies of the Water Right Licenses issued on the above referenced permits.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure



February 6, 1978

Re: Permit No.'s 63-7577, 63-7589 and 63-7658

Boise Water Corporation
Box 7488
Boise, ID 83707

Dear Sirs:

A representative of this Department made an examination of the works covered by your Permit No.'s 63-7577, 63-7589 and 63-7658 on July 6 and July 7, 1977, and has found the following:

Permit No. 63-7577:

Amount of water that can be recognized as beneficially used under
Idaho law: 2.01 cfs Source: groundwater

Point of Diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Twp. 3N, Rge. 2E, B. M.

Beneficial Use: Municipal

Priority date established: April 6, 1972

Permit No. 63-7589:

Amount of water that can be recognized as beneficially used under
Idaho law: 4.40 cfs Source: groundwater

Point of Diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, Twp. 3N, Rge. 1E, B. M.

Beneficial Use: Municipal

Priority date established: April 20, 1972

MICROFILMED

page 2

February 6, 1978

Re: Permit No.'s 63-7577, 63-7589 and 63-7658

Permit No. 63-7658:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.06 cfs Source: groundwater

Point of Diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, Twp. 3N, Rge. 1E, B. M.

Beneficial Use: Municipal

Priority date established: January 8, 1973

If you do not concur with these findings please contact us within 10 days, otherwise
a water license will be issued as set forth above.

Sincerely,

Bill MacAllister
Water Resource Agent

BM/kw

February 16, 1977

Re: Permit No's. 63-7658 & 63-7577

Boise Water Corp.
Box 7488
Boise, Idaho 83707

Gentlemen:

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our District Office in Boise.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

MAILED
FEB 17 1977

October 16 1973

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

Re: Application for Permit No. 63-7658

Gentlemen:

Reference is made to Application for Permit No. 63-7658 and to the protests against the granting of the permit filing by Larry Hettinger and Isaac Wright. It is our understanding that you have been negotiating with the protestants to determine if there was some way of satisfying their objection so that the permit could be issued. I would hope that these negotiations would proceed speedily so that action on the application can be completed by this office. You understand, of course, that until such time as a permit has been issued, the Boise Water Corporation has no authority to divert any water from the well.

If we can be of any assistance to you, let me know.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:mjr

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Boise Water Corp.
Post office address Box 7488, Boise, ID Phone 345-3100
Person to contact William C. Lina Phone _____
Jim Leno
2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 7.00 c.f.s. for Municipal (In Boise, Ada County)
AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 7.00 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 3N N/S, Range 1E E/W, B.M., Section 3, Subdivision SE $\frac{1}{4}$ NE $\frac{1}{4}$, Ada
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: 800+ feet deep, 20" and 12" casing, stainless steel well screen equipped w/350 hp elec. motor and deep well vertical turbine pump (205' setting) connected to existing mainlines

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

DATE OF EXAM 7-7-77

ACREAGE

Found _____

Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Municipal Q= _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 5.46 cfs Method of measurement flow meter

Total Q recommended 1.06 cfs Meter No. 94372 Type in line Condition very good

Total V recommended * N/A

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$$2450 \text{ gpm} = 5.46 \text{ cfs} - 4.4 \text{ cfs} = 1.06 \text{ cfs}$$

↑
already
licensed # 63-7589

SYSTEM DESCRIPTION:

Well with Johnson pump powered by 350 hp. GE motor, # SK637XC261A. Discharge is through 12 inch line to Boise Water Corporation system. 12 inch discharge line has a Sporling in line flow meter installed.

REMARKS: * Volume not recommended for municipal use.

Examiner's Signature William H. MacAlister III Date 7-11-77

Checked by YH Date 7-12-77

Approved by _____ Date _____

7/7/77

Spurling meter # 94372

2450 gpm

GE motor # 5K6317XL261A

350 hp.

Johnson pump

MICROFILM

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder BOISE WATER CORPORATION
b) Post Office Address P.O. Box 7488, BOISE, IDAHO
2. Permit Number AMENDED 63-7658
3. Date of Priority that you are prepared to establish JANUARY 8, 1973
4. a) Source from which water was appropriated UNDERGROUND
b) Location of the point of diversion: SE ¼ NE ¼, Section 3
Township 3 N, Range 1 E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount 6.25 for MUNICIPAL purposes from JAN. 1 to DEC. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 6.25 cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: MEASURED w/ SPARKING PROPELLOR FLOW METER
BY HAROLD HAUSER - PRODUCTION SUPERINTENDENT - BWCC

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch)

800' ± FT. DEEP WELL, 20" & 12" DIAMETER CASING & STAINLESS STEEL WELL SCREEN, EQUIPPED w/ 350 HP ELECTRIC MOTOR AND A DEEP WELL VERTICAL TURBINE PUMP (205' SETTING) CONNECTED TO EXISTING MAIN LINES

b) Describe the type and size of measuring device which you have installed at your point of diversion:

12" DIAMETER 'SPARKING' IN-LINE METER

c) Give well driller's name and address and the date the well was completed: PETE COPE DRILLING Co., P.O. Box 561, MERIDIAN, IDAHO 83642
COMPLETED 10-18-72

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

ADDITIONAL MUNICIPAL WATER SUPPLY AND FIRE PROTECTION FOR THE CITY OF BOISE

RECEIVED

2/11/77

November 6, 1974

Boise Water Corporation
Donald R. Franklin
Assistant Manager
P.O. Box 7488
500 Idaho St.
Boise, ID 83707

Dear Mr. Franklin:

We are return~~ing~~g your application for permit, in order that you can submit the proper fee. We are also enclosing your check No. 92-1 for \$4.00. The proper fee for 4.0 cfs is \$55.00.

Please return the application with the fee as soon as possible. If you should have any questions, please feel free to contact this office.

Sincerely,

JAMES E. BOOKER
W. R. Technician II

JEB:cla

Enclosures

MICROFILMED

April 19, 1974

Re: Permit No. 63-7658

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

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 63-7658. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

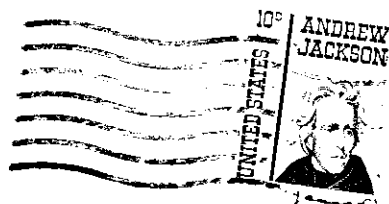
BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

63 7658

SAAC WRIGHT
Box 1360, N. 5 Mile
Boise, Idaho 83702



Idaho Department of Water, adm
State House,
Boise, Idaho,

83707

Boise Idaho

4-11-74

Dear Sir,

I am writing you to release the
protest I sent in against
Boise Water Corp

We reached an agreement.
Soon after I released my
attorney, John Chapman.

They paid me in full for
my artisan well, & put me
in water to my 2 houses.
free of cost,

So. We had no trouble &
they did treat me very nice.
Thank you for your help.

Isaac Wright

2360 N. 5 Mile

Boise Idaho 62 7658

83704

350-1155

Isaac Wright
2360, N. 5. mile RD
Baise Idaho

Department of Water Administration

Dear Sir

83702

To Home This May concern
in answering to the notice you published
in the Statesman of Jan 19th - 73 to
change the permit no 63-7658 from
2.6 cubic feet per Second of water to
a increase to 7.0 cubic feet of water
per Second no 63-7658

I am protesting against this as the
reason.

Last fall when they pumped the
Well. I was out of water 2' days
as they had my artesian Well pumped
leaving the water pipe that is in my
6" Well. My yard is graded up to
where I used all this artesian water
to water my yard & garden & so on

I can not put any more pipe on this
pump I have in my Well now &
do not feel as tho I am able to
buy a new pump & motor 200 + inc.
My Electric bill 10.00 per month
63-7858

To go down & pump & sprinkle things,
This Well I have given me no
trouble only when they go to pump-
ing. Their big well

& then they pump this 6" well down
to nothing!

So I have been a tax payer & been
out here 11 years with no water trouble
now you give Boise water corp. a
permit for 2.6 cubic feet of water per
second, & have had this trouble &

now they want 7.0 cubic feet per S.
& you should know what this
will do to well like mine.

this increase in water, I cannot see
it, & do hope some more can see
it to.

if there is any thing more you
would like for me to furnish you,
I will be happy to do as I
cannot do with water when I have
have spent \$15-39, for this well, &
400.00 for a pump, shallow well pump.
& have plenty of water if its let alone.
Thank, a lot,

Isaac Wright

1-19-1973

Mr. Isaac Wright,

Five mile Road called
in protesting the noise
water. and filing no

63-7658. He will submit
a written protest prior to
final date for protest.

W. K.

63 7658

John S. Chapman
Martin, Chapman, Martin & Lyons
Suite 309 Idaho Building
Boise, Idaho 83701

Attorney for

Larry E. Hettinger
Villa Flores Mobile Home Estates
2725 North Five Mile Road
Boise, Idaho 83702

Isaac Wright
2360 N. Five Mile Road
Boise, Idaho 83702

C. BEN MARTIN
JOHN S. CHAPMAN
J. F. MARTIN (1893-1967)
A. L. LYONS
DAVID W. HYDE

LAW OFFICES
MARTIN, CHAPMAN, MARTIN & LYONS,
CHARTERED
SUITE 309 IDAHO BUILDING
BOISE, IDAHO 83701

RECEIVED
P. O. BOX 2598
TELEPHONE 345-8935
AREA CODE 208

January 19, 1973

Department of Water Administration

Idaho Department of Water Administration
614 West State Street
Boise, Idaho 83702

Gentlemen:

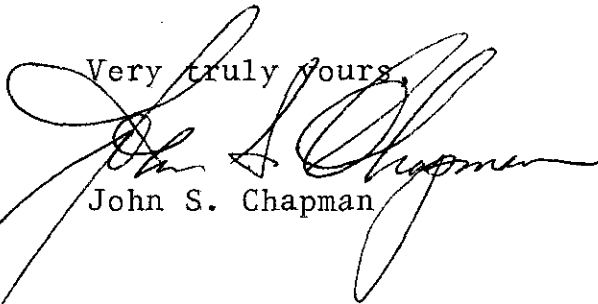
I am writing this letter on behalf of my client, Mr. Larry Hettinger, who runs the Villa Flores Mobile Home Estates park at 2725 North Five Mile Road. Mr. Hettinger owns the North 1/2 of the Southeast 1/4 of Section 3, Township 3 North, Range 1 East, Boise Meridian.

The Boise Water Corporation has filed its application for a water well and has requested an amendment to its application for the Southeast 1/4 of the Northeast Quarter of Section 3, Township 3 North, Range 1 East, Boise Meridian.

My client, Mr. Hettinger, has perfected his water rights to a well located on his property, which is prior in time to the well which has been drilled by the Boise Water Corporation. At the time the Boise Water Corporation's well was drilled, it has adversely affected the flow of Mr. Hettinger's well.

This letter shall constitute a formal objection on behalf of Mr. Larry Hettinger to the application on file by the Boise Water Corporation. Please contact me if a formal hearing is to be held on this application.

Very truly yours,


John S. Chapman

JSC:jc

cc: Larry Hettinger
Villa Flores Mobile Home Estates
2725 North File Mile Road
Space No. 51
Boise, Idaho 83702

63 7859

VILLA FLORES MOBILE ESTATES
2725 N. Five Mi. Rd.
Boise, Idaho

January 22, 1973

R. Keith Higginson, Director
Idaho Department of Water Administration
Statehouse
Boise, Idaho 83707

Dear Sir:

I would like to protest against the notice of amended application for water permit by Boise Water Corp. #63-7658 for 7.0 cu ft sec BECAUSE of the lack of adequate ground water in our area for the people already there and not to be pumped away for some outside interests.

The history of our water shortage is as follows:

Feb. 1969 Purchased Mobile Home Park-Occupancy 10 mobile homes. During the first year of operation we were slowly expanding. Our first water shortage was encountered when we were pumping our wells heavy and ran Mr. Issac Wrights 286' deep well down till he was "Out of water". To alleviate this problem, we designed and installed a complete separate shallow well pressure irrigation system for all the Villa Flores Units.

Aug 18, 1971 We learned the adjacent 20A on south side had been purchased. Please find attached letter from John Chapman to Mr. Dick Phillips. We tried to notify and alert the new owner to our water plight. Mr. Phillips applied to the zoning commission for a aprox 140 Unit Mobile Home Subdivision- We explained our water problem at the zoning hearing and recieved a promise that our wells wouldn't be bothered.

Summer 1972 Boise Water Corp buys a lot from Dick Phillips and plans to develop a high volume well. If they go deep enough mabe it won't affect our wells, if not could be disasterous.

Oct 1972 Boise Water Corp had a test pump put on there newly completed well. Very shortly my telephone began to ring. All 101 homeowners called to notify me that they were about of water. Approx 300 people that are served by our two wells. Upon checking our pumps I found that the wells were dry and the pumps were just running, so I proceded to the new Boise Water Corp Well. They immediately turned off the test pump, which had only been running for a very short time, time 5 P.M.. The BWC men came over to investigate how deep the water was down in my well. I believe at the deepest it was about 70 ft from ground level and the well is usually artesian. It is approx 300 ft deep. It took till about 9:30 untill enough water had returned in the well to supply a little drinking water to my angry 300 tenants.

63 7658

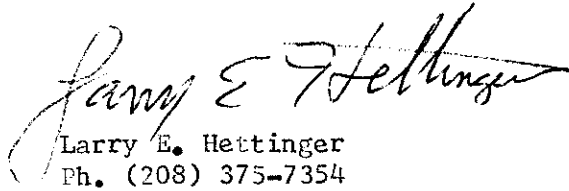
The BWC then ran a line from the ^{LER} fire hydrant in the subdivision next door to supply ~~the~~ park for the next couple of days while they test pumped there well. We then purchased a fire hydrant from BWC and had it installed right in front of our well house to avoid all the hostile tennants by having an outside source of water available when the BWC starts pumping.

In Aug 1972 we did a study of our water use and costs. We have our pump hours and pump curves and deturmined our volume of water. We found that it would be like aprox four times as expensive to purchase water from the BWC as it now costs for electricity and maintance. We can't just stand to have the increased cost of buying expensive Boise Water Corp Water. Our pumps are shallow well and designed for the artesian flow. If they don't drain the wells clear to the bottom and just part way we will still have to invest in expensive deep well pumps and more electricity.

We have written letters. We have been promised by land owners. We have been promissed by the zoning commission. And still it has happened that we are being robbed of our water. There is not enough water in the area for us that are living there without exporting water away to someone else for a commercial nature. We herefore petition you to deny this application for additional water and also suspend the previous application granted.

We are going to have a very thirsty and mad 300 tennants, not to mention the neighbors that are also on this water flow.

Sincerly yours,


Larry E. Hettinger
Ph. (208) 375-7354

We have also tried to visit with BWC and written them the attached letter to no avail.

Encl-Copy 2 letters.

63 7658

LAW OFFICES
MARTIN, CHAPMAN, MARTIN & LYONS

JOHN S. MARTIN
C. MARTIN & C. CHAPMAN
C. MARTIN & C. CHAPMAN
A. L. LYONS
DAVID W. LYONS

SUITE 300 IDAHO BUILDING
BOISE, IDAHO 83701

TELEPHONE 343-6444
AREA CODE 208

August 18, 1971

Mr. Dick Phillips
Embassy Mobile Home Park
West Cherry Lane
Meridian, Idaho

Dear Mr. Phillips:

This firm represents Mr. Larry Hettinger, who is the owner of the Villa Flores Mobile Home Estates.

Our client, Mr. Hettinger, is quite concerned that your proposed mobile home park adjacent to the Villa Flores Mobile Home Estates could possibly have a very serious effect on the available water in Mr. Hettinger's business. It is my understanding from my client that when Mr. Hettinger operates his well at peak capacity that the surrounding property owners have difficulty in getting water at this time. Certainly if you plan to proceed with your mobile home park you should conduct a serious investigation regarding this water problem.

Under the Idaho water law individuals who file for their water first have priority, and therefore if a well is drilled by you which adversely affects Mr. Hettinger's well, then Mr. Hettinger would be protected under the Idaho law and could get an injunction on further drilling if it, in fact, adversely affects his water supply.

It is certainly Mr. Hettinger's position that he would like to cooperate with you, but he does want to put you on notice of this water problem and hopefully this matter can be resolved.

Very truly yours,

John S. Chapman

JSC:jc

cc: Larry Hettinger

63 7658

LAW OFFICES
MARTIN, CHAPMAN, MARTIN & LYONS
SUITE 309 IDAHO BUILDING
BOISE, IDAHO 83701

P. O. BOX 2898
TELEPHONE 343-6485
AREA CODE 208

CLARENCE MARTIN
JOHN S. CHAPMAN
J. L. MARTIN (1894-1967)
ALLIANCE
DAVID W. LYONS

October 25, 1972

Boise Water Corporation
500 West Idaho Street
Boise, Idaho 83702

Gentlemen:

This firm represents Mr. Larry Hettinger, dba Villa Flores Mobile Home Estates, Boise, Idaho.

It has come to my attention that you have purchased property from Mr. Dick Phillips adjacent to property owned by my client, and that you have proceeded to drill wells to provide you with a further water supply. My client informs me that the operation of your wells has caused an adverse effect on his well, and when your wells are being operated, he is unable to provide water to his customers from his wells.

My client's wells have been duly filed with the State of Idaho, which gives my client prior rights to the water.

It is my understanding further that you are intending to utilize these wells beginning January 1, 1973. Naturally, if you continue to plan this use, you will deprive my client of his water supply.

Because of these problems and to avoid the necessity of legal action, I would suggest that you have your attorney contact me immediately so that a reasonable settlement agreement can be worked out.

Very truly yours,

John S. Chapman

JSC:jc

cc: Mr. Larry Hettinger
Villa Flores Mobile Home Estates
Space No. 51
2725 North Five Mile Road
Boise, Idaho 83702

63 7658

C. BEN MARTIN
JOHN S. CHAPMAN
J. F. MARTIN (1893-1967)
A. L. LYONS
DAVID W. HYDE

LAW OFFICES
MARTIN, CHAPMAN, MARTIN & LYONS,
CHARTERED
SUITE 309 IDAHO BUILDING
BOISE, IDAHO 83701

P.O. BOX 2898
TELEPHONE 343-6485
AREA CODE 208

December 11, 1973

Idaho Department of Water Administration
614 West State Street
Boise, Idaho 83702

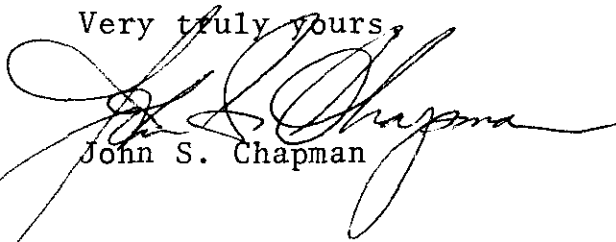
Re: Hettinger v. Boise Water Corporation

Gentlemen:

This firm represents Mr. Larry Hettinger, who has previously protested the application of Boise Water Corporation for a water permit No. 63-7658.

Please be advised that Mr. Hettinger has settled in full his differences with Boise Water Corporation, and this letter is further to advise you that Larry Hettinger withdraws his protest to said application.

Very truly yours,


John S. Chapman

JSC:jc

cc: Larry Hettinger
Kenneth G. Bergquist

63 7658
570

October 16 1973

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

Re: Application for Permit No. 63-7658

Gentlemen:

Reference is made to Application for Permit No. 63-7658 and to the protests against the granting of the permit filing by Larry Hettinger and Isaac Wright. It is our understanding that you have been negotiating with the protestants to determine if there was some way of satisfying their objection so that the permit could be issued. I would hope that these negotiations would proceed speedily so that action on the application can be completed by this office. You understand, of course, that until such time as a permit has been issued, the Boise Water Corporation has no authority to divert any water from the well.

If we can be of any assistance to you, let me know.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:mjr

63 7658

Protestants Well

Depth — About 300' 1

Diameter — .

Centrifical Pump 2

Capacity 3 HP — 50 gpm —

101 families

Stein - Mc Murry

B Water Corp

Need Water by July 1 — Will have well equipt by then —

Allow

Appearance

Mr Chapman Protestants Attorney

Mr Anderson } Applicants
Stokes }

(Issues)

1. Injury
 2. Sufficient H₂O
-

Well purchase

Condition — Max Q from this permit § 63-7 Shall not exceed
7.0 cfs.

602 ft backfilled

Screen 347-357

3
450
7
3150

Test

Pumped 3600 gpm

DD. 221 ft

2800 gpm @ 120 ft DD

Cost 45,000 to date

Protestants wells drawn down
33, 45 feet.

63 7658

63-7658 - Boise Water Corporation

Courtroom, Ada County Courthouse, Boise, Idaho

May 4, 1973 - 9:00 am

ROSTER OF ATTENDANCE

Name	Address	Representing
JOHN S. CHAPMAN, ATTORNEY	P.O. Box 2898	LARRY HETTINGER
LARRY E. Hettinger	BOISE, 83701	ISAAC WRIGHT
	2725 N. 5 mi Rd #51	LARRY HETTINGER
	Boise, 83702	
Keith E Stokes P.E.	P.O. Box 7488	Boise Water Corp
JOHN S. Anderson	P.O. Box 7488	Boise Water Corp
Vice Pres - Dist Mgr		
Ken Foit	Boise, Idaho	Dept. of Water Adm.

63 7658

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐

Show to whom, date and address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

①

Nellie Menzel

INSURED NO.

②

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

③

SHOW WHERE DELIVERED (*only if requested*)

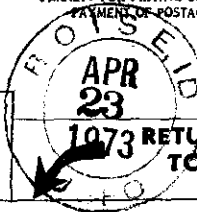
**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**



PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.



**DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707**

63 7652

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐

Show to whom, date and address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

1

Carla Hettinger

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

3

SHOW WHERE DELIVERED (*only if required*)

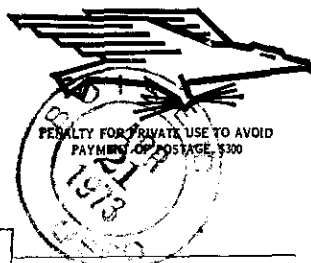
63 7658

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

655-16-71548-11

POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.



**RETURN
TO**

**DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707.**

63 7652

POD Form 3811 Apr. 1969

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐

Show to whom, date and address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

1

John S. Chapman

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

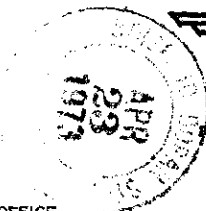
DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

APR 23 1975 3

63 7852

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS



PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

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Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

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POD Form 3811 APR. 1969 CSE-10-71EAS-11

DEPARTMENT OF WATER ADMINISTRATION

STATEHOUSE - ANNEX
BOISE, IDAHO 83707

633 170513

NAME AND
ADDRESS
OF SENDER

Indicate type of mail:

☐ REGISTERED ☐ REGISTERED
C.O.D.
☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional
copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	POSTAGE	FEE	R. R. FEE	REST. DEL. FEE	ACTUAL VALUE	SURCHARGE	REMARKS*
1	43948 Isaac Wright, 2360 N. Five Mile Rd, Borge, Ala							63-7658
2	43949 Larry E. Hettiger, 2725 N. 5 Mile Rd, Borge, Ala							"
3	43950 John S. Chapman, Suite 304, Alabama Bldg, Borge							"
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
15								
16	Sent out by certified mail 4-26-73							
17	by Deanna Feldt							
18								
19	63 7658							
20								

TOTAL NO. OF PIECES
LISTED BY SENDER

TOTAL NO. OF
PIECES REC'D AT P. O.

POSTMASTER, PER (Name of receiving employee)

*Show under "Remarks" class postage paid if other than first or
if international

POD Form 3877, Nov. 1968

APPLICATION FOR REGISTRATION OR CERTIFICATION

(Surcharges are not required on international registered mail)

648-16-8792-15 U.S. GOVERNMENT PRINTING OFFICE

Boise Idaho

10-17-13

OCT 19 1913

Dear Mr Higginson

I went from your office over to
Chapman Martin Lefors attorneys at
Law.

I ask for the Signed contracts. Each
that my wife & I signed. to settle
the water dispute between our
artesian Well.

The attorneys told me, to be sure
& into you, that Boise Water corp.
had flatly, refused to sign the
contracts. They drew up, to have
our Signature signed, & then work
would comence immediately.

which they have refused to do
now.

if they try to change any of the
Contract, to get permission to pump
their Well, which the attorneys say
they may, do so. by not returning
the contracts I signed.

Would you let me know at once
as I have no intension ^{63 7678} of over

relasing the protest against their
Well until they come to a
Settlement. With me on my
Water Situation.

Thank you

Isaac Wright
2360. N. 5 mile
Baise Idaho
83704

63 7658

REPORT OF WELL DRILLER
State of Idaho

Revised
10-3-67
Dept. of Reclamation

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER: Victor Joe Bernasconi
Name Victor Joe Bernasconi
Address Five mi. north of H. 80, Boise
Owner's Permit No. 2
NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐
Water is to be used for: Domestic
METHOD OF CONSTRUCTION: Rotary ☐ Cable ☐
Aug ☐ Other ☐

CASING SCHEDULE: Threaded ☐ Welded ☐
"Diam. from ft. to ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.
Thickness of casing: Material:
Steel ☐ concrete ☐ wood ☐ other ☐

PERFORATED? Yes ☐ No ☐ Type of
perforator used:

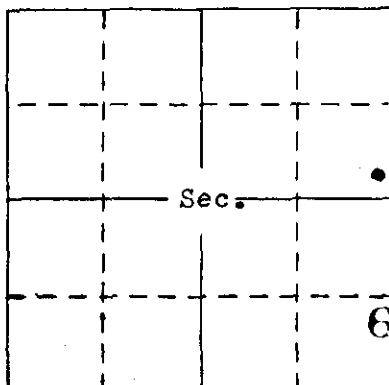
Size of perforations: " by "
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.
IS SCREEN INSTALLED? Yes ☐ No ☐
Manufacturer's name
Type Model No.
Diam. Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐
No ☐ size of gravel Gravel
placed from ft. to ft. Surface seal
provided? Yes ☐ No ☐ To what depth?
 ft. Material used in seal:

Did any strata contain unusable water? Yes ☐
No ☐ Type of water:
Depth of strata ft. Method of sealing
strata off:

Surface casing used? Yes ☐ No ☐
 cemented in place? Yes ☐ No ☐

Locate well in section



LOCATION OF WELL: County Ada
E 1/4 N 1/4 Sec. 3 T. 2 N. R. 1 E.

Size of drilled hole: 8 Total
depth of well: 290 Standing water
level below ground: Temp.
Fahr. ° Test delivery: 135 gpm
or cfs Pump? ☐ Bail ☐
Size of pump and motor used to make test:
3 hp gas

Length of time of test: 45 Hrs. 36 Min.
Drawdown: 54 ft. Artesian pressure: ft.
above land surface ☒ Give flow 45 cfs
or 25 gpm. Shutoff pressure:
Controlled by: Valve ☐ Cap ☒ Plug ☐
No control ☐ Does well leak around casing?
Yes ☐ No ☒

DEPTH MATERIAL WATER
FROM TO YES OR NO
FEET FEET

0	7	Drift	
7	48	gravel Sand	yes
48	138	Br. Sand Clay	
138	175	fine gray Sand	
175	180	Blue Clay	
180	274	Shale	
274	291	Sand Blue	
Full back to 176			

Work started:
Work finished:
Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: C. P. Chapp
Address: 2209 Dorothy
Signed by:
License No. 251 Date: July 31

Use other side for additional remarks

USGS

WELL DRILLER'S REPORT

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

1. WELL OWNER

Name Boise Water Corp. (Bali Hai Well)
Address Boise, Idaho
Owner's Permit No. _____

7. WATER LEVEL

Static water level _____ feet below land surface
Flowing? ☐ Yes ☐ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning) _____

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
<u>3765</u>	<u>210'</u>	<u>10</u>

3. PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Test
☒ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

Reverse
☐ Cable ☒ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

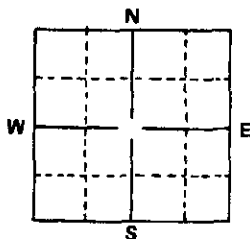
Diameter of hole 24" inches Total depth 880 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>.375</u> inches	<u>16"</u> inches	<u>+ 18</u> feet	<u>347</u> ~~X~~ feet
<u>.375</u> inches	<u>12"</u> inches	<u>356</u> feet	<u>359</u> feet
<u>.375</u> inches	<u>12"</u> inches	<u>373</u> feet	<u>493</u> feet
<u>.375</u> inches	<u>12"</u> inches	<u>497</u> feet	<u>504</u> feet
<u>.375</u> inches	<u>12"</u> inches	<u>544</u> feet	<u>568</u> feet

Was a packer or seal used? ☐ Yes ☐ No
Perforated? ☐ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches
Number _____ From _____ To _____
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feetWell screen installed? ☒ Yes ☐ No
Manufacturer's name Johnson
Type Stainless Steel Model No. _____
Diameter 12 Slot size 60 Set from 347 feet to 356 feet
Diameter 12 Slot size 60 Set from 359 feet to 373 feetGravel packed? ☒ Yes ☐ No Size of gravel XXXX 1/2
Placed from 0 feet to 602 feetSurface seal? ☒ Yes ☐ No To what depth 120 feet
Material used in seal ☒ Cement grout ☐ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.

County Ada
SE 1/4 NE 1/4 Sec. 2, T. 3 N, R. 1 E

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
	0	4	Top Soil		
	4	5	Hardpan		
	5	7	Soil		
	7	9	Gravel & Sand		
	9	26	Gravel, clay & some coarse sand		
	26	30	Lrg Gravel & Crs Sand		
	30	32	Lrg Gravel & Crs Sand		
	32	39	Gravel & Fine Sand		
	39	40	~~XX~~ Gravel & Sandy Clay		
	40	45	Tan Clay Sandy Textured		
	45	48	Fine Brown Sand		
	48	51	Clay Sandy Textured		
	51	65	Brown Sand		
	65	103	Tan Sandy Clay		
	103	110	Tan Clay		
	110	120	Tan Sandy Clay		
	120	140	Tan Clay with Iron Stain		
	140	160	Blue Gray Clay		
	160	168	Blue Gray Sandy Clay		
	168	216	Blue Gray Clay		
	216	221	Gray Sand Very small gravel		
	221	229	Blue gray sand traces of wood		
	229	231	Blue Clay		
	231	240	Blue Green Clay		
	240	249	Green Clay		
	249	251	Gray Sandy Clay		
	251	252	Fine Gray Sand		
	252	255	Blue Clay		
	255	256	Fine Brown Sand		
	256	257	Blue Clay		
	257	267	Fine Brown Sand		
	267	270	Tan Clay & Fine Brown Sand		
	270	272	Blue Clay		
	272	273	Fine Gray Sand		
	273	275	Blue Clay		
	275	277	Fine Gray Sand		
	277	283	Blue Clay		

283 284 Blue Gray Sand
284 289 Blue Clay
10. Work started 15 Aug 1972 finished 26 Oct 1972

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.Pete Cope Drilling Company 213
Driller's or Firm's Name Number
P.O. Box 561 - Meridian, Idaho 83642
Address
Signed By _____ Date _____

WELL DRILLER'S REPORT

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

[illegible]

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

In the Matter of Protests Against Approval)	
of Application for Permit No. 63-7658)	NOTICE OF CONFERENCE
in the name of BOISE WATER CORPORATION)	AND/OR HEARING
_____)	

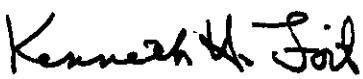
On January 8, 1973, Boise Water Corporation filed with the Department of Water Administration an application to appropriate the public waters of the State of Idaho. The Department has received protests against approval of said application from Larry E. Hettinger and Isaac Wright.

The Department has set the matter of protests for conference and/or hearing for Friday, May 4, 1973 at 9:00 a.m., in the Courtroom of the Ada County Courthouse, Boise, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Administration. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestants may allow the Department without prejudice to dismiss the protests or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 20th day of April, 1973.



KENNETH H. FOIT, P. E.
Western District Engineer

63 7658

February 2, 1973

Re: Application for Permit No. 63-7658

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

Gentlemen:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 63-7658. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Sincerely,

KENNETH H. FOIT, P. E.
Western District Office

KHF:def

Enclosure

63 7658

April 20, 1973

Ada County Courthouse
Clark of the District Court
Boise, Idaho 83707

Dear Sir:

This is to confirm the use of the Courtroom for conference and/or hearing to be held by this office on Friday, May 4, 1973, at 9:00 a.m.

Thank you for your cooperation in this matter.

Sincerely,

KENNETH H. FOIT, P. E.
Western District Engineer

KHF:def

63 7658

February 2, 1973

Re: Application No. 63-7658 Boise Water Corporation

Isaac Wright
2360 N. Five Mile Rd.
Boise, Idaho 83702

Dear Mr. Wright:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the aboverreferenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

KENNETH H. FOIT, P. E.
Western District Engineer

KHF:def

63 7658

C. BEN MARTIN
JOHN S. CHAPMAN
J. F. MARTIN (1893-1967)
A. L. LYONS
DAVID W. HYDE

LAW OFFICES
MARTIN, CHAPMAN, MARTIN & LYONS,
CHARTERED
SUITE 309 IDAHO BUILDING
BOISE, IDAHO 83701

RECEIVED

P. O. BOX 2898
TELEPHONE 343-6485
AREA 208

January 30, 1973

63-7658

State of Idaho
Department of Water Administration
Western District Office
614 State Street
Statehouse Annex No. 2
Boise, Idaho 83707

Attention: Kenneth H. Foit, P. E.
Western District Engineer

Re: Application No. 63-7658
Boise Water Corporation

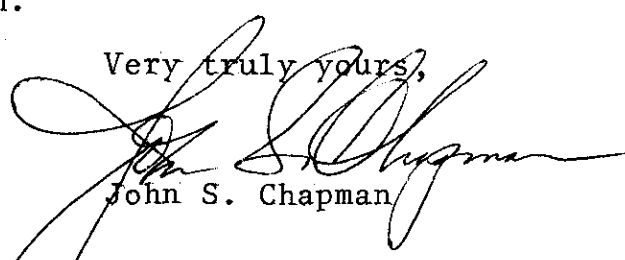
Dear Mr. Foit:

Thank you for your letter dated January 23, 1973, to my client, Larry E. Hettinger, of the Villa Flores Mobile Estates in Boise, Idaho.

I would appreciate if you would notify me as to the time and place set for a hearing to discuss the application of Boise Water Corporation Application No. 63-7658.

My client, Mr. Hettinger, specifically objects to the issuance of said application of Boise Water Corporation pursuant to Section 42-203 of the Idaho Code in that the well of Boise Water Corporation will reduce the quantity of water under the Hettinger water rights, and that the water supply is insufficient to supply the Hettinger well as well as the well of Boise Water Corporation. Mr. Hettinger would like the opportunity to testify at the hearing regarding these points, as well as the other matters to be considered by the Department of Water Administration.

Very truly yours,


John S. Chapman

JSC:jc

cc: Larry E. Hettinger
Villa Flores Mobile Home Estates
Space No. 51
2725 North Five Mile Road
Boise, Idaho 83702

63 7658

January 23, 1973

Re: Application No. 63-7658 Boise Water Corporation

Larry E. Hettinger
Villa Flores Mobile Estates
2725 N. Five Mile Road
Boise, Idaho 83702

Dear Mr. Hettinger:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

KENNETH H. FOIT, P. E.
Western District Engineer

KHF:def

63 7658

January 23, 1973

Re: Application for Permit No. 63-7658

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

Gentlemen:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 63-7658. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Sincerely,

KENNETH H. FOIT, P. E.
Western District Engineer

KHF:df

Enclosure

63 7658

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

January 10, 1973

Re: Application for Permit No. 63-7707 Ronald G. Smith
Amended Application for Permit No. 63-7658 Boise Water Corporation

The Idaho Statesman
P. O. Box 2640
Boise, Idaho 83701

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Sincerely,

63 7658

January 8, 1973

Re: Amended Application for Permit No. 63-7658

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

Gentlemen:

Attached herewith is your Receipt No. 9801 in the amount of \$40.00 for the Amended Application for Permit No. 63-7658 which was received in this office on January 8, 1973.

Sincerely,

DEANNA E. FELDT
Secretary

DEF:d

63 7658

December 22, 1972

Re: Permit No. 63-7589

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

Gentlemen:

On the 8th of September 1972, Mr. Richard Phillips assigned Permit No. 63-7589 to Boise Water Corporation.

In processing a new application for Boise Water Corporation No. 63-7589, it appears that Boise Water Corporation has decided to drill the wells for Mr. Phillips and Bali Hai Subdivision, and the well will be drilled to a larger capacity than was previously intended by Mr. Phillips. This water would apparently be run into the city for other service areas held by Boise Water Corporation. To cover the additional capacity, Boise Water Corporation filed Permit No. 63-7658 and requested an additional 2.6 cubic feet per second for municipal supply. The Department has reviewed the use of municipal water supply as a beneficial use of water and has established a policy concerning this matter. As long as Boise Water Corporation is operating under a contract or franchise with a municipality the term "municipal water supply" may be used for appropriations and use within the corporate limits of the municipality. We would assume that the water right established under a license would then be vested in the Boise City authority and under their control.

Wells for these diversions may be located within corporate limits of the city or outside. However, the water rights holding a municipal designation may not be used outside these limits or incorporate areas. For areas such as Bali Hai Subdivision appropriations like those found under Permit No. 63-7589 providing for separate beneficial uses must be filed. We will restrict the beneficial use to those defined in the permit and the service area defined in the permit. Therefore, these rights may not be used in places other than as identified within the permit. If the well you are drilling is to produce 7.0 cubic feet per second and at times the majority of this flow is to be used to service areas within the corporate boundaries in the city, then you will need additional permits beyond your 2.6 cubic feet per second under the definition of municipal supply for the additional amount you intend to convey to the city. The same would hold true for those service areas outside. Under Permit No. 63-7589 you are restricted to a maximum rate of diversion for this service area of Bali Hai Subdivision of 4.4 cubic feet per second. With the specific limitations placed on the beneficial use as defined in this permit.

We would suggest that in cases of the permits that are presently approved by the Department which have not yet been licensed, that if this water is being used outside of the corporate limits of the city under the term "municipal supply", that you file an amendment to these permits changing the place of use and points of diversion and nature of use, to correspond with your existing use of water.

Permit No. 63-7658 provides only for municipal water supply at this time, however, under Item 8a-4 you have stated that water must be used in the Boise City and vicinity. If you wish this water to be used outside the corporate limits of the city of Boise, then you must file an amended application showing the additional beneficial uses that will be used outside these limits and their specific service area. You also need the number of families to be served water in these service areas and information concerning your public utilities permit.

If you have any questions on the matter, please contact us.

Very truly yours,

for the Director
R. Keith Higginson

Donald W. McEldowney
Water Rights Administrator

P
Y

63-7658

RECEIVED

OCT 18 1972

Boise Water Corporation

SUBSIDIARY OF GENERAL WATERWORKS

Department of Water Administration

500 IDAHO STREET • POST OFFICE BOX 7488

BOISE, IDAHO 83707

October 16, 1972

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Attn: Gary L. Page, Water Right Supervisor

Subject: Application for Permit No. 63-7658, Known as Bali Hai Well

Dear Mr. Page:

Enclosed is copy of a map showing the west Boise Bench distribution system, and the new Bali Hai Well on the lefthand margin of the mapping. As you will note, this is our total distribution system within the area. This well is presently on the westerly edge of our service area and at certain times of the year services water to our customers lying within the following sections:

Section 3 - T 3N, R 1E	Section 36 - T 4N, R 1E	Section 31 - T 4N, R 2E
Section 2 - T 3N, R 1E	Section 35 - T 4N, R 1E	Section 6 - T 3N, R 2E
Section 1 - T 3N, R 1E	Section 25 - T 4N, R 1E	Section 5 - T 3N, R 2E
Section 12 - T 3N, R 1E	Section 26 - T 4N, R 1E	Section 7 - T 3N, R 2E
		Section 8 - T 3N, R 2E

Due to the complexity of the Boise Water Corporation's distribution system within this area, at certain times of the year this well water will reach a portion of the above described service area.

Trusting this is the information requested.

Very truly yours.

BOISE WATER CORPORATION

John S. Anderson

John S. Anderson
District Manager

JSA:h
Encl.

63-7658



STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

September 20, 1972

RE: NOTICE OF CORRECTION NO.
APPLICATION FOR PERMIT NOS.

63-4173	Leona D. House
63-7655	Development West Corp.
63-7657	Howard K. Vaughn
63-7658	Boise Water Corporation
63-7661	First Church of Christ

The Idaho Statesman
Box 2640
Boise, Idaho 83701

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Sincerely,

63 7658

Western District Office

September 19, 1972

RE: APPLICATION FOR PERMIT NO. 63-7658

John S. Anderson
Boise Water Corporation
P. O. Box 7488
Boise, Idaho 83707

Dear Mr. Anderson:

We have begun the processing of your Application for Permit to Appropriate the Public Waters of the State of Idaho.

In order to complete the processing, our office needs a map showing the area that will be served with water from this well.

Your cooperation in this matter is greatly appreciated.

Sincerely,

GARY L. PAGE
W. R. Supervisor

GLP:mkp

63 7658

Western District Office

September 14, 1972

RE: APPLICATION FOR PERMIT NO. 63-7658

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

Gentlemen:

Attached herewith is your receipt no. 8823 in the amount of \$45.00 for Application for Permit No. 63-7658 which was received in this office September 13, 1972.

Sincerely,

**KENNETH H. FOIT, P.E.
Western District Engineer**

KHF:mkp

Enclosure

63 7658

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that BOISE WATER CORPORATION
P. O. Box 7488, Boise, Idaho
has on Sept. 13, 1972 submitted Application No. 63-7658
for a permit to appropriate 2.6 cubic feet per second ~~XXXXXXfeet~~
~~XXXXXX~~ of water from a groundwater source
by means of pump, electric motor and distribution line
within the SE 1/4, Sec. 3, T. 3 N., R. 1 E., B.M., Ada County

to be used from Jan. 1 to Dec. 31
for municipal purposes

within ~~the~~ Ada County

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Oct. 16, 1972.

R. KEITH HIGGINSON

Director

Published in the Idaho Statesman, Boise, Idaho
on Sept. 28, 1972 and Oct. 5, 1972 63 7658

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that BOISE WATER CORPORATION, P. O. Box 7488, Boise, Idaho, on September 13, 1972 submitted Application No. 63-7658 for a permit to appropriate 2.6 cubic feet per second of water from a groundwater source by means of pump, motor, and distribution line within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T. 3 N., R. 1 E., B.M., Ada County, to be used from Jan. 1 to Dec. 31 for municipal purposes within Ada County.

The applicant now proposes to amend Application No. 63-7658 requesting 7.0 cubic feet per second to be used for the same purpose.

If issued, this permit would be subject to all prior water rights. Any protest against the granting of the amended application for permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before February 5, 1973.

R. KEITH HIGGINSON

Director

Published in the Idaho Statesman, Boise, Idaho on Jan. 18, 1973 and Jan. 25, 1973.

63 7658



Boise Water Corporation

SUBSIDIARY OF GENERAL WATERWORKS

500 IDAHO STREET • POST OFFICE BOX 7488

BOISE, IDAHO 83707

September 12, 1972

State of Idaho
Department of Water Administration
Statehouse, Annex 2
Boise, Idaho 83707

Attention: Dorian Clay, Water Resource Examiner
Western District

Re: Assignment of Permit #63-7589

Dear Mr. Clay:

Enclosed is a copy of an Assignment of Permit #63-7589 signing all rights of this Permit to the Boise Water Corporation, P. O. Box 7488, 500 Idaho Street, Boise, Idaho from the permit holder, Richard M. Phillips, made on September 8, 1972.

Also enclosed is our Application for a Permit for an additional 2.6 cfs additional water from this well that the Boise Water Corporation is presently drilling under the above named Permit. Would you please examine paragraph #10 of this Application whereas Boise Water Corporation would like to have this well be used to supplement the existing water for the Boise Water Corporation which serves the City of Boise and adjacent areas with municipal water.

Through growing demands to meet water requirements in this area, a need has arisen for additional water supply. To supply this need, a well must be incorporated into our existing system in this area. On June 23, 1972 Boise Water Corporation ^{entered} into an agreement to service domestic and fire protection water to Valley High Mobile Home Estates being developed by Phillips Enterprises, Inc., Richard M. Phillips, owner. Boise Water Corporation agreed to drill and develop one well within said subdivision.

This well is engineered and proposed to produce a total of 7cfs; 4.4 cfs on permit #63-7589 and 2.6 cfs on this application. Copy

63 7652

State of Idaho
September 12, 1972
Page 2

of permit #63-7589 is attached to this application for clarification of total quantity to be appropriated. Assignment of Permit #63-7589 to Boise Water Corporation is also attached and our check in the amount of \$45.00 to cover the 2.6 cfs under this application.

If you have any questions, feel free to call.

Very truly yours,

BOISE WATER CORPORATION

A handwritten signature in dark ink, appearing to read "John S. Anderson", is written over the typed name.

John S. Anderson
District Manager

JSA/cd
Encl.

63 7589

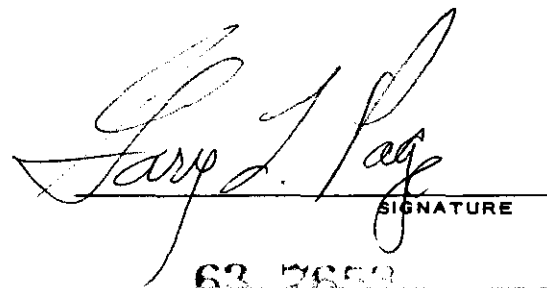
INTER-DEPARTMENT MEMO — 1

DATE September 13, 1972

FROM Gary L. Page

TO File # 63-7658

SUBJECT I spoke with Mr. Anderson on 9/13/1972 requesting information on the quantity of water which they had filed on. He confirmed the amount of water that he had filed on was 2.6 cfs.


SIGNATURE
63-7658