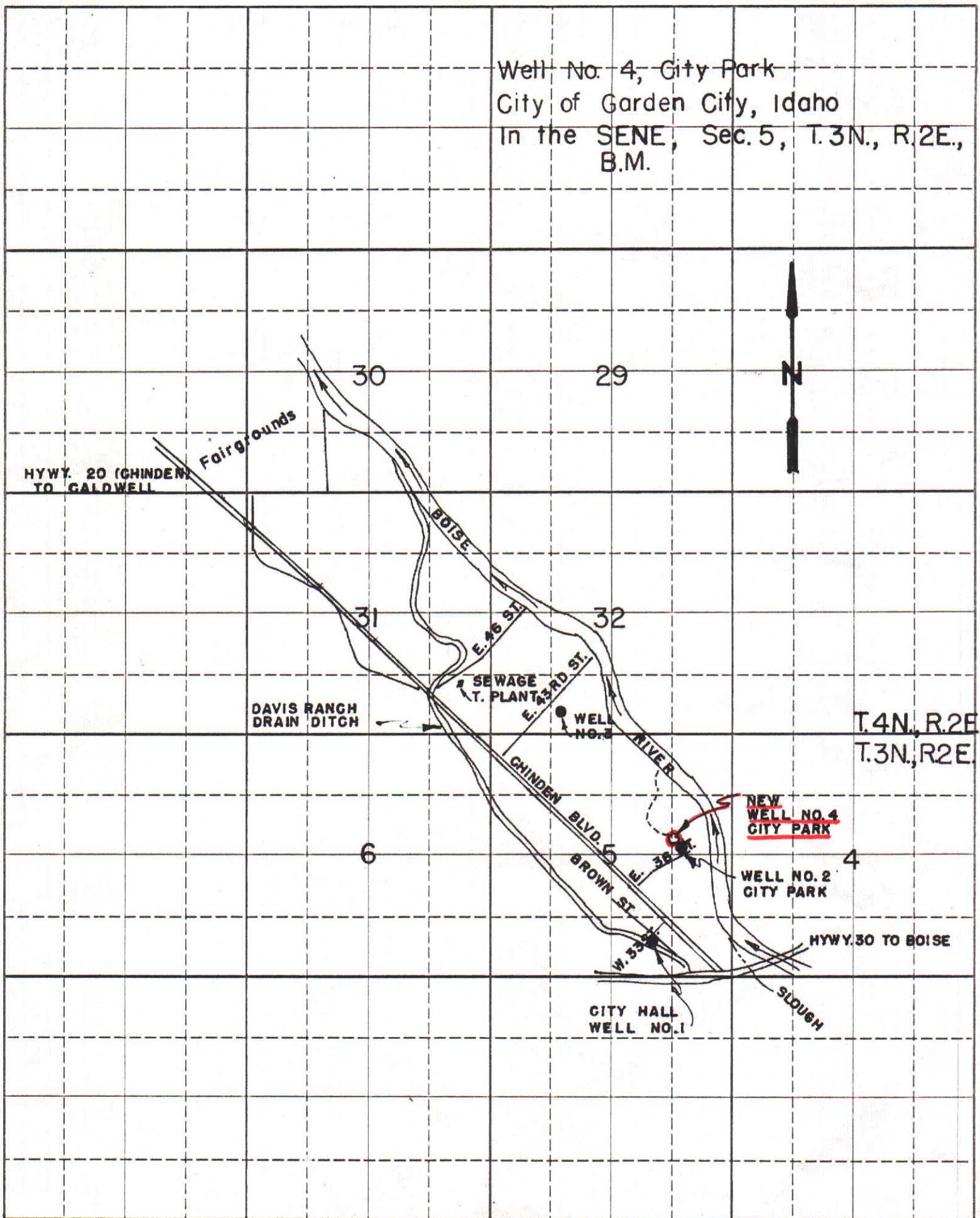


11. Map of proposed project:



Scale: 2 inches equal 1 mile

63 7805

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.

Pearl Stacy
Pearl Stacy, Garden City Clerk

THE CITY OF GARDEN CITY, IDAHO

(Applicant)

George Pritchard
George Pritchard, Mayor
Garden City, Idaho
Date: May 31, 1973

RECEIVED

JUN 29 1973

STATE OF IDAHO)
COUNTY OF ADA) ss.

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

Two ~~consecutive~~ insertions, beginning with the issue of June 14, 19 73, and ending with the issue of June 21, 19 73.

Patricia S. Witt

Subscribed and sworn to before me this 21st day of June, 19 73.

Jana A. Young

Notary Public for Idaho, Residing at Boise, Idaho

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that CITY OF GARDEN CITY, City Hall, 201 West 33 Street, Garden City, Idaho, has on June 1, 1973, submitted Application No. 63-7805 for a permit to appropriate 6 cubic feet per second of water from a groundwater source by means of municipal water system within the SE 1/4 NE 1/4, Sec. 5, T. 3 N., R. 2 E., B.M., Ada County to be used from Jan. 1 to Dec. 31 for domestic and fire protection purposes and from May 15 to Nov. 15 for the irrigation of 978 acres within the SW 1/4 SW 1/4, Sec. 4 (5 acres), NE 1/4 NW 1/4, NW 1/4 N 1/2 SW 1/4, SE 1/4 SW 1/4, SE 1/4 Sec. 5 (410 acres), E 1/2 NE 1/4, Sec. 6 (22 acres), all in T. 3 N., R. 2 E., B.M.; SW 1/4 NW 1/4, SW 1/4, SW 1/4 SE 1/4, Sec. 32 (154 acres), W 1/2 NE 1/4, SE 1/4 NE 1/4 NW 1/4, E 1/2 SW 1/4, Sec. 31 (357 acres), SE 1/4 SW 1/4, SW 1/4 SE 1/4, Sec. 30 (30 acres), all in T. 4 N., R. 2 E., B.M. If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before July 2, 1973.
R. KEITH HIGGINSON
Director
Pub. June 14, 21, 1973 971

63 7805

RECEIVED

JUL 24 1973

Department of Water Administration

STATE OF IDAHO)
COUNTY OF ADA) ss.

Marilyn A Connell

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

Two ~~consecutive~~ insertions, beginning with the issue of July 12, 1973, and ending with the issue of July 19, 1973.

Marilyn A Connell

Subscribed and sworn to before me this 20th day of July, 1973.

Jona A Young

Notary Public for Idaho, Residing at Boise, Idaho

NOTICE OF CORRECTION

Notice is hereby given that notice of Application for Permit No. 63-7805 in the name of the CITY OF GARDEN CITY was published in error on June 14, 1973 and June 21, 1973.

The place of use was advertised as being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4 (5 acres), NE $\frac{1}{4}$, NW $\frac{1}{8}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5 (410 acres), E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 6 (22 acres), all in T. 3 N., R. 2 E., B.M.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32 (154 acres), W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 31 (357 acres), SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30 (30 acres), all in T. 4 N., R. 2 E., B.M. WHEREAS, the actual place of use is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4 (5 acres), NE $\frac{1}{4}$, NW $\frac{1}{8}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5 (410 acres), E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 6 (22

LEGAL NOTICES

acres), all in T. 3 N., R. 2 E., B.M.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32 (154 acres), W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 31 (357 acres), SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30 (30 acres), all in T. 4 N., R. 2 E., B.M. Any protest against approval of this application must be filed with the Idaho Department of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83720, on or before July 30, 1973.

R. KEITH HIGGINSON,
Director
Pub. July 12, 19, 1973

142

OK
MP
7-24-73

63 7805

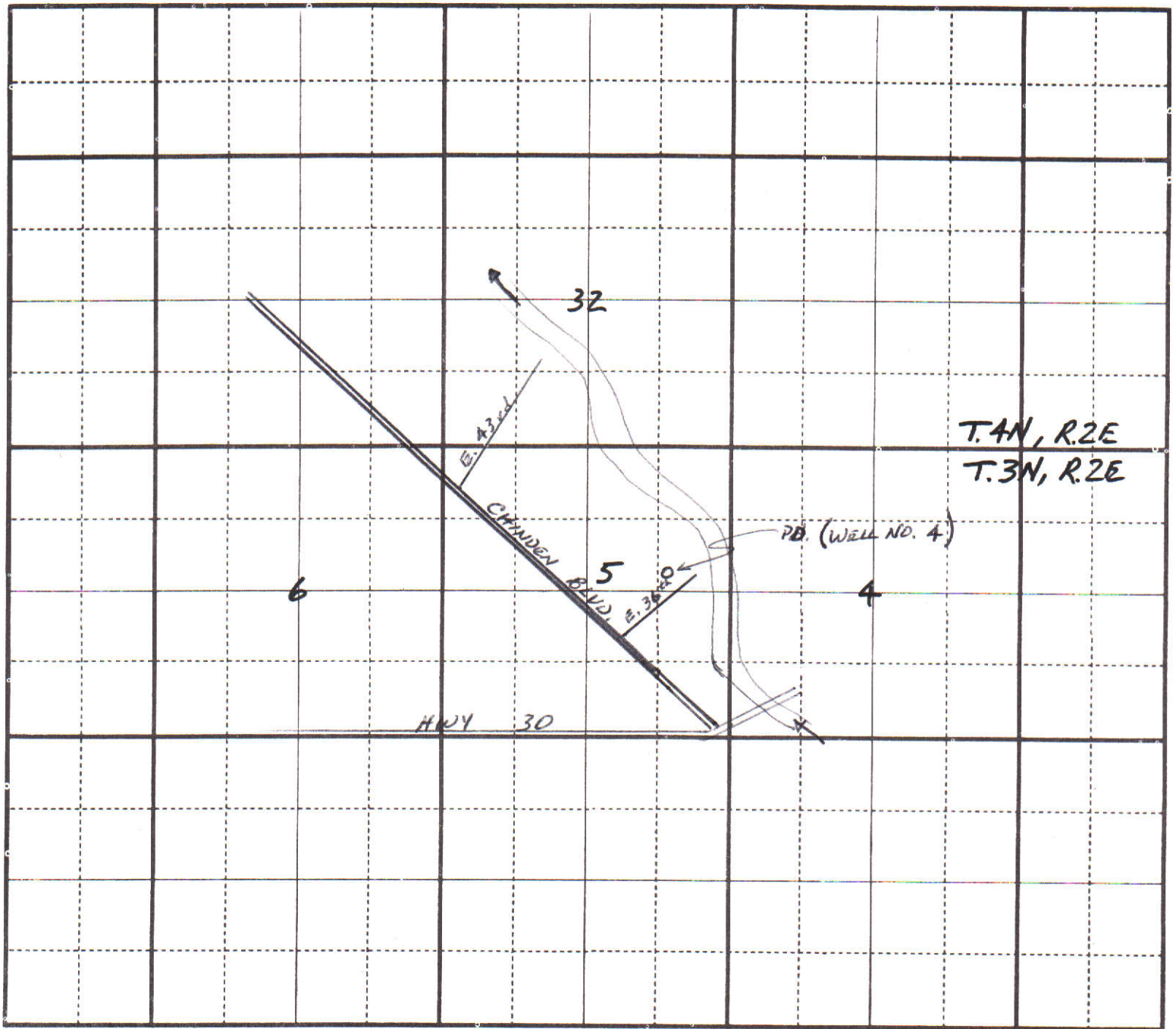


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7805 Priority June 1, 1973 Amount 1.11 cfs

THIS IS TO CERTIFY, that CITY OF GARDEN CITY
of Garden City, Idaho, has complied with the terms and conditions of Permit
No. 63-7805 issued pursuant to Application for Permit dated June 1, 1973,
and has submitted proof to the Department of Water Resources on August 21, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.11 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Municipal	from <u>January 1</u> to <u>December 31</u> at <u>1.11</u> cfs and <u>N/A</u>		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 1.11 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
N/A acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, Twp. 3N,
Rge. 2E, B.M. in the County of Ada

Description and location of place of use:

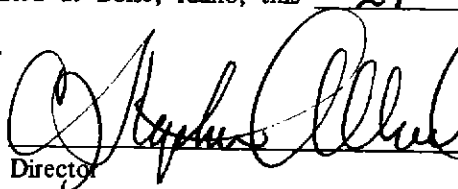
Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 24 day of
December, 19 79.


Director

Send copy of all correspondence to:
Carlyle W. Briggs, P.E.
Garden City Engineer
619 Grove Street
Boise, Idaho 83702
Tel. 343-3381

Identification No. _____
Application No. 63-7805

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT **APPROVED**

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

1. Name of applicant City of Garden City
post office address City Hall, 201 W. 33rd Street, Garden City, Idaho 83704
2. Source of water supply underground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 5 Township 3N
Range 2E B.M. Ada County; additional points of diversion if any: none
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 6.0 2.23 cfs for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 6.0 2.23 cfs for fire protection purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 6.0 2.23 cfs for irrigation purpose from May 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 6.0 2.23 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Present municipal water system
- b. Height of storage dam none 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 12 inches; proposed depth of well is 390 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 \$ 40,000.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. City Limits of Garden City, Idaho
(2) Amount of power to be generated: none hp under _____ feet of head.
(3) List number of each kind of livestock to be watered none known
- (4) Name of municipality to be served City of Garden City, or number of families to be supplied with domestic water _____.
- (5) If water is to be used for other purposes describe: Municipal, which includes domestic, fire protection, household, commercial, industrial, sprinkling irrigation, etc.

63 7805

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	2E	4	-	-	-	-	-	-	-	-	-	-	5	-	-	-	-	-	5
3N	2E	5	2	30	40	24	40	40	25	40	25	1	-	5	40	40	20	38	410
3N	2E	6	20	-	-	2	-	-	-	-	-	-	-	-	-	-	-	-	22
4N	2E	32	-	-	-	-	-	-	15	-	20	38	40	38	-	-	3	-	154
4N	2E	31	-	20	40	40	40	40	10	30	10	-	-	1	40	40	10	36	357
4N	2E	30	-	-	-	-	-	-	-	-	-	-	-	25	-	-	5	-	30

Total number of acres to be irrigated 978

c. Describe any other water rights used for the same purposes City Hall Well No. 1, Permit No. G-22310, Priority Aug. 4, 1951, 1.15 CFS (516 GPM); City Park Well No. 2, Permit No. G-22601, Priority Feb. 13, 1952, 1.5 CFS (673 GPM); E. 43rd & Adams Well No. 3, Permit No. 27271, Priority Feb. 28, 1958, 3.56 CFS (1,598 GPM)

9. a. Who owns the property at the point of diversion Garden City
b. Who owns the land to be irrigated or place of use the public represented by Garden City
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing City of Garden City is a municipal corporation representing the citizens and water users of Garden City.

10. Remarks This application is for water in addition to water obtained in above listed water permits and licenses, and is required to provide for increasing population demands upon the municipal water supply and distribution system of the City of Garden City, Idaho

Proposed Priority 6-1-1973

Received by KHF Date 6/1/73 Time 4:40 PM

Preliminary check by KHF Fee \$ 75.00

Receipted by ju Date 6-1-73 Rec L# 10564

Publication prepared by MP Date 6-7-73

Published in Idaho Statesman, Boise, Id.

Publication dates 6-14 & 6-21, 1973

Publication approved _____ Date _____

Priority reduced to _____ Reason _____

Protests filed by: Boise Water Corporation

500 Idaho St., P.O. Box 7488

Boise, Idaho 83707

Copies of protests forwarded by MP

Hearing held by _____ Date _____

Recommended for approval denial by KHR # 1/88

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7805, 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 October 1, 19 78.

c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works. Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use. Maximum rate of diversion shall not exceed 2.23 cfs.

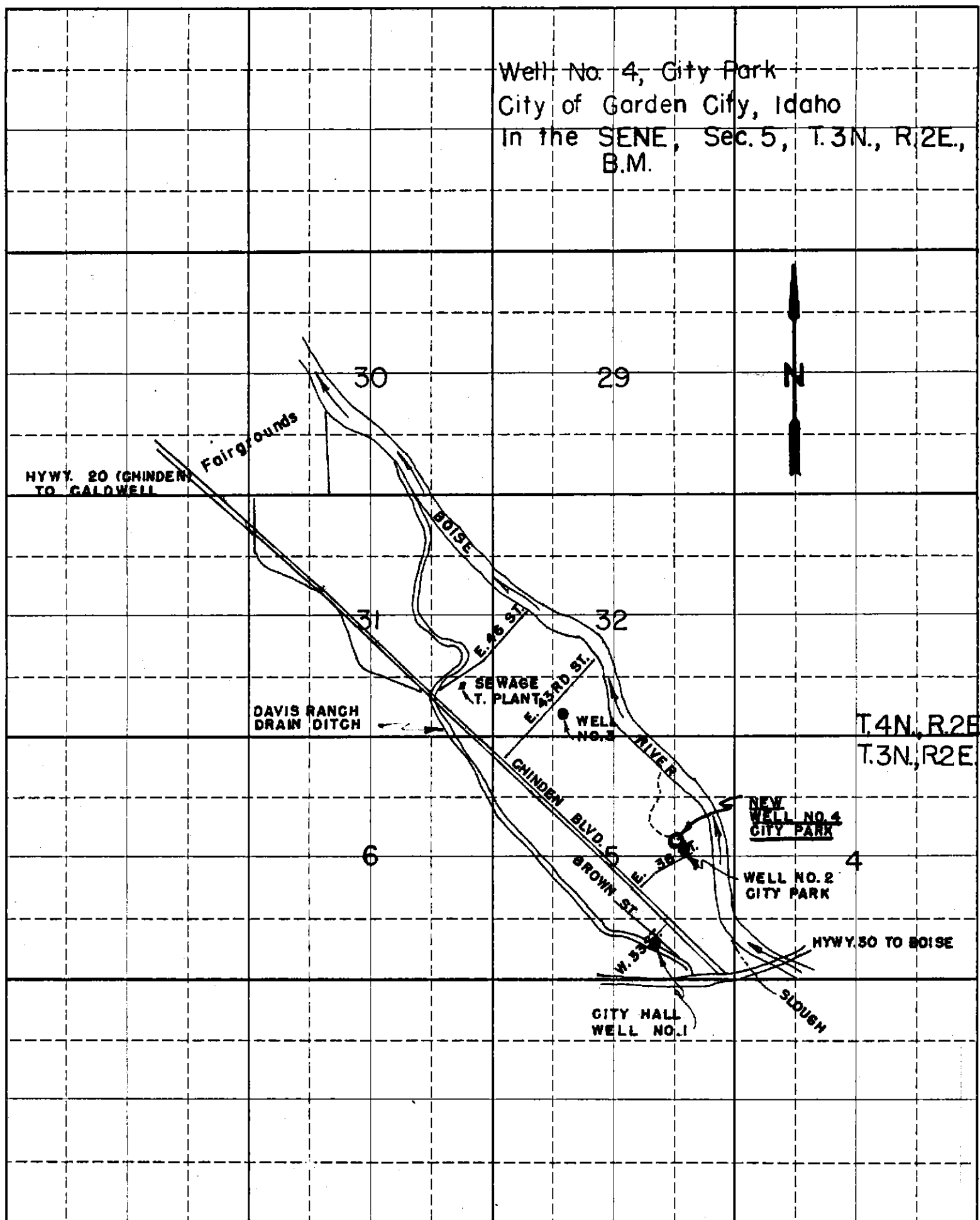
2. Denial of said application is for the following reasons: _____

Witness my hand this 10th day of October 19 73.

L. Karl Hjort
Director

63 7805

11. Map of proposed project:



Scale: 2 inches equal 1 mile

63 7805

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.

Pearl Stacy
Pearl Stacy, Garden City Clerk

THE CITY OF GARDEN CITY, IDAHO

George Pritchard
(Applicant) George Pritchard, Mayor
Garden City, Idaho
Date: May 31, 1973

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	LEB	7/1/73	Application No. <u>63-7805</u> Name <u>Garden City</u>
(2)	LEB	7/1/73	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use <u>reduction in amount.</u> ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/ ☒ Place of Use ☒ Map ☒ Fee
(3)	LEB	7/1/73	Send copies to: ☒ Idaho State Health Department <u>OK</u> ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	LEB	7/1/73	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	LEB	7/1/73	In form for advertising <u>yes</u> <u>OK LEB 6/1/73</u>
(6)	MP	7-24-73	Affidavit of Publication received <u>OK</u>
(7)			Final date for protests <u>Protest from Boise Water Corporation 6-28-73</u> Protests received: yes <u>X</u> no <u> </u>
(8)			Date and Place of hearing <u>9/26</u> Decision reached at hearing <u>reduction in amount</u>
(9)			Located within Water District No. <u> </u>
(10)	CB	10/2/73	Critical groundwater area: yes <u> </u> no <u>✓</u>
(11)	CB	10/2/73	Groundwater levels: ☐ Decline (comment) <u> </u> ☒ Stable (comment) <u> </u> ☐ Increasing (comment) <u> </u>
(12)			Comments: <u> </u>
(13)	CB	10/2	Action recommended: ☒ Approve Priority <u>6/1/73</u> ☐ Deny Reason for Reduction <u> </u>
	CB	10/2	See attached sheet for conditions of approval
			No conditions for approval
(14)			District <u>Western</u> By <u>Ken Felt</u> Date <u>10/2</u> Title <u>WDE</u>

63 7805

1973

RECOMMENDEDCONDITIONS OF APPROVAL

- ☒ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☒ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☒ Maximum rate of diversion shall not exceed 2,23 c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____

JUL 24 1973

Department of Water Administration

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

Two ~~consecutive~~ insertions, beginning with the issue of July 12, 1973, and ending with the issue of July 19, 1973.

Marilyn A. Connelley

Subscribed and sworn to before me this 20th
day of July, 19 73.

Iona A. Young

Notary Public for Idaho, Residing at Boise, Idaho

63 7805

OK
mm
7-24-73

WATER RIGHT NUMBER 63-7805

OWNER LAST NAME - CITY OF GARDEN CITY

FIRST NAME - ORIG OWNER -

ADDRESS LINE 1 - CITY HALL

ADDRESS LINE 2 - 201 E. 50TH ST.

ADDRESS LINE 3 -

CITY - GARDEN CITY

STATE - ID ZIP CODE - 83704

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 06-01-1973 COUNTY - ADA

TOTAL DIV. RATE - 1.1100 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SENE 05 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 - 01-01 TO - 12-31 USE - MUNICIPAL

USE DIV. RATE - 1.1100 CFS USE DIV. VOLUME - .00 AFA

USE -

PLACE OF USE - TWN RNG SEC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS - P/U WITHIN CITY LIMITS OF GARDEN CITY.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROGF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED J G**5/30/85**

IDENT. NO. 63-7805

WATER RIGHT
DATA ENTRY LOG

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

December 28, 1979

City of Garden City
City Hall, 201 E. 50th St.
Garden City, ID 83704

Gentlemen:

RE: Permit No. 63-7805

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

UNRECORDED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

December 5, 1979

Re: Permit No. 63-7805

City of Garden City
City Hall, 201 E. 50th St.
Garden City, ID 83704

Dear Sirs:

A representative of this Department made an examination of the works covered by your Permit No. 63-7805 on April 23, 1979, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.11 cfs Source: groundwater

The maximum quantity diverted shall not exceed N/A acre feet per year.

Point of diversion: SE 1/4, Sec. 5, Twp. 3N, Rge. 2E, B.M. *

Beneficial use: Municipal use within the City of Garden City, Idaho.

Priority date established: June 1, 1973

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

MICROFILMED

TOTAL ACREAGE

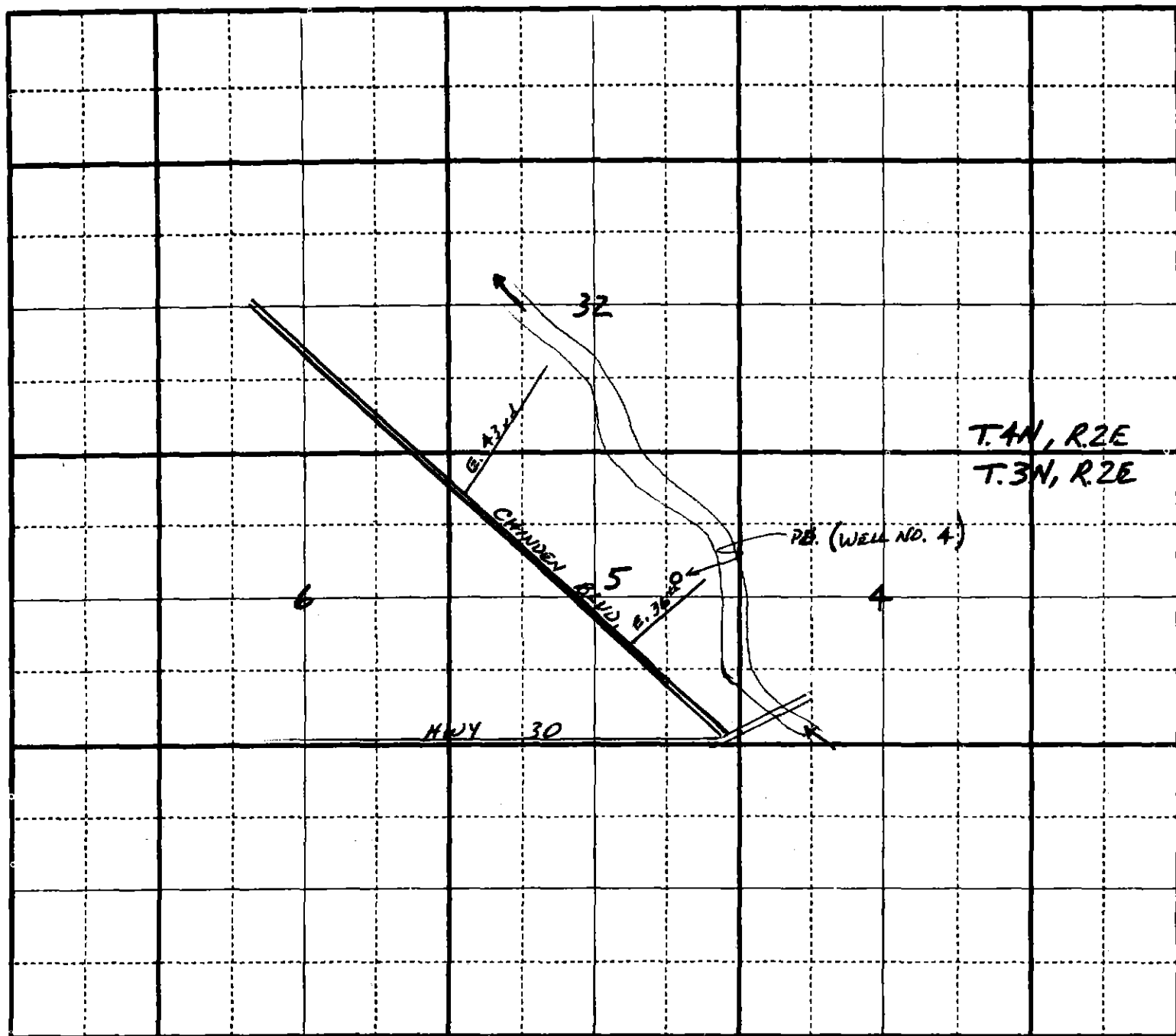


Diagram of System

DATE OF EXAM 4/23/79

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
MUNICIPAL 1.11 cfs from 1/1 to 12/31

Is water co-mingled? yes _____ no ☒

Name source: GROUNDWATER
twp. 3N N/S, Rge 2E E/W, B.M., Sec. 5, Sub. SE 1/4 N/E 1/4 ADA
County

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County

Total Q measured 500gpm Method of measurement DIRECT MEASUREMENT

Total Q recommended 1.11 cfs Meter No. 76-9-283 Type McCrone Condition Good

Total V recommended N/A

Recommended Amendments:

P.D. _____
Place of Use _____
Other CHANGE OF NATURE OF USE TO MUNICIPAL FROM DOM, FIRE PROT., & IRRIG.
None _____

MEASUREMENT CALCULATION:

500gpm (1.00228) = 1.11 cfs

SYSTEM DESCRIPTION:

50 psi, 500 gpm
75 hp U.S. MOTOR PUMP, SERIAL NO. 116198
16" X 391' WELL DIRECT INTO MUNICIPAL SYSTEM

REMARKS:

Garden City is a incorporated city, therefore, the use is
all being changed to municipal use.

Examiner's Signature Charles W. Boyer Jr Date 4/23/79

Checked by DBS Date 4/24/79

Approved by _____ Date _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

October 6, 1978

City of Garden City
City Hall
201 W. 33rd St.
Garden City, ID 83704

Gentlemen:

Re: Permit No. 63-7805

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Boise.

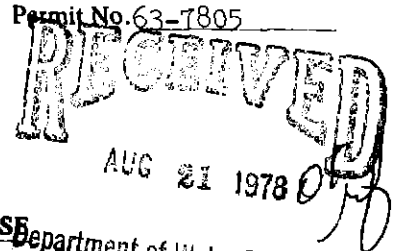
Sincerely,

RITA FLECK
Water Rights

MICROFILMED

Identification No. _____

Permit No. 63-7805



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
Department of Water Resources

1. a) Name of Permit Holder City of Garden City
b) Post Office Address City Hall, 201 E. 50th Street, Garden City, Idaho 83704
2. Permit Number 63-7805
3. Date of Priority that you are prepared to establish June 1, 1973
4. a) Source from which water was appropriated Underground water
b) Location of the point of diversion: S.E. ¼ N.E. ¼, Section 5
Township 3 N., Range 2 E. Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 2.23 cfs for domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 2.23 cfs for fire protection purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 2.23 cfs for irrigation purposes from May 15 to Nov. 15 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 2.23 cfs cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Main line totalizing meter installed at pump outlet.
Carlyle W. Briggs, P.E., Garden City Engineer
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
b) Describe the agreement or understanding by which you take water from the works:
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Subterranean source, 75 HP electric motor and deep well vertical turbine pump, 16 inch dia. casing x 391 feet depth, into Garden City municipal water distribution pipeline system.
b) Describe the type and size of measuring device which you have installed at your point of diversion:
8 inch dia. turbine measuring wheel type water meter, with totalizing register reading in gallons, in pump discharge line.
c) Give well driller's name and address and the date the well was completed:
Russel Cowe Drilling Lic. No. 65, 1514 Longmont Avenue, Boise, Idaho
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Municipal use within the Garden City water system area.

Exam typed 10/6/78

Rita

CARLYLE W. BRIGGS
CONSULTING ENGINEER

CIVIL
DESIGN, APPRAISALS
INVESTIGATIONS, REPORTS
CONSTRUCTION, SUPERVISION

MUNICIPAL WATER SUPPLY
IRRIGATION AND DRAINAGE
HYDRAULIC INSTALLATIONS
SEWERS AND SEWAGE

ROADS-STREETS-AIRPORTS

STRUCTURES OF CONCRETE,
TIMBER, EARTH AND ROCK

BRIGGS ENGINEER BUILDING
619 GROVE STREET
TELEPHONE (208) 343-3381
BOISE, IDAHO 83702

August 18, 1978

BRIGGS and ASSOCIATES
Consulting Engineers
ESTABLISHED 1921

REGISTERED:
IDAHO, OREGON, WASHINGTON,
UTAH, NEVADA

MINING-GEOLOGY

MECHANICAL

LAND PLANNING
RESIDENTIAL SUBDIVISIONS
COMMERCIAL AND
INDUSTRIAL SITES

Rita Fleck, Water Rights
State Office
Idaho Dept. of Water Resources
373 W. Franklin Street
Boise, Idaho 83720

RECEIVED
AUG 21 1978

Department of Water Resources

Dear Ms. Fleck:

Subject: Permit No. 63-7805 - Proof of Beneficial Use
Garden City, Idaho - City Park Well No. 4

Enclosed herewith is the original executed Form No. 42-217, 1-18-1978, as requested in your letter of 7-31-78.

Please Contact me if you need any further information.

Very truly yours,

Carlyle W. Briggs
Carlyle W. Briggs, P.E.
Garden City Engineer

cc: Mayor Eld
G. City Clerk
G. City Atty.

encl: Form 42-217

NOT RECORDED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

CERTIFIED MAIL

July 31, 1978

138955

Re: Permit No. 63-7805

Carlyle W. Briggs
Garden City Engineer
619 Grove Street
Boise, ID 83702

Dear Mr. Briggs:

One of the conditions of approval of your water Permit No. 63-7805 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before October 1, 1978. Enclosed is an affidavit form which must 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 affidavit 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.

RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED

REPORT OF WELL DRILLER
State of Idaho

RECEIVED
AUG 7 1968

Department of Reclamation

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

WELL OWNER:
Name Boise Water Corp

Address Box 7488 Boise

Owner's Permit No. Ada 83707

NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: Domestic use

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other also used for pumping (explain)

CASING SCHEDULE: Threaded ☐ Welded ☒

24" Diam. from 0 ft. to 134 ft.

26" Diam. from 134 ft. to 281 ft.

20" Diam. from 6 ft. to 281 ft.

10" Diam. from 248 ft. to 653 ft.

Thickness of casing: 375 Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)
PERFORATED? Yes ☐ No ☒ Type of perforator used: No perforation

Size of perforations: " by "
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes ☒ No ☐

Manufacturer's name

Type Johnson Model No. Blank

Diam. 10 Slot size 40 Set from 573 ft. to 423 ft.

Diam. 40 Slot size 40 Set from 353 ft. to 393 ft.

CONSTRUCTION: Well gravel packed? Yes ☒
No. ☐ size of gravel 1/2 to 1/4 Gravel placed from 248 ft. to 653 ft. Surface seal provided? Yes ☐ No ☐ To what depth? ft. Material used in seal: Lead packer

Did any strata contain unusable water? Yes ☐

No. ☒ Type of water:

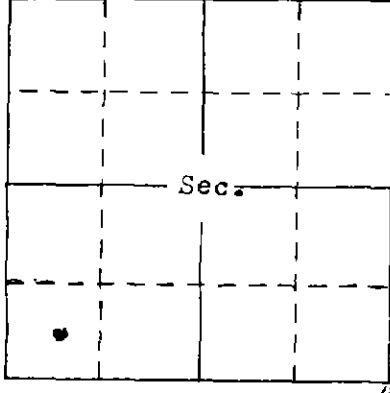
Depth of strata ft. Method of sealing strata off: 24 pipe to 134 ft

Standard 2 1/2 inch pipe

Surface casing used? Yes ☒ No ☐

Cemented in place? Yes ☐ No ☒

Locate well in section



63 7805

LOCATION OF WELL: County Ada

SW 1/4 Section 4 T. 3 (N) S. R. 2 (E) W

Use other side for additional remarks

Idaho 21 well

Between Bow Rice Ford & Boise River

Boise Ida

all S.H.S.

Size of drilled hole: 24" Total depth of well: 653 Standing water level below ground: Temp. 63 Fahr. Test delivery: 1600 gpm or cfs Pump? ☒ Bail ☐ Size of pump and motor used to make test: 12" Torque Length of time of test: 8 Hrs. Min. Drawdown: 120 ft. Artesian pressure: ft. above land surface Give flow cfs or gpm. Shutoff pressure: Controlled by: Valve ☐ Cap ☐ Plug ☐ No control ☐ Does well leak around casing? Yes ☐ No ☒

DEPTH FROM FEET	TO FEET	MATERIAL	WATER YES OR NO
0	10	land & gravel	
10	58	land & gravel	
58	108	small sand & gravel	
108	133	heavy brown sand	
133	205	black clay	
205	225	sand	
225	295	blue clay	
295	356	string of sand	
356	425	blue clay & sand	
425	450	blue clay & sand	
450	525	blue clay	
525	533	blue clay	
533	565	gray sand	
565	617	gray sand small gravel	
617	653	string of sand & clay	
653		sandy clay	
		bottom of well	
		1053	
		1 lead packer	
		10" (18) to 2000	
		at 248 ft	
		Cement in bottom of	
		black pipe below 110"	
		well screens	
		Well may be drilled	
		Deeper into off main	
		well is pumping	
		now 1150 ft ph	
		at total 147-190 ft	

Work started: Jan 31 1968

Work finished: June 24 1968

Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.

Name: A E Horvath

Address: RE 5ampa 9da

Signed by: A E Horvath

License No. 5201 Date: July 1 1968

JB

October 11, 1973

Re: Permit No. 63-7805

City of Garden City
City Hall,
201 W. 33rd Street
Garden City, Idaho 83704

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 63-7805. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

cc: Carlyle W. Briggs, P.E.

63 7805

UNRECORDED

KENNETH G. BERGQUIST
ATTORNEY AT LAW
POST OFFICE BOX 1775
BOISE, IDAHO 83701

314 EASTMAN BUILDING
TELEPHONE (208) 343-4888

September 26, 1973

30F
KMT

Mr. Bobby D. Fleenor
Idaho Department of
Water Administration
614 State Street
Statehouse - Annex 2
Boise, Idaho 83720

Re: Application for Permit No. 63-7805
by City of Garden City

Dear Mr. Fleenor:

This will confirm the agreement reached between the applicant and the protestant, Boise Water Corporation, at the hearing on the above referenced application today.

Upon amendment of the application by the applicant to reduce the quantity of water requested from 6.0 cfs to 2.23 cfs (1,000 gpm) to be pumped only from one well, that being the applicant's proposed new city park well no. 4, and acceptance of the amendment by the Department, Boise Water Corporation hereby withdraws its protest filed to the application.

Very truly yours,


KENNETH G. BERGQUIST

KGB/ca

cc: Dave Samuelson, City Attorney
Boise Water Corporation

63-7805

63-7805 - City of Garden City

Department of Water Administration, 614 State Street, Boise, Idaho

September 26, 1973 - 10:00 am

ROSTER OF ATTENDANCE

<u>Name</u>	<u>Address</u>	<u>Representing</u>
Carlyle W. Briggs, P.E.	619 Grove St.	Garden City
Dave Samuelson	1110 Bank of Idaho	" "
Ken Dergagnier	314 Eastman Bldg	Boise Water Corp.
L. Glen Saxton	P.O. Box 1775	Water Admin
John S Anderson	500 Idaho St	Boise Water
	P.O. Box 7488	Corp. - Vice Pres
Bob Walter	"	BOISE WATER
Madeline R. Briggs	619 Grove	DISTRICT ENGR

63-7805

63 7805

Boise Water Corporation

SUBSIDIARY OF GENERAL WATERWORKS

500 IDAHO STREET • POST OFFICE BOX 71488
BOISE, IDAHO 83707

June 27, 1973

RECEIVED

JUN 28 1973

Department of Water Administration

Idaho Department of Water Administration
Statehouse
Boise, Idaho 83720

Attention: R. Keith Higginson, Director

Subject: Protest of Application for Water Permit No. 63-7805

Gentlemen:

The Boise Water Corporation protests the application for a water permit by the City of Garden City under Application No. 63-7805, date of application June 1, 1973, to appropriate 6 cubic feet per second of water from a groundwater source by means of a municipal water system within the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 5, T. 3N., R. 2E., B.M., Ada County.

Boise Water Corporation presently has 3 wells in close proximity of the applicant's application for Water Permit No. 63-7805. These wells have identification numbers as follows:

No. 20118	Arctic St. Well	4 Cfs.	2.14
No. 63-7204	Arctic St. Well #2	5 Cfs.	5.0
No. 63-7067	Idaho St. Well	6 Cfs.	7.0
		15 Cfs.	

To our knowledge, the applicant has not completed a groundwater study, nor have they requested any information from Boise Water Corporation as to the water levels or production from our wells when we have them in operation. The Boise Water Corporation has noticed an influencing affect from one to the other of our wells. With the close proximity of this application for a new well, we feel there would be an influencing affect on our wells.

If we can be of assistance in providing information for this study we would be most happy to do so, but feel without this knowledge we would have to go on record as protesting the application.

Very truly yours,

BOISE WATER CORPORATION

John S. Anderson
District Manager

JSA:h

63 7805

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.



Show to whom, date and address
where delivered



Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

43963

1

2

City of Garden City
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SEP 18 1973

3

Walter L. ...
SHOW WHERE DELIVERED (*only if requested*)

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS



PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

68 7805

POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.



RETURN
TO

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐ Show to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

43964

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

9-18-73

SHOW WHERE DELIVERED (*only if requested*)

3

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**



PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

63

POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

**RETURN
TO**

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.



Show to whom, date and address
where delivered



Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

43965

1

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

2

DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

SEP 18 1973

3

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**



POSTMARK OF DELIVERING OFFICE

63

7805

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.



**RETURN
TO**

**DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707**

NAME AND
ADDRESS
OF SENDER

Indicate type of mail

☐

INSURED

☐

C. O. D.

☐

CERTIFIED

Affix stamp here if issued as
certificate of mailing or for
additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSE- MENT ¹	R. R. FEE	S. D. FEE	S. H. FEE ²	RESTRICTED DELIVERY FEE Remarks
1									
2	43965 City of Garden City City Hall 30 W. 33 St. Garden City								63-705
3	43964 Carlyle Briggs, 6140 Ave. B, Bklyn								"
4	43965 Lowe Paper Corp. 500 4th Ave. Bklyn								"
5									
6									
7									
8									
9									
10									
11									
12	Sent certified mail on 9-17-73								
13									
14									
15									
16									
17									
18									
19									
20									
TOTAL NUMBER OF PIECES LISTED BY SENDER		TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE		POSTMASTER, PER (Name of receiving employee)		¹ Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid—This Side Up." ² Special-handling charges apply only to third- and fourth-class parcels. Special-delivery service also includes special-handling service.			

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval)	
of Application for Permit No. 63-7805)	
in the name of CITY OF GARDEN CITY)	NOTICE OF HEARING
_____)	AND/OR CONFERENCE

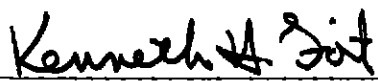
On June 1, 1973, City of Garden City filed with the Department of Water Administration an application to appropriate the public waters of the State of Idaho. On June 28, 1973, the Department received a protest against approval of said application from Boise Water Corporation.

The Department has set the matter of protest for hearing and/or conference for Wednesday, September 26, 1973, at 10:00 a.m., in the conference room of the Idaho Department of Water Administration, 614 State Street, Boise, Idaho. The hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Administration. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 17th day of September, 1973.



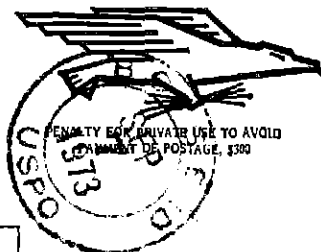
KENNETH H. FOIT, P. E.
Western District Engineer

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

63 7800

POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.



RETURN
TO

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.



Show to whom, date and address
where delivered



Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

43960

1

Garden City

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT (IF ANY)

DATE DELIVERED

3

City of Garden City

SHOW WHERE DELIVERED (*only if requested*)

7505

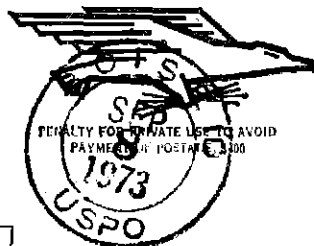
SEP

df

7 1973

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

63 7805



POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

**RETURN
TO**

**DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707**

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐ Show to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

43962

1

Terry Goodrich

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

68 2805

DATE DELIVERED

SEP 7 1973

3

SHOW WHERE DELIVERED (*only if requested*)

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS



PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

63 7805

POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

 **RETURN
TO**

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.



Show to whom, date and address
where delivered



Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

43961

1

Carlyle W. Benjamin

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

W. Benjamin

DATE DELIVERED

9/7/73

3

SHOW WHERE DELIVERED (*only if requested*)

63-7805

dp

NAME AND
ADDRESS
OF SENDER

Indicate type of mail:
☐ REGISTERED ☐ REGISTERED C.O.D.
☐ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	POSTAGE	FEE	R. R. FEE	REST. DEL. FEE	ACTUAL VALUE	SURCHARGE	REMARKS
1 43960	City of Jordan City, City Hall, 201 W 33 St. Jordan City							63-7805
2 43961	Carlisle Buggs, 619 Shore St. Boise, Idaho							" "
3 43962	Boise Water Corp., 500 Idaho, Boise, Idaho							" "
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
15								
16								
17								
18								
19								
20								

TOTAL NO. OF PIECES LISTED BY SENDER

TOTAL NO. OF PIECES REC'D AT P. O.

POSTMASTER, PER (Name of receiving employee)

*Show under "Remarks" class postage paid if other than first or if international

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

In the Matter of Protest Against Approval)
of Application for Permit No. 63-7805)
in the name of CITY OF GARDEN CITY)

NOTICE OF HEARING

On June 1, 1973, City of Garden City filed with the Department of Water Administration an application to appropriate the public waters of the State of Idaho. On June 28, 1973, the Department received a protest against approval of said application from Boise Water Corporation.

The Department has set the matter of protest for hearing for Monday, September 17, 1973, at 1:30 p.m., in the conference room of the Idaho Department of Water Administration, 614 State Street, Boise, Idaho. The hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Administration. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 6th day of September, 1973.


KENNETH H. FOIT, P. E.
Western District Engineer

63 7805

63 7805

STATE OF IDAHO
DEPARTMENT OF ENVIRONMENTAL AND COMMUNITY SERVICES

Cecil D. Andrus
Governor

Statehouse
Boise, Idaho
83720

James A. Bax
Administrator

Environmental Services
July 6, 1973

KHR

Kenneth H. Foit, P. E.
Western District Engineer
Department of Water Administration
614 State Street
Statehouse - Annex 2
Boise, Idaho 83707

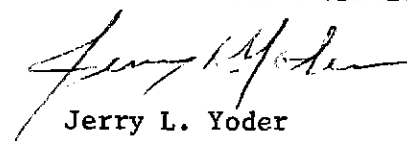
Re: Application for Permit No. 63-7805 - Garden City, Idaho

Dear Mr. Foit:

This is in regard to the above referenced application for a permit to appropriate water. We have received for our review and approval, plans and specifications for a new well to serve Garden City and do not object to issuance of this permit.

Sincerely,

DEPARTMENT OF ENVIRONMENTAL
AND COMMUNITY SERVICES



Jerry L. Yoder
Regional Environmental Supervisor

JLY/1h

63 7805

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

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



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

July 6, 1973

RE: NOTICE OF CORRECTION NO. 63-7805

The Idaho Statesman
Box 2640
Boise, Idaho 83701

Gentlemen:

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

~~After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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)

Sincerely,

63 7805

NOTICE OF CORRECTION

C
O
P
Y
Notice is hereby given that notice of Application for Permit No. 63-7805 in the name of the CITY OF GARDEN CITY was published in error on June 14, 1973 and June 21, 1973.

The place of use was advertised as being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4 (5 acres), NE $\frac{1}{4}$, NW 1/8, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5 (410 acres), E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 6 (22 acres), all in T. 3 N., R. 2 E., B.M.; SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32 (154 acres), W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 31 (357 acres), SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30 (30 acres), all in T. 4 N., R. 2 E., B.M. WHEREAS, the actual place of use is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4 (5 acres), NE $\frac{1}{4}$, NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5 (410 acres), E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 6 (22 acres), all in T. 3 N., R. 2 E., B.M.; SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32 (154 acres), W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 31 (³⁵⁷~~347~~ acres), SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30 (30 acres), all in T. 4 N., R. 2 E., B.M.

Any protest against approval of this application must be filed with the Idaho Department of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83720, on or before July 30, 1973.

R. KEITH HIGGINSON, Director

Published in the Idaho Statesman, Boise, Idaho on July 12, 1973 and July 19, 1973.

June 29, 1973

RE: APPLICATION NO. 63-7805

C
City of Garden City
ATTN: GEORGE PRITCHARD, Mayor
City Hall, 201 W. 33rd Street
Garden City, Idaho 83704

Dear Mr. Pritchard:

O
We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 63-7805. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

- P
1. Will the proposed use reduce the quantity of water under existing water rights?
 2. Is the proposed water supply insufficient for the purposes intended?
 3. Is the application made in good faith or for delay or speculative purposes?
 4. Has the applicant sufficient financial resources with which to complete the project?

Y
The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of 0.02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required. (Section 42-202, Idaho Code)

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Sincerely,

KENNETH H. FOIT, P.E.
Western District Engineer

KHF:mkp

63 7805

Enclosure

cc: Cynthia M. Brigg, P.E., Garden City Engineer

cc: State Office

June 29, 1973

RE: APPLICATION NO. 63-7805 CITY OF GARDEN CITY

Boise Water Corporation
ATTN: JOHN S. ANDERSON, District Manager
500 Idaho St., P. O. Box 7488
Boise, Idaho 83707

Gentlemen:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

KENNETH H. POIT, P.E.
Western District Engineer

KHE:am

cc: State Office

63 7805

June 8, 1973

C
RE: APPLICATION FOR PERMIT NO. 63-7805

C
State of Idaho
Environmental Protection & Health
ATTN: VAUGHN ANDERSON
STATEHOUSE MAIL

Dear Mr. Anderson:

P
Enclosed, find a copy of the above referenced Application for Permit involving a group water supply.

If you should have any questions in reference to this matter, please do not hesitate to contact this Department.

Sincerely,

Y
KENNETH R. FOIT, PLEP
Western District Engineer

KHF:mkp

Enclosure

63 7805

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

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



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

June 7, 1973

RE: APPLICATION FOR PERMIT NO. 63-7805 CITY OF GARDEN CITY

The Idaho Statesman
Box 2640
Boise, Idaho 83701

Gentlemen:

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

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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)

Sincerely,

63 7805

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that CITY OF GARDEN CITY, City Hall, 201 West
33 Street, Garden City, Idaho
has on June 1, 1973 submitted Application No. 63-7805
for a permit to appropriate 6 cubic feet per second ~~XXXXXX~~
~~XXXXXXXXXX~~ of water from a groundwater source
by means of municipal water system
within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, T. 3 N., R. 2 E., B.M., Ada County

to be used from Jan. 1 to Dec. 31 for domestic and fire protection purposes
~~FOR~~ and from May 15 to Nov. 15 for the irrigation of 978 acres within the
SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4 (5 acres), NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 5 (410 acres),
~~XXXXXXXXXX~~ E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 6 (22 acres), all in T. 3 N., R. 2 E., B.M.; SW $\frac{1}{4}$ NW $\frac{1}{4}$,
SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32 (154 acres), W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 31
(357 acres), SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30 (30 acres), all in T. 4 N., R. 2 E., B.M.

If issued, this permit will be subject to all prior water rights. Pro-
tests against the granting of the permit must be filed with the Idaho Depart-
ment of Water Administration, Statehouse, Boise, Idaho, 83707, on or before
July 2, 1973.

R. KEITH HIGGINSON

Director

63 7805

Published in the Idaho Statesman, Boise, Idaho

on June 14, 1973 and June 21, 1973