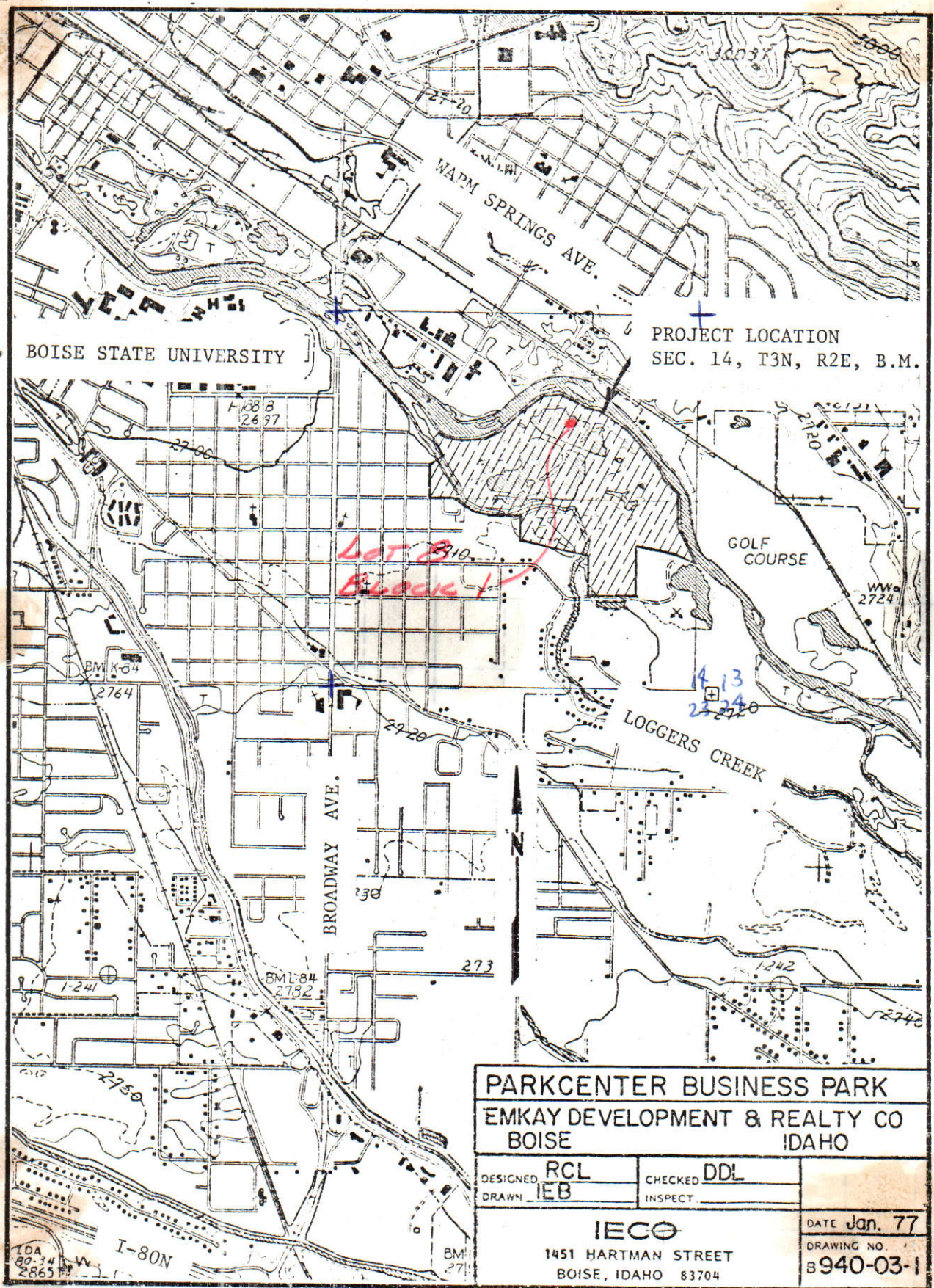


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

C. L. Reinder
(Applicant)
District Manager

Department of Water Resources
Western Regional Office

Melvin Madarista, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

Notice is hereby given that EMKAY DEVELOPMENT & REALTY CO., M-K Plaza 1, Boise, Idaho 83706, has on May 16, 1977, submitted Application No. 63-8866 for a permit to appropriate 6.48 cubic feet per second of water from a groundwater source by means of pumped well within the SW 1/4 NE 1/4 Sec 14 T3N-R2E B.M. Ada County, to be used from Jan. 1 to Dec. 31 for heating and cooling purposes and from Apr. 1 to Oct. 31 for the irrigation of 15.1 acres within the SW 1/4 NE 1/4 Sec 14 T3N-R2E B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705, on or before June 20, 1977.

C. STEPHEN ALLRED,
Director

Pub. June 2, 9, 1977

7840

Two insertions, beginning with the issue of June 2, 1977, and ending with the issue of June 9, 1977.

Subscribed and sworn to before me this 9th

day of June, 1977.

Notary Public for Idaho, Residing at Boise, Idaho

OK
6-20-77

UNPROFITABLE



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

OCT 12, 1982

ALBERTSON'S INC.,
P.O. BOX 20
BOISE, ID 83726

Re: 63-8866, 63-8867 & 63-8868

Dear CUSTOMERS:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐

A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

☐

A field examiner will contact you to arrange to examine your system.

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

Sincerely,

Judy Pense

Judy Pense
Secretary

MICROFILMED

OCT 09 1987

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-8866

Priority: May 16, 1977

Amount: .22 CFS

49.5 AFA

This is to certify, that ALBERTSONS INC.

250 PARKCENTER BLVD.

BOISE, ID 83706

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated May 16, 1977, and has submitted proof to the Department of Water Resources on June 28, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 1.97 cfs of water from a **GROUNDWATER** source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	03/15 to 11/15	.22 cfs	49.5 afa

LOCATION OF POINT OF DIVERSION(S): SWNE , Sec. 14, Township 3N, Range 2E
Ada County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
3N	2E	14	SWNE 11				11

Total number of acres irrigated: 11

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
5. 2 points of diversion located in SWNE, S14, T3N, R2E.
6. Place of use also known as Lot 8, (parcels 1 & 2) Block 1, Parkcenter Business Park.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 24TH day of SEPTEMBER, 1987.

MICROFILMED

Director

OCT 09 1987

Identification No. _____

Application No. 63-8866

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

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

1. Name of applicant EMKAY Development & Realty Co. Phone: 345-5000
post office address M-K Plaza 1, Boise, Idaho 83706

2. Source of water supply Groundwater which is a tributary of _____

3. a. Location of point of diversion is SW ¼ of NE ¼ of Section 14 Township T3N
Range R2E B.M. Ada County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Boise River or Injection Well at a point in SW ¼ of NE ¼ of Section 14 Township 3N Range 2E B.M. _____

4. Water will be used for the following purposes:

Amount .30 for Irrigation purpose from April 1 to Oct. 31 (both dates inclusive)

Amount 6.18 for Cooling & Heating purpose from Jan. 1 to Dec. 31 (both dates inclusive)

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

5. Total quantity to be appropriated:

a. 6.48 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pumped well

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is 10 inches; proposed depth of well is 40-600 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.

b. Estimated construction cost is \$5,000-50,000.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: SW ¼ of NE ¼ of Section 14 Township 3N
Range 2E B.M.

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: Heating & Cooling of Buildings

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
T3N	R2E	14			15.1														15.1

Total number of acres to be irrigated 15.1

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

9. a. Who owns the property at the point of diversion EMKAY DEVELOPMENT & REALTY CO.

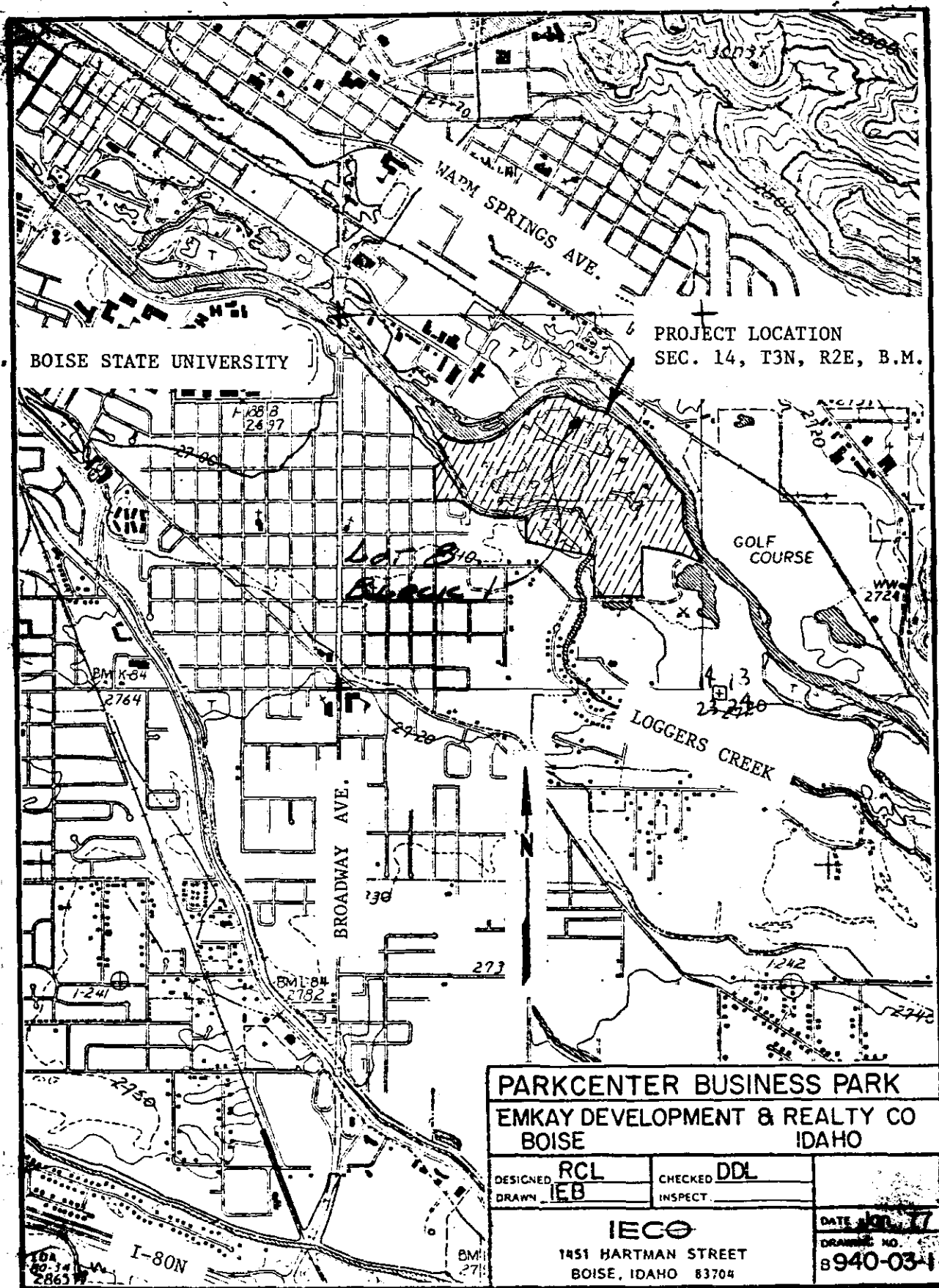
b. Who owns the land to be irrigated or place of use EMKAY DEVELOPMENT & REALTY CO.

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

10. Remarks

Lot 8 Block 1 Parkcenter Business Park.

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



Scale: 2 inches equal 1 mile

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

C. L. Winder
 (Applicant)
 District Manager

Proposed Priority 1/6 5/23/77 1/10/87 see advertisement
Received by W Date 5-16-77 Time 4:31
Preliminary check by WMM Fee \$ 75.00
Received by W Date 5-23-77 # 8008
Publication prepared by SP Date May 26, 1977
Published in Idaho Statesman
Publication dates June 2, 1977 + June 9, 1977
Publication approved _____ Date _____
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by WMM

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. 63-8866, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1982.

c. Other: _____

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

Witness my hand this 16 day of July, 1977.

[Signature]
Deputy Director

WATER RIGHT SPLIT
SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT C.F.S.
Original Permit	63-8866	Emkay Development & Realty Co.	6.48 cfs
Full Assignment	63-8866	Albertson's, Inc.	6.48 cfs

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State of Idaho
Department of Water Resources

RECEIVED

JUN 28 1982

ASSIGNMENT OF PERMIT

Department of Water Resources

I, Emkay Development & Realty Co., hereby assign to Albertson's, Inc.

of 250 Parkcenter Blvd., Boise, Idaho
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 63-8866
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 28th day of June, 19 82.

Emkay Development & Realty Co.
Permit Holder

By: D. Craig Yelverton
~~Spouse of Permit Holder~~ D. Craig Yelverton
Area Manager

State of Idaho)
County of Ada) ss.

On this 28th day of June, 19 82, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he ~~(she)~~ ~~(they)~~ executed the same.

seal

Carol L. Wood
Notary Public residing at

My commission expires:

Notary Public
My Commission Expires
Lifetime

Carol L. Wood
Boise, Idaho 83705

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RECEIVED
JUN 18 1964
Resources

Department of Water Resources
Western Regional Office

Melise Madarieta

Subscribed and sworn to before me this 9th
day of June, 1977.

Notary Public for Idaho, Residing at Boise, Idaho

OK
6-20-77

Drilling Permit No. 63-88-Z-159
Water Permit No. 63-8866
Injection Permit No. _____

State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*

RECEIVED

AUG 16 1988

Department of Water Resources

1. Applicant Albertson's Inc.
2. Address 250 Parkcenter Blvd.
Boise, ID 83706 Telephone (208) 385-6200
(X) Well Owner () Well Operator () Other, specify _____
3. Proposed well location SW 1/4 NE 1/4, or Gov't lot No. _____,
Sec. 14, Twp. 3N, Rge. 2E, County Ada,
Lot, block and subdivision Parkcenter Subdivision #1, Lot 8, Block 1
4. Proposed use of well: (Check all that apply)
() Domestic () Stockwater () Monitoring
(X) Irrigation () Industrial () Municipal
() Injection () Other, Specify _____
5. Well construction information:
() New well () Deepen (X) Replace
Proposed surface diameter 10 inch Maximum depth 55 feet
Anticipated bottom hole temperature:
() 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
6. Anticipated construction start date July 20, 1988
7. Well Driller (if known) Dennis Phipps
Address 2068 Bentley Meridian, ID 83642
8. Applicant's signature _____
Title _____
Date _____

* After other pre-requisite approvals have been obtained.

* Fee is \$10 for single family domestic. Other uses may be \$100 \$50 or \$10.

Red McK...

ACTION OF IDWR

(☒) Approved () Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.

SPECIFIC CONDITIONS:

Dated this 18 day of August, 1988.

Signed

Title

J. Reed
SECTION MANAGER
GROUNDWATER PROTECTION

Received by CP Fee \$100.00 Date 8/17/88

Receipt No. C002253 Construction start extension to _____

Extension approved by _____

WELL DRILLER'S REPORT

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.

9

[illegible]



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

July 29, 1988

Albertsons Inc.
P.O. Box 20
Boise, ID 83726

RE: Well Drilled in the
SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, T3N, R2E

Gentlemen:

Mr. Dennis Phipps has submitted a well driller's report for a well drilled for Albertsons at the above location in September 1987. I am not able to find a water right or drilling permit for this well.

Please either submit an application for appropriation and a drilling permit along with the fees or let me know what the water right and drilling permit numbers are and what the correct legal description is.

Thank you for your time.

Sincerely,

JOHN E. BEAL, Manager
Groundwater Protection Section

JEB:ldt(GP11-1.104)

CC: Dennis Phipps

Read 385-6383
-6383
McKay
Albertson

WR-
[63-8866]
Sept 3, 1987
Legal-
Not there?



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 4, 1988

Dennis Phipps
Dennis Phipps Well Drilling
2068 Bently Ave.
Meridian, ID 83642

RE: Albertsons Well Log, Sept. 1987
SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, T3N, R2E

Dear Mr. Phipps:

Please provide the following information for the enclosed well log.

- o Mark the location of the well on the enclosed map. Is the well in the SW $\frac{1}{4}$ SE $\frac{1}{4}$? Return the map to me.
- o Provide a name and mailing address for the person or company that had the well drilled.

Your quick response will be appreciated. Thank you.

Sincerely,

A handwritten signature in cursive script that reads "John E. Beal".

JOHN E. BEAL, Manager
Groundwater Protection Section

JEB:ldt(GP12-1.6)

Enclosures

September 28, 1987

ALBERTSONS INC.
250 PARKCENTER BLVD.
BOISE, ID 83706

RE: Permit No. 63-8866

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the
above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED
OCT 09 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

63-8866
Permit No.

1. **Measurement Calculations**

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

SEE Exam 63-8866 for calculations on pd No. 1 1.35 cfs
" " 63-8867 " " " " 20.62 cfs
Capacity → 1.97 cfs

b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{4.5 \times 11 = 49.5}$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{106.9}$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{49.5}$

c) Volume Calculations for Other Uses:

2. **Overlap Review** per VAX:

a) Other water rights with same place of use: NONE 63-0123B, 63-0185,
63-8870, 63-8861, 63-8867, 63-8868, 63-10305

b) Other water rights with same point of diversion: NONE 63-10305, 63-8867,
63-8868, 63-8870

c) Analysis: 63-0123B - Jacob's Canal Co., Boise River, use
63-0185 - Newe's Ditch Co., Boise River, R32
63-8870 - Recommended for relinquishment
(J.J. will correspond)
63-8861 - also being licensed - different system
63-8867 - "
63-8868 - being licensed
63-10305 - new permit, no proof - file in the
name of Boise City Parks Dept. - no
overlap per file

MICROFILMED

OCT 09 1981

30 day
(add 2nd wall)

7. Point(s) of Diversion: ✓

8. Place(s) of Use ✓

9. Recommended Conditions/Remarks: Place of Use also known as
Lot 8, (parcel 1 & 2) Block 1, PARK CENTER BUSINESS PARK.
2 P/D in SWNE, S14, T3N, R2E.
R32 MICROFILMED

OCT 09 1987

- allow priority date of 5/16/77 ← date app. was rec'd
in Dept. & date advertised -
10. Recommended Amendments
- ☐ Change P.D. as reflected above ☒ Add P.D. as reflected above ☒ None ~~as developed.~~
- ☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____
11. Examiner's Signature _____ Date _____
- Checked in Regional Office by _____ Date _____
- Approved in State Office by Kay Walker Date 6/16/87
- June 8-24-87

September 3, 1987

ALBERTSONS INC.
250 PARKCENTER BLVD.
BOISE, ID 83706

RE: Permit No. 63-8866

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED
OCT 09 1987

MEMORANDUM

TO: Files 63-8866/8867/8868/8869/8870

FROM: Jim Johnson

DATE: July 6, 1987

RE: Meeting with Reed McKay (Albertson's Inc.) & Dave Porter (J.A. Albertson & Alscott)

On this date, Jan Shurte and I met with the above referenced individuals to clarify water rights covering lands owned by Albertsons, Inc., J.A. Albertson and Alscott, Inc.

The purpose of the meeting was to verify which of the three (3) permits should be used to reflect the irrigation developed by Albertsons, Inc.

Background

Originally the land developer, Emkay Development & Realty Co., filed water permit applications for each lot within the "Parkcenter Business Park" subdivision. Later when the lots were sold, assignments were made to the lot owners.

Apparently, when Albertsons, Inc. bought Lot 8, Block 1, which contained approximately 15 acres, they planned to drill three wells to irrigate this parcel. Accordingly, thinking that a permit was required for each well, Emkay Development Co. assigned three permits to Albertsons, Inc., Permit Nos. 63-8866, 63-8867 & 63-8868.

When the field exam was made, the examiner found that two (2) wells (not 3) had been developed. Each well irrigated their "own" parcel and were not inter-connected.

Based upon the fact that three permits were owned by Albertsons and due to the fact that the legal descriptions were essentially the same, two field exams were prepared, one for each well; the third permit was recommended by the examiner to be cancelled.

A review of correspondence in the file will show the above.

Adjustments

Based upon the meeting, we confirmed that only one permit, 63-8866, should have been assigned to Albertsons, Inc. Albertsons only owns Lot 8, Block 1, covering about 15 acres. The two wells are used to irrigate this land.

Right 63-8867 is appurtenant to Lot 9, Block 1, and is owned by Alscott, Inc. Right 63-8868 is appurtenant to Lot 10, Block 1, and is owned by J.A. Albertson. Assignments were made during this meeting reflecting this ownership.

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OCT 09 1987

Page 2

In the meanwhile, field examinations had been made on Permits 63-8869 and 63-8870. Again it was determined that an error had been made as to the location of the lands irrigated. The exams covered land identified under Permits 63-8867 and 63-8868 and adjustments were made to the files.

MICROFILMED

OCT 09 1987

MEMORANDUM

TO: Files 63-8866/8867/8868

FROM: Jim Johnson

DATE: June 18, 1987

RE: Albertsons Water Rights

Summary

In 1977, Emkay Development Co. filed several water rights to cover the water development and use on lands that were subdivided in the area of Park Center.

Some of the subdivided land was purchased by Albertsons and water was in fact developed.

Emkay Development assigned Rights 63-8866/8867/8868 to Albertsons, Inc., who in turn filed the proof of beneficial use forms for these rights.

A field examination was conducted and the exam was forwarded to the State Office.

The exam showed that irrigation and domestic uses occurred on right 63-8866 and 63-8867, but had not occurred on 63-8868. The examiner attempted to get Albertsons, Inc. to withdraw Right 63-8868, but they declined and no further action was taken.

Consequently, the water right file did not reflect that an exam had been made and on 4/30/86 an exam fee notice was mailed. After no response was received, the lapse notice was sent on 4/30/87.

On May 27, 1987, the Department received a letter from Albertsons asking for more information to assist them in identifying the right.

Mr. Reed McKay also called in an attempt to follow-up on necessary action.

After several conversations with Reed, we concluded that the lot or place of use descriptions used on the three water rights when Emkay Development, Inc. filed them did not match the lot descriptions presently used. This difference has made it difficult to determine which water rights have actually had water developed under them.

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OCT 09 1987

Page 2

Reed has located a map which shows original lot descriptions and a meeting needs to be scheduled to compare the land found irrigated by the field examiner to determine how the three water rights overlay with the irrigated ground.

This meeting will be scheduled next week.

MICROFILMED
OCT 09 1987

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

groundwater
Irr. = .30 15.1 cfs
heating 6.18
total. 6.48

RECEIVED

JAN 26 1988

63-8866

Permit No.

CONTACT WITH PERMIT HOLDER

Department of Water Resources

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	jp 10/12/82	jp	no appt. made
☐ Telephone call made: (List Telephone No. used)	4/23/84 985-6313	JG	Contact LeRoy Knighton for exam (then Eugene Rhoads)
☐ Appointment scheduled for: (Date, time, location)	4/24/84 PARK CENTER BUS. PARK	JG	

EXAMINATION

Date 4/24/84 Accompanied by EUGENE RHODS Total Q measured .62 cfs CALC.
If source is surface water, estimate total flow of source GROUND MAINTENANCE
Methods of measurement CALCULATION Meets Permit requirements?

Measurement calculations:

$$\frac{20 \text{ HP} \times 8.8 \times .80}{155' + (20 \div .4333)} = \frac{140.8}{284.2} = .62 \text{ cfs}$$

$$7.5 \text{ AC} \times 4.5 \text{ AFA/AC} = 33.8 \text{ AFA/ANN} < .15 \times 1.98 \times 2130 \text{ YS} = 63.3 \text{ AFA/ANN.}$$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	20	SUMMERSED W/NO DATA ON PUMP						

System Description Well is 165' DEEP - PUMP 155' DEEP. SPRINKLER IRRIGATION
VIA UNDERGROUND SYSTEM W/POP-UPS.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = 4.5 AFA/Acre
Q (cfs) 0.15 cfs V (afa) 33.8 afa FROM 4-1 TO 10-31

USE
IRRIGATION 1 1/2 ACRES)
NO HTG. OR COOLING USES.

Remarks Only 7 1/2 acres being irrigated rather than 15.1 as
originally filed on.
Total 0.15 cfs 33.8 afa
MICROFILMED
OCT 09 1987

SEE AMENDED FIELD EXAM

GW
Irr. = .08 cfs 3.8 ac.
Heating = 1.56 cfs
total = 1.64 cfs

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED

JAN 26 1986

63-8867

Permit No. _____

63- 8866

CONTACT WITH PERMIT HOLDER

Department of Water Resources

REMARKS

- ☐ Appointment letter mailed: 10/12/82 jp no appt. made
- ☐ Telephone call made: 1/23/84 JP
(List Telephone No. used) 385-6313
- ☐ Appointment scheduled for: 1/24/84 JP
(Date, time, location) Parkcenter Bus. Park

EXAMINATION

Date 4/24/84 Accompanied by EUGENE RHOADS Total Q measured 1.35 cfs - Calc.

If source is surface water, estimate total flow of source

Methods of measurement	CALCULATED	Meets Permit requirements?
------------------------	------------	----------------------------

Measurement calculations:

$$\frac{30 \text{ HP} \times 8.8 \times .80}{35' + (30 \div .4333)} = \frac{140.8}{104.2} = 1.35 \text{ cfs}$$

$$4.5 \text{ aya} \times 3.8 \text{ acres} = 17.1 \text{ aya/acre} \quad .08 \text{ cfs} \times 1.98 \times 213 \text{ dyp} = 33.7 \text{ aya/acre}$$

[illegible]

System Description Well is 40' - Pump set at 35'. SPRINKLER IRRIGATION
VIA UNDERGROUND SYSTEM W/POP-UPS.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = 245 AFA/Acre

USE

Q (cfs)

V (afa)

FROM

TO

IRRIGATION: 38 ACRES
NO HEATING OR COOLING USAGE

.08 c/s

V (did)
17.1 AFA

FROM TO
4-1 10-31

Total

08c/s

17.1 AFA

Remarks

All of the 3.8 acres are located in the SWNE rather than in both the SWNE & SENE.

MICROFILMED

OCT 09 1987

SEE AMENDED FIELD EXAM

WATER RIGHT NUMBER 63-6266

OWNER LAST NAME - ENKAY DEVELOPMENT AND REALITY CO. FIRST NAME - ORIG OWNER - G
OWNER LAST NAME - ALBERTSONS INC. FIRST NAME - ORIG OWNER -
ADDRESS LINE 1 - 250 PARKCENTER BLVD. ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - BOISE STATE - ID ZIP CODE - 83706
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - PERMIT STATUS - PRIORITY - 05-23-1977 COUNTY - ADA TOTAL DIV. RATE - 6.4800 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - SWNE 14 03N 02E LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - 04-01 TO - 10-31 USE - IRRIGATION USE DIV. RATE - .3000 CFS USE DIV. VOLUME - .00 AFA
FROM - 01-01 TO - 12-31 USE - HEATING USE DIV. RATE - 6.1800 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 03N RND 02E SEC 14 TRACT SWNE LOT AC 15
DECREE NAME - DATE - TOTAL ACRES 15
REMARKS - AC. IRR.=15.1.
P/U LOT 8, BLK. 1, PARKCENTER BUSINESS PK.
NON IRRIG USE - G/HEATING & COOLING.
OTHER RIGHTS FOR SAME USE -
PROOF DUE - 07-01-1982 PERMIT/DENIED - 07-15-1977 PROTESTED - HEARING - OLD NO. -
PROOF MADE - P FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

VERIFIED JKN
4/18/85



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

OCTOBER 12, 1987

ALBERTSON'S INC,
P.O. BOX 20
BOISE, ID 83726

Re: 63-8866, 63-8867 & 63-8868

Dear CUSTOMER:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐

A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

☒

A field examiner will contact you to arrange to examine your system.

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

Sincerely,

Judy Pense

Judy Pense
Secretary

MICROFILMED

OCT 09 1987

July 7, 1982

Albertson's Inc.
P. O. Box 20
Boise, ID 83726

Gentlemen:

Re: Permit Nos. 63-8866, 63-8867 and 63-8868

This office acknowledges receipt of the assignments conveying the permits to you. The assignments have been entered into the department's records. A copy of each permit is enclosed for your records.

Also this office acknowledges receipt of the statements of beneficial use submitted for the permits. Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you or a representative may show him the system.

If you have any questions regarding the field examination, please contact our Western Regional office at 334-2190.

Sincerely,

RITA L. FLECK
Sr. Secretary

Enclosures

UNRECEIVED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this completed development to the extent shown below as a statement that the permit holder(s) of Permit No. 63-8866

Name(s) of Permit Holder: Albertson's, Inc.

Post Office Address: P. O. Box 20, Boise, ID 83726

LE Roy Knighton - 385-6313

Tel. No. 344-7441

Source of Water: Well (contact for field EXAM)

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 15.1 (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

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

June 28, 1982

Date

Albertson's, Inc.
My M. J. O. Knighton
Signature of Permit Holder

RECEIVED

10
TEN CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
1982

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138848

EMKAY DEVELOPMENT & REALTY CO.
M-K PLAZA ONE
BOISE, ID 83706

APRIL 30, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-8866 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JULY 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

RECEIVED
APR 30 1982

IDENT. NO. 63-8866

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

July 19, 1977

Re: Permit Nos. 63-8860 thru 63-8882

EMKAY Development and Realty Co.
M-K Plaza 1
Boise, ID 83706

Gentlemen:

Enclosed are copies of your approved Application for Permit Nos. 63-8860 thru 63-8882. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/cah

Enclosures

ENCLOSURE

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-8866

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

☐ Pre-permit exam
☐ Adjudication Claim
☐ Dam Construction
Papers Sent

(1) WWM 5/17/77

In form to receipt

(2) _____

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) _____

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant
☐ Request Dam Safety Information

(4) WWM 5/17/77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____ RNS

Other rights on the same place of use none platted

(10) _____

Comments: _____

(11) WWM OK

Affidavit of Publication received(date) 6-20-77

(12) _____

Final date for protests 6-20-77

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

NO Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W

By WWM Date 6-20-77



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

May 27, 1977

RE: SEE ATTACHED SHEET

63-8866

The Idaho Statesmen
Box 40
Boise, Idaho 83707

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

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

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before June 20, 1977.

Sincerely,

RECEIVED
JUN 21 1977

Bill submitted
6-20-77
y

PUBLISHED IN THE IDAHO STATESMEN, BOISE, IDAHO, on June 2, 1977 and June 9, 1977

NOTICE OF CLAIM TO A WATER RIGHT

63-4500 C. E. Harris

NOTICE OF APPLICATION FOR WATER PERMIT

63-8860	Emkay Development & Realty Co.
63-8861	Emkay Development & Realty Co.
63-8862	Emkay Development & Realty Co.
63-8863	Emkay Development & Realty Co.
63-8864	Emkay Development & Realty Co.
63-8865	Emkay Development & Realty Co.
63-8866	Emkay Development & Realty Co.
63-8867	Emkay Development & Realty Co.
63-8868	Emkay Development & Realty Co.
63-8869	Emkay Development & Realty Co.
63-8870	Emkay Development & Realty Co.
63-8871	Emkay Development & Realty Co.
63-8872	Emkay Development & Realty Co.
63-8873	Emkay Development & Realty Co.
63-8874	Emkay Development & Realty Co.
63-8875	Emkay Development & Realty Co.
63-8876	Emkay Development & Realty Co.
63-8877	Emkay Development & Realty Co.
63-8878	Emkay Development & Realty Co.
63-8879	Emkay Development & Realty Co.
63-8880	Emkay Development & Realty Co.
63-8881	Emkay Development & Realty Co.
63-8882	Emkay Development & Realty Co.
63-8883	Emkay Development & Realty Co.
63-8884	Emkay Development & Realty Co.
63-8885	Emkay Development & Realty Co.
63-8886	Emkay Development & Realty Co.
63-8887	Emkay Development & Realty Co.
63-8888	Emkay Development & Realty Co.
63-8894	Keith Wade
63-8903	Norman R. Cole
63-8910	Douglas A. &/or Mary Lee Wood

RECEIVED
JUN 10 1977

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that EMKAY DEVELOPMENT & REALTY CO.

M-K Plaza 1 Boise, Idaho 83706

has on May 16, 1977 submitted Application No. 63-8866

for a permit to appropriate 6.48 cubic feet per second ~~XXXXXX~~ acre feet

~~XXXXXX~~ of water from a groundwater source

by means of pumped well

within the SW 1/4 Sec 14 T3N-R2E B.M., Ada County

to be used from Jan 1 to Dec 31 for heating and cooling purposes and from

~~for~~ Apr 1 to Oct 31 for the irrigation of 15.1 acres

within the SW 1/4 Sec 14 T3N-R2E B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before June 20, 1977.

C. STEPHEN ALLRED

Director

Published in the The Idaho Statesman Boise, ID

June 2, 1977 and June 9, 1977

RECORDED
JUN 14 1977
IDAHO DEPT. OF WATER RESOURCES