

PROOF OF PUBLICATION

County of Ada,
ss.
State of Idaho,

Donna Griggs, being first duly sworn, on oath
says he is the Office Manager of THE INTERMOUNTAIN OBSERVER,
a newspaper of general circulation, published weekly by the LITERARY EN-
TERPRISES, INC., publishers and printers thereof, at Boise, County of Ada,
State of Idaho;
That the annexed notice was published in said newspaper on each and every
week for two consecutive weeks, the first publication being
on the 6th day of April, 1968, and the last publication
being on the 13th day of April, 1968;

That said newspaper is of general circulation and has been printed and
published continuously and uninterruptedly in said county during a period of
more than seventy-eight consecutive weeks prior to the first publication of
the attached notice.

Donna Griggs

Subscribed and sworn before me this 13th day of April,
1968.

A. L. Reynolds
Notary Public

(SEAL)
My commission expires 8/30/71

RECEIVED
APR 13 1968
Department of Reclamation

NOTICE OF CLAIM TO A WATER RIGHT
NO. 63-4015

Notice is hereby given that the Boise
Water Corporation, Box 7488, Boise, Idaho
has filed a claim to a water right established
by diversion and application to beneficial use
of 2.0 cubic feet per second of water from a
subterranean source with point of diversion
in NW1/4SE1/4, sec. 27, T. 3 N, R. 2 E,
B.M., Ada County; the water is claimed to
be used from January 1 to December 31 for
domestic use and fire protection with a
priority of October 17, 1960 for 2.0 c.f.s.;
the place of use is the Boise Industrial
Foundation.

Any exception to this claim of water right
may be filed with the Department of Reclama-
tion.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Intermountain Observer,
Boise, Idaho on April 6 and April 13.

bill submitted 4-16-68

63 4015

Identification No. 63-4015
Claim No. _____
Map No. 42367

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT
Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Boise Water Corporation
post office address P. O. Box 7488, Boise, Idaho 83707
2. The point of diversion is in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 27 Township 3 North
Range 2 East B.M. located on Tree (name of source)
tributary to _____ in Ada County.
3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.
 - a. Date of priority claimed:
October 17, 1960 amount: 2.0 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed _____ c.f.s. or _____ acre feet.
 - b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:
Domestic and Fire protection period of use from JAN 1 - Dec 31 1960 to Mar. 15, 1968 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).
4. Description of diverting works:
 - a. Surface water diversion dam and/or headgate: material is composed of _____
_____ ; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

 - b. Underground water diverting works: is well flowing or pumped pumped ; depth of well is 455 feet; diameter of well is 12 inches; type of pump is Deep Well Turbine
capacity of pump is 500 g.p.m.; name and address of well driller is Russell Cowe
1514 Longmont Ave., Boise, Idaho ;

Yes; if so, give dates and explain Well was cleaned starting March 7, 1967 by
Mr. Cowe. New lead packs installed and new 10 stg. 10 RL bowl unit to
replace worn unit.

Conveying works: length of ditch to place of use is _____ feet; width of ditch at top is _____ feet; width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is _____; maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; type of pipe _____; grade of pipe per 1000 feet is _____.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

The water system has 2200' of 8" dipped and wrapped steel pipe and 2430' of 8" AC pipe plus services, meters and fire hydrants.

If water is stored: name of reservoir _____ ;
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____ ; year completed _____ ; date first used _____
period of storage is from _____ to _____ ; is reservoir drained each year _____ ;
is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity_____c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions_____

has there been any enlargement of the reservoir since it was first built_____, if so, give dates and describe_____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated _____

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

b. Do you get water through a ditch owned by several users?_____ If yes, give the name of the ditch _____ . The other users and their respective interests in the ditch are (if known)_____

6. Where water is used for stock watering, give number of each kind of stock watered_____

7. Where water is used for domestic or municipal purposes give number of ~~houses~~ **Industrial Customers** served 4
name of town supplied Boise Industrial Foundation

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities_____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
Well was owned and operated by Boise Industrial Foundation to serve an industrial subdivision with water for domestic and fire protection from October 1960 to date. Boise Industrial Foundation is conveying the well and water system to Boise Water Corporation effective 1 April 1968.

BE IT KNOWN that the undersigned hereby makes claim to a water right as described above together with all attached information and certifies that all statements are true and accurate to the best of his knowledge.

(Date) _____

(Signature of Claimant) _____

**Walter H. Smith, President
Boise Water Corporation**

State of Idaho

County of Ada } ss.

On this 15th day of March 1968, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Alberta E. Hunt
Notary Public residing at Boise, Idaho

My commission expires May 9, 1969

For Department Use Only

Received by <u>DeW</u> Date <u>3-15-68</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>DeW</u> Date <u>3-15-68</u> <u>met #54</u>	_____	_____	_____
Fee received by <u>ej</u> Date <u>3-18-68</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by _____	_____	_____	_____
Published in _____ Dates _____	_____	_____	_____

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	<u>May 18, 1871</u>	amount:	<u>0.8 c.f.s. or</u>	<u> </u>	acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4 c.f.s. or</u>	<u> </u>	acre feet
		Total claimed:	<u>1.2 c.f.s. or</u>	<u> </u>	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

PROOF OF PUBLICATION

County of Ada,
ss.
State of Idaho,

..... Donna Griggs, being first duly sworn, on oath
says he is the Office Manager of THE INTERMOUNTAIN OBSERVER,
a newspaper of general circulation, published weekly by the LITERARY EN-
TERPRISES, INC., publishers and printers thereof, at Boise, County of Ada,
State of Idaho;

That the annexed notice was published in said newspaper on each and every
week for two consecutive weeks, the first publication being
on the 6th day of April 19..... 68, and the last publication
being on the 13th day of April 19..... 68;

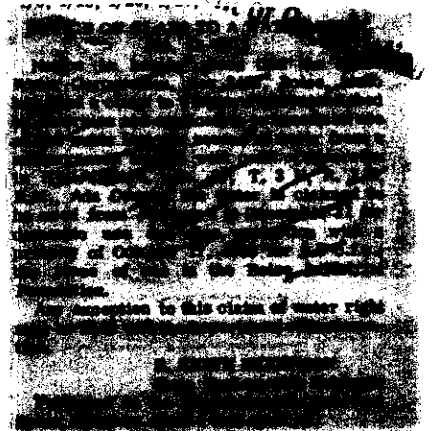
That said newspaper is of general circulation and has been printed and
published continuously and uninterruptedly in said county during a period of
more than seventy-eight consecutive weeks prior to the first publication of
the attached notice.

.....
..... Donna Griggs
..... 13th April
Subscribed and sworn before me this day of

19..... 68..

.....
..... Notary Public
8/30/71

(SEAL)
My commission expires



Not Sub. filed 4/10/68

NOTICE OF CLAIM TO A WATER RIGHT

No. 63-4015

Notice is hereby given that the Boise Water Corporation, Box 7488,
Boise, Idaho has filed a claim to a water right
established by diversion and application to beneficial use of 2.0
cubic feet per second acre feet of water from a subterranean source
with point of diversion in Section 27, T. 3 N., R. 2 E., E.M., Ada County ; the water is
claimed to be used from January 1 to December 31 for domestic use
and fire protection with a priority of October 17, 1960
for 2.0 c.f.s. ; the place of use is the Boise Industrial
Foundation

Any exception to this claim of water right may be filed with the Department
of Reclamation.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Intermountain Observer Boise, Idaho
on April 6 and April 13

63 4015

March 29, 1968

Re: Claim No. 63-4085
Boise Water Corporation

The Intermountain Observer

P. O. Box 7337
Boise, Idaho

Gentlemen:

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

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, 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 same has been paid.

(Do not sign letter)

Signature of claimant

Very truly yours,

Donald W. McElldowney
Appropriation Examiner

DWM:ks

Enclosure: legal notice

63 4015

Form 3

~~4~~ 3 NOTICE OF CLAIM TO A WATER RIGHT

I 63-4015

Notice is hereby given that the Boise Water Corporation, Box 7488, Boise, Idaho has filed a claim to a water right established by diversion and application to beneficial use of ~~2.0~~ cubic feet per second of water from a subterranean source with point of diversion in NW1/4SE1/4, sec. 27, T. 3 N, R. 2 E, B.M., Ada County; the water is claimed to be used from January 1 to December 31 for domestic use and fire protection with a priority of October 17, 1960 for 2.0 c.f.s.; the place of use is the Boise Industrial Foundation.

Any exception to this claim of water right may be filed with the Department of Reclamation.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Intermountain Observer,
Boise, Idaho on April 6 and April 13.

May 7, 1968

Re: Claim No. 63-4015

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

Attention: Walter H. Smith, President

Gentlemen:

Please be advised that your claim to a water right has been received and processed by the Department of Reclamation. The information in your claim is filed under Claim No. 63-4015.

Receipt No. 654 was given to you at the time you presented your claim. The receipt was in the amount of \$10.00 for the filing fee. Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

63 4015