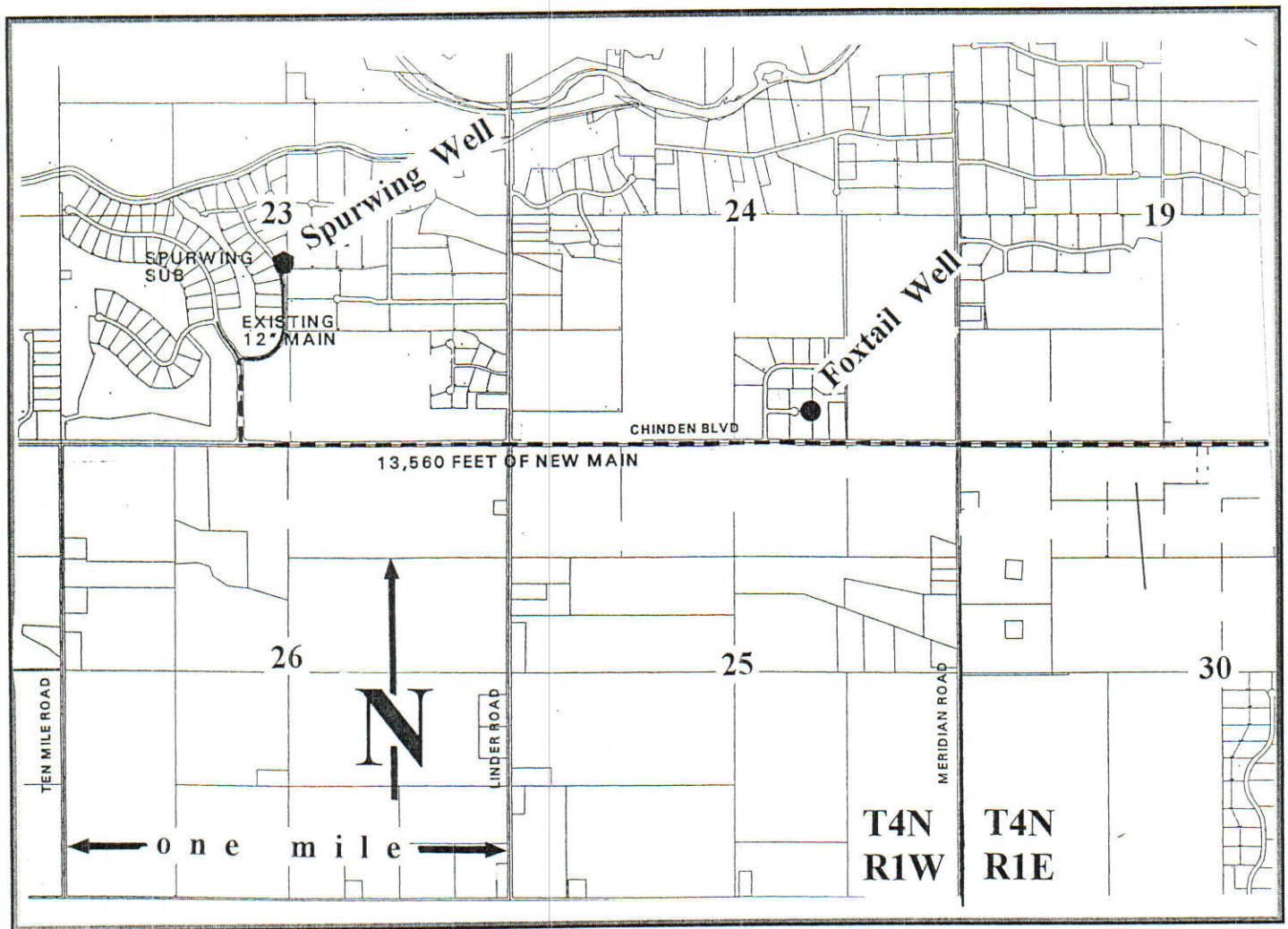


Complete the following map by showing land and point of diversion as proposed by this amendment.
Show 1/4 1/4, section, township, range and ditches. (The smallest subdivision represents 40 acres.)



Scale: 2 inches equal 1 mile.

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

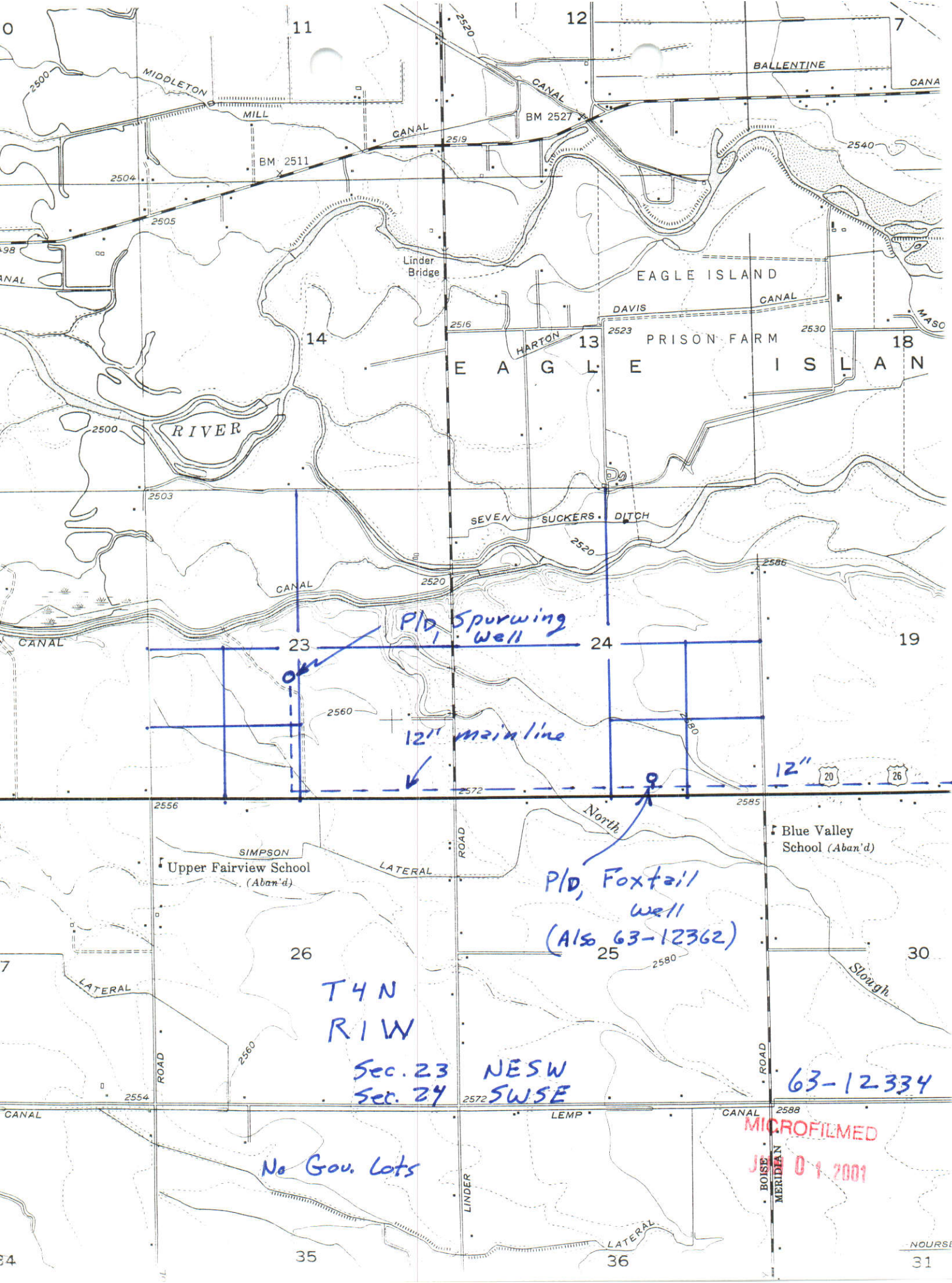
Signed this 8th day of December, 1998. Ed Squires - CHM
Edward Squires, Hydrogeologist, for UWID (Permit Holder)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by SL Publication prepared by SL Date 12-29-99
Published in Idaho Statesman Pub. dates 1-7 & 14 - 99
I, _____, of the Department of Water Resources hereby

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

MICROFILMED
AUG 09 1999



SPURWING SUBDIVISION BENCHMARKS

6/24/84

200 100 0 200 400 600
SCALE IN FEET
1" = 400'

T.B.M.
5/8" IRON PIN
WITNESS CORNER
ELEVATION = 2547.97

T.B.M.
1/2" IRON PIN
RANDOM POINT
ELEVATION = 2555.82

P/O
Spurwing
Well,
Lot
77

Well
"A"

63-12334

MICROFILMED

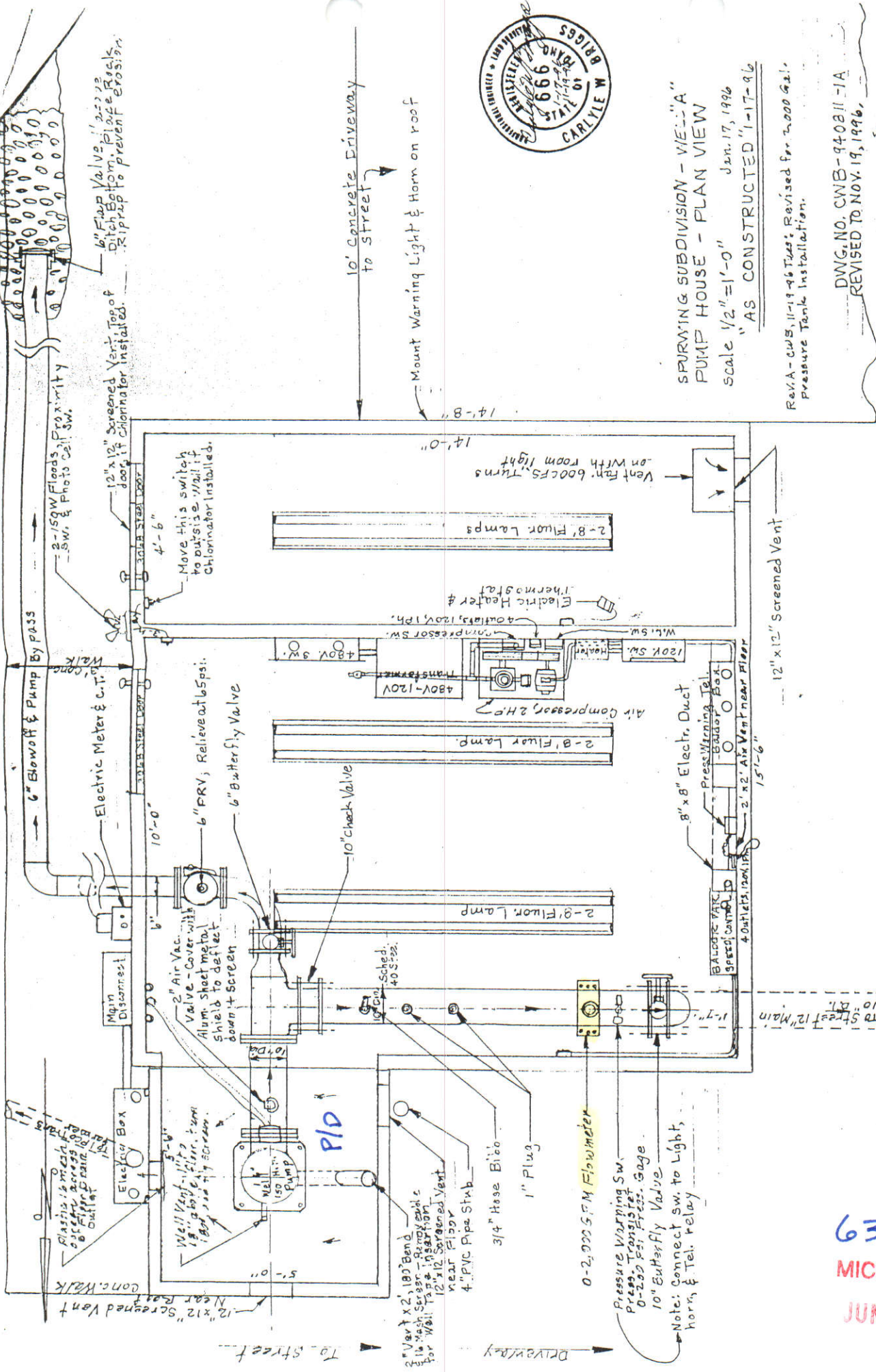
JUN 01 2001

Hwy 20-26

T.B.M.
BRASS CAP AT
1/4 CORNER
ELEVATION = 2565.67

A circular professional engineer seal for the State of Idaho. The outer ring contains the text "PROFESSIONAL ENGINEER" at the top and "STATE OF IDAHO" at the bottom. Inside the ring, the name "CARLYLE W. BRIGGS" is written in a large, stylized font. Below the name, the license number "666" is printed, followed by the expiration date "9-6-96". A signature, presumably of Carlyle W. Briggs, is written across the seal.

JUN 01 2001



Spurwing Well
Well House

63-12334
 MICROFILMED
 JUN 01 2001

CURVE NO.
18-146
9-1-78

No. Stages	Eff. Change	MATERIAL	Eff. Change
1	-2	IMP.—C.I.	-1
2	0	IMP.—NI-RI	-2
3		BOWL—BRZ.	-1
4		BOWL—NI-R.	-1

14 TLC

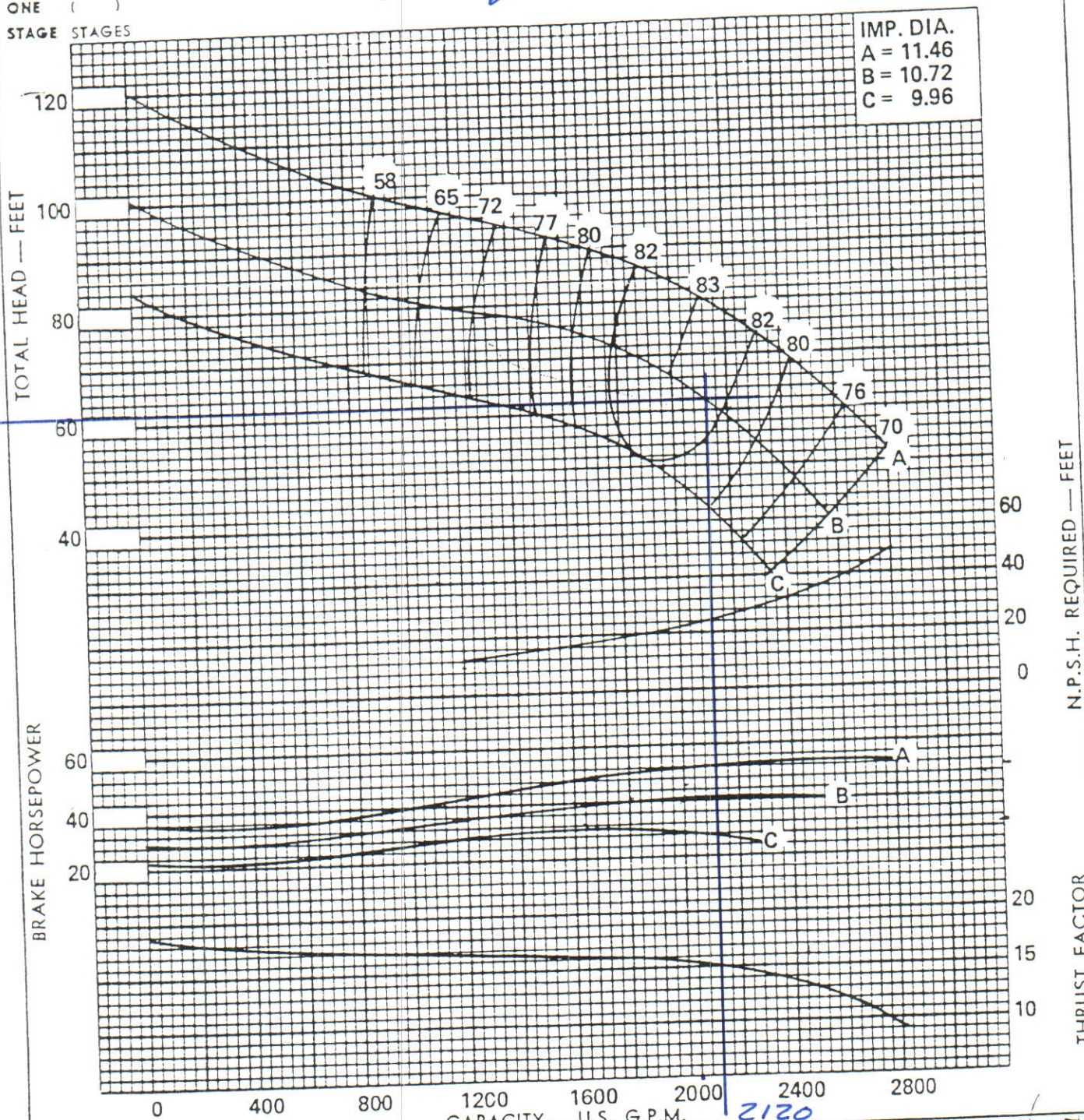
1770 R.P.M.

SINGLE STAGE LAB PERFORMANCE WITH STANDARD MATERIALS. EFFICIENCY SHOWN FOR 2 OR MORE STAGES. HORSE POWER SHOWN FOR ONE STAGE BASED ON 2 STAGE EFFICIENCY. CORRECTIONS SHOULD BE MADE FOR STAGES AND MATERIAL.

3 stage

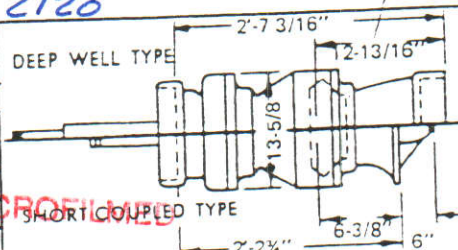
63-12334

ONE ()
STAGE STAGES



New Curve Completely

EYE AREA — SQ. IN.	= 34.26	IMPELLER WT.-LBS.	= 32.1
WR ² PER IMPELLER	= 2.72 LB.-FT ²	ONE STAGE WT.-LBS.	= 435
MAX. SPHERE SIZE	= 1.25 in.	ADD'L STAGE WT.-LBS.	= 164
MAX. NO. STD. STAGES	= 7	IMPELLER NUMBER	= 7T13
MAX. OPERATING P.S.I.	= 390	DISCH. SIZES	= 10, 12
STD. LATERAL	= 0.78 in.	SUCTION SIZES	= 10
STD. SHAFT DIA.	= 1.937 in.	MAX. LATERAL	= 1.26 in.
MAX. SHAFT DIA.	= 2.187 in.	BOWL CONN.	FLANGED—COLLETS
MIN. SUBMERGENCE	= 36 in.	ADD 13	" PER ADDITIONAL STAGE



MICROFILMED

IN U 1 2001

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9.

REMARKS: This well is in the Spawning Subdivision,

and is inter connected to the Foxtail well
in SUSE, Sec. 24, and to other well by
a 12" mainline along Hwy 20-26

Donna Leta Risk Examiner
Signature of Dept. Representative & Title

8-31-95
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



RECEIVED
JUN 01 2001

1 of 2

P/O

Spurwing
Well

House



P/O

Spurwing

Well



MICROFILMED
JUN 01 2001

63-12334

2 of 2



P/D
Flow
meter
at
Sprwing
Well



Plu
Typical
Homes
in
Sprwing
Subdivision
by
Well

MICROFILMED
JUN 01 2001

63-12334

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707-0040

LEGAL ADVERTISING INVOICE

Amount Due

\$54.48

Account Number/Trans. #	Identification		
047628	AMENDMENT OF WATER RIGHT		
Ordered By	P.O. Number	Rate	Run Dates
SUE TAYLOR		NT	JANUARY 7, 14, 1999
STATE OF IDAHO DEPT. OF WATER RESOURCES WESTERN REG. 2735 AIRPORT WAY BOISE, IDAHO 83705 - 5082		Estimated Inches	Real Inches
		# Affidavits	Legal Number
		1	3024

RECEIVED

JAN 15 1999

WATER RESOURCES
WESTERN REGION

LEGAL NOTICE

NOTICE OF APPLICATION FOR AMENDMENT OF WATER RIGHT

Notice is given that **UNITED WATER IDAHO** of PO Box 7488, Boise ID 83707-1488 has applied to the Department of Water Resources to change the Point of Diversion, Place and Nature of Use of the following water right in Ada County pursuant to I.C. 42-211 (all sections listed are in T4N R1W):

RECORDED RIGHT

Permit #63-12334 in the name of Spurwing Homeowners Assn. for ground water, filed on 3-8-1995 for .38 cfs for domestic use diverted from 2 points in N 1/2 of SW 1/4 S23 to serve 70 homes in Spurwing Subd. (in-house use only) in portions of W 1/2 S23.

PROPOSED AMENDMENT

The amount of water authorized for 70 homes will be diverted from 1 existing well in NESW S23 (Spurwing well, L. 75, B1. 1 Spurwing Subd.) and 1 existing well in SWSE S24 (Foxtail well, L. 3 Foxtail Subd.) for municipal use within the applicant's service area. Applicant does not propose new well construction in this filing.

The permit will be subject to all prior water rights. Any protest against approval of the proposed amendment must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 together with a protest fee of \$25.00 on or before January 25, 1999. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Pub. Jan. 7, 14, 1999

3024

JANICE HILDRETH

, 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 Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for TWO

☒ consecutive weekly

☐ single

☐ consecutive daily

☐ odd skip

insertion(s) beginning with the issue of

JANUARY 7, 1999

and ending with the issue of

JANUARY 14, 1999

Janice Hildreth

STATE OF IDAHO)

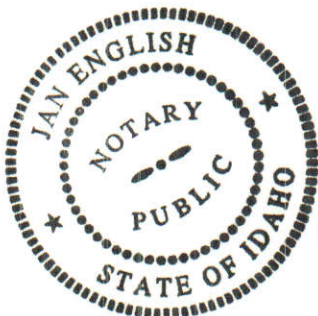
ss.

COUNTY OF ADA)

On this 14TH day of JANUARY in the year of 1999

, before me, a Notary Public, personally appeared JANICE HILDRETH

known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.



Ian English
Notary Public for Idaho
Residing at:

Boise, Idaho

My commission expires:

MICROFILMED
AUG 09 1999

02/28/02

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-12334

Priority: March 28, 1995

Maximum Diversion Rate: 0.38 CFS
Maximum Diversion Volume: 42.0 AF

It is hereby certified that UNITED WATER IDAHO
8248 W VICTORY RD
BOISE ID 83709-4165 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated March 08, 1995; and has
submitted Proof of Beneficial Use on May 20, 1999. An examination indicates that the works have a
diversion capacity of 7.47 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
MUNICIPAL	01/01 to 12/31	0.38 CFS	42.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 24, Twp 04N, Rge 01W, B.M., ADA County
GROUND WATER	NE $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 23, Twp 04N, Rge 01W, B.M., ADA County

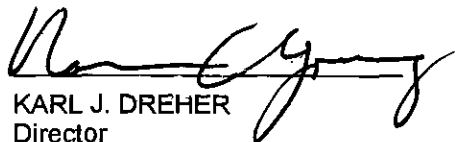
CONDITIONS OF APPROVAL

1. The right holder shall install and maintain a measuring device at each point of diversion authorized under this right.
2. After specific notification by the department, the right holder shall annually report to the department the amount of water diverted from each point of diversion.
3. Points of diversion are known as the Spurwing Well and the Foxtail Well.
4. Place of use is located within the service area of United Water Idaho.
5. Right 63-12362 is also diverted through the point of diversion located within SWSE, Sec 24, Twp. 04N, Rge. 01W.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 14TH day of MAY, 2001.

Acting for


KARL J. DREHER
Director

MICROFILMED

JUN 01 2001

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 63-12334	)	ORDER OF
	)	
IN THE NAME OF UNITED WATER IDAHO	)	REINSTATEMENT
_____	)	

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before May 1, 1999; and,

WHEREAS, the Department notified the permit holder on February 28, 1999, by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use or an extension of time request; and,

WHEREAS, the Department sent the permit holder a lapse notice on May 6, 1999, since the department had not received an acceptable proof of beneficial use statement or extension of time; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on May 20, 1999;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 63-12334 is **REINSTATED** with an advance in priority to **March 28, 1995**.

DATED this 16th day of July, 1999.



L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

AUG 09 1999

MAY 20 1999

Department of Water Resources

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

FOR OFFICE USE ONLY

Amt. of \$: 100.00
Receipt No. 045513
Receipt By: FW
Date Received: 5/21/99**PROOF OF BENEFICIAL USE**

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

1. Permit No. ¹²³³⁴ 63-1334 (Spurwing/Foxtail) Telephone No. 362-7332
2. Name(s) of Permit Holder(s) UWID
3. Mailing Address: 8248 W. Victory, Boise, Id. 83709
4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: 6/95 & 7/97
- a. Well Driller: Pete Cope Drilling Permit Number 63-95-C-400 & 63-96-W-0707
- b. **OPTIONAL:**
Pump Horsepower: _____ pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: Municipal
6. Total rate of diversion and/or volume for which proof is submitted: 0.38 cfs OR 42.0 acre feet
7. Measuring Device Requirement: (refer to the approval conditions of your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
- | | |
|--|--------------------------|
| Measuring Device: Is a measuring device required? | Yes <u>X</u> or No _____ |
| Has the measuring device been installed? | Yes <u>X</u> or No _____ |
| Flow Measurement Port: Is a flow measurement port required? | Yes <u>X</u> or No _____ |
| Has the measurement port been installed? | Yes <u>X</u> or No _____ |
8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filling proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Edward Squires Telephone Number: 362-7332
Address: 8248 W. Victory Rd., Boise, ID 83709
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: E. SquiresSenior Hydrogeologist
(include your title, if on behalf of company or organization)Date: 5-19-99

MAY 20 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
AMENDMENT OF PERMIT
PERMIT NO. 63-12334

This is to certify, that UNITED WATER IDAHO
8248 W VICTORY RD
BOISE ID 83709

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-211, Idaho Code. The approved amendment of permit is described as follows:

SOURCE

GROUNDWATER

Priority: March 8, 1995

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	0.38 CFS	42.0 AF

LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 23, Township 04N, Range 01W
SWSE , Sec. 24, Township 04N, Range 01W
ADA County

PLACE OF USE: See Remarks

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1999.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. The right holder shall comply with Idaho well construction standards when constructing a well pursuant to this right.
4. The issuance of this right does not grant any right-of-way or easement across the land of another.
5. The right holder shall install and maintain a measuring device at each point of diversion authorized under this right.
6. After specific notification by the department, the right holder shall annually report to the department the amount of water diverted from each point of diversion.
7. Points of diversion are known as the Spurwing Well and the Foxtail Well.
8. Place of use is located within the service area of United Water Idaho.

Witness my hand this 19th day of

April 19⁹⁹
L. Shw Saylor

Chief, Water Allocation Bureau

MICROFILMED

AUG 09 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR AMENDMENT OF A PERMIT

Applicant United Water Idaho (UWID)¹ Phone 208-362-1704

Address 8248 W. Victory Road, P.O. Box 7488, Boise, ID 83707-1488

I am the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 63-12334, and request that the permit and permit map be amended and/or changed as follows:

Purpose of Amendment:

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

1. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
75		NE	SW	23	4N	1W	Ada	UWID Spurwing Well ²
3		SW	SE	24	4N	1W	Ada	UWID Foxtail Well ³

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

amount 0.38 cfs not to exceed 42.0 afa⁴ for municipal⁵ purposes from 01/01 to 12/31
(cubic feet per second) (acre-feet per annum) (water use) (begin) (end)

3. Place of use or land to be irrigated:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SE 1/4	SW 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	

See UWID's most recent Description of Municipal Service Area, filed separately with the Department.

Total acres not applicable

4. a. Who owns the property at the point of diversion? UWID
b. Who owns the land to be irrigated at the place of use? Not applicable to a municipal water right.
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Not applicable.

¹ A Notice of Change of Water Right Ownership will be filed separately reflecting the change in ownership from Spurwing Homeowners Association to UWID. For UWID's corporate officers, see UWID's most recent Description of Municipal Service Area, filed separately with the Department.

² "UWID Spurwing Well" is the same as what was labeled "Well A" on the original permit application. The well listed as Well B on the original permit (NW, SW, §23 T4N, R1W) will no longer be used as a POD in connection with this permit.

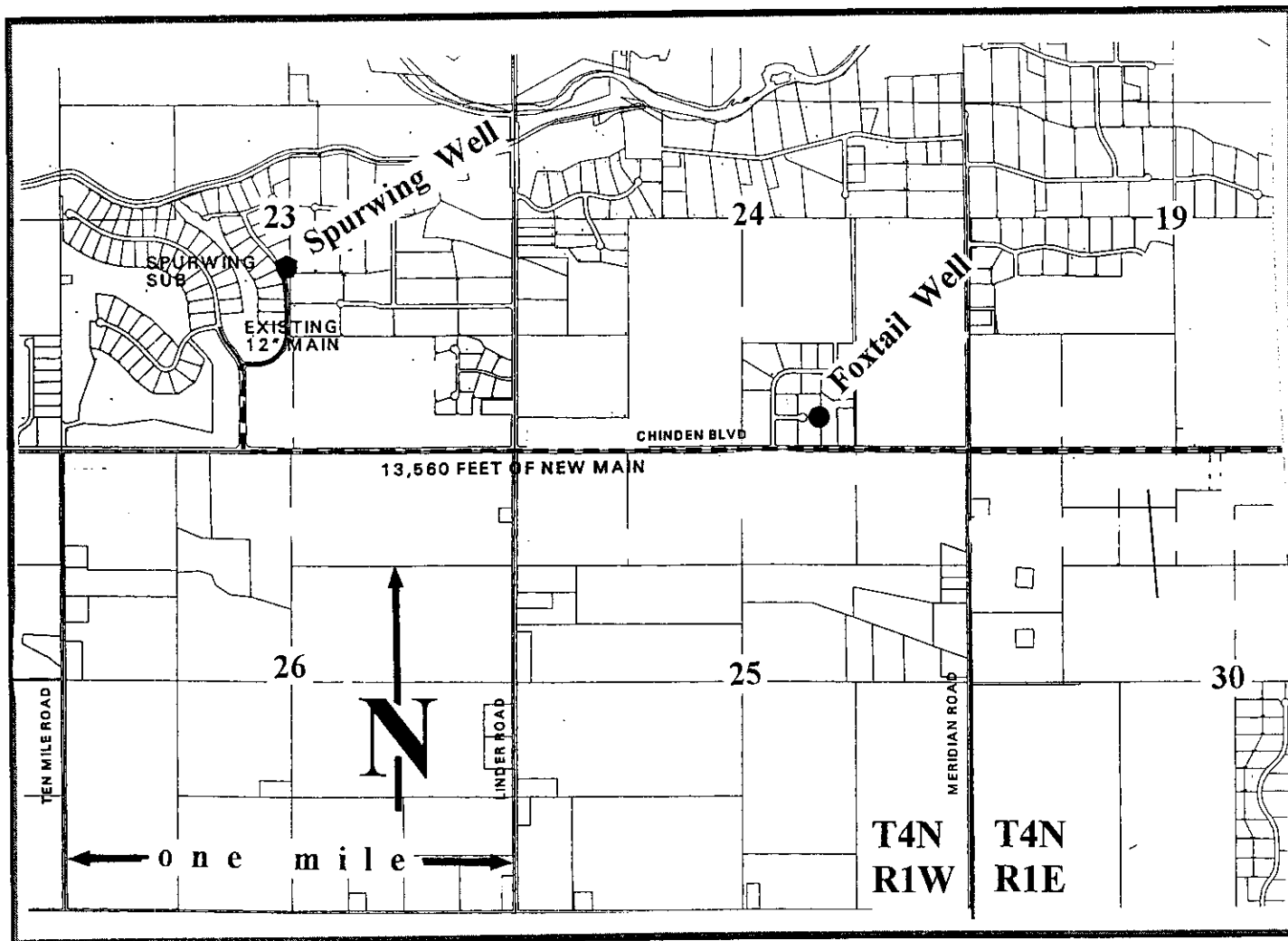
³ This application for amendment seeks to add the UWID Foxtail well as an alternative POD.

⁴ This annual volumetric limit is based on the cap of 70 homes set out in Condition No. 11 of the permit as originally issued. We have employed the standard IDWR calculation of 0.6 acre-feet per annum per home, based on the assumption that no lawn irrigation is involved (per Condition No. 12 of the permit as issued).

⁵ UWID seeks to bring this water right under the Municipal Water Rights Act of 1996, Idaho Code §§ 42-202, 42-202B, 42-217, 42-219, 42-222. However, UWID intends to use the water solely to meet current needs and does not at this time assert any claim for a "future need" component to the right under the Municipal Water Right Act of 1996.

RECEIVED
AUG 09 1999

Complete the following map by showing land and point of diversion as proposed by this amendment.
Show 1/4 1/4, section, township, range and ditches. (The smallest subdivision represents 40 acres.)



Scale: 2 inches equal 1 mile.

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

Signed this 8th day of December, 1998. Ed Squires - CHM
Edward Squires, Hydrogeologist, for UWID (Permit Holder)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by SL Publication prepared by SL Date 12-29-99
Published in Idaho Statesman Pub. dates 1-7 & 14 - 99
I, _____, of the Department of Water Resources hereby

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

MICROFILMED

AUG 09 1999

AT 4-2-99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF PERMIT

I, Spurwing Homeowners Association, hereby assign to United Water Idaho
of, 8248 W. Victory Rd. (208) 362-7332
(Full Address) (Phone)

All my right, title, and interest in and to Permit No. 63-12334 to appropriate the public waters of the state of Idaho.

Or (for partial assignments)

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 portion of the permit assigned listing the number of acres in each 40 acre subdivision, point of diversion location, and the amount of water in cubic feet per second)

Made this 2 day of April, 19 99.

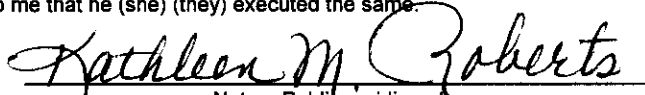


Permit Holder

State of Idaho

County of Ada) ss

On this 2nd day of April, 19 99, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Notary Public residing at

Seal

Boise

My Commission expires: 12-11-2001

MICROFILMED

AUG 8 9 1999

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 63-12334

Proposed Priority: March 8, 1995

Maximum Diversion Rate:

0.38 CFS

This is to certify, that **SPURWING HOMEOWNERS ASSOC**

3278 N SHAMROCK LN

BOISE ID 83704

has applied for a permit to appropriate water from: **GROUNDWATER**

and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.38 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 23, Township 04N, Range 01W

NWSW , Sec. 23, Township 04N, Range 01W

ADA County

PLACE OF USE: DOMESTIC

TWN RGE SEC

04N 01W 23

SWNW

SENW

NESW

NWSW

SWSW

SESW

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1999.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. The right holder shall comply with Idaho well construction standards when constructing a well pursuant to this right.
6. The issuance of this right does not grant any right-of-way or easement across the land of another.
7. Prior to the diversion and use of water under this approval, the right holder shall install and maintain a measuring device on each point of diversion authorized under this right.
8. After specific notification by the department, the right holder shall annually report to the department the amount of water diverted from each point of diversion.
9. Points of diversion are located within Lots 1 & 77, Spurwing Subdivision.
10. Places of use are located within Lots 5-52, 54-62, & 64-76, Blk. 1, Spurwing Subdivision.
11. Domestic use is for 70 homes.
12. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

MAY 07 1996

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-12334

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

3rd day of may, 1996

Karl J. Dreher
for Karl J. Dreher, Director

MAY 07 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: SPURWING
BOISE ID 83704 208-000-0000
2. Source: GROUNDWATER
3. Location of Point of Diversion: Trib. to:
NESW Sec. 23, Township 04N, Range 01W
NWSW Sec. 23, Township 04N, Range 01W
ADA County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
DOMESTIC	01/01	12/31	0.380		
5. Total quantity to be appropriated is:
0.380 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
 - b. Height of storage dam feet; active reservoir capacity acre-feet; total reservoir capacity acre-feet; period of year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is inches; proposed depth of well is feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when?
Drilling Firm
Well was drilled for
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 year(s).
8. Place of Use: DOMESTIC

TWN RGE SEC
04N 01W 23

SWNW
NWSW

SESW
SWSW

NESW
SESW

RECEIVED

MAY 07 1996

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:

This is a temporary record being used for partial approval of
Application No. 63-12142.

11. Map of proposed point of diversion and place of use attached? []

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.

See original of 63-12142
Applicant

Received by _____ Date _____ Time _____ Preliminary check by _____
Fee \$ _____ Receipted by _____ # _____ Date _____
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

MAY 07 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

May 16, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

UNITED WATER IDAHO
8248 W VICTORY RD
BOISE ID 83709-4165

RE: License No. 63-12334 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

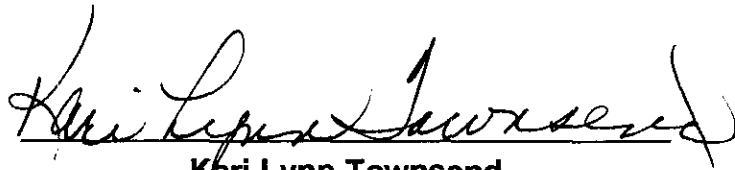
MICROFILMED
MAY 01 2001

CERTIFICATE OF MAILING

I hereby certify that on May 16, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 63-12334

**UNITED WATER IDAHO
8248 W VICTORY RD
BOISE ID 83709-4165**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

**MICROFILMED
JUN 01 2001**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

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JUN 01 2001

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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JUN 01 2001

LICENSE REVIEW CHECKLIST

Permit No. 63-12334 Date: 4-11-2001 Reviewer: Kay Walker

topo X7

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.
Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps: Right(s): _____
File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.38 cfs
Fee Limit _____ cfs
Measured _____ cfs
Theoretical 7.47 cfs

Recommended Total Diversion Rate 0.38

Water Uses OK

Change (P46)

Season of Use per new Standards

Irrigation _____ cfs _____ af
Stockwater _____ cfs _____ af
Domestic _____ cfs _____ af
Mun 0.38 cfs 42.0 af
_____ cfs _____ af
Total 0.38 cfs 42.0 af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)
supp. Gw (WB7/065/104)
overlap spec combined rts (W35)
<1 acre (W31)
Domestic (W01/wb5/070/071/075)
Power (W42 or W43/025/027/R22 or R23)
Fish (042)
Fire (077)
Water Quality (081/R07)
Payette - (W22/047/27A)
Stockwater for US (R37)

Volume Determination

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks: _____

Additional Conditions _____ Watermaster Control
_____ GW Measurement/Measuring Device
_____ Other
Trust R55 - remove 051)
Non-trust (048/049)

GW Dist? _____
Water Msmt. Dist? _____
Crit. GWMA? _____
GWMA? _____
Government Lots? _____

Advance Priority? yes If yes, explain why below.
no

SRBA Claim? not req'd

Adjust memo _____

Amend Letters _____ P87, S06 Second Amendment Notice _____ S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR 7 2000

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-12334

1. Owner: United Water Idaho Phone No. (208) 362-7358

Current Address: 8248 W. Victory Rd., Boise, ID 83709

2. Accompanied by: Heather Goldstein EXAM DATE: 8-31-99

Address: Same (Water Rights, etc.) Phone No. Same

Relationship to Permit Holder: Contact now: Roger Dittus

3. Source: Groundwater tributary to

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 63-12362, and other rights

2. Other water rights with the same point of diversion: None for Spurwing Well

C. DIVERSION AND DELIVERY SYSTEM

63-12362 for Fox tail well

1. Point(s) of Diversion: 2 wells

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
<u>Spurwing</u>		<u>NE</u>	<u>SW</u>	<u>23</u>	<u>4N</u>	<u>1W</u>	<u>Ada</u>		<u>Site Visit, map</u>
<u>Fox tail</u>		<u>SW</u>	<u>SE</u>	<u>24</u>	<u>4N</u>	<u>1W</u>	<u>"</u>		<u>"</u>

2. Place(s) of Use: Municipal

Indicate Method of Determination Site Visit map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			<u>United Water</u>				<u>Service</u>				<u>Area</u>								

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MAR 10 2000

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.

See enclosed Briggs Engineers Drawings:

1) Well Location
2) Well House
for Spruing Well.

Fox tail Well is covered in report for WK 63-12362

Scale: T - None

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

Spruing Well only

4.

Well or Diversion Identification No.*	Motor Make	Hp	ID # Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Spruing	U.S. Electr.	150	6350/411X2	Goold	14 RJHL-3
			59 R117R-6		14 TLC curve
					3 stage

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Installed motor	Tot.	Water Spec.		954223	10"	

2. Measurements: None - Well was off. System op. pressure is 65-90 psi. 90 psi on gage in well house

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E. NARRATIVE/REMARKS/COMMENTS

1. This permit was Amended on 4-19-99 to change one of the Permit P/D's, and to change the use from domestic to Municipal along with changing the P/L from Spurwing Subdivision to United Water Service Area. The Permit was for 2 wells to be drilled in the Spurwing Subdivision - Well A in Lot 77, NE SW, Sec. 23; and Well B in Lot 1, NW SW, Sec. 23. Well A was completed and is called the Spurwing Well, but Well B was not drilled. The fire protection well under WR- 63-12362 in the Foxtail Subdivision was in the Amendment as the second P/D, located in SW SE, Sec. 24, and called the Foxtail Well. A 12" mainline along Hwy 20-26 connects the 2 wells along with other wells to the East. These 2 wells are now part of their municipal system.
 2. At the time of the exam, the Spurwing Well was off, and the water was being provided to the Spurwing Subdivision ~~from~~ the 12" mainline.
 3. The Spurwing Subdivision has other water systems for irrigation under other water rights. This right was assigned to United Water on 2-3-99.
- Have conditions of permit approval been met? ☒ yes ☐ no
- Amendment, 4-19-99.
4. The well house has a Baldor Variable Speed Drive pump control, and delivers water as needed.

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F. FLOW CALCULATIONS

Measured Method: None - Theoretical Cal. + Pump Curve. Additional Computation Sheets Attached

$$Q = \frac{(8.8)(150 \text{ Hp})(902)}{32' + (65 \text{ psi}) \left(\frac{34'}{14.7 \text{ psi}} \right)} = 5.07 \text{ cfs} > 0.38 \text{ cfs}$$

Pump Curve:
 $\text{TDH} = 32' + (65) \left(\frac{34'}{14.7} \right) = 182.34'$
 $= 185'$

3 stage pump

$$\text{TDH/stage} = 185/3 = 62'$$

$$Q = 2120 \text{ GPM} = 4.72 \text{ cfs} > 0.38 \text{ cfs}$$

Allow 0.38 cfs.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$$

2. Volume Calculations for Other Uses:

Municipal. - Should be no AFA, but Amend shows 42.0 AFA.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Municipal</u>	<u>01/01</u>	<u>12/31</u>	<u>0.38</u>	
Totals:			<u>0.38</u>	

2. Recommended Amendments

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

Should there be 42.0 AFA on Volume? - for Municipal?

I. AUTHENTICATION

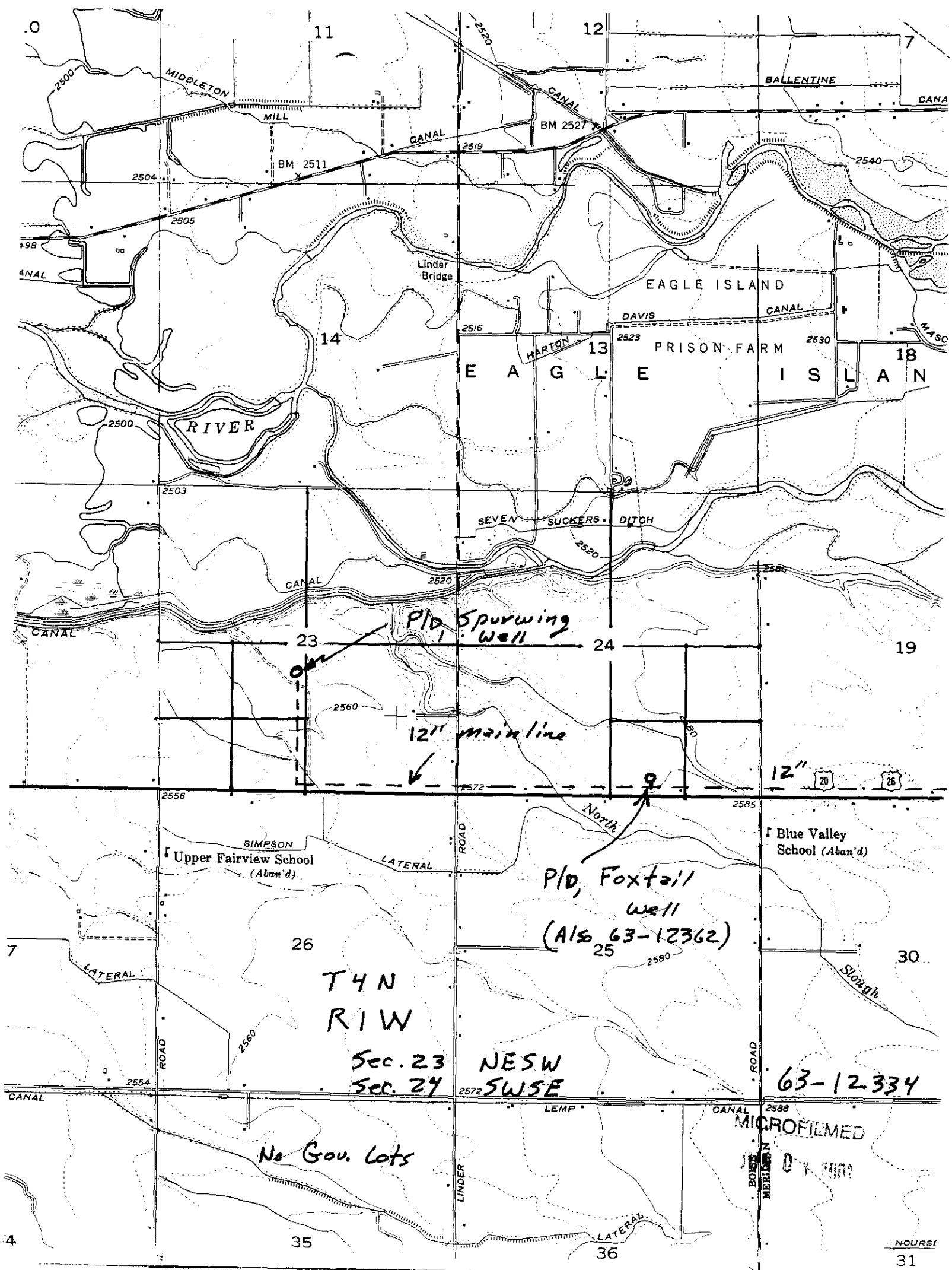
Field Examiner's Name Don Tennel Date 12-8-95

Reviewer _____ Date _____

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SEAL

JUN 10 2005



SPURWING SUBDIVISION BENCHMARKS

1/4" = 400'

200 100 0 200 400 600
SCALE IN FEET
1" = 400'

T.B.M.
5/8" IRON PIN
WITNESS CORNER
ELEVATION = 2547.97

T.B.M.
1/2" IRON PIN
RANDOM POINT
ELEVATION = 2555.82

P/O
Spurwing
Well,
Lot
77

Well
"A"

63-12334

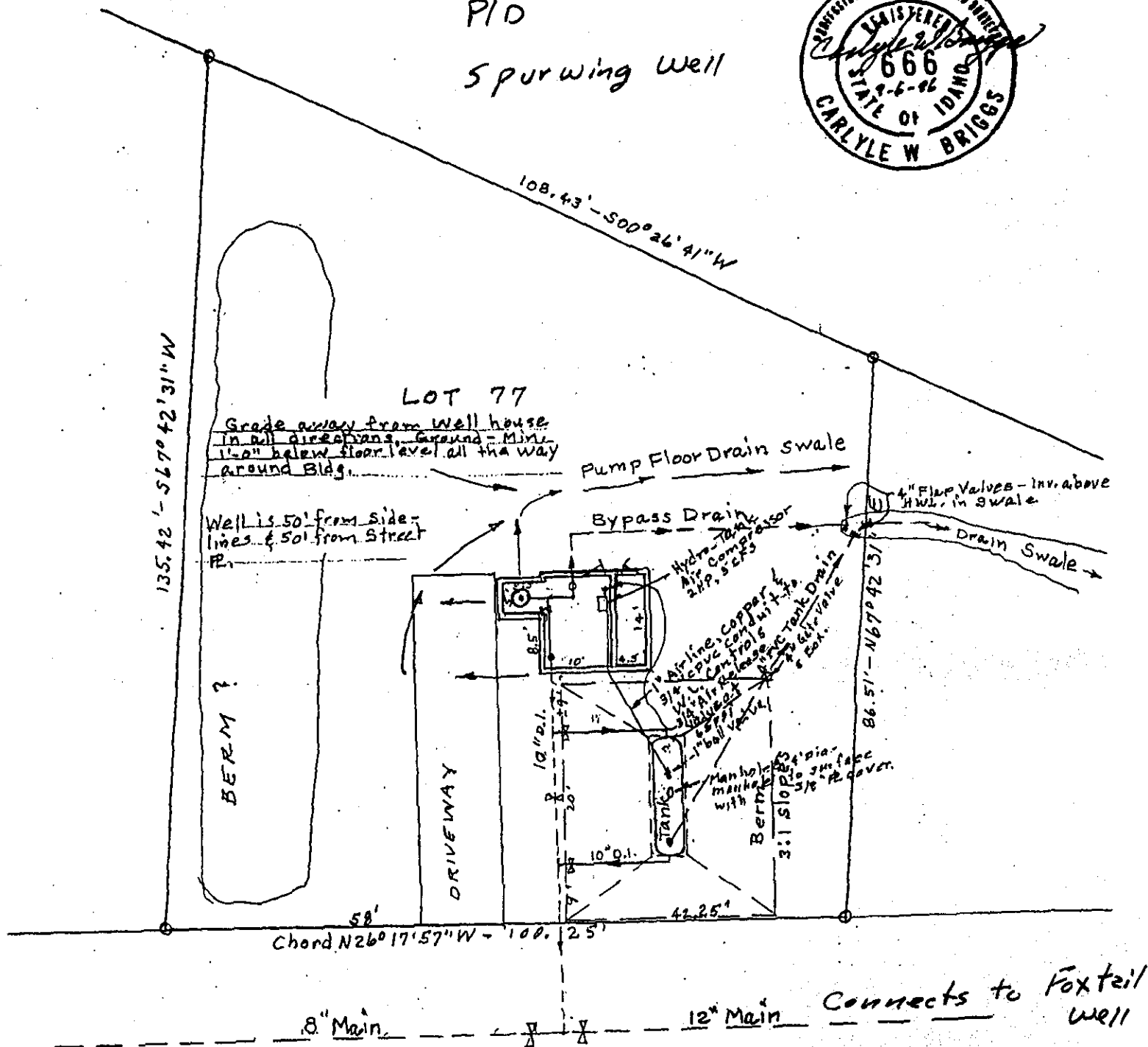
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1990 01 2001

Hwy 20-26

T.B.M.
BRASS CAP AT
1/4 CORNER
ELEVATION = 2565.67

Spurwing Weir

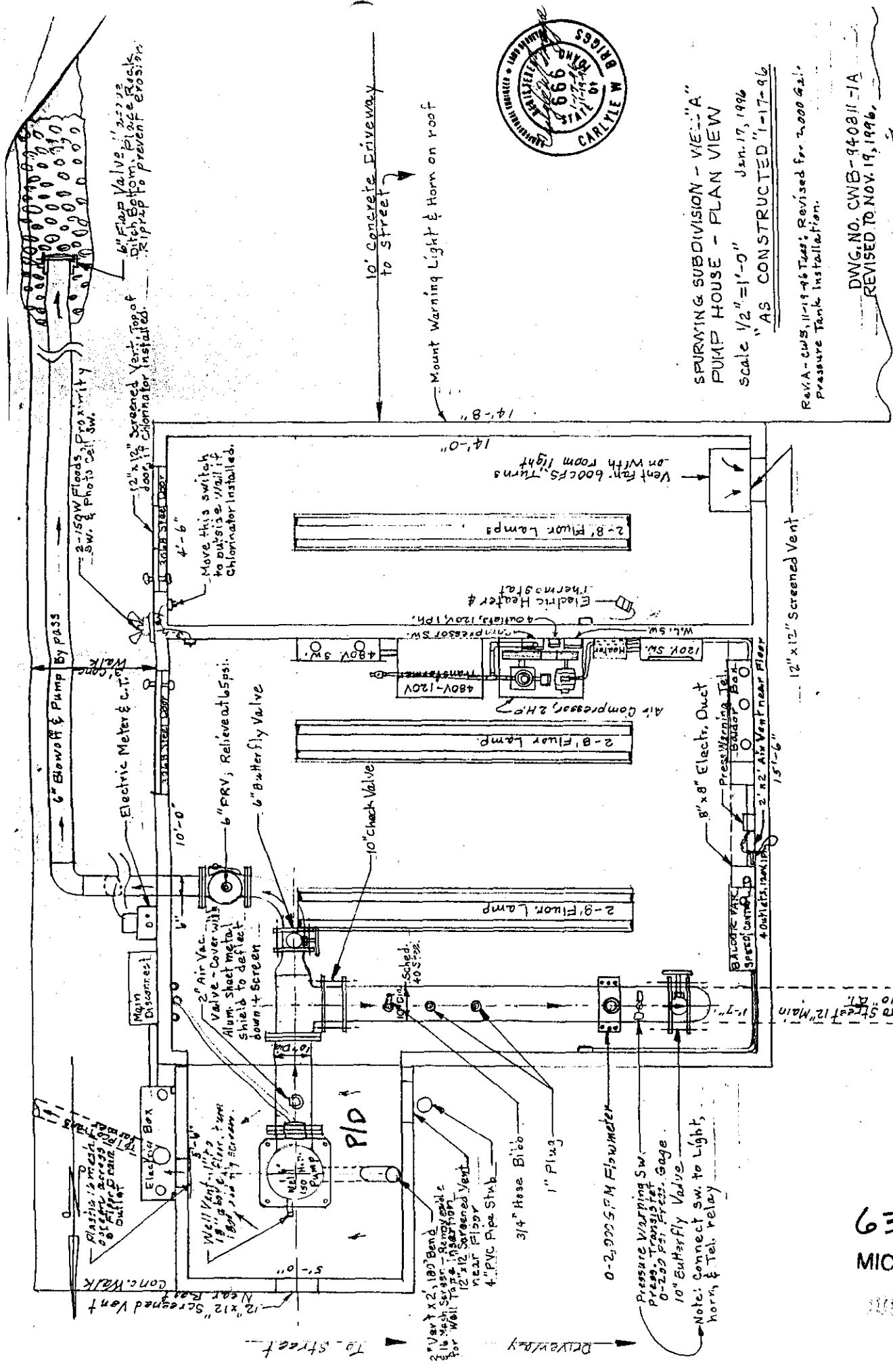


DWG NO. CWB-960906

Well Location

63-12334

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SPURWING & SUBDIVISION - VIEW "A"
 PUMP HOUSE - PLAN VIEW
 Scale 1/2" = 1'-0" Jan. 17, 1996
 "AS CONSTRUCTED" 1-17-96

Rev. A - CWS, 11-19-96 TWS; Revised for 2000 G.P.
 Pressure Tank Installation.

DWG. NO. CWSB-940811-1A
 REVISED TO NOV. 19, 1996.

W99 File

Spurwing well
 well house

63-12334
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 2002 10 20

CURVE NO.
18-146
9-1-78

No. Stages	Eff. Change	MATERIAL	Eff. Change
1	-2	IMP.—C.I.	-1
2	0	IMP.—NI-RI	-2
3		BOWL—BRZ.	-1
4		BOWL—NI-R.	-1

14 TLC

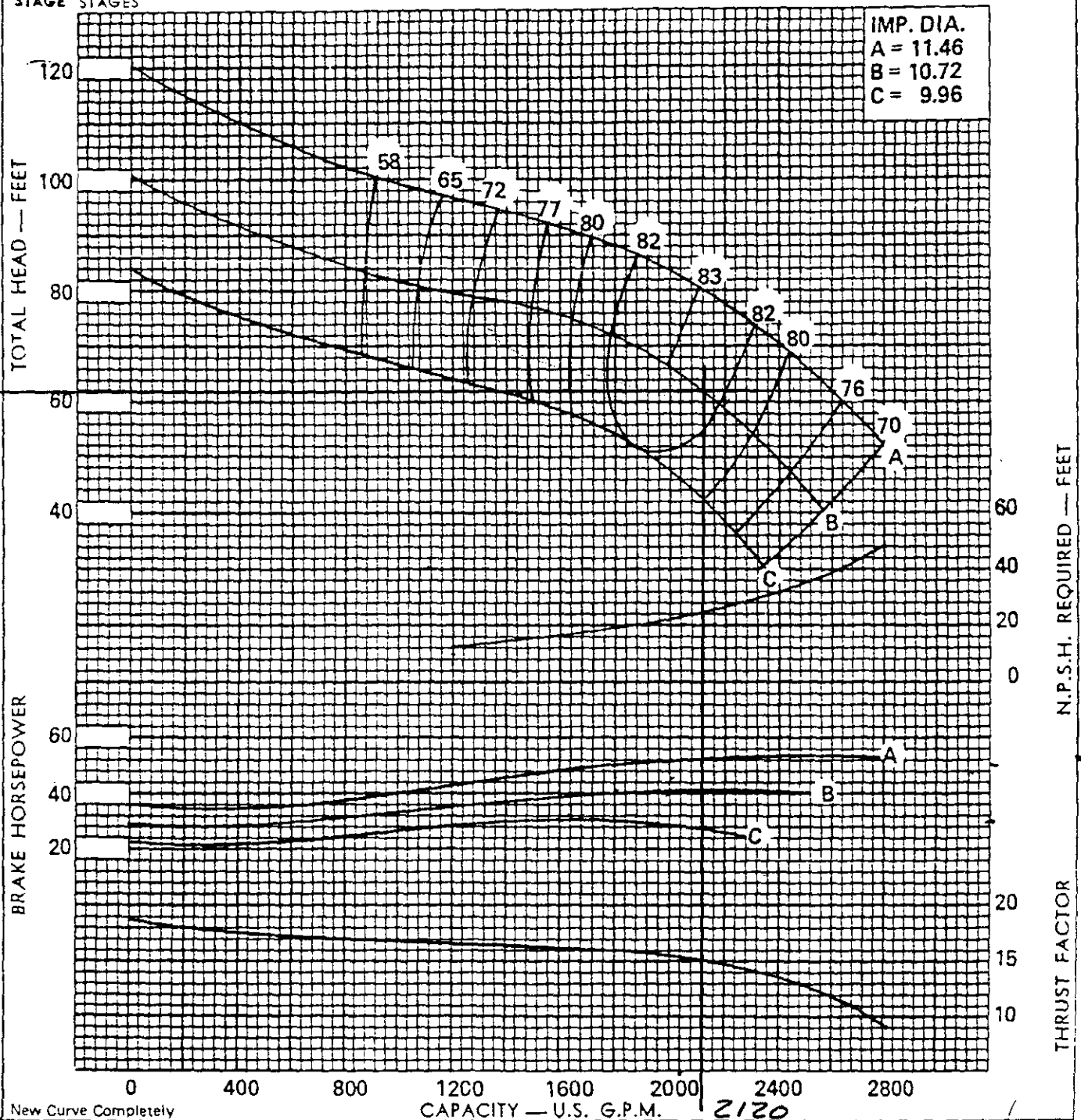
1770 R.P.M.

SINGLE STAGE LAB PERFORMANCE WITH STANDARD MATERIALS. EFFICIENCY SHOWN FOR 2 OR MORE STAGES. HORSE POWER SHOWN FOR ONE STAGE BASED ON 2 STAGE EFFICIENCY. CORRECTIONS SHOULD BE MADE FOR STAGES AND MATERIAL.

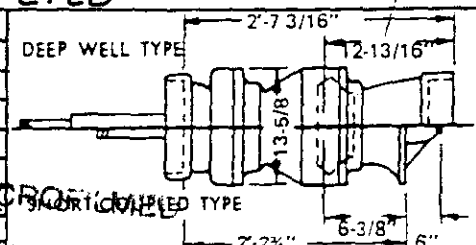
ONE ()
STAGE STAGES

3 stage

63-12334



EYE AREA — SQ. IN.	= 34.26	IMPELLER WT.-LBS.	= 32.1
WR ² PER IMPELLER	= 2.72 LB.-FT. ²	ONE STAGE WT.-LBS.	= 435
MAX. SPHERE SIZE	= 1.25 in.	ADD'L STAGE WT.-LBS.	= 164
MAX. NO. STD. STAGES	= 7	IMPELLER NUMBER	= 7T13
MAX. OPERATING P.S.I.	= 390	DISCH. SIZES	= 10, 12
STD. LATERAL	= 0.78 in.	SUCTION SIZES	= 10
STD. SHAFT DIA.	= 1.937 in.	MAX. LATERAL	= 1.26
MAX. SHAFT DIA.	= 2.187 in.	BOWL CONN.	FLANGED—COLLETS
MIN. SUBMERGENCE	= 36 in.	ADD 13	" PER ADDITIONAL STAGE



IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

Spurwing Well (Foxtail well covered under 63-12362)
Tag # E0006837

1. DRILLING PERMIT NO: 63-95-C-400-0 OTHER APPLICABLE NO: 63-12334
2. OWNER: United Water Idaho Phone: (208) 362-7332
Address: 8248 W. Victory Rd., Boise, ID 83709
3. WELL LOCATION: Twp 4N, Rge. 1W, Sec. 23, NE 1/4 SW 1/4
County Ada (Provide sketch map and photo on reverse.)
4. DRILLER: Pete Cope Drilling Co., Inc. Lic. No. 213
When Drilled? 6/27/95 to 7/4/95
5. WELL CONSTRUCTION:
- Casing Diameter 16/12 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No 2"
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 385 ft. Method Drilled Reverse Circ. Rotary
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☒ Yes ☐ No
Condition of Piping and Valving Good - New
Auger to a depth of _____ ft. Evidence of Annular Seal ☒ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☐ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION:
- Depth to Static Water 32 ft. Water Temperature Cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: _____ (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
- | | | |
|---------------------------------------|---|-------------------------------------|
| ☐ Domestic | ☐ Irrigation | ☐ Stock |
| ☐ Test | ☒ Municipal | ☐ Industrial |
| ☐ Abandoned | ☐ Waste Disposal/Injection | ☐ Not Used |
| ☐ Other: _____ | MICROFILMED | |

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chernigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

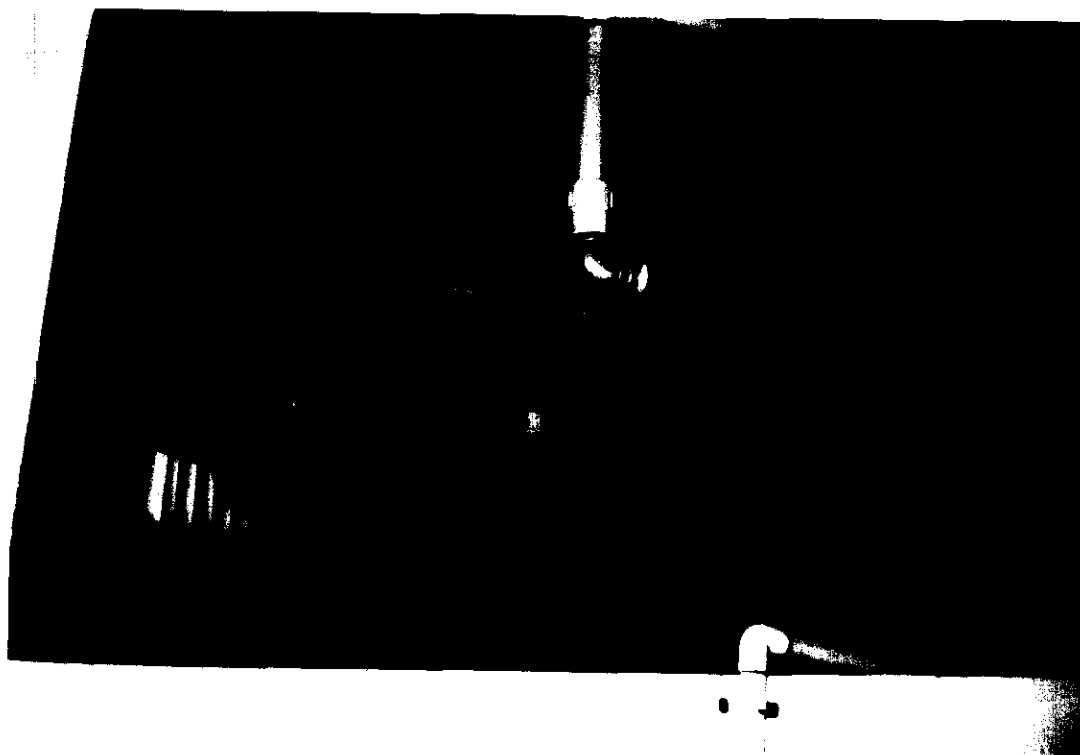
How far away from the well is this source? _____

9. REMARKS: This well is in the Spurwing Subdivision,
and is inter connected to the Foxtail well
in SW SE, Sec. 24, and to other wells by
a 12" mainline along Hwy 20-26

Don Zornet Water Rights Examiner
Signature of Dept. Representative & Title

8-31-99
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



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JUN 8 1999

1 of 2

P/O

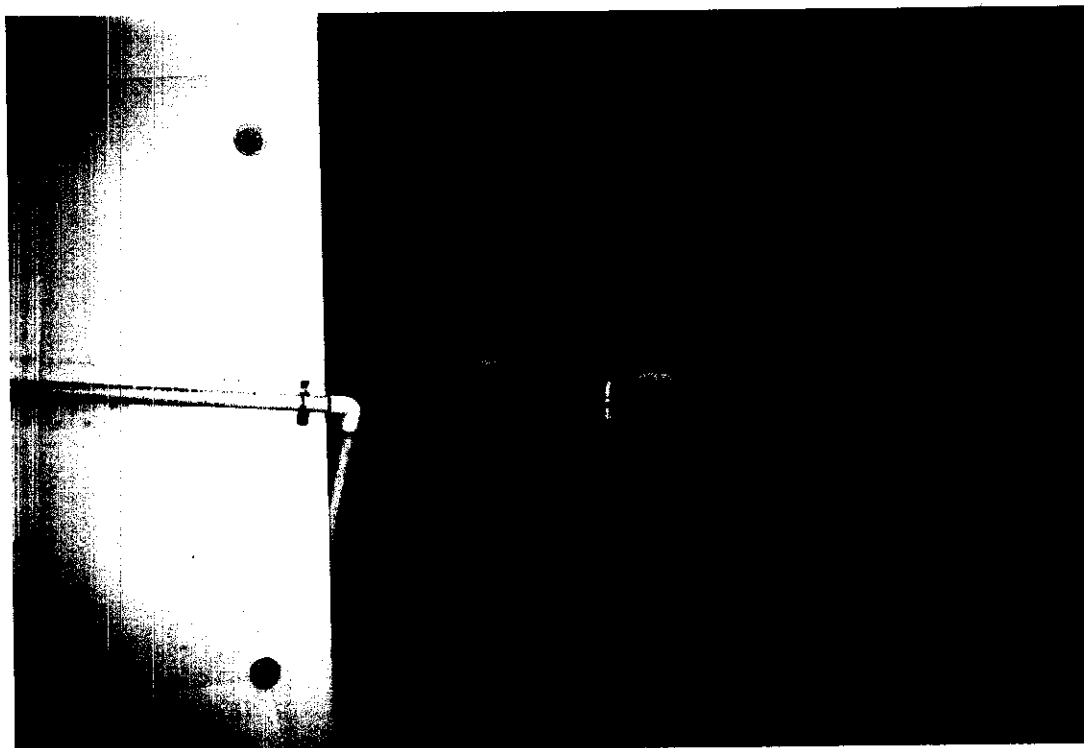
Spurwing
Well

House



P/O

Spurwing
Well

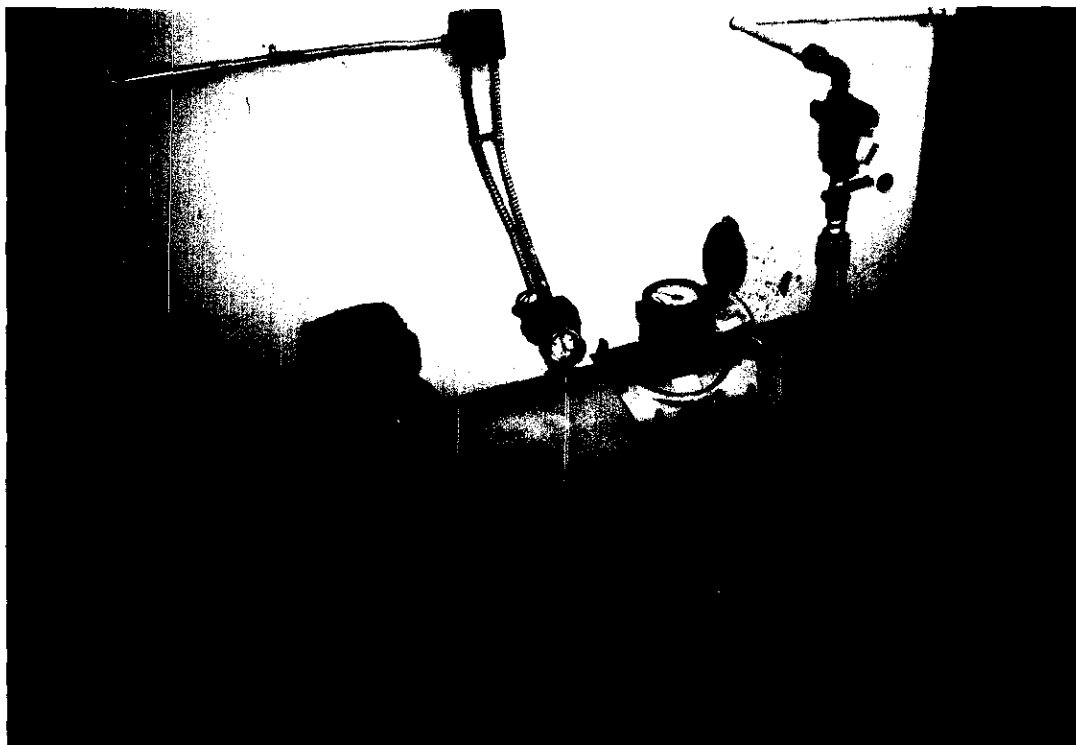


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JUN 0 1 2011

63-12334

2 of 2



P/D

Flow
Meter
at

Spurwing
Well



P/u

Typical
Homes
in

Spurwing
Subdivision
by
Well

MICROFILMED

JUN 10 2002

63-12334

Permit No. 63-12334 Reviewed by [Signature] Date 7-8-99

New Address ✓ Proof Made 5-20-99



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

July 16, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

United Water Idaho
ATTN: Heather Goldstein
8248 W Victory Rd
Boise ID 83709

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-12334

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating the permit since proof was submitted after the proof due date. Please note that the priority date has been advanced to March 28, 1995, pursuant to Section 42-218a, Idaho Code.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water. If you have questions concerning the field examination, please contact the **WESTERN** Regional Office of the department in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH, Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Region

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AUG 09 1999

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

May 6, 1999

UNITED WATER IDAHO
8248 W VICTORY RD
BOISE ID 83709

LAPSE NOTICE

RE: PERMIT NO. 63-12334

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated February 28, 1999. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

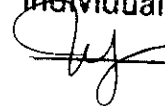
L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 5/6/99
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

RECEIVED
MAY 10 9 1999





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

April 28, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

UNITED WATER IDAHO
8248 W VICTORY RD
BOISE ID 83709

RE: Water Right 63-12334

Dear Water Right Holder(s):

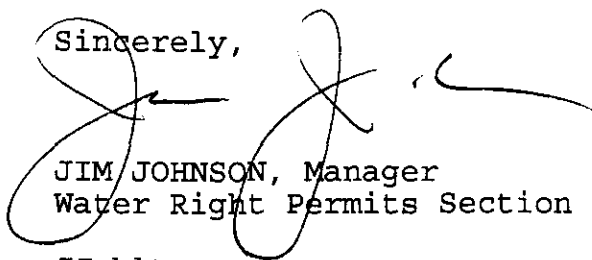
The Department of Water Resources (IDWR) has issued the enclosed Amendment of Permit approving your application to amend the water right referenced above. Please be sure to review every element of the Amendment of Permit, including the conditions of approval and remarks.

The Amendment of Permit is a **preliminary order** issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

If you have any questions regarding this matter, you may call me at 208-327-7947.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

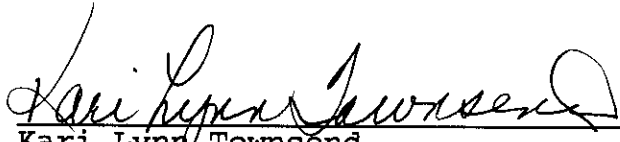
AUG 09 1999

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of April, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Amendment of Permit)** to the person(s) listed below:

WATER RIGHT 63-12334

**UNITED WATER IDAHO
8248 W VICTORY RD
BOISE ID 83709**



Kari Lynn Townsend
Secretary

MCROHLMEL
AUG 09 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 27, 1999

SPURWING LIMITED PARTNERSHIP (SLP)
3278 SHAMROCK LN
BOISE ID 83704

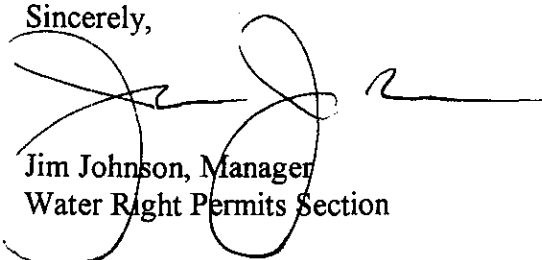
RE: Application for Permit 63-12142

Dear Applicant:

The Department of Water Resources (IDWR) recently issued a preliminary order approving an amendment of permit 63-12334. The permit was originally filed by Spurwing and was later assigned to United Water Idaho. During the processing of the amendment, it came to our attention that a pending application, 63-12142, is related to the same development and is still in the name of SLP.

The department has been notified that UWID does not wish to develop the lawn irrigation and fire protection uses identified under Application No. 63-12142. If Spurwing has no intentions of pursuing the filing for those uses, the application can be withdrawn. A withdrawal form is enclosed for your use in this matter.

Sincerely,



Jim Johnson, Manager
Water Right Permits Section

Enclosure

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AUG 09 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

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AUG 09 1999

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of, or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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JUN 09 1999

WR0749NP
No. B63-12334

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/15/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED WATER IDAHO 8248 W VICTORY RD BOISE ID 83709 (208) 362-7332	03/08/1995	MUNICIPAL	01/01 12/31	0.380 CFS	42.00 AFA
TOTAL DIVERSION:					0.380 CFS	42.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion:	T04N R01W S23	NESW	ADA County
	S24	SWSE	ADA County

Point of Diversion Name(s):

	Name	Rate	Number
T04N R01W S23	NE SW SPURWING WELL		
S24	SW SE FOXTAIL WELL		

Pou County:

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
63-12334 63-12362 67-00224

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 468 - The right holder shall comply with Idaho well construction standards when constructing a well pursuant to this right.
- 004 - The issuance of this right does not grant any right-of-way or easement across the land of another.

Remarks: GEN The right holder shall install and maintain a measuring device at each point of diversion authorized under this right.
After specific notification by the department, the right holder shall annually report to the department the amount of water diverted from each point of diversion.
Points of diversion are known as the Spurwing Well and the Foxtail Well.
Place of use is located within the service area of United Water Idaho.

Dates:	App. Received: 03/08/1995	Priority Date: 03/08/1995
	Proof Due Date: 05/01/1999	Proof Made Date:
	Exam Made Date:	Exam Sent to S.O.:
	Licensed Date:	

Misc:	Water District Number:	Field Exam Fee:
-------	------------------------	-----------------

WR0749NP
No. B63-12334

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/15/99
PAGE: 2

=====

Comments: Date: 05/03/1996 User-ID: JJOHNSON Subject: ORIGINAL FILING
Domestic use identified in this right was originally identified
as 63-12142. Approval for in-house use needed to be expedited,
therefore, the domestic portion was removed from 63-12142 and
right 63-12334 was created for approval of the domestic use.

Audit: 04/14/99 SCURTIS 04/15/99 SCURTIS

AMENDMENT OF PERMIT REVIEW

Review Date 4/14/99

PERMIT NO. 63-12334 NAME UWID

TYPE: A = AMENDED E = CHANGE N/U I = CHANGE P/D & P/U
B = CHANGE P/D F = CHANGE Per/U J = ADD P/D & CHANGE P/U
C = ADD P/D G = OTHER
D = CHANGE P/U H = CHANGE P/D & + P/D

AREA OF CONCERN: _____ Mor _____ GWMA Trust/Non-trust

PROOF OF B/U RECEIVED? Yes/No Due <6 months? Yes/No

GROUNDWATER:

Drilling Permit No. _____;
Drilled _____

Swan Falls Flag _____

Conditions of Approval: (^{spec md}~~spec. 01m, 046, 46B, 004~~) — from original permit

Remarks/Comments P/D's known as Spurwing & Foxtail wells.
P/U w/in service area of UWID.

Volume limited to what would have been
allowed under original use 70 homes x .6 af/home =
42 af

State of Idaho
Department of Water Resources
AMENDMENT ANALYSIS SHEET

Right Number 63-12334 WP File Name SPURWING-UW
Initial Review By: PL Date 12/21/98
Applicant united water

Purpose of Amendment: ☒ Change point of diversion. ☐ Add diversion point(s)
☐ Increase amount. ☒ Change place of use. ☒ Other Nature of use

NOTE → NO EXPANSION or priority advancement if limit to RATE & implied volume associated with D/O.

CHECK:

- ☒ Description of amended point(s) of diversion
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☒ Map. N/A
- ☒ Signature (must be permit holder). UW to supply appropriate documents
- ☒ Fee.
- ☒ Existing water rights from the same source, amended ^{point diversion} place of use.
- ☒ Right number(s) 63-12142 c Spawning ; 63-12362 c Fortail
- ☒ Yes ☐ No Should amendment be advertised?
- ☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____
- ☐ Legal notice electronically transmitted to State Office.
- ☒ Additional analysis information attached.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. ☒ Amendment published correctly
- ☐ Protest processed.

3 → ☒ Comment letters to: SPURWING (see 63-12334 profile), LASHAR (see 63-12362 profile) and *

- ☐ Copy for region file: Always include application, staff analysis sheet, legal notice

List other items to copy 12/21/98 Review memo attached

☐ Approve.

☐ Deny.

NOTE: NO reply to comment letters received per 4/5/99 check.

Conditions _____

By _____

Date _____

STATE OFFICE PROCESSING:

- ☐ Amendment correct and complete: By _____ Date _____ part
- ☐ Approved copy sent to applicant and to Region. By _____ Date _____

* Spawning + Lashar addresses, see "Profiles" in file

MEMORANDUM

TO: FILE

FROM: STEVE LESTER *SL*

DATE: DECEMBER 21, 1998

RE: 63-12334, UNITED WATER AMENDMENT

United Water Idaho (UW) filed an amendment to change the Spurwing Subdivision permit from in-house domestic to municipal use while changing the points of diversion to two existing wells. The applicant does not assert a "future needs" component under this proposal. UW also recognizes that the right is limited to .38 cfs and the implied volume of 42 afa (70 homes times .6 afa/home).

Unstated in the application is the issue of "moratorium limits" for municipal permits approved since the early 1990's. It is assumed that UW does not want such limits due to the recent amendment approvals to lift the caps on the three "SE Boise pipeline" permits south of the Boise Airport. *

The applicant indicated that a "change in ownership" will be completed to place the permit under UW's control instead of the owner of record, Spurwing Homeowners Association. The amendment can be processed but not approved until an assignment of permit or other authorization by Spurwing is executed. *

The existing wells include the Spurwing well and the Foxtail well. The Spurwing well was drilled under 63-95-C-0400-000, which lists Lot 75, Block 1 of Spurwing Subdivision. That lot/block description agrees with the amendment application. The permit now lists Lot 77 (Lot 1 as P/D site on permit will become n/a) of Spurwing Subd., which appears to be an error. Spurwing's pending application 63-12142 lists the same P/D's currently permitted under 63-12334. The latter filing was created by removing the domestic use from the former filing. According to the "P" file, 63-12142 now includes irrigation for lawns plus fire protection, all within Spurwing Subdivision. That filing should either be amended to agree with the proposed P/D change or should be withdrawn if Spurwing or UW do not intend to pursue 63-12142. Amending that right would require a \$50 fee since the filing was previously advertised. That file is at the S.O. pending further action ("moratorium hold") and can be amended on the original application form. *

The Foxtail well was drilled per 63-96-W-0737-000 as authorized by the fire protection permit for Foxtail Subd., no. 63-12362 in the name of Lasher for P/D Lot 3, Block 1 of the subdivision. UW may need to obtain an assignment or other authorization regarding this right, also. *

The owners of record for the two wells plus DEQ will receive comment letters from Western Region as the legal notice proceeds. No other ground water rights other than the above pertain to this situation. The amendment appears to be approvable provided that UW documents its legal access to, and use of, the two existing wells. The applicant has been advised of these items.

- Update* *
- 1) Moratorium limits N/A since right already includes implied volume cap.
 - 2) Assignment of Permit Received 4/2/99 with \$25 fee.
 - 3) UW does not intend to pursue appl. 63-12142 per Ed Squires fax letter dated 3/10/99. Suggest S.O. send withdrawal letter on that.
 - 4) UW has access to Foxtail well per ~~the~~ Ed's fax letter noted.

-SL 4/5/99

MEMO

TO: File No. 63-12334 in the Name of United Water Idaho
FROM: Gary Spackman *Gary*
RE: Application for Amendment of Permit
DATE: April 8, 1999

I recommend the approval of United Water Idaho's application to amend permit no. 63-12334 with the following conditions:

1. (046)
2. (46B)
3. (004)
4. Prior to diversion use of water under this approval, the right holder shall install and maintain a measuring device on each point of diversion authorized under this right. After specific notification by the department, the right holder shall annually report to the department the amount of water diverted from each point of diversion.
5. Annual municipal use shall be limited to 42 acre feet annually.
6. Proof of beneficial use is due on May 1, 1999.

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AUG 03 1999

CONVERSATION MEMORANDUM

DATE 3/10/99
 FILE Amendment appl.
group filing
Spinning

NAME OF PARTY Ed Squire
 EMPLOYEE R

RE: Status update

"Spinning"
 (1) I received his 3/9 fax & access/ownership to Fortrail well. Hard copy NOT needed. Assignment of permit - pending signature, then will send.

"group filing"
 (2) might delete Aspen well (63-11949) from filing &/or might pursue re-instatement with second ext. of time.

Protest deadline = 3/22/99 instead of 3/8/99 due to newspaper's error.

He said Squire sent letter to IOWA & possible protest to this filing.

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AUG 09 1999

United Water



United Water Idaho
Geosciences Department
telephone (208) 362-7332
facsimile (208) 362-3858

United Water Idaho
8248 West Victory Road
PO Box 7488
Boise, ID 83707-1488

Fax

COVER SHEET

Date: 3-9, 1999

Time: 4:10 AM PM

To: S. Lester at FAX: ()

Company: IDWR - WR at phone ()

From: E. Squires

Subject: Foxtail well POD

Number of pages including this cover sheet: 5 page(s).

cc: _____

Dear Steve

Here is one of the items
you requested.

Hard copy will follow. ^{ED}

hard copy not needed
-fr

MICROFILMED

AUG 09 1999

- ACCESS to Foxtail well
- NO intent to pursue 63-12142

United Water



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

March 10, 1999

Mr. Steve Lester 
Water Rights Supervisor
Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

Subject: Foxtail/Spurwing water rights – Amendment of Permit No. 63-12334

Dear Steve:

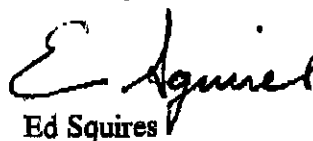
In reference to the ownership of the Foxtail well lot, United Water Idaho has entered into an agreement (Attachment A) with Foxtail Estates developer Gary Lasher to own and operate their water system. I have included the essentials of the agreement without the extended body of text. UWID will own the site, well, and system outright. We have just received PUC approval for the acquisition and expanded service area so that the actual Bill of Sale is being prepared for signature within the next couple of weeks.

UWID is in the process of having the Foxtail fire protection right assigned to our ownership as well, but this should not hold up processing of the Amendment of the Spurwing Permit.

UWID does not wish to develop Spurwing's lawn irrigation and fire protection water right (No. 63-12142) which is entangled with a Notice of Violation at the Department. We are preparing a short letter detailing UWID's responsibilities to the Spurwing development which do not include irrigation of common areas and/or the golf course itself.

Please call me if you have further questions pertaining to this Amendment.

Sincerely,


Ed Squires

NOT RECORDED
AUG 09 1999

**RESIDENTIAL OR MULTIPLE FAMILY HOUSING
NON-CONTIGUOUS WATER SYSTEM AGREEMENT**

AGREEMENT between UNITED WATER IDAHO INC. hereinafter called "Company", its successors and assigns, and G& D Development, an Idaho general partnership, hereinafter called "Owner" its successors and assigns.

WHEREAS, Owner has requested Company to expand its system as follows in accordance with the map or plan attached hereto as Attachment No. 1; and

WHEREAS, Company is willing to make such expansion upon the terms and conditions hereinafter set forth.

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements herein contained, THE PARTIES HERETO AGREE AS FOLLOWS:

1. Owner hereby applies to Company for said expansion of its system, and Company agrees to include said expansion upon the terms and conditions hereinafter set forth and in accordance with its Rules and Regulations.

2. For the purposes of this Agreement the term "Water Facilities" shall include, without limitation:

(a) All property in connection with the operation and maintenance of the Water Facilities and the furnishing of water services including, without limitation, buildings, improvements, structures, equipment, wells, distributions lines, well lots, well houses, reservoirs, pumps, booster pumping stations, valves, pipes, water lines, meter boxes, machinery, inventory, surveys, maps, and supplies;

(b) All right, title and interest of Owner in and to all easement(s) and appurtenances existing and/or necessary for the maintenance and operation of the Water Facilities constructed or to be constructed to serve the project commonly known as Foxtail Subdivision (hereinafter called the "Project"), and any approved development of the property in connection with the Project (hereinafter called the "Property"), Source of Supply, which may include well(s), pumps, motors, control equipment, pneumatic storage facilities, or that particular property commonly referred to as "Source of Supply," and water and water rights and interests appurtenant to the Property; and

(c) All intangible property in connection with the operation and maintenance of the Water Facilities and the furnishing of water services including, without limitation, customer lists and records, customer deposits, well logs, maintenance records, tariffs and

advance of construction costs in connection with the Source of Supply, may be reimbursed to Owner over a period of fifteen (15) years from the date of transfer of the Water Facilities. Owner shall not be entitled or receive any reimbursement after fifteen (15) years from the date of this Agreement.

15. For the purposes of this Agreement, a bona fide customer shall mean any person(s), firm, company, corporation, association, governmental unit or owner of property as guarantor furnished water service of a permanent nature by Owner.

16. Each party shall be excused from further performance under this Agreement as a consequence of any delays or defaults in the performance of this Agreement unavoidably caused by the act of any governmental authority, the act of any public enemy, acts of God or the public enemy, nature, weather, war, war defense condition, strikes, walkouts or other causes beyond the control of the party whose performance is impaired.

17. The term of this Agreement shall be for fifteen (15) years from the date hereof. The parties hereto agree that this Agreement shall require approval of the IPUC prior to any further action of the parties hereunder. The parties hereto acknowledge and agree that such approval shall include the grant of a Certificate of Convenience and Necessity from the IPUC to Company to include the Project, the cost of which shall be paid by Company. For purposes of this Agreement, approval by IPUC shall include the exhaustion of all appeals and/or the conclusion of all appeals.

IN WITNESS WHEREOF, the parties hereto, having been duly authorized, have executed this Agreement this 3rd day of Nov, 1998.

ATTEST:

Locherie Shultz

COMPANY:

UNITED WATER IDAHO INC.

By: William C. Leno
Its: President

ATTEST:

Cherie Flaherty

OWNER:

G & D DEVELOPMENT, an Idaho general partner

By: Doug Lasher Construction, Inc., its General Partner

By: Doug G. Lasher
Doug G. Lasher, President

Attachment No. 1**Legal Description of the Property**

That certain real property described on the Plat of Subdivision for Foxtail Subdivision recorded in the records of Ada County, Idaho in Book 73, Pages 7563 and 7564 and more fully described as:

A parcel located in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 24, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at a 5/8 inch diameter iron pin marking the southwesterly corner of said SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ (one-quarter corner) from which a brass cap monument marking the southeasterly corner of the SE $\frac{1}{4}$ (section corner) bears S 89°37'39" E a distance of 2669.35 feet;

thence N 0°40'31" E (of record as N 0°22'01" E) along the westerly boundary of said SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ a distance of 40.46 feet to a brass cap monument and the POINT OF BEGINNING;

thence continuing N 0°40'31" E a distance of 1180.51 feet to a 5/8 inch diameter iron pin;

thence leaving said westerly boundary S 89°32'56" E a distance of 1304.70 feet (of record as S 89°59'23" E a distance of 1301.98 feet) to a 5/8 inch diameter iron pin;

thence S 0°20'38" E (of record as S 0°47'03" E) a distance of 644.26 feet to a 5/8 inch diameter iron pin;

thence S 87°26'06" W (of record as S 86°59'41" W) a distance of 252.98 feet to a 5/8 inch diameter iron pin;

thence N 53°36'13" W (of record as N 54°02'38" W) a distance of 171.16 feet to a 5/8 inch diameter iron pin;

thence S 0°15'55" W (of record as S 0°10'30" E) a distance of 622.65 feet to a 5/8 inch diameter iron pin on the northerly right-of-way of U.S. Highway 20-26;

thence along said northerly right-of-way the following described courses:

thence N 89°37'39" W a distance of 859.16 feet to a brass cap monument;

thence 69.92 feet along the arc of a 5305.14 foot radius curve right, said curve having a central angle of 0°45'18" and a long chord bearing N 89°15'00" W a distance of 69.92 feet to the POINT OF BEGINNING.

NON-CONTIGUOUS WATER SYSTEM AGREEMENT - 6
F:\APPS\WPDOCS\T_ZUWT\NONCONT.SYS\FOXTAIL\NONCONT.AGR

MAR 09 1999



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

February 17, 1999

KARL J. DREHER
DIRECTOR

ID DEPT OF HEALTH & WELFARE
DIV OF ENV QUALITY
BOISE REGIONAL OFFICE
PO BOX 83720
BOISE ID 83706

Re: Application for Amendment of Permit No. 63-12334 in the Name of United Water
ID

Dear Sir:

Enclosed is a copy of the above-referenced application for amendment of permit no. 63-12334 which may be of interest to your agency. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by March 8, 1999.

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

Sincerely,

Gary Spackman

GS:st

Encl.

MC FORWARDED

AUG 09 1999



State of Ida.

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

February 17, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SPURWING HOMEOWNERS ASSOC
3278 N SHAMROCK LN
BOISE ID 83704

Re: Application for Amendment of Water Right No. 63-12334 in the Name of United Water
ID

Dear Interested Party:

Enclosed is an copy of the above-referenced application for amendment of water right no. 63-12334 which may be of interest to you.

Please review the application and return any comments you might have.

A protest must be received with a \$25.00 protest fee on or before March 8, 1999. If you do not wish to protest, informal comments should still be submitted by the end of the protest period.

Sincerely,

Gary Spackman

GS:st

Encl.

MICROFILMED

AUG 09 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

February 17, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GARY D LASHER
PO BOX 967
CALDWELL ID 83606-0967

Re: Application for Amendment of Water Right No. 63-12334 in the Name of United Water
ID

Dear Interested Party:

Enclosed is an copy of the above-referenced application for amendment of water right no. 63-12334 which may be of interest to you.

Please review the application and return any comments you might have.

A protest must be received with a \$25.00 protest fee on or before March 8, 1999. If you do not wish to protest, informal comments should still be submitted by the end of the protest period.

Sincerely,

Gary Spackman

GS:st

Encl.

REC'D - IDWR

AUG 09 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

December 21, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ED SQUIRES
UNITED WATER IDAHO
PO BOX 7488
BOISE ID 83707-1488

RE: AMENDMENT OF SPURWING PERMIT NO. 63-12334

Dear Ed:

I faxed you some information the other day regarding the above referenced amendment application and the "group filing" to amend a number of United Water permits. This letter is to follow up on the Spurwing situation.

The amendment for right no. 63-12334 can be advertised but a department decision cannot be rendered until additional steps are addressed as shown below.

1. Spurwing should assign the right (\$25) to United Water.
2. Spurwing should assign application no. 63-12142 to United Water (\$25) if there is an interest in pursuing that filing. It covers lawn irrigation and fire protection at Spurwing utilizing the same points of diversion as 63-12334. The latter right was created by reducing the former filing.
3. If an interest in developing 63-12142 exists, Spurwing and/or United Water should consider amending (\$50) at least the points of diversion to match the proposed wells for 63-12334. There is not a form to amend an application for permit - that is done on the original application document.
4. The Foxtail well is covered by permit no. 63-12362. Lasher should consider assigning the right (\$25) to United Water. If nothing else, United Water should provide documentation to show legal access to and use of the Foxtail well.

Enclosed are profile reports for all of the above filings. I'll be glad to discuss this with you at your earliest convenience.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure

MICROFILMED

AUG 09 1999

GIVENS PURSLEY LLP

LAW OFFICES

277 North 6th Street, Suite 200
PO Box 2720, Boise, Idaho 83701

TELEPHONE: 208 388-1200

FACSIMILE: 208 388-1201

DIRECT DIAL: (208) 388-1236

EMAIL: chm@givenspursley.com

Gary G. Allen
Christopher J. Beeson
Michael C. Creamer
Thomas E. Dvorak
Roy Lewis Eiguren
Jeffrey C. Fereday
L. W. Grant III
Richard W. Jankowski
Karl T. Klein
David R. Lombardi

Kimberly D. Maloney
Kenneth R. McClure
Cynthia A. Melillo
Christopher H. Meyer
L. Edward Miller
Patrick J. Miller
Judson B. Montgomery
Ramona S. Neal
Aaron H. Namec
W. Hugh O'Riordan

Kenneth L. Pursley
Gregory J. Vietz
Conley Ward
Steven R. Weeks
Stephanie C. Westemeier

Raymond D. Givens
James A. McClure
OF COUNSEL

December 8, 1998

Via Hand Delivery

Mr. Gary Spackman
Regional Manager
Western Regional Office
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: United Water Idaho — Spurwing
Water Right No. 63-12334
Our File No. 30-96

Dear Gary:

Enclosed for filing please find United Water Idaho's application for amendment of a permit, together with the filing fee of \$50.00. I have signed the application on behalf of Ed Squires per his instruction and authorization.

Sincerely,



Christopher H. Meyer

Encl: Application; Filing Fee

cc: Ed Squires

CHM:baf

S:\Clients\30\96\Corr\1998-12-08 CHM Ltr to G.Spackman - Re cover for permit amendment.wpd

RECEIVED

DEC 08 1998

WATER RESOURCES
WESTERN REGION

RECORDED

AUG 09 1999

NOTICE OF APPLICATION FOR AMENDMENT OF WATER RIGHT

Notice is given that UNITED WATER IDAHO of PO Box 7488, Boise ID 83707-1488 has applied to the Department of Water Resources to change the Point of Diversion, Place and Nature of Use of the following water right in Ada County pursuant to I.C. § 42-211 (all sections listed are in T4N R1W):

RECORDED RIGHT

Permit #63-12334 in the name of Spurwing Homeowners Assn. for ground water, filed on 3-8-1995 for .38 cfs for domestic use diverted from 2 points in N 1/2 of SW 1/4 S23 to serve 70 homes in Spurwing Subd. (in-house use only) in portions of W 1/2 S23.

PROPOSED AMENDMENT

The amount of water authorized for 70 homes will be diverted from 1 existing well in NESW S23 (Spurwing well, L. 75, Bl. 1 Spurwing Subd.) and 1 existing well in SWSE S24 (Foxtail well, L. 3 Foxtail Subd.) for municipal use within the applicant's service area. Applicant does not propose new well construction in this filing.

The permit will be subject to all prior water rights. Any protest against approval of the proposed amendment must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 together with a protest fee of \$25.00 on or before January 25, 1999. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in Idaho Statesman on January 7 and 14, 1998.

MC 30-11MED
AUG 09 1999

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707-0040

LEGAL ADVERTISING INVOICE

Amount Due

\$54.48

Account Number/Trans. #		Identification	
047628		AMENDMENT OF WATER RIGHT	
Ordered By	P.O. Number	Rate	Run Dates
SUE TAYLOR		NT	JANUARY 7, 14, 1999
STATE OF IDAHO DEPT. OF WATER RESOURCES WESTERN REG. 2735 AIRPORT WAY BOISE, IDAHO 83705 - 5082		Estimated Inches	Real Inches
		# Affidavits	Legal Number
		1	3024

RECEIVED

JAN 15 1999

WATER RESOURCES
WESTERN REGION

LEGAL NOTICE NOTICE OF APPLICATION FOR AMENDMENT OF WATER RIGHT

Notice is given that **LORENE WATER** IDAHO of PO Box 7486, Boise ID 83707-1486 has applied to the Department of Water Resources to change the Point of Diversion, Place and Nature of Use of the following water right in Ada County pursuant to I.C. 42-211 (all sections listed are in 14N R1W):

RECORDED RIGHT

Permit 444-1224 in the name of Spawning Homesteaders Assn. for ground water, filed on 3-8-1993 for 38 cfs for domestic use diverted from 2 ponds in N 1/2 of SW 1/4 S23 to serve 70 homes in Spawning Subd. (in-house use only) in portions of W 1/2 S23.

PROPOSED AMENDMENT

The amount of water authorized for 70 homes will be diverted from 1 existing well in NE 1/4 S23 (Spawning well, L. 75, B1, 1 Spawning Subd.) and 1 existing well in SW 1/4 S23 (Foxtail well, L. 3 Foxtail Subd.) for municipalities within the applicant's service area. Applicant does not propose new well construction in this filing.

The permit will be subject to all prior water rights. Any protest against approval of the proposed amendment must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 together with a protest fee of \$25.00 on or before January 25, 1999. The protestant must also send a copy of the protest to the applicant.

Kari J. Dreher, Director

Pub. Jan. 7, 14, 1999

3024

JANICE HILDRETH

, 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 Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for TWO

☒ consecutive weekly

☐ single

☐ consecutive daily

☐ odd skip

insertion(s) beginning with the issue of

JANUARY 7

, 1999

and ending with the issue of

JANUARY 14

, 1999

Janice Hildreth

STATE OF IDAHO)

SS.

COUNTY OF ADA)

On this 14TH day of JANUARY in the year of 1999, before me, a Notary Public, personally appeared

JANICE HILDRETH

known or identified

to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Jan English
Notary Public for Idaho

Residing at:

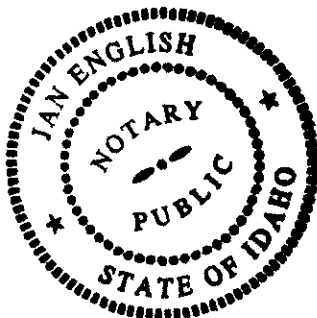
Boise, Idaho

My commission expires:

02/28/02

MICROFILMED

AUG 09 1999



February 28, 1999

SPURWING HOMEOWNERS ASSOC
3278 N SHAMROCK LN
BOISE ID 83704

PROOF DUE NOTICE

RE: PERMIT NO. 63-12334

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before May 1, 1999.

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

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

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

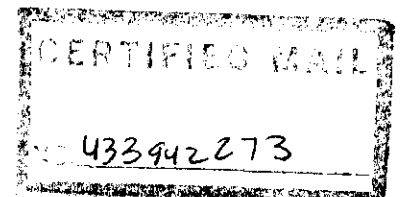
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

AUG 09 1999





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

February 10, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ATTN ED SQUIRES
UNITED WATER IDAHO
PO BOX 7488
BOISE ID 83707-1488

RECEIVED

FEB 12 1999

RE: APPLICATIONS FOR AMENDMENTS

Department of Water Resources

Dear Ed:

This letter regards a number of applications to amend various United Water permits and licenses. Processing of the amendments will continue but cannot be completed by IDWR without your response as noted below.

1. Right 63-12334, "Spurwing" - The amendment application will be forwarded to IDWR's state office upon completion of assignment of the permit to United Water. Also, in your reply please explain United Water's access to the Foxtail well that is included in this amendment.

2. Group filing for nine rights, "Aspen through Taggart #3" - As we recently discussed, four of the nine rights in this group filing are now licensed. The group amendment route can be used to request removal of the "moratorium municipal cap" provided that United Water files a petition or similar request to supplement the amendment form. The petition should state the basis for using an amendment option rather than the transfer option normally associated with changing a licensed right.

3. Lapse of Aspen right - Please note that right 63-11949 lapsed in early January of this year. Proof of beneficial use or a request for a second extension of time was due on January 1, 1999 but not filed by United Water. United Water should seek re-instatement of this right or, failing that, should refile the right via a new application for permit.

I look forward to hearing from you within thirty days. Feel free to contact me at your convenience if you need more information.

Sincerely,

Steve Lester
Water Rights Supervisor

MICROFILMED

AUG 09 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

December 21, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ED SQUIRES
UNITED WATER IDAHO
PO BOX 7488
BOISE ID 83707-1488

RECEIVED

DEC 23 1998

Department of Water Resources

RE: AMENDMENT OF SPURWING PERMIT NO. 63-12334

Dear Ed:

I faxed you some information the other day regarding the above referenced amendment application and the "group filing" to amend a number of United Water permits. This letter is to follow up on the Spurwing situation.

The amendment for right no. 63-12334 can be advertised but a department decision cannot be rendered until additional steps are addressed as shown below.

1. Spurwing should assign the right (\$25) to United Water.
2. Spurwing should assign application no. 63-12142 to United Water (\$25) if there is an interest in pursuing that filing. It covers lawn irrigation and fire protection at Spurwing utilizing the same points of diversion as 63-12334. The latter right was created by reducing the former filing.
3. If an interest in developing 63-12142 exists, Spurwing and/or United Water should consider amending (\$50) at least the points of diversion to match the proposed wells for 63-12334. There is not a form to amend an application for permit - that is done on the original application document.
4. The Foxtail well is covered by permit no. 63-12362. Lasher should consider assigning the right (\$25) to United Water. If nothing else, United Water should provide documentation to show legal access to and use of the Foxtail well.

Enclosed are profile reports for all of the above filings. I'll be glad to discuss this with you at your earliest convenience.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure

MICROFILMED

AUG 09 1999

Mail to IDWR

B. & A. Engineers, Inc.

CONSULTING ENGINEERS AND SURVEYORS
5505 W. Franklin Road
Boise, Idaho 83705-1055
Telephone - (208) 343-3381 • Fax (208) 342-5792

RECEIVED

MAR 05 1998

Department of Water Resources

March 4, 1998

Bill Freeman, P.E.
Staff Engineer
Idaho Dept. of H & W, D.E.Q.
1445 W. Orchard
Boise, ID 83706-2239
Tel: (208)373-0550

Dear Bill:

Subject: Spurwing Subdivision - Time Extension for Drilling Domestic Well "B".

Application is hereby made on behalf of John (Jock) Hewitt for an extension of time for approval of our plans submitted for Water and Well construction, so that they may also apply to construction of a second domestic water well, near the west boundary of the subdivision. We expect to begin construction of the second well within the next several months, so that it can be put on line by the time that the 25th lot is sold.

IDWR Permit No. 63-12334 was issued about May 7, 1996, with priority date of March 8, 1995, and this permit includes the second well now proposed to be drilled. Proof of Beneficial Use must be filed by May 1, 1999.

We expect to apply for the well drilling permit as soon as a construction date is established, as this permit is only good for 90 days from date of issuance, without a special request for time extension.

We will also file a new well house and site plan for the second well, at about the same time we apply for a drilling permit. This well is envisioned to become the principal domestic well. It will be variable-speed controlled, and will float on the 3,000 gallon hydro-pressure tank at Well A. The pump will be smaller, in the 150-200 GPM range, and will probably be a submersible pump, with a much smaller pump house than the present pump house at Well B. If I recall correctly, we reviewed and you approved the Well "B" site at the same time that the Well "A" site was approved, as shown on the plans, Dwg. No. CWB-940824.

Jock Hewitt is presently negotiating with United Water to operate the water system. I will advise you of further developments as soon as I hear something.

Could you mail or FAX a copy of the March 21, 1995 letter to me?

Very truly yours,

Carlyle W. Briggs

Carlyle W. Briggs, P.E.
Consulting Engineer for
Spurwing Subdivision



Enc: 1. Plans Title Sheet (Portion)
2. IDWR Permit No. 63-12334

cc: Jock Hewitt
IDWR State Office - Jim Johnson (Orchard Ave.)

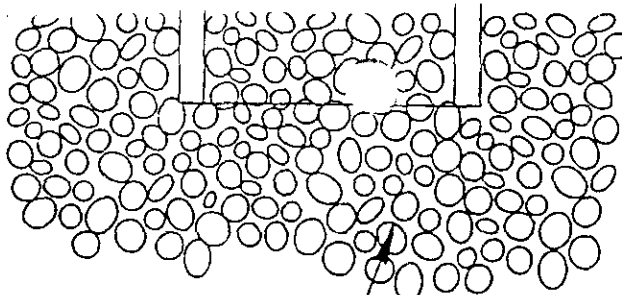
MICROFILMED
APR 16 1998



DIVISION OF
ENVIRONMENTAL QUALITY

1445 North Orchard, Suite 100
Boise, Idaho 83706-2239
(208) 334-6550

Bill Freeman
Water Quality Engineering Specialist



2 CUBIC YARDS MINIMUM
2" WASHED DRAIN ROCK

12"x12"x2"
CONC. BLOCK

GIP TEE W/ NIPPLE
AND CAP FOR FUTURE
CONNECTION

STD. DWG. IRRIG-01

STD. DWG. IRRIG-03

PROJECT BENCH MARKS

SECTION OF CHINDEN BLVD. & S.E. CORNER OF PROJECT; BRASS CAP AT 1/4
AT 1/4 CORNER - ELEVATION 2565.67.

NER OF LOT 49: 1/2" IRON PIN, RANDEM POINT - ELEVATION 2555.82.

CORNER OF SPURWING SUBDIVISION: 5/8" IRON PIN WITNESS CORNER
2547.97.

PLANS & SPECIFICATIONS
REVIEW

By

Environmental Engineer

These plans and/or specifications have been reviewed
for compliance with Idaho Dept. of Health and Welfare
regulations. This review does not relieve the owner, engineer,
or the contractor of the responsibility to design or construct
these facilities in compliance with all current applicable
federal, state and local laws, rules, regulations, or ordinances.

Date: 3/21/95

Plans and/or specifications must be resubmitted for review if

construction is not initiated on or before:

3/96

Refer to letter of 3/21/95 to JOHN W. HEWITT

CWB Rock-Mail
4-7-95 Fri
Letter of 3-21-95
not included.

REV. B. CWB 1-31-95. ADDED TO NOTES, WATER 17, IRRIG. 10, 17, USE

REV. A. CWB-11-28-94. ADDED TO NOTES, WATER 12, 14, 17.



B & A Engineers, Inc.
5505 West Franklin Road Boise, Idaho 83705 (208) 343-3381

SPURWING SUBDIVISION

TITLE PAGE
DOMESTIC WATER AND IRRIGATION PLANS

MICROFILMED
APR 16 1998

HOR. SCALE: N.A.

DATE: 08-24-94

SHEET NUMBER 1 OF 7-5

VERT. SCALE: N.A.

DRAWN BY: CWB

DRAWING NO.: CWB940824



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 3, 1996

SPURWING HOMEOWNERS ASSOC
3278 N SHAMROCK LN
BOISE ID 83704

PERMIT APPROVAL NOTICE

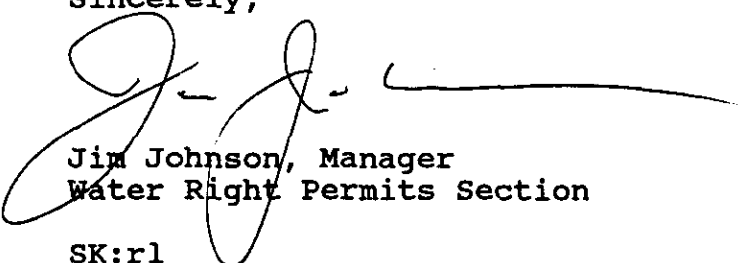
RE: PERMIT NO. 63-12334

Dear Permit Holder:

Enclosed is a copy of your approved application for permit.
Please be sure to thoroughly review the "CONDITIONS/REMARKS:"
listing on the permit.

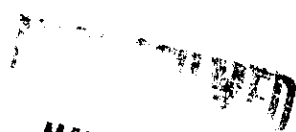
The Department will send you a "Proof Due Notice" approximately
60 days prior to the date listed under condition no. 1, requesting
you to file either a Proof of Beneficial Use form or a Request
for Extension of Time form.

Sincerely,


Jim Johnson, Manager
Water Right Permits Section

SK:rl

Enclosures


MAY 07 1996

MEMORANDUM

Date: May 1, 1996

From: Jim Johnson

To: File

Subject: Re-configuring water uses on Spurwing Applications

=====

At a compliance with notice of violation meeting between IDWR staff and Spurwing representatives on April 26, 1996, it was agreed that the Department would approve ASAP a permit to allow groundwater diversion the for in-house domestic system.

Application for Permit No. 63-12142 listed Irrigation, Domestic, and Fire Protection. The domestic is for in-house supply and can be approved without delay if separated from the other uses. The other use, irrigation for lawn watering from groundwater, will not be allowed while there is available surface water. The fire protection flow listed on the application utilizes the irrigation distribution system and should stay with the irrigation use listed on the application. The best way to approve the in-domestic use separately from the other uses listed, is to approve it under a new water right number.

The in-house domestic use approval will not need to be re-advertized nor will the in-house domestic use approval need to be amended because there are no changes to the place of use or point of diversion.

Background

The state office received three applications, that identified groundwater needed by the Spurwing subdivision and golf course. The applications were for one transfer and two new appropriations for irrigation, domestic and storage.

The land covered by the subdivision and golf course was previously surface water irrigated and water from the Eureka and Settlers Canals will continued to be used when available.

The Spurwing Develop consists of three separate water delivery systems.

1. Two wells are net worked together to provide in-house domestic water for 70 units.

2. One well is used, in a different delivery system, to supply irrigation water for the subdivision lots.

MAY 07 1996

3. The third system is for irrigation of the golf course. This system uses a pump located in a pond and distributes water via sprinklers to the golf course. The pond receives water from the two canals and the subdivision irrigation well can also discharge water into the pond there may be some water present in the pond during the non-irrigation season because the bottom of the pond is below the local water table.

The water distribution systems have been constructed and have been used without the above listed applications being approved which led to the issuance of the Notice of Violation and the above referenced meeting.

MAY 07 1996

WR0749NP
No. P63-12334

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/03/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SPURWING HOMEOWNERS ASSOC 3278 N SHAMROCK LN BOISE ID 83704 (208) 345-2762	03/08/1995	DOMESTIC	01/01 12/31	0.380 CFS	
TOTAL DIVERSION:					0.380 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T04N R01W S23 NESW NWSW ADA County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
04N 01W 23 :															

Pou County: ADA

Other Water Rights Listing Overlapping Place(s) of use:

63-10572 63-12142 63-12187 P63-12142 T63-10572

Conditions of Approval:

- 26A - Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 468 - The right holder shall comply with Idaho well construction standards when constructing a well pursuant to this right.
- 004 - The issuance of this right does not grant any right-of-way or easement across the land of another.

Remarks:

Prior to the diversion and use of water under this approval, the right holder shall install and maintain a measuring device on each point of diversion authorized under this right. After specific notification by the department, the right holder shall annually report to the department the amount of water diverted from each point of diversion. Points of diversion are located within Lots 1 & 77, Spurwing Subdivision. Places of use are located within Lots 5-52, 54-62, & 64-76, Blk. 1, Spurwing Subdivision. Domestic use is for 70 homes. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

MAY 07 1996

WR0749NP
No. P63-12334

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/03/96
PAGE: 2

=====
Dates: App. Received: 03/08/1995 Priority Date: 03/08/1995
Proof Due Date: 05/01/1999 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 03/22/1995 User-ID: LGRAVES Subject: OTHER RIGHTS
This application is intended to provide a storage water component for an irrigation system that consists of Boise River water via the Eureka Canal, Settlers Canal, and ground water from right 63-10572.
Use of this right does not authorize appropriation of any ground water or surface water in addition to water that the applicant already has a right to divert. The limiting factor is 164 available shares from Eureka Canal.
The ground water source listed on this application represents water which will naturally accumulate in the pond either hydraulically from the Boise River, or from natural seepage. There will not be an increase in consumptive use since the pond will be constructed on previously irrigated land.

Audit: 05/03/96 PSKAGGS 05/03/96 CZIMMERM

MAY 07 1996

MEMORANDUM

DATE: May 3, 1996
TO: File Nos. 63-12142 & 63-12334
FROM: Cindy Zimmerman^S,
SUBJECT: Split Application

=====

Application 63-12142 has been split. The irrigation and fire protection uses remain with 63-12142. The domestic use portion has been renumbered to 63-12334.

RECEIVED
MAY 07 1996

MAY 07 1996