



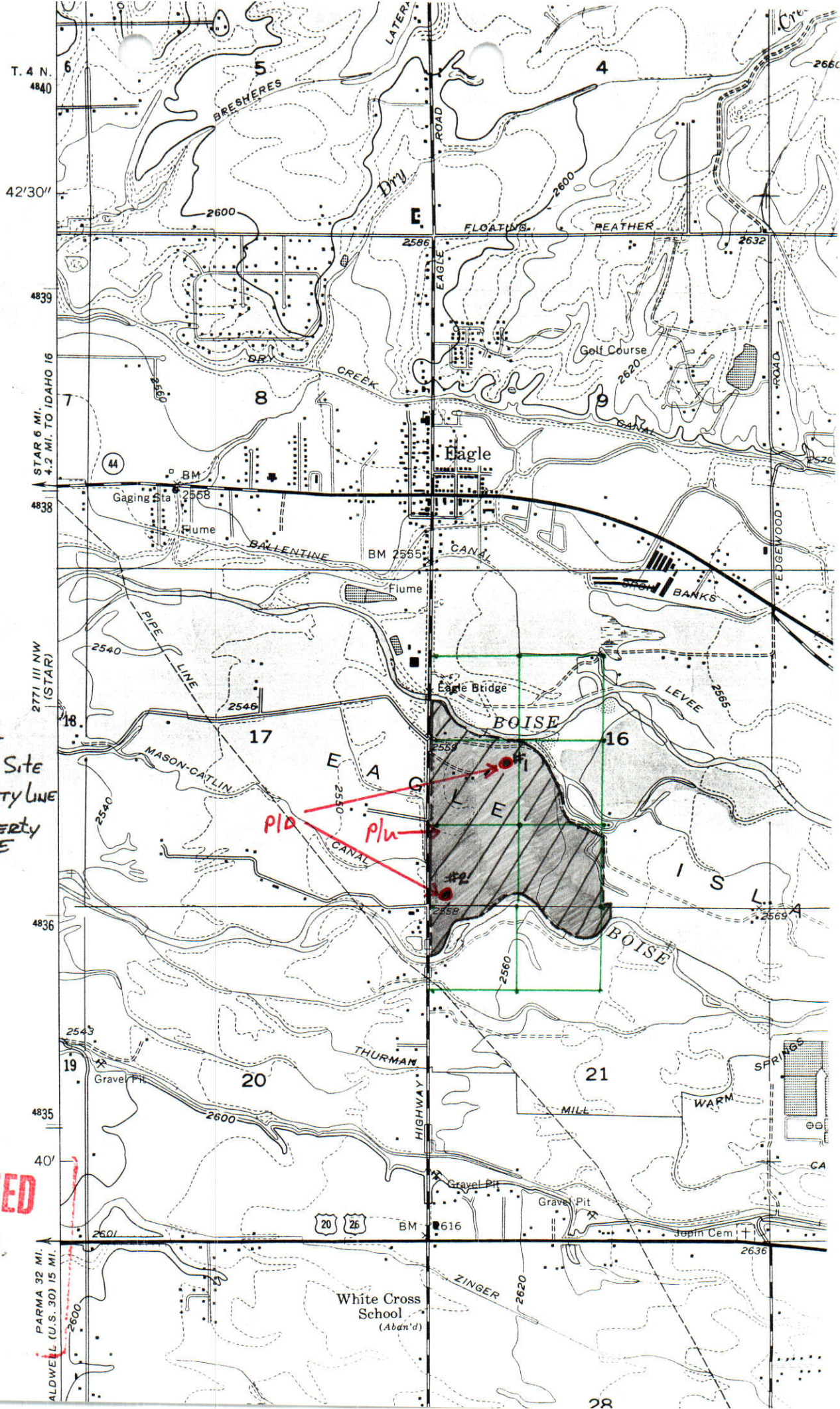
LEGEND

- Well Site
- Property Line
- Property Site

T.4N;R.1E.

MICROFILMED

MAY 08 1991



T4N R1E S. 16, 21

1935
Survey

5.89° 54' W.

5.8

80.28

80

80

17.80

3

2

39.75 52.50

Sec. 16

NORTH

NORTH

Se

8

5

44.93

6

7

3

58.55 49.25 62.10

40

5

34.54

5.89° 56' W.

5.89° 5

80.50

4

3

2

42.41

42.25

46.30

40.80

33.30

37.1

4

8

5

6

7

8

5

6

31.75

26.15

27.70

28.25

30.75

36.00

29.8

Sec. 21

Sec.

MICROFILMED

MAY 08 1991

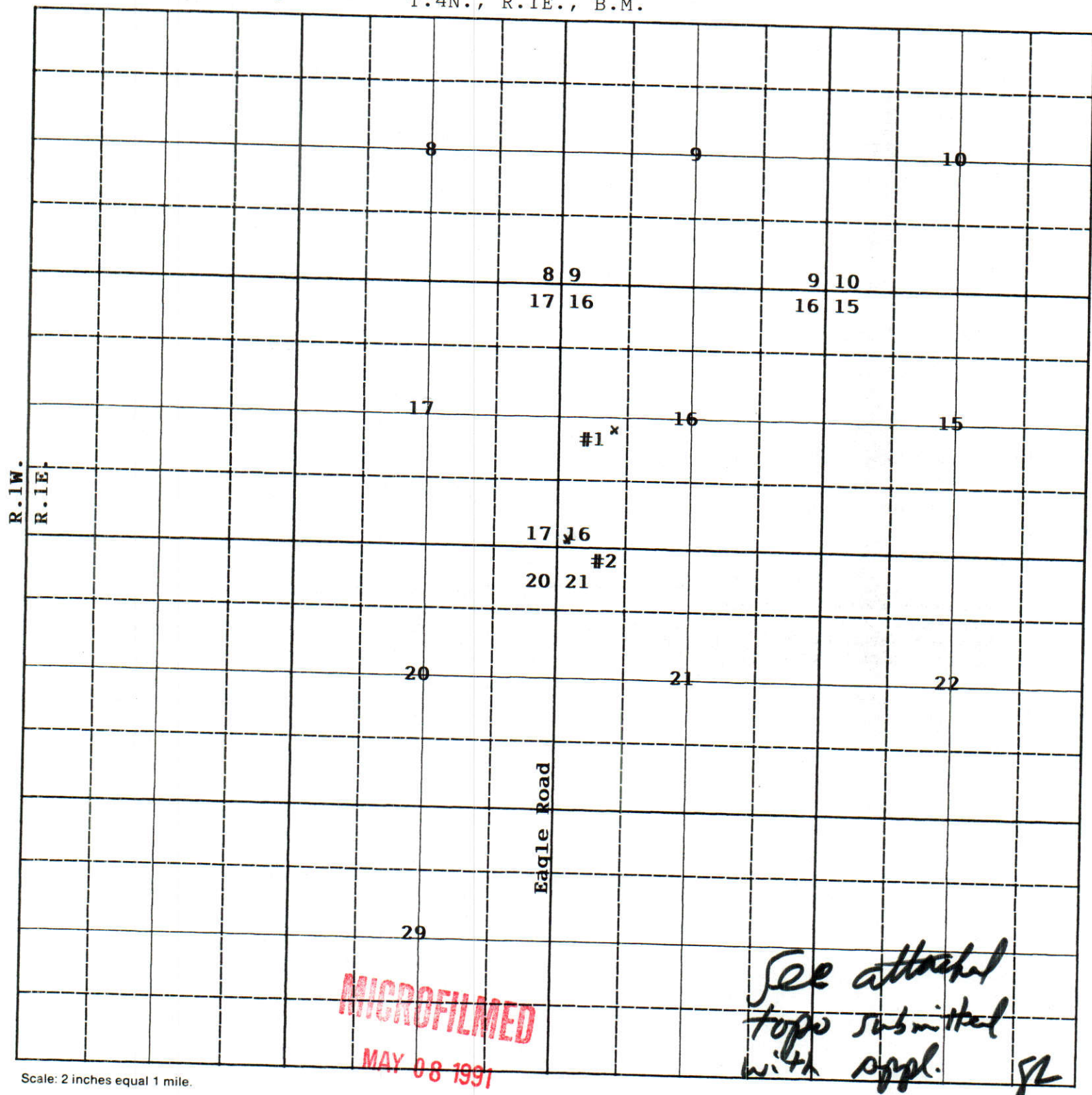
5.89° 57' W.

79.48

NORTH

NORTH

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. T.4N., R.1E., B.M.



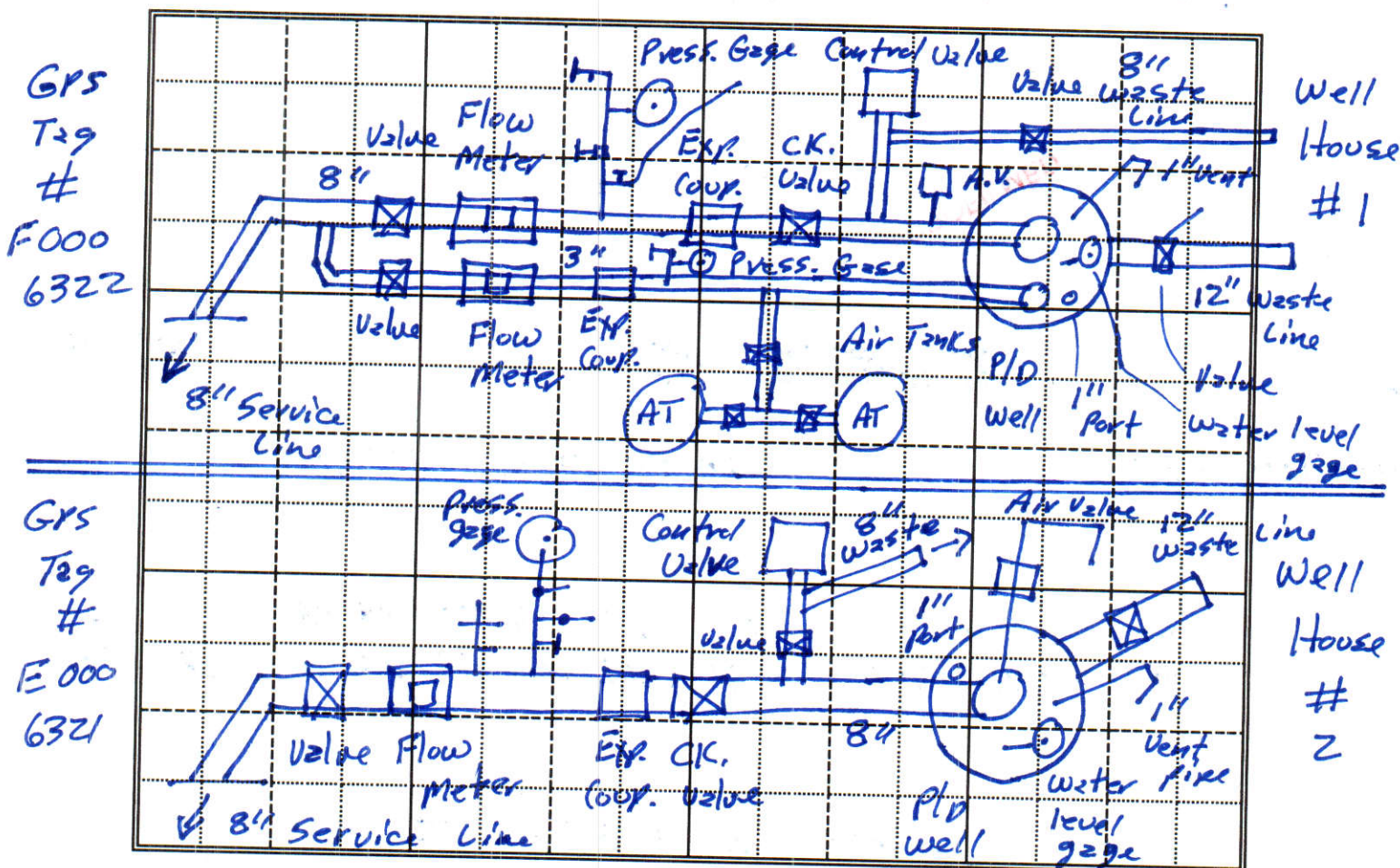
Scale: 2 inches equal 1 mile.

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

Dennis Baker
(Applicant)

(President - see 2/25, 2/26 comm. memo) SL

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



Scale: 1" = 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

4. 2 Pumps in Well #1

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Well #1 (pump 1)	Franklin	15	17-0129	Berkeley	6T-150, 8 stage
Well #1 (pump 2)	Franklin	75		Berkeley	8T-900, 3 stage
Well #2	Franklin	75		Berkeley	8T-900, 3 stage

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

D. FLOW MEASUREMENTS

Installed Flow meters: Bailey Fischer/Porter Magnetic Type

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Well #1, 8" meter	Magn.	BFP	10DX33115D	96 W039221	8"	
Well #1, 2" meter	Magn.	BFP	10D14755	96 W039126	2"	

2. Measurements:

Well #2, Flow meter - 8", Model 10DX33115D
SN # 96 W039224
Magnetic - Bailey Fischer Porter

JUN 20 2001

ISLAND WOODS SUBDIVISION NO. 4

PLAT SHOWING

A PORTION OF GOVERNMENT LOT 6 AND THE
SW1/4 SW1/4 OF SECTION 16 AND PORTIONS
OF GOVERNMENT LOTS 2 & 3, SECTION 21
T.4N., R.1E., B.M.,

EAGLE, ADA COUNTY, IDAHO

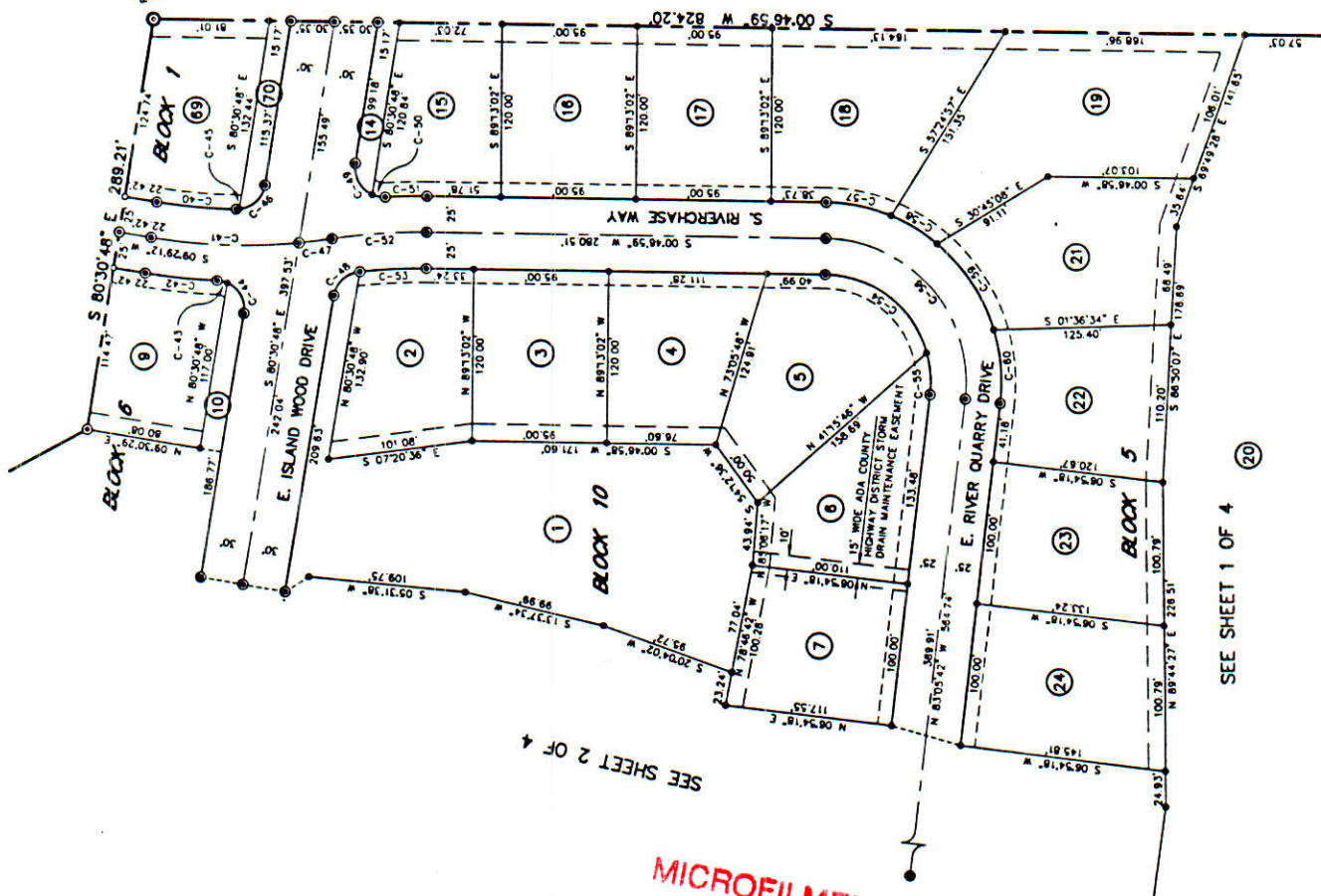
1998

• HUBBLE ENGINEERING, INC. •
BOISE, IDAHO



SCALE: 1" = 60'

SEE SHEET 1 OF 4
FOR LEGEND & NOTES



CURVE DATA:

CURVE	RADIUS	LENGTH	CHORD DIST.	CHORD BEG.	CHORD END
C-40	375.00'	55.87'	55.78'	S 05°13'17" E	N 08°31'31" E
C-41	400.00'	103.82'	103.53'	S 02°03'04" E	N 14°52'17" E
C-42	425.00'	50.41'	50.38'	S 06°05'19" E	N 06°47'47" E
C-43	20.00'	7.43'	7.38'	N 13°19'39" E	E 21°16'26" E
C-44	20.00'	26.36'	24.49'	N 61°43'32" E	E 75°31'21" E
C-45	20.00'	2.08'	2.07'	S 02°01'02" E	E 05°56'48" E
C-46	20.00'	26.36'	24.49'	S 42°45'07" E	E 75°31'21" E
C-47	400.00'	23.38'	23.38'	S 07°03'34" E	E 03°20'57" E
C-48	20.64'	26.71'	24.88'	N 43°26'35" E	N 74°08'24" E
C-49	20.00'	26.36'	24.49'	S 61°43'32" E	N 75°31'21" E
C-50	20.00'	9.47'	9.38'	S 10°23'55" E	E 27°07'53" E
C-51	425.00'	29.30'	29.29'	N 01°11'32" E	N 07°31'00" E
C-52	400.00'	66.44'	66.36'	N 03°38'32" E	N 09°31'01" E
C-53	375.00'	46.84'	46.81'	N 02°47'42" E	N 07°09'21" E
C-54	75.00'	96.39'	89.90'	N 37°36'10" E	E 73°38'22" E
C-55	75.00'	29.43'	29.24'	N 85°39'50" E	E 82°68'58" E
C-56	100.00'	167.76'	148.77'	N 48°50'38" E	N 65°01'18" E
C-57	125.00'	46.71'	46.44'	N 11°29'47" E	E 71°24'37" E
C-58	125.00'	35.05'	37.91'	N 30°34'37" E	E 17°56'31" E
C-59	125.00'	73.26'	72.22'	N 36°53'30" E	E 33°54'34" E
C-60	125.00'	51.68'	51.31'	N 85°03'37" E	E 23°41'21" E

SEE SHEET 2 OF 4

MICROFILMED
JUN 20 2004

Phase 4
63-11467

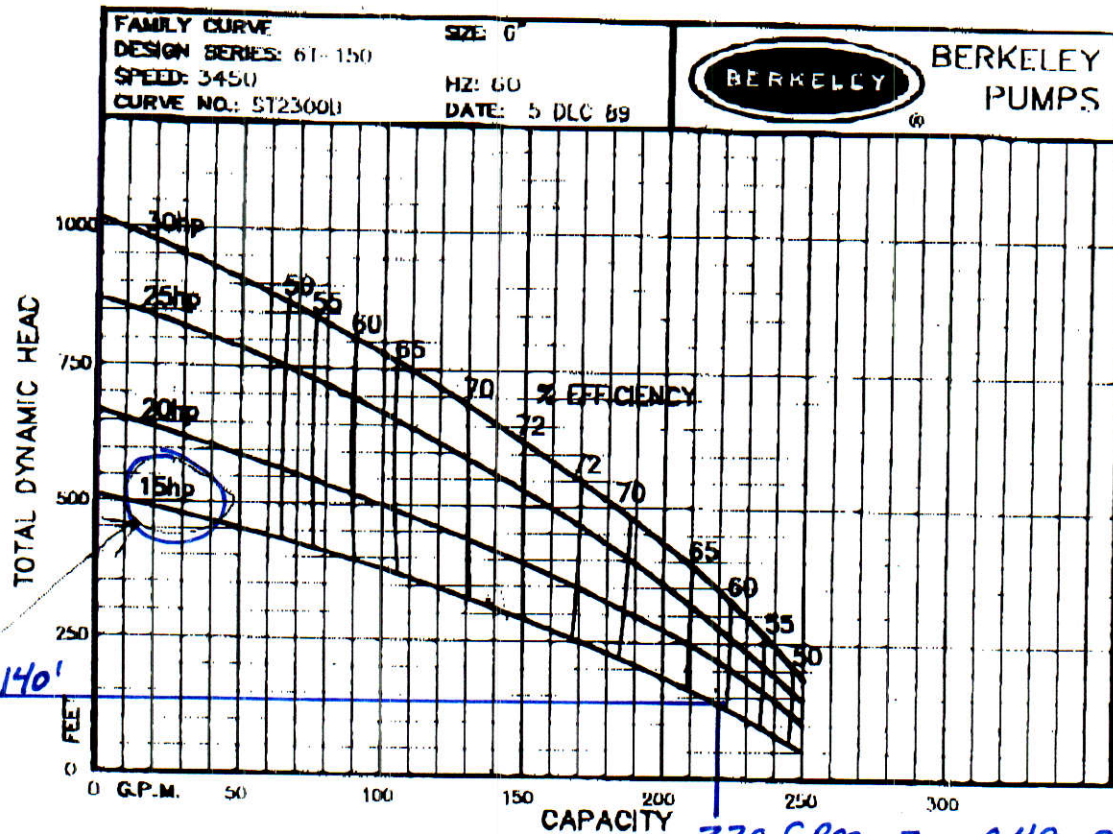
SEE SHEET 1 OF 4

DEVELOPER:
B.M. MC
BOISE, IDAHO
97-165

SHEET 3 OF 4

Submersible Turbine Model 6T-150

Pump #1



Specifications

Well #1, Pump #1, @ 60 PSI, TDH = 140'

LIQUID END WEIGHTS

DESCRIPTION	WEIGHT LBS.	HP RATING	MOTOR FLANGE
ONE STAGE L.E.	55.5	15-30	6"
ONE STAGE L.I.			
ONE STAGE L.I.			
EACH ADDED STAGE	19.1	ALL	ALL

CURVE No. ST2300B

IMPELLER DATA

TYPE: ENCLOSED IMPELLER AREA: 5.76 Sq. In.
 THRUST CONSTANT K: 2.04 lbs./FT of HEAD.

HP	IMPELLER No.	STAGES	IMPELLER Dia.
30	M04238	15	4.53" Ø 42" (3.94")
25	M04238	13	4.53" Ø 42" (3.94")
20	M04238	10	4.53" Ø 42" (3.94")
15	S39543	8	4.44" Ø 46" (3.81")

OUTLINE DIMENSIONS



- A: ONE STAGE LIQUID END LENGTH
- B: SUCTION CONNECTION LENGTH
- C: STAGE LENGTH
- D: DISCHARGE CONNECTION LENGTH
- E: BOWL DIAMETER
- F: DIAMETER ACROSS LEAD GUARD

BOWL DATA

BOWL No. M04461 PUMP SHAFT Dia. 1"
 TYPE: THREADED DISCHARGE SIZE 3" NPT (Female)
 4" NPT (Male)

NOTE: For each additional stage add "C"

A	B	C	D	E	F	HP RATING	MOTOR FLANGE
19.63	11.00	5.00	3.63	5.38	5.81	15-30	6"

MICROFILMED

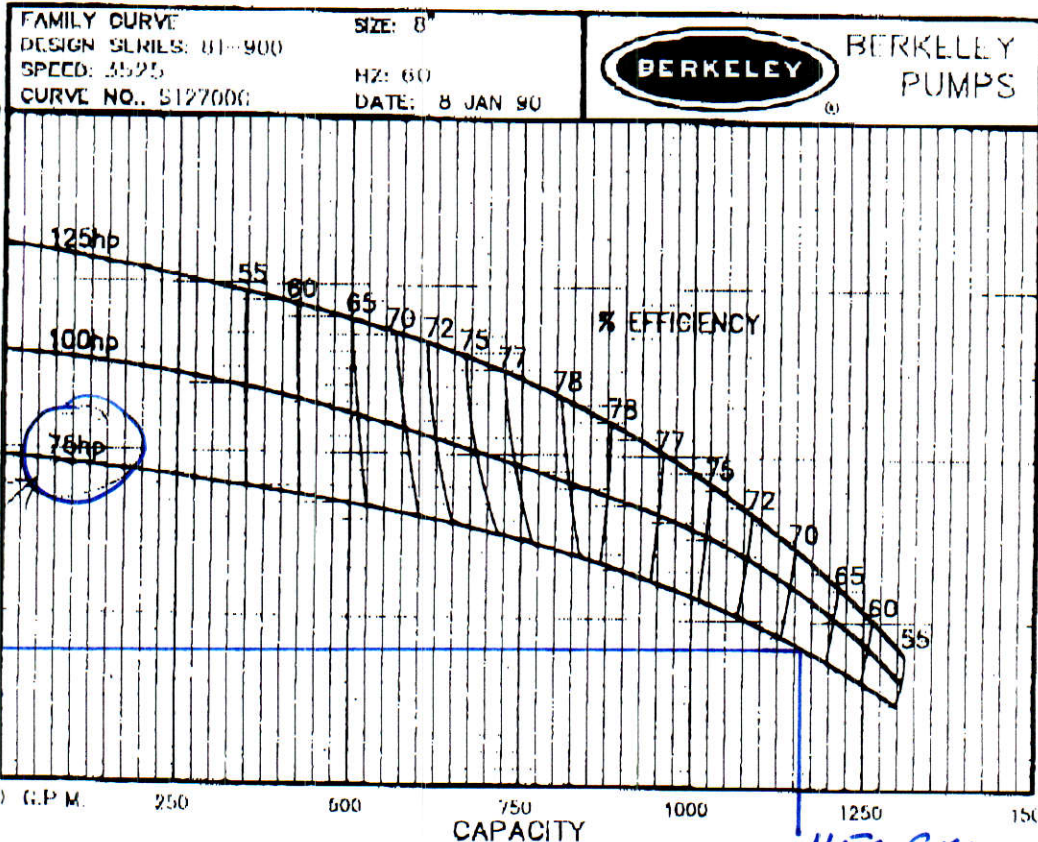
JUN 23 2001

REVISED 15 May 80

63-11467

© 1990, Berkeley Pumps

Submersible Turbine Model 8T-900



Specifications

Well #1, Pump #2, @ 60 PSI; TDH = 140'

LIQUID END WEIGHTS

DESCRIPTION	WEIGHT LBS.	HP RATING	MOTOR FLANGE
ONE STAGE L.E.	89.6	75-125	8"
ONE STAGE L.E.			
ONE STAGE L.E.			
LAST ADDED STAGE	29.0	ALL	ALL

IMPELLER DATA

TYPE: ENCLOSED LYE AREA: 12.14 Sq. In.
THRUST CONSTANT K: 4.65 Lbs./Ft. of HEAD.

HP	IMPELLER No.	STAGES	IMPELLER Dia.
125	P5-35DA	5	6.05" @ 26" (5.19")
100	P5-35DA	4	6.05" @ 26" (5.19")
75	P5-35DA	3	6.05" @ 26" (5.19")

OUTLINE DIMENSIONS



- A: ONE STAGE LIQUID END LENGTH
- B: SUCTION CONNECTION LENGTH
- C: STAGE LENGTH
- D: DISCHARGE CONNECTION LENGTH
- E: BOWL DIAMETER
- F: DIAMETER ACROSS LEAD GUARD

BOWL DATA

BOWL No. P1-83 PUMP SHAFT Dia. 1 3/16"
TYPE: THREADED DISCHARGE SIZE 6" NPT

NOTE: For each additional stage add 'C'

A	B	C	D	E	F	HP RATING	MOTOR FLANGE
23.50	13.25	6.75	3.50	7.50	7.93	75-125	8"

MICROFILMED

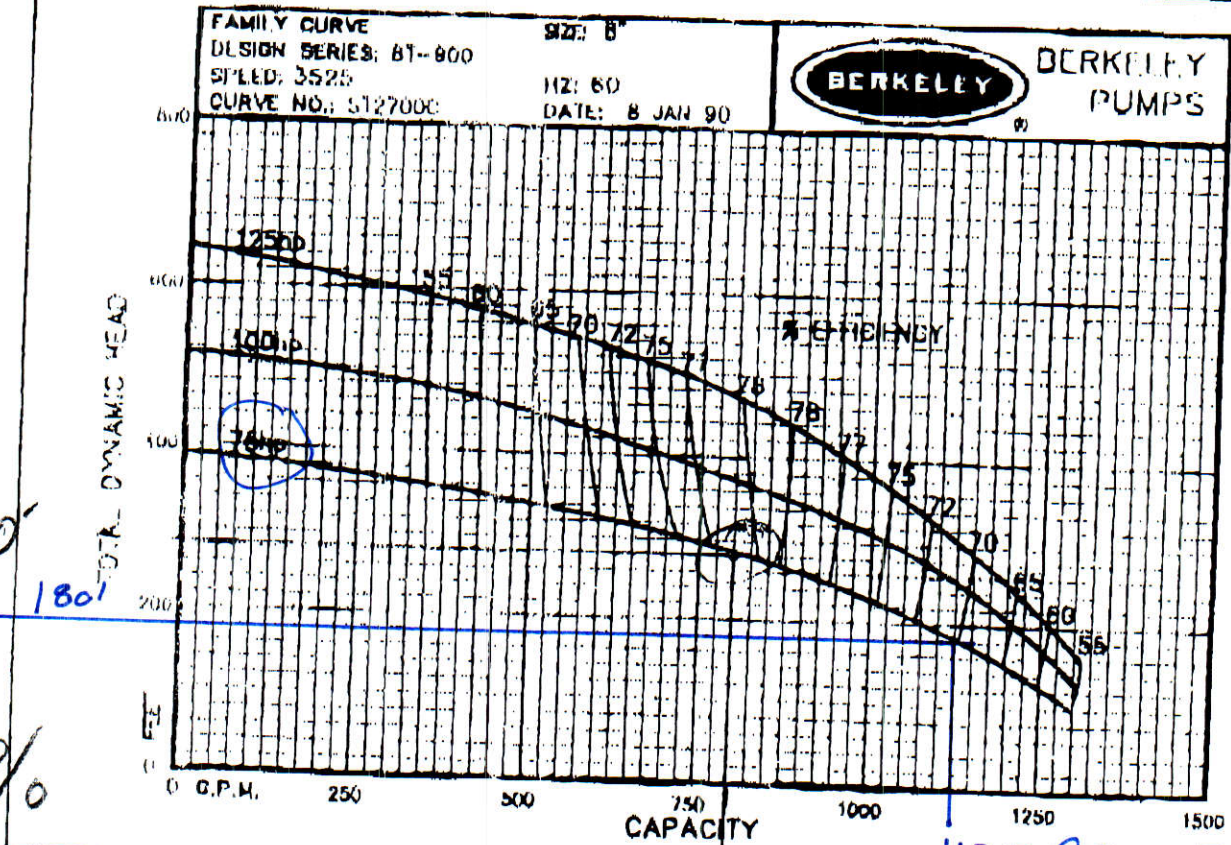
JUN 20 2001

REVISED 12 JAN 90

63-11467

© 1990, Berkeley Pumps

Submersible Turbine Model 8T-900



Specifications

800 gpm Well #2, @ 60 psi

CURVE No. ST27000 TDH = 180'

LIQUID END WEIGHTS

DESCRIPTION	WEIGHT LBS.	HP RATING	MOTOR FLANGE
ONE STAGE L.E.	89.6	75-125	8"
ONE STAGE L.E.			
ONE STAGE L.E.			
EACH ADDED STAGE	28.0	ALL	ALL

IMPELLER DATA

TYPE: ENCLOSED EYE AREA 12.14 Sq. In.
 THRUST CONSTANT K 4.65 Lbs./ft. of HEAD.

HP	IMPELLER No.	STAGES	IMPELLER Dia.
125	PS-350A	5	6.05" x 28" (5.19")
100	PS-350A	4	6.05" x 28" (5.19")
75	PS-350A	3	6.05" x 28" (5.19")

OUTLINE DIMENSIONS



- A ONE STAGE LIQUID END LENGTH
- B SUCTION CONNECTION LENGTH
- C STAGE LENGTH
- D DISCHARGE CONNECTION LENGTH
- E BOWL DIAMETER
- F DIAMETER ACROSS LEAD GUARD

BOWL DATA

BOWL No. P1-83 PUMP SHAFT Dia. 1 3/16"
 TYPE: THREADED DISCHARGE SIZE 6" NPT

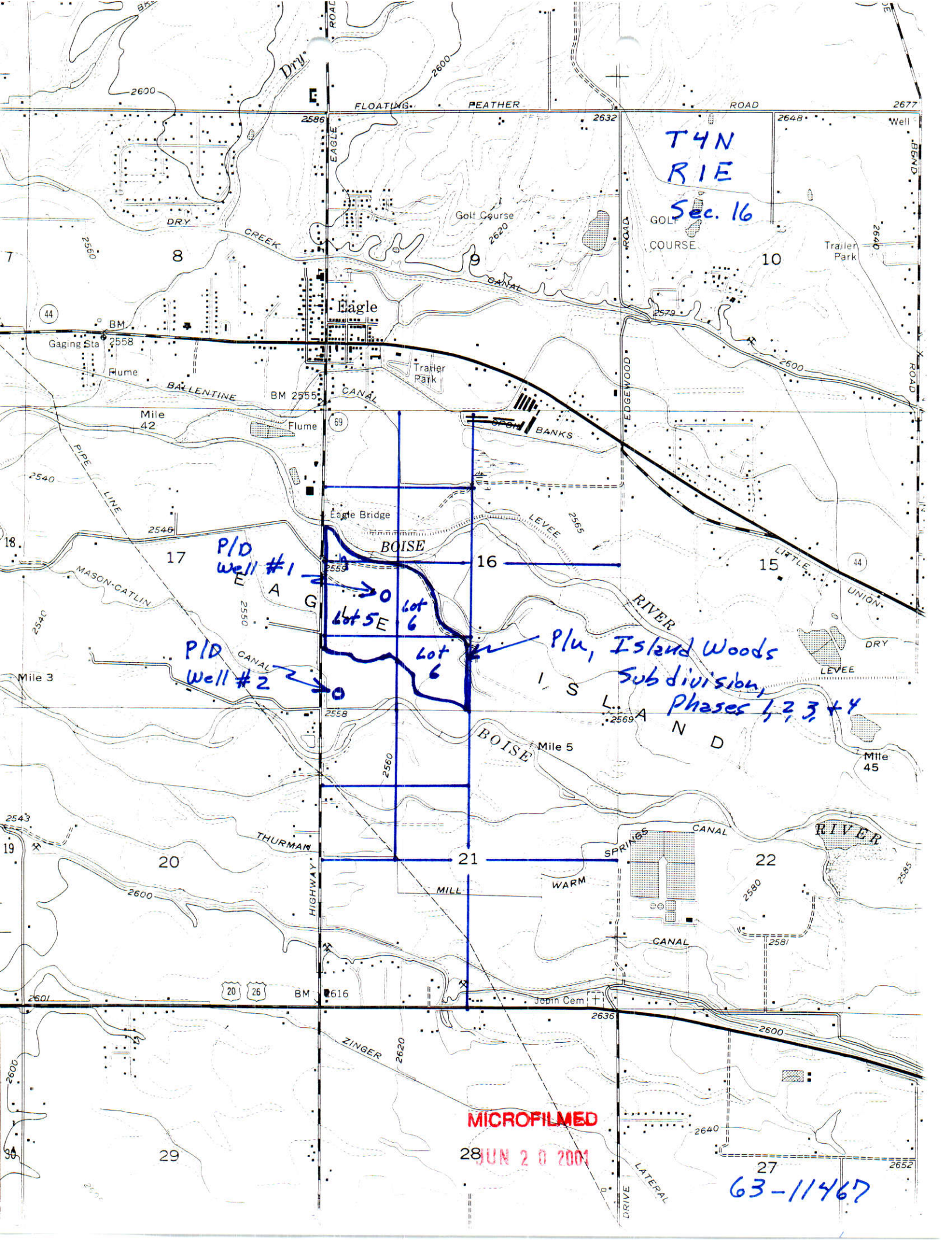
NOTE: For each additional stage add 'C'

A	B	C	D	E	F	HP RATING	MOTOR FLANGE
23.50	13.25	6.75	3.50	7.50	7.93	75-125	8"

REVISED 12 JAN 80

63-11467

© 1980 Berkeley Pumps



T4N
R1E
Sec. 16

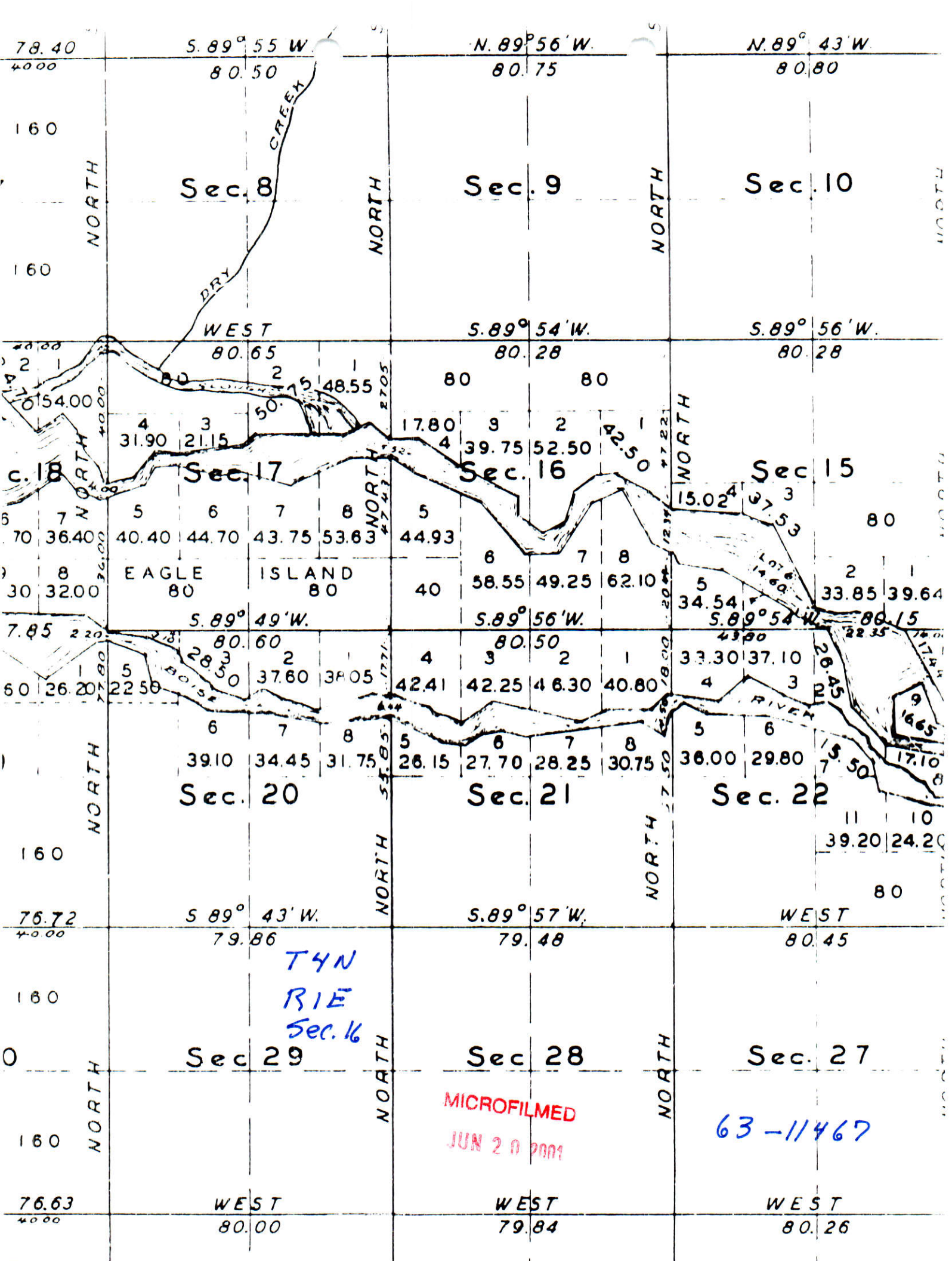
P/D
Well #1
P/D
Well #2

Plu, Island Woods
Subdivision,
Phases 1, 2, 3, & 4

MICROFILMED

28 JUN 20 2001

63-11467



ISLAND WOODS SUBDIVISION NO. 4

VICINITY MAP

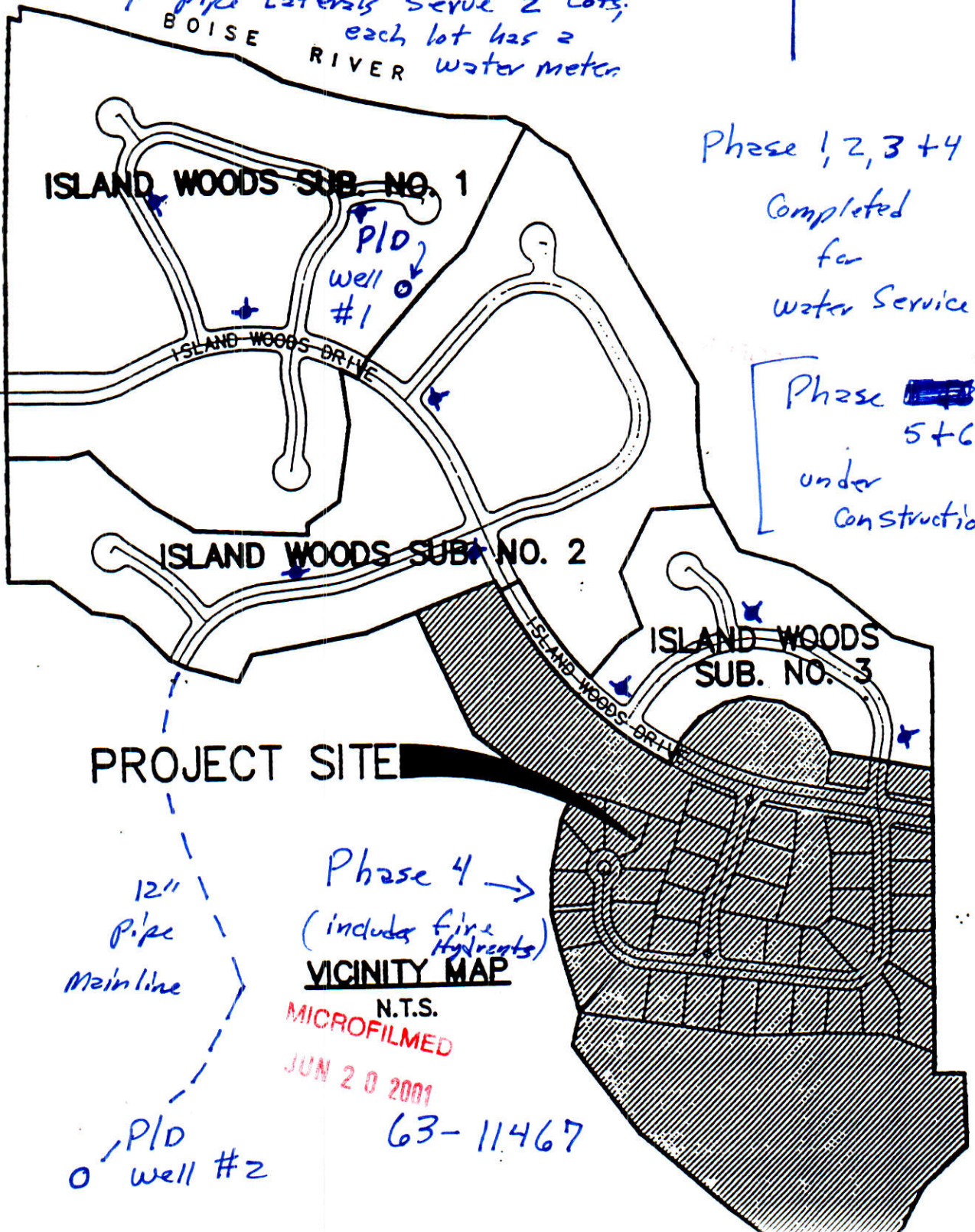
★ Fire Hydrants

8" main lines in streets

1" pipe laterals serve 2 lots.
each lot has a water meter



S. EAGLE ROAD



DI—OFFICIAL RECORD

LOT LINE ADJUSTMENT SURVEY
OF LOTS 35 THROUGH 46, BLOCK 1
ISLAND WOODS SUBDIVISION NO. 2

LOCATED IN
PORTIONS OF GOVERNMENT LOTS 5 AND 6 AND
THE SW 1/4 SW 1/4, SECTION 16, T.4N., R.1E., B.M.,
EAGLE, ADA COUNTY, IDAHO
1994
•HUBBLE ENGINEERING, INC.
BOISE, IDAHO

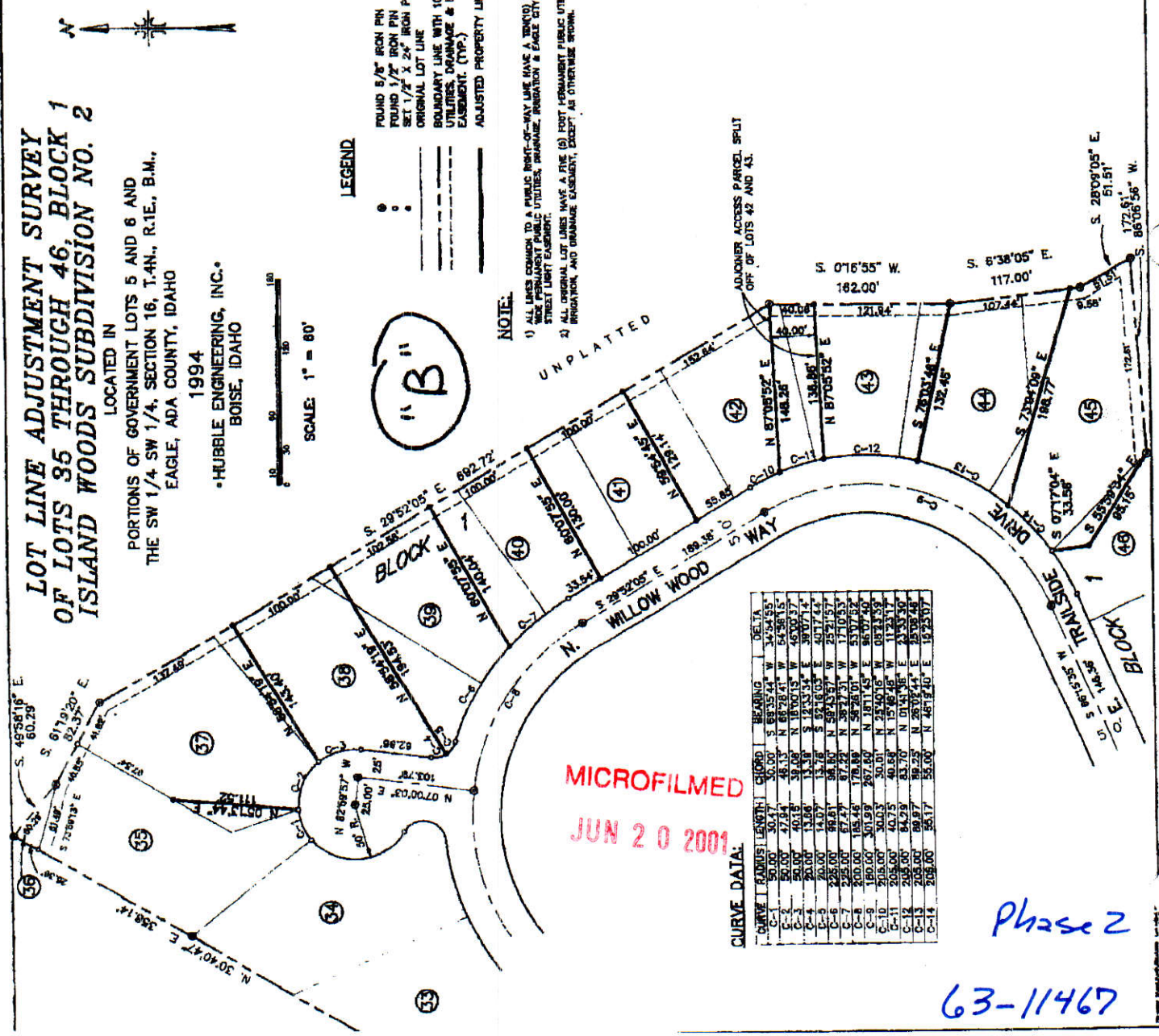
SCALE: 1" = 80'
10' 20' 30' 40' 50' 60' 70' 80'

LEGEND

- FOUND 5/8" IRON PIN
- FOUND 1/2" IRON PIN
- SET 1/2" X 24" IRON PIN
- ORIGINAL LOT LINE
- BOUNDARY LINE WITH 10' PUBLIC UTILITIES, DRAINAGE & IRRIGATION EASEMENT. (TYP.)
- ADJUSTED PROPERTY LINE

NOTE:

- 1) ALL LINES COMMON TO A PUBLIC RIGHT-OF-WAY LINE HAVE A 10'0" FOOT WIDE PERMANENT PUBLIC UTILITIES, DRAINAGE, IRRIGATION & EAGLE CITY STREET LIGHT EASEMENT.
- 2) ALL ORIGINAL LOT LINES HAVE A FIVE (5) FOOT PERMANENT PUBLIC UTILITIES, DRAINAGE, AND IRRIGATION EASEMENT, EXCEPT AS OTHERWISE SHOWN.



CERTIFICATE OF OWNERS

Dan Baker
DANIEL M. BAKER
PRESIDENT
D.M. INC.

ACKNOWLEDGEMENT

STATE OF IDAHO) S.S.
COUNTY OF ADA) S.S.
ON THIS 21st DAY OF *April*, 1994, BEFORE ME, THE UNDERSIGNED,
A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED *DANIEL M. BAKER*,
KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED
THE SAME.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIRMED MY OFFICIAL
SEAL THE DAY AND YEAR IN THIS CERTIFICATE FIRST ABOVE WRITTEN.

10/1/97
MY COMMISSION EXPIRES

IDAHO STATE OF IDAHO
COUNTY OF ADA
NOTARY PUBLIC
RESIDING AT BOISE, IDAHO

CERTIFICATE OF SURVEYOR

I, TODD R. WAITE, DO HEREBY CERTIFY, THAT I AM A REGISTERED
LAND SURVEYOR, LICENSED BY THE STATE OF IDAHO, AND THAT ON
THIS MAP HAS BEEN PREPARED FROM AN ACTUAL SURVEY OF THE
GROUND UNDER THE PRESENTATION OF SAID SURVEY, AND IS IN
CONFORMITY WITH THE CORNER PERPETUATION AND PLUMBING
IDAHO CODE 55-1801 THROUGH 55-1812.



TODD R. WAITE, L.S.
LICENSE NO. 4899

COUNTY RECORDER'S CERTIFICATE

INSTRUMENT NUMBER
THIS IS TO CERTIFY THAT THIS RECORD OF SURVEY WAS FILED FOR RECORD IN THE RECORDER'S
OFFICE OF THE COUNTY OF ADA, IDAHO, ON THIS 12th DAY OF 1994 AT
AT THE REQUEST OF _____ INSTRUMENT NO. _____

DEPUTY
EX-OFFICIO RECORDER

● HUBBLE ENGINEERING, INC. ●
BOISE, IDAHO

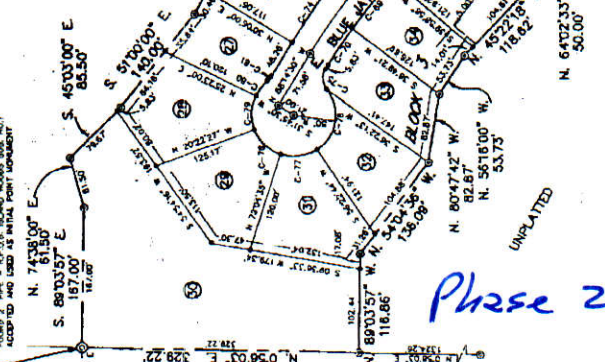
100



15/05/21

[illegible]

REAL POINT OF BEGINNING (INITIAL POINT)



Phase 2

63-11467

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 is well #1 for the Island Woods
Subdivision, Phase 1, 2, 3 + 4. The well is located
in Lot 28, Block 1 of Phase 1.

Jan Tomich Water Rights Examiner
Signature of Dept. Representative & Title

2-10-99
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



MICROFILMED

JUN 20 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 is well #2 for the Island Woods Subdivision Phase 1, 2, 3, & 4.

Jan Tomich, Water Rights Examiner

Signature of Dept. Representative & Title

2-10-99

Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



MICROFILMED

JUN 20 2001

1 of 4

P/O

well

House
#1



P/O

well #1

Note 3" line for
Pump 1,
and 8" line for
Pump 2.

(Green
Pipes)



MICROFILMED

JUN 20 2001

63-11467

2 of 4

P/D

Well
House
#1



P/D

Well
House
#1

Flow
Meters
- grey
items -
in 8"
and 3"
Lines.



Note: 2" meter in
the 3" Line

MICROFILMED 63-11467
JUN 20 2001

3 of 4

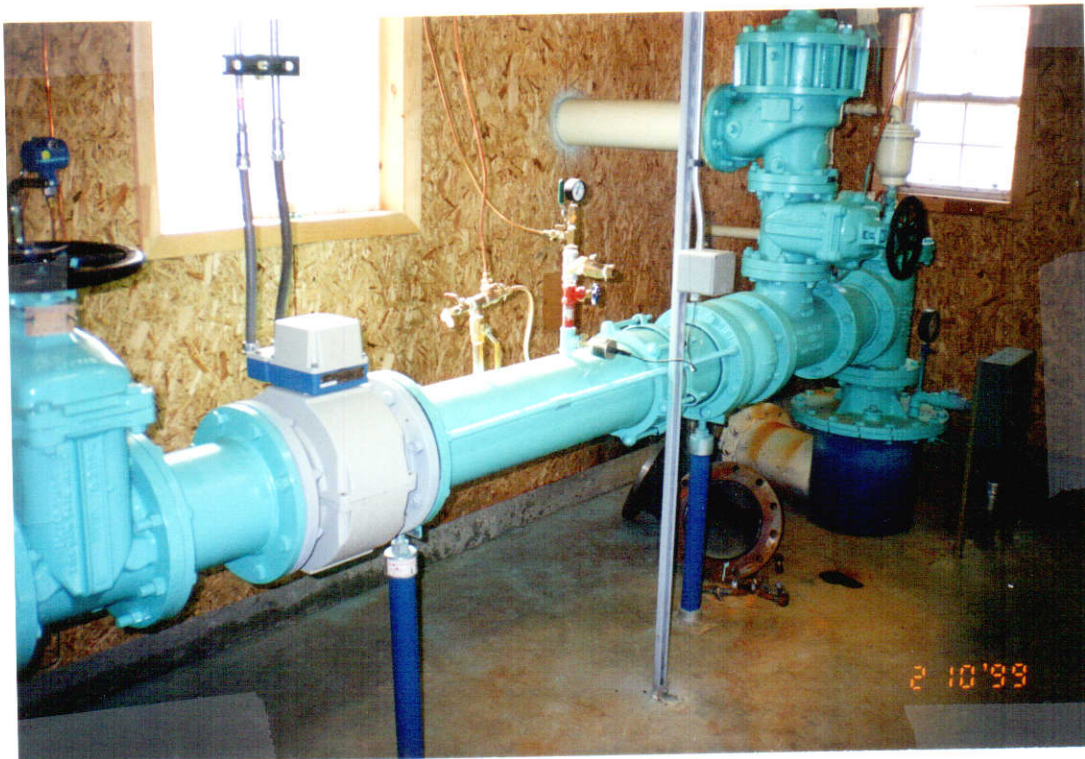
P10

Well
House
#2



P10

Well
#2



MICROFILMED

JUN 20 2001

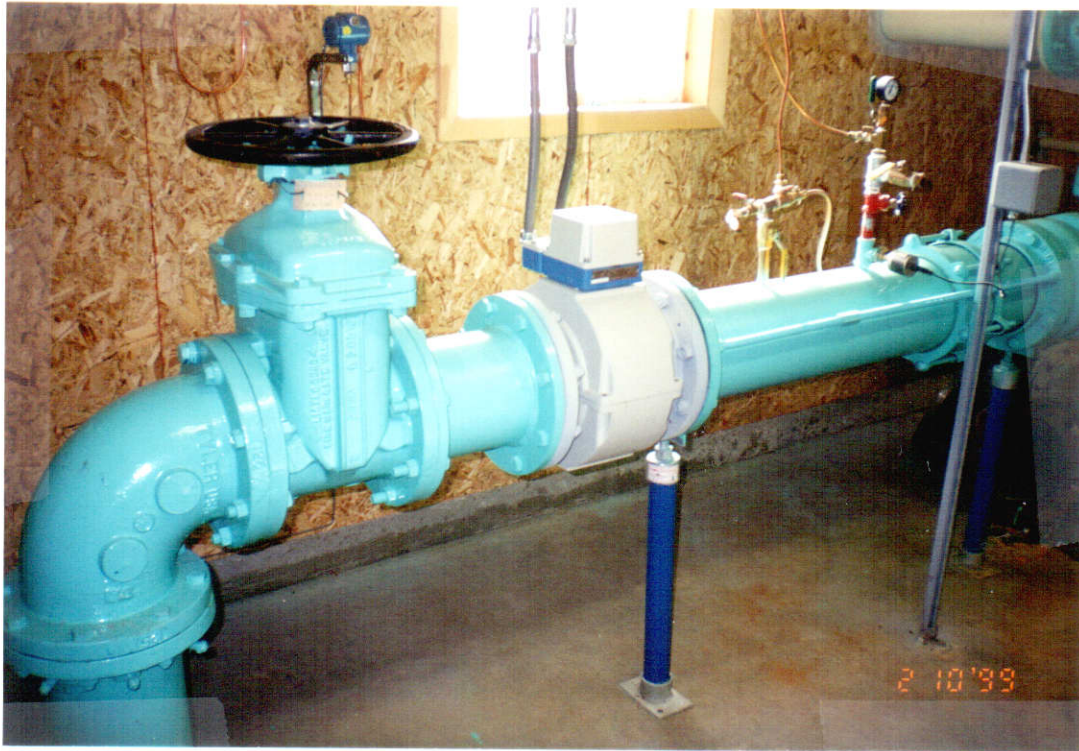
63-11467

4 of 4

P/D

Well
#2

Flow
meter
is
gray
item.



P/u

Typical
1st floor
in
subdivision.



MICROFILMED
JUN 20 2001

63-11467

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-11467

Priority: February 21, 1991

Maximum Diversion Rate: 2.27 CFS
Maximum Diversion Volume: 520.0 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 February 21, 1991; and has
submitted Proof of Beneficial Use on April 28, 1998. An examination indicates that the works have a
diversion capacity of 5.56 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	2.27 CFS	520.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L5 NW¼SW¼ Sec. 16, Twp 04N, Rge 01E, B.M., ADA County
GROUND WATER SW¼SW¼ Sec. 16, Twp 04N, Rge 01E, B.M., ADA County

CONDITIONS OF APPROVAL

1. Place of use is located within the service area of United Water Idaho.
2. Points of diversion are locally known as Island Woods Well No. 1 and No. 2.
3. The right holder shall install a measuring device to measure and record the annual volume of water diverted.

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 20 2001

RECEIVED

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

MAY - 9 2001

Department of Water Resources

(For Licensing Purposes)
WATER RIGHT NO. 63-11467

Date of Priority: February 21, 1991

Maximum Diversion Rate: 2.27 CFS
Maximum Diversion Volume: 520.0 AF

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

and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 63-11467, and requests that the permit be changed as follows:

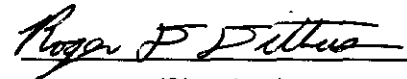
Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	2.27 CFS	520.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L5 NW¼SW¼ Sec. 16, Twp 04N, Rge 01E, B.M., ADA County
GROUND WATER SW¼SW¼ Sec. 16, Twp 04N, Rge 01E, B.M., ADA County

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 8th day of May, 2001.


(Signature)

MICROFILMED

JUN 20 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 63-11467

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = 50.00 Received by Juni # C053638 Date 5/9/01

ACTION OF THE DEPARTMENT OF WATER RESOURCES

i, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 63-11467 with the following:

CONDITIONS OF APPROVAL

1. Place of use is located within the service area of United Water Idaho.
2. Points of diversion are locally known as Island Woods Well No. 1 and No. 2.
3. The right holder shall install a measuring device to measure and record the annual volume of water diverted.

Witness my hand this 14TH day of MAY, 2001.

Acting for


KARL J. DREHER
Director

MICROFILMED
JUN 20 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

AMENDMENT OF PERMIT
PERMIT NO. 63-11467

AMENDED

This is to certify, that UNITED WATER IDAHO
8248 VICTORY RD
BOISE ID 83707

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: February 21, 1991

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

MUNICIPAL

01/01 to 12/31

2.27 CFS

LOCATION OF POINT(S) OF DIVERSION:

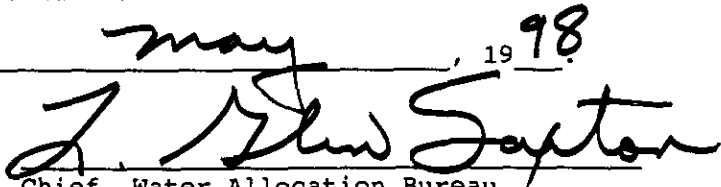
Lot 5(NWSW), Sec. 16, Township 04N, Range 01E
Lot 4(NWNW), Sec. 21, Township 04N, Range 01E
ADA County

PLACE OF USE: See Remarks

CONDITIONS OF APPROVAL AND REMARKS

1. The issuance of this right does not grant any right-of-way or easement across the land of another.
2. Place of use is located within the service area of United Water Idaho.
3. Points of diversion are locally known as Island Woods Well No. 1 and No. 2.
4. The annual volume authorized by this approval is limited to the maximum annual volume developed prior to May 3, 1998 and shall not exceed 520 afa.
5. The right holder shall install a measuring device to measure and record the annual volume of water diverted.

Witness my hand this 12th day of May, 1998


Chief, Water Allocation Bureau

MICROFILMED

JUN 05 1998

FOR OFFICE USE ONLY
Amt. of \$: 150.00
Receipt No: 152061
Receipt By: [Signature]
Date Received: 4/28/98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 28 1998

PROOF OF BENEFICIAL USE

Department of Water Resources

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. 63-11467 Telephone No. 363-7332

2. Name(s) of Permit Holder(s) United Water Idaho

3. Mailing Address: 8248 West Victory Road, Boise, ID

4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. March / yr. 1993

a. Well Driller. Pete Cope Drilling Drilling Permit Number 63-93-W-0051

b. **OPTIONAL:**
Pump Horsepower: 75 ressure (psi): about 63 Dynamic pumping level (ft): 230-280

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: 2.27 cfs OR _____ 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: \$ 150.00 (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, Senior Hydrogeologist Telephone Number: 362-7332

Address: 8248 West Victory Rd.

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. Squires Sr. Hydrogeologist
(include your title, if on behalf of company or organization)

Date: April 28, 1998

FILED
JUN 05 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDMENT OF PERMIT
PERMIT NO. 63-11467

This is to certify, that UNITED WATER IDAHO
8248 VICTORY RD
BOISE ID 83707

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: February 21, 1991

SUPERSEDED

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

MUNICIPAL

01/01 to 12/31

2.27 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 5(NWSW), Sec. 16, Township 04N, Range 01E
Lot 4(NWNW), Sec. 21, Township 04N, Range 01E
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 3, 1998.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.
6. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
7. The issuance of this right does not grant any right-of-way or easement across the land of another.
8. Place of use is located within the service area of United Water Idaho.
9. Points of diversion are locally known as Island Woods Well No. 1 and No. 4.

MICROFILMED

JUN 05 1998

PERMIT NO. 63-11467

CONDITIONS OF APPROVAL AND REMARKS

10. The irrigation occurring under this municipal use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
11. Water bearing zone to be appropriated is from 231 to 335 feet.

Witness my hand this 23rd day of April, 1998
J. Glen Saylor
Chief, Water Allocation Bureau

SUPERSEDED

MICROFILMED

JUN 05 1998

APR 06 1998

Receipt No.
Accepted by
Date

W023405

12/1/98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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. 63-11467, 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 use² ☐ 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
5		NW	SW	16	4N	1E	Ada	Island Woods Well #1
4		NW	SW	16	4N	1E	Ada	Island Woods Well #2

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

amount 2.27 cfs³ for municipal as defined in Idaho Code § 21-202B(4) purposes from 01/01 to 12/31
(cfs/acre feet per annum) (water use) (begin month) (end month)

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 to a municipal water right.

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JUN 05 1998

¹For corporate officers, see UWID's most recent Description of Municipal Service Area, filed separately with the Department.

²UWID seeks to bring this water right under the Municipal Water Right 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 assert any claim for a "future need" component to the right under the Municipal Water Right Act of 1996.

³The water quantity remains subject to any and all volumetric diversion limitations reflected in the permit as originally issued to BW Inc. on April 25, 1991.

* Gov. Ltrs added per plug - see Application 63-12432

* PER 02/05/1998 tel conf. w/6. Spackman + correspondence dated 02/05/1998, mnn

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.)

<i>This map is not applicable. No change in point of diversion is sought. The new place of use is a municipal service area.</i>											

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 27th day of January, 1998.

E. Squires
Edward Squires, Hydrogeologist, for UWID (Permit Holder)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by MT Publication prepared by St Date 2-11-98

Published in Idaho Statesman Pub. dates 2-19 & 26-98

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 1998 **MICROFILMED**

JUN 05 1998

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Application~~	~~63-11467~~	~~B W Inc~~	~~2.27~~
Full Assignment	63-11467	United Water Idaho	2.27

APR 25 1995

7/94

RECEIVED

APR 14 1995

Department of Water Resources

For Office Use Only

\$25 Filing Fee

Receipt # C032488

Date 4-14-95

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF PERMIT

I, B.W., Inc., hereby assign to United Water Idaho
of, 8248 Victory Road, Boise, Idaho 83707 208/362-1704
(Full Address) (Phone)

All my right, title, and interest in and to Permit No. 63-11467 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 10th day of April, 1995.

B.W. Inc. Baker pres.
Permit Holder

State of Idaho)
County of Ada) ss

On this 10th day of April, 1995, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

seal

M. J. Hall
Notary Public residing at
Murder, Idaho

My commission expires: 10-28-99

APR 25 1995

database updated 4/18/95 czf.

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
63-11467 IN THE NAME OF B.W.)
INC.)
_____)

ORDER

This matter having come before the Idaho Department of Water Resources (department) in the form of a petition for hearing, the Director of the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On April 5, 1993, B.W., Inc. (permit holder) submitted a Request for an Extension of Time in which to submit proof of beneficial use of water (extension) to the department in connection with permit no. 63-11467. The permit holder asked that the proof due date be extended to May 3, 1998.

2. On April 8, 1993, the department approved the extension request extending the proof due date to May 1, 1996.

3. On April 22, 1993, the permit holder filed a Petition for Hearing Before the Director seeking to have the extension granted for five (5) years rather than three (3) years.

4. The permit authorizes the use of ground water for domestic use for a maximum of 266 lots. The City of Eagle has given final approval for 47 of the 266 lots. The remainder of the subdivision will be completed in phases which will take five or more years to complete.

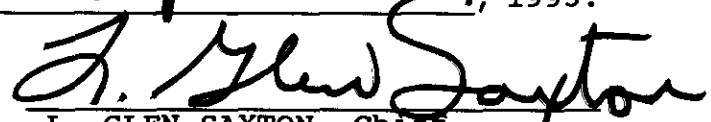
CONCLUSIONS OF LAW

1. The permit holder has provided sufficient justification to show why the department should grant an extension to May 3, 1998.

ORDER

IT IS THEREFORE, hereby ORDERED that date on which proof of beneficial use is due for permit no. 63-11467 is extended to May 3, 1998.

Signed this 23rd day of April, 1993.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MAY 25 1993

RECEIVED

APR - 5 1993

For Office Use Only

\$15 Fee Received by CA

Date 4-6-93

Receipt No. 0027143

STATE OF IDAHO
Department of Water **DEPARTMENT OF WATER RESOURCES**

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 63-11467

Name(s) of Permit Holder: B.W., Inc.

Mailing Address: 1523 East Boise Avenue, Boise, Idaho, 83706

Date Proof is Due May 3, 1993 Telephone No. 345-1656

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

One of two wells has been drilled, pump installed and pumphouse constructed. Distribution lines have been placed for first phase of the subdivision. Approval for operation of pump and distribution system has been obtained from Department of Health & Welfare, Division of Environmental Quality. The second well has been drilled and tested with expectation that the pump and distribution lines will be installed within the next few months connecting it to the existing distribution system. Costing \$ 201,874.13

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Although the construction of the works for the first phase of the subdivision have been completed, the works for future phases of the subdivision will be constructed and interconnected as those future phases are approved and constructed. It is anticipated that the complete development of the subdivision will take at least five years.

Permit holder(s) request an extension to May 3, 19 98.

FEE: \$15.00

Dennis M. Baker B.W. Inc. Pres.
(Signature)* Dennis M. Baker

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to May 1, 1996.

RECEIVED

MAY 25 1993

Signed this 8th day April, 19 93

J. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-11467

Proposed Priority: February 21, 1991 Maximum Diversion Rate: 2.27 CFS
This is to certify, that **BW INC.**

1523 E. BOISE AVE.
BOISE, ID 83706

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	1.60 CFS
DOMESTIC	01/01 to 12/31	0.67 CFS
Totals		2.27 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSW Sec. 16, Township 04N, Range 01E
LOT 5(NWSW), Sec. 16, Township 04N, Range 01E
ADA County

<u>PLACE OF USE: IRRIGATION</u>		<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>			
04N	01E	16	LOT 5(SWNW) 3	LOT 6(NESW) 8	LOT 5(NWSW) 20
			SWSW 20	LOT 6(SESW) 18	69
		21	LOT 2(NWNE) 1	LOT 3(NENW) 5	LOT 4(NWNW) 5
					11
Total number of acres irrigated:					80

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 3, 1993**.
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. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Use of water under this permit is subject to the control of the watermaster of Water District 63, Boise River and tributaries.

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MAY 08 1991

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 63-11467

CONDITIONS/REMARKS:

7. The Director retains jurisdiction of this permit and any license subsequently issued to require streamflow augmentation or other action determined to be appropriate to protect prior surface water or ground water rights. Such streamflow augmentation or other action will be required only upon a determination of need and applicability by the Director.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
9. Domestic use is for 266 homes.
10. Prior to diversion of water under this permit, the permit holder must obtain approval of the Idaho Department of Health and Welfare.

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

25 day of April, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

RECEIVED

MAY 08 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant BW Inc. Phone 345-1656
Post office address 1523 E. Boise Avenue, Boise ID 83706

2. Source of water supply Ground Water which is a tributary of N/A

3. Location of point of diversion is ~~NE~~ 1/4 of NW 1/4 of SW 1/4, Govt. Lot 5 *
Sec. 16 Township 4N Range 1E B.M. Ada County; additional
points of diversion if any: SWSW 5.16 T4N R1E

4. Water will be used for the following purposes:

Amount ^{.67}~~5.4~~ cfs for Domestic Water purposes from Jan. 1 to Dec. 31 (both dates inclusive) *

Amount 1.60 for IRRIGATION purposes from MARCH 15 to NOV. 15 (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

5. Total quantity to be appropriated is (a) ~~5.4~~ 2.27 and/or (b) _____ *
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Two 1/2" well, pumps, & pipelines *

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 24 inches; proposed depth of well is 400' feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

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MAY 08 1991

* per telecon with consultant, 2/26/91.
(see corr. memo 2/25, 2/26)

-SL

P/O completed per top map. Maximum domestic for 286 units is .63 cfs.

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 266 building lots (internal use) *
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	1E	16							6.5 D		6.6 D	6.5 D	D	6.6 D					
~~4N~~	~~1E~~	~~21~~	~~D~~				~~D~~	~~D~~	3		8	20	20	18					69
4N	1E	21		6.2 D			6.3 D	6.4 D											
				1			5	5											11

Total number of acres to be irrigated 80

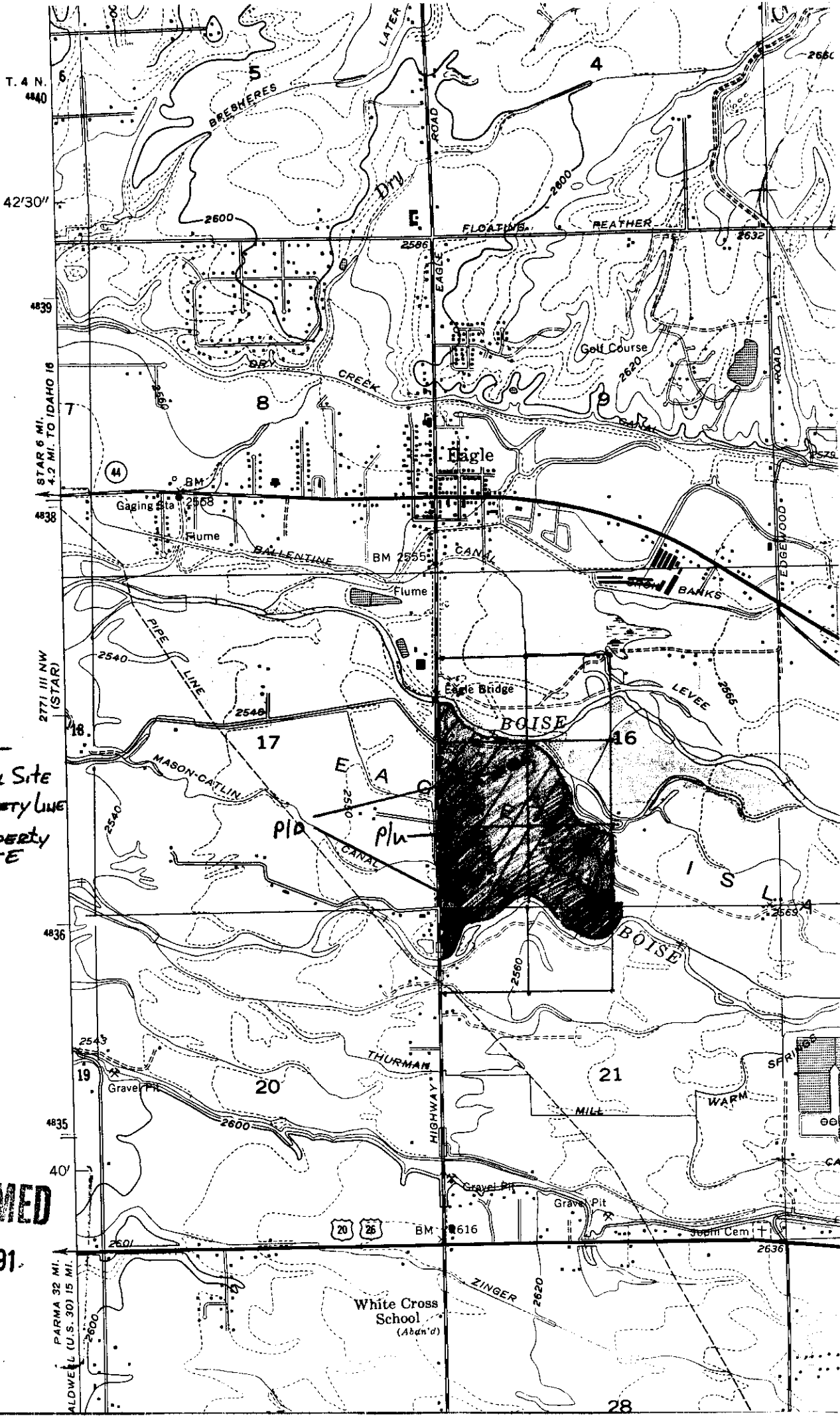
10. Describe any other water rights used for the same purposes as described above

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11. a. Who owns the property at the point of diversion? BW Inc. **MAY 08 1991**
- b. Who owns the land to be irrigated or place of use? BW Inc.
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: 80 acres of irrigation will occur within the tracts indicated, although the actual #/acres per tract may need to be adjusted as development occurs. This can be addressed in eventual licensing process.

* per talk with consultant, 2/26/91. 82.
and per topo map.



LEGEND

- Well Site
- - - Property Line
- Property Site

T.4N;R.1E.

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MAY 08 1991

T4N - R1E S. 16, 21

1935
Survey

S. 89° 54' W.

S. 8.

80. 28

6

80

80

2705

48.55

17.80

3

2

4

39.75

52.50

42.50

Sec. 16

NORTH

Se

NORTH

8

(5)

44.93

75 53.63

(6)

7

3

58.55

49.25

62.10

40

5

34.54

S. 89° 5.

LAND
80

'W.

S. 89° 56' W.

4380

80. 50

(4)

(3)

(2)

2 1
60 38.05

42.41

42.25

46.30

40.80

33.30

37.1

7 8
45 31.75

5 26.15

6 27.70

7 28.25

8 30.75

5 36.00

6 29.8

Sec. 21

Sec.

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MAY 08 1991

S. 89° 57' W.

79. 48

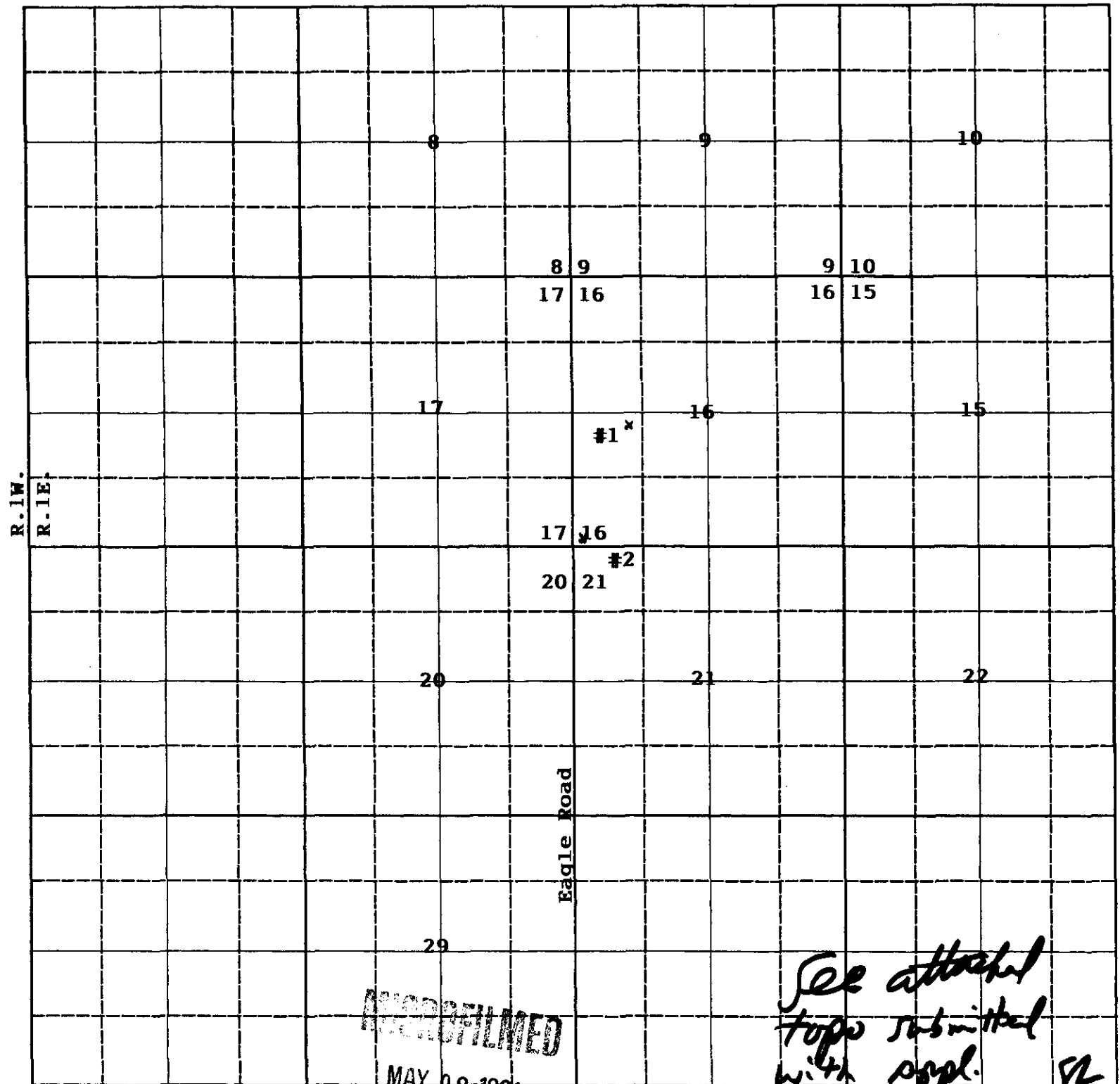
NORTH

NORTH

3' W.

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

T.4N., R.1E., B.M.



Scale: 2 inches equal 1 mile.

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

Dan Baker
(Applicant)

(President - see 2/25, 2/26 comm. memo) yz

Assumed that payment accompanied appl. 50
d.o.p. is 2/21/91

Received by Y/S. Date 2/21/91 Time 4:00 pm Preliminary check by 82
Fee \$ 145⁰⁰ Received by JHL # W013039 Date 2-22-91
85⁰⁰ per revised appl. 2/26/91 - see Refund memo of 2/26/91 - 82
Publication prepared by GG Date 2/27/91 Published in ID Statesman
3/7 & 3/14/91
Publication approved st Date 4-2-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

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MAY 08 1991

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

860.16

Account Number 47628		Identification Notice of Application for Water Right	
Ordered By Gail Garrett	P.O. Number	Rate nt	Run Dates March 7, 14, 1991
Idaho Dept. of Water Resources Western Region 2735 Airport Way Boise ID 83705		Estimated Inches	Real Inches
		# Affidavits 1	Legal Number 7791

MAR 15 1991

Department of Water Resources
Western Regional Office

Denise Richardson

, 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 ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of Mar. 7, 1991

and ending with the issue of Mar. 14, 1991

Denise Richardson

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On this 14th day of March in the year of 1991, before me, a Notary Public, personally appeared Denise Richardson, 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.

Janice Madec
Notary Public for Idaho
Residing at Boise, ID
My commission expires: May '91

MAY 08 1991

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-11458
CHARTERS, DENNIS P
14144 S. CAN ADA
MELBA, ID 83641
Source: GROUNDWATER
Diversions Pt.: NESW Sec 6 T 01S R 01W
Use: IRRIGATION (3,000 CFS)
Total Diversion: (3,000 CFS)
Date Filed: 2/21/1991
In: T01S R01W S06 NESW Lot 6 (NWSW) Lot 7 (SWSW) SESW NWSE SWSE
180.0 ACRES TOTAL

63-11459
REYNOLDS, DAVID A.
4783 W. KING RD.
KUNA, ID 83634
Source: GROUNDWATER
Diversions Pt.: NENW Sec 33 T 02N R 01W
SENW Sec 33 T 02N R 01W
Use: IRRIGATION (2,400 CFS)
Total Diversion: (2,400 CFS)
Date Filed: 2/20/1991
In: T02N R01W S33 NENW NWNW SWNW
120.0 ACRES TOTAL

63-11467
BW INC.
1523 E. BOISE AVE.
BOISE, ID 83706
Source: GROUNDWATER
Diversions Pt.: LOT 5 (NWSW) Sec 16 T 04N R 01E
SWSW Sec 16 T 04N R 01E
Use: IRRIGATION (1,600 CFS)
DOMESTIC (.670)
Total Diversion: (2,270 CFS)
Date Filed: 2/21/1991
In: T04N R01E S16 Lot 5 (SWNW) Lot 6 (NESW) Lot 5 (NWSW) SWSW
80.0 ACRES TOTAL

67-07855
WEISER IRRIGATION DISTRICT
28 W. IDAHO ST.
WEISER, ID 83672
Source: SNAKE RIVER
Tributary: COLUMBIA RIVER
Diversions Pt.: LOT 4 (SWNW) Sec 31 T 11N R 05W
Lot 3 (SENW) Sec 31 T 11N R 05W
Use: IRRIGATION (100,000 CFS)
Total Diversion: (100.00 CFS)
Date Filed: 2/13/1991
Place of use is lands within the Weiser Irrigation District.

The permit(s) will be subject to all prior water rights. Protests may be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, house Mail, Boise, Idaho 83705 on or before MARCH 25, 1991.

R. KEITH HIGGINSON, Director
Pub. Mar. 7, 14, 1991 7791

not initial per/det



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

May 16, 2001

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

RE: License No. 63-11467 - 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.

Also enclosed is a copy of your approved Application for Amendment.

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,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen

Water Rights Supervisor

MICROFILMED
JUN 20 2001

SWK:kit

Enclosure(s)

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. 63-11467

**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 20 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).

MICROFILMED
JUN 20 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.



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

RECEIVED

MAY - 9 2001

Kay Walker
Sr. Water Resources Agent
Idaho Dept. of Water Resources
1301 N. Orchard Rd.
Boise, ID. 83706

Department of Water Resources

RE: Application for Amendment to permits for United Water Idaho Water Right
Permit Nos. 63-10945 and 63-11467

Ms. Walker,

Please find enclosed a check for \$100 to cover the fees for the two signed
Application for Amendment forms (also enclosed).

I can be reached at 208-362-7358.

Thank you,

Roger Dittus, P.G.

MICROFILMED

JUN 20 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

April 11, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

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

RE: Water Right Permit No. 63-11467

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

☒ Point(s) of Diversion

☐ Place(s) of Use

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7944.

Sincerely,


KAY WALKER
Sr. Water Resource Agent

Enclosure

MICROFILMED

JUN 20 2001

LICENSE REVIEW CHECKLIST

Permit No. 63-11467 Date: 4-10-2001 Reviewer: Kay Walker

topo X8

Change/OK

Name/Address OK

Source OK

Point of Diversion: change

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): 63-12432 - *no exam done yet - proof due 5/1/2003*
File reviewed _____ Profile reports printed _____

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

Rate of Diversion:

Permitted rate 2.27 cfs
Fee Limit 3.0 cfs
Measured 5.56 cfs
Theoretical 5.56 cfs

Recommended Total Diversion Rate 2.27

Water Uses OK

Change (P46)

Season of Use per new Standards

Irrigation _____ cfs _____ af
Stockwater _____ cfs _____ af
Domestic _____ cfs _____ af
Mun 2.27 cfs 520 af
_____ cfs _____ af
Total 2.27 cfs 520 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? yes

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

SRBA Claim? not req'd

Adjust memo _____

Amend Letters P39

P87, S06

Second Amendment Notice P49

S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR - 8 1993

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-11467

1. Owner: United Water Idaho Phone No. 362-1704

Current Address: 8248 W. Victory Rd, Boise, ID 83707

2. Accompanied by: Heather Goldstein EXAM DATE: 2-10-99

Address: (Same) Phone No. 362-7380

Relationship to Permit Holder: Water Rights Coordinator - BSA Contract

3. Source: Groundwater tributary to employee

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 63-12432, 63-11900

2. Other water rights with the same point of diversion: 63-12432

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion: 2 Wells: #1 and #2

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#1	5		NW	SW	16	4N	1E	Ada	Site Visit, Map
#2			SW	SW	16	4N	1E	"	" "

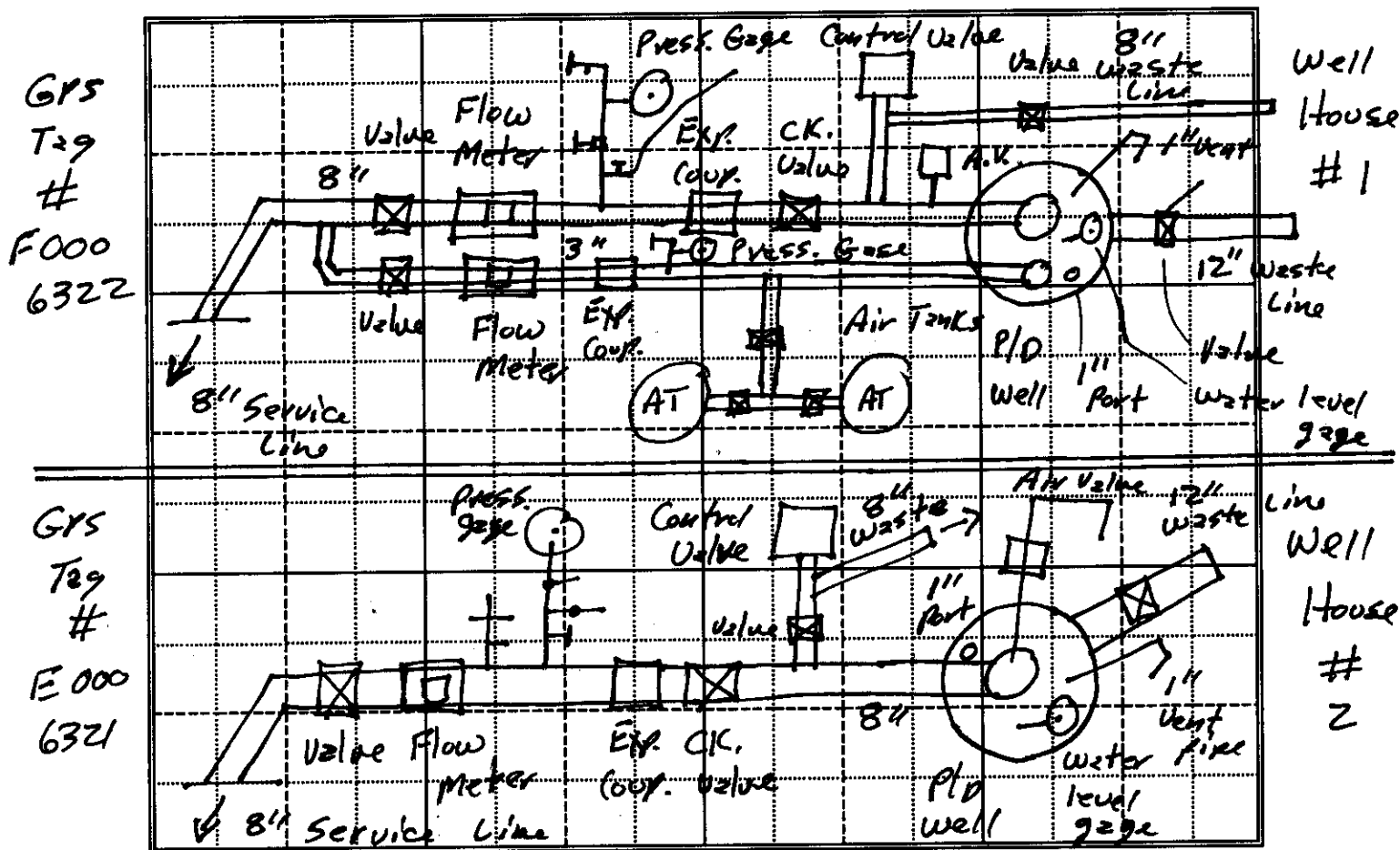
2. Place(s) of Use: Island Woods Subdiv. Indicate Method of Determination Site Visit, Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1E	16							M lots		M lots	M lots	M lots						

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2-10-99

Island Woods Subdivision, Phase 1, 2, 3, & 4.

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



Scale: 1" = 100 feet

☒ 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

4. 2 Pumps in Well #1

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Well #1 (Pump 1)	Franklin	15	17-0129	Berkeley	6T-150, 8 stage
Well #1 (Pump 2)	Franklin	75		Berkeley	8T-900, 3 stage
Well #2	Franklin	75		Berkeley	8T-900, 3 stage

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

D. FLOW MEASUREMENTS Installed Flow Meters: Bailey Fischer/Porter Magnetic Type

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Well #1, 8" meter	Magn.	BFP	10DX33115D	96W039221	8"	
Well #1, 2" meter	Magn.	BFP	10D14755	96W039126	2"	

2. Measurements: Well #2, Flow Meter - 8" Model 10DX33115D
SN # 96W039224
Magnetic - Bailey Fischer/Porter

JUN 20 2001

5. Hubble Engineering said that the large capacity of the pump and the high operating pressures were required to meet fire protection codes. The mainline of 12" and the 8" mainlines in the streets are also requirements of the fire code.

1. This permit is for municipal water for the Island Woods Subdivision, Phase 1, 2, 3, & 4. WK 63-12432 will be an increase diversion rate for Phases 5 & 6 in the same subdivision. Phases 5 & 6 are now under construction. WK 63-11900 is for Aesthetic ponds in the same subdivision.

2. The subdivision has two wells that are interconnected into the municipal water distribution system that serves each lot. Well #1 has two pumps in it, and well #2 has one pump. The operating pressure of the system is from 35 to 92 psi. The system controls are located in well house #1. The system also has fire hydrants on the mainline for fire protection. Each well house has flow meters & waste lines to the outside.

3. There are 172 building lots in the subdivision with the water system completed for all 4 phases. All lots have water service.

include The permit shows domestic use for 266 homes - this may be for the lots in Phase 5 & 6, which is under construction. A 1" lateral from the 8" street mainlines serves 2 lots, and each lot has 2 water meters.

4. The 3 well pumps have a capacity of 5-6 cfs, which is much greater than this permit's 2.27 cfs.

Have conditions of permit approval been met? ☒ yes ☐ no

JUN 20 2001

WK 63-12432 is for 4.50 cfs. It appears that the pumps were sized for the future development of Phase 5 & 6 too, and to meet a higher diversion rate for fire protection.

Note: Well #1 is Artesian (0 to +3')

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: None; Theoretical Cal. @ 35 psi @ 60 psi

Well #1, Pump #1: $Q = \frac{(8.8)(15 \text{ HP})(702)}{0 + (35 \text{ psi})(\frac{34}{14.7})} = 1.14 \text{ cfs}$ 0.67 cfs

Well #1, Pump #2: $Q = \frac{(8.8)(75 \text{ HP})(702)}{0 + (35 \text{ psi})(\frac{34}{14.7})} = 5.71 \text{ cfs}$ 3.33

Well #2: $Q = \frac{(8.8)(75 \text{ HP})(702)}{40 + (35 \text{ psi})(\frac{34}{14.7})} = 3.82 \text{ cfs}$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation: $\frac{40 + (35 \text{ psi})(\frac{34}{14.7})}{10.67 \text{ cfs}}$ 2.58 6.58 cfs Total

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

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

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

2. Volume Calculations for Other Uses:

@ 60 psi op. pressure:

Well #1, Pump #1 0.49 cfs

Well #1, Pump #2 2.56

Well #2 2.51

H. RECOMMENDATIONS

Total

5.56 cfs

> 2.27 cfs

1. Recommended Amounts

Beneficial Use

Period of Use

From

To

Rate of Diversion

Q (cfs)

Annual Volume

V (afa)

Municipal

01/01

12/31

2.27

Totals:

2.27

Curves:
It appears that the well pumps were selected for the addition of Phase 5 & 6, and for fire protection.

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

I. AUTHENTICATION

Field Examiner's Name

Dan Zamb

Date

2-12-99

Reviewer

Date

SEAL

MICROFILMED

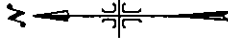
JUN 20 2001

ISLAND WOODS SUBDIVISION NO. 4

PLAT SHOWING

A PORTION OF GOVERNMENT LOT 6 AND THE
SW1/4 SW1/4 OF SECTION 16 AND PORTIONS
OF GOVERNMENT LOTS 2 & 3, SECTION 21

T.4N., R.1E., B.M.,
EAGLE, ADA COUNTY, IDAHO
1998
• HUBBLE ENGINEERING, INC. •
BOISE, IDAHO

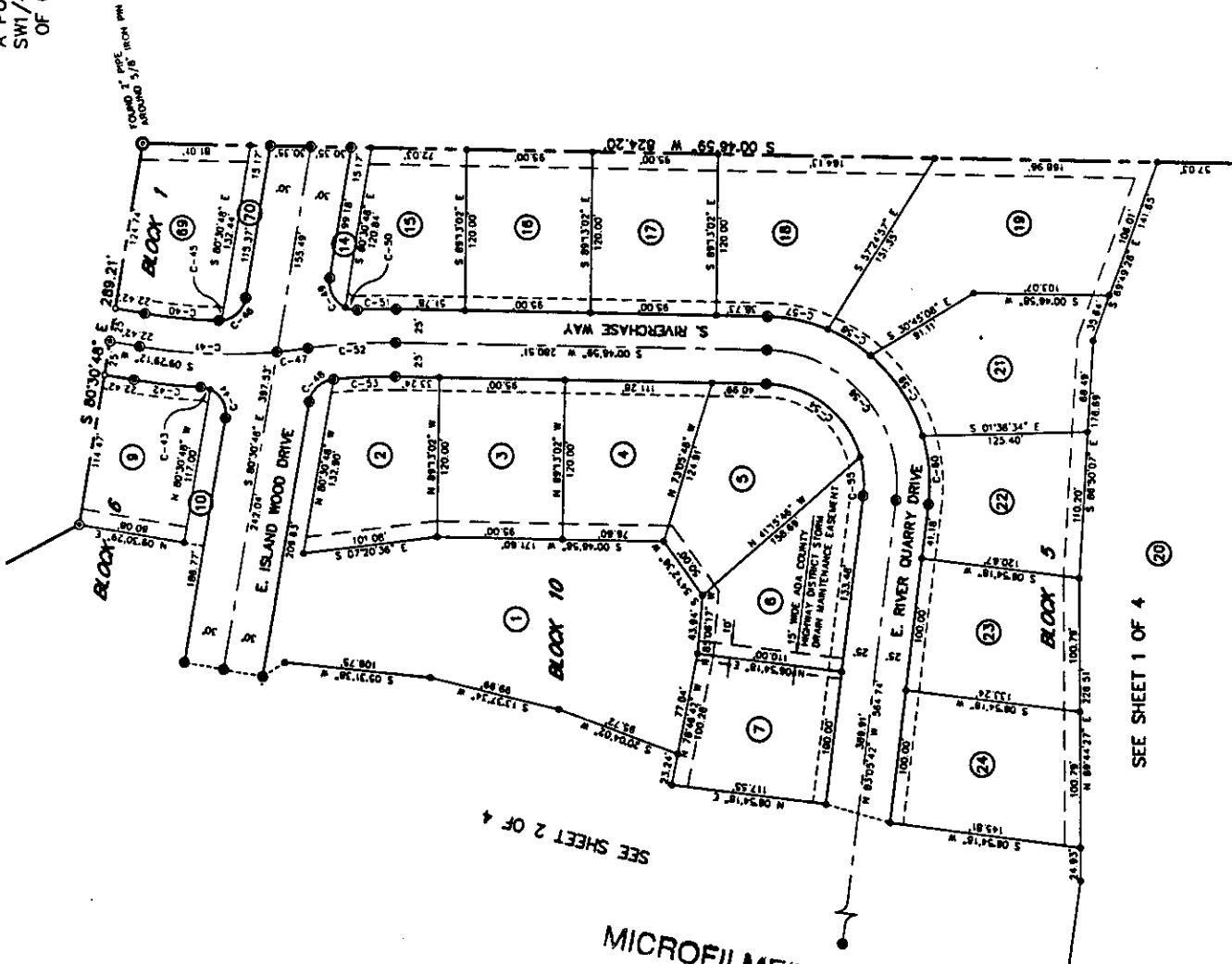


SCALE: 1" = 60'

SEE SHEET 1 OF 4
FOR LEGEND & NOTES

CURVE DATA:

CURVE	CHORD	LENGTH	CHORD BEG.	CHORD END	BEV.
C-40	375.00'	55.83'	S 05°13'17" E	00°31'51"	00°31'51"
C-41	400.00'	103.62'	S 02°03'04" E	14°52'17"	14°52'17"
C-42	425.00'	50.41'	S 06°05'19" E	04°47'47"	04°47'47"
C-43	20.00'	7.43'	N 13°19'39" E	21°16'26"	21°16'26"
C-44	20.00'	26.36'	N 61°43'32" E	75°31'21"	75°31'21"
C-45	20.00'	2.08'	S 02°01'02" E	05°56'48"	05°56'48"
C-46	20.00'	26.36'	S 48°45'07" E	75°31'21"	75°31'21"
C-47	400.00'	23.30'	S 07°03'34" E	03°49'57"	03°49'57"
C-48	20.00'	26.36'	N 43°26'35" E	74°00'24"	74°00'24"
C-49	20.00'	26.36'	S 61°43'32" E	75°31'21"	75°31'21"
C-50	20.00'	9.47'	S 10°23'55" E	07°07'57"	07°07'57"
C-51	425.00'	50.41'	N 03°38'32" E	09°31'01"	09°31'01"
C-52	400.00'	103.62'	N 02°47'42" E	07°08'21"	07°08'21"
C-53	375.00'	55.83'	N 37°36'10" E	75°31'21"	75°31'21"
C-54	75.00'	9.47'	N 85°39'50" E	82°28'56"	82°28'56"
C-55	75.00'	89.43'	N 48°50'38" E	96°07'19"	96°07'19"
C-56	100.00'	187.76'	N 46°41'11" E	21°22'37"	21°22'37"
C-57	125.00'	38.05'	N 20°34'47" E	17°46'31"	17°46'31"
C-58	125.00'	72.85'	N 54°25'20" E	32°34'54"	32°34'54"
C-59	125.00'	51.48'	N 85°03'37" E	23°41'21"	23°41'21"



SEE SHEET 2 OF 4

SEE SHEET 1 OF 4

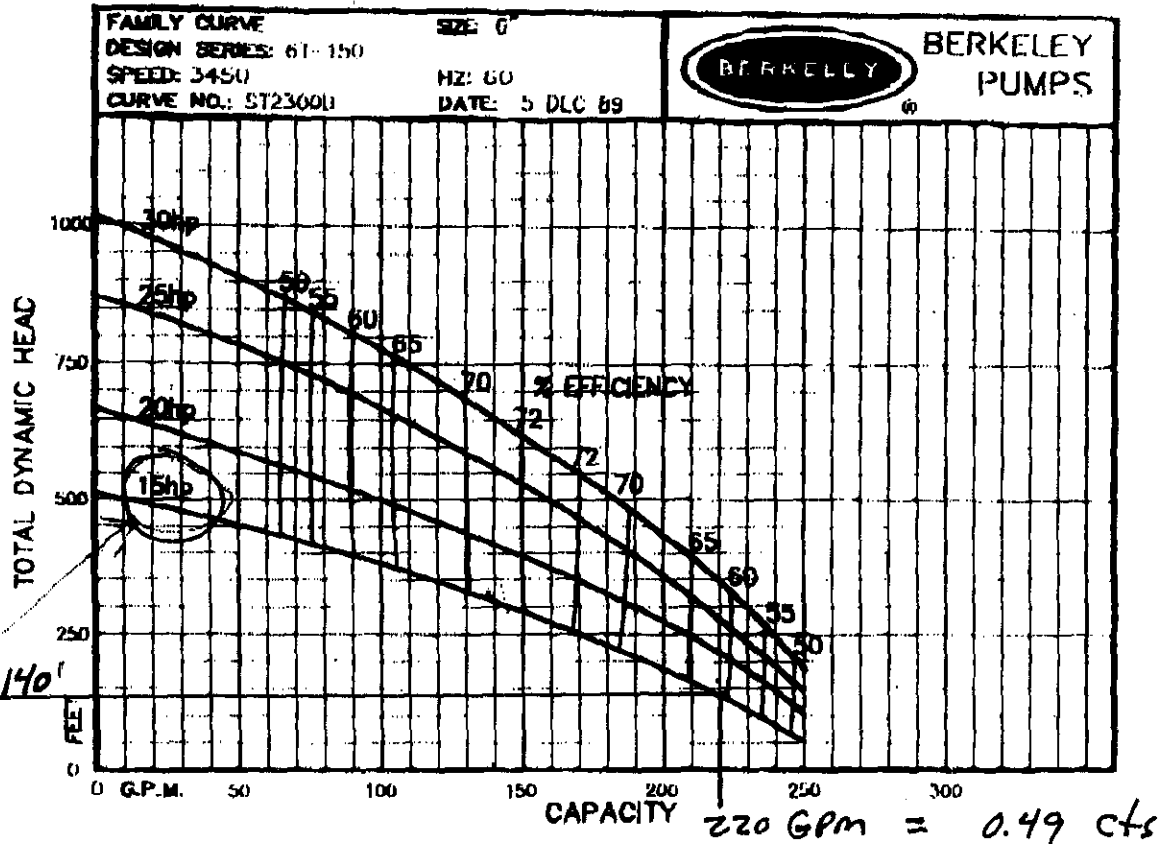
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JUN 20 2004

Phase 4
63-11467

DEVELOPER:
R.M. MC
BOISE, IDAHO
97-165

H. Howell, Newcastle, Idaho

Island Wood #1

Submersible Turbine Model 6T-150 Pump #1**Specifications**

Well #1, Pump #1, @ 60 PSI, TDH =

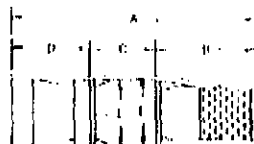
140'

LIQUID END WEIGHTS

DESCRIPTION	WEIGHT LBS.	HP RATING	MOTOR FLANGE
ONE STAGE L.I.	55.5	15-30	6"
ONE STAGE L.I.			
ONE STAGE L.I.			
EACH ADDED STAGE	19.1	ALL	ALL

IMPELLER DATA
 TYPE: ENCLOSED IMPELLER AREA: 5.70 Sq. In.
 THRUST CONSTANT K: 2.04 lbs./ft. of HEAD.

HP	IMPELLER No.	STAGES	IMPELLER Dia.
30	M04238	15	4.53" Ø 42" (3.94)
25	M04238	13	4.53" Ø 42" (3.94)
20	M04238	10	4.53" Ø 42" (3.94)
15	S39543	8	4.44" Ø 46" (3.81)

OUTLINE DIMENSIONS

- A: ONE STAGE LIQUID END LENGTH
 B: SUCTION CONNECTION LENGTH
 C: STAGE LENGTH
 D: DISCHARGE CONNECTION LENGTH
 E: BOWL DIAMETER
 F: DIAMETER ACROSS LEAD GUARD

BOWL DATA
 BOWL No. M04461 PUMP SHAFT Dia. 1"
 TYPE: THREADED DISCHARGE SIZE 3" NPT (Female)
 4" NPT (Male)

NOTE: For each additional stage add "C"

A	B	C	D	E	F	HP RATING	MOTOR FLANGE
19.63	11.00	5.00	3.63	5.38	5.81	15-30	6"

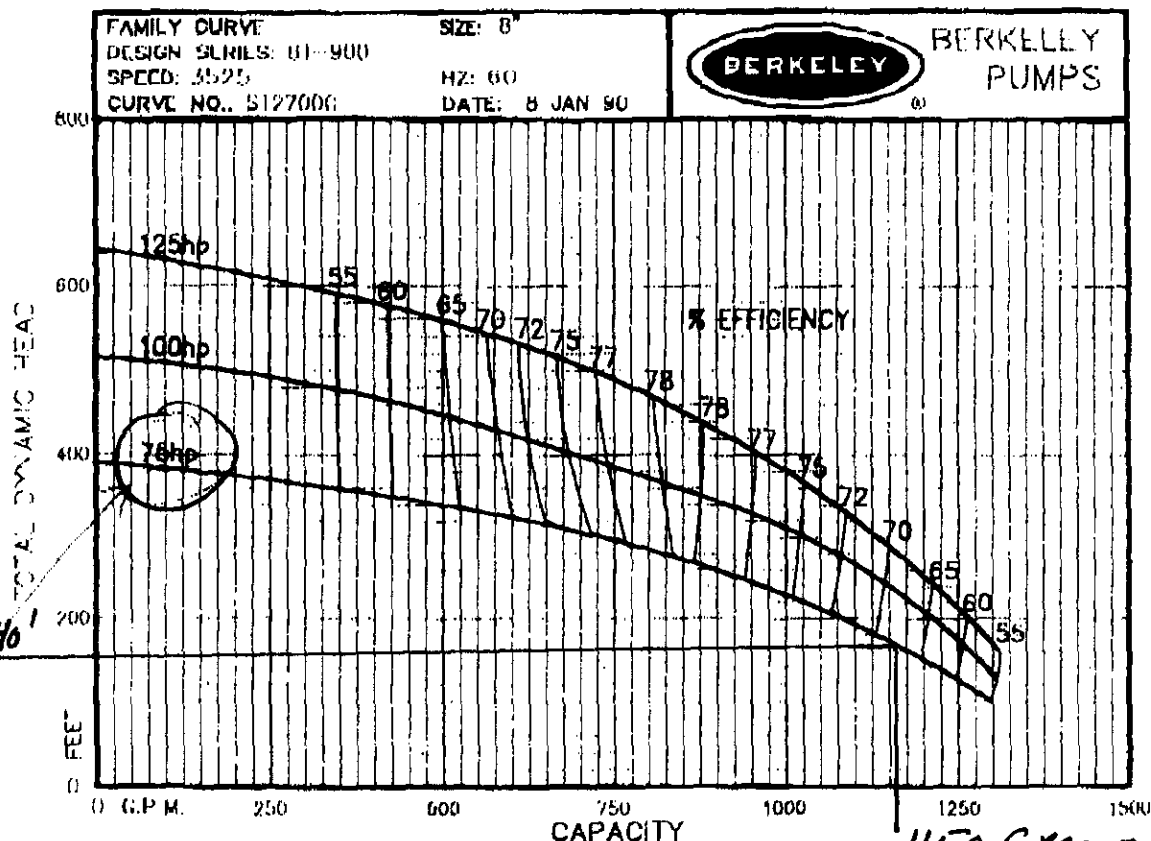
MICROFILMED

REVISED 15 May 80

63-11467

© 1990, Berkeley Pumps

Submersible Turbine Model 8T-900



Specifications

Well #1, Pump #2, @ 60 PSI; TDH = 140'

LIQUID END WEIGHTS

DESCRIPTION	WEIGHT LBS.	HP RATING	MOTOR FLANGE
ONE STAGE I.E.	89.6	75-125	8"
ONE STAGE I.E.			
ONE STAGE I.E.			
LAST ADDED STAGE	29.0	ALL	ALL

IMPELLER DATA

TYPE: ENCLOSED LYE AREA: 12.14 Sq. In.
 THRUST CONSTANT K: 4.65 Lbs./Ft of HEAD.

HP	IMPELLER No.	STAGES	IMPELLER Dia.
125	P5-35DA	5	6.05" @ 26" (5.19")
100	P5-35DA	4	6.05" @ 26" (5.19")
75	P5-35DA	3	6.05" @ 26" (5.19")

OUTLINE DIMENSIONS



- A- ONE STAGE LIQUID END LENGTH
- B- SUCTION CONNECTION LENGTH
- C- STAGE LENGTH
- D- DISCHARGE CONNECTION LENGTH
- E- BOWL DIAMETER
- F- DIAMETER ACROSS LEAD GUARD

BOWL DATA

BOWL No. P1-83 PUMP SHAFT Dia. 1 3/8"
 TYPE: THREADED DISCHARGE SIZE 6" NPT

NOTE: For each additional stage add 'C'

A	B	C	D	E	F	HP RATING	MOTOR FLANGE
23.50	13.25	6.75	3.50	7.50	7.93	75-125	8"

MICROFILMED

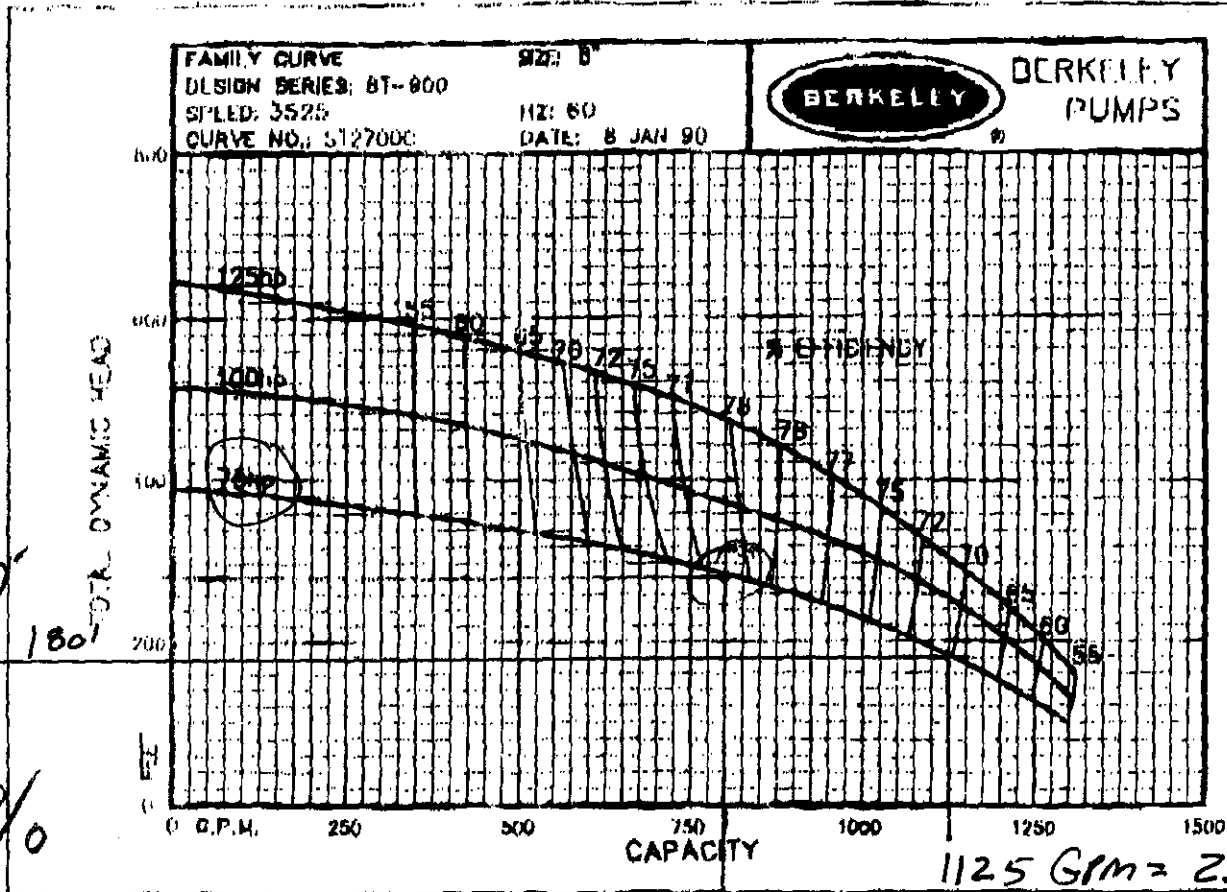
11/17/90 2001

REVISED 12 JAN 90

63-11467

© 1990, Berkeley Pumps

Submersible Turbine Model 8T-900



Specifications

800 gpm Well #2, @ 60 psi

CURVE No. ST27000 TDH = 180'

LIQUID END WEIGHTS

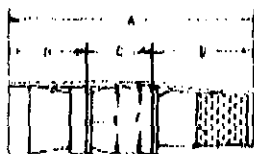
DESCRIPTION	WEIGHT LBS.	HP RATING	MOTOR FLANGE
ONE STAGE L.E.	89.8	75-125	B
ONE STAGE L.E.			
ONE STAGE L.E.			
EACH ADDED STAGE	28.0	ALL	ALL

IMPELLER DATA

TYPE: ENCLOSED EYE AREA 12.14 Sq. In.
 THRUST CONSTANT K 4.65 Lbs./ft of HEAD.

HP	IMPELLER No.	STAGES	IMPELLER Dia.
125	PS-350A	5	6.05" Ø 28" (5.19")
100	PS-350A	4	6.05" Ø 28" (5.19")
75	PS-350A	3	6.05" Ø 28" (5.19")

OUTLINE DIMENSIONS



- A ONE STAGE LIQUID END LENGTH
- B SUCTION CONNECTION LENGTH
- C STAGE LENGTH
- D DISCHARGE CONNECTION LENGTH
- E BOWL DIAMETER
- F DIAMETER ACROSS LEAD GUARD

BOWL DATA

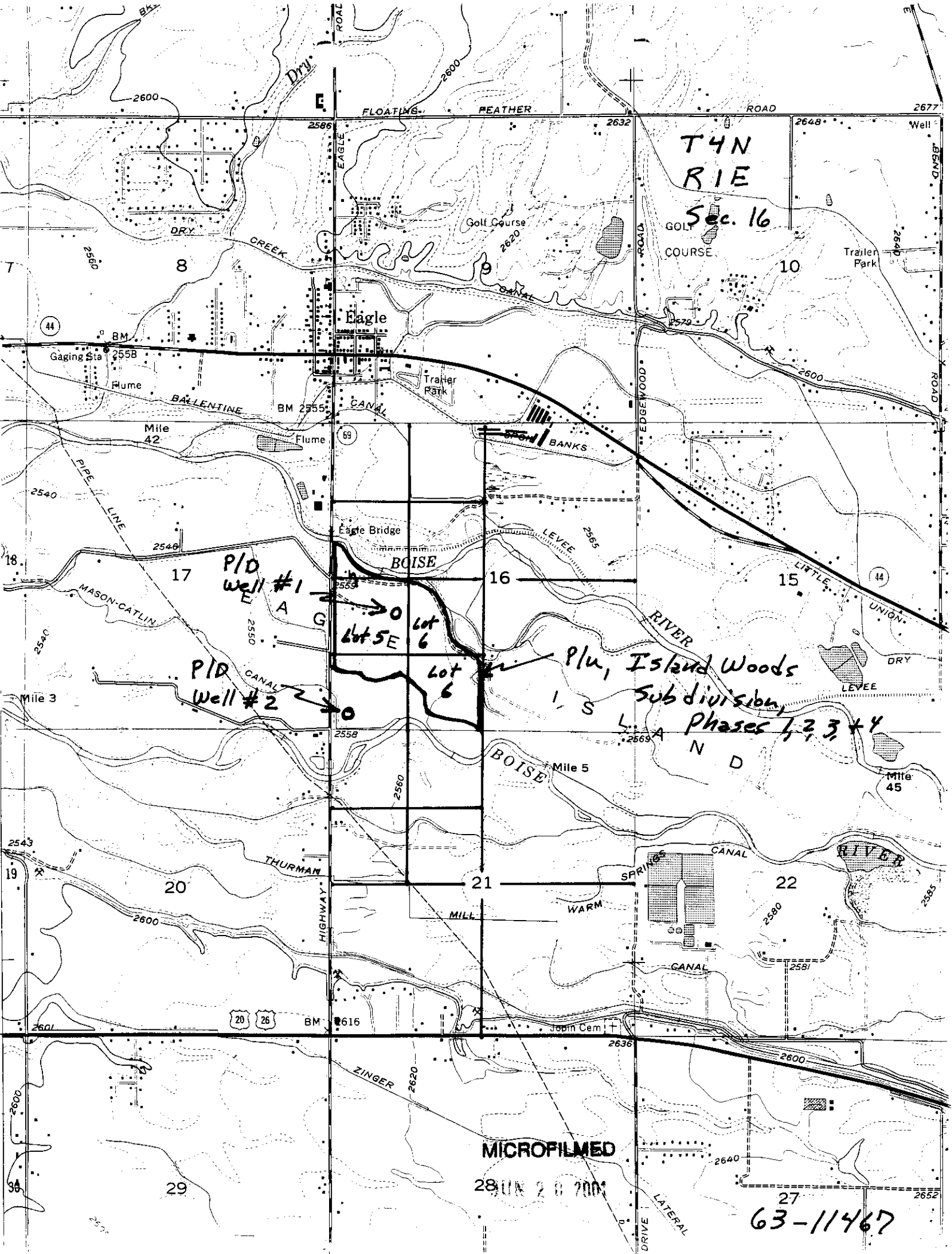
BOWL No. P1-83 PUMP SHAFT Dia. 1 3/16"
 TYPE: THREADED DISCHARGE SIZE 6" NPT

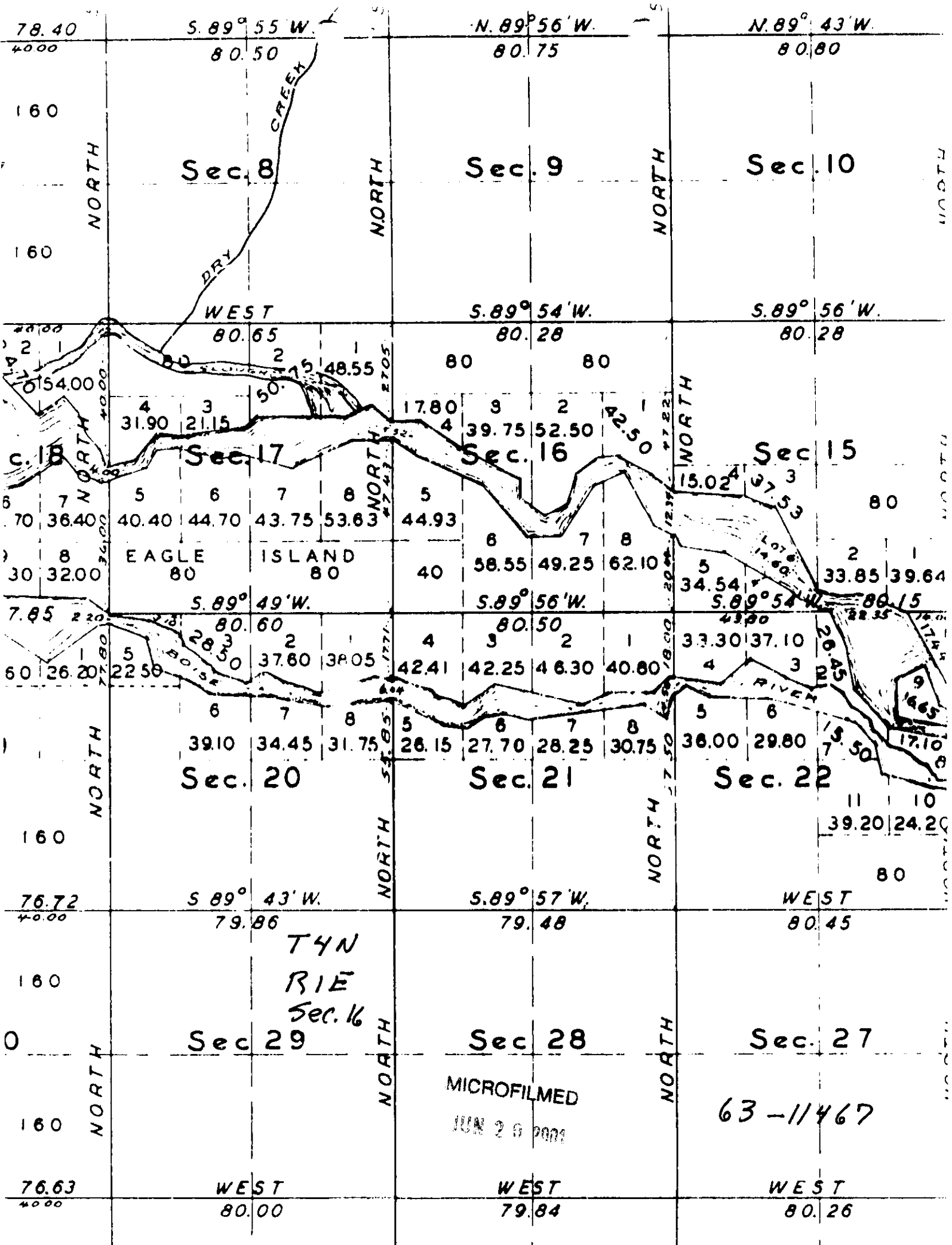
NOTICE: For each stage add 'C'						HP RATING	MOTOR FLANGE
A	B	C	D	E	F		
23.50	13.25	6.75	3.50	7.50	7.93	75-125	B

REVISED 12 JAN 80

63-11467

© 1980 Berkeley Pumps





ISLAND WOODS SUBDIVISION ~~NO. 4~~

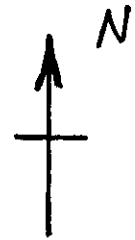
VICINITY MAP

★ Fire Hydrants

8" main lines in streets

1" pipe laterals serve 2 lots;

each lot has a
BOISE RIVER water meter



S. EAGLE ROAD

ISLAND WOODS SUB. NO. 1

P/D
Well #1

ISLAND WOODS DRIVE

ISLAND WOODS SUB. NO. 2

ISLAND WOODS
SUB. NO. 3

PROJECT SITE

12" Pipe
Mainline

P/D
Well #2

Phase 1, 2, 3 + 4
Completed
for
water service

Phase ~~4~~
5 + 6
under
Construction

Phase 4 →
(includes fire hydrants)

VICINITY MAP

N.T.S.
MICROFILMED

JUN 28 2001

63-11467

Island Woods

SUBDIVISION PRICE LIST

Effective January 27, 1999

Phase 1* * * * *

Lot 11 Blk 1 \$109,950

Phase 2* * * * *

SOLD OUT

Phase 3* * * * *

Lot 65 Blk 1 \$69,950 Less 10 feet of East Lot Line

Phase 4* * * * *

Lot 69 Blk 1 \$79,950

Lot 15 Blk 5 SOLD

Lot 16 Blk 5 \$109,950

Lot 17 Blk 5 SOLD

Lot 18 Blk 5 \$119,950

Lot 19 Blk 5 SOLD

Lot 21 Blk 5 SOLD

Lot 22 Blk 5 SOLD

Lot 23 Blk 5 SOLD

Lot 24 Blk 5 SOLD

Lot 9 Blk 6 ~~\$69,950~~ SOLD

Lot 2 Blk 10 \$69,950

Lot 3 Blk 10 SOLD

Lot 4 Blk 10 SOLD

Lot 5 Blk 10 SOLD

Lot 6 Blk 10 SOLD

Lot 25 Blk 5 SOLD

Lot 26 Blk 5 SOLD

Lot 27 Blk 5 SOLD

Lot 28 Blk 5 SOLD

Lot 29 Blk 5 \$119,950

Lot 30 Blk 5 \$74,950

Lot 32 Blk 5 \$64,950

Lot 33 Blk 5 \$64,950

Lot 34 Blk 5 SOLD

Lot 35 Blk 5 SOLD

Lot 36 Blk 5 \$74,950

Lot 37 Blk 5 builder option

Lot 38 Blk 5 SOLD

Lot 39 Blk 5 SOLD

Lot 40 Blk 5 \$59,950

Lot 41 Blk 5 \$59,950

Lot 42 Blk 5 SOLD

Lot 43 Blk 5 SOLD

Lot 7 Blk 10 Builder Option

Lot 8 Blk 10 Builder Option

Lot 9 Blk 10 SOLD

Lot 10 Blk 10 SOLD

Lot 11 Blk 10 Builder Option

For information, Please contact on-site Specialists:

Steve Sanor
939-5522

Sharron Domeny
939-4647

Sue Sanor
939-5522

Island Woods Office: 939-5525

Group
me
real estate company
(208) 343-1352



ISLAND WOODS SUBDIVISION NO. 1

PLAT SHOWING

LOCATED IN
A PARCEL OF LAND LYING NORTHEASTERLY OF THE NORTHEASTERLY BOUNDARY OF GOVERNMENT LOT 5,
AND PORTIONS OF GOVERNMENT LOTS 5 AND 6 AND N1/2 34/4,
SECTION 16, T.4N., R.1E., B.M.,
EAGLE, ADA COUNTY, IDAHO

1993

• HUBBLE ENGINEERING, INC. •
BOISE, IDAHO



SCALE: 1" = 100'

LEGEND

- SET 5/8" X 30" IRON PIN W/PLASTIC CAP
- SET 1/2" X 24" IRON PIN W/PLASTIC CAP
- FOUND 5/8" IRON PIN
- PROPERTY BOUNDARY
- RIGHT-OF-WAY LINE
- CENTURLINE
- PUBLIC UTILITIES, DRAINAGE AND IRRIGATION EASEMENT 10' FROM EASEMENT LINE, EXCEPT AS NOTED
- ① LOT NUMBER

- NOTES**
- 1) CONFORMANCE AT THE TIME OF RECORDATION OF THE ZONING ORDINANCE.
 - 2) ALL LOT LINES SHOWN TO A PUBLIC RIGHT-OF-WAY LINE HAVE A TEN (10) FOOT WIDE EASEMENT FOR PUBLIC UTILITIES, DRAINAGE, IRRIGATION AND EASELY CITY STREET.
 - 3) THIS SUBDIVISION IS SUBJECT TO COMPLIANCE WITH THE DRAINAGE CODE SECTION 10-1-1.
 - 4) ANY REVISIONS OF THIS PLAT SHALL COMPLY WITH THE APPLICABLE ZONING ORDINANCE.
 - 5) REVISIONS IN EFFECT AT THE TIME OF RECORDATION.
 - 6) ALL LOTS WITHIN THIS SUBDIVISION ARE SINGLE-FAMILY RESIDENTIAL LOTS, EXCEPT LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.
 - 7) LOT 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.
 - 8) LOT 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.
 - 9) LOT 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.
 - 10) NO REVISIONS OR AMENDMENTS MAY BE MADE TO THIS PLAT WITHOUT THE WRITTEN CONSENT OF THE BOARD OF SUPERVISORS OF ADA COUNTY.
 - 11) REVISIONS IN THIS PLAT SHALL BE MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE UNIFORM CONVEYANCE ACT.
 - 12) COMMERCIAL, INDUSTRIAL AND RESIDENTIAL LOTS SHALL HAVE ACCESS TO ISLAND WOOD DRIVE, EAST ON ISLAND WOOD DRIVE NO LOT SHALL HAVE STREET ACCESS TO ISLAND WOOD DRIVE.

Phase 1

63-11467



JUN 20 2001

NOT RECORDED

DEVELOPER:
B. W. INC.
BOISE, IDAHO

SHEET 1 OF 2

Island Woods

SUBDIVISION PRICE LIST

Effective January 27, 1999

Phase 1* * * * *

Lot 11 Blk 1 \$109,950

Phase 2* * * * *

SOLD OUT

Phase 3* * * * *

Lot 65 Blk 1 \$69,950 Less 10 feet of East Lot Line

Phase 4* * * * *

Lot 69 Blk 1 \$79,950

Lot 15 Blk 5 SOLD

Lot 16 Blk 5 \$109,950

Lot 17 Blk 5 SOLD

Lot 18 Blk 5 \$119,950

Lot 19 Blk 5 SOLD

Lot 21 Blk 5 SOLD

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Lot 40 Blk 5 \$59,950

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Lot 42 Blk 5 SOLD

Lot 43 Blk 5 SOLD

Lot 9 Blk 6 ~~\$69,950~~ SOLD

Lot 2 Blk 10 \$69,950

Lot 3 Blk 10 SOLD

Lot 4 Blk 10 SOLD

Lot 5 Blk 10 SOLD

Lot 6 Blk 10 SOLD

Lot 7 Blk 10 Builder Option

Lot 8 Blk 10 Builder Option

Lot 9 Blk 10 SOLD

Lot 10 Blk 10 SOLD

Lot 11 Blk 10 Builder Option

For information, Please contact on-site Specialists:

Steve Sanor
939-5522

Sharron Domeny
939-4647

Sue Sanor
939-5522

Island Woods Office: 939-5525

Group
me
a real estate company
(208) 343-1352

MICROFILMED

JUN 20 1999



LOT LINE ADJUSTMENT SURVEY OF LOTS 6 THROUGH 12, BLOCK 5 ISLAND WOODS SUBDIVISION NO. 2

LOCATED IN

PORTIONS OF GOVERNMENT LOT 6 AND THE SW 1/4 SW 1/4,

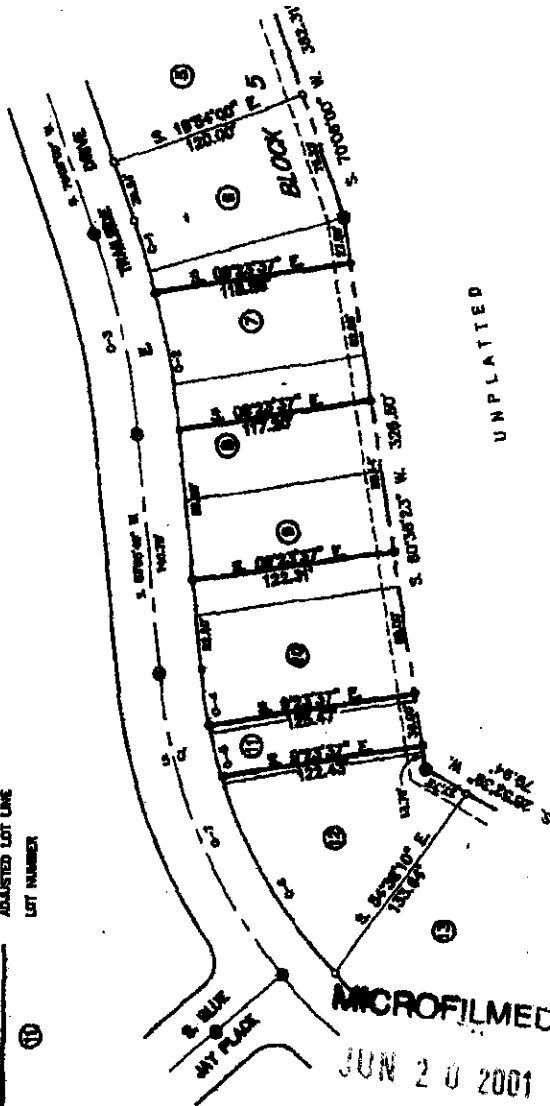
SECTION 18, T.4N., R.1E., B.M.,
EAGLE, ADA COUNTY, IDAHO

1994

HUBBLE ENGINEERING, INC.,
BOISE, IDAHO

LEGEND

- FOUND 8/8" IRON PIN
- FOUND 1/2" X 24" IRON PIN
- SET 1/2" X 24" IRON PIN
- ORIGINAL LOT LINE
- BOUNDARY LINE WITH 10' PUBLIC UTILITY, DRAINAGE & EROSION EASEMENT, (10')
- ADJUSTED LOT LINE
- LOT NUMBER



UNPLATTED

MICROFILMED
JUN 20 2001

- 1) ALL LINES CORRESPOND TO A PUBLIC RIGHT-OF-WAY LINE HAVE A TEN (10) FOOT EASEMENT FOR PUBLIC UTILITY, DRAINAGE, EROSION & EASY CITY
- 2) ALL LINES CORRESPOND TO A PUBLIC RIGHT-OF-WAY LINE HAVE A TEN (10) FOOT EASEMENT FOR PUBLIC UTILITY, DRAINAGE, EROSION & EASY CITY

CURVE DATA



Phase 2
63-11467

RECORD OF SURVEY 2744



SCALE: 1" = 50'

CERTIFICATE OF OWNER

BOISE, IDAHO
PRESIDENT

ACKNOWLEDGEMENT

STATE OF IDAHO
COUNTY OF ADA
ON THIS 21st DAY OF AUGUST, 1994, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared _____, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

11/3/94
NOTARY PUBLIC, STATE OF IDAHO

CERTIFICATE OF SURVEYOR

I, THOMAS R. WATTS, DO HEREBY CERTIFY THAT: AM A LICENSED PROFESSIONAL LAND SURVEYOR, LICENSED BY THE STATE OF IDAHO, AND THAT THIS MAP HAS BEEN PREPARED FROM AN ACTUAL SURVEY MADE BY ME OR UNDER MY DIRECT SUPERVISION, AND THAT THIS MAP IS AN ACCURATE REPRESENTATION OF SAID SURVEY, AND IS IN CONFORMITY WITH THE CURRENT PRACTICES AND STANDARDS OF THE PROFESSION, AND IS IN CONFORMITY WITH THE CURRENT PRACTICES AND STANDARDS OF THE PROFESSION, AND IS IN CONFORMITY WITH THE CURRENT PRACTICES AND STANDARDS OF THE PROFESSION.

THOMAS R. WATTS, P.L.S.

LICENSE NO. 4988

COUNTY RECORDER'S CERTIFICATE

RECORDING INDEX NUMBER 411-19
RECORDING INDEX NUMBER 411-19
RECORDING INDEX NUMBER 411-19

ADVISORY

CD-0000000000

Ed-Younger Inc.

Island Woods

SUBDIVISION PRICE LIST

Effective January 27, 1999

Phase 1* * * * *

Lot 11 Blk 1 \$109,950

Phase 2* * * * *

SOLD OUT

Phase 3* * * * *

Lot 65 Blk 1 \$69,950 Less 10 feet of East Lot Line

Phase 4* * * * *

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Lot 15 Blk 5 SOLD

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Lot 43 Blk 5 SOLD

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Lot 7 Blk 10 Builder Option

Lot 8 Blk 10 Builder Option

Lot 9 Blk 10 SOLD

Lot 10 Blk 10 SOLD

Lot 11 Blk 10 Builder Option

For information, Please contact on-site Specialists:

Steve Sanor
939-5522

Sharron Domeny
939-4647

Sue Sanor
939-5522

Island Woods Office: 939-5525

Group
me
a real estate company
(208) 343-1352



IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

Well #1

1. DRILLING PERMIT NO: 63-92-W-666 OTHER APPLICABLE NO: 63-11467

2. OWNER: United Water Idaho Phone: (208) 362-1704

Address: 8248 Victory Rd., Boise, ID 83707

3. WELL LOCATION: Twp 4N, Rge. 1E, Sec. 16, NW 1/4 SW 1/4
County Ada (Provide sketch map and photo on reverse.)

4. DRILLER: Pete Cope Drilling Lic. No. 213

When Drilled? 8/26/92 to 9/6/92

5. WELL CONSTRUCTION:

Casing Diameter 16 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No

Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe

Depth of Casing 326 ft. Method Drilled Reverse Rotary

Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe

Control Valve? ☒ Yes ☐ No Pressure Gauge: ☒ Yes ☐ No

Condition of Piping and Valving Good

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 +3 ft. Water Temperature Cold °F

Flowing Artesian ☒ Yes ☐ No Pressure: 1.2 (psi) 3'

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: includes fire protection

MICROFILMED

JUN 20 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? _____

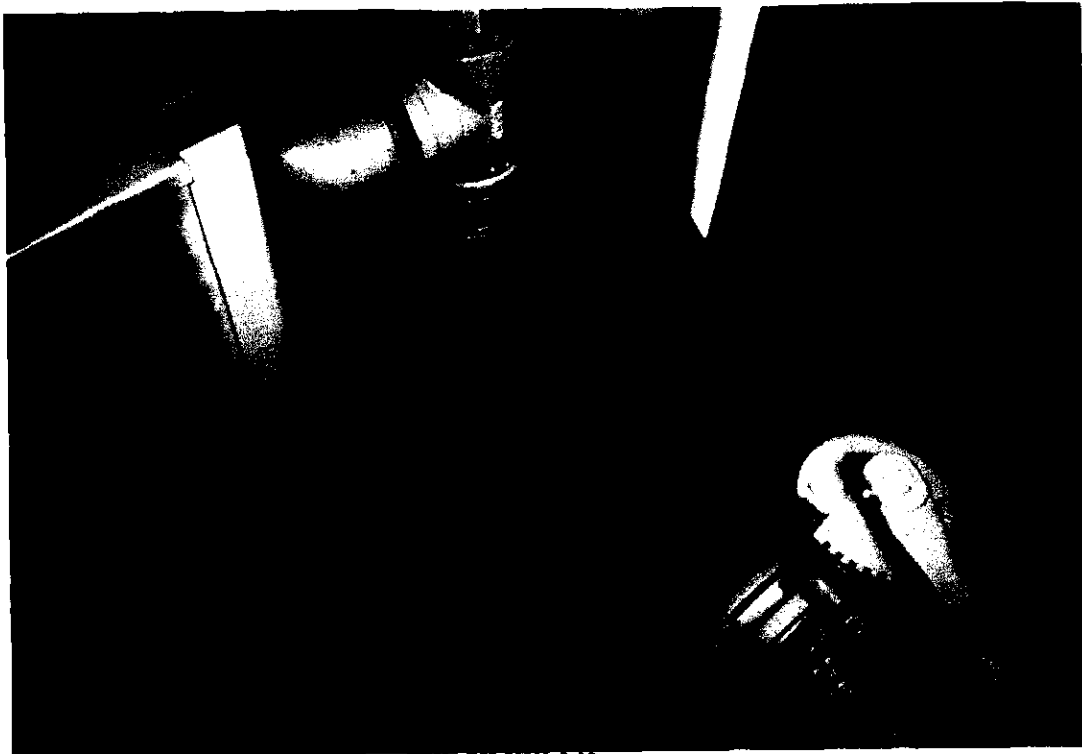
9. REMARKS:

*This is well #1 for the Island Woods
Subdivision, Phase 1, 2, 3 + 4. The well is located
in Lot 28, Block 1 of Phase 1.*

Jan Tomich Water Rights Examiner
Signature of Dept. Representative & Title

2-10-99
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



MICROFILMED

JUN 20 2001

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

Well #2

1. DRILLING PERMIT NO: 63-93-W-0051 OTHER APPLICABLE NO: 63-11462

2. OWNER: United Water Idaho Phone: (208) 362-1704
Address: 8248 Victory Rd., Boise, ID 83707

3. WELL LOCATION: Twp 4N, Rge. 1E, Sec. 16, SW 1/4 SW 1/4
County Ada (Provide sketch map and photo on reverse.)

4. DRILLER: Pete Cox Drilling Lic. No. 213
When Drilled? 3/8/93 to 3/15/93

5. WELL CONSTRUCTION:

Casing Diameter 16/10 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 345 ft. Method Drilled Reverse Rotary
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☒ Yes ☐ No
Condition of Piping and Valving Good
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 40 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: Includes fire protection

MICROFILMED
JUN 20 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 is well #2 for the Island
Woods Subdivision Phase 1, 2, 3 & 4.*

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

2-10-79
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



MICROFILMED
JUN 20 2001



1 of 4

P/O

well

House

#1



P/O

well #1

Note 3"

Line for

Pump 1,

and 8"

Line for

Pump 2.

(Green
Pipes)

MICROFILMED

JUN 20 2008

63-11467

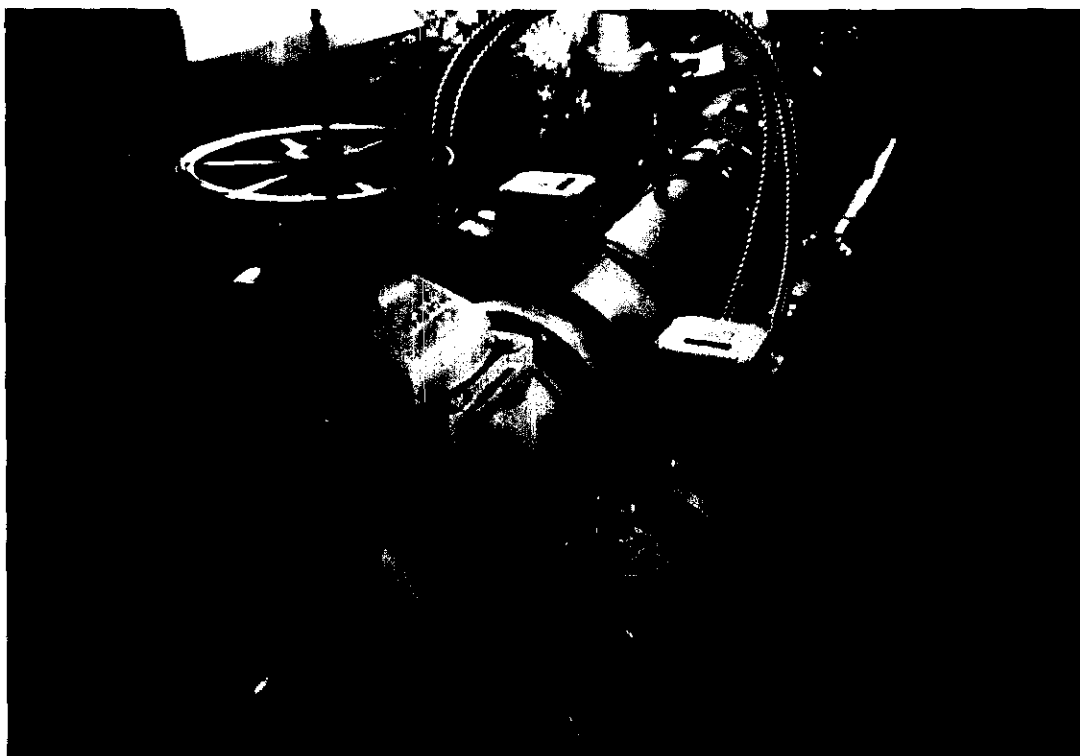
2 of 4

P/D

Well

House

#1



P/D

Well

House

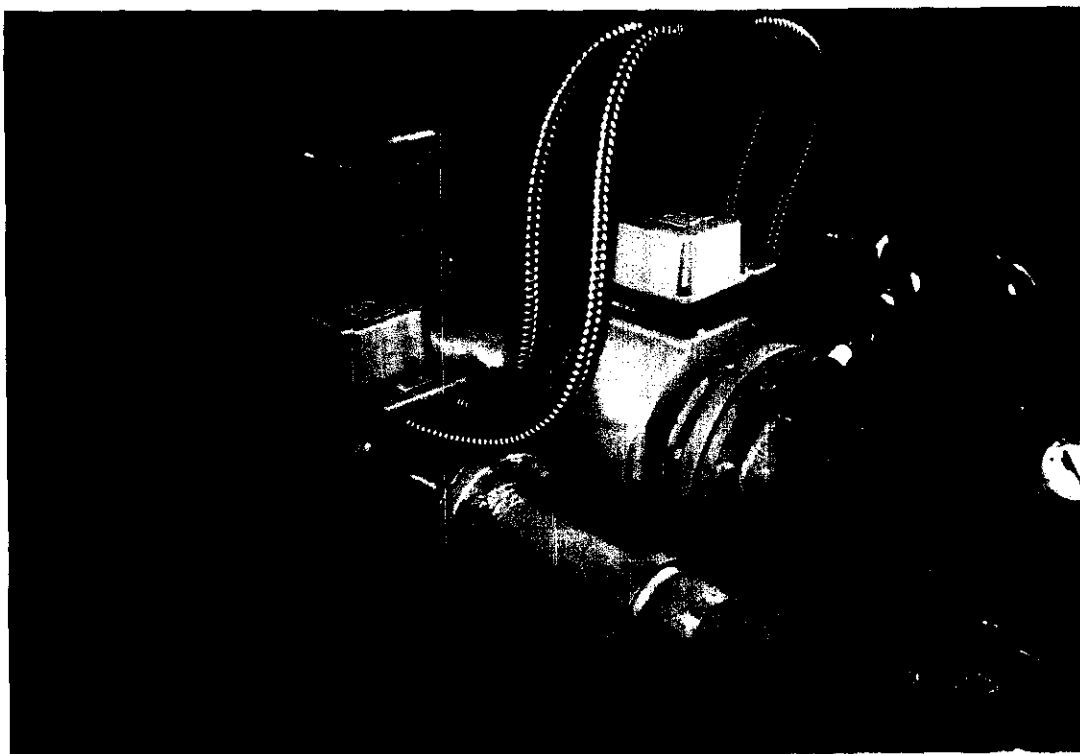
#1

Flow

Meters

- grey
items -

in 8"
and 3"
Lines.



Note: 2" meter in
the 3" Line

63-11467

2001

3 of 4

P/D

Well

House

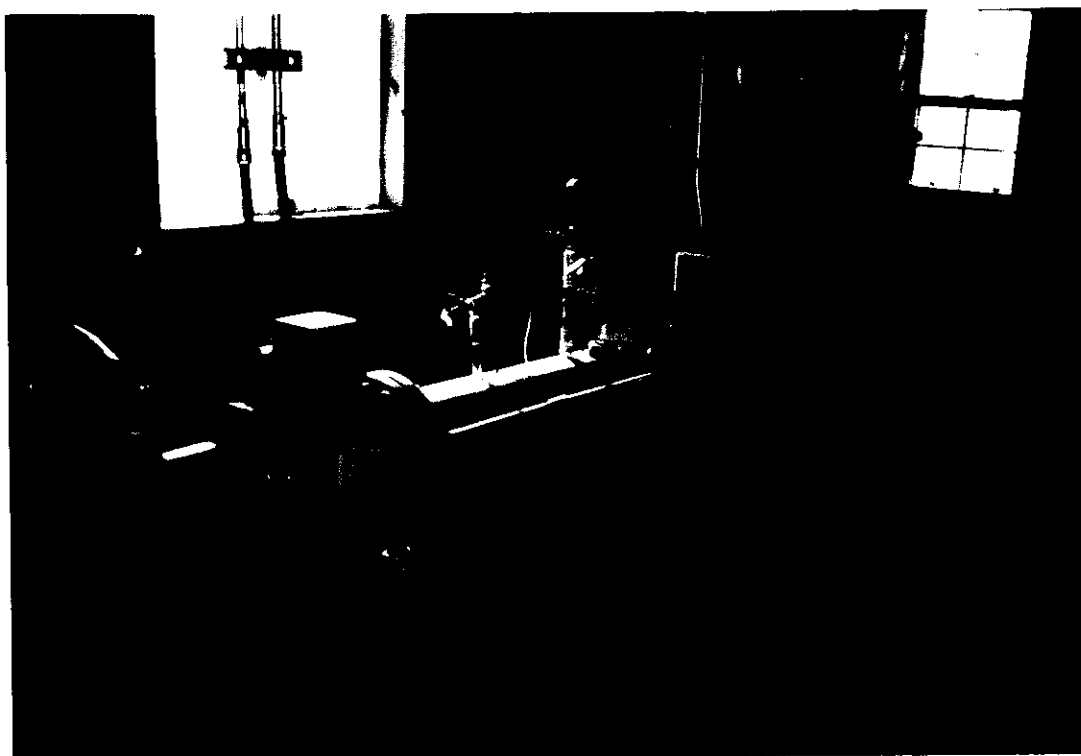
#2



P/D

Well

#2



MICROFILMED

JUN 20 2001

63-11467

4 of 4

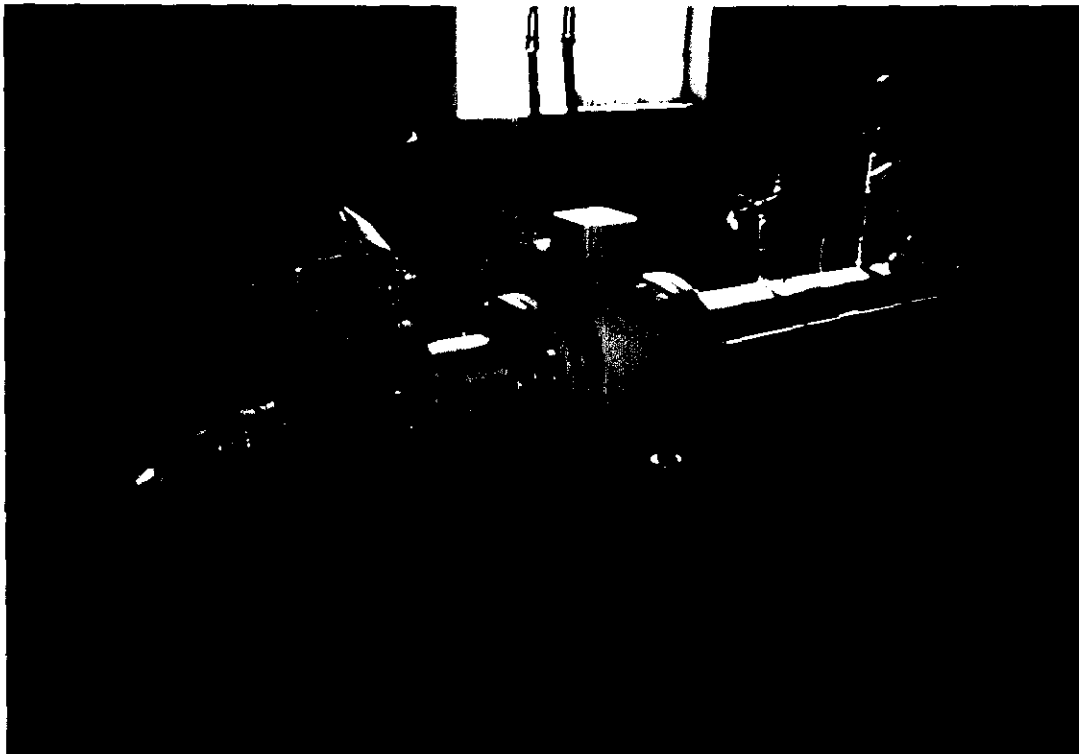
P/D

Well

#2

Flow
meter
is

gray
item.



P/u

Typical

lenses

in

subdivision.



MICROFILMED

JUN 20 1967

63-11467



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 13, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

UNITED WATER IDAHO
8248 VICTORY RD
BOISE ID 83707

RE: Water Right 63-11467

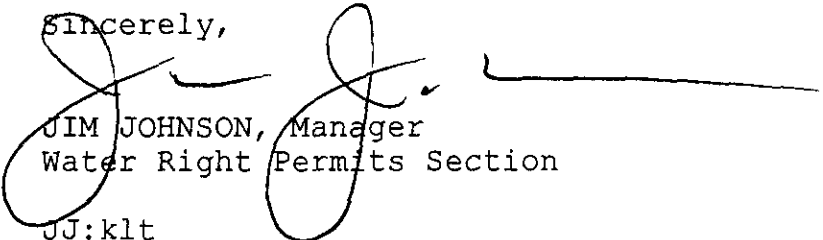
Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed **amended** Amendment of Permit for the referenced water right. This amended approval supersedes the amendment signed on April 23, 1998. Please be sure to review every element of the Amendment of Permit, including the conditions of approval and remarks.

The approved 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.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

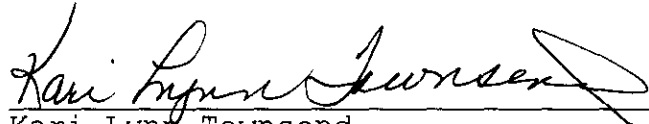
JUN 05 1998

CERTIFICATE OF MAILING

I hereby certify that on the 13th day of May, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER** (Approved License) to the person(s) listed below:

Water Right 63-11467

UNITED WATER IDAHO
8248 VICTORY RD
BOISE ID 83707


Kari Lynn Townsend
Secretary

MICROFILMED
JUN 05 1998

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.

MICROFILMED

JUN 05 1998

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.

MICROFILMED
JUN 05 1998

Christopher H. Meyer, Esq.
GIVENS PURSLEY LLP
277 N. 6th Street, Ste. 200
P.O. Box 2720
Boise, ID 83701-2720
ATTORNEYS FOR UNITED WATER IDAHO

Email: chm@givenspursley.com
Telephone: 208-388-1236
Facsimile: 208-388-1201

RECEIVED

MAY 11 1998

Department of Water Resources

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN RE: AMENDMENT OF
PERMIT NO. 63-11467 OF
UNITED WATER IDAHO

Permit No. 63-11467

**AMENDMENT TO MOTION FOR
RECONSIDERATION OF
PRELIMINARY ORDER**

COMES NOW United Water Idaho ("UWID") and submits this Amendment to its April 27, 1998 *Motion for Reconsideration of the Preliminary Order* with respect to the amendment of Permit No. 63-11467.¹

UWID hereby amends its April 27, 1998 Motion in the following two respects:

Condition No. 5: The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.

UWID's April 27, 1998 Motion suggested that, in lieu of this condition, the water

¹The referenced Motion is dated April 27, 1998, but was not received at the Department of Water Resources (the "Department") for filing until April 28, 1998. For simplicity, we refer to it here as the April 27, 1998 Motion.

MICROFILMED

**AMENDMENT TO MOTION FOR RECONSIDERATION
OF PRELIMINARY ORDER (May 11, 1998)**

JUN 05 1998

Page 1 of 2

right be quantified at up to 679.2 acre-feet per annum. UWID agrees with the Department's calculation of the upper limit on volume of 520 acre-feet per annum. This revised figure is based on 4.5 acre-feet per acre per annum for the 80 acres of irrigation and 0.6 acre-feet per annum for in-home domestic use (without associated lawn irrigation) for each of the 266 lots specified in the original permit.

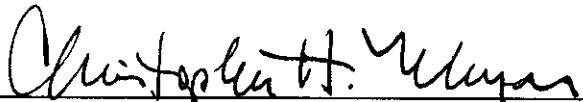
Condition No. 8: Place of use is located within the service area of United Water Idaho.

UWID had suggested in its April 27, 1998 Motion that this condition should be changed to reference section 42-202B(7) of the water code. Based on discussions with Departmental staff, the suggested change does not appear to be necessary. Rather, the Department's standard service area language (as contained in the condition quoted above) encompasses this provisions of the water code.

Except for these two changes, UWID's April 27, 1998 Motion remains pending before the Department as it was filed.

Respectfully submitted this 11th day of May, 1998.

GIVENS PURSLEY LLP

By 
Christopher H. Meyer

Attorneys for United Water Idaho

MICROFILMED

JUN 05 1998

AMENDMENT TO MOTION FOR RECONSIDERATION
OF PRELIMINARY ORDER (May 11, 1998)

S:\Clients\30\75\IDWR\Island Woods - 1998-05-11 Amendment to Motion for Reconsideration of Preliminary Order.wpd

Page 2 of 2

Christopher H. Meyer, Esq.
GIVENS PURSLEY LLP
277 N. 6th Street, Ste. 200
P.O. Box 2720
Boise, ID 83701-2720
ATTORNEYS FOR UNITED WATER IDAHO

Email: chm@givenspursley.com
Telephone: 208-388-1236
Facsimile: 208-388-1201

RECEIVED

APR 28 1998

Department of Water Resources

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN RE: AMENDMENT OF
PERMIT NO. 63-11467 OF
UNITED WATER IDAHO

Permit No. 63-11467

**MOTION FOR RECONSIDERATION OF
PRELIMINARY ORDER**

COMES NOW United Water Idaho ("UWID") and submits this Motion for
Reconsideration of the Preliminary Order dated April 23, 1998, which issued
Amendment of Permit No. 63-11467.

The Amendment of Permit was issued as a preliminary order under Idaho Code
§§ 67-5243, 67-5245, IDAPA 37.01.01.730.01. Motions for reconsideration of
preliminary orders are allowed to be filed within fourteen days under Idaho Code § 67-
5243(3), IDAPA 37.01.01.730.02(a). The filing of this motion tolls the deadline for
filing a Petition for Review of the Preliminary Order under Idaho Code § 67-5245(3),
IDAPA 37.01.01.730.02(b). If this Motion for Reconsideration is denied in whole or in
part, UWID intends to file a separate Appeal to the Director (also known as Petition for
Review) under Idaho Code § 67-5245(3), IDAPA 37.01.01.730.02(b).

EXCEPTIONS

UWID assumes that the eleven conditions attached to the Amendment of Permit are intended to be in replacement of, and not supplemental to, the ten conditions attached to the original Permit. UWID requests an express statement to this effect. (If this is not the intent of the Department, UWID requests that the Department reissue all conditions in a single list so that a reader may readily determine which are in effect and which have been modified or eliminated.)

UWID further requests that the conditions attached to the Amendment of Permit be modified as follows:

Condition No. 1: Proof of construction of works and application of water to beneficial use shall be submitted on or before May 3, 1998.

UWID does not object to this condition at this time. However, UWID reserves the right to request an extension of this proof date.

Condition No. 2: Subject to all prior water rights.

UWID does not object to this condition.

Condition No. 3: Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

UWID does not object to this condition.

Condition No. 4: After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

UWID does not object to this condition.

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JUN 05 1998

Condition No. 5: The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.

UWID objects to Condition No. 5 in its entirety for the reasons stated below.

Inconsistent with intent of application

The right as permitted (prior to amendment) allowed both domestic (0.67 cfs) and irrigation (1.60 cfs) uses. The practical effect of Condition No. 5 is to limit the entire water right as if it all were for domestic use. This is inconsistent with UWID's application, which sought to convert the right to municipal use (which includes certain irrigation uses).

Would result in diminishment of right

If allowed to stand, this condition would result in a substantial impairment and diminishment of UWID's water right. For instance, prior to amendment, the water right lawfully could have been used for irrigation without limitation. Condition No. 5 purports to deny UWID the authority to continue to use its water right in this manner, and would thus constitute a regulatory taking.

Avoidance of enlargement, expansion or injury

UWID recognizes that this amendment of a permit may not result in an expansion or enlargement of a water right. None is sought or intended. As stated in footnote 3 to UWID's application, "The water quantity remains subject to any and all volumetric diversion limitations reflected in the permit as originally issued to BW Inc. on April 25,

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1991.” Of course, most municipal water rights do not have a volumetric limitation. However, because this water right permit originally was obtained based on irrigation and domestic uses, it is proper to impose a volumetric limitation on the resulting municipal right. This will enable the municipal right to be used with much of the flexibility allowed under Idaho’s municipal water rights statute (most notably the evolving service area), but without enlargement, expansion or injury to other users.

The Moratorium does not require these conditions

Concerns respecting enlargement, expansion and injury have been addressed above. Independent of these, the Department may be concerned about the continuing effect of the Snake River Moratorium.¹

First, the moratorium is no longer in effect. It was lifted with respect to the Boise River Drainage Area by the Director on May 3, 1995. Any unofficial “policy” of the Department which has the effect of stalling action on water right applications is unlawful and unenforceable as a matter of administrative and constitutional law.

Second, even if the moratorium were still in effect, it would not prohibit the amendment of this permit in the manner sought. This is because the moratorium contained an express exception for transfers of water rights, which should be understood to include amendments of permits.

Indeed, the moratorium was specifically designed to encourage water users to

¹For the convenience of the reader, a summary of the Department’s key moratorium documents is attached as Appendix A.

purchase and change other water rights (licensed, permitted, or otherwise), rather than simply to appropriate new water rights. Having complied with the policy goal of the moratorium, it is ironic that the Department should now undercut this effort by the imposition of this and related conditions.

This transfer exception in the Moratorium was not gratuitous. It was required in order to avoid a constitutional taking under both the federal and the Idaho constitutions. Plainly, water rights are property rights. The Department may not impose new, retroactive burdens on those property rights without giving rise to an uncompensated taking of property. Consequently water right holders are lawfully entitled to transfer their water rights as a matter of legal right, so long as they follow departmental procedures and so long as the changes do not result in expansion, enlargement, injury or violation of the public interest.

The same is true for amendments to permits. The issuance of a permit constitutes a legal right to use water. Although the water right is "inchoate," it is a property interest nonetheless, and is fully protected under the taking clauses of the federal and state constitutions.

Although not expressly stated in the Snake River Moratorium of May 15, 1992 and the Boise River Drainage Moratorium of April 30, 1993, "amendments of permits" are expressly excepted from the Trust Water Moratorium of January 6, 1993 (see Provision No. 7 on page 5). There is no obvious policy rationale for including this exception in one moratorium and not in others, and certainly none is stated in the

moratorium documents themselves. Consequently, we view this inconsistency as an oversight. And we view the Department's inclusion of the reference to amendment of permits in one of the moratoriums as recognition of the fundamental legal similarity between transfers of licensed rights and amendments of permits. Indeed, the reason that "amendments" were not expressly mentioned in some of the moratorium documents presumably is that they were intended to fall within the broader meaning of "transfers."

Quantification

The original Permit contains no express volumetric limitation on the irrigation component of the water right, but does base the right on the irrigation of 80 acres. This may be readily quantified in acre-feet to ensure that no expansion or enlargement occurs.

At 4.5 acre-feet per acre, this equates to 360 acre-feet.

4.5 AFA field use req.
3.5 Consumptive use req.

Likewise, the domestic component is limited under Condition 9 of the original permit to 266 homes. This, too, may be converted to acre-feet and added to the volumetric limitation on the new permit. UWID's data for the Treasure Valley indicate that domestic and lawn irrigation requires 1.2 acre-feet per annum per home. For 266 homes, that would equate to 319.2 acre-feet.

$$266 (0.6) = 159.6$$

← internal use

The irrigation and domestic components sum to 679.2 acre-feet per annum.

UWID will stipulate to this as the volumetric limitation.

Condition No. 6: Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.

UWID objects to Condition No. 6 in its entirety for the same reasons stated with

respect to Condition No. 5.

Condition No. 7: The issuance of this right does not grant any right-of-way or easement access across the land of another.

UWID does not object to this condition.

Condition No. 8: Place of use is located within the service area of United Water Idaho.

UWID believes that this condition should more unambiguously describe the service area. UWID suggests the following substitute language: "Place of use is the evolving municipal service area of United Water Idaho, as that term is defined in Section 42-202B(7). This service area is described in United Water Idaho's most recent service area description, copies of which are available to the public at the department. "

Condition No. 9: Points of diversion are locally known as Island Woods Well No. 1 and No. 4.

The reference to Well No. 4 should be changed to Well No. 2, in accordance with the application. The reference to Well No. 4 in a recent letter to the Department was a typographical error. There is no such well as Island Woods Well No. 4, and no wells other than Nos. 1 and 2 are planned.

Condition No. 10: The irrigation occurring under this municipal use shall not exceed ½ acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.

UWID objects to Condition No. 10 in its entirety for the same reasons stated with respect to Condition No. 5.

Condition No. 11: Water bearing zone to be appropriated is from 231 to 335 feet.

UWID objects to this condition as stated. Although the statement accurately describes, to the best of UWID's knowledge, the zone from which the two Island Woods wells currently pump, the original permit for these wells contains no such limitation. UWID seeks clarification that the purpose of this "condition" is merely informational, and is not intended to serve as a *per se* restriction or prohibition against any deepening of the well (or change to a new well site), should such be required in the future.

HEARING

Although the Department's rules do not contemplate a formal hearing at this stage of review, UWID requests an opportunity to meet informally with Department staff to explore issues raised in this Motion. Among other issues, UWID would like to discuss in particular (1) the quantification issue and (2) consistency in the Department's treatment of other transfers and amendments.

SERVICE

Only one protest was filed in connection with this application. That protest was withdrawn on March 13, 1998. Consequently, UWID has not served this motion on any person.

MICROFILMED

JUN 05 1998

Respectfully submitted this 27th day of April, 1998.

GIVENS PURSLEY LLP

By Christopher H. Meyer
Christopher H. Meyer

Attorneys for United Water Idaho

MICROFILMED

JUN 05 1998

Appendix A

Summary of Key Moratorium Documents

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JUN 05 1998

SNAKE RIVER BASIN MORATORIUM		
5/15/1992	Snake River Basin Moratorium	Applies to surface and ground water. The moratorium indefinitely suspends the processing of any pending or new application for permit. On the other hand, if a permit already has been issued, that right may proceed to license. The moratorium contains exceptions for (1) domestic use (section 42-111), (2) supplemental rights, (3) nonconsumptive use (section 42-605A), (4) drilling permits for well deepening, and (5) transfers. (Presumably amendments of permits are also allowed, but this is not spelled out. It is spelled out in the later moratorium for the trust water area.)
1/6/1993	Amended Snake River Basin Moratorium	Split off the "non-trust water area" and eliminated it from the Snake River Basin Moratorium. This was issued pursuant to a settlement agreement entered into by the IDWR and various litigants.
1/6/1993	Trust Water Moratorium	Set up a separate moratorium for the trust water area above Milner dam. Unlike the indefinite Snake River trust, this one was sunsetted for 12-31-1997. This moratorium also does not contain the exception for supplemental water. It expressly excepts applications for amendments of permits (as well as transfers).
4/30/1993	Eastern Snake River Plain and Boise River Drainage Area Moratorium	This moratorium rescinded the two prior Snake River moratoria (plus two specialized moratoria for Mud Lake and the Big Lost River which predated the Snake River Basin moratorium). It established a new moratorium of indefinite duration, but geographically limited to the Eastern Snake River Plain (upstream of King Hill) and the Boise River Drainage Area (basin 63). It contains exceptions for (1) domestic use (section 42-111), (2) nonconsumptive use (section 42-605A), (3) deepening of wells, (4) transfers, (5) case-by-case exceptions.
4/11/1994	Idaho Code § 42-1806.	Codified the IDWR's April 30, 1993 amended moratorium on new ground and surface water rights, and mandated that it stay in effect until December 31, 1997. The full citation is Act of Apr. 11, 1994, 1994 Idaho Sess. Laws, ch. 449, pp. 1433-34 (H.B. 982), codified at Idaho Code § 42-1806.
5/3/1995	Boise River Drainage Area Moratorium Lifted	IDWR lifts moratorium within the Boise River Drainage Area (basin 63). It provided that applications would be processed at the rate of 30 per month. Ground water applications are to be given special scrutiny, and special conditions may be attached. Surface diversions upstream of Star Bridge will require a mitigation plan. The Eastern Snake River Plain Moratorium remains in effect until 12/31/1997.
12/31/1997	Eastern Snake River Moratorium	The moratorium expired on this date, pursuant to the legislature's sunset provision.

MICROFILMED

JUN 05 1998

of the legislature (not the dept)

United Water



April 27, 1998

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

RECEIVED

APR 28 1998

Department of Water Resources

rces

ht No. 63-11467

Motion for Reconsideration of Preliminary Order in the
enclosing a second copy to be conformed and returned

done 4/28

assistance processing our application in a timely manner. Even though we have some issues yet to work through on this water right, we appreciate your approval of this right so that we may move promptly to serve new subdivisions within United Water Idaho's service area and to meet our proof deadline of May 3, 1998. The same goes for your recent approval of the other Island Woods right, 63-12432.

I look forward to working with you further on this.

Sincerely,
UNITED WATER IDAHO

E Squires

Edward Squires
Senior Hydrogeologist

Encl: *Motion for Reconsideration of Preliminary Order*

cc: Norman C. Young, Administrator
Jim Johnson, Manager, Water Rights Permits
Gary Spackman, Western Region Manager
Phillip J. Rassier, Office of the Attorney General
William C. Linam, United Water Idaho
Christopher H. Meyer, Givens Pursley

ES\kr

MICROFILMED
JUN 05 1998



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 23, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

UNITED WATER IDAHO
8248 VICTORY RD
BOISE ID 83707

RE: Water Right 63-11467

Dear Permit Holder:

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.

Sincerely,

for Shelly Hatter
JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

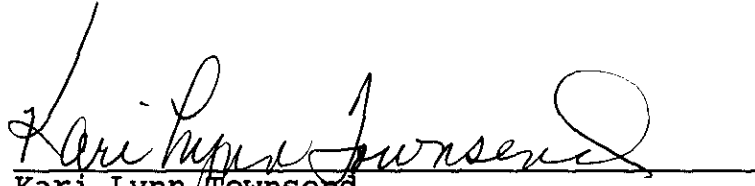
JUN 05 1998

CERTIFICATE OF MAILING

I hereby certify that on the 23rd day of April, 1998, 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 63-11467

UNITED WATER IDAHO
8248 VICTORY RD
BOISE ID 83707


Kari Lynn Townsend
Secretary

MICROFILMED
JUN 05 1998

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.

MICROFILMED

JUN 05 1998

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.

MICROFILMED
JUN 05 1998

State of Idaho
Department of Water Resources
AMENDMENT ANALYSIS SHEET

RECEIVED

APR 0 1998

Department of Water Resources

Right Number 63-11467 WP File Name UWI-XFER

Initial Review By: T77 Date 02/09/1998

Applicant UNITED WATER Idaho

Purpose of Amendment: ☒ Change point of diversion. ☐ Add diversion point(s)

☐ Increase amount. ☒ Change place of use. ☒ Other Change Nature of Use

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. See application file 63-12432

☒ Signature (must be permit holder).

☒ Fee.

☒ Existing water rights from the same source, amended place of use.

☒ Right number(s) 63-11900, application for Aes. storage, 63-12432, app. for

☒ Yes ☐ No Should amendment be advertised?

☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? same municipal use from same wells.

☐ Legal notice electronically transmitted to State Office.

☐ Additional analysis information attached.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received.

☒ Amendment published correctly

☒ Protest processed. Withdrawn

☐ Comment letters to: _____

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

List other items to copy _____

☒ Approve.

☐ Deny.

Conditions Municipal use under this right is limited to the flow rate and annual volume associated with stubbed homesites and ~~any~~ related irrigation at the time proof of beneficial use is filed. (Also conditions on existing permit).

By Gary S Date 3/31/98

STATE OFFICE PROCESSING:

☐ Amendment correct and complete: By _____ Date _____

☐ Approved copy sent to applicant and to Region By _____ Date _____

JUN 05 1998

PROTEST INFORMATION SHEET

APPLICANT: UNITED WATER ID

WR #: 63-11467 - *amendment*

DATE FILED: 01-27-1998

PROTEST DATE: 03-09-1998

PROTESTANT(S) NAME & ADDRESS:

Nancy Little, PO Box 7488, Boise, Idaho 83707-1488

Attorney - Name & Address

Issues _____

Applicant - Attorney - Name & Address _____

Dates: _____

Acknowledgement Letters *3-9-98*
~~2-27-98~~

Hearing Notice _____

Hearing Date _____

Other: _____

MICROFILMED

JUN 05 1998

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

Amount Due

Account Number/Trans. #	Identification		
047628	NOTICE OF APPLICATION FOR AMENDMENT OF WATER RIGHT		
Ordered By	P.O. Number	Rate	Run Dates
SUE TAYLOR		NT	FEBRUARY 19, 26, 1998
STATE OF IDAHO - WESTERN REGION DEPARTMENT OF WATER RESOURCES 2735 AIRPORT WAY BOISE, IDAHO 83705		Estimated Inches	Real Inches
		# Affidavits	Legal Number
		1	9689

WESTERN FORCES
REGION

My commission expires JUN 05 1998 5703

LEGAL NOTICE ✓

NOTICE OF APPLICATION FOR AMENDMENT OF WATER RIGHT

Notice is given that United Water Idaho, PO Box 7488, Boise ID 83707-1488 has applied to the Department of Water Resources to Change the Point of Diversion, Place of Use and Nature of Water of the following water right in Ada County pursuant to I.C. § 42-211 (locations listed are in T4N R1E):

RECORDED RIGHT

Permit #63-11467, ground water, filed on 2-21-1991 for 2.27 cfs for 2 wells in SW 1/4 S16. Uses are .67 cfs for domestic (266 homes) all year plus 1.60 cfs to irrigate 80 acres (yards etc.) from 3-15 to 11-15, all in W 1/2 S16 and N 1/2 S21. Site is Island Woods Subdivision.

PROPOSED AMENDMENT

Existing wells are in NWSW S16 and NWNW S21. Change use to 2.27 cfs municipal all year within UWI's service area. Annual volume to remain within permit limits implied by domestic and irrigation uses. The 2 wells are the same as listed in Application for Permit #63-12432.

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 March 9, 1998. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Pub. February 19, 26, 1998

9689

RECEIVED

MAR 19 1998

WATER RESOURCES
WESTERN REGION

MICROFILMED

JUN 05 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 16, 1998

NANCY LITTLE
421 S LATAH
BOISE ID 83705-5082

Re: Application for Permit No. 63-12432 and Application for Amendment of Permit
No. 63-11467

Dear Protestant:

This office acknowledges the withdrawal of the protests of the above-referenced application for water right permit and application for amendment of permit.

The department will continue to process these applications subject to certain conditions of approval.

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

Sincerely,

A handwritten signature in cursive script that reads 'Gary Spackman'.

Gary Spackman

GS:st

CC: Applicant

MICROFILMED

JUN 05 1998

Nancy Little
421 South Latah, Boise, Idaho 83705 (208) 344-4965

RECEIVED

MAR 16 1998

WATER RESOURCES
WESTERN REGION

March 13, 1998

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

Dear Mr. Spackman:

I am writing concerning my protest of United Water Idaho's Application for Permit # 63-12432 and Application for Amendment of Permit # 63-11467. Thank-you for your prompt replies to my letters of protest. I have spoken with Ed Squires of United Water Idaho about my concerns. My protests stem from my belief that we do not have enough water to supply additional population growth in the Boise River Valley. Our flood irrigation allotment from New York Canal is less and less each year. Although I do not intend to follow through with my formal protest, to hearing, I appreciate this opportunity to lodge an informal protest with your Department. I request that IDWR pay closer attention to how much water you are allocating. I also suggest that you lower the protest filing fees. The present fees are financial hardship for elderly persons living on fixed incomes.

I withdraw my protests of United Water Idaho's Application for Permit #63-12432 and their Application for Amendment of Permit # 63-11467.

Sincerely,
Nancy Little

X

Nancy Little

Date:

3-13-1998

cc: Ed Squires

MICROFILMED

JUN 05 1998

United Water
P.O. BOX 7488
BOISE, IDAHO 83707
208-362-7330



LETTER OF TRANSMITTAL

DATE	3-16-98	JOB NO.
ATTENTION		
RE:		

TO IDWR Western Region
Gary Spackman.

GENTLEMEN:

WE ARE SENDING YOU ☒ Attached ☐ Under separate cover via _____ the following items:

☐ Shop drawings ☐ Prints ☐ Plans ☐ Samples ☐ Specifications
☒ Copy of letter ☐ Change order ☐ _____

COPIES	DATE	NO.	DESCRIPTION
			Nancy Little protest withdrawal letters
			for United Water Idaho's Application for
			permit #63-12432 and Application for
			Amendment of Permit #63-11467.

THESE ARE TRANSMITTED as checked below:

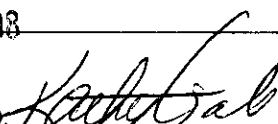
- | | | |
|--|---|---|
| ☐ For approval | ☐ Approved as submitted | ☐ Resubmit _____ copies for approval |
| ☐ For your use | ☐ Approved as noted | ☐ Submit _____ copies for distribution |
| ☐ As requested | ☐ Returned for corrections | ☐ Return _____ corrected prints |
| ☐ For review and comment | ☐ _____ | |
| ☐ FOR BIDS DUE _____ 19____ | ☐ PRINTS RETURNED AFTER LOAN TO US | |

REMARKS: Here is Nancy Little's protest withdrawal letter for UWID's Island Woods water rights. We understand there were no other protests. Please proceed with processing these Applications at your earliest convenience.

MICROFILMED

JUN 05 1998

COPY TO _____

SIGNED: 

If enclosures are not as noted, kindly notify us at once.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

March 9, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

UNITED WATER IDAHO
8248 W VICTORY RD
PO BOX 7488
BOISE ID 83707-1488

Re: Application for Amendment of Permit No. 63-11467

Dear Applicant:

Enclosed is a protest filed against the above-referenced application for amendment. You should be aware that the following are the items we can consider at a conference in either approving or denying an application for amendment.

1. Will the approval of the application result in the diversion and use of more water than originally permitted?
2. Will the rights of others be adversely affected thereby?

The department suggests you contact the protestant(s) directly in an effort to determine what I proposed by the application and to attempt to resolve the protest. If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At the conference, the department will review possibilities for resolution of the protest. If the matter cannot be resolved at that time, a formal hearing will be arranged for a future date.

If we may be of assistance, please contact us.

Sincerely,


Gary Spackman

GS:st

Enclosure: Copy of protest(s)

MICROFILMED

JUN 05 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

March 9, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

NANCY LITTLE
421 S LATAH
BOISE ID 83705

Re: Application for Amendment of Permit No. 63-11467 in the Name of United Water Idaho

Dear Protestant:

This office acknowledges receipt of your protest to the approval of the above-referenced application for amendment. The following are the principal items we can consider with respect to either approving or denying an application for amendment:

1. Will the approval of the application result in the diversion and use of more water than originally permitted?
2. Will the rights of others be adversely affected thereby?

The department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At the conference, the department will review possibilities for resolution of the protest. If the matter cannot be resolved at that time, a formal hearing will be arranged for a future date.

If we may be of assistance, please contact use.

Sincerely,



Gary Spackman

GS:st

MICROFILMED

JUN 05 1998

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES NOTICE OF PROTEST

This form may be used to file a protest with the department under sections 42-108B, 42-203A, 42-203C, 42-211, 42-222 and 42-224, Idaho Code. The department will also accept a timely protest not completed on this form if it contains the same information.

1. Matter being protested United Water Sh. 63-11467
2. Name of protestant James Little
3. Protestant's representative for service (If different than protestant)

4. Service mailing address 21 S. Utah Ave. 83705
5. Service telephone no. 344

6. Basis of protest (including statement of facts and law upon which the protest is based)

I have a dispute with United Water Sh. 63-11467
for taking water from United Water Sh. 63-11467
I believe I am to be watered before we are completely
without water in our water system (Section 42-203A Idaho Code)

(additional pages may be attached to describe the nature of the protest)

7. What would resolve your protest? to receive a state (there is one)
that we have of clean water to be used without it I suggest
then try another state.

I hereby, acknowledge that if I, or my designated representative, fails to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant. It is physically possible & no
lengths do. where I would be unable.

Signed this 5 day of June, 1993.

James Little
PROTESTANT

PROTESTANT'S REPRESENTATIVE
MICHAEL

JUN 05 1993

NOTE:

A protestant is required to timely file a protest with the department together with a \$25.00 protest fee for each application being protested in order for the protestant to be considered a full party by the department. In addition, the department's Rule of Procedure, IDAPA 37.01.01203, requires a protestant to send a copy of a protest to the applicant.

INSTRUCTIONS

1. The matter being protested must be clearly identified. A typical matter is identified by the application number such as "Application for Permit No. _____ in the name of _____" or "Application for Transfer No. _____ in the name of _____."
 2. Show the name of the protestant. Only one (1) protestant may be shown per protest form. If this protest form is signed by more than one person, the hearing officer will consider the first signer as the official protestant and the representative for service of documents.
 3. If the protestant is represented by an attorney or other authorized representative, show the representative's name. The department then will serve documents on the representative and upon the protestant if specifically requested.
 4. Show the address where the department is to serve the documents. This should be the address of the authorized representative unless the protestant does not designate a representative.
 5. Show the telephone number of the authorized representative unless the protestant does not designate a service representative.
 6. Specifically describe the nature of the protest.
 7. Describe the relief being sought by the protestant.
-

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Time _____

\$25.00 fee Receipted by _____ # _____ Date _____

MICROFILMED

JUN 05 1998

Protest objection

LEGAL NOTICE

X

NOTICE OF APPLICATION FOR AMENDMENT OF WATER RIGHT

(Notice is given that United Water Idaho, PO Box 7488, Boise ID 83707-1488 has applied to the Department of Water Resources to Change the Point of Diversion, Place of Use and Nature of Water of the following water right in Ada County pursuant to I.C. § 42-211 (locations listed are in T4N R1E):

RECORDED RIGHT

Permit #63-11467, ground water, filed on 2-21-1991 for 2.27 cfs for 2 wells in SW 1/4 S16. Uses are .67 cfs for domestic (256 homes) all year plus 1.60 cfs (to irrigate 80 acres) (yards etc.) from 3-15 to 11-15, all in W 1/2 S16 and N 1/2 S21. Site is Island Woods subdivision.

PROPOSED AMENDMENT

Existing wells are in NWSW S16 and NWNW S21. Change use to 2.27 cfs municipal all year within UWI's service area; Annual volume to remain within permit limits implied by domestic and irrigation uses. (The 2 wells are the same as listed in Application for Permit #63-12432.)

X 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 March 9, 1998. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Pub. February 19, 1998

266 homes irrigate 80 acres year round

9689

3-6-1998

I object to the taking of water year round!

Nancy Little

MICROFILMED

JUN 05 1998

LAW OFFICES

GIVENS PURSLEY & HUNTLEY LLP

A LIMITED LIABILITY PARTNERSHIP

277 NO. 6TH STREET • SUITE 200
P.O. Box 2720 • BOISE, IDAHO 83701

(208) 388-1200

FACSIMILE (208) 388-1201

DIRECT DIAL: (208) 388-1236
EMAIL: chm@givenspursley.com

RECEIVED

FEB 06 1998

**WATER RESOURCES
WESTERN REGION**

GARY G. ALLEN
JOSEPH H. BAIRD
CHRISTOPHER J. BEESON
MICHAEL C. CREAMER
ROY L. EIGUREN
JEFFREY C. FEREDAY
JULIE KLEIN FISCHER
RAYMOND D. GIVENS
L.W. GRANT III
J. BART GREEN
ROBERT C. HUNTLEY, JR.
RICHARD W. JANKOWSKI
KARL T. KLEIN
DAVID R. LOMBARDI
KIMBERLY D. MALONEY
KENNETH R. MCCLURE

CHRISTOPHER H. MEYER
L. EDWARD MILLER
PATRICK J. MILLER
JUDSON B. MONTGOMERY
TERRY L. MYERS
RAMONA S. NEAL
STEVEN L. OLSEN
W. HUGH O'RIORDAN
ROBERT L. PHILLIPS
KENNETH L. PURSLEY
CONLEY WARD
STEVEN R. WEEKS
STEPHANIE C. WESTERMEIER

JAMES A. MCCLURE
OF COUNSEL

February 5, 1998

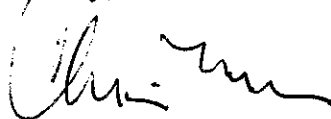
Mr. Gary Spackman
Regional Manager
Western Regional Office
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: United Water Idaho - Permit No. 63-11467 (Island Woods)
GPH No. 30-75

Dear Gary:

I write to confirm that the Application for Amendment of a Permit captioned above, which was filed on January 27, 1998, was changed by hand to correct the 1/4 1/4 and Section on the Island Woods Well #2 to read NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 21, T4N, R1E, Ada County.

Sincerely,



Christopher H. Meyer

cc: Ed Squires
Kathy Shiflet

CHM:baf

S:\Clients\30\75\Corr\CHM to Spackman re Changes to Permit No. 63-11467.wpd

MICROFILMED
JUN 05 1998

NOTICE OF APPLICATION FOR AMENDMENT OF WATER RIGHT

Notice is given that United Water Idaho, PO Box 7488, Boise ID 83707-1488 has applied to the Department of Water Resources to Change the Point of Diversion, Place of Use and Nature of Water of the following water right in Ada County pursuant to I.C. § 42-211 (locations listed are in T4N R1E):

RECORDED RIGHT

Permit #63-11467, ground water, filed on 2-21-1991 for 2.27 cfs for 2 wells in SW 1/4 S16. Uses are .67 cfs for domestic (266 homes) all year plus 1.60 cfs to irrigate 80 acres (yards etc.) from 3-15 to 11-15, all in W 1/2 S16 and N 1/2 S21. Site is Island Woods Subdivision.

PROPOSED AMENDMENT

Existing wells are in NWSW S16 and NWNW S21. Change use to 2.27 cfs municipal all year within UWI's service area. Annual volume to remain within permit limits implied by domestic and irrigation uses. The 2 wells are the same as listed in Application for Permit #63-12432.

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 March 9, 1998. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Idaho Statesman on February 19 and 26, 1998.

MICROFILMED
JUN 05 1998

February 28, 1998

UNITED WATER IDAHO
8248 VICTORY RD
BOISE ID 83707

PROOF DUE NOTICE

RE: PERMIT NO. 63-11467

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, 1998.

(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.

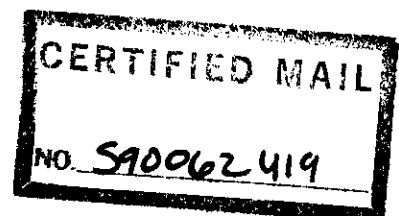
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

JUN 05 1998





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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

APRIL 19, 1995

UNITED WATER IDAHO
8248 VICTORY RD
BOISE ID 83707

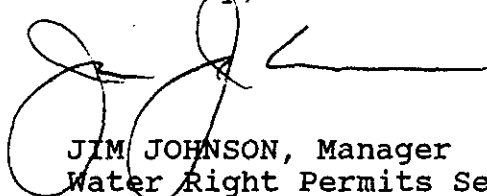
RE: Permit No. 63-11467

Dear Sirs,

This letter is to confirm that the assignment of ownership on the above referenced water right is satisfactory. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

APR 25 1995



United Water Idaho
8248 West Victory Road
PO Box 7488
Boise, ID 83707-1400
telephone 208-362-1300
facsimile 208-362-3858

Per your request, the following is a list of United Water Idaho's corporate officers.

President:	Wayne L. Booe
Vice President:	Benjamin M. Hepler
Accounting Supervisor:	Carl W. Castleberry

APR 25 1995



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 23, 1993

B W Inc
1523 E Boise Avenue
Boise, ID 83706

Re: Permit No. 63-11467

Dear Permit Holder:

Enclosed is a copy of an order that extends the proof due date of this permit to May 1, 1998.

Since the Department has extended the proof due date, your request for hearing has become moot. Therefore, the Department will not schedule a hearing in this matter.

If you have any questions, or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR - Regional Office

RECEIVED
MAY 25 1993

RECEIVED

APR 22 1993

Department of Water Resources

EBERLE, BERLIN, KADING, TURNBOW & MCKLVEEN,
CHARTERED

ATTORNEYS AND COUNSELORS AT LAW

CAPITOL PARK PLAZA
300 NORTH SIXTH STREET
POST OFFICE BOX 1368
BOISE, IDAHO 83701

STEPHEN A. BRADBURY

TELEPHONE
(208) 344-8535

FACSIMILE
(208) 344-8542

JAMES L. BERLIN
OF COUNSEL

T. H. EBERLE (1922-1977)

April 22, 1993

Via Hand Delivery

R. Keith Higginson
Director
Idaho Department of Water Resources
1301 N. Orchard
Boise, Idaho 83706

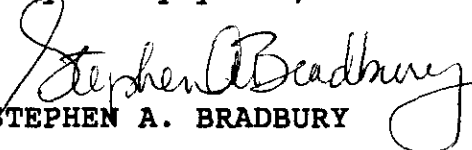
RE: Petition for Hearing on Permit No. 63-11467

Dear Mr. Higginson:

Enclosed please find an original and one copy of a Petition for Hearing Before Director which we are submitting on behalf of our client, B.W., Inc. Prior to submitting this petition, I have corresponded and spoken with Mr. Saxton who has suggest that our client and the Department attempt to resolve the issues raised in the petition informally rather than immediately proceed to hearing. My client is, of course, willing to take that approach if you believe it would be appropriate.

In the event you are in need of additional materials or information, please feel free to contact me.

Very truly yours,


STEPHEN A. BRADBURY

SAB/jw

Enclosure

cc: Dennis Baker

MAY 25 1993

RECEIVED

APR 22 1993

Department of Water Resources

ORIGINAL

BEFORE THE DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO

In the Matter of the Request for)
Extension of Time by B.W., Inc.) PETITION FOR HEARING BEFORE
on permit No. 63-11467) DIRECTOR
)
_____)

Petitioner, B.W., Inc., by and through its attorneys, Eberle, Berlin, Kading, Turnbow & McKlveen, Chartered, pursuant to Idaho Code §§ 42-204 and 42-1701A(3) submits this petition for a hearing before the Director of the Department of Water Resources to contest the decision of L. Glen Saxton, Chief, Water Allocation Bureau, dated April 8, 1993, granting an extension of time in which to submit proof of beneficial use on the above-referenced permit to May 1, 1996. In support of this position, petitioner states as follows:

1. Permit No. 63-11467 was approved by the Department on April 25, 1991 for ground water development from two points of diversion for irrigation and domestic uses. The approved domestic use was for 266 homes to be constructed in a residential subdivision then pending approval from the City of Eagle, State of Idaho. Since that time, the City has given final approval for the

RECEIVED

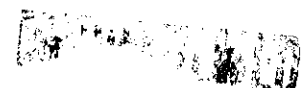
MAY 25 1993

platting of the first phase of that subdivision, consisting of 47 of the 266 total lots.

2. Subsequent to issuance of the permit, one of the two wells was been drilled, the pump installed, the pump house constructed, and distribution lines from that well were placed for the first phase of the subdivision. The second well has been drilled and tested with the expectation that the pump and distribution lines will be installed within the next few weeks connecting it to the existing distribution system.

3. Although the construction of the works for the first phase of the subdivision has been completed, the works (consisting of distribution lines) for future phases of the subdivision will be constructed and interconnected as those future phases are approved by the City of Eagle and other subdivision improvements are constructed. It is anticipated that the complete development of the subdivision will take five or more years to complete.

4. As of the date of filing of its request for extension of time, petitioner has expended in excess of \$200,000.00 toward development of its water right. Considerable additional sums will be expended toward the development of the water rights as additional phases of the subdivision are approved and constructed. It is not economically feasible to construct and install the water distribution lines for future phases of the subdivision in advance of approvals by the City of Eagle and construction of other subdivision improvements. Moreover, it is not practical from an



MAY 25 1993

engineering and development standpoint to construct the required improvements for future phases of the subdivision in advance of receipt of approvals from the City of Eagle for the reason that it is likely that adjustments in location of roadways and building lots will be necessary or desirable.

5. On or about April 2, 1993, petitioner filed a request for an extension of time to provide additional time in which to submit proof of beneficial use for the above-referenced permit requesting a five year extension, to May 3, 1998. By order dated April 8, 1993, L. Glen Saxton, Chief, Water Allocations Bureau, approved petitioner's request for an extension of time to submit proof of beneficial use, but granted only three years, to May 1, 1996, to submit such proof.

6. Petitioner submits that the above-mentioned three year extension is insufficient and will inevitably result in unnecessary effort and expense on the part of petitioner and the Department by requiring petitioner to file an additional application for permit to appropriate water to complete the project.

WHEREFORE, petitioner prays as follows:

1. That the Director conduct a hearing on this petition in accordance with provisions of Idaho Code § 42-1701A; and

2. That the petitioner's request for extension of time in which to submit proof of beneficial use on permit number 63-11467 be granted for a period of five years, extending such time to May 1, 1998.

MAY 26 1993

DATED this 22nd day of April, 1993.

EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED

By Stephen A. Bradbury
Stephen A. Bradbury

PETITION FOR HEARING BEFORE DIRECTOR - Page 4.

04/22/93/jmw

MAY 25 1993

RECEIVED

APR 22 1993

Department of Water Resources

COPY

BEFORE THE DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO

In the Matter of the Request for)
Extension of Time by B.W., Inc.) PETITION FOR HEARING BEFORE
on permit No. 63-11467) DIRECTOR
)
)

Petitioner, B.W., Inc., by and through its attorneys, Eberle, Berlin, Kading, Turnbow & McKlveen, Chartered, pursuant to Idaho Code §§ 42-204 and 42-1701A(3) submits this petition for a hearing before the Director of the Department of Water Resources to contest the decision of L. Glen Saxton, Chief, Water Allocation Bureau, dated April 8, 1993, granting an extension of time in which to submit proof of beneficial use on the above-referenced permit to May 1, 1996. In support of this position, petitioner states as follows:

1. Permit No. 63-11467 was approved by the Department on April 25, 1991 for ground water development from two points of diversion for irrigation and domestic uses. The approved domestic use was for 266 homes to be constructed in a residential subdivision then pending approval from the City of Eagle, State of Idaho. Since that time, the City has given final approval for the

platting of the first phase of that subdivision, consisting of 47 of the 266 total lots.

2. Subsequent to issuance of the permit, one of the two wells was been drilled, the pump installed, the pump house constructed, and distribution lines from that well were placed for the first phase of the subdivision. The second well has been drilled and tested with the expectation that the pump and distribution lines will be installed within the next few weeks connecting it to the existing distribution system.

3. Although the construction of the works for the first phase of the subdivision has been completed, the works (consisting of distribution lines) for future phases of the subdivision will be constructed and interconnected as those future phases are approved by the City of Eagle and other subdivision improvements are constructed. It is anticipated that the complete development of the subdivision will take five or more years to complete.

4. As of the date of filing of its request for extension of time, petitioner has expended in excess of \$200,000.00 toward development of its water right. Considerable additional sums will be expended toward the development of the water rights as additional phases of the subdivision are approved and constructed. It is not economically feasible to construct and install the water distribution lines for future phases of the subdivision in advance of approvals by the City of Eagle and construction of other subdivision improvements. Moreover, it is not practical from an

engineering and development standpoint to construct the required improvements for future phases of the subdivision in advance of receipt of approvals from the City of Eagle for the reason that it is likely that adjustments in location of roadways and building lots will be necessary or desirable.

5. On or about April 2, 1993, petitioner filed a request for an extension of time to provide additional time in which to submit proof of beneficial use for the above-referenced permit requesting a five year extension, to May 3, 1998. By order dated April 8, 1993, L. Glen Saxton, Chief, Water Allocations Bureau, approved petitioner's request for an extension of time to submit proof of beneficial use, but granted only three years, to May 1, 1996, to submit such proof.

6. Petitioner submits that the above-mentioned three year extension is insufficient and will inevitably result in unnecessary effort and expense on the part of petitioner and the Department by requiring petitioner to file an additional application for permit to appropriate water to complete the project.

WHEREFORE, petitioner prays as follows:

1. That the Director conduct a hearing on this petition in accordance with provisions of Idaho Code § 42-1701A; and

2. That the petitioner's request for extension of time in which to submit proof of beneficial use on permit number 63-11467 be granted for a period of five years, extending such time to May 1, 1998.

PETITION FOR HEARING BEFORE DIRECTOR - Page 3.

04/22/93/jaw

DATED this 22nd day of April, 1993.

EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED

By Stephen A. Bradbury
Stephen A. Bradbury



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 19, 1993

Stephen A. Bradbury
Eberle, Berlin, et. al.
300 North Sixth Street
P.O. Box 1368
Boise, ID 83701

RE: PERMIT NO. 63-11467 - B.W. Inc.

Dear Mr. Bradbury:

I have reviewed your letter of inquiry dated April 15, 1993 in connection with the above referenced permit and the extent of required development within a subdivision for the uses to be included on the license which the department eventually issues.

After submittal of the proof of beneficial use, the department conducts a field examination to determine the extent of development under a given permit. If water to subdivision lots is involved, the department will include the number of lots to which water has been provided. These lots include those upon which a home has been built and lots to which water distribution lines have been extended and "stubbed" off available for future connection.

If you have additional questions, please feel free to contact the department.

Sincerely,

A handwritten signature in black ink, reading 'L. Glen Saxton'. The signature is written in a cursive, flowing style.

L. GLEN SAXTON, Chief
Water Allocation Bureau

MAILED
APR 20 1993

RECEIVED

APR 16 1993

EBERLE, BERLIN, KADING, TURNBOW & MCKLVEEN,
CHARTERED

ATTORNEYS AND COUNSELORS AT LAW

CAPITOL PARK PLAZA
300 NORTH SIXTH STREET
POST OFFICE BOX 1368
BOISE, IDAHO 83701

STEPHEN A. BRADBURY

Department of Water Resources

TELEPHONE
(208) 344-8535

FACSIMILE
(208) 344-8542

JAMES L. BERLIN
OF COUNSEL

T. H. EBERLE (1922-1977)

April 15, 1993

L. Glen Saxton, Chief
Water Allocation Bureau
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

RE: Permit No. 63-11467

Dear Mr. Saxton:

I am writing in order to seek clarification respecting the extension of time to submit proof of beneficial use you granted on April 8, 1993 for the above-referenced permit. That permit was approved on April 25, 1991 for ground water development from two points of diversion for irrigation and domestic uses. The approved domestic use was for 266 homes to be constructed in a residential subdivision then pending approval from the City of Eagle. Since that time, the City has given final approval for the platting of the first phase of that subdivision, consisting of 47 of the 266 total lots. In addition, one of the two wells has been drilled, the pump has been installed and the pumphouse has been constructed. Distribution lines from that well have been placed for the first phase of the subdivision. The second well has been drilled and tested with the expectation that the pump and distribution lines will be installed within the next few weeks connecting it to the existing distribution system.

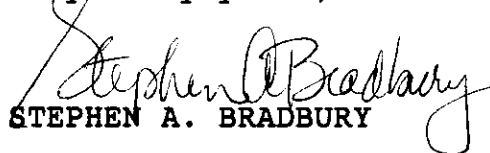
Although the construction of the works for the first phase of the subdivision has been completed, the works (consisting of distribution lines) for future phases of the subdivision will be constructed and interconnected as those future phases are approved by the City of Eagle and other related improvements constructed. It is anticipated that the complete development of the subdivision may take five or more years to complete.

MAY 25 1993

L. Glen Saxton, Chief
April 15, 1993
Page 2

Given those circumstances and considering the three year request for extension of time which you recently approved, the question that comes to mind is at what point will it be appropriate for the permit holder to submit proof of beneficial use and request the issuance of a license? In other words, may the permit holder obtain a license when the system is connected to the first lot in the subdivision or must he wait until the last lot is connected, or is it somewhere in between? Your clarification of this issue would be most helpful in considering how the permit holder should proceed.

Very truly yours,


STEPHEN A. BRADBURY

SAB/jw

cc: Dennis Baker

APR 15 1993



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 7, 1993

B W Inc
1523 E Boise Ave
Boise, ID 83706

Re: Permit No. 63-11467

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to May 1, 1996. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed since the department will not be able to grant additional extensions based on due diligence

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

MAY 25 1993

**ANALYSIS SHEET
FOR
EXTENSION OF TIME**

Permit No. 63-11467 Reviewed by Klg Date 4/7/93

BASIC INFORMATION

4/5/93 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____
Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____
Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

Recommend for approval Based on due diligence. Extend to 5/1/96.

PRIORITY CALCULATION

Date extension received	<u>NA</u>	=	_____
Proof due date	<u>/</u>	=	_____
Number of days late	<u>/</u>	=	_____
Priority date	<u>/</u>	=	_____
New Priority Date	<u>/</u>	=	_____

DATA ENTRY

New Address _____
Change Proof Due Date 4/8/93 Klg
Change Priority Date _____

EBERLE, BERLIN, KADING, TURNBOW & MCKLVEEN,
CHARTERED

ATTORNEYS AND COUNSELORS AT LAW
CAPITOL PARK PLAZA
300 NORTH SIXTH STREET
POST OFFICE BOX 1368
BOISE, IDAHO 83701

STEPHEN A. BRADBURY

RECEIVED

APR - 5 1993

Department of Water Resources

TELEPHONE
(208) 344-8535

FACSIMILE
(208) 344-8542

JAMES L. BERLIN
OF COUNSEL

T. H. EBERLE (1922-1977)

April 2, 1993

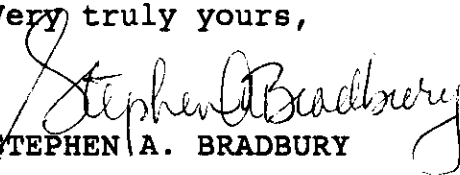
Karen L. Gustafson
Records Manager
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

RE: Permit No. 63-11467

Dear Ms. Gustafson:

Enclosed please find a Request for Extension of Time for the above-referenced permit, along with our client's check in the amount of \$15.00 for the required filing fee. In the event you are in need of additional information or should there be any difficulties with respect to this request, please feel free to contact the undersigned.

Very truly yours,


STEPHEN A. BRADBURY

SAB/jw

Enclosure

cc: Dennis Baker (w/ encl.)

MAY 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name B & W INC.
Address 1523 E BOISE AVE. BOISE 83706
63-92-W-666
Drilling Permit No. _____
Water Right Permit No. 11467

7. WATER LEVEL

Static water level +3 feet below land surface.
Flowing? ☒ Yes ☐ No G.P.M. flow 100
Artesian closed-in pressure 1.2 p.s.i.
Controlled by: ☐ Valve ☒ Cap ☐ Plug
Temperature _____ °F. Quality _____
Describe artesian or temperature zones below.

2. NATURE OF WORK

NEW WELL

- ☐
- New well
- ☐
- Deepened
- ☐
- Replacement
-
- ☐
- Well diameter increase
- ☐
- Modification
-
- ☐
- Abandoned (describe abandonment or modification procedures
-
- such as liners, screen, materials, plug depths, etc. in lithologic
-
- log, section 9.)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
<u>1020</u>	<u>51</u>	<u>8</u>

3. PROPOSED USE

MULTI-DOMESTIC

- ☐
- Domestic
- ☐
- Irrigation
- ☐
- Monitor
-
- ☐
- Industrial
- ☐
- Stock
- ☐
- Waste Disposal or Injection
-
- ☐
- Other _____ (specify type)

4. METHOD DRILLED

REVERSE ROTARY

- ☐
- Rotary
- ☐
- Air
- ☐
- Auger
- ☐
- Reverse rotary
-
- ☐
- Cable
- ☐
- Mud
- ☐
- Other _____
-
- (backhoe, hydraulic, etc.)

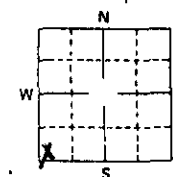
5. WELL CONSTRUCTION

SEE ATTACHED

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____
Thickness Diameter From To
_____ inches _____ inches + _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feetWas casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation? _____ inches by _____ inches
Number From To_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feetWell screen installed? ☒ Yes ☐ No
Manufacturer ROSCOE MOSS Type STAINLESS
Top Packer or Headpipe _____
Bottom of Tailpipe _____Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☒ Yes ☐ No ☐ Size of gravel 3/8
Placed from 345 feet to 225 feetSurface seal depth 225 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit
☐ Temp. surface casing ☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded
☐ Solvent Weld ☐ Cemented between strataDescribe access port 6" PIPE TEE

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. 28 Block No. 1County ADAAddress of Well Site ISLAND WOODS
(give at least name of road)T. 4N N ☐ or S ☐
R. 1E E ☐ or W ☐
1/4 3W 1/4 Sec. 10

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
32	0	1	COARSE SAND		X
	1	31	SAND GRAVEL ROCK	X	
28	31	40	CRSE SAND	X	
	40	49	BRN CLAY		X
	49	54	FINE TO CRSE SAND & GRAV	X	
	54	60	SANDY BRN CLAY		X
	60	95	FINE TO CRSE SAND & PEA GRAVEL	X	
	95	110	FINE TO CRSE SAND w/ CLAY	X	
	110	121	BRN CLAY		X
	121	165	FINE TO CRSE SAND w/ CLAY LENSES		X
	165	171	SANDY BRN CLAY		X
	171	218	FINE TO CRSE SAND w/ PEA GRAVEL	X	
	218	225	BRN CLAY		X
	225	281	FINE TO CRSE SAND w/ PEA GRAVEL	X	
	281	285	SANDSTONE AND CLAY		X
	285	295	FINE TO CRSE SAND	X	
	295	301	FINE TO MED SAND	X	
	301	310	FINE TO CRSE SAND		X
	310	314	BRN CLAY		X
	314	320	BLUE CLAY		X
	320	324	BRN CLAY		X
	324	345	SANDY BLUE CLAY		X

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SEP 22 1992Department of Water Resources
Western Regional Office

10.

8/26/92

9/6/92

Work started _____ finished _____

11. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name PETE COPE DRILLING No. 213Address 6505 W CHINDEN Date 9/21/92Signed by Drilling Supervisor Joseph Jonesand
(Operator) Kevin Chastain
(If different than the Drilling Supervisor)

pg 2 of 2

C

B & W INC.
1523 E BOISE AVE
BOISE ID 83706
PERMIT # 63-93-W-0051

16" CASING RECORD .250 WALL WELDED

2	-	243	245
---	---	-----	-----

245 TOTAL 16" CASING

10" CASING RECORD .250 WALL WELDED

283	-	295	12
315	-	325	10
335	-	345	10

32 TOTAL 10" CASING

10" SCREEN RECORD .30 SLOT ROSCOE MOSS STAINLESS STEEL

243	-	283	40
295	-	315	20
325	-	335	10

70 TOTAL SCREEN

4N 1E Sec 16

APR 20 1964

February 28, 1993

BW INC.
1523 E. BOISE AVE.
BOISE ID 83706

PROOF DUE NOTICE

RE: PERMIT NO. 63-11467

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, 1993. (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.

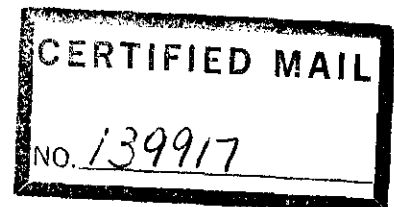
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



MAY 25 1993

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

pg 1 of 2

[illegible]

63-11467

BW INC.
1523 E. BOISE AVE.
BOISE, ID 83706

Source: GROUNDWATER

Diversion Pt: LOT 5 (NWSW) Sec 16 T 04N R 01E
SWSW Sec 16 T 04N R 01E

Use: IRRIGATION (1.600 CFS)
DOMESTIC (.670 CFS)
Total Diversion: (2.270 CFS)

Date Filed: 2/21/ 1991

In: T04N R01E S16 Lot 5 (SWNW) Lot 6 (NESW) Lot 5 (NWSW) SWSW
Lot 6 (SESW)
S21 Lot 2 (NWNE) Lot 3 (NENW) Lot 4 (NWNW)

80.0 ACRES TOTAL

MICROFILMED

MAY 08 1991

B&W INC.
1523 E BOISE AVE
BOISE ID 83706
Permit# 63-92-W-666

"16" casing record .250 wall welded

1	-	225	226
---	---	-----	-----

226 total casing

10" Casing Record .250 wall welded

225	-	231	6
281	-	285	4
305	-	325	20

30 total casing

10" Screen record .30 slot Roscoe Moss Continuous wire.

231	-	281	50
285	-	305	20

70 total screen

326 total screen+casing

RECEIVED
SEP 22 1992

Department of Water Resources
Western Regional Office

RECEIVED

MAY 25 1993



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 3, 1991

BW INC.
1523 E. BOISE AVE.
BOISE, ID 83706

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-11467

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water.

MICROFILMED

MAY 08 1991

Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MICROFILMED

MAY 08 1991

APPLICATION FOR PERMIT REVIEW

Application #: 63-11467
Date: 4-19-91

Reviewer: Pam Skaggs *CS*

Existing:

☒ No - 26A-P17
Complete in 1 year - P16

Yes

Proof not submitted - P16
Proof submitted - N/A

Groundwater:

☒ GT. 0.7 cfs - 01G-P03, 01C-P03(existing well)
LT. 0.7 cfs - N/A

Drilling Permit:

☒ Approved w/permit - P99
☒ Not included - 046-P23 (All GW, even existing wells)

Location:

☒ Water Districts - WD No. 65 63 - 05A & 11E
Surface water - 005, 005-01H-P01(LT.7 w/pump)
005-01J-P08(GT.7)

☒ Groundwater - ~~P05~~

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

☒ Swan Falls Flag - (1, Blank or Other)

Trust - 051-052-053-P74(Cons.), - 041(DCMI, w/Irr
Non Trust - 048-049 or Irr & Dom)

River Basins:

(Surface Water) Water District Control Condition &....

Boise (63) - 05A & 11E

Payette (65) - 047-P04, 059-P71

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

Use:

Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)

Power - Use Power Review

Mining - 06A or 010, 09E-P10 & 054(req.)

Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)

Rec. & Aesthetic - 027(Non-Consumptive)

Domestic - 021(restricted areas)

Ownership:

Non land owner - 004

Protested:

Agreement - 020

Minimum Stream Flow:

Overlapping uses - 029-P20

☒ Beneficial Use Due Date: - 05-03-1993

☒ Other Conditions Recommended Outside Agency Approval Condition
Health & Welfare

MICROFILMED

MAY 08 1991

Form No. 202a.
10/90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: RL DATE: 2/26/91 APPLICATION: 63-11467

REQUIRED INFORMATION

Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
Address:
Source: (See USGS Quad for names of water sources)
Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
County:
Quantity: (flow and/or volume)
Period of use:
Nature of proposed use: (Include description of use)
Description of diverting works:
Time required for beneficial use of water:
Place of use or acres irrigated:
Map:
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
Fee:
Yes ☐ No* ☐ In form to receipt: } see referral memo 2/26/91

Gov't. Lots:

y P/D
y P/U

ADDITIONAL INFORMATION

YES NO

☒ Overlapping place of use: (Describe source & relationship to present application on the back.)
☒ Overlapping point of diversion:
Field check required: Field check by: _____
Field report attached:
Critical groundwater area:
Groundwater management area:
Diversion within interim protected river area
Send dam safety information:
Send power requirement letter:
Send fish farm requirement letter:
Power residency affidavit:
Power efficiency form:
Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
*REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

RECEIVED
APR 9 1991

Department of Water Resources

Boise River Augmentation appears to be necessary.
DATE REQUESTED: PER 2/25-2/26 TELECON WITH
Additional information on reverse side: CONSULTANT

Domestic .67 cfs 266 acir - Exempted from augmentation since $\approx$ nonconsumpt?
Irrig 1.60 cfs 80 acir - augmentation required.



STATE OF IDAHO

DEPARTMENT OF HEALTH
AND WELFARE

DIVISION OF ENVIRONMENTAL QUALITY
TREASURE VALLEY AREA OFFICE
1410 N Hilton, Suite 101
Boise, Idaho 83706-1290
(208) 334-0550

March 21, 1991

RECEIVED

MAR 22 1991

Mr. David R. Tuthill
Western Region Supervisor
Dept. of Water Resources
Boise, ID 83720
STATEHOUSE MAIL

Department of Water Resources
Western Regional Office

RE: 63-11467 (BW Inc.)

Dear Mr. Tuthill:

This office has reviewed the above referenced application and has no objections to this appropriation. However, plans and specification for this public water system must be reviewed and approved by this office prior to the start of construction.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jon Wroten".

Jon Wroten
Water Quality Compliance Officer

JW:kg

cc: Craig Shepard
Paul Jehn

MICROFILMED

MAY 08 1991



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 7, 1991

Idaho Dept. of Health & Welfare
Division of Environment
Statehouse
Boise, ID 83720

Re: Application for Permit No. 63-11467 in the name of BW Inc.

Dear Sir:

Enclosed is a copy(s) of the above-referenced application(s) for permit which may be of interest to your agency. Please review the application(s) 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 must be received in this office by March 25, 1991.

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

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:st

Enclosure(s):

MICROFILMED

MAY 08 1991

EXPENDITURE VOUCHER

AUDITOR USE

STATE OF IDAHO
Office of State Auditor

AGENCY USE

4542
Date
03/01/91
Code
123002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME: DEPT. OF WATER RESOURCES

Document No.	
Pre-Audit	Date
Warrant No.	

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE

() STATE CONTRACT

() PURCHASE ORDER

() MISCELLANEOUS
ENCUMBRANCE REQUISITION

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Maj	Min			
1	05 20 199	1238	8831		REFUNDS PER STEVE LESTER RECEIPT #W013039 2/26/91 60.00	60.00	
RECEIVED MAR 05 1991 Department of Water Resources Western Regional Office MAY 03 1991							
TOTAL						60.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date

Head of Agency or Institution

State Auditor

MEMORANDUM

TO: NANCY HANDZEL

FROM: STEVE LESTER

DATE: FEBRUARY 26, 1991

SUBJ: REFUND FOR APPLICATION

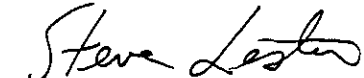
BW Inc. submitted an application for permit for 5.40 cfs and paid \$145 on 2/22/91 (see attached copy of receipt # W013039). The application was reduced to 2.27 cfs on 2/26/91, which requires only \$85.

Please send a \$60 refund to:

BW Inc.
1523 E. Boise Avenue
Boise, ID. 83706

(telephone 345-1656)

Thanks,



Steve Lester
Sr. Water Resource Agent

MICROFILMED

MAY 08 1991

CONVERSATION MEMORANDUM

DATE 2-25-91

FILE 63-11467

NAME OF PARTY Matt Munger 322-8992EMPLOYEE Steve LesterRE: HUBBIE Eng. Inc. MATT Munger, Consultant :

① company officers & titles & addresses

Dennis Baker signed - what title?

② Domestic

266 lots, MAX = .67 cts (not 5.4 cts)③ yards? yes ✓irrig of X acres 3/15 - 11/15

④ Bore R. augmentation

✓ definite issue if irrig > 1 acre totalpossible " " only int. domestic - perhaps notsince int. dom. traditionally considered non-consumptive.**MICROFILMED****MAY 08 1991**REQUESTED THIS INFO TODAY.RESPONSE PER TELECON 2/26/91 FROM M. Munger① Dennis Baker - PresSteven M. Janor - VPGene S. Baker - Sec'yEllen W. Holm - Assist. to Sec'yADDRESSES AS IN APPL.② Irrig for ac. - OK to divide into QX's shown on map
since want sure exact # ac./tract.③ Augmentation - will research development plans etc. & respond in
writing a.s.a.p.④ wells, pumps(s), pipelines = div. works.⑤ Refund will be issued.



Signed: Matt M. M.