

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7577 Priority April 6, 1972 Amount 2.01 cfs

THIS IS TO CERTIFY, that BOISE WATER CORPORATION
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 63-7577 issued pursuant to Application for Permit dated April 6, 1972,
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 2.01 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 2.01 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 2.01 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 SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Twp. 3N,
Rge. 2E, 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 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

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

I, J. A. TERTELING & SONS, hereby assign to BOISE WATER CORPORATION
of BOISE, IDAHO 83707 ; P.O. Box 7488,
Address

CHECK ONE

- ☒ All my right, title, and interest, in and to Permit No. 63-7577
to appropriate the public waters of the State of Idaho.
- ☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Describe that portion of the permit being assigned by list-
ing the acreage within each 40-acre subdivision, the point of diversion
and the amount of water in cubic feet per second for direct diversion,
or acre feet for storage.)

Made this 1 day of September, 19 72.

J. A. TERTELING & SONS

Permit Holder

J. A. Terdeling

Spouse of Permit Holder PARTNER

State of Idaho)
County of ADA) ss.

On this 1 day of September, 19 72, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Lela E. Lower
Notary Public residing at
Boise, Idaho

My commission expires: 5-19-75

63 7577

Identification No. 63-7577
Application No. _____

ASSIGNED TO:
Boise Water Corp.
P.O. Box 7488
Boise 83707

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant J. A. Terteling & Sons
post office address P.O. Box 1428, Boise, Idaho 83701
2. Source of water supply Well which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 36 Township 3N
Range 2E 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:
Commercial and
Amount 400 cfs for Industrial purpose from Jan. 1st to Dec. 31st (both dates inclusive)
(cfs or acre-feet per annum)
Amount 1.5 cfs for Irrigation purpose from Apr. 1st to Oct. 15th (both dates inclusive)
(cfs or acre-feet per annum)
Amount 4.0 for fire protection purpose from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Revised 2-3-1972
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. None

b. Height of storage dam _____ 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 24 inches; proposed depth of well is 600 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 \$ 70,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: SW $\frac{1}{4}$ NE $\frac{1}{4}$
(1) Give the place of use of water: N $\frac{1}{2}$ $\frac{1}{4}$ of SE $\frac{1}{4}$ $\frac{1}{4}$ of Section 36 Township 3N
Range 2E 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 _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: Sprinkler fire protection and industrial and commercial use.

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	
3N	2E	36			20										40	15			75

Total number of acres to be irrigated 75

c. Describe any other water rights used for the same purposes as described above. None

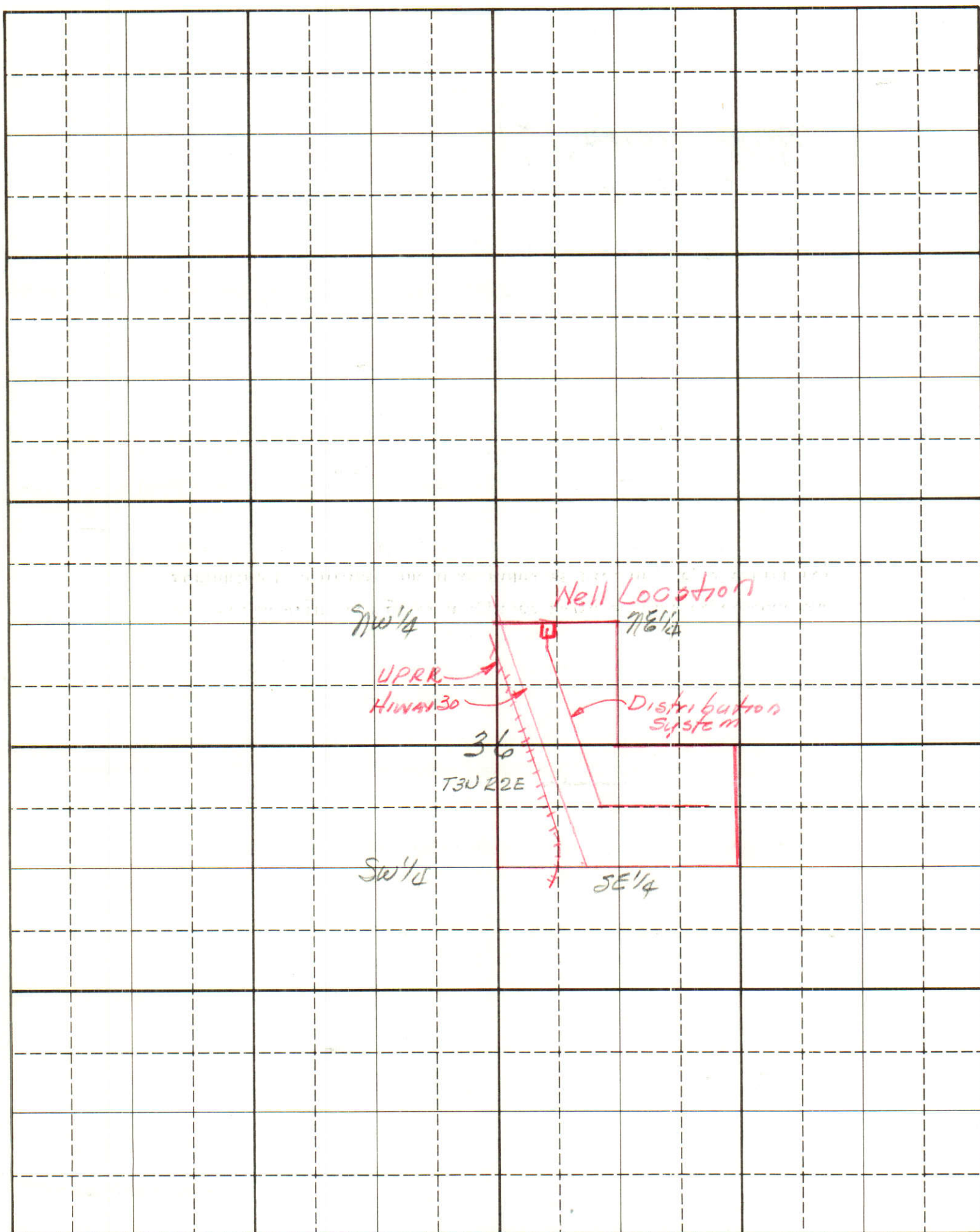
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

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

10. Remarks We plan to drill well to produce 1700 gallons per minute plus for sprinkler fire protection of an industrial tenant. Our actual use will be less than 20 G. P. M. except in case of fire. We plan on other industrial and commercial tenants that may bring use up to 1.0 cfs. During development of areas, we may wish to use water to irrigate portions that are not yet under development. Irrigation will not be a primary use.

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



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.

J. A. Terteling & Sons

J. A. Terteling
(Applicant)

63 7577

Received by [initials] Date 4-6-72 Time 9:00 AM
Preliminary check by [initials] Fee \$ 55.00
Received by [initials] Date 4-6-72
Publication prepared by CS Date 5-10-72
Published in IDAHO STATESMAN
Publication dates 5-18 & 5-25-72
Publication approved C.S. Date 4-8-72
Priority ~~reduced~~ ^{XXXXX} to 4/6/72 Reason _____

Protests filed by: _____

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

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. 63-7577, 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 August 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 17 day of August 19 72.

[Signature]
Deputy Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	KHF	8/7/72	Application No. <u>63-7577</u> Name <u>Ken Foit</u>
(2)	KHF	8/7/72	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)	KHF	8/7/72	Send copies to: ☒ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	KHF	8/7/72	☐ Request Special Use Permit from U.S.F.S. <u>None</u> ☐ Request Easement from B.L.M.
(5)	KHF	8/7/72	In form for advertising _____
(6)	KHF	8/7/72	Affidavit of Publication received <u>June 5, 1972</u>
(7)	KHF	8/7/72	Final date for protests <u>6/5/72</u> <u>See Remarks</u> Protests received: yes <u>X</u> no _____
(8)	KHF	8/7/72	Date and Place of hearing _____ Decision reached at hearing _____
(9)	KHF	8/14/72	Located within Water District No. <u>63</u> - <u>this is groundwater</u>
(10)	KHF	8/14	Critical groundwater area: yes _____ no <u>X</u>
(11)	KHF	8/14	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) <u>± 3</u> ☐ Increasing (comment) _____
(12)	KHF	8/14/72	Comments: <u>Protested but protest was not valid because</u> <u>time was too late. See letter dated 7/12/72.</u> <u>Can't locate letter dated 7/7/72.</u>
(13)	KHF	8/14/72	Action recommended: ☒ Approve Priority <u>4/6/72</u> ☐ Deny Reason for Reduction _____ <u>KHF 8/14/72</u> See attached sheet for conditions of approval No conditions for approval
(14)	KHF	8/14/72	District <u>Western</u> By <u>Ken Foit</u> Date <u>8/14/72</u> Title <u>WDE</u>

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: _____

RECEIVED

Department of Water Administration

STATE OF IDAHO)
COUNTY OF ADA) ss.

Georgene Davis

Georgene Davis, 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 ^{weekly} consecutive insertions, beginning with the issue of May 18, 19 72, and ending with the issue of May 25, 19 72.

Subscribed and sworn to before me this 2nd

day of June, 19 72.

Notary Public for Idaho, Residing at Boise, Idaho

~~Q~~ C.S. 6-8-72

NOTICE OF APPLICATION
FOR WATER PERMIT

FOR WATER PERMIT
Notice is hereby given that J. A. TERELING & Co., Box No. 1428, Boise, Idaho have on April 6, 1972, submitted Application No. 63-7571 for a permit to appropriate 4.9 cubic feet per second of water from a ground water source by means of well, pump and electric motor within the SW¼NE¼, Sec. 36, T. 3 N., R. 2 E., B.M. Ada County to be used from Jan. 1 to Dec. 31, for commercial, industrial and fire protection use and from April 1, to Oct. 15, for irrigation, within the SW¼NE¼, N½SE¼, Sec. 36, T. 3 N., R. 2 E., B.M.

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 June 5, 1972.

W. L. JACOBSON

1972.
R. KEITH HIGGINSON
Director
Pub. May 18 & May 25, 1972 256



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

RECEIVED

AUG 17 2000

Department of Water Resources

August 15, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

UNITED WATER ID
PO BOX 7488
BOISE ID 83707-1488

Re: Application for Transfer No. 4816

Dear Applicant:

This office acknowledges the withdrawal of the above-referenced application for transfer. The application will now be removed from the Department's records.

By copy of this letter we are authorizing Debbie Allen of our fiscal dept. to refund your \$100 filing fee (receipt no. W020755).

If you have any questions concerning this matter, please contact this office.

Sincerely,

Gary Spackman

GS:st

CC: Debbie Allen

MICROFILMED

SEP 13 2000

RECEIVED

JUL 25 2000

WATER RESOURCES
WESTERN REGION

W I T H D R A W A L

TO WHOM IT MAY CONCERN:

I hereby withdraw Application for Transfer of Water *

Right No(s). 63-10569, 63-07577, 63-08992,
63-09029, 63-11385

I understand that the withdrawal does not adversely
affect the above-referenced water right(s).

Signed at BOISE ID
city state

on this 24TH day of JULY 2000

Benjamin M. Nepler, VICE PRES.
Applicant Holder

WITNESSED BY

Kathy Roberts

* Transfer Application # 4816

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SEP 13 2000

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APPLICATION FOR TRANSFER OF WATER RIGHT

APR 17 1996

PART 1

**WATER RESOURCES
WESTERN REGION**

Name of applicant UNITED WATER IDAHO, INC. **Phone** (208) 362-7332

Post Office address P.O. BOX 7488, Boise, Idaho 83707-1488

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes

See attached letter dated 4/17/96

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
✓ 63-10569	5 Feb. 1988	1.78 cfs	Municipal	01/01 to 12/31
✓ 63-07577	6 Apr. 1972	2.01 cfs	Municipal	01/01 to 12/31
63-08992	25 Jly. 1977	2.09 cfs	Municipal	01/01 to 12/31
63-09029	9 Sept. 1977	4.00 cfs	Municipal	01/01 to 12/31
✓ 63-11385	7 Aug. 1990	2.58 cfs	Municipal	01/01 to 12/31

2. Total amount of water being transferred 12.46 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Ground water / tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	NW	NW	2	2N	2E	Ada	J R Flat
	NW	SW	NE	36	3N	2E	Ada	Terteling
	SE	SE	NW	31	3N	3E	Ada	Oregon Trail
3	NW	NE	NW	1	2N	2E	Ada	Gowen
	NE	NE	NW	35	3N	2E	Ada	Market
	NW	NW	NW	17	2N	2E	Ada	Raptor-Permit 63-12043-9.46cfs-7-23-93
	NE	SE	NE	17	2N	2E	Ada	Tenmile-Permit 63-12138-3.90cfs-8-19-94
	NW	NE	NW	21	2N	2E	Ada	Pleasant Valley-Permit 63-12139-4.9cfs-8-19-94

5. Lands irrigated or place of use:

[illegible]

PART 1**6. General Information:**

a. Description of diversion system Integrated system of deep wells and storage tanks
interconnected through a system of transmission mains.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? NA Yes NA No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Place of use is not changing.

d. Remarks:

Type of use remains the same. Place of use remains the same.
Permitted and/or licensed diversion rates for individual wells will not be exceeded
under transfer.

Rights 63-08992 and 63-09029 have volumetric limits of 1267.9 AF and 806.3 AF
respectively.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

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

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SEP 13 2000

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of Please compile electronically at IDWR.
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	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	

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SEP 13 2000

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

Yes If yes, describe UWI has not forfeited any water rights even though license 63-07577
 was diverted through accomplished transfer at other points of diversion for a period of more
 than 5 consecutive years.

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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 SEP 13 2000

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-07577

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	01/01 to 12/31	2.01 CFS

SOURCE

GROUNDWATER

Priority: 04/06/1972

LOCATION OF POINT(S) OF DIVERSION:SWNE , Sec. 36, Township 03N, Range 02E
ADA CountyPLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. P/U WITHIN CITY LIMITS OF BOISE.

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SEP 13 2000

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-08992

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	2.09 CFS	1267.9 AF

SOURCE

GROUNDWATER

Priority: 07/25/1977

LOCATION OF POINT(S) OF DIVERSION:SENW , Sec. 31, Township 03N, Range 03E
ADA CountyPLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. Place of use is located within the city limits of Boise and the surrounding service area.
2. Point of diversion is known as the Oregon Trail well.

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SEP 13 2000

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-09029

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	4.00 CFS	806.3 AF

SOURCE

GROUNDWATER

Priority: 09/09/1977

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NENW), Sec. 1, Township 02N, Range 02E
ADA County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

1. Place of use is located within the city limits of Boise and the surrounding service area.
2. Point of diversion is known as the Gowen Well.

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SEP 13 2000

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-10569

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	01/01 to 12/31	1.78 CFS

SOURCE

GROUNDWATER

Priority: 02/05/1988

LOCATION OF POINT(S) OF DIVERSION:NWNW , Sec. 2, Township 02N, Range 02E
ADA CountyPLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. Place of use is within the city limits of Boise.

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SEP 13 2000

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-11385

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	01/01 to 12/31	2.58 CFS

SOURCE

GROUNDWATER

Priority: 08/07/1990

LOCATION OF POINT(S) OF DIVERSION:NENW , Sec. 35, Township 03N, Range 02E
ADA CountyPLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. The issuance of this right does not grant any right-of-way or easement across the land of another.
2. Place of use is located within Boise Water Corporation's service area.
3. Point of diversion is known as the Market well.

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SEP 13 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**

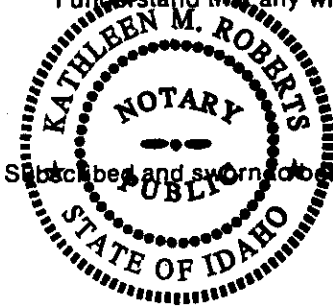
MICROFILMED
SEP 13 2000

PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	<u>No changes in nature of use are requested.</u>			<u>_____ to _____</u>
	<u>_____</u>			<u>_____ to _____</u>
2. Quantity and quality of return flows and location of discharge:				
<u>N/A</u>				
3. Describe effects on other water uses resulting from the proposed change:				
<u>_____</u>				
<u>_____</u>				
<u>_____</u>				
<u>_____</u>				

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Subscribed and sworn to before me this _____

Benjamin M. Decker
(Signature of Applicant)
17th day of April, 19 96

Kathleen M. Roberts
(Notary Public)

My commission expires 12-11-2001

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments		
Received by <u>DRT</u>	Date <u>4-17-96</u>	Protest filed by _____
Prelim. check by <u>SL</u>	Fee <u>\$100 -</u>	_____
Received by <u>VR #W020755</u>	Date <u>4-19-96</u>	_____
Published in _____	Copies of protest forwarded by _____	
Pub. dates _____	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for ☐ approval ☐ denial	
_____ rec'd. _____	by _____	
Copy of transfer sent to lien holder _____		

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SEP 13 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 13, 2000

BENJAMIN M HEPLER
UNITED WATER IDAHO INC
PO BOX 7488
BOISE ID 83707-1488

Re: Application for Transfer No. 4816

Dear Ben:

Enclosed are copies of the first, second and last pages of the above referenced transfer application filed by United Water in 1996. The transfer involves a number of wells in and around the Southeast Boise area. Our last conversation regarding this transfer application was in September of 1999 when you asked this office to continue holding the transfer without processing it.

Recently United Water filed the Integrated Municipal Application Package (IMAP) to integrate most or all of its water rights in the local service area. The IMAP package incorporates the substance of Transfer No. 4816 with the exception of water right nos. 63-08992 and 63-09029, the Oregon Trail and Gowen wells, respectively. Those two rights were conveyed to Micron and are no longer relevant to either filing made by United Water.

Please consider withdrawing Transfer Application No. 4816 by completing and returning the enclosed withdrawal form. This letter serves as a notice of intent to void that application if United Water does not withdraw the application or explain why it should remain in the department records. In the latter case, United Water should amend Transfer No. 4816 to reflect current conditions (ownership of rights etc.). Your reply should occur within thirty (30) days of the date of this letter.

The IMAP of transfer and amendment applications will be processed once initial review is completed. Initial processing will undoubtedly take longer for such a large filing. Please let me know if you have any questions or concerns about Transfer No. 4816. Thank you for your help in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Steve Lester".

Steve Lester
Water Rights Supervisor

Enclosure

Cc: John Marshall for United Water IMAP

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SEP 13 2000

CONVERSATION MEMORANDUM

DATE

1/28/00

FILE

United Water ID.

NAME OF PARTY

John Marshall for UWI

EMPLOYEE

RZ

RE:

MEGA-TRANSFER

John visited office today to discuss draft of the big transfer to be filed to combine all of UWI's ground & surface water rights.

It is anticipated that T. 4816 (NEVER ADVERTISED) filed in 1996 for SE 1/4 & Pleasant Valley Rd. well fields will be withdrawn since the essence of T. 4816 will be captured by the new & much larger transfer.

Also, what about T. 2605 issued in 1982 for 63-02892 (Raney collectors)? See Regan's hold file with T. 4816.

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CONVERSATION MEMORANDUM

DATE 9/27/99

FILE T. 4816

NAME OF PARTY BEN Hepler & United Worker

EMPLOYEE FL

RE: Transfer Status

I contacted Ed Squires to inquire a UW's interest in this hold transfer application. Ed directed me to Chris Meyer on Ben Hepler. I left phone msg. for BEN.

8/27/99 - 9/16/99

Today Ben called back. He stated that this appl. is wrapped up in the "big picture" approach that UW is discussing with IOWA administration. He thought it was premature to move ahead or to withdraw this appl. UW still seeking clarification of best option(s) to settle its w.r. issues.

Recommend hold this appl. while UW/IOWA strategy & discussions continue. Call up for 6/1/2000 & revisit whether to move forward or purge this from IOWA records.

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SEP 13 2000

Lester, Steve

From: Lester, Steve
Sent: Friday, August 27, 1999 1:22 PM
To: Ed Squires (E-mail)
Subject: Status report for two United Water items

Hi Ed:

I hope this is a convenient way to ask you about two things.

1) Transfer application #4816 - proposes to combine points of diversion for 5 licenses for the south/southeast Boise area, includes SEBGWMA plus Tenmile Ridge well fields for eight wells. This is first of such transfers for "UW cells" per Dan Brown's 4-17-96 cover letter. Question: do you want to continue with this transfer and, if so, what is the time frame in which to proceed? Legal notice has not been published, transfer application held at Western since filed on 4-17-96. If do not want to proceed, can withdraw the transfer and receive \$100 refund.

2) ~~Proof of beneficial use~~ - Western received \$100 proof fee on 7-9-99 and deposited check. No paperwork was attached. We spoke about this on July 9, when you mentioned that someone was going to follow up with the proof of b.u. form. Have not received anything at Western about that so far. Please advise if UW will soon file the necessary paperwork.

Thanks, Ed.

-- Steve

slester@idwr.state.id.us
tel. 334-2190

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SEP 13 2000

From: DWR01::DLARSEN "DLARSEN" 24-APR-1996 08:59:02.56
To: DWR80::dtuthill
CC:
Subj: United Water Press Release

Dave,

We just spoke with Karl about the United Water press release.

Karl says he wants full public involvement in the process. He is meeting with United Water on Monday to discuss how to proceed on the application, i.e. not process the application for a year so we are in keeping with the policy we just announced, process the application but have United Water hold public meetings, process the app but we hold public meetings, etc.

We will hold any press release until after that meeting on Monday.

Dick

*Steve : I called Norm to verify that we
should not advertise until further advised
by the s.o.*

Dave

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SEP 13 2000

April 17, 1996

RECEIVED

APR 17 1996

**WATER RESOURCES
WESTERN REGION**

Mr. David R. Tuthill, JR., P.E.
Manager, Western Regional Office
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Re: Water Right Transfer Application - SE Boise

Dear Mr. Tuthill:

Attached is a transfer application which provides eight mutual points of diversion for five water rights serving southeast Boise. This transfer is intended to improve system reliability and redundancy, and will provide a more efficient means for managing our water rights. It will not change the place of use or nature of use, or result in diversion at any specific well at a rate higher than currently authorized by the license or permit for that specific well.

This is the first of several similar filings throughout our service area for groups of wells generally producing from hydraulically interconnected aquifer units and serving common distribution system pressure zones or "cells." One attribute of this concept is the preservation of senior water rights. As wells age and their production decreases, the water right is preserved through production from its alternate points of diversion.

The South/Southeast Boise cell is being filed first due to a number of operational concerns in southeast Boise. This area contains the SE Boise Groundwater Management Area and several significant groundwater contamination plumes in the vicinity of the MK Rail plant. The transfer will enable us to initiate actions for the recovery of water levels in this area and will provide backup supplies in the event a well must be shut down due to this contamination plume.

The five water right licenses involved in this transfer are currently diverted at the Terteling, Oregon Trail, Gowen, JR Flat and Market wells in southeast Boise. The eight mutual diversion points include these five southeast Boise wells and three wells in south Boise (Raptor, Tenmile and Pleasant Valley wells). The five southeast Boise wells operate under municipal water rights, acquired prior to the Eastern Snake River Plain and Boise River Drainage Moratorium, dated April 30, 1993 (hereinafter "the moratorium"), and are thus not limited by nature of use. This is a very important consideration as the

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SEP 13 2000

unrestricted municipal rights are essential to the continued service of existing commercial/industrial customers in this area.

SOUTH BOISE WELLS*

<u>Well Name</u>	<u>Right #</u>	<u>Amount</u>	<u>Priority</u>
Raptor	63-12043	4.46 cfs	7/23/93
Tenmile	63-12138	3.90 cfs	8/19/94
Pleasant Valley	63-12139	4.90 cfs	8/19/94

SOUTHEAST BOISE WELLS*

JR Flat	63-10569	1.78 cfs	2/05/88
Terteling	63-07577	2.01 cfs	4/06/72
Oregon Trail	63-08992	2.09 cfs	7/25/77
Gowen	63-09029	4.00 cfs	9/09/77
Market	63-11385	2.58 cfs	8/07/90

* See attached map

The water right permits for the three south Boise wells fall under the terms of the moratorium which limits their nature of use to residential customers (domestic use plus up to 1/2 acre of irrigation) and commercial/industrial customers up to 2,500 gallons per day per customer. As a result of these limitations, these three wells cannot fully provide backup to the wells in southeast Boise in the event of a well failure. This also applies to their ability to supply the area if wells are shut down due to contamination or for the purpose of aquifer recovery. The latter objective was a major consideration in the development of the SE Boise Water Supply Project, which included the construction of a water tank, drilling and equipping the Tenmile and Pleasant Valley wells and the installation of approximately seven miles of water main.

BACKGROUND

In 1993, United Water Idaho (formerly Boise Water Corporation) filed documents requesting the State of Idaho to declare a specific geographic area in southeast Boise as a groundwater management area. We had observed, over several years, dramatic annual declines in water levels in the subject area and felt this declaration would limit further declines and provide the tools needed to manage the aquifer's recovery. The groundwater management area was officially declared in October 1994.

In our search for ways to initiate the aquifer recovery process and to continue serving existing and future customers, we developed the SE Boise Water Supply Project, as referenced above. A major objective of the project is to discontinue normal water production from the Gowen and Oregon Trail wells which are located within the management area boundary. It is anticipated that this action will have a significant

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impact on reversing the recent downward water level trends. As a result, we believe it is very important to the community as a whole that efforts be taken to restore the southeast Boise aquifer.

Prior to implementing the above plan, the permits for the three south Boise wells were to be amended to full, unrestricted, municipal water rights. This would have been necessary before these wells could have replaced the water currently produced from the Gowen and Oregon Trail wells. Our original plan was to request that these permits be amended during the spring of 1996. However, the most recent decision by the Idaho Department of Water Resources to extend moratorium conditions for at least a year, coupled with our long term plan to establish mutual diversion points throughout the distribution system, has led us to file the attached transfer application. This will provide us with similar capacity to continue serving our existing customers in southeast Boise as would be achieved with the amended rights and solve many other management objectives in the process.

SUMMARY

United Water is obligated to provide its customers with a safe, dependable water supply. It also has a responsibility to conserve the resource. Approval of this request equips us with ability to deliver a redundant and reliable water supply to our customers in southeast Boise. It also furnishes us with the ability to actively pursue recovery of the southeast Boise aquifer and to more efficiently manage the water rights supplying this area.

Very truly yours,
UNITED WATER IDAHO



Daniel Brown, P.E.

c: W.L. Booe
B.M. Hepler
H.S. Rhead
E. Squires

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SEP 13 2000

DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

APR 17 1996

PART 1

**WATER RESOURCES
WESTERN REGION**

UNITED WATER IDAHO, INC.

Phone (208) 362-7332

Post Office address

P.O. BOX 7488, Boise, Idaho 83707-1488

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes

See attached letter dated 4/17/96

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-10569</u>	<u>5 Feb. 1988</u>	<u>1.78 cfs</u>	<u>Municipal</u>	<u>01/01 to 12/31</u>
<u>63-07577</u>	<u>6 Apr. 1972</u>	<u>2.01 cfs</u>	<u>Municipal</u>	<u>01/01 to 12/31</u>
<u>63-08992</u>	<u>25 Jly. 1977</u>	<u>2.09 cfs</u>	<u>Municipal</u>	<u>01/01 to 12/31</u>
<u>63-09029</u>	<u>9 Sept. 1977</u>	<u>4.00 cfs</u>	<u>Municipal</u>	<u>01/01 to 12/31</u>
<u>63-11385</u>	<u>7 Aug. 1990</u>	<u>2.58 cfs</u>	<u>Municipal</u>	<u>01/01 to 12/31</u>

2. Total amount of water being transferred 12.46 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Ground water tributary to

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	NW	NW	2	2N	2E	Ada	J R Flat
	NW	SW	NE	36	3N	2E	Ada	Terteling
	SE	SE	NW	31	3N	3E	Ada	Oregon Trail
3	NW	NE	NW	1	2N	2E	Ada	Gowen
	NE	NE	NW	35	3N	2E	Ada	Market
	NW	NW	NW	17	2N	2E	Ada	Raptor-Permit 63-12043-9.46cfs-7-23-93
	NE	SE	NE	17	2N	2E	Ada	Tenmile-Permit 63-12138-3.90cfs-8-19-94
	NW	NE	NW	21	2N	2E	Ada	Pleasant Valley-Permit 63-12139-4.9cfs-8-19-94

~~Lands irrigated or place of use:~~[illegible]

PART 1**6. General Information:**

- a. Description of diversion system Integrated system of deep wells and storage tanks
interconnected through a system of transmission mains.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? NA Yes NA No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Place of use is not changing.
- d. Remarks:
Type of use remains the same. Place of use remains the same.
Permitted and/or licensed diversion rates for individual wells will not be exceeded
under transfer.
Rights 63-08992 and 63-09029 have volumetric limits of 1267.9 AF and 806.3 AF
respectively.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

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

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SEP 13 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of Please compile electronically at IDWR. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice☐ Warranty Deed☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

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Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

Yes If yes, describe UWI has not forfeited any water rights even though license 63-07577
 was diverted through accomplished transfer at other points of diversion for a period of more
 than 5 consecutive years.

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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 acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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 acres _____

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-07577

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	01/01 to 12/31	2.01 CFS

SOURCE

GROUNDWATER

Priority: 04/06/1972

LOCATION OF POINT(S) OF DIVERSION:SWNE , Sec. 36, Township 03N, Range 02E
ADA CountyPLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. P/U WITHIN CITY LIMITS OF BOISE.

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SEP 13 2008

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-08992

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	2.09 CFS	1267.9 AF

SOURCE

GROUNDWATER

Priority: 07/25/1977

LOCATION OF POINT(S) OF DIVERSION:SENEW , Sec. 31, Township 03N, Range 03E
ADA CountyPLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. Place of use is located within the city limits of Boise and the surrounding service area.
2. Point of diversion is known as the Oregon Trail well.

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SEP 13 2000

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-09029

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	4.00 CFS	806.3 AF

SOURCE

GROUNDWATER

Priority: 09/09/1977

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NENW), Sec. 1, Township 02N, Range 02E
ADA County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

1. Place of use is located within the city limits of Boise and the surrounding service area.
2. Point of diversion is known as the Gowen Well.

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SEP 13 2000

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-10569

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	01/01 to 12/31	1.78 CFS

SOURCE

GROUNDWATER

Priority: 02/05/1988

LOCATION OF POINT(S) OF DIVERSION:NWNW , Sec. 2, Township 02N, Range 02E
ADA CountyPLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. Place of use is within the city limits of Boise.

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SEP 13 2000

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-11385

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	01/01 to 12/31	2.58 CFS

SOURCE

GROUNDWATER

Priority: 08/07/1990

LOCATION OF POINT(S) OF DIVERSION:NENW , Sec. 35, Township 03N, Range 02E
ADA CountyPLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. The issuance of this right does not grant any right-of-way or easement across the land of another.
2. Place of use is located within Boise Water Corporation's service area.
3. Point of diversion is known as the Market well.

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SEP 13 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**

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SEP 13 2000

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
---	-------------------	-----------------------	-----------------	---------------

No changes in nature of use are requested.

to _____

to _____

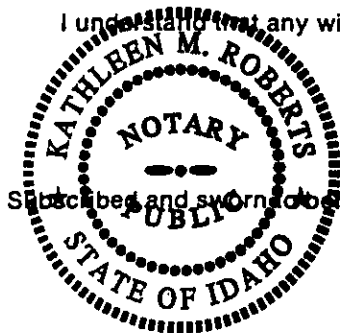
2. Quantity and quality of return flows and location of discharge:

N/A

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



(Signature of Applicant)

Subscribed and sworn to before me this

17th

day of

April, 19 96

(Notary Public)

My commission expires

12-11-2001**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by DRT Date 4-17-96

Protest filed by _____

Prelim. check by SL Fee \$100-Received by VR #W020755 Date 4-19-96

Published in _____

Copies of protest forwarded by _____

Pub. dates _____

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____

by _____

Copy of transfer sent to lien holder _____

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SEP 13 2000

T4816

SCANNED
JAN 06 2004

SOUTH / SOUTHEAST BOISE POINTS OF DIVERSION



United Water



1 inch = 0.25 mile

*Drawing too lg. to be
see Note filmo instated.* MICROFILMED
SEP 13 2000



- RESERVOIRS
- WELLS
- BOOSTER STATIONS
- ▲ PRV
- ▲ CHECK VALVE

MAIN LINE SIZE

- 4 inch
- 6 inch
- 8 inch
- 10 inch
- 12 inch
- 14 inch
- 16 inch
- 20 inch
- 24 inch

T4816

United Water



United Water Idaho

8248 West Victory Road
PO Box 7488
Boise, ID 83707-1488
telephone 208-362-1300
facsimile 208-362-1479

April 17, 1996

RECEIVED

APR 17 1996

**WATER RESOURCES
WESTERN REGION**

Mr. David R. Tuthill, JR., P.E.
Manager, Western Regional Office
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Re: Water Right Transfer Application - SE Boise

Dear Mr. Tuthill:

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This is the first of several similar filings throughout our service area for groups of wells generally producing from hydraulically interconnected aquifer units and serving common distribution system pressure zones or "cells." One attribute of this concept is the preservation of senior water rights. As wells age and their production decreases, the water right is preserved through production from its alternate points of diversion.

The South/Southeast Boise cell is being filed first due to a number of operational concerns in southeast Boise. This area contains the SE Boise Groundwater Management Area and several significant groundwater contamination plumes in the vicinity of the MK Rail plant. The transfer will enable us to initiate actions for the recovery of water levels in this area and will provide backup supplies in the event a well must be shut down due to this contamination plume.

The five water right licenses involved in this transfer are currently diverted at the Terteling, Oregon Trail, Gowen, JR Flat and Market wells in southeast Boise. The eight mutual diversion points include these five southeast Boise wells and three wells in south Boise (Raptor, Tenmile and Pleasant Valley wells). The five southeast Boise wells operate under municipal water rights, acquired prior to the Eastern Snake River Plain and Boise River Drainage Moratorium, dated April 30, 1993 (hereinafter "the moratorium"), and are thus not limited by nature of use. This is a very important consideration as the

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SEP 13 2000

Dkt 4/22: S.O. will prepare news release,
hope for same info as Adam
maybe can include cc of Nevada
to make life we have

add expl remarks How to...
include min

unrestricted municipal rights are essential to the continued service of existing commercial/industrial customers in this area.

SOUTH BOISE WELLS*

<u>Well Name</u>	<u>Right #</u>	<u>Amount</u>	<u>Priority</u>
Raptor	63-12043	4.46 cfs	7/23/93
Tenmile	63-12138	3.90 cfs	8/19/94
Pleasant Valley	63-12139	4.90 cfs	8/19/94

SOUTHEAST BOISE WELLS*

JR Flat	63-10569	1.78 cfs	2/05/88
Terteling	63-07577	2.01 cfs	4/06/72
Oregon Trail	63-08992	2.09 cfs	7/25/77
Gowen	63-09029	4.00 cfs	9/09/77
Market	63-11385	2.58 cfs	8/07/90

* See attached map

The water right permits for the three south Boise wells fall under the terms of the moratorium which limits their nature of use to residential customers (domestic use plus up to 1/2 acre of irrigation) and commercial/industrial customers up to 2,500 gallons per day per customer. As a result of these limitations, these three wells cannot fully provide backup to the wells in southeast Boise in the event of a well failure. This also applies to their ability to supply the area if wells are shut down due to contamination or for the purpose of aquifer recovery. The latter objective was a major consideration in the development of the SE Boise Water Supply Project, which included the construction of a water tank, drilling and equipping the Tenmile and Pleasant Valley wells and the installation of approximately seven miles of water main.

BACKGROUND

In 1993, United Water Idaho (formerly Boise Water Corporation) filed documents requesting the State of Idaho to declare a specific geographic area in southeast Boise as a groundwater management area. We had observed, over several years, dramatic annual declines in water levels in the subject area and felt this declaration would limit further declines and provide the tools needed to manage the aquifer's recovery. The groundwater management area was officially declared in October 1994.

In our search for ways to initiate the aquifer recovery process and to continue serving existing and future customers, we developed the SE Boise Water Supply Project, as referenced above. A major objective of the project is to discontinue normal water production from the Gowen and Oregon Trail wells which are located within the management area boundary. It is anticipated that this action will have a significant

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SEP 13 2000

impact on reversing the recent downward water level trends. As a result, we believe it is very important to the community as a whole that efforts be taken to restore the southeast Boise aquifer.

Prior to implementing the above plan, the permits for the three south Boise wells were to be amended to full, unrestricted, municipal water rights. This would have been necessary before these wells could have replaced the water currently produced from the Gowen and Oregon Trail wells. Our original plan was to request that these permits be amended during the spring of 1996. However, the most recent decision by the Idaho Department of Water Resources to extend moratorium conditions for at least a year, coupled with our long term plan to establish mutual diversion points throughout the distribution system, has led us to file the attached transfer application. This will provide us with similar capacity to continue serving our existing customers in southeast Boise as would be achieved with the amended rights and solve many other management objectives in the process.

SUMMARY

United Water is obligated to provide its customers with a safe, dependable water supply. It also has a responsibility to conserve the resource. Approval of this request equips us with ability to deliver a redundant and reliable water supply to our customers in southeast Boise. It also furnishes us with the ability to actively pursue recovery of the southeast Boise aquifer and to more efficiently manage the water rights supplying this area.

Very truly yours,
UNITED WATER IDAHO



Daniel Brown, P.E.

c: W.L. Booe
B.M. Hepler
H.S. Rhead
E. Squires

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SEP 13 2000

From: DWR80::SLESTER 23-APR-1996 08:35:28.37
To: DWR01::DLARSEN
CC: SLESTER
Subj: UNITED WATER TRANSFER @ SE BOISE

Dick, Dave T. told me that you will be preparing a news release about the new transfer appl. filed by United Water to provide a number of mutual diversion points for several water rights. I am now preparing the legal notice to send to the newspaper tomorrow for advertising in the first two weeks of May in statewide newspapers (since total amount being transferred exceeds 10.00 cfs so we advertise statewide). Protest deadline will be May 20.

As you probably know, we already have a mailing list to send comment letters to concerned parties. Dave suggested that we might be able to include a copy of the news release with our comment letters to these parties.

It would be great if the news release is available via mail message so I could print it & include in letters to be sent sometime next week. I will assume that the news item will be prepared & available via mail message by next week unless you tell me otherwise.

Thanks,

Steve

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SEP 13 2000

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: W020755

Date:
Time: 4/19/1996
15:36:24

Received
From: UNITED WATER

Type of Payment	Program Acct	Amount
APPL FOR WATER RIGHT TRANSFER	52105 229 21 1155	100.00
CHECK 123472		
	Total \$	100.00

Region: WESTERN

Signature: V. Robinson

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SEP 13 2000

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

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

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Boise Water Corp.
Post office address Box 7488, Boise, ID 83707 Phone _____
Person to contact William C. Lina? Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 4.00 c.f.s. for Commercial Industrial
AF/Annum (nature of use)

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

Amount 1.50 c.f.s. for Irrigation
 AF/Annum (nature of use)

Period of Use: from Apr. 1 to Oct. 15
(mo.-day) inclusive (mo.-day)

Amount 4.00 c.f.s. for Fire Protection
AF/Annum (nature of use)

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

Other uses: _____

Permit No. 63-7577
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 4.00 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 3N N/S, Range 2E E/W, B.M., Section 36, Subdivision SW 1/4 NE 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: 642' deep well, 16" & 12" dia. casing w/stainless steel screens.

Equipped w/ 300 hp elec. motor & a deep well turbine pump (329 setting) connected to existing distribution lines.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE _____ 75

T
3
N

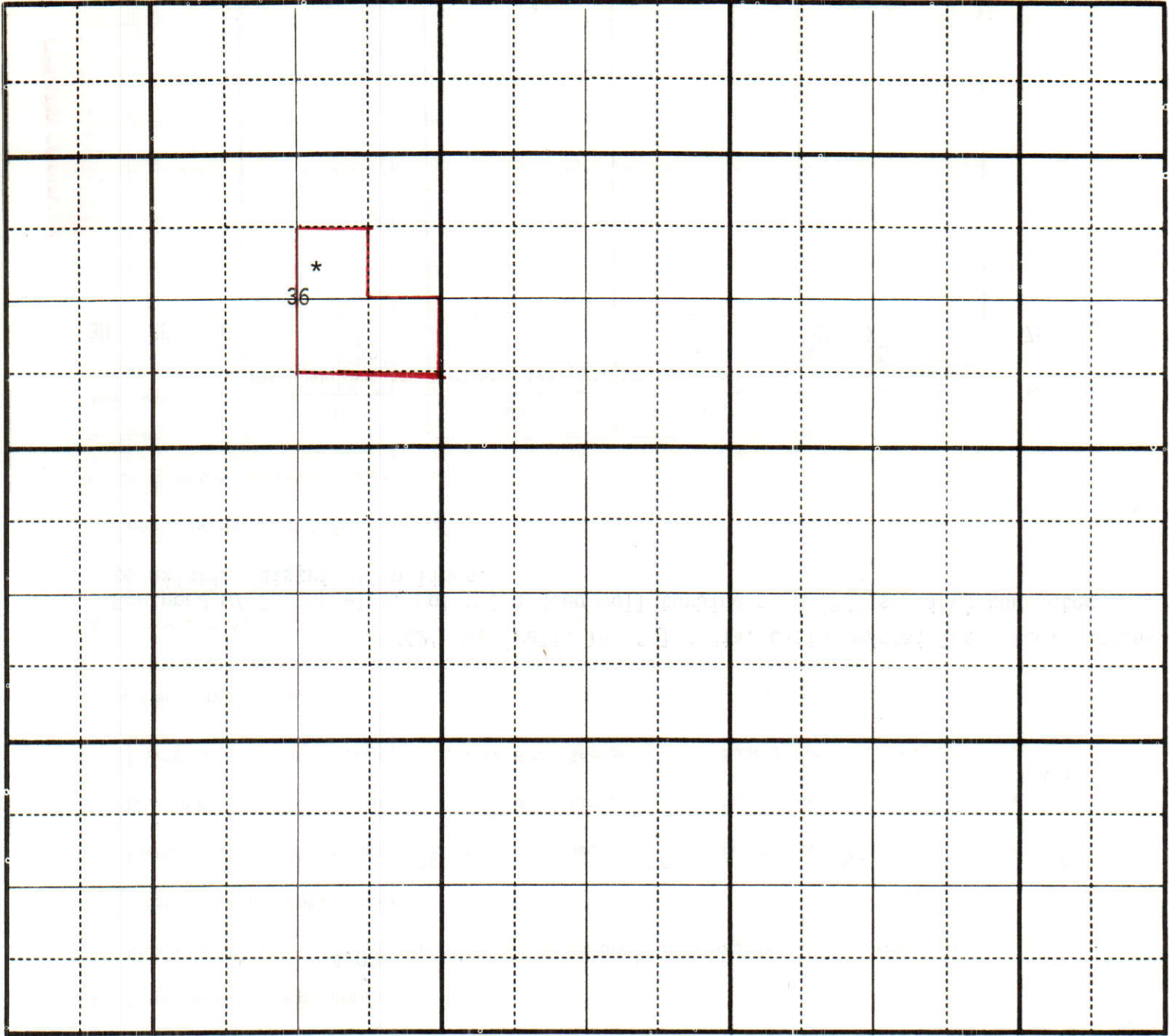


Diagram of System

DATE OF EXAM 7/6/77

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 = 2.01 cfs from Jan. 1 to Dec. 31

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 2.01 cfs Method of measurement meter

Total Q recommended 2.01 cfs Meter No. 91300 Type in line Condition very good

Total V recommended * N/A

Recommended Amendments:

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

MEASUREMENT CALCULATION:

900 gpm = 2.01 cfs

SYSTEM DESCRIPTION:

Well pump with Borg Warner pump #72150064
powered by 300 hp. GE motor model #5K6287XH139A.
Watered is pumped into Boise Water Corp. system.

REMARKS: * No volume recommended for municipal use.

Examiner's Signature William H. Mac Alister III Date 7/7/77

Checked by PLA Date 7-12-77

Approved by _____ Date _____

7/6/77 GE motor model 5K6287XH139A
300 hp

pump: Byron - Jackson Division of Borg Warner

serial 721 S 0064

Sporling meter # 91325

900 gallons per minute

MICROPROCESSOR



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

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

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WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

Joseph H. Nettleton
Member

Identification No. _____

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 2 1977

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder BOISE WATER CORPORATION
b) Post Office Address P.O. Box 7488, BOISE, IDAHO 83707
2. Permit Number 63-7577
3. Date of Priority that you are prepared to establish APRIL 6, 1972
4. a) Source from which water was appropriated UNDER GROUND
b) Location of the point of diversion: SW ¼ NE ¼, Section 36
Township 3 N, Range 2 E Boise Meridian, Other points of diversion: _____

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

Amount 4.0 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 4.0 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 IN-LINE FLOW METER
BY HAROLD HAUSER - PRODUCTION SUPERINTENDENT - BWC

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) 642 Ft. DEEP WELL, 16" & 12" DIA.

CASING w/ STAINLESS STEEL SCREENS. EQUIPPED w/ 300
H.P. ELECTRIC MOTOR & A DEEP WELL TURBINE PUMP
(329 SETTING) CONNECTED TO EXISTING DISTRIBUTION 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 5-31-72

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

2/11/77

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9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

2/1/77
(Date)

William C. Linn
(Signature)

State of Idaho)
) ss.
County of Ada)

On this 1st day of February, 1977, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Linda L. Ambalib
Notary Public residing at Boise, Idaho

My commission expires March 24, 1980

INTER-DEPARTMENT MEMO — 1

DATE March 29, 1974

FROM Kenneth H. Foit

TO 63-7577

SUBJECT Changes to this Permit

Any changes in point of diversion or place of use in this permit must be advertised.

K E E P O N T O P !

SIGNATURE

63 7577

WELL DRILLER'S REPORT

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

[illegible]

WELL DRILLER'S REPORT

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

1. WELL OWNER

Name _____

Address _____

Owner's Permit No. _____

2. NATURE OF WORK

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

3. PROPOSED USE

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

4. METHOD DRILLED

☐ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole _____ inches Total depth _____ feet

Casing schedule: ☐ Steel ☐ Concrete

Thickness	Diameter	From	To
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was a packer or seal used? ☐ Yes ☐ NoPerforated? ☐ Yes ☐ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☐ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

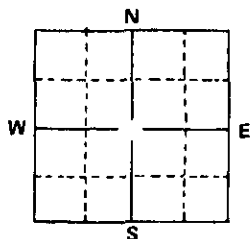
Gravel packed? ☐ Yes ☐ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal? ☐ Yes ☐ No To what depth _____ feetMaterial used in seal ☐ Cement grout ☐ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.



County _____

_____ 1/4 _____ 1/4 Sec. _____, T. _____ N/S, R. _____ E/W

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

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
	420	423	Brown Clay		
	423	425	Tan Clay		
	425	432	Med Br Sand		
	432	437	Med Br Sand		
	437	442	Silty Fine Brn Sand		
	442	445	Silty Fine Sand		
	445	451	Clay		
	451	452	Sand		
	452	455	K Clay		
	455	469	Bro n Sand		
	469	472	Crs White Sand & Gravel		
	472	475	Brown Clay		
	475	476	Blue Gray Clay		
	476	484	Tan Clay		
	484	487	Coarse Sand & Sm Gravel		
	487	490	Tight Cemented Gravel		
	490	492	Larger Rock Tight		
	492	496	Cemented Gravel		
	496	500	Cemented Gravel More Sand		
	500	509	Cemented Gravel		
	509	522	Med Br Sand		
	522	523	Tan Clay		
	523	527	Brown Clay		
	527	531	Brown Sand		
	531	533	Brown Clay		
	533	537	Dark Green Clay		
	537	541	Bro n Sand		
	541	542	Tan Clay		
	542	544	Clay		
	544	545	Med Sand		
	545	546	Clay tan & Sand		
	546	552	Med Brown Sand		
	552	555	Sand		
	555	557	Clay		
	557	571	Sand		
	571	574	Clay		
	574	577	Sand		

XX

10.

Work started _____ finished _____

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.

Driller's or Firm's Name _____ Number _____

Address _____

Signed By _____ Date _____

WELL DRILLER'S REPORT

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

1. WELL OWNER

Name _____

Address _____

Owner's Permit No. _____

2. NATURE OF WORK

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

3. PROPOSED USE

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

4. METHOD DRILLED

☐ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole _____ inches Total depth _____ feet

Casing schedule: ☐ Steel ☐ Concrete

Thickness	Diameter	From	To
312 inches	12 inches	471 feet	510 feet
312 inches	12 inches	520 feet	550 feet
312 inches	12 inches	565 feet	622 feet
312 inches	12 inches	632 feet	638 feet
_____ inches	_____ inches	_____ feet	_____ feet

Was a packer or seal used? ☐ Yes ☐ NoPerforated? ☐ Yes ☐ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☐ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter 12 Slot size 60 Set from 510 feet to 520 feet

Diameter 12 Slot size 60 Set from 550 feet to 565 feet

12 60 622 632

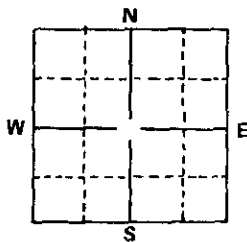
Gravel packed? ☐ Yes ☐ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal? ☐ Yes ☐ No To what depth _____ feetMaterial used in seal ☐ Cement grout ☐ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.



63 7577

County _____

_____ 1/4 _____ 1/4 Sec. _____, T. _____ N/S, R. _____ E/W

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

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
	238	243	Fine Brown Sand		
	243	251	Sandy Text. Clay		
	250	252	Brown Med Sand		
	252	260	Crs Brn Sand Small Gravel		
	260	264	fine bro n sand		
	264	265	Crs Bro n Sand		
	265	267	Sandy Clay		
	267	270	Med Brn. Sand		
	270	273	Clay		
	273	274	Med Br. Sand		
	274	278	Grey Clay		
	278	282	Fine Brown Sand		
	282	320	Cemented Gravel		
	310	313	Clay		
	313	318	Coarse hite Sand		
	318	319	Gray Clay		
	319	321	Coarse Brown Sand		
	321	332	Clay		
	332	334	Brown Sand Silty		
	334	339	Clay		
	339	346	Coarse Bro n Sand Silty		
	346	349	Coarse Clean Br Sand		
	349	364	Coarse Br Sand Silty		
	364	373	Extra Fine Br Sand		
	373	378	Brown Clay		
	378	380	Coarse Brn Sand		
	380	384	bro n Clay		
	384	385	Med to crs gray sand		
	385	388	blue Clay		
	388	391	Crs Brown & White Sand		
	391	392	Blue Clay		
	392	393	Crse White & Gr Sand		
	393	398	Blue Clay		
	398	402	Med Gray Sand		
	402	412	Crse Sand & Heavy Clay Silt		
	412	416	Sandy Text Clay		
	416	429	Blue Clay trace of wh sand		

10.

Work started _____ finished _____

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is
true to the best of my knowledge.

Driller's or Firm's Name _____ Number _____

Address _____

Signed By _____ Date _____

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.Received
6-5-72
A-2178

1. WELL OWNER

Name J.A. Terteling & Sons☒ P.O. Box 1428Address Boise, Idaho 83701Owner's Permit No. 63-7577

2. NATURE OF WORK

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

3. PROPOSED USE

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

4. METHOD DRILLED

☐ Cable ☒ Reverse
☒ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 24" inches Total depth 642 feetCasing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>312</u> inches	<u>26</u> inches	<u>0</u> feet	<u>46</u> feet
<u>312</u> inches	<u>16</u> inches	<u>+ 3</u> feet	<u>339</u> feet
<u>312</u> inches	<u>12</u> inches	<u>339</u> feet	<u>342</u> feet
<u>312</u> inches	<u>12</u> inches	<u>362</u> feet	<u>426</u> feet
<u>312</u> inches	<u>12</u> inches	<u>436</u> feet	<u>466</u> feet

Was a packer or seal used? ☒ Yes ☐ NoPerforated? ☐ Yes ☐ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch

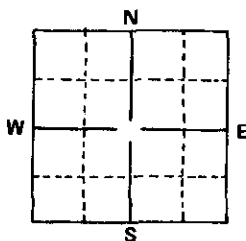
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☒ Yes ☐ NoManufacturer's name JohnsonType Stainless Steel Model No. _____Diameter 12 Slot size 60 Set from 342 feet to 362 feetDiameter 12 Slot size 60 Set from 426 feet to 436 feet12 60 466 feet 471 feetGravel packed? ☒ Yes ☐ No Size of gravel 3/8-Placed from 0 feet to 642 feetSurface seal? ☒ Yes ☐ No To what depth 46 feetMaterial used in seal ☒ Cement grout ☐ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.

County AdaSW 1/4 NE 1/4 Sec. 36, T. 3 N/S, R. 2 E/W

7. WATER LEVEL

Static water level 198 feet below land surfaceFlowing? ☐ Yes ☒ No G.P.M. flow 2900 galTemperature 60 ° F. Quality Good

Artesian closed-in pressure _____ p.s.i.

Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
	0	3	Top Soil		
	3	6	Hard Pan		
	6	11	Cemented Gravel		
	11	14	Coarse Sand & Gr.		
	14	24	Large Rocks & Sand		
	24	44	Gravel & Sand		
	44	46	Clay		
	46	52	Sandy Texture Clay		
	52	73	Coarse Tan Sand		
	73	87	Brown Clay		
	87	91	fine brown sand		
	91	110	Cemented Gravel		
	110	112	Tan Clay		
	112	113	tan clay		
	113	116	Coarse White Sand		
	119	128	Light colored clay		
	128	138	Light tan fine sand		
	138	142	Gravel tight		
	142	148	cemented gravel		
	148	152	Sandy Textured clay		
	162	170	Crse Sand & Pea Gravel		
	170	172	Tan Clay		
	172	175	Coarse sand & Pea Gr.		
	175	181	Clay		
	181	183	White Med Sand		
	183	187	Coarse white sand		
	187	192	Coarse white sand		
	192	198	White sand & Gravel		
	198	203	Brown & White Sand & Grav.		
	203	210	Brown Clay		
	210	211	White Coarsd Sand		
	211	215	Brown Clay		
	215	216	Crse Brown Sand		
	216	222	Br Clay Sandy Texture		
	222	224	Sandy Text. Clay		
	224	235	Med. Brown Sand		
	234	238	Tan Clay		

10.

4/8/72

Work started 4/8/72 finished 5/31/72

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

Driller's or Firm's Name

213
Number

P.O. Box 561 - Meridian, Idaho 83642

Address

Signed By Pete Cope May 3172
Date

PLEASE ADDRESS
ALL COMMUNICATIONS
TO THE FIRM

J. A. TERTELING & SONS

HOME OFFICE: BOISE, IDAHO 83701

P. O. Box 1428

April 5, 1972

RECEIVED
APR 5 1972
Department of Water Administration

Department of Water Administration
State House Annex #2
Boise, Idaho

Gentlemen:

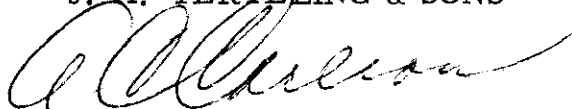
Attached is an application for permit to appropriate the Public Waters of the State of Idaho.

Also attached is our check in the amount of \$55.00 covering 4.0 cfs of water from SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 36 T. 3 N. R. 2 E. B. M.

Please process this application at your earliest convenience.

Very truly yours,

J. A. TERTELING & SONS



A. C. Carlson

ACC/bf
Encl.

63 7577

PLEASE ADDRESS
ALL COMMUNICATIONS
TO THE FIRM

J. A. TERTELING & SONS

HOME OFFICE: BOISE, IDAHO 83701

P. O. Box 1428

April 5, 1972

RECEIVED

APR 5 1972

Department of Water Administration

Department of Water Administration
State House Annex #2
Boise, Idaho

Gentlemen:

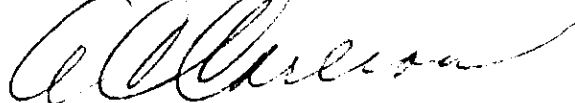
Attached is an application for permit to Appropriate the Public Waters of the State of Idaho.

Also attached is our check in the amount of \$55.00 covering 4.0 cfs of water from SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 36 T. 3 N. R. 2 E. B. M.

Please process this application at your earliest convenience.

Very truly yours,

J. A. TERTELING & SONS



A. C. Carlson

ACC/bf
Encl.

63 7577

EBERLE, BERLIN, KADING, TURNBOW & GILLESPIE,

CHARTERED

FORMERLY RICHARDS, HAGA & EBERLE

711½ BANNOCK STREET

POST OFFICE BOX 1368

BOISE, IDAHO 83701

July 7, 1972

TELEPHONE 344-8535
AREA CODE 208

JOHN B. BELL
COUNSEL

J. L. EBERLE (1890-1964)
DALE O. MORGAN (1914-1970)

T. H. EBERLE
JAMES L. BERLIN
R. B. KADING, JR.
R. M. TURNBOW
JAMES R. GILLESPIE
JOHN L. RUNFT
KENNETH L. PURSLEY
STANLEY D. CROW
WILLIAM J. MCKLVEEN
DALE G. HIGER
WARREN E. JONES
PETER C. JENKINS
MARK S. GESTON

Mr. R. Keith Higginson
Director
Department of Water Administration
State House Annex #2
Boise, Idaho

Re: Terteling Company Well Protest

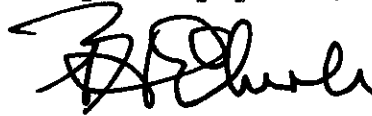
Dear Mr. Higginson:

We represent Bunting Tractor Company, which has obtained a water permit for the pumping of .333 c.f.s. of water from a well located in the SW 1/4 SW 1/4, Section 25, 3N2E, Ada County, Idaho, #63-2914.

Recently the Terteling Company has sunk a well near the Idaho Power substation located south of Amity Road and east of Holcomb Road in Ada County. As the enclosed letter to the Terteling Company indicates, this well has prevented our client from the use of its well.

By way of this letter and on behalf of Bunting Tractor Company, we protest the application filed by Terteling Company relative to this well.

Very truly yours,



THE/st

EBERLE, BERLIN, KADING, TURNBOW & GILLESPIE,

CHARTERED

FORMERLY RICHARDS, HAGA & EBERLE

715 BARRACK STREET

POST OFFICE BOX 1368

BOISE, IDAHO 83701

TELEPHONE 344-8535
AREA CODE 208

JOHN B. DILL
COUNSEL

J. L. EBERLE 8890-1964
DALE O. MORGAN 8894-1970

T. H. EBERLE
JAMES L. BERLIN
R. B. KADING, JR.
R. M. TURNBOW
JAMES R. GILLESPIE
JOHN L. RUNY
KENNETH L. PURSLEY
STANLEY D. CROW
WILLIAM J. MCKELEN
DALE G. HIGER
WARREN E. JONES
PETER C. JENKINS
MARK S. GESTON

July 7, 1972

The Terteling Company
611 First Security Building
Boise, Idaho 83702

Attention: Mr. William Gartin

Re: Bunting Building - Tractor Company
Well, 4503 Federal Way

Gentlemen:

This is to give you notice by the above Bunting Tractor Company and Bunting Building Company that the well located on their property on Federal Way, about a mile and a half west of your new well north of the Idaho Power Substation, has been destroyed by your drilling and testing procedures. At this time the well cannot be used due to massive sand and gravel in the well and the pump. A review of the well by the original driller cannot yet determine whether the well can be cleaned to make it usable, or whether a new well will even be productive. It is not certain that the strata in the entire area has not been destroyed, although there is some water in the sand and gravel in the well.

The well used by said companies has been in existence and pumping water for some 15 years without interruption. The only known event in the area over the last few months is the drilling and test pumping of your large well above mentioned. It is the opinion of Mr. Cowe, an expert on wells in the area, that apparently due to the extreme amount of water pumped from your well on test, which we understand to be about 3,000 gallons a minute, and the areas drawn on, there has been wide destruction on the various water bearing stratas involved which has shaken enough debris loose that as it drifted downstream into the Bunting well it caused the damage noted. We

The Terteling Company
July 7, 1972
Page Two.

also note that Guerdon Industries had the same thing happen to their well last week in about the same strata and area.

Because Mr. Bunting depends upon this well for fire protection, his only water now is in his reservoir pond adjacent to the buildings. In the event of a major fire this pond will be inadequate. Water is presently being borrowed by a 3/4 inch line to provide sanitary water for the Bunting Company and the tenants.

We can only call your attention to the major liability potential in the situation. We believe your company is liable for a water source in addition to providing facilities to transport water to the premise, as well as possible damage from all causes for lack of water.

Very truly yours,

THE/dr

cc: Department of Water Resources

*Received 7/7/72
W W Gartin*

63 7577

July 12, 1972

Eberle, Berlin, Kading, Turnbow & Gillespie
Attorneys at Law
P. O. Box 1368
Boise, Idaho 83701
ATTN: Mr. T. H. Eberle

Dear Mr. Eberle:

We received your protest of July 7 against Application No. 63-7577 filed by J. A. Terteling and Sons.

This application was filed on April 6, 1972. The legal notice was published in the Idaho Statesman on May 18 and 25 and the final date for submitting protests was June 5, 1972. Since the protest date is past we cannot accept your protest as being submitted under Section 42-202 Idaho Code.

However, if injury has been caused to your water right by a water right of a later priority you should consider taking action under Section 42-2376.

We have entered your July 7 letter in the file of Application No. 63-7577 for information purposes.

Sincerely,

BOBBY D. FLEENOR
Assistant Director
State Office

cc: J. A. Terteling and Sons
P. O. Box 1428
Boise, Idaho

✓ Western District Office
Boise, Idaho

63 7577

May 10, 1972

Re: Application for Permit Nos. 63-7577 J. A. Terteling & Sons
63-7598 - Charles F. Kostka
63-7599 - Glenn R. Meyer

The Idaho Statesman
Post Office Box #2640
Boise, Idaho 83701

Gentlemen:

Enclosed, you will find three (3) legal notices 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 galley proofs for our review before publication.

After sending us the galley proofs, proceed with the publication on the dates we have inserted, assuming that the notices are correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notices on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department for each notice, 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,

Dorian Clay
Water Resource Examiner
Western District

DC:CS

Enc: Legal Notice (3)

63 7577

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that J. A. TERTELING & SONS

Box #1428, Boise, Idaho

have
~~has~~ on April 6, 1972 submitted Application No. 63-7577

for a permit to appropriate 4.0 cubic feet per second ~~xxxxxx~~

of water from a ground water source

by means of well, pump and electric motor

within the SW¹/₄NE¹/₄, Sec. 36, T. 3 N. R. 2 E, B.M., Ada County

to be used from Jan. 1, to Dec. 31, for commercial, industrial and fire protection

~~xxxx~~ use and from April 1, to Oct. 15, for irrigation, within the SW¹/₄NE¹/₄, NE¹/₄SE¹/₄,

Sec. 36, T. 3 N, R. 2 E, B.M.

~~xxxxxx~~

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 June 15, 1972.

R. KEITH HIGGINSON

Director

Published in the Idaho Statesman, Boise, Idaho

on May 18, 1972 and May 25, 1972

63 7577

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that J. A. TERTELING & SONS, Box No. 1428, Boise, Idaho have on April 6, 1972 submitted Application No. 63-7577 for a permit to appropriate 4.0 cubic feet per second of water from a ground water source by means of well, pump and electric motor within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 3 N. R. 2 E. B.M., Ada County to be used from Jan. 1, to Dec. 31, for commercial, industrial and fire protection use and from April 1, to Oct. 15, for irrigation, within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 36, T. 3 N. R. 2 E. B.M.

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 June 5, 1972.

R. KEITH HIGGINSON

Director

Pub. May 18 & May 25, 1972 256

63 7577

PLEASE ADDRESS
ALL COMMUNICATIONS
TO THE FIRM

J. A. TERTELING & SONS

HOME OFFICE: BOISE, IDAHO 83701

RECEIVED

MAY 6 1972

Department of Water Administration

P. O. Box 1428

May 5, 1972

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

Gentlemen: Attention: Dorian Clay

In reply to your letter of May 4, we wish to advise that the initial use for commercial or industrial use will be only for toilet facilities and some lawn watering which would be light. We do hope to have further commercial and industrial uses in the future.

Fire sprinkler protection is the major proposed requirement of approximately 1700 g. p. m. We would appreciate your entering this under Item 4 as 4.0 cfs for January 1st through December 31st.

We hope this will allow you to complete the processing of this application.

Very truly yours,

J. A. TERTELING & SONS



A. C. Carlson

ACC/bf
Encl.

May 4, 1972

Re: Application for Permit No. 63-7577

J. A. Terteling & Sons
Post Office Box # 1428
Boise, Idaho 83701

Gentlemen:

In reviewing your application for permit, we find that we will require more detailed information concerning your commercial and industrial uses, so that we may determine whether or not your proposed rate of diversion is excessive.

In further reviewing the application, we note that you have approposed nature of use for fire protection. With your permission, we will also include this nature of use under item #4 of the application.

Please submit this information at your earliest convenience, so that we may continue with the processing of your application.

Very truly yours,

Dorian Clay
Water Resource Examiner
Western Division

DC:cs

*Bill Submitted
6-8-72
e.s.*

63 7577

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

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



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

April 6, 1972

J. A. Terteling and Sons
Box 1428
Boise, Idaho 83701

Gentlemen:

Attached herewith is your Receipt No. 8264 in the amount of \$ 55.00
for your application for permit

which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

63 7577

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

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

April 6, 1972

J. A. Terteling and Sons
Box 1428
Boise, Idaho 83701

Gentlemen:

Attached herewith is your Receipt No. 8264 in the amount of \$ 55.00
for your application for permit

which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

April 8, 1974

Laura J. Spangler
Idaho Land & Appraisal Service
P. O. Box 1603
Boise, Idaho 83701

Re: Permit No. 63-7577

Dear Mrs. Spangler:

We have received the affidavits filed by Norman Whittington. They will be included in the file for permit no. 63-7577.

Any changes made to permit #63-7577 must be advertised, however, we cannot notify specific individuals. Proof of beneficial use for this permit will be August 1, 1977, or anytime before.

If Mr. Whittington should want to review this file, he may do so at any time by coming into this office.

If you have any further questions, please feel free to contact this department.

Sincerely,

JAMES E. BOOKER
W. R. Technician II

JEB:df

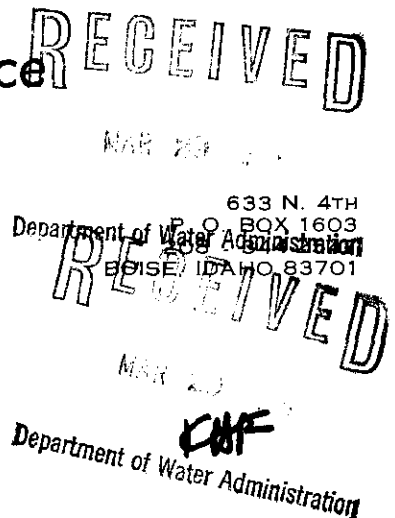
63 7577

Idaho Land & Appraisal Service

Real Estate Appraisers & Counselors
Land Management
Gas, Oil & Geothermal Filings

MERVIN J. CHRISTENSEN
ROBERT W. SMITH, M.A.I.
LAURA J. SPANGLER
DENNIS H. McDOWELL

March 28, 1974



Mr. R. Keith Higginson
Director
Department of Water Administration
Statehouse - Annex 2
Boise, ID 83707

RE: Water Permit No. 63-7577, J. A. Terteling &
Sons, assigned to Boise Water Corporation

Dear Mr. Higginson:

Mr. and Mrs. Norman Whittington have a well under
Water Permit No. 63-7557 for .72 cfs domestic and
irrigation use. This well was adversely affected by
the drilling of a well by the Terteling Company in 1972.

Enclosed are copies of five affidavit's from
persons with personal knowledge of the condition of the
Whittington well before and after the drilling of the
Terteling well. Mr. Whittington has retained the
original of these affidavits for use should the need arise,
he would appreciate it if you would include the copies
in Water Permit file 63-7577 and notify him immediately
of any proposed change in the status of this permit.

Thank you for your cooperation in this matter.

Very truly yours,

IDAHO LAND & APPRAISAL SERVICE

Laura J. Spangler
Laura J. Spangler

LS

encl

cc: Norman Whittington

63 7577

AFFIDAVIT

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

Herman V. Nelson, residing at 3900 Federal Way #4
Boise, Idaho, being duly sworn, deposes and says:

1. That he is now and for more than 4 1/2 years immediately last past has been acquainted with the well located in Section 26, NW 1/4 SE 1/4, Township 3 North, Range 2 East, B.M., under permit 63-7557 to Norman and/or Florence Whittington.

2. That from his own personal knowledge, on or about July 3, 1972, it was necessary to go 21 feet deeper with the pipe in order to maintain a sufficient amount of water from said well.

3. That such increase in the depth of the pipe became necessary only after, and as a direct result of, the drilling of a well by Pete Cope Drilling Company for J. A. Terteling & Sons in the SW 1/4 NE 1/4 of Section 36, Township 3 North, Range 2 East.

4. The water was entirely acceptable prior to the drilling of the above mentioned well in Part 3. After the well was drilled the water from the well supplying us was frothy & full of air and entirely unacceptable until the well was deepened 21'.

Herman V. Nelson

SUBSCRIBED AND SWORN TO BEFORE ME this 27th day of March, 1974.

Edward J. Lander
Notary Public for the State of Idaho
Residing at Boise, Idaho.

63 7577

AFFIDAVIT

STATE OF IDAHO)

) ss.

COUNTY OF ADA)

Erville Leroy, residing at 3900 Industrial Hwy #18
Boise, Idaho, being duly sworn, deposes and says:

1. That he is now and for more than 4 1/2 years immediately last past has been acquainted with the well located in Section 26, NW 1/4 SE 1/4, Township 3 North, Range 2 East, B.M., under permit 63-7557 to Norman and/or Florence Whittington.

2. That from his own personal knowledge, on or about July 3, 1972, it was necessary to go 21 feet deeper with the pipe in order to maintain a sufficient amount of water from said well.

3. That such increase in the depth of the pipe became necessary only after, and as a direct result of, the drilling of a well by Pete Cope Drilling Company for J. A. Terteling & Sons in the SW 1/4 NE 1/4 of Section 36, Township 3 North, Range 2 East.

4. _____

Erville Leroy
SUBSCRIBED AND SWORN TO BEFORE ME this 27th day of March, 1974.

Laura J. Loman
Notary Public for the State of Idaho
Residing at Boise, Idaho.

AFFIDAVIT

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

Edward J. [illegible], residing at 570 [illegible] St.
[illegible], being duly sworn, deposes and says:

1. That he is now and for more than 7 1/2 years immediately last past has been acquainted with the well located in Section 26, NW 1/4 SE 1/4, Township 3 North, Range 2 East, B.M., under permit 63-7557 to Norman and/or Florence Whittington.

2. That from his own personal knowledge, on or about July 3, 1972, it was necessary to go 21 feet deeper with the pipe in order to maintain a sufficient amount of water from said well.

3. That such increase in the depth of the pipe became necessary only after, and as a direct result of, the drilling of a well by Pete Cope Drilling Company for J. A. Terteling & Sons in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36, Township 3 North, Range 2 East.

4. After supper the yard up to a date Sunday 16/7/20. At this time the pressure went down and a rather big bubble forming - We were informed by Mr. Whittington that he would have to go down.

SUBSCRIBED AND SWORN TO BEFORE ME this 27th day of March, 1974.

Notary Public for the State of Idaho
Residing at Boise, Idaho.

63 7577

AFFIDAVIT

STATE OF IDAHO)

) ss.

COUNTY OF ADA)

Jennie Nelson, residing at 3900 Federal Hwy 4
Boise, Idaho, being duly sworn, deposes and says:

1. That he is now and for more than 4 1/2 years immediately last past has been acquainted with the well located in Section 26, NW 1/4 SE 1/4, Township 3 North, Range 2 East, B.M., under permit 63-7557 to Norman and/or Florence Whittington.

2. That from his own personal knowledge, on or about July 3, 1972, it was necessary to go 21 feet deeper with the pipe in order to maintain a sufficient amount of water from said well.

3. That such increase in the depth of the pipe became necessary only after, and as a direct result of, the drilling of a well by Pete Cope Drilling Company for J. A. Terteling & Sons in the SW 1/4 NE 1/4 of Section 36, Township 3 North, Range 2 East.

4. The water was acceptable for about
two years. Then it became full of air
and frothy which necessitated
drilling
21 ft deeper which has made good pressure
and water is satisfactory

Jennie Nelson
SUBSCRIBED AND SWORN TO BEFORE ME this 29th day of March, 1974.

David L. Jordan
Notary Public for the State of Idaho
Residing at Boise, Idaho.

63 7577

AFFIDAVIT

STATE OF IDAHO)

) ss.

COUNTY OF ADA)

Margaret Conington

, residing at 3900 E. 1st St.

Boise, Idaho 83705, being duly sworn, deposes and says:

1. That he is now and for more than 4 1/2 years immediately last past has been acquainted with the well located in Section 26, NW 1/4 SE 1/4, Township 3 North, Range 2 East, B.M., under permit 63-7557 to Norman and/or Florence Whittington.

2. That from his own personal knowledge, on or about July 3, 1972, it was necessary to go 21 feet deeper with the pipe in order to maintain a sufficient amount of water from said well.

3. That such increase in the depth of the pipe became necessary only after, and as a direct result of, the drilling of a well by Pete Cope Drilling Company for J. A. Terteling & Sons in the SW 1/4 NE 1/4 of Section 36, Township 3 North, Range 2 East.

4. The water was not good
until about July 1972 when
Whittington had to go deeper to get
good water again.

Margaret Conington

SUBSCRIBED AND SWORN TO BEFORE ME this 27th day of March, 1974.

[Signature]
Notary Public for the State of Idaho
Residing at Boise, Idaho.

63 7577

September 14, 1972

Re: Permit No. 63-7577

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

Attn: John S. Anderson, District Mgr.

O
Gentlemen:

We acknowledge receipt of the assignment conveying the above referenced permit to Boise Water Corporation.

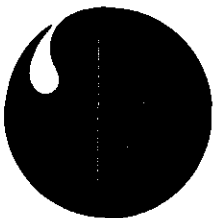
The assignment has been recorded and the Department's records changed accordingly.

P
Sincerely,

BOBBY D. FLEENOR
Assistant Director

Y
BDF:DR

63 7577



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

Dear Mr. Clay:

Attached is a copy of an Assignment of Permit #63-7577
whereas J. A. Terteling & Sons, permit holder, assigns
to Boise Water Corporation, P.O. Box 7488, Boise, Idaho
83707, the above named permit, dated September 1, 1972.

Very truly yours,

BOISE WATER CORPORATION

John S. Anderson
District Manager

JSA/cd
Encl.

August 21, 1972

J. A. Terteling & Sons
P. O. Box 1428
Boise, Idaho 83701

Dear Mr. Terteling:

Enclosed is a copy of your approved Application for Permit No. 63-7577. 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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

63 7577